

JUNE 06, 2019

THE REGULAR WEEKLY MEETING OF THE CARBON COUNTY BOARD OF COMMISSIONERS CONVENED THIS DATE AT 10:31 A.M. IN THE COMMISSIONER'S MEETING ROOM, CARBON COUNTY ADMINISTRATION BUILDING, JIM THORPE, PENNSYLVANIA.

PRESENT WERE COMMISSIONERS NOTHSTEIN AND O'GUREK, CHIEF CLERK/COUNTY ADMINISTRATOR AHNER, SECRETARY III JEN BOGER, AND EXECUTIVE SECRETARY MARIANNE BUTRIE.

THE COUNTY CONTROLLER, COUNTY TREASURER, COUNTY SHERIFF, HUMAN RESOURCES DIRECTOR, AND THE COURT ADMINISTRATOR WERE ALSO PRESENT.

COMMISSIONER GERHARD AND SOLICITOR MISCAVIGE WERE ABSENT.

MOMENT OF SILENCE:

A MOMENT OF SILENCE WAS OBSERVED.

PRAYER:

COMMISSIONER O'GUREK OFFERED THE PRAYER.

PLEDGE OF ALLEGIANCE:

THE MEETING OPENED WITH THE PLEDGE OF ALLEGIANCE.

OFFICIAL ACTIONS OF THE CARBON COUNTY BOARD OF COMMISSIONERS:

MINUTES:

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD MAY 30, 2019.

BOARD POLLED: O'GUREK YES
NOTHSTEIN YES

GUESTS: (CONCERNING COUNTY BUSINESS AS PER COUNTY POLICY #2012-01 GOV)

LINDA CHRISTMAN, PENN FOREST TOWNSHIP

RE: THANKED THE BOARD FOR THEIR SUPPORT
RELATIVE SAVE CARBON COUNTY GROUP TO THE
PROPOSED PENNEAST PIPELINE, NOTING THAT
SHE BELIEVES CARBON COUNTY WAS THE ONLY
COUNTY TO REGISTER AS AN INTERVENER, ONE OF
TWO COUNTIES TO PASS A RESOLUTION LISTING
ENVIRONMENTAL CONCERNS, SPOKE AT A PUBLIC
HEARING, AND LISTENED AND SUPPORTED THEM
FOR THE FOUR YEARS THEY HAVE BEEN FIGHTING
THE PIPELINE

COMMISSIONER O'GUREK STATED FOR THE RECORD THAT WE NEED TO TALK TO OUR FEDERAL LAWMAKERS ABOUT AGENCIES WITHIN THE FEDERAL GOVERNMENT, LIKE FERC AND HOW THEY CONDUCT BUSINESS. NO ONE FROM FERC ATTENDED THE HEARINGS EXCEPT STAFF MEMBERS RECORDING WHAT WAS SAID

EXECUTIVE SESSIONS:

THE CHAIRMAN REPORTED THAT THERE WERE NO EXECUTIVE SESSIONS HELD.

DEPARTMENT REPORTS:

CHIEF CLERK/COUNTY ADMINISTRATOR:

BUDGET TRANSFERS:

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE THE BUDGET TRANSFERS AS LISTED ON TRANSMITTALS DATED JUNE 6, 2019.

BOARD POLLED: O'GUREK YES
 NOTHSTEIN YES

SUPPLEMENTAL APPROPRIATIONS:

THERE WERE NO SUPPLEMENTAL APPROPRIATIONS.

EXPENDITURE APPROVAL:

GENERAL FUND CLEARING ACCOUNT:

APPROVAL OF CHECK NUMBERS 206309 THROUGH 206415 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$	527,334.03
COUNTY PARKING FUND	\$	2,759.40
LIQUID FUELS FUND	\$	66.64
AREA AGENCY ON AGING FUND	\$	73,297.38
CHILDREN & YOUTH FUND	\$	41,894.38
HUMAN SERVICE AGENCY FUND	\$	937.25
DOMESTIC RELATIONS FUND	\$	23,149.56
WORKFORCE INVESTMENT ACT FUND	\$	8,017.88
PARKS & RECREATION FUND	\$	11,086.93
9-1-1 FUND	\$	24,321.42
HUMAN SERVICE DEVELOPMENT FUND	\$	10,000.00
VITAL STATS IMPROVEMENT FUND	\$	9,470.00
CAPITAL PROJECTS FUND	\$	143,152.45
FRINGE BENEFIT PAYMENT FUND	\$	473,072.00
TAX CLAIM FUND	\$	<u>236,510.15</u>
TOTAL:	\$	1,585,069.47

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE PAYMENT OF THE CHECK NUMBERS AS LISTED ABOVE.

BOARD POLLED: O'GUREK YES*
 NOTHSTEIN YES

* MR. O'GUREK STATED, "ORDINARILY I WOULD ABSTAIN FROM VOTING FROM A BILL PAYMENT TO BLUE RIDGE COMMUNICATIONS DUE TO MY ASSOCIATION PART-TIME WITH THE TIMES NEWS, WHICH IS A SISTER COMPANY TO BLUE RIDGE, BUT SINCE THE ETHICS COMMISSION BELIEVES THAT WHEN THERE IS A COMMISSIONER ABSENT, I HAVE THE

PREROGATIVE TO VOTE TO EFFECTUATE PAYMENT OF BILLS, MY VOTE IS YES.”

TREASURER’S REPORT:

MOTION BY MR. O’GUREK, SECONDED BY MR. NOTHSTEIN, TO ACCEPT THE TREASURER’S REPORT DATED MAY 27, 2019 TO MAY 31, 2019 REPORTING BALANCES AS FOLLOWS:

BALANCES AS OF MAY 31, 2019:

GENERAL FUND CHECKING ACCOUNT	\$ 6,298.64
GENERAL FUND SP NOW	\$ 5,637,163.31
OPERATING RESERVE FUND	\$ 967,792.43
RENTAL PROPERTY FUND	\$ 183,351.52
COUNTY PARKING FUND	\$ 1,049,342.49
LIQUID FUELS TAX FUND	\$ 527,650.34
AREA AGENCY ON AGING FUND	\$ 307,250.88
CHILDREN & YOUTH FUND	\$ 692,407.94
HUMAN SERVICE AGENCY FUND	\$ 19,940.31
DOMESTIC RELATION IV-D FUND	\$ 141,754.58
WORKFORCE INVESTMENT ACT	\$ 35,590.13
PARKS & RECREATION FUND	\$ 127,478.44
CARBON TRANSPORTATION SYSTEM FUND	\$ 233,357.70
9-1-1 FUND	\$ 1,464,862.26
HAZMAT RESPONSE FUND	\$ 147,901.39
OFFENDER SUPERVISION FUND	\$ 260,467.85
ADULT ELECTRONIC MONITORING FUND	\$ 199,704.35
FARMLAND PRESERVATION FUND	\$ 40,374.55
HUMAN SERVICE DEVELOPMENT FUND	\$ 24,618.62
HOMELESS GRANT FUND	\$ 8,044.14
CENTRALIZED BOOKING FUND	\$ 131,724.31
VICTIM/WITNESS FUND	\$ 14,433.49
RECORDER OF DEEDS IMPROVEMENT FUND	\$ 29,438.81
COUNTY RECORDS IMPROVEMENTS FUND	\$ 5,269.80
JUVENILE SUPERVISION FEE FUND	\$ 35,409.86
COMMUNITY SERVICE FEE FUND	\$ 9,044.48
PROTHONOTARY AUTOMATION FUND	\$ 81,210.44
AFFORDABLE HOUSING FUND	\$ 301,920.44
CLERK OF COURTS AUTOMATION FUND	\$ 1,892.93
REGISTER OF WILLS AUTOMATION FUND	\$ 11,064.38
JUVENILE ELECTRONIC MONITORING FUND	\$ 6,186.85
VITAL STATS IMPROVEMENT FUND	\$ 44,762.61
SUBSTANCE ABUSE EDUCATION	\$ 147,434.07
LIQUID FUELS/ACT 44	\$ 452,934.29
HIGHWAY BRIDGE IMPROVEMENT ACT 13	\$ 524,713.17
VICTIMS SERVICES FUND	\$ 50,545.02
HOTEL ROOM EXCISE TAX FUND	\$ 873.89
CDBG FUND	\$ 9.81
DEBT SERVICE FUND	\$ 885,162.19
CAPITAL PROJECTS FUND	\$ 16,825,330.56
FRINGE BENEFIT PAYMENT FUND	\$ 544,905.19
PAYROLL FUND	\$ 27,698.45
TAX CLAIM FUND	\$ 876,602.34

BOARD POLLED: O’GUREK YES

NOTHSTEIN YES

THE CHAIRMAN RECESSED THE REGULAR MEETING AT 10:34 A.M. IN ORDER TO CONVENE THE MONTHLY SALARY BOARD MEETING.

THE BOARD RECONVENED THE REGULAR MEETING AT 10:44 A.M.

PERSONNEL REPORT:

RESIGNATION:

KATHERYN M. LABOSKY, NESQUEHONING, PA - AGING CASE AIDE II, AREA AGENCY ON AGING - EFFECTIVE MAY 16, 2019.

HIRES:

DENNIS J. MCGINLEY, JR., JIM THORPE, PA - SUMMER SUPERVISOR, LIQUID FUELS SUMMER PROGRAM – EFFECTIVE JUNE 17, 2019.

GUNNAR B. REHRIG, JIM THORPE, PA - SUMMER LABORER, LIQUID FUELS SUMMER PROGRAM – EFFECTIVE JUNE 10, 2019.

CLERK OF COURTS APPOINTMENT:

ADAM J. NEVENGLOSKY, NESQUEHONING, PA - CLERICAL SPECIALIST – EFFECTIVE JUNE 10, 2019.

CHANGE OF STATUS:

GAIL M. MAREK, NESQUEHONING, PA
FROM: SECRETARY III, CHILDREN & YOUTH SERVICES
TO: FISCAL ASSISTANT, CHILDREN & YOUTH SERVICES
EFFECTIVE: JUNE 10, 2019

SEMINAR/TRAINING REQUESTS:

PLANNING & DEVELOPMENT

DAVID J. BODNAR
PENNDOT DISTRICT 5-0 MEETING
ALLENTOWN, PA

COURTS SEMINAR/TRAINING REQUEST ACKNOWLEDGEMENTS:

ADULT PROBATION

RICHMOND S. PARSONS
2019 COUNTY CHIEF ADULT PROBATION AND PAROLE OFFICERS ASSOCIATION OF PENNSYLVANIA
QUARTERLY MEETINGS:
CASE MANAGEMENT SYSTEMS AND GENERAL MEMBERSHIP
EXECUTIVE COMMITTEE, ANNUAL CONFERENCE, CASE MANAGEMENT SYSTEMS, AND GENERAL MEMBERSHIP
EBP – CPO SUBGROUP, EXECUTIVE COMMITTEE, CASE MANAGEMENT SYSTEMS, GENERAL MEMBERSHIP
STATE COLLEGE, PA
COST: LODGING

RICHMOND S. PARSONS
ANNUAL ADULT PROBATION USER CONFERENCE
STATE COLLEGE, PA

JUNE 06, 2019

COST: LODGING

DOMESTIC RELATIONS

VERA E. KOIN

THE 2019 JUSTICE SYSTEM AND COMMUNITY RESOURCES LEARNING SERIES

PRE-CONVICTION AND JUDICIAL

POST-CONVICTION AND COMMUNITY SUPERVISION

CORRECTIONS AND PRISON PROGRAMS

CASE MANAGEMENT AND BEHAVIORAL HEALTH TREATMENT

COMMUNITY RESOURCES PART 1

COMMUNITY RESOURCES PART 2

BOWMANSTOWN, PA

COST: MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

JUVENILE COURT

KIMMY L. MULIK

AWARDS COMMITTEE MEETING

PITTSBURG, PA

COST: MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO ACCEPT THE PERSONNEL REPORT
DATED JUNE 6, 2019.

BOARD POLLED:	O'GUREK	YES
	NOTHSTEIN	YES

CORRESPONDENCE:

THE MAY 2019 MONTHLY REPORT WAS RECEIVED FROM THE CARBON COUNTY REGISTER OF WILLS.

MAY 2019 REPORT, PREPARED JUNE 6, 2019, TO CARBON COUNTY STAKEHOLDERS REGARDING THE
PENNEAST/UGI PIPELINE PROJECT WAS RECEIVED FROM SAVE CARBON COUNTY.

A COMMUNICATION WAS RECEIVED REGARDING THE FOLLOWING PENNSYLVANIA DEPARTMENT OF
ENVIRONMENTAL PROTECTION PERMIT APPLICATION:

AMERICAN ZINC RECYCLING CORPORATION, PALMERTON, PA

AIR QUALITY PLAN APPROVAL APPLICATION

CHANGE ALLOWABLE VOC EMISSION RATES FROM KILNS

WOODLAND DESIGN ASSOCIATES, INCORPORATED, HONESDALE, PA

FOR PPL ELECTRIC UTILITIES CORPORATION

WEISSPORT TAP 69 KV CELLON REPLACEMENT PROJECT

NPDES PERMIT FOR STORMWATER ASSOCIATED WITH CONSTRUCTION

LOWER TOWAMENSING TOWNSHIP, FRANKLIN TOWNSHIP

***COUNTY LAND USE LETTER REQUEST**

CORRESPONDENCE WAS RECEIVED FROM THE PENNSYLVANIA DEPARTMENT OF HUMAN SERVICES
REGARDING THE SETTLEMENT OF THE CHILD WELFARE PROGRAM SUPPLEMENTAL FINANCIAL
SCHEDULE FOR PERIODS JULY 1, 2012 THROUGH JUNE 30, 2013 AND JULY 1, 2013 THROUGH JUNE 30, 2014.
BASED ON THE DEPARTMENT OF THE AUDITOR GENERAL'S ADJUSTMENTS AND THE RESULTS OF THE
TITLE IV-E RECONCILIATION PROCESS FOR THESE TIME PERIODS, A FUTURE QUARTERLY ACT 148
PAYMENT WILL BE INCREASED BY \$35,744.

ADVERTISING REQUEST:

#19-268 JOB OPENINGS/AGENCY ON AGING:

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO AUTHORIZE THE ADVERTISING OF A LEGAL NOTICE REGARDING AREA AGENCY ON AGING JOB OPENINGS FOR THE SENIOR CENTER OPERATOR I AND AGING CASE AIDE II IN THE TIMES NEWS AND STANDARD SPEAKER WHEN POSITIONS BECOME AVAILABLE ON THE CIVIL SERVICE EMPLOYMENT WEBSITE.

BOARD POLLED: O'GUREK YES*
NOTHSTEIN YES

* MR. O'GUREK STATED, "I WOULD ORDINARILY NOT VOTE FOR IT, I WOULD ABSTAIN BECAUSE I AM A PART-TIME EMPLOYEE OF THE TIMES NEWS WHERE THE ADVERTISEMENT WILL BE PUBLISHED."

BIDS/FOOD SERVICE/CCCF:

#19-269 ADDENDUM #1:

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE AND ACCEPT ADDENDUM #1 TO THE FOOD SERVICE PROJECT AT THE CARBON COUNTY CORRECTIONAL FACILITY (CCCF) EXTENDING THE BID SUBMITTAL DEADLINE FROM JUNE 10, 2019 AT 3:30 P.M. TO JUNE 24, 2019 AT 3:30 P.M. AND BID OPENING DATE FROM JUNE 13, 2019 TO JUNE 27, 2019.

BOARD POLLED: O'GUREK YES
NOTHSTEIN YES

BOARDS & AUTHORITIES:

#19-270 POCONO COUNTIES WIOA:

REAPPOINTMENTS:

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE THE FOLLOWING REAPPOINTMENTS TO THE POCONO COUNTIES WORKFORCE INNOVATION & OPPORTUNITY ACT (WIOA) DEVELOPMENT BOARD FOR THREE-YEAR TERMS TO END JUNE 30, 2022:

- CRAIG ZURN, PRESIDENT/CEO
- JIM THORPE NEIGHBORHOOD BANK
- TERRANCE PURCELL, VICE-PRESIDENT/MARKET DEVELOPMENT
- LEHIGH VALLEY HEALTH NETWORK
- SUSAN STORM, ASST. DISTRICT ADMINISTRATOR
- OFFICE OF VOCATION REHABILITATION

BOARD POLLED: O'GUREK YES
NOTHSTEIN YES

PURCHASE/SERVICE AGREEMENTS:

#19-271 EDWARDS/AGENCY ON AGING:

A PURCHASE/SERVICE AGREEMENT (SOURCEWELL #083116-KON) WITH EDWARDS BUSINESS SYSTEMS, WYOMISSING, PENNSYLVANIA, FOR A NEW KONICA MINOLTA BIZHUB MODEL C558 COLOR PRINTER/COPIER/SCANNER (\$9,963.00) FOR THE AREA AGENCY ON AGING WAS SUBMITTED FOR BOARD ACTION.

SERVICE WILL BE BILLED QUARTERLY \$0.0071/B&W COPY, \$0.0459/COLOR COPY WHICH INCLUDES TONER, PARTS, AND LABOR. PRICE WILL BE FIXED FOR THREE (3) YEARS FROM DATE OF INSTALLATION.

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE AND AUTHORIZE EXECUTION OF THE AGREEMENT WITH EDWARDS BUSINESS SYSTEMS.

BOARD POLLED: O'GUREK YES

NOTHSTEIN YES

#19-272 EDWARDS/DISTRICT ATTORNEY:

A PURCHASE/SERVICE AGREEMENT (SOURCEWELL #083116-KON) WITH EDWARDS BUSINESS SYSTEMS, WYOMISSING, PENNSYLVANIA, FOR A NEW KONICA MINOLTA BIZHUB MODEL 458E B/W PRINTER/COPIER/SCANNER (\$5,514.00) TO BE LOCATED IN THE DISTRICT ATTORNEY'S OFFICE WAS SUBMITTED FOR BOARD ACTION.

SERVICE COST WILL BE BILLED QUARTERLY \$0.0073/B&W COPY, WHICH INCLUDES TONER, PARTS, AND LABOR. PRICE WILL BE FIXED FOR THREE (3) YEARS FROM DATE OF INSTALLATION.

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE AND AUTHORIZE EXECUTION OF THE AGREEMENT WITH EDWARDS BUSINESS SYSTEMS.

BOARD POLLED: O'GUREK YES
NOTHSTEIN YES

SHERIFF:

#19-273 GRANT/VESTS:

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE A REQUEST FROM THE SHERIFF'S OFFICE TO RATIFY SUBMISSION OF A GRANT APPLICATION THROUGH THE U.S. DEPARTMENT OF JUSTICE ASSISTANCE BULLETPROOF VESTS PARTNERSHIP ACT TO HELP OFFSET COSTS OF ELEVEN (11) BALLISTIC VESTS FOR DEPUTIES IN THE SHERIFF'S OFFICE. ESTIMATED COST: \$8,360.00 (GRANT WILL PAY UP TO 50% OF COST).

BOARD POLLED: O'GUREK YES
NOTHSTEIN YES

SOLICITOR'S REPORT:

EMERGENCY OPERATIONS & TRAINING FACILITY:

#19-274 CHANGE ORDER #3/BRUCE GEORGE PAVING:

CHANGE ORDER #3 TO THE CONTRACT WITH BRUCE GEORGE PAVING & EXCAVATING, INCORPORATED, KUNKLETOWN, PENNSYLVANIA, FOR THE EMERGENCY OPERATIONS TRAINING FACILITY PROJECT WAS RECEIVED FROM THE COUNTY ENGINEER.

THE CHANGE ORDER IS TO PROVIDE AND INSTALL FOUR (4) 2 INCH PVC CONDUITS AT NO ADDITIONAL CHARGE, EXTENDS THE COMPLETION DATE FROM MAY 31, 2019 TO SEPTEMBER 27, 2019, AND CORRECTS THE CONTRACT TOTAL DUE TO AN ERROR ON CHANGE ORDER #2. CORRECT CONTRACT TOTAL IS \$827,424.87.

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO APPROVE AND EXECUTE CHANGE ORDER #3 TO THE CONTRACT WITH BRUCE GEORGE PAVING & EXCAVATING.

BOARD POLLED: O'GUREK YES
NOTHSTEIN YES

#19-275 PROPOSAL/PHASE IB:

CLEARING:

A COMMUNICATION WAS RECEIVED FROM THE COUNTY ENGINEER ENCLOSING A PROPOSAL FROM BRUCE GEORGE PAVING & EXCAVATING, INCORPORATED, KUNKLETOWN, PENNSYLVANIA, IN THE AMOUNT OF \$150.00/HOUR TO CLEAR AN AREA TO PROVIDE ACCESS FOR CORE BORINGS NEEDED FOR PHASE IB OF THE EMERGENCY OPERATIONS & TRAINING CENTER (EOTC) PROJECT.

THE CHAIRMAN ADDED THAT CURRENTLY THERE ARE TREES IN THE AREA AND THE CLEARING IS

NOT EXPECTED TO EXCEED EIGHT (8) HOURS.

MOTION BY MR. O'GUREK, SECONDED BY MR. NOTHSTEIN, TO ACCEPT THE PROPOSAL FROM BRUCE GEORGE PAVING & EXCAVATING AS SUBMITTED.

BOARD POLLED: O'GUREK YES
NOTHSTEIN YES

FURTHER BUSINESS:

#19-276 MEETINGS:

THE CHAIRMAN NOTED THAT THERE WILL BE A SOLID WASTE ADVISORY COMMITTEE (SWAC) BOARD MEETING AND PUBLIC HEARING WILL BE HELD ON JUNE 25TH AT 6:00 P.M. IN THE ADMINISTRATION BUILDING. THIS WILL BE THE FINAL MEETING BEFORE ADOPTION OF THE SOLID WASTE PLAN.

A MEETING OF THE COUNCIL OF GOVERNMENTS (COG) SCHEDULED TO BE HELD AT 7:00 P.M. WILL BE HELD IMMEDIATELY FOLLOWING THE SWAC MEETING.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 10:51 A.M.

ELOISE K. AHNER,
CHIEF CLERK/COUNTY ADMINISTRATOR

WAYNE E. NOTHSTEIN, CHAIRMAN