

THE REGULAR WEEKLY MEETING OF THE CARBON COUNTY BOARD OF COMMISSIONERS CONVENED THIS DATE AT 10:32 A.M. IN THE COMMISSIONER'S MEETING ROOM, COURTHOUSE ANNEX, JIM THORPE, PENNSYLVANIA.

PRESENT WERE COMMISSIONERS NOTHSTEIN, GERHARD, AND O'GUREK, CHIEF CLERK/COUNTY ADMINISTRATOR AHNER, SOLICITOR MISCAVIGE, AND EXECUTIVE SECRETARY MARIANNE BUTRIE.

THE COUNTY CONTROLLER, COUNTY TREASURER, DIRECTOR OF ELECTIONS, 9-1-1 DIRECTOR AND ASSISTANT COURT ADMINISTRATOR HAMM WERE ALSO PRESENT.

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. GERHARD, TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD JANUARY 3, 2017, NOTING THE FOLLOWING CHANGE: THE VICE-CHAIRMAN OFFERED THE PRAYER.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

GUESTS (CONCERNING COUNTY BUSINESS):

THERE WERE NO GUESTS CONCERNING COUNTY BUSINESS.

EXECUTIVE SESSIONS:

THE CHAIRMAN REPORTED THAT THERE WERE NO EXECUTIVE SESSIONS HELD.

DEPARTMENT REPORTS:

CHIEF CLERK/COUNTY ADMINISTRATOR:

BUDGET TRANSFERS:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE BUDGET TRANSFERS AS LISTED ON TRANSMITTALS DATED JANUARY 12, 2017.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

SUPPLEMENTAL APPROPRIATIONS:

THERE WERE NO SUPPLEMENTAL APPROPRIATIONS.

EXPENDITURE APPROVAL:

PAYROLL FUND CHECKING ACCOUNT:

APPROVAL OF PAYROLL CHECK NUMBERS 67407 THROUGH 67440 AND DIRECT DEPOSIT CHECK NUMBERS 5102481 THROUGH 5102820 FOR THE NET PAYROLL PAID THROUGH THE PAYROLL FUND CHECKING ACCOUNT FOR ALL COUNTY FUNDS TOTALING \$319,957.58 (PAYROLL DATED JANUARY 6, 2017).

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RATIFY PAYMENT OF THE PAYROLL CHECKS AS LISTED ABOVE.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

GENERAL FUND CLEARING ACCOUNT:

APPROVAL OF CHECK NUMBERS 127920 THROUGH 128158 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 104,372.20
RENTAL PROPERTY FUND	\$ 2,161.72
COUNTY PARKING FUND	\$ 3,236.29
LIQUID FUELS TAX FUND	\$ 11,011.00
AREA AGENCY ON AGING FUND	\$ 11,484.07
CHILDREN & YOUTH FUND	\$ 67,244.29
HUMAN SERVICE AGENCY FUND	\$ 1,289.58
DOMESTIC RELATIONS 4D FUND	\$ 2,753.49
WORKFORCE INVESTMENT ACT FUND	\$ 73.34
PARKS & RECREATION FUND	\$ 4,518.48
9-1-1 FUND	\$ 22,046.77
HAZ-MAT RESPONSE FUND	\$ 59.34
CENTRALIZED BOOKING FUND	\$ 6,522.00
VICTIM/WITNESS FUND	\$ 80.16
PROTHONOTARY AUTOMATION FUND	\$ 600.00
AFFORDABLE HOUSING FUND	\$ 1.36
CDBG FUND	\$ 11.66
CAPITAL PROJECTS FUND	\$ 3,500.00
PAYROLL FUND	\$ 48,458.98
TAX CLAIM FUND	\$ <u>206,453.53</u>
TOTAL:	\$ 495,878.26

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

BOARD POLLED:	O'GUREK	YES*
	GERHARD	YES
	NOTHSTEIN	YES

* MR. O'GUREK VOTED YES WITH THE EXCEPTION OF BILLS FOR PENTELEDATA, BLUE RIDGE COMMUNICATIONS, THE TIMES NEWS, AND THE PALMERTON TELEPHONE COMPANY, HE ABSTAINED.

TREASURER'S REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT
DATED JANUARY 6, 2017 REPORTING BALANCES AS FOLLOWS:

BALANCES AS OF JANUARY 6, 2017:

GENERAL FUND CHECKING ACCOUNT	\$	0.00
PAYROLL CHECKING ACCOUNT	\$	142,828.77
GENERAL FUND SP NOW	\$	8,562,969.27
OPERATING RESERVE	\$	935,206.37
RENTAL PROPERTY	\$	221,987.21
PARKING FUND	\$	655,390.45
LIQUID FUELS	\$	466,059.74
AREA AGENCY ON AGING	\$	462,540.54
CHILDREN & YOUTH	\$	1,017,910.45
HUMAN SERVICES AGENCY	\$	16,698.36
DOMESTIC RELATIONS	\$	139,582.58
WORKFORCE INVESTMENT ACT	\$	25,531.04
PARKS & RECREATION FUND	\$	126,117.81
CARBON TRANSPORTATION	\$	179.89
9-1-1 FUND	\$	1,365,005.94
HAZMAT FUND	\$	113,914.26
OFFENDER SUPERVISION	\$	504,203.83
ADULT ELECTRONIC MONITORING	\$	180,678.87
FARMLAND PRESERVATION	\$	98,717.36
HUMAN SERVICES DEVELOPMENT	\$	18,617.84
HOMELESS GRANT	\$	194.88
CENTRALIZED BOOKING	\$	87,446.92
VICTIM WITNESS	\$	6,746.23
RECORDER OF DEEDS	\$	39,343.41
RECORDS IMPROVEMENTS	\$	15,748.90
JUVENILE SUPERVISION FEE	\$	28,627.02
COMMUNITY SERVICE FEE	\$	12,801.83
PROTHONOTARY AUTOMATION	\$	43,476.56
AFFORDABLE HOUSING	\$	311,998.56
CLERK OF COURTS	\$	3,591.19
REGISTER OF WILLS	\$	12,900.30
JUVENILE ELECTRONIC MONITORING	\$	5,837.63
VITAL STATISTICS	\$	47,552.54
SUBSTANCE ABUSE EDUCATION FUND	\$	101,516.85
LIQUID FUELS/ACT 44 FUND	\$	262,595.75
ACT 13 BRIDGE IMPROVEMENT FUND	\$	338,122.47
VICTIMS SERVICE FUND	\$	54,158.59
HOTEL EXCISE TAX FUND	\$	33,255.58
CDBG FUND	\$	67.66
DEBT SERVICE	\$	1,639,579.91
CAPITAL PROJECTS	\$	10,723,053.08
FRINGE BENEFITS	\$	604,042.68
TAX CLAIM	\$	489,912.20

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

PERSONNEL REPORT:

RESIGNATIONS:

SUZETTE A. KURTZ, LEHIGHTON, PA – TEMPORARY PARKING ATTENDANT, PARKING FUND – EFFECTIVE JANUARY 1, 2017.

JACKLYN M. BLEW, WEATHERLY, PA – COUNTY CASEWORKER I, CHILDREN & YOUTH SERVICES – EFFECTIVE JANUARY 17, 2017.

AUSTIN D. LESKO, LEHIGHTON, PA – PART-TIME DISPATCHER TRAINEE, COMMUNICATIONS CENTER – EFFECTIVE JANUARY 11, 2017.

KODIE R. PITUCH, JIM THORPE, PA – 911 OPERATOR, COMMUNICATIONS CENTER – EFFECTIVE JANUARY 15, 2017.

HIRE:

MARIAH M. MAY, LEHIGHTON, PA – PART-TIME DISPATCHER TRAINEE, COMMUNICATIONS CENTER – EFFECTIVE JANUARY 17, 2017.

CHANGE OF STATUS:

BRITTANI L. THOMPSON, LEHIGHTON, PA

FROM: PART-TIME DISPATCHER TRAINEE, COMMUNICATIONS CENTER

TO: PART-TIME DISPATCHER, COMMUNICATIONS CENTER

EFFECTIVE: JANUARY 16, 2017

LEAVE OF ABSENCE:

CLERK OF COURTS

IRENE K. THOMAS, JIM THORPE, PA

FIRST DEPUTY

FROM: JANUARY 31, 2017

TO: FEBRUARY 7, 2017

SEMINAR/TRAINING REQUESTS:

AREA AGENCY ON AGING

DONNA SHELLY

KATHERYN LABOSKY

PERSON-CENTERED COUNSELORS WEBINAR

PALMERTON, PA

SUSAN ZEIGLER

MARY ANN MARZEN

CONNIE LYNN

DEENA FITAL

PAM SCHLEICHER

ETHEL WHITE

BENEFITS COUNSELING WEBINAR

PALMERTON, PA

SEMINAR/TRAINING REQUESTS (CONTINUED):

COOPERATIVE EXTENSION

GEORGIA FARROW

PA 4-H STATE LEADERSHIP CONFERENCE AND 2017 PENNSYLVANIA STATE 4-H VOLUNTEER LEADER FORUM
STATE COLLEGE, PA

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED JANUARY 12, 2017.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

CORRESPONDENCE:

MINUTES RECEIVED: NOVEMBER 15, 2016 MEETING OF THE CARBON COUNTY SAFETY COMMITTEE.

A LETTER WAS RECEIVED FROM THE MAUCH CHUNK TRUST COMPANY ADVISING THAT THE BASE/FLOOR RATE FOR COUNTY OF CARBON FUNDS ON DEPOSIT IN DEMAND DEPOSIT ACCOUNTS FOR 2016 HAS BEEN SET AT .35%/.35% APY AND WILL CONTINUE FOR 2017 GUARANTEED THROUGH DECEMBER 31, 2017. EFFECTIVE DECEMBER 30, 2016 THE VARIABLE INTEREST RATE WILL INCREASE TO .50%/.50% APY.

A COMMUNICATION WAS RECEIVED FROM THE PENNSYLVANIA DEPARTMENT OF AGRICULTURE REGARDING REVIEW OF THE SINGLE AUDIT REPORT FOR YEAR ENDED DECEMBER 31, 2014.

ADVERTISING REQUESTS:

#17-002 BIDS/ARCHIVES BUILDING:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT OF INVITATION TO BID FOR THE ARCHIVES BUILDING, GENERAL BUILDING RENOVATIONS.

BOARD POLLED: O'GUREK ABSTAIN
GERHARD YES
NOTHSTEIN YES

#17-003 SPECIAL MEETING:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT SCHEDULING A SPECIAL MEETING OF THE CARBON COUNTY COMMISSIONERS TO BE HELD ON JANUARY 24, 2017 AT 6:30 P.M. IN THE COMMISSIONERS CONFERENCE ROOM #1 TO SET THE SALARIES OF ELECTED OFFICIALS FOR THE YEARS 2020 AND 2021.

BOARD POLLED: O'GUREK ABSTAIN
GERHARD YES
NOTHSTEIN YES

BOARDS & AUTHORITIES:

#17-004 AIRPORT AUTHORITY:

REAPPOINTMENT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE REAPPOINTMENT OF SHAWN KRESGE, JIM THORPE, PENNSYLVANIA, TO SERVE AN ADDITIONAL FIVE-YEAR TERM EFFECTIVE TO DECEMBER 31, 2021.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

#17-005 HOUSING AUTHORITY:

REAPPOINTMENT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE REAPPOINTMENT OF CATHRYN PORAMBO, JIM THORPE, PENNSYLVANIA, TO SERVE AN ADDITIONAL FIVE-YEAR TERM EFFECTIVE TO DECEMBER 31, 2021.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**#17-006 INDUSTRIAL DEVELOPMENT:
REAPPOINTMENT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE REAPPOINTMENT OF RONALD TIRPAK, SUMMIT HILL, PENNSYLVANIA, TO SERVE AN ADDITIONAL FIVE-YEAR TERM EFFECTIVE TO DECEMBER 31, 2021.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

COMMUNICATIONS/911:

#17-007 NEW WORLD/ADDENDUM:

AN ADDENDUM TO THE AGREEMENT WITH NEW WORLD SYSTEMS CORPORATION REGARDING THE MERGER OF NEW WORLD SYSTEMS AND TYLER TECHNOLOGIES, INCORPORATED, WAS PRESENTED FOR BOARD ACTION.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE ADDENDUM.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**#17-008 AMENDMENT/CAD SYSTEM:
TYLER TECHNOLOGIES:**

A COMMUNICATION WAS RECEIVED FROM THE 9-1-1 DIRECTOR ENCLOSING AN AMENDMENT TO THE LICENSE AGREEMENT (EFFECTIVE APRIL 1, 1994) WITH TYLER TECHNOLOGIES (FORMERLY NEW WORLD SYSTEMS) FOR THE 911 CENTER REGARDING AN UPGRADE TO .NET PLATFORM FOR COMPUTER-AIDED DISPATCH (CAD) SOFTWARE.

THE CONTRACT INCLUDES NEW WORLD APPLICATION SOFTWARE - \$116,360; IMPLEMENTATION SERVICES - \$145,300; THIRD PARTY PRODUCTS AND SERVICES - \$35,650; TRAVEL & LIVING - \$30,000, FOR A TOTAL ONE TIME COST OF \$327,310.

THE COST FOR THE 2017 MAINTENANCE AND SUPPORT AGREEMENT COVERING SOFTWARE FOR THE TERM MARCH 1, 2017 THROUGH FEBRUARY 28, 2018 SHALL BE \$41,807 (SAVINGS OF \$28,683).

THE PROJECT HAS BEEN APPROVED AND WILL BE 100% FUNDED THROUGH PEMA (ACT 12 15% INTERCONNECTIVITY FUNDING).

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE AMENDMENT TO THE LICENSE AGREEMENT.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

HUMAN SERVICES:

**#17-009 STATE FOOD PROGRAM:
DISTRIBUTION REPORT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE STATE FOOD PURCHASE PROGRAM DISTRIBUTION REPORT FOR FUNDS RECEIVED FOR THE THIRD QUARTER OF FISCAL YEAR 2016-2017 AS SUBMITTED BY SHEPHERD HOUSE, INCORPORATED.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

#17-010 EXPENSE/DATA REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE SECOND QUARTER EXPENSE AND DATA REPORT FOR THE FY 2016/2017 STATE FOOD PURCHASE PROGRAM TO BE SUBMITTED TO THE PENNSYLVANIA DEPARTMENT OF AGRICULTURE BY SHEPHERD HOUSE, INCORPORATED.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

INFORMATION TECHNOLOGY:

#17-011 PENTELEDATA/AAA:

A COMMUNICATION WAS RECEIVED FROM THE DIRECTOR OF INFORMATION TECHNOLOGY (IT) REQUESTING APPROVAL OF THE CANCELLATION OF AGREEMENT #21457 BETWEEN PENTELEDATA AND THE COUNTY OF CARBON FOR CABLE MODEM DATA ACCOUNT #1876671 (CARBON COUNTY AREA AGENCY ON AGING/VIDEO CONFERENCING) APPROVED 3/05/15 (AGENDA #15-078).

THE SERVICE IS NO LONGER NEEDED. THE EARLY TERMINATION FEE WAS WAIVED AT REQUEST OF THE IT DIRECTOR.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE CANCELLATION OF AGREEMENT #21457.

BOARD POLLED: O'GUREK ABSTAIN
GERHARD YES
NOTHSTEIN YES

#17-012 PENTELEDATA/AAA:

A REQUEST WAS RECEIVED FROM THE DIRECTOR OF INFORMATION TECHNOLOGY (IT) FOR APPROVAL OF THE SERVICE AGREEMENT RENEWAL WITH PENTELEDATA FOR CABLE MODEM ACCESS AT THE CARBON COUNTY AREA AGENCY ON AGING.

THE TERM OF THE AGREEMENT IS THREE (3) YEARS; MONTHLY FEE - \$99.95 (NO CHANGE).

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE AGREEMENT.

BOARD POLLED: O'GUREK ABSTAIN
GERHARD YES
NOTHSTEIN YES

INSURANCE:

#17-013 WORKERS COMPENSATION:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE PROPOSAL FROM THE HOUSING AND REDEVELOPMENT INSURANCE EXCHANGE (HARIE) FOR WORKERS COMPENSATION INSURANCE FOR CALENDAR YEAR 2017 IN THE AMOUNT OF \$398,584 (INCREASE OF \$44,957 FROM 2016).

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

LIQUID FUELS:

#17-014 ACT 44 REPORT:

THE ANNUAL REPORT TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION SHOWING THE BALANCE OF ACT 44/89 FUNDS FOR CALENDAR YEAR 2016 AS OF 12/31/16 TO BE \$262,595.75 WAS SUBMITTED FOR BOARD ACTION.

THIS IS REPORTING REQUIREMENT FOR FUNDS WHICH THE COUNTY RECEIVED AND CAN ONLY BE UTILIZED FOR CONSTRUCTION, RECONSTRUCTION, MAINTENANCE AND REPAIR OF BRIDGES.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE THE SUBMISSION OF THE REPORT.

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

#17-015 ANNUAL REPORT:

THE ANNUAL REPORT TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR THE LIQUID FUELS TAX FUND ACCOUNT WAS SUBMITTED LISTING AN UNENCUMBERED BALANCE OF \$335,328.00 AS OF 12/31/16 AND LISTING ENCUMBRANCES AS FOLLOWS:

BRIDGE #4 PACKER TOWNSHIP (REPLACEMENT) \$335,328.00

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE REPORT.

THE COUNTY ADMINISTRATOR REQUESTED THE BOARD CORRECT THE MOTION, NOTING THAT LIQUID FUELS TAX ACCOUNT HAS AN UNENCUMBERED BALANCE OF \$130,731.74.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RESCIND THE MOTION DUE TO THE CORRECTION.

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE SUBMISSION OF THE REPORT NOTING THE CORRECTED UNENCUMBERED BALANCE OF \$130,731.74

BOARD POLLED: O'GUREK YES
 GERHARD YES
 NOTHSTEIN YES

PLANNING & DEVELOPMENT:

#17-016 CDBG/CHANGE ORDER/PALMERTON:

CHANGE ORDER #1 TO THE CONTRACT WITH LUZERNE COUNTY SITE CONTRACTORS, HAZLETON, PENNSYLVANIA FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) STREET IMPROVEMENTS/ LEHIGH AVENUE – ADA INTERSECTIONS PROJECT, PALMERTON BOROUGH, FY 2014, WAS SUBMITTED FOR APPROVAL AND EXECUTION.

THE CHANGE ORDER DECREASES THE PRICE \$6,917.00, FOR A NEW TOTAL CONTRACT PRICE OF \$46,783.00. ORIGINAL CONTRACT: \$53,700.00.

MOTION BY MR. GERHARD, SECONDED BY MR. O’GUREK, TO APPROVE AND EXECUTE CHANGE ORDER #1 TO THE CONTRACT WITH LUZERNE COUNTY SITE CONTRACTORS.

BOARD POLLED:	O’GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

SERVICE AGREEMENTS:

GUYETTE/COURTS:

#17-017 AGREEMENT TERMINATION:

A COMMUNICATION WAS RECEIVED FROM THE COURT ADMINISTRATOR REQUESTING BOARD ACTION TO TERMINATE THE SERVICE AGREEMENT WITH GUYETTE COMMUNICATION INDUSTRIES CORPORATION, PLYMOUTH, PENNSYLVANIA, COVERING THE SOUND SYSTEMS IN BOTH COURTROOMS #1 AND #2 FOR THE TERM 1/01/17 TO 12/31/17 (AGENDA #16-434).

MOTION BY MR. GERHARD, SECONDED BY MR. O’GUREK, TO TERMINATE THE AGREEMENT WITH GUYETTE (AGENDA #16-434).

BOARD POLLED:	O’GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

GUYETTE/COURTS:

#17-018 CONSOLIDATED AGREEMENT:

ADVANTAGE SERVICE AGREEMENT WITH GUYETTE COMMUNICATION INDUSTRIES CORPORATION, PLYMOUTH, PENNSYLVANIA, COVERING THE SOUND SYSTEMS IN COURTROOMS #1, #2 AND #3 WAS SUBMITTED FOR APPROVAL.

THE CONTRACT TERM SHALL BE 1/01/17 TO 12/31/17 AND WILL INCLUDE TWO (2) SCHEDULED TESTING VISITS PER YEAR; 10% DISCOUNT ON ALL PARTS; LABOR RATE OF \$60/HOUR ON SITE MONDAY THRU FRIDAY 8 AM TO 4:30 PM; TRAVEL RATE OF \$52.00/HOUR AT THE COST OF \$475.00.

* THIS CONTRACT REPLACES AGENDA #16-434, SERVICE CONTRACT WITH GUYETTE (COURTROOMS #1 & #2) APPROVED NOVEMBER 17, 2016 AND ELIMINATES THE NEED FOR AGENDA #16-432, SERVICE CONTRACT WITH BERKSHIRE SYSTEMS GROUP (COURTROOM #3), WHICH WAS TABLED NOVEMBER 17, 2016.

MOTION BY MR. GERHARD, SECONDED BY MR. O’GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE AGREEMENT WITH GUYETTE COVERING ALL COURTROOM SOUND SYSTEMS.

BOARD POLLED:	O’GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

SOLICITOR'S REPORT:

AGENCY ON AGING:

#17-019 CONTRACT TERMINATION:

A REQUEST WAS RECEIVED FROM THE AREA AGENCY ON AGING FOR APPROVAL TO TERMINATE THE AGREEMENT WITH AARON HEALTHCARE, INCORPORATED OF ALLENTOWN FOR PROVISION OF PERSONAL CARE AND HOME SUPPORT SERVICES FOR THE TERM JULY 1, 2016 THROUGH JUNE 30, 2018.

* AARON HEALTHCARE, INCORPORATED HAS NO CURRENT CLIENTS AND WAS ACQUIRED BY DEDICATED NURSING ASSOCIATES AS OF DECEMBER 4, 2016.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE TERMINATION OF THE AGREEMENT WITH AARON HEALTHCARE, INCORPORATED.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

LP GAS/RENEWAL:

#17-020 BUTTON OIL & PROPANE:

A REQUEST WAS RECEIVED FROM THE DIRECTOR OF THE PURCHASING DEPARTMENT FOR RENEWAL OF THE AGREEMENT WITH BUTTON OIL & PROPANE OF MOUNTAINTOP, PENNSYLVANIA, FOR LP GAS DELIVERY AND EQUIPMENT TO VARIOUS COUNTY LOCATIONS FOR THE TERM MARCH 1, 2017 TO FEBRUARY 28, 2018.

THE PROFIT MARGIN, BASED UPON THE PUBLISHED PRICE IN THE WALL STREET JOURNAL ON DATE OF DELIVERY, WILL REMAIN THE SAME AT 32.5 CENTS PER GALLON FOR TRANSPORT TRUCK DELIVERIES AND 71.5 CENTS PER GALLON FOR TANK WAGON DELIVERIES.

*FINAL OF TWO (2) RENEWAL TERMS AVAILABLE ON ORIGINAL CONTRACT DATED FEBRUARY 19, 2015.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE RENEWAL WITH BUTTON OIL & PROPANE.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

PARKS/JOSIAH WHITE:

#17-021 ACTIVITIES AGREEMENTS/BANNERS:

SPECIAL ACTIVITIES AGREEMENTS FOR USE OF THE JOSIAH WHITE PARK, ALONG WITH GAZEBO AND BANNER REQUESTS, WERE SUBMITTED FOR THE FOLLOWING:

*JIM THORPE EARTH DAY FESTIVAL (SHELLI HOLLAND, JIM THORPE, PA)
 APRIL 22, 2017 (RAIN DATE – APRIL 23)
 (BANNER REQUEST: 4/08/17 TO 4/22/17)

*2017 WINTER FEST (JIM THORPE TOURIST AGENCY)
 FEBRUARY 18 & 19, 2017
 (BANNER REQUEST: 2/03/17 TO 2/21/17)

*PENDING RECEIPT OF CERTIFICATE OF INSURANCE

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE AGREEMENTS, BANNER AND GAZEBO REQUESTS AS LISTED.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

#17-022 GAZEBO REQUEST:

A REQUEST FOR USE OF THE GAZEBO IN THE JOSIAH WHITE PARK WAS SUBMITTED FOR THE FOLLOWING:

SAMANTHA MILLER & CHRISTOPHER PERKINS, HUMMELSTOWN, PA
WEDDING VOWS – FRIDAY, FEBRUARY 17, 2017 (1 HOUR)

MOTION BY MR. GERHARD, SECONDED BY MR. O’GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE GAZEBO REQUEST.

BOARD POLLED:	O’GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

TAX COLLECTORS:

#17-023 RESOLUTION/COMPENSATION:

MOTION BY MR. GERHARD, SECONDED BY MR. O’GUREK, TO EXECUTE THE FOLLOWING RESOLUTION ADOPTING COMPENSATION SCHEDULE FOR CARBON COUNTY TAX COLLECTORS TO BE ELECTED AT THE 2017 MUNICIPAL ELECTION AND SUBSEQUENT MUNICIPAL ELECTIONS UNTIL AMENDED:

RESOLUTION #17-001
COUNTY OF CARBON RESOLUTION

WHEREAS, PURSUANT TO SECTION 5511.35 OF THE LOCAL TAX COLLECTION LAW, THE BOARD OF COUNTY COMMISSIONERS IS EMPOWERED TO FIX THE COMPENSATION OF DULY ELECTED AND APPOINTED TAX COLLECTORS IN BOROUGHES AND TOWNSHIPS OF THE SECOND CLASS; AND

WHEREAS, ANY INCREASE OR REDUCTION IN THE COMPENSATION FOR THE OFFICE OF AN ELECTED TAX COLLECTOR SHALL BE BY ORDINANCE OR RESOLUTION FINALLY PASSED OR ADOPTED PRIOR TO THE 15TH DAY OF FEBRUARY OF THE YEAR OF THE MUNICIPAL ELECTION; AND

WHEREAS, THE BOARD OF THE COUNTY COMMISSIONERS, UPON MOTION DULY MADE AND SECONDED, APPROVED THE COMPENSATION SET FORTH BELOW FOR ALL DULY ELECTED AND APPOINTED TAX COLLECTORS IN CARBON COUNTY, PROVIDED THAT THE SAID COMPENSATION DOES NOT EXCEED FIVE PER CENTUM OF THE AMOUNT COLLECTED:

1. 2018-ONE THOUSAND EIGHT HUNDRED DOLLARS (\$1,800.00), PAYABLE BIWEEKLY IN TWENTY-SIX EQUAL INSTALLMENTS AND THREE DOLLARS AND TEN CENTS (\$3.10) PER COUNTY TAX BILL MAILED;
2. 2019-ONE THOUSAND EIGHT HUNDRED DOLLARS (\$1,800.00), PAYABLE BIWEEKLY IN TWENTY-SIX EQUAL INSTALLMENTS AND THREE DOLLARS AND FIFTEEN CENTS (\$3.15) PER COUNTY TAX BILL MAILED;
3. 2020-ONE THOUSAND EIGHT HUNDRED DOLLARS (\$1,800.00), PAYABLE BIWEEKLY IN TWENTY-SIX EQUAL INSTALLMENTS AND THREE DOLLARS AND TWENTY CENTS (\$3.20) PER COUNTY TAX BILL MAILED;
4. 2021-ONE THOUSAND EIGHT HUNDRED DOLLARS (\$1,800.00), PAYABLE BIWEEKLY IN TWENTY-SIX EQUAL INSTALLMENTS AND THREE DOLLARS AND TWENTY-FIVE CENTS (\$3.25) PER COUNTY TAX BILL MAILED;

NOW, THEREFORE, BE IT RESOLVED, THAT THE CARBON COUNTY BOARD OF COMMISSIONERS HEREBY ESTABLISHED THE COMPENSATION SET FORTH ABOVE FOR THE CARBON COUNTY TAX COLLECTORS TO BE ELECTED AT THE 2017 MUNICIPAL ELECTION AND SUBSEQUENT MUNICIPAL ELECTIONS UNTIL AMENDED BY SUBSEQUENT ORDINANCE OR RESOLUTION OF THE CARBON COUNTY COMMISSIONERS.

BE IT FURTHER RESOLVED THAT IN THE EVENT ANY OF THE AMOUNTS SET FORTH ABOVE EXCEED FIVE PER CENTUM OF THE AMOUNT COLLECTED FOR ANY MUNICIPALITY, THE AMOUNT FOR SUCH MUNICIPALITY SHALL BE ADJUSTED TO FIVE PER CENTUM OF THE AMOUNT COLLECTED BY THE TAX COLLECTOR FOR SUCH MUNICIPALITY.

DULY ADOPTED THIS 12TH DAY OF JANUARY, 2017.

CARBON COUNTY BOARD OF COMMISSIONERS

- /S/ WAYNE E. NOTHSTEIN, CHAIRMAN
- /S/ TOM J. GERHARD, VICE-CHAIRMAN
- /S/ WILLIAM J. OGUREK, MEMBER

ATTEST:

/S/ ELOISE K. AHNER, CHIEF CLERK/COUNTY ADMINISTRATOR

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

CONFLICT COUNSEL:

#17-024 CRIMINAL/JUVENILE MATTERS:

THE SOLICITOR REQUESTED APPROVAL OF AN AGREEMENT WITH CAROLE J. WALBERT, ESQUIRE, JIM THORPE, PENNSYLVANIA, TO SERVE AS CONFLICT COUNSEL IN CRIMINAL AND JUVENILE CASES PENDING BEFORE THE CARBON COUNTY COURT OF COMMON PLEAS.

THE INITIAL AGREEMENT SHALL BE EFFECTIVE JANUARY 16, 2017 THROUGH AUGUST 31, 2017. BEGINNING SEPTEMBER 1, 2017, THE AGREEMENT SHALL BE RENEWED FOR TWO (2) SUCCESSIVE ANNUAL TERMS, UNLESS TERMINATED BY EITHER PARTY WITH THIRTY (30) DAYS WRITTEN NOTICE.

COMPENSATION SHALL BE AS FOLLOWS: JANUARY, 2017 (\$1,613.000); FEBRUARY THROUGH AUGUST, 2017 (\$3,125.00); BEGINNING SEPTEMBER 1, 2017 (\$37,500 PER ANNUM).

MOTION BY MR. GERHARD, SECONDED BY MR. NOTHSTEIN, TO APPROVE THE AGREEMENT WITH ATTORNEY WALBERT.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

FURTHER BUSINESS:

911/CAD SYSTEM:

MR. GARY WILLIAMS, 911 DIRECTOR, WAS PRESENT TO EXPLAIN THE CAD UPGRADES THAT WILL BE DONE BY TYLER TECHNOLOGIES.

HE NOTED THAT THE COUNTY HAS BEEN ON TYLER/NEW WORLD CAD (COMPUTER AIDED DISPATCH) SOFTWARE SINCE 1994 AND WILL BE UPGRADING IT FROM THE LEGACY I SERIES TO THE LATEST MICROSOFT BASED CAD SOFTWARE, WHICH IS .NET. THIS WILL RESULT IN QUICKER RELAY, QUICKER RESPONSE TIMES, ETC. THE COUNTY RECEIVED APPROVAL OF THE ACT 12 FUNDING BY FOLLOWING THROUGH WITH THE STATE'S INITIATIVE OF REGIONALIZATION. CURRENTLY MONROE AND LACKAWANNA ARE ALSO ON .NET AND EVENTUALLY CARBON WILL BE ABLE TO CONNECT WITH THOSE COUNTIES.

COMMISSIONERS' REPORTS:

COMMISSIONER GERHARD SPOKE ON THE CONSOLIDATED AGREEMENT WITH COMMUNICATION INDUSTRIES CORPORATION COVERING THE COURTROOM SOUND SYSTEMS, NOTING THAT THE COUNTY WILL REALIZE A SAVINGS OF \$845.00 BY HAVING GUYETTE SERVICE ALL THREE (3) SYSTEMS.

COMMISSIONER NOTHSTEIN PROVIDED STATISTICS ON THE ANNUAL REPORT OF DRUG OVERDOSE CALLS RECEIVED FROM THE 911 DIRECTOR.

COMMISSIONER NOTHSTEIN ALSO PUBLICLY THANKED THE MUTUAL AID DEPARTMENTS, BUSINESSES, CHURCHES, RESTAURANTS, LEHIGH COUNTY GOOD WILL, RED CROSS, LEHIGHTON BOROUGH AND BOROUGH WORKERS FOR THEIR SERVICES, DONATIONS, AND TREMENDOUS SUPPORT IN REGARDS TO THE DEVASTATING FIRE IN LEHIGHTON ON SUNDAY AND MONDAY. HE ALSO THANKED LEHIGH COUNTY AND LEHIGH TOWNSHIP FOR STANDING IN AS BACK-UP.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 10:58 A.M.

ELOISE K. AHNER,
CHIEF CLERK/COUNTY ADMINISTRATOR

WAYNE E. NOTHSTEIN, CHAIRMAN