

THE REGULAR WEEKLY MEETING OF THE CARBON COUNTY BOARD OF COMMISSIONERS CONVENEED THIS DATE AT 10:36 A.M. IN THE COMMISSIONER'S MEETING ROOM, COURTHOUSE ANNEX, JIM THORPE, PENNSYLVANIA.

PRESENT WERE COMMISSIONERS NOTHSTEIN, GERHARD, AND O'GUREK, SOLICITOR MISCAVIGE, AND EXECUTIVE SECRETARY MARIANNE BUTRIE.

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

CHIEF CLERK/COUNTY ADMINISTRATOR AHNER WAS ABSENT.

**MOMENT OF SILENCE:**

A MOMENT OF SILENCE WAS OBSERVED.

**PRAYER:**

THE VICE-CHAIRMAN 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. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD APRIL 12, 2018.

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 THE FOLLOWING EXECUTIVE SESSION WAS HELD:

APRIL 19, 2018    10:10 A.M.    PERSONNEL MATTERS

**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 APRIL 19, 2018.

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 68881 THROUGH 68910 AND DIRECT DEPOSIT CHECK NUMBERS 5114249 THROUGH 5114606 FOR THE NET PAYROLL PAID THROUGH THE PAYROLL FUND CHECKING ACCOUNT FOR ALL COUNTY FUNDS TOTALING \$344,331.42 (PAYROLL DATED APRIL 13, 2018).

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 137706 THROUGH 137834 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 124,267.75
RENTAL PROPERTY FUND	\$ 2,631.84
COUNTY PARKING FUND	\$ 2,171.35
AREA AGENCY ON AGING FUND	\$ 74,468.78
CHILDREN & YOUTH FUND	\$ 27,320.64
HUMAN SERVICE AGENCY FUND	\$ 37.01
DOMESTIC RELATIONS 4D FUND	\$ 916.94
PARKS & RECREATION FUND	\$ 57.70
9-1-1 FUND	\$ 21,516.25
HAZ-MAT RESPONSE FUND	\$ 9.98
AFFORDABLE HOUSING FUND	\$ 70.16
HOTEL ROOM EXCISE TAX FUND	\$ 3,111.20
CDBG FUND	\$ 960.14
CAPITAL PROJECTS FUND	\$ 7,111.54
FRINGE BENEFIT PAYMENT FUND	\$ 624.00
PAYROLL FUND	\$ 51,152.38
TAX CLAIM FUND	\$ 947.85
TOTAL:	\$ 317,375.51

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 THE TIMES NEWS, PENTELEDATA, AND BLUE RIDGE  
COMMUNICATIONS, HE ABSTAINED.

**TREASURER'S REPORT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT  
DATED FEBRUARY 13, 2018 REPORTING BALANCES AS FOLLOWS:

**BALANCES AS OF FEBRUARY 13, 2018:**

GENERAL FUND CHECKING ACCOUNT	\$ 2,173.04
PAYROLL CHECKING ACCOUNT	\$ 137,758.14
GENERAL FUND SP NOW	\$ 4,976,516.82
OPERATING RESERVE	\$ 946,115.94
RENTAL PROPERTY	\$ 207,850.56
PARKING FUND	\$ 764,345.17
LIQUID FUELS	\$ 474,905.00
AREA AGENCY ON AGING	\$ 478,463.05
CHILDREN & YOUTH	\$ 352,811.72
HUMAN SERVICES AGENCY FUND	\$ 16,894.68
DOMESTIC RELATIONS	\$ 33,054.23
WORKFORCE INVESTMENT ACT	\$ 16,132.88
PARKS & RECREATION FUND	\$ 203,856.54
CARBON TRANSPORTATION	\$ 86.64
9-1-1 FUND	\$ 1,582,829.54
HAZMAT RESPONSE FUND	\$ 130,036.05
OFFENDER SUPERVISION	\$ 640,333.04
ADULT ELECTRONIC MONITORING	\$ 185,434.90
FARMLAND PRESERVATION	\$ 25,567.54
HUMAN SERVICES DEVELOPMENT	\$ 13,101.03
HOMELESS GRANT	\$ 6,928.11
CENTRALIZED BOOKING	\$ 111,140.07
VICTIM WITNESS	\$ 8,096.96
RECORDER OF DEEDS IMPROVEMENT	\$ 33,187.94
COUNTY RECORDS IMPROVEMENTS	\$ 27,307.72
JUVENILE SUPERVISION	\$ 29,321.14
COMMUNITY SERVICE FEE FUND	\$ 10,615.38
PROTHONOTARY AUTOMATION FUND	\$ 63,809.85
AFFORDABLE HOUSING FEE	\$ 325,670.20
CLERK OF COURTS AUTOMATION FUND	\$ 4,644.94
REGISTER OF WILLS	\$ 6,761.24
JUVENILE ELECTRONIC MONITORING FUND	\$ 5,955.71
VITAL STATISTICS FUND	\$ 45,558.21
SUBSTANCE ABUSE EDUCATION FUND	\$ 131,289.77
LIQUID FUELS/ACT 44 FUND	\$ 352,705.67
ACT 13 BRIDGE IMPROVEMENT FUND	\$ 418,872.64
VICTIMS SERVICE FUND	\$ 41,736.88
HOTEL EXCISE TAX FUND	\$ 21,803.65
CDBG FUND	\$ 972.61
DEBT SERVICE FUND	\$ 1,332,465.60
CAPITAL PROJECTS FUND	\$ 9,078,669.60
FRINGE BENEFITS PAYMENT FUND	\$ 382,700.38
TAX CLAIM FUND	\$ 588,444.52

APRIL 19, 2018

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**PERSONNEL REPORT:**

**RESIGNATIONS:**

**JAMES J. MARKS**, JIM THORPE, PA – PART-TIME SEASONAL PARK MAINTENANCE, PARKS – EFFECTIVE APRIL 12, 2018.

**KAISY K. VALDEZ**, NESQUEHONING, PA – PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS – EFFECTIVE APRIL 30, 2018.

**HIRE:**

**DAVID F. ZUCAL**, SUMMIT HILL, PA – SEASONAL MAINTENANCE, PARKS – EFFECTIVE APRIL 23, 2018.

**SEMINAR/TRAINING REQUESTS:**

**AREA AGENCY ON AGING**

**CONNIE M. LYNN**

**MARY ANN MARZEN**

**SUSAN E. ZEIGLER**

PDA PROTECTIVE SERVICES SUPERVISOR TRAINING FY 17-18

READING, PA

COST: MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

**MARY ANN MARZEN**

NURSING HOME TRANSITION PROGRAM WEBINAR

PALMERTON, PA

**COURTS SEMINAR/TRAINING REQUEST ACKNOWLEDGEMENTS:**

**COURT ADMINISTRATION**

**FRANCINE A. HEANEY**

NEW USER CRIMINAL CASE PROCESSING

MECHANICSBURG, PA

**JUVENILE COURT**

**JOSEPH A. GRECO**

THE JUSTICE SYSTEM AND COMMUNITY RESOURCES LEARNING SERIES:

POLICE DEPARTMENTS AND LAW ENFORCEMENT

CORRECTIONS

BOWMANSTOWN, PA

**COURTS SEMINAR/TRAINING REQUEST ACKNOWLEDGEMENTS:**

**JUVENILE COURT**

**JANELLE M. ONDRUS**

“STIMULANTS”

MECHANICSBURG, PA

COST: CONFERENCE FEE \$160, LODGING, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED APRIL 19, 2018.

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**CORRESPONDENCE:**

MINUTES RECEIVED: MARCH 20, 2018 MEETING OF THE CARBON COUNTY HOUSING AUTHORITY.

AUDIT REPORTS RECEIVED: CARBON-MONROE-PIKE MENTAL HEALTH AND DEVELOPMENTAL SERVICES FINANCIAL STATEMENTS AS OF JUNE 30, 2017.

NOTIFICATION FROM THE MAUCH CHUNK TRUST COMPANY TO THE COUNTY TREASURER INFORMING THAT BASED ON THE INCREASE IN THE FEDERAL FUNDS RATE, THE COUNTY'S VARIABLE INTEREST RATE WILL INCREASE FROM 1.25%/1.26% APY TO 1.50%/1.51% APY, EFFECTIVE MARCH 22, 2018.

A COMMUNICATION WAS RECEIVED FROM THE PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION ADVISING THAT THEY ARE UNDERTAKING AN EVALUATION THAT MAY RESULT IN A REGULATORY CHANGE TO THE DESIGNATED USES OF CERTAIN STREAM SEGMENTS AND STREAM BASINS (LIST ENCLOSED ALONG WITH BACKGROUND INFORMATION).

COMMUNICATIONS WERE RECEIVED REGARDING THE FOLLOWING PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION PERMIT APPLICATIONS:

CARBON COUNTY, JIM THORPE, PA

WATER OBSTRUCTION & ENCROACHMENT PERMIT (WOEP) ISSUANCE

CARBON COUNTY NESQUEHONING FACILITIES, DEP PERMIT # E13-190,

APS ID# 955522, AUTH ID# 1207362

NESQUEHONING, PA

HAZLETON OIL & ENVIRONMENTAL, INCORPORATED, HAZLETON, PA

ADMINISTRATIVE INCOMPLETENESS REVIEW LETTER

PERMIT RENEWAL APPLICATION

APPLICATION #301295-A 181

APS ID# 963787, AUTH ID# 1221004

BANKS TOWNSHIP, CARBON COUNTY

HAZLETON SHAFT CORPORATION

SURFACE MINING PERMIT NO. 13160101,

AUTHORIZATION TO MINE NO. 5826-13160101-02

HAZLETON SHAFT SOUTH OPERATION

BANKS & HAZLE TOWNSHIPS, CARBON & LUZERNE COUNTIES

NORTHEASTERN POWER COMPANY, MCADOO, PA

SURFACE MINING PERMIT #54920201,

AUTHORIZATION TO MINE #1790-54920201-18, SILVERBROOK OPERATION,

KLINE & PACKER TOWNSHIPS, SCHUYLKILL & CARBON COUNTIES

CORRESPONDENCE WAS RECEIVED FROM THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT INFORMING THAT THE FY2009 ECONOMIC DEVELOPMENT INITIATIVE-SPECIAL PROJECT GRANT #B-09-SP-PA-0053 (MAGISTRATES OFFICE, WEATHERLY) HAS BEEN COUNTERSIGNED BY THEM (HUD) AND IS THEREFORE ADMINISTRATIVELY CLOSED OUT (CLOSEOUT PACKAGE, INCLUDING CERTIFICATE OF PROJECT COMPLETION AND AGREEMENT ENCLOSED).

**HUMAN SERVICES:**

**#18-178 STATE FOOD/DISTRIBUTION:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE FY 2017/2018 STATE FOOD

APRIL 19, 2018

PURCHASE PROGRAM FOURTH QUARTER DISTRIBUTION REPORT AS SUBMITTED BY SHEPHERD HOUSE, INCORPORATED.

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**#18-179 TEFAP/SECOND QUARTER:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE 2017-2018 SECOND QUARTER (JANUARY 2018 THROUGH MARCH 2018) INVENTORY PARTICIPATION REPORT AND INVOICE EXPENSE REIMBURSEMENT REQUEST FOR THE CARBON COUNTY TEMPORARY EMERGENCY FOOD ASSISTANCE PROGRAM (TEFAP), WHICH HAS BEEN SUBMITTED TO THE DEPARTMENT OF AGRICULTURE.

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**PLANNING & DEVELOPMENT:**

**#18-180 CDBG/CHANGE ORDER/MAHONING TWP.:**

CHANGE ORDER #1 TO THE CONTRACT WITH GORDON H. BAYER, INCORPORATED, PENNSBURG, PENNSYLVANIA FOR STREET IMPROVEMENTS/REX ROAD BRIDGE RECONSTRUCTION, MAHONING TOWNSHIP, FY 2014 & FY2015 WAS SUBMITTED FOR APPROVAL AND EXECUTION.

THE CHANGE ORDER DECREASES THE PRICE \$11,900, FOR A NEW TOTAL CONTRACT PRICE OF \$191,957.75. ORIGINAL CONTRACT: \$203,857.75 (CDBG ALLOCATION - \$135,392.00; MAHONING TOWNSHIP TO PAY \$56,565.75).

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE CHANGE ORDER #1 TO THE AGREEMENT WITH GORDON H. BAYER, INCORPORATED.

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**SOLICITOR'S REPORT:**

**SEITZ/PEST CONTROL:**

**#18-181 CONTRACT ADDENDUM:**

ADDENDUM #1 TO THE CONTRACT WITH SEITZ BROTHERS EXTERMINATING COMPANY, INCORPORATED ADDING SERVICE ON (2) ADDITIONAL CAMPING CABINS AT MAUCH CHUNK LAKE PARK FOR A TOTAL OF (15) CABINS, WAS SUBMITTED FOR APPROVAL AND EXECUTION.

SERVICE WILL BE PROVIDED (6) MONTHS/YEAR FROM APRIL TO SEPTEMBER, EFFECTIVE APRIL 19, 2018. CONTRACT COST WILL INCREASE \$42.00 PER YEAR.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE ADDENDUM #1 TO THE AGREEMENT WITH SEITZ BROTHERS EXTERMINATING COMPANY.

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**FURTHER BUSINESS:**

THE CHAIRMAN ANNOUNCED THAT THE RAILROAD COMMISSION MEETING SCHEDULED TO BE

HELD APRIL 24<sup>TH</sup> HAS BEEN CANCELLED.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 10:42 A.M.

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WAYNE E. NOTHSTEIN, CHAIRMAN  
BOARD OF COMMISSIONERS