

JUNE 21, 2018

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, 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 SHERIFF, AND THE COURT ADMINISTRATOR WERE ALSO PRESENT.

MOMENT OF SILENCE:

A MOMENT OF SILENCE WAS OBSERVED.

PRAYER:

THE CHAIRMAN OFFERED THE PRAYER.

PLEDGE OF ALLEGIANCE:

THE MEETING OPENED WITH THE PLEDGE OF ALLEGIANCE.

OFFICIAL ACTIONS OF THE CARBON COUNTY BOARD OF COMMISSIONERS:

JUNE 21, 2018

MINUTES:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD JUNE 14, 2018.

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| 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 SESSIONS WERE HELD:

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| JUNE 20, 2018 | 9:15 A.M. | PERSONNEL MATTERS |
| JUNE 21, 2018 | 9:15 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 JUNE 21, 2018.

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

SUPPLEMENTAL APPROPRIATIONS:

THERE WERE NO SUPPLEMENTAL APPROPRIATIONS.

EXPENDITURE APPROVAL:

GENERAL FUND CLEARING ACCOUNT:

APPROVAL OF CHECK NUMBERS 139198 THROUGH 139395 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

| | |
|----------------------------|---------------|
| GENERAL FUND | \$ 187,029.98 |
| RENTAL PROPERTY FUND | \$ 3,089.08 |
| COUNTY PARKING FUND | \$ 6,768.61 |
| LIQUID FUELS TAX FUND | \$ 1,124.06 |
| AREA AGENCY ON AGING FUND | \$ 58,726.08 |
| CHILDREN & YOUTH FUND | \$ 158,946.42 |
| HUMAN SERVICE AGENCY FUND | \$ 37.07 |
| DOMESTIC RELATIONS 4D FUND | \$ 1,835.51 |
| PARKS & RECREATION FUND | \$ 1,029.73 |
| 9-1-1 FUND | \$ 5,857.70 |
| HAZ-MAT RESPONSE FUND | \$ 38.98 |

| | | |
|-----------------------------|----|-------------------|
| VICTIM/WITNESS FUND | \$ | 781.77 |
| CDBG FUND | \$ | 451.51 |
| CAPITAL PROJECTS FUND | \$ | 121,904.73 |
| FRINGE BENEFIT PAYMENT FUND | \$ | 755.42 |
| TAX CLAIM FUND | \$ | <u>161,519.65</u> |
| TOTAL: | \$ | 709,896.30 |

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

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

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

TREASURER'S REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT DATED JUNE 15, 2018 REPORTING BALANCES AS FOLLOWS:

BALANCES AS OF JUNE 15, 2018:

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| GENERAL FUND CHECKING ACCOUNT | \$ | 3,992.73 |
| PAYROLL CHECKING ACCOUNT | \$ | 31,740.88 |
| GENERAL FUND SP NOW | \$ | 13,163,365.19 |
| OPERATING RESERVE | \$ | 948,489.19 |
| RENTAL PROPERTY | \$ | 214,550.54 |
| PARKING FUND | \$ | 792,901.98 |
| LIQUID FUELS | \$ | 544,777.36 |
| AREA AGENCY ON AGING | \$ | 517,415.09 |
| CHILDREN & YOUTH | \$ | 151,773.31 |
| HUMAN SERVICES AGENCY FUND | \$ | 21,103.97 |
| DOMESTIC RELATIONS | \$ | 99,766.67 |
| WORKFORCE INVESTMENT ACT | \$ | 29,303.15 |
| PARKS & RECREATION FUND | \$ | 198,478.71 |
| CARBON TRANSPORTATION | \$ | 159.10 |
| 9-1-1 FUND | \$ | 1,686,441.17 |
| HAZMAT RESPONSE FUND | \$ | 133,877.07 |
| OFFENDER SUPERVISION | \$ | 338,541.31 |
| ADULT ELECTRONIC MONITORING | \$ | 188,028.07 |
| FARMLAND PRESERVATION | \$ | 20,738.51 |
| HUMAN SERVICES DEVELOPMENT | \$ | 9,126.22 |
| HOMELESS GRANT | \$ | 2,940.86 |
| CENTRALIZED BOOKING | \$ | 111,725.89 |
| VICTIM WITNESS | \$ | 10,930.65 |
| RECORDER OF DEEDS IMPROVEMENT | \$ | 23,419.81 |
| COUNTY RECORDS IMPROVEMENTS | \$ | 6,743.66 |
| JUVENILE SUPERVISION | \$ | 30,790.95 |
| COMMUNITY SERVICE FEE FUND | \$ | 10,698.09 |
| PROTHONOTARY AUTOMATION FUND | \$ | 65,785.98 |
| AFFORDABLE HOUSING FEE | \$ | 332,195.66 |
| CLERK OF COURTS AUTOMATION FUND | \$ | 716.33 |

JUNE 21, 2018

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| REGISTER OF WILLS | \$ | 7,260.11 |
| JUVENILE ELECTRONIC MONITORING FUND | \$ | 6,063.45 |
| VITAL STATISTICS FUND | \$ | 37,602.01 |
| SUBSTANCE ABUSE EDUCATION FUND | \$ | 133,859.61 |
| LIQUID FUELS/ACT 44 FUND | \$ | 383,971.86 |
| ACT 13 BRIDGE IMPROVEMENT FUND | \$ | 419,923.35 |
| VICTIMS SERVICE FUND | \$ | 42,990.82 |
| HOTEL EXCISE TAX FUND | \$ | 3,475.03 |
| CDBG FUND | \$ | 492.11 |
| DEBT SERVICE FUND | \$ | 1,403,044.13 |
| CAPITAL PROJECTS FUND | \$ | 8,961,118.68 |
| FRINGE BENEFITS PAYMENT FUND | \$ | 722,686.84 |
| TAX CLAIM FUND | \$ | 634,381.11 |

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

PERSONNEL REPORT:

RETIREMENT:

BRYAN S. KOCH, LEHIGHTON, PA – CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE JULY 2, 2018.

RESIGNATION:

ALEC DELONG, PALMERTON, PA – CORRECTIONS OFFICER, CORRECTIONS – EFFECTIVE JUNE 10, 2018.

EMPLOYMENT SEPARATION:

ROBERT W. MERKEL III, PALMERTON, PA – DEPUTY CORONER, CORONER'S OFFICE – EFFECTIVE JUNE 14, 2018.

CHANGES OF STATUS:

JOSEPH P. GANNECILLI, TAMAQUA, PA

FROM: PART-TIME CORRECTIONS OFFICER/TEAMSTERS, CORRECTIONS

TO: CORRECTIONS OFFICER, CORRECTIONS

EFFECTIVE: JULY 2, 2018

KENDALL J. JURACKA, JIM THORPE, PA

FROM: PART-TIME CORRECTIONS OFFICER, CORRECTIONS

TO: SPECIAL DEPUTY SHERIFF TRAINEE, SHERIFF

EFFECTIVE: JUNE 25, 2018

ABIGAIL E. BAPTISTE, ALBRIGHTSVILLE, PA

FROM: SPECIAL DEPUTY SHERIFF TRAINEE, SHERIFF'S OFFICE

TO: SPECIAL DEPUTY SHERIFF, SHERIFF'S OFFICE

EFFECTIVE: MAY 18, 2018

MARK S. NALESNIK, LANSFORD, PA

FROM: EMERGENCY MANAGEMENT COORDINATOR, EMA &
SPECIAL DEPUTY SHERIFF TRAINEE, SHERIFF'S OFFICE

TO: EMERGENCY MANAGEMENT COORDINATOR, EMA &
SPECIAL DEPUTY SHERIFF, SHERIFF'S OFFICE

EFFECTIVE: MAY 18, 2018

CARLA A. FRITZ, LEHIGHTON, PA

FROM: BENCH WARRANT CLERK, CLERK OF COURTS

TO: PART-TIME CLERK, ARCHIVES

EFFECTIVE: JUNE 25, 2018

HIRES:

SHAUNA R. SCHNELL, TAMAQUA, PA – PART-TIME DISPATCHER TRAINEE, COMMUNICATIONS CENTER –
EFFECTIVE JUNE 25, 2018.

JOSEPH F. ZEMAITAITIS, JIM THORPE, PA – LIFEGUARD, PARKS – EFFECTIVE JUNE 23, 2018.

COURT APPOINTMENTS:

TYLER J. BREZNITSKY, FREELAND, PA – LAW CLERK – EFFECTIVE JUNE 25, 2018.

JONATHAN P. PHILLIPS, ORWIGSBURG, PA – LAW CLERK – EFFECTIVE JUNE 29, 2018.

CORONER APPOINTMENTS:

JENNIFER L. DEMPSEY, WEATHERLY, PA – DEPUTY CORONER – EFFECTIVE JUNE 25, 2018.

SHAWN E. CLARK, LANSFORD, PA – DEPUTY CORONER – EFFECTIVE JUNE 25, 2018.

SEMINAR/TRAINING REQUESTS:

COMMUNICATIONS

JUSTIN E. MARKELL

NORTHEAST TERRORISM TASK FORCE REGIONAL GIS MEETING

ALLENTOWN, PA

ELECTIONS

LISA R. DART

DOMINION VOTING SYSTEM DEMONSTRATION

POTTSVILLE, PA

PENNSYLVANIA COUNTY ELECTION OFFICIALS CONFERENCE

PITTSBURGH, PA

COST: CONFERENCE FEE \$270, LODGING, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

GEOGRAPHIC INFORMATION SYSTEM

JASON P. SHELLHAMMER

NORTHEAST TERRORISM TASK FORCE REGIONAL GIS MEETING

ALLENTOWN, PA

COURTS SEMINAR/TRAINING REQUESTS ACKNOWLEDGEMENTS:

ADULT PROBATION

PAUL J. KATTNER

STATIC-99R LIVE WEBINAR TRAINING

JIM THORPE, PA

COST: CONFERENCE FEE \$399

RICHMOND S. PARSONS

IMPLEMENTATION LEADERSHIP ACADEMY

READING, PA

JUNE 21, 2018

JUNE 21, 2018.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

CORRESPONDENCE:

MINUTES RECEIVED: MAY 15, 2018 CARBON COUNTY PLANNING COMMISSION.

THE BRIDGE CREW REPORTS FOR THE WEEKS ENDING JUNE 8, 2018 WERE SUBMITTED BY JENNIFER BOGER, SECRETARY III.

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

STANLEY J. LALKA, P. E., ARTHUR A. SWALLOW ASSOCIATES, LLC, ALLENTOWN, PA

APPLICANT: KRR REALTY LLC, NESQUEHONING, PA

NPDES PERMIT APPLICATION, STORMWATER DISCHARGE ASSOCIATED WITH CONSTRUCTION

***COUNTY LAND USE LETTER REQUEST**

CHILDREN & YOUTH:

#18-277 INVOICE/REPORT:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE CHILDREN & YOUTH SERVICES FY 2017/18 SECOND QUARTER ACT 148 INVOICE REPORT WHICH WILL RESULT IN THE COUNTY RECEIVING \$4,092.68 IN IT GRANT FUNDS, \$2,129.00 IN SPECIAL GRANT FUNDS, \$20,401.48 IN TITLE IV-E AA FUNDS, \$605.14 IN MEDICAID FUNDS, AND \$13,164.50 IN TANF FUNDS.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

COMMUNICATIONS/911:

TYLER TECHNOLOGIES:

#18-278 AMENDMENT/CAD MAINTENANCE:

A COMMUNICATION WAS RECEIVED FROM THE COMMUNICATIONS DIRECTOR REQUESTING APPROVAL OF AN AMENDMENT TO THE ANNUAL MAINTENANCE CONTRACT WITH TYLER TECHNOLOGIES FOR THE 911 CENTER COMPUTER-AIDED DISPATCH (CAD) SOFTWARE FOR THE TERM MARCH 1, 2017 THROUGH FEBRUARY 28, 2018 (TYLER INVOICE #0307236 IN THE AMOUNT OF \$41,807 APPROVED 1/12/17).

ON-LINE CAD INTERFACE TO STATE/NCIC - \$2,870 AND FIRE RECORDS BASE PACKAGE - \$8,607 WERE NOT INCLUDED; THEREFORE, RESULTING IN AN INVOICE FOR \$11,477.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE AMENDMENT TO THE CONTRACT WITH TYLER TECHNOLOGIES.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

TYLER TECHNOLOGIES:

#18-279 RENEWAL/CAD MAINTENANCE:

A REQUEST WAS RECEIVED FROM THE COMMUNICATIONS DIRECTOR FOR RENEWAL OF THE ANNUAL STANDARD SOFTWARE MAINTENANCE AGREEMENT WITH TYLER TECHNOLOGIES FOR THE 911 CENTER COMPUTER-AIDED DISPATCH (CAD) SOFTWARE FOR THE TERM MARCH 1, 2018 THROUGH FEBRUARY 28, 2019 AT A COST OF \$53,850.16.

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

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

PLANNING & DEVELOPMENT:

#18-280 CDBG COMPLETION EXTENSIONS:

A REQUEST WAS RECEIVED FROM THE OFFICE OF PLANNING & DEVELOPMENT FOR APPROVAL AND EXECUTION OF PROJECT ACTIVITY COMPLETION EXTENSION REQUESTS TO THE PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT REQUESTING AN EXTENSION OF THE COMPLETION DATES FOR THE FOLLOWING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONTRACTS:

FFY 2013 CONTRACT #C000059082 FROM 6/29/18 TO 9/28/18
FFY 2014 CONTRACT #C000061823 FROM 8/04/18 TO 12/07/18

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

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

#18-281 CDBG/REVISION/MAHONING TOWNSHIP:

REVISION REQUEST #2 FOR CDBG CONTRACT #C000066603, FFY2016, FOR REALLOCATION OF FUNDS IN THE AMOUNT OF \$53,939.75 FROM STREET IMPROVEMENTS/PINE & DOUGLAS STREETS TO STREET IMPROVEMENTS/REX ROAD BRIDGE RECONSTRUCTION PROJECT WAS SUBMITTED FOR APPROVAL AND EXECUTION

*MAHONING TOWNSHIP IS ALSO USING \$69,075 FROM FY 2014 AND \$68,943 FROM FY 2015 FOR THIS PROJECT.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF REVISION #2 FOR CDBG CONTRACT #C000066603.

BOARD POLLED: O'GUREK YES
GERHARD YES
NOTHSTEIN YES

SOLICITOR'S REPORT:

AGENCY ON AGING:

#18-282 AGREEMENTS:

RENEWAL AGREEMENTS WERE SUBMITTED FOR THE FOLLOWING TO CONTINUE TO PROVIDE PERSONAL CARE AND HOME SUPPORT SERVICES FOR THE TERM JULY 1, 2018 THROUGH JUNE 30, 2021 AT THE RATE OF \$19.28/HOUR (INCREASE FROM PREVIOUS RATE OF \$18.69/HOUR):

ALMA HEALTH LLC D/B/A MEDSTAFFERS, CARLISLE, PA

JUNE 21, 2018

CAREGIVERS AMERICA LLC, CLARKS SUMMIT, PA
CARING GRACE HOME CARE AGENCY, WHITEHALL, PA
IN-HOME REFERRAL INCORPORATED, LEHIGHTON, PA
INDEPENDENT LIFE HOME CARE & CONCIERGE SOLUTIONS,
MOUNTAIN TOP, PA
ACCESSING INDEPENDENCE
D/B/A INDEPENDENT LIVING SERVICES, LANCASTER, PA
JCS HEALTH CARE SERVICES, INCORPORATED, SLATINGTON, PA

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE AGREEMENTS AS LISTED.

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

D&L PEDESTRIAN BRIDGE PROJECT:

#18-283 CONSTRUCTION INSPECTION SERVICES:
NAVARRO & WRIGHT/SUPPLEMENT #1:

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO RATIFY SUPPLEMENT #1 TO THE AGREEMENT WITH NAVARRO & WRIGHT CONSULTING ENGINEERS, INCORPORATED, OF NEW CUMBERLAND, PENNSYLVANIA, TRANSFERRING FUNDS FROM OTHER DIRECT COSTS TO LABOR IN ORDER TO COMPLETE CONSTRUCTION INSPECTION SERVICES. THIS IS A NO COST TRANSFER AND HAS BEEN APPROVED BY THE PA DEPARTMENT OF TRANSPORTATION.

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

PARKS/JOSIAH WHITE:

#18-284 AGREEMENT/GAZEBO/BANNER:

A SPECIAL ACTIVITIES AGREEMENT FOR USE OF JOSIAH WHITE PARK, ALONG WITH BANNER AND GAZEBO REQUESTS, WAS SUBMITTED FOR THE FOLLOWING:

CALVARY CHAPEL OF THE POCONOS
DAY OF TRUTH, SEPTEMBER 1, 2018
BANNER REQUEST: 8/17/18 TO 9/04/18

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

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

PARKS/MCLP:

#18-285 AGREEMENT:

A SPECIAL ACTIVITIES AGREEMENT FOR USE OF MAUCH CHUNK LAKE PARK WAS SUBMITTED FOR THE FOLLOWING:

ST. JOHN'S LUTHERAN CHURCH, JIM THORPE, PA
ANNUAL SWITCHBACK SCAMPER, 10K RUN/5K WALK, OCTOBER 21, 2018

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

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

COMMISSIONERS' REPORTS:

COMMISSIONER GERHARD THANKED JOSEPH GRECO AND CRYSTAL SMITH OF THE JUVENILE PROBATION OFFICE FOR THEIR EFFORTS IN CLEANING UP THE ROADWAY ON OLD STAGE ROAD FROM ROUTE 903 TO STONEY MOUNTAIN ROAD GATHERING OVER TWENTY (20) BAGS OF TRASH.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 10:40 A.M.

ELOISE K. AHNER,
CHIEF CLERK/COUNTY ADMINISTRATOR

WAYN E. NOTHSTEIN, CHAIRMAN