

THE REGULAR WEEKLY MEETING OF THE CARBON COUNTY BOARD OF COMMISSIONERS CONVENED THIS DATE AT 10:30 A.M. IN THE COMMISSIONER’S MEETING ROOM, CARBON COUNTY ADMINISTRATION BUILDING, JIM THORPE, PENNSYLVANIA.

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

THE COUNTY CONTROLLER, COUNTY TREASURER, COUNTY SHERIFF, PROTHONOTARY, WARDEN, PLANNING & DEVELOPMENT PROGRAM COORDINATOR, 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:**

**MINUTES:**

MOTION BY MR. GERHARD, SECONDED BY MR. O’GUREK, TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD APRIL 18, 2019.

BOARD POLLED:	O’GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**COUNTY GOVERNMENT DAY:**

THE BOARD WELCOMED STUDENTS AND TEACHERS ATTENDING THE MEETING FOR COUNTY GOVERNMENT DAY.

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

EDITH LUKASEVICH, JIM THORPE	RE: SUSQUEHANNA STREET PROJECT – BACKUP PLAN
MARK REITZ, JIM THORPE	RE: COUNTY STORAGE FACILITY; EMA TRAINING CENTER
JOHN DRURY, JIM THORPE	RE: SOS (SAVE OUR SANCTUARIES) GROUP IN REGARDS TO SUSQUEHANNA STREET PROJECT
DIANE PROKOP, JIM THORPE	RE: FILM FESTIVAL; TELECOMMUTING
SANDY SPIER, JIM THORPE	RE: SUSQUEHANNA STREET PROJECT; TRAFFIC CONCERNS
PATRICIA BRUNSON, JIM THORPE	RE: SOS COMMITTEE; OPPOSES SUSQUEHANNA STREET PROJECT
CHRIS LUKASEVICH, JIM THORPE	RE: HOSPITAL GUARANTEE; TRAINING CENTER

APRIL 25, 2019

**PROCLAMATION:**

**#19-198 CORRECTIONS EMPLOYEE WEEK:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ADOPT THE FOLLOWING PROCLAMATION ACKNOWLEDGING OBSERVANCE OF MAY 5 THROUGH 11, 2019 AS CORRECTIONS EMPLOYEE WEEK:

**PROCLAMATION #2019-08**  
**CORRECTIONS EMPLOYEE WEEK**

**WHEREAS**, THE EFFECTIVENESS OF CARBON COUNTY'S CORRECTIONAL SYSTEM IS DEPENDENT UPON TRAINED, SKILLED AND PROFESSIONAL PERSONNEL, INCLUDING ITS ADMINISTRATION, CORRECTIONS OFFICERS, SERGEANTS AND OTHER STAFF MEMBERS, WHO PROVIDE A NECESSARY AND DEPENDABLE SERVICE IN PROVIDING A RELIABLE SYSTEM OF PENOLOGY; AND

**WHEREAS**, CARBON COUNTY'S SECURE AND SAFE FACILITY RESTS IN THE HANDS OF SCORES OF PROFESSIONALS WHO ARE CAPABLE, COMMITTED, PATIENT AND PERSISTENT IN THEIR DAILY CHORES. THEY SERVE ADMIRABLY IN THE CORRECTIONAL FACILITY IN MANY CAPACITIES, HELPING TO KEEP OUR CITIZENS AND COMMUNITIES SAFE; AND

**WHEREAS**, CORRECTIONAL FACILITY EMPLOYEES FACE DAILY CHALLENGING AND, AT TIMES, STRESSFUL ENVIRONMENTS. THEY ARE BRAVE, COURAGEOUS AND TENACIOUS INDIVIDUALS WHO PUT THEIR LIVES AND HEALTH AT RISK EVERY DAY TO KEEP THE PUBLIC SAFE AND PROVIDE A MULTITUDE OF SERVICES TO THE COUNTY'S OFFENDERS; AND

**WHEREAS**, WHILE THEIR JOB TITLES AND JOB DESCRIPTIONS VARY, THESE INDIVIDUALS ARE COMMITTED TO THE COMMON GOAL OF PROVIDING A SECURE, SAFE AND HUMANE OPERATION OF THE COUNTY'S CORRECTIONAL FACILITY WHERE EMPLOYEES WORK TO REDUCE FUTURE CRIME THROUGH DELIVERY OF PROGRAMS TO CHANGE AN INDIVIDUAL'S CRIMINAL BEHAVIOR. THEY TEACH, TRAIN, MENTOR, PREACH AND CURE; AND

**WHEREAS**, CORRECTIONAL FACILITY EMPLOYEES ARE MOST DESERVING OF OUR RESPECT, OUR THANKS AND THE HIGHEST PRAISE. THEY ARE WELL-TRAINED, ALWAYS ON WATCH AND PREPARED TO MEET ANY CHALLENGE. THE MEN AND WOMEN WORKING IN CORRECTIONS MAKE A DIFFERENCE IN OUR COMMUNITIES AND ARE OWED OUR COUNTY'S GRATITUDE.

**NOW, THEREFORE**, THIS 25<sup>TH</sup> DAY OF APRIL, 2019, THE MEMBERS OF THE CARBON COUNTY BOARD OF COMMISSIONERS ADOPT THIS PROCLAMATION AS A MEANS OF DESIGNATING MAY 5-11, 2019, AS CORRECTIONS EMPLOYEE WEEK IN CARBON COUNTY FOR PURPOSES OF THANKING THE CORRECTIONAL FACILITY EMPLOYEES FOR THE WORK THAT THEY DO, COMMENDING THEM FOR THEIR PROFESSIONALISM, AND EXPRESSING OUR APPRECIATION FOR JOBS WELL DONE IN A CHALLENGING ENVIRONMENT.

**ADOPTED** BY THE CARBON COUNTY BOARD OF COMMISSIONERS THIS 25<sup>TH</sup> DAY OF APRIL, 2019.

**CARBON COUNTY BOARD OF COMMISSIONERS**

/S/ WAYNE E. NOTHSTEIN, CHAIRMAN  
/S/ TOM J. GERHARD, VICE-CHAIRMAN  
/S/ WILLIAM J. O'GUREK, MEMBER

**ATTEST:**

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

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

THE PROCLAMATION WAS PRESENTED TO WARDEN TIMOTHY FRITZ. THE WARDEN THANKED THE BOARD AND ACKNOWLEDGED AND READ A PROCLAMATION RECEIVED FROM GOVERNOR TOM WOLFE.

**OPENING OF BIDS:**

**CDBG PROJECTS:**

**#19-199 PALMERTON BOROUGH:**

THE FOLLOWING BIDS WERE RECEIVED FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT – PALMERTON BOROUGH, STREET IMPROVEMENTS, RECONSTRUCT/REPAVE WEST PRINCETON (FROM FIRELINE ROAD TO HILLSIDE AVENUE), FY2015 & FY2016):

BARKER & BARKER PAVING & EXCAVATING	BID:	\$126,218.75
GRAVER INDUSTRIES INCORPORATED	BOND:	10%
910 14 <sup>TH</sup> AVENUE		
BETHLEHEM, PA		
DIRT WORK SOLUTIONS, LLC	BID:	\$175,253.00
3755 MAIN STREET	BOND:	10%
SLATINGTON, PA		
LEHIGH ASPHALT PAVING & CONSTRUCTION CO.	BID:	\$159,595.00
PO BOX 549	BOND:	10%
TAMAQUA, PA		
SCHUYLKILL PAVING INCORPORATED	BID:	\$174,262.50
285 BLUE MOUNTAIN ROAD	BOND:	10%
SCHUYLKILL HAVEN, PA		

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, TO TABLE THE BIDS AND REFER THEM TO THE OFFICE OF PLANNING & DEVELOPMENT FOR REVIEW WITH A RECOMMENDATION FOR EITHER AWARD OF A CONTRACT OR REJECTION OF THE BIDS IN TWO (2) WEEKS.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**#19-200 PALMERTON BOROUGH:**

THE FOLLOWING BIDS WERE RECEIVED FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT – PALMERTON BOROUGH, STREET IMPROVEMENTS, RECONSTRUCT/REPAVE AVENUE A (1<sup>ST</sup> TO 2<sup>ND</sup>), FY2017:

BARKER & BARKER PAVING & EXCAVATING	BID:	\$78,263.50
GRAVER INDUSTRIES INCORPORATED	BOND:	10%
910 14 <sup>TH</sup> AVENUE		
BETHLEHEM, PA		
DIRT WORK SOLUTIONS, LLC	BID:	\$109,390.00
3755 MAIN STREET	BOND:	10%
SLATINGTON, PA		
LEHIGH ASPHALT PAVING & CONSTRUCTION CO.	BID:	\$75,885.00
PO BOX 549	BOND:	10%
TAMAQUA, PA		
SCHUYLKILL PAVING INCORPORATED	BID:	\$91,875.00
285 BLUE MOUNTAIN ROAD	BOND:	10%
SCHUYLKILL HAVEN, PA		
BRACALENTE CONSTRUCTION, INCORPORATED	BOND:	\$65,945.90
700 SAVAGE ROAD, SUITE 15	BOND:	10%
NORTHAMPTON, PA		

APRIL 25, 2019

LIVENGOOD EXCAVATORS INCORPORATED	BID:	\$89,122.72
4661 LEHIGH DRIVE	BOND:	10%
WALNUTPORT, PA		

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, TO TABLE THE BIDS AND REFER THEM TO THE OFFICE OF PLANNING & DEVELOPMENT FOR REVIEW WITH A RECOMMENDATION FOR EITHER AWARD OF A CONTRACT OR REJECTION OF THE BIDS IN TWO (2) WEEKS.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**#19-201 PACKER TOWNSHIP:**

THE FOLLOWING BID WAS RECEIVED FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT – PACKER TOWNSHIP, FACILITIES/PARKS & RECREATION, JOE ANDREUZZI COMMUNITY PARK (FY2014):

STONE LONESOME EXCAVATING	BID:	\$68,350.00
225 EAST LUDLOW STREET	BOND:	10%
SUMMIT HILL, PA		

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, TO TABLE THE BID AND REFER IT TO THE OFFICE OF PLANNING & DEVELOPMENT FOR REVIEW WITH A RECOMMENDATION FOR EITHER AWARD OF A CONTRACT OR REJECTION OF THE BID IN TWO (2) WEEKS.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**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 APRIL 25, 2019.

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 205202 THROUGH 205365 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

GENERAL FUND	\$ 160,842.77
COUNTY PARKING FUND	\$ 425.00
AREA AGENCY ON AGING FUND	\$ 60,843.00
CHILDREN & YOUTH FUND	\$ 59,722.66
DOMESTIC RELATIONS FUND	\$ 1,801.91
WORKFORCE INVESTMENT ACT FUND	\$ 857.60
PARKS & RECREATION FUND	\$ 30.00
9-1-1 FUND	\$ 8,290.53
HOTEL ROOM EXCISE TAX FUND	\$ 1,872.14
CDBG FUND	\$ 1,428.00
CAPITAL PROJECTS FUND	\$ <u>6,818.50</u>
TOTAL:	\$ 302,932.11

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 STATED, "YES, WITH THE EXCEPTION OF THE BILLS FOR THE TIMES NEWS AND BLUE RIDGE COMMUNICATIONS, TO WHICH I ABSTAIN BECAUSE I AM A PART-TIME EMPLOYEE OF THE TIMES NEWS WHICH IS A SISTER COMPANY OF BLUE RIDGE COMMUNICATIONS."

**ETHICS COMMISSION COMPLIANCE:**

COMMISSIONER O'GUREK PRESENTED THE FOLLOWING MEMORANDUM STATING HIS POSSIBLE CONFLICT OF INTEREST WITH PENCOR RELATED COMPANIES AS PER THE ADVICE OF THE STATE ETHICS COMMISSION:

**MEMORANDUM**

SECTION 1103(J) OF THE ETHICS ACTS PROVIDES AS FOLLOWS:

VOTING CONFLICT-WHERE VOTING CONFLICTS ARE NOT OTHERWISE ADDRESSED BY THE CONSTITUTION OF PENNSYLVANIA OR BY ANY LAW RULE REGULATION ORDER OR ORDINANCE, THE FOLLOWING PROCEDURE SHALL BE EMPLOYED. ANY PUBLIC OFFICIAL OR PUBLIC EMPLOYEE WHO IN THE DISCHARGE OF HIS OFFICIAL DUTIES WOULD BE REQUIRED TO VOTE ON A MATTER THAT WOULD RESULT IN A CONFLICT OF INTEREST SHALL ABSTAIN FROM VOTING AND PRIOR TO THE VOTE BEING TAKEN PUBLICLY ANNOUNCE AND DISCLOSE THE NATURE OF HIS INTEREST AS A PUBLIC RECORD IN A WRITTEN MEMORANDUM FILED WITH THE PERSON RESPONSIBLE FOR RECORDING THE MINUTES OF THE MEETING AT WHICH THE VOTE IS TAKEN PROVIDED THAT WHENEVER A GOVERNING BODY WOULD BE UNABLE TO TAKE ANY ACTION ON A MATTER BEFORE IT BECAUSE THE NUMBER OF MEMBERS OF THE BODY REQUIRED TO ABSTAIN FROM VOTING UNDER THE PROVISIONS OF THIS SECTION MAKES THE MAJORITY OR OTHER LEGALLY REQUIRED VOTE OF APPROVAL UNATTAINABLE THEN SUCH MEMBERS SHALL BE PROVIDED TO VOTE IF DISCLOSURES ARE MADE AS OTHERWISE PROVIDED HEREIN. IN THE CASE OF A THREE-MEMBER GOVERNING BODY OF A POLITICAL SUBDIVISION WHERE ONE MEMBER HAS ABSTAINED FROM VOTING AS A RESULT OF A CONFLICT OF INTEREST AND THE REMAINING TWO MEMBERS OF THE GOVERNING BODY HAVE CAST OPPOSING VOTES THE MEMBER WHO HAS ABSTAINED SHALL BE PERMITTED TO VOTE TO BREAK THE TIE VOTE IF DISCLOSURE IS MADE AS OTHERWISE PROVIDED HEREIN.

ACCORDINGLY, TO COMPLY WITH THIS SECTION OF THE ETHICS ACT, I AM SUBMITTING THIS MEMORANDUM AS A MEANS OF PROVIDING FULL DISCLOSURE OF A CONFLICT OF INTEREST, STATING THAT I AM ABSTAINING TODAY ON ANY ACTIONS RELATING TO PAYING BILLS TO,

APRIL 25, 2019

ADVERTISING WITH, ACCEPTING PROPOSALS FROM AND/OR ENTERING CONTRACTS WITH TIMES NEWS, LEHIGHTON, PA, BECAUSE I AM A PART-TIME EMPLOYEE THERE, AS WELL AS ITS SISTER COMPANIES, INCLUDING BLUE RIDGE COMMUNICATIONS, PENTELEDATA, THE PALMERTON TELEPHONE COMPANY AND PENCOR HOSE AND FITTING, AND ANY OTHER PENCOR SERVICES' AFFILIATES.

/S/ WILLIAM J. O'GUREK, MEMBER

04/25/2019

**TREASURER'S REPORT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE TREASURER'S REPORT DATED APRIL 15, 2019 TO APRIL 19, 2019 REPORTING BALANCES AS FOLLOWS:

**BALANCES AS OF APRIL 19, 2019:**

GENERAL FUND CHECKING ACCOUNT	\$ 4,171.99
GENERAL FUND SP NOW	\$ 4,303,628.04
OPERATING RESERVE FUND	\$ 964,163.51
RENTAL PROPERTY FUND	\$ 181,830.21
COUNTY PARKING FUND	\$ 990,219.61
LIQUID FUELS TAX FUND	\$ 527,059.43
AREA AGENCY ON AGING FUND	\$ 322,475.92
CHILDREN & YOUTH FUND	\$ 414,663.06
HUMAN SERVICE AGENCY FUND	\$ 9,628.04
DOMESTIC RELATION IV-D FUND	\$ 87,460.07
WORKFORCE INVESTMENT ACT	\$ 18,355.43
PARKS & RECREATION FUND	\$ 128,167.14
CARBON TRANSPORTATION SYSTEM FUND	\$ 39,721.70
9-1-1 FUND	\$ 1,323,938.02
HAZMAT RESPONSE FUND	\$ 136,695.14
OFFENDER SUPERVISION FUND	\$ 531,106.43
ADULT ELECTRONIC MONITORING FUND	\$ 193,008.65
FARMLAND PRESERVATION FUND	\$ 40,134.62
HUMAN SERVICE DEVELOPMENT FUND	\$ 24,517.61
HOMELESS GRANT FUND	\$ 12,049.80
CENTRALIZED BOOKING FUND	\$ 124,244.54
VICTIM/WITNESS FUND	\$ 11,067.44
RECORDER OF DEEDS IMPROVEMENT FUND	\$ 40,147.33
COUNTY RECORDS IMPROVEMENTS FUND	\$ 20,890.37
JUVENILE SUPERVISION FEE FUND	\$ 34,755.29
COMMUNITY SERVICE FEE FUND	\$ 9,009.79
PROTHONOTARY AUTOMATION FUND	\$ 80,959.94
AFFORDABLE HOUSING FUND	\$ 294,278.14
CLERK OF COURTS AUTOMATION FUND	\$ 3,779.59
REGISTER OF WILLS AUTOMATION FUND	\$ 10,643.76
JUVENILE ELECTRONIC MONITORING FUND	\$ 6,163.65
VITAL STATS IMPROVEMENT FUND	\$ 44,594.76
SUBSTANCE ABUSE EDUCATION	\$ 141,781.62
LIQUID FUELS/ACT 44	\$ 451,235.92
HIGHWAY BRIDGE IMPROVEMENT ACT 13	\$ 522,745.66
VICTIMS SERVICES FUND	\$ 48,039.84
HOTEL ROOM EXCISE TAX FUND	\$ 27,733.74
CDBG FUND	\$ 1,434.68
DEBT SERVICE FUND	\$ 1,023,047.20
CAPITAL PROJECTS FUND	\$ 7,522,942.93

FRINGE BENEFIT PAYMENT FUND	\$	535,712.79
PAYROLL FUND	\$	8,343.99
TAX CLAIM FUND	\$	795,973.23

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**PERSONNEL REPORT:**

**RETIREMENT:**

**CARLA J. BARTELT**, NESQUEHONING, PA - DISTRICT JUSTICE SECRETARY II - EFFECTIVE APRIL 22, 2019.

**HIRES:**

**BRENNA J. KARNISH**, LANSFORD, PA - PARK ATTENDANT, PARKS - EFFECTIVE MAY 20, 2019.

**COURT APPOINTMENT:**

**ERIN C. PANNELL**, BARGERSVILLE, IN - SUMMER LAW CLERK, COURT ADMINISTRATION - EFFECTIVE MAY 20, 2019.

**CHANGE OF STATUS:**

**DAVID A. SLINGER**, LEHIGHTON, PA  
FROM: PROBATION OFFICER I, ADULT PROBATION  
TO: AGING CARE MANAGER III, AREA AGENCY ON AGING  
EFFECTIVE: MAY 6, 2019

**LEAVE OF ABSENCE EXTENSION:**

**SHERIFF**

**KRISTY A. CUMMINS**  
DEPUTY SHERIFF  
FROM: APRIL 29, 2019  
TO: MAY 19, 2019

**INTERNSHIP:**

**ADULT PROBATION OFFICE**

**ANDREA SCHAFER**, LEHIGHTON, PA  
PENNSYLVANIA STATE UNIVERSITY, FORENSIC SCIENCE MAJOR  
FROM: MAY 14, 2019  
TO: AUGUST 8, 2019

**SEMINAR/TRAINING REQUESTS:**

**AREA AGENCY ON AGING**

**MARK D. MISZENSKI**  
PROTECTIVE SERVICES BASIC PREREQUISITES & BASIC PROTECTIVE SERVICES IN-PERSON TRAINING  
WEBINARS: OLDER ADULT PROTECTIVE SERVICES INTAKE AND PROTECTIVE SERVICES CASEWORKER  
TRAINING  
PALMERTON, PA

APRIL 25, 2019

**MARK D. MISCZENSKI**

PDA PROTECTIVE SERVICES BASIC TRAINING FY 18-19  
STATE COLLEGE, PA  
COST: LODGING, MEALS, MILEAGE (IF COUNTY VEHICLE IS UNAVAILABLE)

**SHERIFF**

**DANIEL M. LONG**

2019 CLEAN MANDATORY TAC TRAINING  
HARRISBURG, PA

**COURTS SEMINAR/TRAINING REQUEST ACKNOWLEDGEMENTS:**

**ADULT PROBATION**

**MATTHEW J. KIMMEL**

PA COMMISSIONER ON SENTENCING SEMINAR: FUNDAMENTALS: SENTENCING AND SENTENCING  
GUIDELINES IN PA  
HARRISBURG, PA  
COST: MEALS

**RICHMOND S. PARSONS**

2019 PENNSYLVANIA PROBLEM SOLVING COURTS ANNUAL COORDINATORS SYMPOSIUM  
HERSHEY, PA

**DEREK D. GEORGE**

SPRING 2019 CONTROL TACTICS INSTRUCTOR CERTIFICATION AND RECERTIFICATION COURSES  
COPLAY, PA  
COST: CONFERENCE FEE \$600, MEALS

**NICOLE A. HORN**

PA GANGS, DRUGS AND CRIME AND REGIONAL TRENDS TRAINING  
JESSUP, PA  
COST: CONFERENCE FEE \$150, MEALS

**PAUL J. KATTNER**

**ERIC J. YUKNEK**

PA COMMISSION ON SENTENCING SEMINAR: SENTENCING COMMISSION RELATED UPDATES  
SCRANTON, PA  
COST: MEALS

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ACCEPT THE PERSONNEL REPORT DATED  
APRIL 25, 2019.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**CORRESPONDENCE:**

MINUTES RECEIVED: MARCH 8, 2019 MEETING OF THE CARBON COUNTY PARKS AND RECREATION  
COMMISSION; MARCH 19, 2019 MEETING OF THE CARBON COUNTY SAFETY COMMITTEE.

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

ROSSI EXCAVATING COMPANY, BEAVER MEADOWS, PA



SURFACE MINING PERMIT #13990201R4; GENERAL NPDES STORMWATER PERMIT #PAM113074R; BOND REVIEW FOR 2018; AUTHORIZATION TO MINE #1756-13990201-10  
GREENFIELD MINE OPERATION, BANKS TOWNSHIP

COMMUNICATIONS WERE RECEIVED FROM THE PENNSYLVANIA DEPARTMENT OF HUMAN SERVICES INFORMING OF THE FOLLOWING:

- MEDICAL ASSISTANCE TRANSPORTATION PROGRAM (MATP) PAYMENT OF \$188,883
- COMPLETION OF SETTLEMENTS FOR THE MEDICAL ASSISTANCE TRANSPORTATION PROGRAM (MATP) AND COMBINED HOMELESS ASSISTANCE PROGRAM FOR THE PERIODS ENDING JUNE 30, 2014 AND JUNE 30, 2015

CORRESPONDENCE WAS RECEIVED FROM THE PENNSYLVANIA DEPARTMENT OF PUBLIC WELFARE INFORMING OF CARBON COUNTY'S TENTATIVE CHILD WELFARE NEEDS-BASED BUDGET (NBPB) ALLOCATIONS FOR STATE FY 2019-20.

CORRESPONDENCE DATED APRIL 10 AND APRIL 17, 2019 WAS RECEIVED FROM POST & SCHELL, ATTORNEYS AT LAW, HARRISBURG, PENNSYLVANIA, RELATIVE TO THE JOINT PETITION OF PPL ELECTRIC UTILITIES CORPORATION FOR WAIVER OF CERTAIN PROVISIONS OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION'S REGULATIONS AT 52 PA. CODE §57.71 ET SEQ., AND LETTER OF NOTIFICATION OF PPL ELECTRIC UTILITIES CORPORATION, FILED PURSUANT TO 52 PA. CODE CHAPTER 57 SUBCHAPTER G, FOR APPROVAL OF THE SITING AND CONSTRUCTION OF THE SIEGFRIED-EAST PALMERTON #1 & #2 138/69 KV, THE HAUTO-SIEGFRIED #1 & #4 138/69KV TRANSMISSION LINES, AND ASSOCIATED TAP LINES LOCATED IN LEHIGH AND CARBON COUNTIES, PENNSYLVANIA DOCKET NO. A-2019-3009112.

NOTICE OF SCHEDULE FOR ENVIRONMENTAL REVIEW OF THE PENNEAST PIPELINE PROJECT AMENDMENT WAS RECEIVED FROM THE UNITED STATES FEDERAL ENERGY REGULATORY COMMISSION (FERC).

**ADVERTISING REQUEST:**

**#19-202 AGENCY ON AGING/APPRISE:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO AUTHORIZE THE ADVERTISEMENT REGARDING APPRISE COUNSELING FOR MEDICARE RECIPIENTS.

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

\* MR. O'GUREK STATED, "I ABSTAIN BECAUSE I AM A PART-TIME EMPLOYEE OF THE TIMES NEWS WHERE THE ADVERTISEMENT WILL BE PUBLISHED"

**HUMAN SERVICES:**

**#19-203 TEFAP AGREEMENT:**

**INTERIM ADDENDUM:**

A LETTER OF AGREEMENT REGARDING INTERIM ADDENDUM TO THE PROGRAM MANAGEMENT AGREEMENT BETWEEN THE COUNTY OF CARBON AND THE PENNSYLVANIA DEPARTMENT OF AGRICULTURE FOR THE PARTICIPATION IN THE EMERGENCY FOOD ASSISTANCE PROGRAM (TEFAP), WHICH COMMENCED OCTOBER 1, 2016 AND REMAINS IN EFFECT THROUGH SEPTEMBER 30, 2021, WAS SUBMITTED FOR BOARD ACTION.

THIS INTERIM ADDENDUM CLARIFIES FEDERAL REGULATORY REQUIREMENT RELATING TO PARTICIPATION OF "THE COUNTY" IN THE "TEFAP", AND IS EFFECTIVE AS OF THE DATE OF LAST SIGNATURE.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE INTERIM ADDENDUM TO THE TEFAP AGREEMENT.

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**PLANNING & DEVELOPMENT:**

**#19-204 RECYCLING/903 GRANT:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE THE SUBMISSION OF THE ACT 101, SECTION 903, RECYCLING COORDINATOR GRANT APPLICATION FOR 2018 (ESTIMATED REIMBURSEMENT - \$4,565.16).

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**SOLICITOR'S REPORT:**

**C&Y/SPECIAL COUNSEL:**

**#19-205 AGREEMENT/HEINTZELMAN:**

AGREEMENT BETWEEN THE COUNTY OF CARBON AND HOLLY A. HEINTZELMAN, ESQUIRE, FOR APPOINTMENT TO SERVE AS CONFLICT COUNSEL TO THE CARBON COUNTY CHILDREN & YOUTH SERVICES AT THE RATE OF \$65.00/HOUR WAS SUBMITTED FOR BOARD ACTION.

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND EXECUTE THE AGREEMENT WITH ATTORNEY HEINTZELMAN.

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**CORRECTIONAL FACILITY:**

**#19-206 SAVIN PROGRAM:**

THE MAINTENANCE/SERVICE AGREEMENT BETWEEN THE PENNSYLVANIA DISTRICT ATTORNEY'S INSTITUTE AND CARBON COUNTY, FOR THE TERM JANUARY 1, 2019 TO DECEMBER 31, 2019, RELATIVE TO THE SAVIN PROGRAM (STATEWIDE AUTOMATED VICTIM INFORMATION AND NOTIFICATION SYSTEM) IN CARBON COUNTY WAS SUBMITTED FOR APPROVAL AND SIGNATURES.

THERE IS NO COST TO THE COUNTY FOR 2019.

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

BOARD POLLED: O'GUREK YES  
GERHARD YES  
NOTHSTEIN YES

**PARKS/RECREATION:**

**#19-207 AGREEMENTS/MCLP:**

SPECIAL ACTIVITIES AGREEMENTS FOR USE OF MAUCH CHUNK LAKE PARK WERE SUBMITTED FOR THE FOLLOWING:

RUNEGADES, INCORPORATED, COLLEGEVILLE, PA  
HALF MARATHON RUN, MAY 11, 2019

JIM THORPE SPORTSMAN'S CLUB, INC.

67<sup>TH</sup> ANNUAL CHILDREN'S FISHING CONTEST, MAY 19, 2019

\*PENDING APPROVAL OF PA FISH & BOAT COMMISSION

CHILD EVANGELISM FELLOWSHIP OF CARBON-LEHIGH COUNTIES, INC.

GOOD NEWS DAY CAMP FOR CHILDREN

JULY 8-12 & JULY 15-19, 2019 (10-4 DAILY)

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE EXECUTION OF THE SPECIAL ACTIVITIES AGREEMENTS AS LISTED PENDING RECEIPT OF ALL NECESSARY APPROVAL.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**RESOLUTION:**

**#19-208 LIONS CLUB:**

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO ADOPT THE FOLLOWING RESOLUTION ACKNOWLEDGING THE LIONS CLUB INTERNATIONAL AND DISTRICT 14-U:

**RESOLUTION #19-015**

**LIONS CLUB**

**WHEREAS**, THROUGH THE LAST 102 YEARS, MEMBERS OF LIONS CLUBS INTERNATIONAL HAVE ENHANCED THE LIVES OF OTHERS THROUGH THEIR GENEROSITY, PHILANTHROPY AND SERVICE TO THE COMMUNITY UNDER THE SIMPLE MOTTO: WE SERVE. THEIR MISSION IS TO EMPOWER VOLUNTEERS TO SERVE THEIR COMMUNITIES, MEET HUMANITARIAN NEEDS, ENCOURAGE PEACE AND PROMOTE INTERNATIONAL UNDERSTANDING; AND

**WHEREAS**, LIONS CLUBS INTERNATIONAL IS THE LARGEST COMMUNITY SERVICE ORGANIZATION IN THE WORLD WITH OVER 1.4 MILLION MEMBERS WORLDWIDE; AND

**WHEREAS**, SINCE 1925, LIONS CLUBS INTERNATIONAL HAVE BEEN KNOWN AS THE KNIGHTS OF THE BLIND FOR ITS WORK WITH THE BLIND AND VISUALLY IMPAIRED; AND

**WHEREAS**, LIONS CLUBS INTERNATIONAL HAS EXPANDED WITH PROGRAMS TO ADDRESS DIABETES, CHILDHOOD CANCER, THE ENVIRONMENT, DISASTER RELIEF, AND HUNGER; AND

**WHEREAS**, PENNSYLVANIA'S DISTRICT 14-U, WHICH COMPRISES 32 LIONS CLUBS IN CARBON, MONROE, PIKE AND SCHUYLKILL COUNTIES, IS HOLDING ITS ANNUAL CONVENTION ON APRIL 27, 2019 AT THE BLUE MOUNTAIN RESORT, PALMERTON, IN ORDER TO SHARE INFORMATION ABOUT MUTUAL SERVICE PROJECTS AND TO CELEBRATE ACCOMPLISHMENTS OF 14-U IN THE PAST YEAR.

**NOW, THEREFORE**, THE MEMBERS OF THE CARBON COUNTY BOARD OF COMMISSIONERS DESIRE TO ACKNOWLEDGE THE LIONS CLUBS INTERNATIONAL AND DISTRICT 14-U FOR THEIR LONGSTANDING COMMITMENT TO COMMUNITY SERVICE; RECOGNIZE THE LEADERSHIP OF DISTRICT GOVERNOR DONALD MCCONNELL AND HIS CABINET; THANK LIONS EVERYWHERE FOR THEIR EFFORTS TO ENHANCE THE QUALITY OF THE LIVES OF OTHERS IN THE DISTRICT; AND ADOPT THIS RESOLUTION AS A MEANS OF DOCUMENTING IN THE COUNTY'S HISTORY THE INVALUABLE ROLE LIONS HAVE PLAYED THROUGHOUT THE YEARS OF THEIR SERVICE IN CARBON COUNTY.

**ADOPTED** BY THE CARBON COUNTY BOARD OF COMMISSIONERS THIS 25<sup>TH</sup> DAY OF APRIL, 2019.

**CARBON COUNTY BOARD OF COMMISSIONERS**

/S/	WAYNE E. NOTHSTEIN, CHAIRMAN
/S/	TOM J. GERHARD, VICE-CHAIRMAN
/S/	WILLIAM J. O'GUREK, MEMBER

**ATTEST:**

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

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**TAX ASSESSMENT:**

**#19-209 TAX REFUND:**

A COMMUNICATION WAS RECEIVED FROM THE TAX ASSESSMENT BUREAU VERIFYING THAT THE FOLLOWING TAXPAYER IS DUE A REFUND OF REAL ESTATE TAXES:

**MUNICIPALITY:** MAHONING TOWNSHIP

MAHER, MICHAEL P SR. & THERESA A.

287 MAHONING HEIGHTS ROAD

LEHIGHTON PA 18235

**PROPERTY CODE:** 14-35-10782

**PROPERTY RECORD CARD #:** 84-35-A62.40

**REASON:** THE TAXPAYER WAS BEING TAXED FOR .416 ACRES.

THE DEED STATES .216 ACRES. THE DIFFERENCE IN ASSESSMENT

IS 800 AND IT IS THE AMOUNT THE REFUND IS BASED ON.

**TOTAL REFUND DUE:** 6 YEARS: \$48.21

MOTION BY MR. GERHARD, SECONDED BY MR. O'GUREK, TO APPROVE AND AUTHORIZE PAYMENT OF THE REFUND AS LISTED.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

**FURTHER BUSINESS:**

**SUSQUEHANNA STREET PROJECT:**

**#19-210 RE-EVALUATION:**

THE CHAIRMAN ADVISED THAT DUE TO OPPOSITION OF THE DEMOLITION OF THE OLD ARCHIVES BUILDING/GARAGE ON SUSQUEHANNA STREET, THE SUSQUEHANNA STREET PROJECT IS BEING RE-EVALUATED.

THERE WAS A BRIEF DISCUSSION.

**#19-211 BOND ISSUE/SERIES 2019:**

COMMISSIONER O'GUREK ACKNOWLEDGED RECEIPT OF THE BOND ISSUE MONEY WHICH THE COUNTY ANTICIPATED SPENDING ON THE SUSQUEHANNA STREET PROJECT. SINCE THE PROJECT IS NOW BEING RE-EVALUATED AND WILL PROBABLY NOT START UNTIL NEXT YEAR, THAT MONEY SHOULD BE INVESTED.

MOTION BY MR. O'GUREK, SECONDED BY MR. GERHARD, TO AUTHORIZE THE COUNTY TREASURER TO ACQUIRE BIDS FOR CERTIFICATES OF DEPOSIT, TEN MILLION DOLLARS FOR ONE (1) YEAR.

BOARD POLLED:	O'GUREK	YES
	GERHARD	YES
	NOTHSTEIN	YES

THE COUNTY TREASURER NOTED THAT THE MONEY RECEIVED FROM THE BOND ISSUE BRINGS THE TOTAL OF COUNTY FUNDS TO ABOUT 30 MILLION AND TAX MONEY WILL BE COMING IN SHORTLY, THEREFORE, AT THIS TIME, IT IS PRUDENT TO INVEST.

**#19-212 DOG LICENSES:**

THE COUNTY TREASURER ADVISED THAT DOG WARDENS WILL BE GOING DOOR TO DOOR CHECKING

FOR LICENSES AND VACCINATIONS STARTING APRIL 29<sup>TH</sup> IN LANSFORD AND MAY 23 IN THE JIM THORPE AREA.

**COMMISSIONERS' REPORTS:**

COMMISSIONER GERHARD ADDRESSED CONCERNS BROUGHT UP AT THE LAST COMMISSIONERS' MEETING REGARDING THE 3-TON POSTING ON A BRIDGE IN PACKER TOWNSHIP. HE NOTED THAT IT IS THE RESPONSIBILITY OF THE TOWNSHIP SUPERVISORS TO ENFORCE THE WEIGHT LIMIT, AND AFTER TALKING WITH ROHR BUS COMPANY HAS BEEN TOLD THAT SCHOOL BUSES ARE EXEMPT. HE ADVISED THAT THE COUNTY'S ENGINEER, CARBON ENGINEERING, HAS INSPECTED THE BRIDGE AND HAS DETERMINED THE STRUCTURAL INTEGRITY IS IN GOOD CONDITION.

COMMISSIONER NOTHSTEIN REPORTED ON THE FOLLOWING:

- CORRECT AMOUNT OF PRE-TRIALS IS CLOSER TO 300 PER DAY
- ACKNOWLEDGED RECEIPT OF FOUR-DAY NOTIFICATION FROM ROAD-CON INCORPORATED REGARDING DETOURING OF SR 209 (MANSION HOUSE) BEGINNING MAY 6, 2019, MONDAY THRU FRIDAY FROM 8:30 AM TO 3:00 PM FOR THE FORESEEABLE FUTURE

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 11:38 A.M.

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ELOISE K. AHNER,  
CHIEF CLERK/COUNTY ADMINISTRATOR

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WAYNE E. NOTHSTEIN, CHAIRMAN