

APRIL 9, 2020

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

PRESENT WERE COMMISSIONERS NOTHSTEIN, LUKASEVICH, AND AHNER, CHIEF CLERK/COUNTY ADMINISTRATOR ELOISE AHNER, SOLICITOR MISCAVIGE, AND EXECUTIVE SECRETARY JEN BOGER.

THE COUNTY CONTROLLER, COUNTY TREASURER, DIRECTOR OF ELECTIONS, 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. LUKASEVICH, SECONDED BY MR. AHNER, TO APPROVE THE MINUTES OF THE PREVIOUS MEETING HELD APRIL 2, 2020.

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| BOARD POLLED: | AHNER | YES |
| | LUKASEVICH | YES |
| | NOTHSTEIN | YES |

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

ROBERT KISTLER SUBMITTED AN EMAIL WITH CONCERNS WITH PROPERTY AND COUNTY TAXES BEING RAISED AS A RESULT OF THE COVID-19 PANDEMIC.

COMMISSIONER NOTHSTEIN COMMENTED ON THE EFFECT IT WILL HAVE ON THE COUNTY WITH THE EPIDEMIC REGARDING THE COVID-19 AND THE OBLIGATIONS WITH COUNTY OFFICES. HE SPOKE OF ACTIONS TAKEN TO LIMIT STAFF IN COUNTY OFFICES. ANTICIPATING REIMBURSEMENT FROM THE FEDERAL OR STATE GOVERNMENT TO ASSIST WITH EXPENSES WITH SUPPLIES NEEDED TO COMBAT THE VIRUS.

COMMISSIONER AHNER COMMENTED ON THE SENATE BILL 841, WHICH PASSED THE SENATE AND NOW MOVES TO THE HOUSE TO AUTHORIZE PROPERTY TAX RELIEF AND TELECOMMUNICATIONS DEVICE FOR LOCAL GOVERNMENT.

COMMISSIONER LUKASEVICH THANKED MR. KISTLER FOR THE PUBLIC COMMENT. HE ENCOURAGED MR. KISTLER TO ADDRESS HIS CONCERNS TO SENATOR ROBERT YUDICHAK, REPRESENTATIVE DOYLE HEFFLEY, AND REPRESENTATIVE KNOWLES TO REVIEW THE ANNUAL BUDGET.

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OPENING OF BIDS:

#20-176 CDBG PROJECT:

FRANKLIN TOWNSHIP:

THE FOLLOWING BIDS WERE RECEIVED FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT – FRANKLIN TOWNSHIP WATER/SEWER IMPROVEMENTS (FY2015 & FY2016) - DRAINAGE IMPROVEMENTS - PHASE 1 – RED HILL ROAD:

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|------------------------|-------------------|
| LINDE CORPORATION | BID: \$208,074.00 |
| O’HARA INDUSTRIAL PARK | |
| 118 ARMSTRONG ROAD | |
| PITTSTON, PA 18640 | |

| | |
|-----------------------|-------------------|
| PAPILLON & MOYER | BID: \$237,404.35 |
| 186 MURPHY RUN | |
| STROUDSBURG, PA 18360 | |

| | |
|--|-------------------|
| BRUCE GEORGE PAVING & EXCAVATING, INC. | BID: \$177,852.44 |
| 843 KUEHNER DRIVE | |
| KUNKLETOWN, PA 18058 | |

*SOLICITOR MISCAVIGE STATED BID BONDS WILL BE ANNOUNCED IN TWO (2) WEEKS.

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

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| BOARD POLLED: | AHNER | YES |
| | LUKASEVICH | YES |
| | NOTHSTEIN | YES |

EXECUTIVE SESSIONS:

THE CHAIRMAN REPORTED THAT THE FOLLOWING EXECUTIVE SESSION WAS HELD.

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| APRIL 8, 2020 | 10:00 A.M. | PERSONNEL REASONS |
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DEPARTMENT REPORTS:

CHIEF CLERK/COUNTY ADMINISTRATOR:

BUDGET TRANSFERS:

MOTION BY MR. LUKASEVICH, SECONDED BY MR. AHNER, TO APPROVE THE BUDGET TRANSFERS AS LISTED ON TRANSMITTALS DATED APRIL 9, 2020.

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| BOARD POLLED: | AHNER | YES |
| | LUKASEVICH | YES |
| | NOTHSTEIN | YES |

SUPPLEMENTAL APPROPRIATIONS:

THERE WERE NO SUPPLEMENTAL APPROPRIATIONS.

EXPENDITURE APPROVAL:

GENERAL FUND CLEARING ACCOUNT:

APPROVAL OF CHECK NUMBERS 212457 THROUGH 212561 FOR EXPENDITURES THROUGH THE GENERAL FUND CLEARING ACCOUNT AS FOLLOWS:

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|-------------------------------|----------------------|
| GENERAL FUND | \$ 436,464.80 |
| RENTAL PROPERTY FUND | \$ 718.56 |
| COUNTY PARKING FUND | \$ 1,120.31 |
| AREA AGENCY ON AGING FUND | \$ 18,400.07 |
| CHILDREN & YOUTH FUND | \$ 27,805.83 |
| HUMAN SERVICE AGENCY FUND | \$ 993.38 |
| DOMESTIC RELATIONS FUND | \$ 22,809.56 |
| WORKFORCE INVESTMENT ACT FUND | \$ 7,221.80 |
| PARKS & RECREATION FUND | \$ 12,231.46 |
| 9-1-1 FUND | \$ 21,340.33 |
| CENTRALIZED BOOKING FUND | \$ 94.00 |
| CAPITAL PROJECTS FUND | \$ 80,612.30 |
| FRINGE BENEFIT PAYMENT FUND | \$ 508,043.42 |
| TAX CLAIM FUND | \$ <u>287,829.26</u> |
| TOTAL: | \$ 1,425,685.08 |

MOTION BY MR. AHNER, SECONDED BY MR. LUKASEVICH, TO APPROVE PAYMENT OF THE CHECK NUMBERS AS LISTED ABOVE.

BOARD POLLED: AHNER YES
 LUKASEVICH YES
 NOTHSTEIN YES

TREASURER'S REPORT:

MOTION BY MR. LUKASEVICH, SECONDED BY MR. AHNER, TO ACCEPT THE TREASURER'S REPORT DATED MARCH 30, 2020 TO MARCH 31, 2020 REPORTING BALANCES AS FOLLOWS:

BALANCES AS OF MARCH 31, 2020:

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|-----------------------------------|-----------------|
| GENERAL FUND CHECKING ACCOUNT | \$ 1,597.28 |
| GENERAL FUND SP NOW | \$ 3,832,017.67 |
| OPERATING RESERVE FUND | \$ 981,458.67 |
| RENTAL PROPERTY FUND | \$ 195,819.88 |
| COUNTY PARKING FUND | \$ 1,067,835.44 |
| LIQUID FUELS TAX FUND | \$ 595,016.28 |
| AREA AGENCY ON AGING FUND | \$ 156,307.18 |
| CHILDREN & YOUTH FUND | \$ 943,945.07 |
| HUMAN SERVICE AGENCY FUND | \$ 4,980.49 |
| DOMESTIC RELATION IV-D FUND | \$ 66,777.71 |
| WORKFORCE INVESTMENT ACT | \$ 35,412.21 |
| PARKS & RECREATION FUND | \$ 129,103.53 |
| CARBON TRANSPORTATION SYSTEM FUND | \$ 140,675.73 |
| 9-1-1 FUND | \$ 1,011,901.61 |
| HAZMAT RESPONSE FUND | \$ 156,915.67 |
| OFFENDER SUPERVISION FUND | \$ 396,646.19 |
| ADULT ELECTRONIC MONITORING FUND | \$ 214,366.67 |
| FARMLAND PRESERVATION FUND | \$ 67,970.09 |
| HUMAN SERVICE DEVELOPMENT FUND | \$ 13,060.78 |
| HOMELESS GRANT FUND | \$ 7,881.70 |
| CENTRALIZED BOOKING FUND | \$ 177,907.57 |
| VICTIM/WITNESS FUND | \$ 6,552.57 |

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| RECORDER OF DEEDS IMPROVEMENT FUND | \$ | 49,711.35 |
| COUNTY RECORDS IMPROVEMENTS FUND | \$ | 19,850.00 |
| JUVENILE SUPERVISION FEE FUND | \$ | 37,617.30 |
| COMMUNITY SERVICE FEE FUND | \$ | 9,046.91 |
| PROTHONOTARY AUTOMATION FUND | \$ | 31,072.18 |
| AFFORDABLE HOUSING FUND | \$ | 285,530.72 |
| CLERK OF COURTS AUTOMATION FUND | \$ | 6,851.64 |
| REGISTER OF WILLS AUTOMATION FUND | \$ | 14,655.09 |
| JUVENILE ELECTRONIC MONITORING FUND | \$ | 6,274.21 |
| VITAL STATS IMPROVEMENT FUND | \$ | 41,259.13 |
| SUBSTANCE ABUSE EDUCATION | \$ | 160,535.02 |
| LIQUID FUELS/ACT 44 | \$ | 546,552.77 |
| HIGHWAY BRIDGE IMPROVEMENT ACT 13 | \$ | 649,676.23 |
| VICTIMS SERVICES FUND | \$ | 70,882.54 |
| HOTEL ROOM EXCISE TAX FUND | \$ | 27,455.12 |
| CDBG FUND | \$ | 19.38 |
| DEBT SERVICE FUND | \$ | 478,589.34 |
| CAPITAL PROJECTS FUND | \$ | 15,970,973.89 |
| FRINGE BENEFIT PAYMENT FUND | \$ | 574,157.87 |
| PAYROLL FUND | \$ | 18,516.26 |
| TAX CLAIM FUND | \$ | 1,116,358.11 |

BOARD POLLED: AHNER YES
LUKASEVICH YES
NOTHSTEIN YES

PERSONNEL REPORT:

DATE OF RETIREMENT CORRECTION:

DEBRA K. HOHERCHAK, JIM THORPE, PA – SECOND DEPUTY, PROTHONOTARY – EFFECTIVE APRIL 3, 2020.

CHANGE OF STATUS:

SARAH N. REESER, BOWMANSTOWN, PA

FROM: CLERICAL SPECIALIST, DISTRICT ATTORNEY

TO: PART-TIME LEGAL SECRETARY, DISTRICT ATTORNEY

EFFECTIVE: APRIL 6, 2020

LEAVES OF ABSENCE:

CHILDREN & YOUTH SERVICES

INGRID L. SMITH, ALLENTOWN, PA

COUNTY CASEWORKER I, CHILDREN & YOUTH SERVICES

FROM: MARCH 26, 2020

TO: JUNE 25, 2020

SHADIMON NAVARRO, WHITEHALL, PA

COUNTY CASEWORKER I, CHILDREN & YOUTH SERVICES

FROM: MARCH 30, 2020

TO: JUNE 29, 2020

MOTION BY MR. LUKASEVICH, SECONDED BY MR. AHNER, TO ACCEPT THE PERSONNEL REPORT
DATED APRIL 9, 2020.

BOARD POLLED: AHNER YES
LUKASEVICH YES
NOTHSTEIN YES

CORRESPONDENCE:

MINUTES: FEBRUARY 14, 2020 MEETING OF THE CARBON COUNTY PARKS AND RECREATION COMMISSION.

THE MARCH 2020 MONTHLY REPORT WAS RECEIVED FROM THE CARBON COUNTY REGISTER OF WILLS.

AUDIT REPORT RECEIVED: AUDIT OF TWENTY-THREE CARBON COUNTY TAX COLLECTORS' COUNTY TAX DUPLICATES FOR THE YEAR 2019 RECEIVED FROM THE COUNTY CONTROLLER.

A COPY OF A LETTER FROM THE MAUCH CHUNK TRUST COMPANY TO THE COUNTY TREASURER INFORMING THAT BASED ON THE DECREASE IN THE FEDERAL FUNDS RATE, THE COUNTY'S VARIABLE INTEREST RATE WILL DECREASE FROM 1.00%/1.00% APY TO 0.25%/0.25% APY, EFFECTIVE MARCH 17, 2020.

MARCH 2020 REPORT TO CARBON COUNTY STAKEHOLDERS REGARDING THE PENNEAST/UGI PIPELINE PROJECT, PRESENTED MARCH 30, 2020, WAS RECEIVED FROM SAVE CARBON COUNTY.

EMERGENCY MANAGEMENT:

#20-177 NE TASK FORCE/HOMELAND SECURITY GRANT:

AMENDMENT TO THE FFY 2019 STATE HOMELAND SECURITY GRANT (SHSGP) AGREEMENT BETWEEN THE COMMONWEALTH OF PENNSYLVANIA/PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY (PEMA) AND THE NORTHEAST PENNSYLVANIA REGIONAL COUNTER TERRORISM TASK FORCE (NEPRCTTF) ADDING LUZERNE AND WYOMING COUNTIES WAS SUBMITTED FOR APPROVAL. THE NORTHEAST PENNSYLVANIA REGIONAL COUNTER TERRORISM TASK FORCE IS COMPRISED OF THE FOLLOWING COUNTIES: CARBON, LACKAWANNA, LEHIGH, MONROE, NORTHAMPTON, PIKE, SUSQUEHANNA, AND WAYNE.

MOTION BY MR. LUKASEVICH, SECONDED BY MR. AHNER, TO APPROVE AND EXECUTE THE AMENDMENT TO THE FFY 2019 STATE HOMELAND SECURITY GRANT (SHSGP).

BOARD POLLED: AHNER YES
LUKASEVICH YES
NOTHSTEIN YES

PLANNING & DEVELOPMENT:

#20-178 CONSULTING SERVICES:

A REQUEST WAS RECEIVED FROM THE PLANNING & DEVELOPMENT DIRECTOR FOR APPROVAL OF A CONTRACT FOR CONSULTING SERVICES WITH MICHAEL BAKER INTERNATIONAL, INC., OF PHILADELPHIA, PENNSYLVANIA, TO UPDATE THE CARBON COUNTY HAZARD MITIGATION PLAN AT A COST NOT EXCEEDING \$44,895.00.

MOTION BY MR. AHNER, SECONDED BY MR. LUKASEVICH, TO APPROVE AND EXECUTE THE CONSULTING SERVICES WITH MICHAEL BAKER INTERNATIONAL, INC. TO UPDATE THE CARBON COUNTY HAZARD MITIGATION PLAN.

COMMISSIONER LUKASEVICH DISCUSSED THE HAZARD MITIGATION PLAN IS REQUIRED TO BE ANNUALLY REVIEWED AND UPDATED EVERY FIVE (5) YEARS. HE COMMENTED ON EFFORTS MADE ON THE 2015 PLAN REGARDING A TRAIN DERAILMENT AT LEHIGH GORGE STATE PARK. EMERGENCY PLANNERS OBSERVED THE DEFICIENCY TO THE TRAIN DERAILMENT FOR BETTER UNDERSTANDING. IN THE 2020 PLAN A PANDEMIC SECTION WILL BE INCLUDED IN THE PLAN.

BOARD POLLED: AHNER YES

LUKASEVICH YES

NOTHSTEIN YES

V. **SOLICITOR'S REPORT:**

#20-179 **EVERETT HOME CARE, LLC./TERMINATION:**

A REQUEST WAS RECEIVED FROM THE AREA AGENCY ON AGING FOR APPROVAL TO TERMINATE THE AGREEMENT WITH EVERETT HOME CARE, LLC, OF LEHIGHTON, PENNSYLVANIA, FOR PERSONAL CARE AND HOME SUPPORT SERVICES EFFECTIVE MARCH 31, 2020.

MOTION BY MR. LUKASEVICH, SECONDED BY MR. AHNER, TO APPROVE THE TERMINATION TO THE AGREEMENT WITH EVERETT HOME CARE, LLC, FOR PERSONAL CARE AND HOME SUPPORT SERVICES.

BOARD POLLED: AHNER YES

LUKASEVICH YES

NOTHSTEIN YES

FURTHER BUSINESS:

COMMISSIONER NOTHSTEIN SPOKE OF A CALL RECEIVED FROM JOHN NESPOLI, OF ST. LUKE'S HEALTH NETWORK REGARDING THE CLOSING ON THE BOND ISSUE WHICH WILL BE USED TO BUILD THE NEW HOSPITAL LOCATED IN FRANKLIN TOWNSHIP AND PAYING OFF TWENTY MILLION DOLLAR BOND ISSUED THROUGH THE COUNTY FOR THE HOSPITAL.

COMMISSIONERS' REPORTS:

COMMISSIONER AHNER REPORTED ON THE FOLLOWING:

- SENATE BILL 841 WHICH PASSED THE SENATE AND NOW MOVES TO THE HOUSE WILL BE BENEFICIAL TO LOCAL GOVERNMENT AND MUNICIPALITIES.
- DEMONSTRATED THE PROPER PROCEDURES AND SAFETY STEPS USED TO TAKE A NON-CONTACT TEMPERATURE.
- THANKED THE PUBLIC, BE SAFE AND BE WELL.

COMMISSIONER LUKASEVICH COMMENTED ON THE FOLLOWING:

- THANKED COMMISSIONER AHNER FOR THE TEMPERATURE DEMONSTRATION.
- PROTECT YOURSELVES AND LOVED ONES WITH WEARING MASKS.
- APRIL 3, 2020 ISSUE OF THE LAW JOURNAL AN UPDATED CARBON COUNTY ADULT PROBATION AND PAROLE CONFINEMENT AND RELEASE ON PAROLE POLICY.
- APRIL 1, 2020 GOVERNOR WOLF AUTHORIZED THE EXTENSION OF THE EXPIRATION DATE IN REGARDS TO CONCEALED CARRY PERMIT UNTIL MAY 30, 2020.
- BOARD OF COMMISSIONERS RECEIVING A NOTIFICATION FROM THE FEDERAL AVIATION ADMINISTRATION REGARDING BETHLEHEM WATER AUTHORITY AVANGRID WIND TURBINE PROJECT REQUESTING A EIGHTEEN (18) MONTH EXTENSION WHICH WAS GRANTED.
- THANKED THE TIMES NEW FOR REPORTING THE ATTEMPT BY THE COMMISSIONERS, REPRESENTATIVE DOYLE HEFFLEY, AND SENATOR JOHN YUDICHAK TO RELEASE THE GEODATA REGARDING THE CONFIRMED POSITIVE COVID-19 CASES.
- MARCH 22, 2020 GOVERNOR WOLF STATED "IT'S NOT A BATTLE IT'S A WAR".
- TIMES NEWS REPORTING THE LAWMAKERS PUSH FOR VIRUS INFO; A QUOTE BY DR. LEVINE WITH THE "CONCERNS ABOUT PRIVACY AND CONFIDENTIALITY WHICH PREVENT THE DEPARTMENT FROM RELEASING THAT DATA."
- COMMISSIONER STATED "BE DECISIVE IN YOUR DECISION AND RELEASE THE DATA FOR EMERGENCY MANAGEMENT PERSONNEL AS HAS BEEN AUTHORIZED BY THE CODE FEDERAL

REGULATIONS AND ANNUNCIATED BY THE US DEPARTMENT OF HEALTH AND HUMAN SERVICES OFFICE OF CIVIL RIGHTS”.

COMMISSIONER NOTHSTEIN SPOKE OF THE FOLLOWING:

- DATA REGARDING THE POSITIVE CASES OF THE COVID-19 VIRUS IS ESSENTIAL FOR THE RELEASE OF THE ADDRESSES AND LOCATIONS TO BETTER ASSIST WITH THE DISPATCHERS, EMERGENCY PERSONNEL, POLICE, FIRE DEPARTMENT, AND EMS WORKERS.
- ENCOURAGED THE PUBLIC TO WEAR A MASK AND TAKE PROPER PRECAUTIONS WITH SOCIAL DISTANCING.
- RECOMMENDED THE PUBLIC TOUR THE EMERGENCY MANAGEMENT FACILITY TO VIEW THE VARIOUS HAZARD MITIGATION PLANS.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

THE MEETING OF THE BOARD OF COMMISSIONERS ADJOURNED AT 11:01 A.M.

ELOISE K. AHNER,
CHIEF CLERK/COUNTY ADMINISTRATOR

WAYNE E. NOTHSTEIN, CHAIRMAN