

Thursday, December 1, 2005 10:00 am

A meeting of the Fayette County Board of Commissioners was held on Thursday, December 1, 2005 at 10:05 a.m. in the Conference Room, at the Public Service Building, Uniontown, PA.

Present: Commissioner Angela M. Zimmerlink, Chairwoman
Commissioner Joseph A. Hardy, III, Vice-Chairman
Commissioner Vincent A. Vicites, Secretary
Judy M. Bodkin, Chief Clerk
Warren Hughes, County Manager
Joseph Ferens, County Solicitor

- Meeting called to Order
- Silent Prayer
- Pledge of Allegiance
- Public Comment on Agenda Items - None
- Present Proclamation/Recognitions

Moved by Commissioner Hardy and seconded by Commissioner Vicites to proclaim the following:

MH/MR Advisory Board Community Recognition Award – Presented to Edward Kudyba
DUI Victims’ Remembrance Day- December 15, 2005

Motion Passed Unanimously

A report/slide show entitled “Study on Social Conditions in Fayette County” was presented by John Rapano of the Fayette County Human Service Council.

- Redevelopment Authority of Fayette County

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the RACF to submit a 2005-06 Emergency Shelter Grant (ESG) Application for the County on behalf of City Mission/Living Stones, Inc. for the amount of \$136,000.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to designate the RACF as the applicant/sponsor of funding for the 2005-06 Brownfields for Housing Program.

Motion Passed Unanimously

The next item on the Agenda was to: Consider allocating \$182,000 through Act 137 Affordable Housing Trust Funds to the RACF for housing initiatives. Prior to calling for a Motion, Solicitor Joe Ferens indicated there are some issues that need addressed. Commissioner Zimmerlink asked if he and Andrew French, Executive Director of the RACF could meet and resolve the issues within the next 30 days.

Moved by Commissioner Zimmerlink and seconded by Commissioner Hardy to place the item of considering allocating \$182,000 through Act 137 Affordable Housing Trust Funds to the RACF for housing initiatives on the Agenda for the December 22, 2005 Commissioners Meeting.

Motion Passed Unanimously

- Fayette County Cemetery

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the submission of a grant application for maintenance of the cemetery. (Grant has been approved and received in the amount of \$5,000)

Motion Passed Unanimously

- Tax Assessment Office

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify a one-year contract extension in the amount of \$7,200.00 with Resource Technologies Corporation, State College, PA for ongoing mineral valuation.

Motion Passed Unanimously

- Controller

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the following investments:

Oct. 27, 2005-\$9,750,000 for 14 days at 4.05% interest with FNB \$15,145.89 and
Nov. 17, 2005-\$7,800,000 for 14 days at 4.09% interest with Invest \$12,236.38

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the Annual Software Support Program Contract with Software Systems for the period January 1-December 31, 2006 with an annual fee of \$10,887.

Motion Passed Unanimously

Mark Roberts, Controller provided a Report on the Financial Condition of the County.

- Emergency Management Agency

Moved by Commissioner Hardy and seconded by Commissioner Vicites to authorize the advertisement of a Request for Proposals for Customer Premise Equipment (911 telephone equipment).

Motion Passed Unanimously

- Children & Youth Services

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the Purchase of Service Agreements between the County of Fayette, through Fayette County Children & Youth Services and the service providers listed below during FY2005-06:

Center for Hearing & Deaf Services, Inc. Greensburg, PA 15601

Interpreting & transliterating services requiring valid certification as follows:

- A. Scheduled requests Mon–Sun 7:00 AM – 7:00 PM \$60.00 Per Hr.
- B. Scheduled requests Mon–Sun 7:00 PM – 7:00 AM \$65.00 Per Hr.
- C. Scheduled with less than 2 business days notice \$65.00 Per Hr.

Interpreting & transliterating without valid certification

- D. Scheduled requests Mon– Sun 7:00 AM – 7:00 PM \$50.00 Per Hr.
- E. Scheduled requests Mon– Sun 7:00 PM – 7:00 AM \$55.00 Per Hr.
- F. Scheduled with less that 2 business days notice \$55.00 Per Hr.

Two-hour minimum requirement applies to all of the above rates.

G. Travel expenses - \$.38 per mile plus parking and tolls if applicable.

Travel zone charges will be applied if assignment is beyond a specific geographic area.

Jo Ann Jankoski Uniontown, PA

Counseling, Consultation & Court Testimony & Training \$75.00 Per Hour

Deborah Sharp Molchan /Molchan & Associates Inc. Uniontown, PA

Counseling/Intervention Services \$60.00 Per Hour

Carol Patterson Greensburg, PA

Evaluation \$385.00 Per Evaluation

Court Testimony, Travel & Observation \$100.00 Per hour

Peck, Barbara H., M.Ed., NCC Canonsburg, PA
Assessments/Evaluations & Follow-up or On-going Psycho-Therapy \$40.00 P/Hr
Reports \$20.00 Per report

Tony Schrim Pittsburgh, PA
All related Treatment Services \$54.00 Per Hour

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve an Agreement between the County of Fayette, Brian Davis, Caseworker & the University of Pittsburgh. This agreement will allow Mr. Davis to participate in the Child Welfare Education Leadership Program. There is no cost to the county.

Motion Passed Unanimously

- Juvenile Probation Office

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the addendum to the Adelphoi Village Purchase of Service Agreement Fiscal year 2005-06, as below:

Fayette Day Tx	\$124.00 regular and guaranteed
MST	\$65.00
Fayette Elem. Program	\$84.00
Comp. Development	\$27.37
Community Service	\$30.15
Guaranteed Shelter	\$165.60

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the Purchase of Service Agreement with NHS Youth Services, as below:

Boot Camp	\$138.00
Detention	\$192.00
Intensive Secure	\$236.00
Intermediate	\$221.00
Comm. Based	\$221.00
Sexual Offenders	\$252.00
Building Bridges	-0-
Girls Residential	\$225.00

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to award Bid No. 05-29 for the Purchase & Delivery of a 2006 Chevrolet Express 12 Passenger Van @ \$22,292 and 2006 Chevrolet Uplander 7 Passenger Van @ \$19,568 to Day Chevrolet.

Motion Passed Unanimously

- MH/MR Program

Moved by Commissioner Hardy and seconded by Commissioner Vicites to consider the following contracts, modifications and agreements:

<u>Contract for 2005-2006</u>	<u>Contract Value</u>	<u>Period</u>
Goodwill Industries of Fayette County	\$ 783,447	7/1/05-6/30/06
<u>Modification Agreement #1 2004-2005</u>		
Clearfield-Jefferson MH/MR Program	\$ 842.00	7/1/04-6/30/05
<u>Modification Agreement #2 2004-2005</u>		
Chestnut Ridge Counseling Services, Inc.	\$2,676,405	7/1/04-6/30/05
Crosskeys Human Services, Inc.	\$1,007,553	7/1/04-6/30/05

Modification Agreement #3 2004-2005

Laurel House, Inc.

\$1,346,032

7/1/04-6/30/05

Modification Agreement #4 2004-2005

Northwestern Human Services of PA

\$ 210,222

7/1/04-6/30/05

Motion Passed Unanimously

- Planning, Zoning & Community Development

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the following rezoning petitions heard last month:

RZ05-12 Crystal Firestone, Springfield Township Extension of A-1 currently zoned B-1

RZ05-13 Jeffrey & Frances Rider, Fairchance Extension of R-2 currently zoned R-1

RZ05-14 Edward Huffman III, Bullskin Township Change zoning from A-1 to B-1

RZ05-15 Rex Murphy, Franklin Township, Change zoning from A-1 to R-2

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to award RFP-05-11-Consultant to perform the Countywide Parks & Recreation Plan to Environment Planning & Design at a cost of \$59,985.00.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the office to solicit interested persons from the 5 sub-regions to serve on the study committee for the Countywide Parks and Recreation Plan.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the License Agreement between the County and Pennsylvania America Water for a right-of-way for a portion of land designated with the Sheepskin Trail

Motion Passed Unanimously

- Human Resources

Tax Claim

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the hiring of Gloria Elza as Account Clerk I, at \$7.79 / hour (\$15,190 annual), effective October 31, 2005.

Motion Passed Unanimously

Children & Youth Services

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the hiring of Janae Hammaker as County Caseworker, at \$12.05/hour (\$23,500 Annual), effective November 28, 2005.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the hiring of Denis Taylor as County Caseworker, at \$12.05 / hour (\$23,500 Annual), effective November 30, 2005.

Motion Passed Unanimously

- Tax Assessment

Moved by Commissioner Hardy and seconded by Commissioner Vicites to accept the resignation of temporary employee, Shanae Hodge effective 11/01/05.

Motion Passed Unanimously

- Public Defender

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the hiring of Tammy Golden as Department Clerk I, at \$7.54 / hour (\$14,703 Annual), effective November 17, 2005.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the hiring of James Geibig, as Assistant Public Defender at \$9.80/hr, effective 11/09/05.

Motion Passed Unanimously

- FACT

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the hiring of William Trisolini, as a part-time Van Driver, at \$7.79/hour, effective on or before December 31, 2005 pending successful testing.

Motion Passed Unanimously

- Veterans Office

The next item on the Agenda was to: Consider accepting the resignation of Greg Robertson, Director effective January 1, 2006.

Greg Robertson, Director asked that action not be taken at this time and he requested a meeting with the Commissioners. A meeting was scheduled for later in the day. The Agenda item will be addressed at a later date.

- Human Resources

Next Agenda item was to: Consider ratifying/approving agreement with Select HR for service from November 16, 2005 through December 15, 2005 at \$9,800.

Commissioner Hardy stated that he believed it would be prudent to retain the services another 30 days so that there is a smooth transition.

Dave Rodgers of Select HR provided the background as to how he was asked to remain for another 30 days and that a majority of the Commissioners on a verbal statement wishes him to remain.

Commissioner Hardy stated his intention to pay for the services.

Moved by Commissioner Hardy and seconded by Commissioner Vicites for Fayette County to enter into an agreement with Select HR to provide human resource services for the period of November 16, 2005 through December 15, 2005 at \$9,800 for the fee to be paid by Commissioner Hardy, not the General Fund.

Commissioner Zimmerlink: Nay
Commissioner Hardy: Aye
Commissioner Vicites: Aye

Commissioner Zimmerlink explained her vote stating she was not against Select HR and that the fee should be paid from the General Fund not by a Commissioner.

Motion Passed 2-1

Next item on the Agenda is to: Consider options for providing HR functions for Fayette County.

Commissioner Vicites stated that Felice & Associates is a company having 28 years of experience with Fayette County and years of experience with other counties adding that the company does good work; they are the lowest of the three proposals received and this is a cost-effective price.

Moved by Commissioner Vicites and seconded by Commissioner Hardy to award the HR services Bid to Felice & Associates.

Upon discussion on the Motion, Commissioner Zimmerlink stated she believed it would be best to hire a county employee and retain the services of a labor law attorney. Commissioner Zimmerlink asked Commissioner Hardy if he planned on paying any part of this saying the information was needed even to know how to budget. Commissioner Hardy stated he was not going to get into it saying he makes lots of contributions. Commissioner Zimmerlink also asked who is being selected as the HR Director stating it was her understanding that Jim Moore would be selected. Commissioner Vicites said he was unsure who would be named but that Jim Moore was high on his list adding and that the Commissioners would make the selection of the HR Director.

Commissioner Zimmerlink: Nay
Commissioner Hardy: Aye
Commissioner Vicites: Aye

Motion Passed 2-1

- Human & Community Services

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the Federal Fiscal Year, FFY 2006 Certifications & Assurances.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Zimmerlink to execute an agreement with Wessel & Co., financial consultant to assist in development of training, financial controls and coordination between OHCS, County Controller in the amount of \$19,600.

Commissioner Zimmerlink: Aye
Commissioner Hardy: Aye
Commissioner Vicites: Nay

Commissioner Vicites stated he reviewed the proposals and there approx \$200 difference between the proposals saying that the County does not have to go with the lowest and that McClure & Wolfe is local and should be given the work.

Motion Passed 2-1

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the FCOHCS Director to attend the PACHSA conference on December 7-8, 2005 in Harrisburg, PA (registration-\$80 & one night's lodging-\$75.21)

Motion Passed Unanimously

- Commissioners

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the submission of the West Nile Virus grant application for 2006 for \$68,133.50, pending State budget approval.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to adopt the fee schedule for ridership on the Fayette/Washington County Fredericktown Ferry with rate changes effective December 5, 2005.

	<u>1970's to Current Rates</u>	<u>Rates proposed by Fayette/Washington Co. effective December 5, 2005</u>
Additional Passengers	.10	.50
Pedestrians and bicycles	.15	.50
Motor Bikes	.30	1.00
Automobiles	.75	1.50
½ Ton Pickup Trucks	.85	2.00
¾ Ton Pickup Trucks	1.00	2.00
1 Ton Trucks	1.00	2.00
1 ½ Ton Trucks	1.50	2.00
2 Ton Trucks	1.50	3.00
Automobile and Trailer	4.00	6.00

* Approved by Washington County Commissioners on November 23, 2005 by Resolution No.779.

Commissioner Zimmerlink added that the Washington County Commissioners unanimously approved the rate increase.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to execute a Maintenance Agreement between the County and the Fayette County Airport Authority for outside maintenance of the FACT Transit Center Complex.

Commissioner Zimmerlink: Nay
 Commissioner Hardy: Aye
 Commissioner Vicites: Aye

Commissioner Zimmerlink stated her reason for opposing is that the amount of the contract was high for grassing cutting and snowplowing services being \$6000 per year beginning 2007 and for the years 2005 and 2006 the contract fee was \$11,000 per year and that the FACT building just opened in June 2005. Also she stated it was her belief that this was agreed upon by the prior administration and others to allow monies to be given to the airport authority. Commissioner Vicites stated that the amount is not excessive because the County has not given money to the airport authority for years and this is a way to work with them plus get services.

Motion Passed 2-1

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve the Minutes of the Commissioners Meeting October 27, 2005.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to award RFP 05-17: Tax Collectors Bond for a 4-year term beginning January 1, 2006 through December 31, 2009 to CCAP/Rittenhouse in the amount of \$26,541.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to award Bid No. 05-30: Grass Cutting at Jacobs Creek Park to Goodwill Industries of Fayette County for a three (3) year period for the amount of \$35,775 (\$11,925/year) starting March 27, 2006.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to authorize the re-advertising for Bids for gasoline and diesel fuel.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the Rejection of Bid No. 05-14: Computer Server for the Commissioners Office.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to authorize the purchase of a Computer Server for the Commissioners Office under the State contract through Dell for \$4,037.50 to be paid from the 2005 general fund commissioners line item.

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to ratify the Awarding of Bid No. 05-28: Digital Courtroom Recording Equipment to SBM Electronics in the amount of \$32,475 paid by 2005 year C-17 Funds

Motion Passed Unanimously

Moved by Commissioner Hardy and seconded by Commissioner Vicites to approve/ratify 2005 General Fund Budget Transfers as attached.

Commissioner Zimmerlink confirmed with Warren Hughes County Manager that the county solicitor stated that the procedure the commissioners have taken is within the County Code.

Motion Passed Unanimously

Next Agenda item was to propose the 2006 budget having a proposed revenue of \$22,558,439.89 and proposed expenses of \$22,743,001.14 with a shortfall of \$184,561.25.

Commissioner Vicites said this is just to propose and we have 29 days to work on this. He is willing to adjust the millage down and that the Commissioners needed to work together and he would be willing to listen to any suggestions. Commissioner Vicites said that there is \$1.3 m in new expenditures naming a few as increase in workers compensation, liability insurance and an increase match to CYS.

Moved by Commissioner Vicites and seconded by Commissioner Hardy to propose the 2006 General Fund Budget.

Commissioner Zimmerlink: Nay
Commissioner Hardy: Aye
Commissioner Vicites: Aye

Motion Passed 2-1

Commissioner Zimmerlink stated that the taxpayers would be better served if a budget was proposed with a reduced millage and that her request to do so fell on deaf ears. She stated there needs to be an aggressive control of spending. She added that in past years the approach was to go back and made the reductions and she knows the \$184,000 shortfall in this proposed budget will be shaved down because there are some inflated expenses such as the ZHB line. She also questioned why the \$100,000 line item for the reassessment was taken out and placed with the Bond. Commissioner Zimmerlink remarked that the paying off of the accrued deficit could be paid off by adding another year.

Commissioner Vicites stated the Bond money is there and must be used. He added that he was the only Commissioner to reduce the spending and took a full day to cutting expenses.

Commissioner Zimmerlink confirmed with Warren Hughes, County Manager that she too suggested reductions.

- Public Announcement

The Fayette County Commissioners are seeking interested members of the community to serve on the following Boards and Authorities:

Agriculture Land Preservation Board, Fayette Co. Conservation Board, MHMR Advisory Board, Planning Commission, Housing Authority (must be a tenant), UCC Appeals Board, Workforce Investment Board, Fayette Co Airport Authority, Fayette Co. Health Center, North Fayette Municipal Water Authority and Zoning Hearing Board

- Public Comment

Mr. Ralph Mazza commented that the County should not have hired Felice because in the past they reported on to Commissioner Vicites and that former Commissioner Nehls often had problems in obtaining information from them. Commissioner Vicites remarked that Felice said during the recent interview that they would work with all three Commissioners and that he disagreed that Felice only worked with one Commissioner.

Mrs. Mazza commented that it makes more sense to hire a county employee instead of an agency. She further added that she agreed with Commissioner Zimmerlink’s approach to the budget.

Dave Rodgers, of Select HR thanked the commissioners.

Moved by Commissioner Zimmerlink and seconded by Commissioner Hardy to adjourn the meeting.

Motion Passed Unanimously

Approved:

Attest:

Judith M. Bodkin, Chief Clerk