

## MINUTE BOOK

BOARD OF COUNTY COMMISSIONERS

WASHINGTON COUNTY, PENNSYLVANIA

IMR LIMITED E00718327LD

Minute No. 840

Washington County Commissioners

Washington, Pennsylvania, June 19, 2008

The Washington County Board of Commissioners met in a regular session in the Public Meeting Room, Courthouse Square, Washington, Pennsylvania, with the following members being present: Commissioners Larry Maggi, Bracken Burns and Diana L. Irey. Also being present: Solicitor Lynn DeHaven; Mary Helicke, Chief Clerk; Linda Belcher, Administrative Assistant; Scott Fergus, Director of Administration; JoAnn Metz, Joy Sprowls and Sue Orrick, Commissioners' Office; Roger Metcalfe, Finance Director; Tim Kimmel, Director Human Services; Melanie Thomas Finney, Planning Commission; Dan Briner, Information Technology; Jeff Yates and Robert Ketzell, Public Safety; Tim McCullough, Director of Human Resources; Steve Toprani, District Attorney; Reverend Michael Roach, Trinity Bible Fellowship; Harry Johnson, Reserve Officer's Association; Elmer (Bud) Plants, WACOM; Carl Maggi and John Adams, interested citizens; Barbara Miller, Observer-Reporter and Tony DePalma, WJPA.

Chairman Maggi called the meeting to order at approximately 2:05 p.m.

Reverend Roach led the meeting with a prayer.

Mr. Johnston led the Pledge of Allegiance.

Chairman Maggi entertained a motion to approve Minute No. 839 dated June 5, 2008 as written.

Moved by Mr. Burns, seconded by Mrs. Irey, approving Minute No. 839 as written.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

#### SPECIAL ORDER OF BUSINESS

The Commissioners read a Proclamation declaring June 28-29<sup>th</sup> and August 2-3, 2008 as "Ham Operators' Days" in Washington County.

Moved by Mrs. Irey, seconded by Mr. Burns, adopting the foregoing Proclamation.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Mr. Plants accepted the Proclamation and thanked the Board for this recognition. Mr. Ketzell made comments on the importance of ham operators and some history related to this hobby.

Mr. Briner and Mr. Yates presented to the Board an award for technology with reference to Washington County's renovations to the 9-1-1 Center. Mr. Briner explained how the criteria were obtained and mentioned CCAP was very instrumental in awarding Washington County with this award. He also thanked the Board for their continued support in moving the 9-1-1 Center forward.

(RECESS FOR PHOTOS)

#### PUBLIC COMMENTS

John Adams, of Avella, addressed the Board regarding the issue of elected officials receiving a 3% pay increase.

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## OLD BUSINESS

Solicitor DeHaven recommended the Board extend the current bid contract with Shipley Energy, York, PA to provide natural gas to county facilities through July 31, 2008. This will be provided at the cost of the Nymex + Basis at the time of contract signing. The one month extension will provide additional time for the new provider to have all paper work completed and into Columbia Gas.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the extension to the current bid for natural gas as per a above.

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Solicitor DeHaven recommended the Board award the bid for the furnishing and delivering of natural gas for county facilities to Sprague Energy Corp., of Belle Vernon, PA. Sprague Energy will supply the gas to Washington County at the cost of Nymex + basis. The Basis will remain fixed for a three month period. The County has the option to call and fix the price any time prior to the Settle, if there is an attractive low price. It is to be noted this is for a three month period beginning August 1, 2008 and the contract can be negotiated and renewed at each anniversary date until June 30, 2012 by mutual agreement of both parties. The County reserves the right to cancel this contract at any time with a thirty (30) day written notice. This award is to the lowest most responsive and responsible bidder meeting the specifications.

Moved by Mrs. Irej, seconded by Mr. Burns, awarding the bid for the furnishing and delivering of natural gas for County facilities as per above.

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Solicitor DeHaven recommended the Board award the bid for the two paratransit vans for the Health Center to Mobility Works, Akron, OH. The vehicles are a 2008 Ford E250 model at total of \$34,064 each with title, notary fees and five (5) year extended warranty. This bid is being awarded to the lowest most responsive and responsible bidder meeting the specifications.

Moved by Mrs. Irej, seconded by Mr. Burns, awarding the bid for the paratransit vans as per above.

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Solicitor DeHaven recommended the Board award the bid for the furnishing and delivering of Housekeeping Supplies for Aging Services to the following vendors based on the "per unit" cost:

1. AmSan LLC, Natrona Heights, PA
2. Chima Inc., Wyomissing PA
3. W.W. Grainger, Inc., Lake Forest IL
4. Jack Frye Sales & Service, Clairton, PA
5. Janitor Supply Co., Erie PA
6. Pitt Chemical & Sanitary Supply, Pittsburgh PA
7. Sam Tell & Son, Maspeth, NY

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All items are being awarded to the lowest most responsive and responsible bidders meeting the specifications.

This contract is effective July 1, 2008 through June 30, 2009 at a total yearly cost of approximately \$50,000.

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

NEW BUSINESS

Chief Clerk presented to the Board for their consideration and approval an agreement with Chris Barton to provide Geographic Information System Mapping services with a concentration on Emergency Management in the amount of \$3,160. The grant is effective June 19, 2008 for forty-three days.

Moved by Mr. Burns, seconded by Mrs. Irej, adopting the foregoing resolution.

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the adoption of 2008-1 amending Ordinance No. 172 of 1971 prescribing rules and regulations for preserving public property and to promote public health, safety and welfare in Washington County Parks operated by the Washington County Parks and Recreation Department and prescribing penalties for the violation of such rules and regulations.

Moved by Mr. Burns, seconded by Mrs. Irej, approving the adoption of 2008-1 amending Ordinance No. 172 of 1971.

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the following grant applications for Southwestern Pennsylvania Legal Services:

Housing Counseling	\$ 80,000	eff. October 1, 2008 through September 30, 2009
Fair Housing	100,000	eff. January 1, 2009 through December 30, 2009
Fair Housing	270,000	eff. January 1, 2009 through June 30, 2010

It is to be noted no County funds are required.

Moved by Mr. Burns, seconded by Mrs. Irej, approving the following grant applications for the Southwestern Pennsylvania Legal Services as per above.

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval an agreement with Pennsylvania American Water Company to install 650' of 8" DICL pipe water main extension in South Franklin Township to service the new hangars to be constructed on the north side of the airport. The total cost of \$39,128 will be paid 100% County funds.

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Moved by Mrs. Irey, seconded by Mr. Burns, approving the agreement with Pennsylvania American Water

Company as per above.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the ratification of an agreement with Columbia Gas to install 1,175 feet of main in South Franklin Township to service the new hangars to be constructed on the north side of the airport. The total cost of \$5,622 will be paid 100% county funds.

Moved by Mrs. Irey, seconded by Mr. Burns, approving the ratification of an agreement with Columbia Gas as per above.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a hay lease with Bill Lowry for eighty-six acres in Cross Creek Park. The term of the lease is June 1, 2008 through May 31, 2009 for a payment to the County of \$20 per acre (\$1,720).

Moved by Mrs. Irey, seconded by Mr. Burns, approving the hay lease with Bill Lowry as per above.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval authorization with the Army Corps of Engineers to enter properties to construct the Burgettstown Emergency Rehabilitation Project. Six property owners have signed grant and waiver of easement forms for this project. Two additional property owners have not responded so the total project has been reduced accordingly.

Moved by Mrs. Irey, seconded by Mr. Burns, approving the foregoing authorization with the Army Corps of Engineers.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval of a renewal of the Offender Day Partial Treatment grant with the Pennsylvania Commission on Crime and Delinquency. This state grant in the amount of \$369,654 is for the period July 1, 2008 through June 30, 2009 and does not require any County funding.

Moved by Mrs. Irey, seconded by Mr. Burns, approving the renewal of the Offender Day Partial Treatment grant as per above.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

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Chief Clerk presented to the Board for their consideration and approval the following provider agreements for Child Care Information Services. The agreements will automatically renew until either party notifies the other party in writing of their intent not to renew under the current terms.

A Child's Creation/Kids Kingdom, Washington, PA  
 Nellie J. Craft, Washington, PA  
 Lora Lee Mueller, Finleyville, PA  
 Misty L. Zanol, Washington, PA  
 Lori A. Boggs, Pittsburgh, PA  
 Therasa M. Terry, Donora, PA  
 Angela Terrell, Claysville, PA  
 Shirley Snavely, Washington, PA  
 Tina Seftas, Belle Vernon, PA  
 Timothy C. Sullivan, Cecil, PA  
 Pamela J. Pettit, Burgettstown, PA  
 Pandora Pruse, Carmichaels, PA  
 Jennifer L. Hilliard, Cokeburg, PA  
 Larry M. Godfrey, Bentleyville, PA  
 Jamie S. Gongaware, Washington, PA  
 Sherrilyn Costa, Bentleyville, PA  
 Nicholas J. Fetzer, Allison Park, PA  
 Dolores Speer, Burgettstown, PA

Moved by Mrs. Irey, seconded by Mr. Burns, approving the foregoing Child Care Information provider agreements.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the following provider contracts for Mental Health/Mental Retardation for the period July 1, 2007 through June 30, 2008. No additional County funds are required.

<u>PROVIDER</u>	<u>AMOUNT</u>
Tri-County Human Services	\$ 2,000

Moved by Mrs. Irey, seconded by Mr. Burns, approving the provider contracts for Mental Health/Mental Retardation as per above.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the following provider contracts Mental Health/Mental Retardation for the period July 1, 2008 through June 30, 2009. No additional County funds are required.

<u>PROVIDER</u>	<u>AMOUNT</u>
Achieva Support dba Compro (P/FDS Waiver Services)	\$ 45,461
Achieva Support dba Compro (Base funded employment svcs)	2,506
Allegheny Valley School	336,875
Alliance for Behavioral and Developmental Disabilities	73,107
AMI, Inc.	492,213
ARC Human Svcs. (P/FDS & Consolidated Waiver svcs)	4,874,469
ARC Human Svcs. (MR base funded & MH Vocat. Rehab.)	251,034
Bayada Nurses, Inc.	176,000
Community Action SW	116,560
Community Transition Connection	440,000
Diversified Human Svcs. (P/FDS & Consolid. Waiver svcs)	1,605,768
Diversified Human Services (Base funded for EI & MR)	162,813
Diversified Human Services (Early Intervention: ITF Waiver)	90,000
Fayette Resources	955,807

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Greene ARC, Inc. (P/FDS & Consolidated Waiver services)	581,329
Greene ARC, Inc. (MR base funded & MH Vocat. Rehab.)	21,166
Interim Healthcare	32,000
Keystone Comm. Resources (MR Consolidated Waiver svcs.)	80,359
Keystone Comm. Resources (MR Base Funded)	62,503
Lifesteps, Inc.	2,611,579
Life's Work of Western PA (MR Consolid. Waiver svcs.)	104,235
Life's Work of Western PA (MH & MR Base Funded)	54,744
Mental Health Association	1,416,873
National Mentor Healthcare, LLC dba Pennsylvania Mentor	2,086,570
PA Health Law Project	7,267
Southwest Behavioral Care	1,382,879
UCP of SW PA (Adult Development Training)	775,937
UCP of SW PA (P/FDS & Consolidated Waiver services)	2,282,922
UCP of SW PA (Early Intervention: ITF Waiver)	232,113
Washington Communities MH/MR Center	1,649,260
Wesley Spectrum Services	32,000
<b>TOTAL</b>	<b>\$23,036,349</b>

Moved by Mrs. Irej, seconded by Mr. Burns, approving the foregoing provider agreements for Mental Health/Mental Retardation.

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval an agreement with the Office of Developmental Programs to become enrolled as a medical assistance provider for the provisions of supports coordination services. The agreement is effective upon execution. No County funds are required.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the foregoing agreement with the Office of Developmental Programs.

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval an agreement with the Department of Community and Economic Development for Aging Services for period of July 1, 2007 through June 30, 2010 for a \$5,000 grant to purchase a swipe card computer system for the Canonsburg Area Senior Citizens Center. No additional County funds are required.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the agreement with the Department of Community and Economic Development for Aging Services as per above.

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a facility agreement with Highmark for the purposes of establishing the Security Blue reimbursement rates for covered services provided to enrolled members who are residents of the facility. No County funds are required.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the facility agreement with Highmark for the Washington County Health Center as per above.

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Roll call vote taken:

Mrs. Irely - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a facility agreement with Highmark for the purposes of establishing the Medicare Advantage reimbursement rates for covered services provided to enrolled members who are residents of the Health Center. No County funds are required.

Moved by Mrs. Irely, seconded by Mr. Burns, approving the foregoing facility agreement with Highmark.

Roll call vote taken:

Mrs. Irely - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval to ratify a Change Order to increase the amount of the contract to replace five pieces of 16 oz. copper flashing at the Cupola balusters (\$5,200), install caulking water diverter at the twelve (12) oval shaped window sills (\$245), cupola copper panning at the air vent, resealing of open joints and coating of copper (\$715) for a total of \$6,260 for Change Order #5. This brings the total cost of the contract with R.G. Friday to \$623,412.98. This change has been reviewed and approved by Florida Consulting.

CHANGE ORDER #5 Total \$6,260

To increase the amount of the contract to replace some copper flashing at the Cupola balusters, install caulking water diverter at the twelve (12) oval shaped window sills, cupola copper panning at the air vent, resealing of open joints and coating of copper for a total of \$6260 for change order #5.

CHANGE ORDER #6

Waterproof base section behind the terra cotta balusters and removal and replacement of shed roof at the cupola balusters for a total of \$19,956.45 for Change Order #6

CHANGE ORDER #7

The terra cotta on the four small domes is in worse condition than expected. Kris Kennedy sent photos to representatives from the International Masonry Institute and Boston Valley Terra Cotta' both agreed that the terra cotta was beyond repair and should be replaced. The cost for the replacement is \$158,106.

CHANGE ORDER #8

Florida Consulting disputed some of the additional time requested by RG Friday on Change Order #3. After meeting and reviewing their work schedule Florida Consulting agrees that the abatement subcontractor did spend an additional 363 hours on the job. Therefore, Florida Consulting recommends change order #8 for \$18,956.44, the amount in dispute on change order #3.

The total for Change Orders #5, #6 # 7 and #8 is \$203,278.89. The new contract sum including the above change orders is \$820,431.87. The original estimate for the domes was \$825,000.

Moved by Mrs. Irely, seconded by Mr. Burns, approving the foregoing Change Order with R.G. Friday.

Roll call vote taken:

Mrs. Irely - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a Change Order to the contract with Lugaila Mechanical in the total amount of \$7,590.15 for the HVAC cooling system in the 9-1-1 Center. No additional County funds are required.

Moved by Mrs. Irely, seconded by Mr. Burns, approving the Change Order to the contract with Lugaila Mechanical as per above.

Roll call vote taken:

Mrs. Irely - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

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Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval of the purchase of a 42" plotter scanner for the Department of Public Safety for the implementation of the countywide geographic information system (GIS). The plotter/scanner will be used to handle both production of large maps and to scan various maps and documents into the GIS. This purchase will be made from HP at a cost of \$31,016 and will be paid from the PEMA wireless funding. No County dollars required. As this purchase is being made from the COSTARS contract it does not require bidding.

Moved by Mrs. Irey, seconded by Mr. Burns, approving the purchase of a plotter scanner for the Public Safety Department as per above.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval an amendment to the agreement with the SPHS Care Center for the Offender Day Partial Treatment for Adult Probation. This amendment will extend the current contract through June 30, 2009 at the cost of \$333,784 which is totally funded by sub-grants.

Moved by Mrs. Irey, seconded by Mr. Burns, approving the amendment to the agreement with the SPHS Care Center as per above.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval an updated application for new designees in the Federal Surplus Property Program. This program allows Washington County to purchase new or used surplus federal property. This list was last updated in 2004 and there have been many changes in personnel during the last four years.

Moved by Mrs. Irey, seconded by Mr. Burns, approving the updated application for new designees in the Federal Surplus Property Program as per above.

Roll call vote taken:

Mrs. Irey - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

## SOLICITOR

Solicitor DeHaven presented to the Board for their consideration and approval the following tax refunds.

Moved by Mrs. Irey, seconded by Mr. Burns, authoring the Tax Assessment Office to prepare the following tax refunds due to either duplication or overpayment of real estate or personal property tax

DAUGHERTY JILL R  
161 RIDGE RD UNIT C  
MONONGAHELA, PA 15063  
2008 COUNTY TAX  
DISTRICT: CARROLL  
PARCEL: 130-001-09-99-0008-01T  
\$19.27

FRAIDY CAT  
2006 HYCROFT DRIVE  
PITTSBURGH, PA 15241  
2008 COUNTY TAX  
DISTRICT: SOMERSET  
PARCEL: 580-017-01-00-0001-00  
\$19.96

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CARNS DONALD W  
 1312 SMITH TWP STATE RD  
 BURGETTSTOWN, PA 15021  
 2008 COUNTY TAX  
 DISTRICT: SMITH  
 PARCEL: 570-029-00-00-0002-00  
 \$20.87

PARRISH JONATHAN G & LINDA L  
 864 JOFFRE CHERRY VALLEY RD  
 BURGETTSTOWN, PA 15021  
 2008 COUNTY TAX  
 DISTRICT: SMITH  
 PARCEL: 570-011-03-00-0013-00  
 \$4.99

HEARTLAND HOMES INC  
 101 COMMERCE BLVD  
 LAWRENCE, PA 15055  
 2008 COUNTY TAX  
 DISTRICT: PETERS  
 PARCEL: 540-009-08-01-0041-00  
 \$31.91

Roll call vote taken:

Mrs. Irej - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

ANNOUNCEMENTS

An Executive Session was held on June 19, 2008 immediately following the Agenda Meeting as an information session related to personnel.

An Executive Session will follow today's Commissioners' Meeting as an information session related to personnel and litigation styled Alex Martos vs. Washington County et al in the District Court for the Western District of PA at No. 2.06-cv-01544 and Gerald Allen Gregg v. John C. Pettit, et al, in the District Court for the Western District of PA at Civil Action No. 07-1544.

County Offices will be closed July 4<sup>th</sup> in observance of the Fourth of July holiday.

The next scheduled meetings of the Board of Commissioners and Salary Board will be held at 10 a.m. on July 17, 2008.

There being no further business, Chairman Maggi declared the meeting adjourned at approximately 10:25 a.m.

THE FOREGOING MINUTES SUBMITTED FOR APPROVAL

\_\_\_\_\_  
*July 14*, 2008  
 ATTEST: *Mary E Helicke*  
 CHIEF CLERK