

MINUTE BOOK

BOARD OF COUNTY COMMISSIONERS

WASHINGTON COUNTY, PENNSYLVANIA

Minute No. 775

Washington County Commissioners

Washington, PA, September 22, 2005

The Washington County Board of Commissioners met in a special session in the Public Meeting Room, Courthouse Square, Washington, Pennsylvania, with the following members being present: Commissioners Bracken Burns, Larry Maggi and Diana L. Irey. Also being present: Mary Helicke, Chief Clerk; Lynn DeHaven, Solicitor; Linda Belcher, Administrative Assistant; Joy Sprowls and Joann Metz, Commissioners' Office; Scott Fergus, Director of Administration; Captain Todd Hammond, Sheriff's Office; Bob Harms, MH/MR Director; Melanie Finney, Planning Commission; Reverend Barry Sweet, Chartiers Cross Roads Presbyterian Church; Herbert Herman, Jr., Legion Post 391; Harry Wilson, Director of Veterans Affairs; Bob Gregg, Chris Blaine and Mark Tallarico, Washington County Tourism Promotion Agency; District Justice Jay Dutton; Butch Holloway, Marcella Dalverny, Harry Sabatasse and John Adams, interested citizens; Jim Jefferson, WJPA and Barbara Miller, Observer-Reporter.

Co-Chairman Maggi called the meeting to order at approximately 10:05 a.m.

Reverend Sweet led the meeting with a prayer.

Mr. Herman led the Pledge of Allegiance.

Co-Chairman Maggi entertained a motion to approve Minute No. 774 dated September 8, 2005.

Moved by Mrs. Irey, seconded by Mr. Burns, approving Minute No. 774 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 the month of September as "National Alcohol and Drug Addiction Recovery Month".

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.

(RECESS FOR PHOTOS)

PUBLIC COMMENTS

Harry Sabatasse, of Burgettstown, again questioned the Board as to when action will be taken to rescind the elected officials pay raises. He did point out that Commissioner Irey has stated she would be in favor of rescinding the increase.

John Adams, of Avella, addressed the Board regarding his concerns on the TIF project in South Strabane Township.

Chris Blaine, of South Strabane Township and a member of the Washington County Tourism Promotion Agency, stated on behalf of the Tourism Board, she wanted to take a moment to apologize to the Board of Commissioners for contributing to a controversy regarding board appointments. She said the board understands and supports the Commissioner's authority and responsibility to appoint members to the board. Ms. Blaine noted throughout their

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existence, the Tourism Board has advised the Commissioners of vacancies and term expirations and has made recommendations for these positions. She pointed out their most recent letter to the Commissioners was intended to provide that information and to make recommendations in that regard and it was not in anyway an attempt to circumvent the Board's authority. She thanked the Board and apologized.

Co-Chairman Maggi noted the misunderstanding to be cleared up and thanked Ms. Blaine for the Tourism Board's patience in this matter.

Commissioner Irej also thanked the Board for their time and effort in serving on this Board.

OLD BUSINESS

Solicitor DeHaven recommended the Board award the bid for the Joint Municipal Purchasing winter products for Washington County to the following vendors based on the per unit cost as submitted in their bid proposals.

American Rock Salt Co., LLC, Mt Morris NY
 Culverts, Inc., Coraopolis PA
 DeSir Supply, Inc., Meadow Lands PA
 Hanson Aggregates, Connellsville PA 15425
 Windward Petroleum, Youngwood PA 15697
 Zappi Oil & Gas Co, Inc. Washington PA

This bid has been awarded to the lowest bidder meeting specifications. This bid will be in effect from September 22, 2005 to September 30, 2006. The total yearly cost is approximately \$30,000.00.

Moved by Mrs. Irej, seconded by Mr. Burns, awarding the foregoing Joint Municipal Purchasing bid.

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 Food & Staples for Washington County to the following vendors:

Gordon Food Service, Grand Rapids, MI
 Good Source Solutions, San Diego CA
 OHI Ice Cream, Washington, PA
 Paper Products Co., Inc., Pittsburgh, PA
 J.D. Marra, Washington, PA
 Romeo & Sons, Uniontown PA
 Stroehman Bakeries, Leetsdale, PA
 Schneider's Dairy Inc, Pittsburgh PA
 Sysco, Harmony, PA

Bread - Awarded in total to Stroehmann Bakeries, the lowest bidder meeting specifications, an approximate total of \$43,000.

Ice Cream - Awarded in total to OHI Ice Cream, the lowest bidder, at an approximate total of \$7,000.

Liquid Coffee - Awarded in total to J.D. Marra, the lowest bidder, at an approximate total of \$5,000.

All other items were awarded to the lowest bidder meeting specifications at the "Per Unit" cost. This bid will be in effect October 1, 2005 through September 30, 2006 at a total yearly cost of approximately \$200,000.

Moved by Mrs. Irej, seconded by Mr. Burns, awarding the bid for Food and Staples as per above.

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 appropriation of approximately \$150 to provide lunches for eighth graders from Washington Schools who will be participating in Juvenile Court Week on October 2, 2005 through October 8, 2005.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the foregoing appropriation for provided lunches for Juvenile Court Week.

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 reappointment of the following individuals to the Southwest Corner Workforce Investment Board for a three year term, effective September 1, 2005 through August 31, 2008:

Neil Bassi	Joyce Blackburn
John Milinovich	William Polachek
Dave Waughman	Linda Bell
Loretta Castana	Terry Moyer
Walter Spotte	

Moved by Mrs. Irej, seconded by Mr. Burns, approving the foregoing reappointments to the Southwest Corner Workforce Investment Board.

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 reappointment of Judy Lohr, Christine Blaine, Jeff Donahue and Terry Hazlett and the appointment of Tom Northrop and Sandy Wilson to the Washington County Tourism Promotion Agency Board for a term effective through June 30, 2008.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the reappointments and appointments of the foregoing individuals to the Washington County Tourism Promotion Agency Board.

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 to ratify Act 235 of 2004 Clean and Green Support Agreement with 21st Century Appraisals, Inc. to provide professional assessment consulting and support services for the purpose of processing Act 235 documentation.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the ratification of Act 235 of 2004 Clean and Green Support Agreement as per above.

Roll call vote taken:

Mrs. Irej - 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 to ratify the acceptance of two federal grants under the provisions of Title I, Section 101 of the Help America Vote Act of 2002 (HAVA) in the amounts of \$31,151.48 and \$1,000,614.94.

Moved by Mrs. Irely, seconded by Mr. Burns, approving the ratification to accept two federal grants with reference to HAVA as per above.

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 the appointment of Joseph Trifaro to the Washington County Industrial Development Authority to fill the vacancy of Robert Patterson for a term effective through December 31, 2005.

Moved by Mrs. Irely, seconded by Mr. Burns, approving the appointment of Joseph Trifaro as per above.

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 Warrants Management and Services Grant through the County Commissioners Association of Pennsylvania to conduct justice security assessments. A cash match of \$7,600 is required.

Moved by Mrs. Irely, seconded by Mr. Burns, approving the Warrants Management and Services Grant as per above.

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 reimbursement agreement with PennDOT for the reconstruction of the Pigeon # 2, Stockdaletown Bridge in Monongahela for a total cost of \$1,375,000 to be paid 95% State and Federal funds (\$1,277,740) and 5% County Liquid Fuels (\$68,750).

Moved by Mrs. Irely, seconded by Mr. Burns, approving the reimbursement agreement with PennDOT for the reconstruction of Pigeon # 2 as per above.

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 the following rate increases for Aeronational properties at the Washington County Airport:

Cherokee Hangar - \$8,790 annual rent based on 36 cents per square foot for a term of January 1, 2006 thru December 31, 2007. Fee paid in monthly increments of \$733

84 Hangar - \$5,377 annual rent based on 36 cents per square foot for a term of January 1, 2005 thru December 31, 2010. Fee paid in monthly increments of \$448.08

Office Space in Terminal - increase the cost per square foot by \$0.25 at a four year interval beginning January 1, 2006 at a rate of \$8.25 per square foot payable in monthly increments of \$405.62

Moved by Mrs. Irej, seconded by Mr. Burns, approving the rate increases for Aeronational properties 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 commercial F.B.O. Agreement with Aeronational, Inc. providing for authorized and non-authorized services to be provided by Aeronational and providing for a privilege fee in the amount of \$7,605 to be paid by Aeronational to Washington County for a term of January 1, 2006 thru December 31, 2009. This fee is based on \$0.45 per square foot of hangar space and will be paid monthly. Commencing January 1, 2010 and at the beginning of each four year period thereafter, the fee may be increased by the County as determined by an established set of criteria.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the commercial F.B.O. Agreement with Aeronational, Inc. 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 between Washington County and SPC for the 2005-2006 Unified Planning Transportation Work Program. This represents a renewal of an annual agreement with SPC that reimburses the County \$7,600 for the Planning Commission participation in the Long Range Transportation Plan Update.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the foregoing agreement for the 2005-2006 Unified Planning Transportation Work Program.

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 request from Michelle Miller-Kotula to buy back unpaid leave time in 2004 in the amount of \$2,255.35. This request must be approved by both the Board of Commissioners and the Retirement Board.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the foregoing request from Michelle Miller-Kotula.

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 provider service agreements with the following providers. These agreements will be automatically renewed until either party to the agreement notifies the other party in writing of their intent not to renew under the current terms.

Gertrude M. Gray, Bentleyville
Cora Majors, Monessen
Nicole Lane, Houston

Bobby S. Cooper, Canonsburg
Mary Iskey, Canonsburg
Gail McCoy, Brownsville

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Adrienne M. Fisher, Washington	Stanley Grabiak IV, Claysville
James W. Giffin, Allenport	Mary Lou Collins, Daisytown
Laura B. Shaw, McDonald	James Meeks, Washington
Patricia Moye, Washington	Paula M. McPartland, Charleroi
Noah Jackson, Washington	

Moved by Mrs. Irej, seconded by Mr. Maggi, approving the foregoing Child Care Information Services agreements.

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 addendum to the agreement with Greater Washington County Food Bank for the period July 1, 2005 through June 30, 2006. This will increase the original contract by \$48,705.00 for a total amount of \$275,995.00. No County dollars are required.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the addendum to the agreement with Greater Washington County Food Bank 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 The Caring Network to provide affordable access to prescription medications for low-income individuals and families in Washington County who are uninsured or underinsured. The amount of this contract is \$20,000.00 to commence on the date of execution of the Agreement and continue through September 30, 2006. No County dollars are required.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the agreement with The Caring Network 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 the following Purchase of Service Providers for the period July 1, 2005 through June 30, 2006 for Children and Youth Services.

<u>PROVIDER</u>	<u>AMOUNT</u>
Southwestern Pennsylvania Legal Services	\$ 60,000
Glade Run Lutheran Services	165,000
Pressley Ridge	350,000
Auberle	50,000
Community Resources for Youth, Inc.	<u>20,000</u>
TOTAL	\$ 645,000.00

Moved by Mrs. Irej, seconded by Mr. Burns, approving the Purchase of Service Providers for Children and Youth 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 Southwestern Area

Agency On Aging, Inc. (AAA) to provide program-funded services for individuals sixty years of age or older. The total amount of this contract is \$1,438,289.00 for the period July 1, 2005 through June 30, 2006.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the foregoing agreement with Southwestern Area Agency On Aging, Inc.

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 authorization to bid for the furnishing, delivering and installation of a new HVAC unit for Information Technology. The total cost is estimated at approximately \$17,000 and has been approved by the Capital Expenditure Committee.

Moved by Mrs. Irej, seconded by Mr. Burns, approving authorization to bid for the above-mentioned items for Information Technology.

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 authorization to purchase three additional Nextel phones. Two of the phones are for Juvenile Probation and one is for the Treatment Court in Adult Probation Office at the cost of \$16.39 each.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the authorization to purchase additional phones 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 authorization to upgrade two Nextel phones to the Nextel Blackberry for the Public Safety Department. This is for Voice and Data communication at the cost of approximately \$93/month each for unlimited data, unlimited mobile to mobile and 470 voice minutes per month.

Moved by Mrs. Irej, seconded by Mr. Burns, approving authorization to upgrade phones for the Public Safety Department 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 contract with Nowak Commercial Refinishing, Inc., Amity PA for the mechanical and air conditioning repairs to county vehicles. This contract would be effective October 1, 2005 through September 30, 2006 with an option to extend for two additional one year periods.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the contract with Nowak Commercial Refinishing, Inc. for mechanical and air conditioning repairs to county vehicles as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval ratification to approval the purchase a boiler for the Washington County Health Center at the cost of \$11,760. This is covered under the Time & Material Contract with Quality Mechanical, Verona, PA.

Moved by Mrs. Irey, seconded by Mr. Burns, approving the ratification to purchase a boiler for the Washington County Health Center as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval an addendum to the Memorandum of Understanding with Mailing Specialists, Inc., Pittsburgh for picking up presort mail. This addendum will allow MSI to charge a fuel surcharge of 75 cents per day to partially offset their fuel costs.

Moved by Mrs. Irey, seconded by Mr. Burns, approving the foregoing addendum to the Memorandum of Understanding with Mailing Specialists, Inc.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a grant filed by the Redevelopment Authority on behalf of the County of Washington for CDBG Disaster Recovery Program Funds (DCED) appropriated to Washington County of r\$400,000 for Disaster Recovery Housing Rehabilitation in the County.

Moved by Mrs. Irey, seconded by Mr. Burns, approving the grant for CDBG Disaster Recovery Program Funds as per above.

Roll call vote taken:

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

Motion carried unanimously.

At this time Commissioner Irey made a motion in the correct form that a Special Meeting be held to rescind pay raises for all elected officials.

Motion dies for a lack of a second.

ANNOUNCEMENTS

An Executive Session was held on September 21, 2005, immediately following the Agenda Meeting as an information session related to personnel, labor relations and litigation styled Edward M. Mazor, et al vs. Washington County, et al at 2005-6320 and 2005-6321.

SOLICITOR

Solicitor DeHaven informed the Board that in the case filed in the Court of Common Pleas of Washington County, Pennsylvania, at No. 2005-2455, styled Edward M. Mazor, et al., vs. Washington County Redevelopment Authority; South Strabane Township; Trinity School District; Washington County and William McGown, as Executive Director of the Washington County Redevelopment Authority, the Court granted the Defendants' Motions for Judgment

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on the Pleadings. This case concerned whether the meetings of the Victory Center TIF Committee are subject to the provisions Sunshine Act. The ruling by Judge Moschetta determined that the TIF Committee is not an agency subject to the Sunshine Act and, alternatively, if it was subject to the Sunshine Act, it took no official action and, finally, if it was determined that official action was taken in violation of the Sunshine Act, the violation was subsequently cured by the numerous public meetings that were subsequently held after the committee issued its report.

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

Moved by Mrs. Irej, seconded by Mr. Burns, that the Tax Assessment Office be authorized to prepare the following tax refunds due to either duplication or overpayment of real estate or personal property tax:

1. Bruce A. & Janice S. Coen (2004 County Tax)
467 Quarry Road
Washington, PA 15301
District: South Strabane Township
Parcel: 600-007-00-00-0044-00
Total: \$38.82
2. Nick C. III & Kristina Wussick (2003 County Tax)
44 Wussick Road
McDonald, PA 15057
District: Mt. Pleasant Township
Parcel No. 460-012-00-00-0030-02
Total amount: \$206.87
3. Charles R. & Lois E. Guiler (2000-2005 County Tax)
P.O. Box 163
Elco, PA 15434
District: Elco Borough
Parcel No. 300-001-00-01-0003-00
Total amount: \$68.64
4. Mary Jean Chiodo (2005 County Tax)
121 Woods Lane
Canonsburg, PA 15317
District: Peters Township
Parcel No. 540-008-08-00-00
Total amount: \$1,681.44
5. Washington Chevrolet, Inc. (2005 County Tax)
1 Raymond Boulevard
Washington, PA 15301
District: South Strabane Township
Parcel No. 600-005-00-00-0014-00
Total amount: \$1,232.90
6. U S Steel Corp (2002-2004 County Tax)
%Brian Williams
600 Grant Street, Room 1381
Pittsburgh, PA 15219
District: Fallowfield Township
Parcel No. 320-010-00-00-0059-01
Total amount: \$17.98
7. Jay A. & Janet E. McGuier (2005 County Tax)
733 Taylorstown Ridge Road
Avella, PA 15312
District: Blaine Township
Parcel No. 050-005-00-00-0011-00
Total amount: \$39.39
8. Robert C. & Patricia S. Lerie (2005 County Tax)
490 Diamond Avenue
Brownsville, PA 15417
District: Centerville 2nd Ward
Parcel No. 152-027-00-03-0033-00
Total amount: \$50.70

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9. James E. & Kelly A. McClelland (2005 County Tax)
 1250 West Wylie Avenue
 Washington, PA 15301
 District: Canton Township
 Parcel No. 120-011-00-00-0035-04
 Total amount: \$234.84
10. Raymond E. Sr. & Barbara J. Adamson (2005 County Tax)
 174 Adamson Road
 Marianna, PA 15345
 District: Centerville 1st Ward
 Parcel No. 151-010-00-00-0017-00
 Total amount: \$11.52

Roll call vote taken:

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

Motion carried unanimously.

There being no further business, Co-Chairman Maggi declared the meeting adjourned at approximately

10:55 a.m.

THE FOREGOING MINUTES SUBMITTED FOR APPROVAL

October 3, 2005

ATTEST: Mary E. Hellicke
 CHIEF CLERK