

## MINUTE BOOK

BOARD OF COUNTY COMMISSIONERS

WASHINGTON COUNTY, PENNSYLVANIA

Minute No. 704

Washington County Commissioners

Washington, PA, October 3, 2002

The Washington County Board of Commissioners met in regular session in the Public Meeting Room, Courthouse Square, Washington, Pennsylvania, with the following members being present: Commissioners John P. Bevec; Diana L. Irely and J. Bracken Burns, Sr. Also being present: Catherine Kresh, Administrator/Chief Clerk; Richard DiSalle, Solicitor; Linda Belcher, Administrative Assistant; Lisa Cessna, Vicki Bryan and Melanie Finney, Planning Commission; Joann Metz, Commissioner's Office; Sheriff Larry Maggi and Todd Hammond, Sheriff's Office; Dan Briner, Director of Information Technology; Jeff Yates, Director of Public Safety; Rodger Young, Linda Percho, Laura Ryniaco and Jerry McChain, Washington County Firemen's Association; Susan Priest, Citizens Library; Dennis Fazzolare, Air Charter Service, Inc.; Harry Sabatasse, Charlie and Mary Jo Keenan, interested citizens; Sara Snatchko, Weirton Times; Linda Ritzer, Observer-Reporter; and Josh Frisbrink, CUTV.

Chairman Bevec called the meeting to order at approximately 10:10 a.m.

Mr. Briner led with a prayer.

Mr. Young led the Pledge of Allegiance.

Chairman Bevec entertained a motion to approve Minute No. 703 dated September 19, 2002.

Moved by Mr. Burns, seconded by Mrs. Irely, that Minute No. 703 be approved as written.

Roll call vote taken:

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

Motion carried unanimously.

#### SPECIAL ORDER OF BUSINESS

The Commissioners read a Proclamation declaring October 6, 2002 as "National Fallen Firefighters Memorial Day".

Jeff Yates, Director of Public Safety and Roger Young of the Washington County Firemen's Association accepted and thanked the Board for the Proclamation. They made comments regarding the dedication and commitment of firefighters who serve in Washington County. Mr. Young introduced a group of firefighters that were present at the meeting.

(RECESS FOR PHOTOS)

#### PUBLIC COMMENTS

Susan Priest, of Citizens Library, presented to the Board two quarterly reports pertaining to activities at county libraries.

Harry Sabatasse, of Burgettstown, commented on the issue of removing property taxes in Pennsylvania. Mr. Sabatasse thanked the Board for adopting a Resolution in support of removing property taxes in the state.

Charlie Keenan, of Blaine Township, presented to the Board petitions signed by a number of residents showing support for the proposed Blaine Township ownership and administration of a parcel of land for the continuance of the present ball fields and to creation of a community park and show arena.

OLD BUSINESS

Solicitor DiSalle recommended the Board award the bid for the Sheriff's Vehicles to Woltz & Wind Ford, Inc, Heidelberg, PA in the amount of \$20,981.00 each. The bid was for four 2003 Ford Crown Victoria's. Two of the vehicles are to be purchased immediately and the other two are to be purchased in 2003.

Moved by Mr. Burns, seconded by Mrs. Irely, to award the Sheriff's vehicles as per above.

Roll call vote taken:

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

Motion carried unanimously.

Solicitor DiSalle recommended the Board award the bid for the Washington County portion of the Joint Municipal Purchasing winter products to the following vendors based on the "per unit" cost:

Judson Wiley, Washington, PA  
North American Salt, West Elizabeth, PA  
Jackson Oil Products, Youngwood, PA  
Zappi Oil, Washington, PA  
Univar USA, Inc., Bunola, PA  
U.S. Municipal Supply, Inc. Huntington, PA

Moved by Mr. Burns, seconded by Mrs. Irely, awarding the bid for the Joint Municipal Purchasing winter products as per above.

Roll call vote taken:

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

Motion carried unanimously.

Solicitor DiSalle recommended the Board award the bid for the Jackson Mill Bridge to Gregori Construction, Sarver, PA in the amount of \$256,763 being the lowest bid received.

Moved by Mr. Burns, seconded by Mrs. Irely, to award the bid for the Jackson Mill Bridge as per above.

Roll call vote taken:

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

Motion carried unanimously.

Solicitor DiSalle recommended the Board award the bid for the Day Bridge to Gregori Construction, Sarver, PA in the amount of \$267,338 being the lowest bid received.

Moved by Mr. Burns, seconded by Mrs. Irely, to award the bid for the Day Bridge to Gregori Construction.

Roll call vote taken:

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

Motion carried unanimously.

Solicitor DiSalle recommended the Board table the bid for the Residential Furniture for the Health Center for an additional thirty days in accordance with Act 142, Senate Bill 1154, effective February 20, 2001. All parties have agreed to this extension. Purchasing and the Health Center need further time to review the specifications and have the vendors provide samples.

Moved by Mrs. Irely, seconded by Mr. Burns, to table the foregoing bid.

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Roll call vote taken:

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

Motion carried unanimously.

Solicitor DiSalle recommended the Board reject the one bid received for Collection Services and authorize rebidding. The bid received did not provide pricing as required (Clerk of Courts pricing was not included as required).

Moved by Mrs. Irej, seconded by Mr. Burns, to reject the bid and authorize rebidding for the collection services as per above.

Roll call vote taken:

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

Motion carried unanimously.

NEW BUSINESS

Chief Clerk presented to the Board for their consideration and approval a contract with Mackin Engineering Company for development of the Washington County Comprehensive Plan at a total contract amount of \$220,206.00. The notice to proceed will be issued contingent upon receipt of grant funds from DCED and work will be phased according to funding availability.

Moved by Mr. Burns, seconded by Mrs. Irej, approving the foregoing agreement with Mackin Engineering Company.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the addition of the National Road Heritage Park to the list of approved boards for Washington County membership. It is to be noted the annual fee is \$100.00 to be paid to the National Road Heritage Park.

Moved by Mr. Burns, seconded by Mrs. Irej, approving the addition of the National Road Heritage Park as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the following encumbrance adjustments for current bridge projects:

Buffalo #38, Brownlee in Buffalo Township: Increase \$125,000 for a total encumbrance of \$195,000 reflecting construction contract amount.

Cross Creek #20, Brownlee in Hopewell Township: Increase \$35,000 for a total encumbrance of \$45,000 reflecting engineering and right of way/utilities.

Mid Wheeling #1, Erskine Covered Bridge in West Finley Township: Original encumbrance of \$10,000 required for project tracking per agreement with PaDOT.

Mid Wheeling #4, Mays Covered Bridge in Donegal Township: Original encumbrance of \$10,000 required for project tracking per agreement with PaDOT

Moved by Mr. Burns, seconded by Mrs. Irej, approving the foregoing encumbrance adjustments.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a supplemental agreement with Gary Metzinger Cement Contractor in the amount of \$2,500 for Change Order #1 reflecting the need for a larger crane than originally specified to set beams. Additionally, Change Order #2 (final) is also recommended for approval in the amount of \$627.57 reflecting various quantity changes (both deductions and increases). The original contract amount of \$512,969.97 will be increased to \$516,097.54 to complete the replacement of Pike #18, Walker Bridge in West Pike Run Township. The costs will be paid 80% State and 20% County Liquid Fuels.

Moved by Mr. Burns, seconded by Mrs. Irely, approving the Supplemental Agreement with Gary Metzinger Cement Contractor as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the following Child Care Provider Agreements. 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 of the provider agreements.

Duck Hollow Discovery Learning Center, Uniontown  
 Uniontown Jewish Community Center, Uniontown  
 Mary Louise Nicholson, Vestaburg  
 Lisa Mayer, Prosperity  
 Kathleen Jones, Ellsworth  
 Katherine Jean Spence, Washington

Tabitha Cummins, Lawrence  
 Denise Cole, Charleroi  
 Anna Lee Tarpley, Donora  
 Tammy Patterson, Houston  
 Kathy Shupenko, Charleroi  
 Tracy Higgins, Eighty Four

Moved by Mr. Burns, seconded by Mrs. Irely, approving the foregoing Child Care Service Provider Agreements.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the submission of the following grant requests to the PA Department of Community and Natural Resources (DCNR). If awarded the grant, the resolution and signature page will constitute an automatic grant acceptance by Washington County and binds the County to the terms and conditions of the grant including the associated match.

Engineering of the realignment/relocation of Hanlin Station Road and design of parking areas, trailheads and other amenities: \$60,000 to match \$370,000 Tea21 funds.

Phase I Design and Engineering of a multi-use trail at Cross Creek Park: \$30,000 to be matched by Washington County in the amount of \$30,000 through gas lease proceeds.

Mingo Creek Park accessibility improvements to shelters 5 - 9: \$24,700 to be matched by Washington County in the amount of \$24,700.

Moved by Mr. Burns, seconded by Mrs. Irely, approving the foregoing grant applications.

Roll call vote taken:

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

Motion carried unanimously.

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Chief Clerk presented to the Board for their consideration and approval a supplemental reimbursement agreement with PADOT for construction of Ten Mile #61, Day Covered Bridge in Morris Township. Project costs of \$550,000 will be paid 100% State Act 26.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the contractual payment arrangement with Westmoreland County Commissioners as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval of a supplemental reimbursement agreement with PaDOT for construction of Kings Creek #6, Jackson Mills Covered Bridge in Hanover Township. Project costs of \$509,000 will be paid 100% State Act 26.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the foregoing supplemental reimbursement agreement.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the PEMA Emergency Management Planning and Training Grant Agreement for the period of July 1, 2002 through June 30, 2003 in the amount of \$76,163.00. It is to be noted no County match is required.

Moved by Mrs. Irej, seconded by Mr. Burns, approving the PEMA Emergency Management Planning and Training Grant Agreement as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the following provider contracts for fiscal year 2002-2003 for Children and Youth Services:

Intermediate Unit 1 – maximum \$11,000 for educational services for the Juvenile Probation Office in the Mon Valley After School Program and Washington Area Leader Program

Community Alternatives – maximum \$108,000 for homemaker services for CYS families

Catholic Charities – maximum \$110,000 for counseling services for children and families served by CYS

Moved by Mr. Burns, seconded by Mrs. Irej, approving the foregoing provider contracts for Children and Youth Services.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the following contract amendment changes for C.A.R.E. Center, Inc. – Counseling contract for fiscal year 2002-2003:

Under Paragraph D:

Individual or family counseling should be \$60.00 instead of \$55.00

Group counseling should be \$20.00 instead of \$55.00

Total reimbursement shall not exceed \$100,000 for the contract period instead of \$150,000

Moved by Mr. Burns, seconded by Mrs. Irej, approving the contract amendments for Children and Youth Services as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a contract with Frank Kocivar, Esquire for a maximum amount of \$22,500 for the period of October 1, 2002 through June 30, 2003 to replace the severed contract with Carrie Balog-Miller as children's attorney for Children and Youth Services. No additional county dollars are required.

Moved by Mr. Burns, seconded by Mrs. Irej, approving the contract with Frank Kocivar, Esquire as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a contract with the Washington Drug and Alcohol Commission, Inc. in the amount of \$60,000 for the period of July 1, 2002 through June 30, 2003 to provide administrative oversight and clinical coordination activities in concert with the MH/MR Program as part of the joint DPW/DOH MISA Pilot Project. No County dollars are required.

Moved by Mr. Burns, seconded by Mrs. Irej, approving the contract with the Washington Drug and Alcohol Commission, Inc. as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval an amendment to the agreement with Keffer Software Products, Inc. in the amount of \$55,000 for additional expenses related to the redesign and modification of MH/MR client data software. This increases the current contract from \$20,000 to \$75,000 for the period of July 1, 2002 through June 30, 2003. No County dollars are required.

Moved by Mr. Burns, seconded by Mrs. Irej, approving the amendment to the agreement with Keffer Software Products, Inc. for the Mental Health/Mental Retardation Office.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a state contract purchase for a new server for the electronic monitoring program for Probation Services from BI Incorporated at a cost of \$32,000. Supervision fees from Adult Probation will be used to pay for this equipment.

Moved by Mr. Burns, seconded by Mrs. Irej, approving the state contract purchase for a new server for the electronic monitoring program as per above.

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Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a state contract purchase of twelve new PC's with flat panel monitors for the 9-1-1 Center. It is to be noted this has been budgeted in the capital expenditure fund for Public Safety. The total cost is approximately \$24,449.00 and the purchase will be made from Gateway.

Moved by Mr. Burns, seconded by Mrs. Irely, approving the state contract purchase of twelve new PC's as per above.

Roll call vote taken:

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

Motion carried unanimously.

SOLICITOR

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

Moved by Mrs. Irely, 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. Joy Technologies Inc. % Northern Region Controller (1999 - 2002  
2101 West Pike Street County Tax)  
Houston, PA 15342  
District: Chartiers Township  
Parcel No. 170-016-00-00-0034-00  
Total Amount: \$7,123.05
2. Alfred O. & Pearl H. Jones (2000 County Tax)  
304 Bebout Road  
Venetia, PA 15367  
District: Peters Township  
Parcel No. 540-004-00-00-0008-00  
Total Amount: \$165.05
3. John & Patricia L. Sivek (2002 County Tax)  
153 Fremont Road  
Charleroi, PA 15022  
District: Fallowfield Township  
Parcel No. 320-008-00-00-0003-02  
Total Amount: \$2.21
4. Randall L. Sweeney (2002 County Tax)  
1608 Candor Road  
Bulger, PA 15019  
District: Robinson Township  
Parcel No. 550-011-00-00-0022-01  
Total Amount: \$108.98
5. Donald W. Ward et al % Marilyn Ward (2002 County Tax)  
46 Milbeck Drive  
Washington, PA 15301  
District: Amwell Township  
Parcel No. 020-008-00-00-0016-00  
Total Amount: \$1.17
6. Frederick W & Kathleen D. Vogel (2002 County Tax)  
44 Colvin Road  
Charleroi, PA 15022  
District: Fallowfield Township  
Parcel No. 320-010-00-00-0063-06  
Total Amount: \$7.86

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Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval a state contract purchase of twelve new PC's with flat panel monitors for the 9-1-1 Center. It is to be noted this has been budgeted in the capital expenditure fund for Public Safety. The total cost is approximately \$24,449.00 and the purchase will be made from Gateway.

Moved by Mr. Burns, seconded by Mrs. Irely, approving the state contract purchase of twelve new PC's as per above.

Roll call vote taken:

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

Motion carried unanimously.

SOLICITOR

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

Moved by Mrs. Irely, 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. Joy Technologies Inc. % Northern Region Controller (1999 - 2002  
2101 West Pike Street County Tax)  
Houston, PA 15342  
District: Chartiers Township  
Parcel No. 170-016-00-00-0034-00  
Total Amount: \$7,123.05
2. Alfred O. & Pearl H. Jones (2000 County Tax)  
304 Bebout Road  
Venetia, PA 15367  
District: Peters Township  
Parcel No. 540-004-00-00-0008-00  
Total Amount: \$165.05
3. John & Patricia L. Sivek (2002 County Tax)  
153 Fremont Road  
Charleroi, PA 15022  
District: Fallowfield Township  
Parcel No. 320-008-00-00-0003-02  
Total Amount: \$2.21
4. Randall L. Sweeney (2002 County Tax)  
1608 Candor Road  
Bulger, PA 15019  
District: Robinson Township  
Parcel No. 550-011-00-00-0022-01  
Total Amount: \$108.98
5. Donald W. Ward et al % Marilyn Ward (2002 County Tax)  
46 Milbeck Drive  
Washington, PA 15301  
District: Amwell Township  
Parcel No. 020-008-00-00-0016-00  
Total Amount: \$1.17
6. Frederick W & Kathleen D. Vogel (2002 County Tax)  
44 Colvin Road  
Charleroi, PA 15022  
District: Fallowfield Township  
Parcel No. 320-010-00-00-0063-06  
Total Amount: \$7.86

7. Chase Manhattan Mtg. Corp. (2002 County Tax)  
 Post Office Box 340320  
 Columbus, OH 43234-9926  
 District: North Strabane Township  
 Parcel No. 520-011-04-01-0080-00F  
 Total Amount: \$339.28
8. Wells Fargo Home Mtg. (2002 County Tax)  
 1 Home Campus Tax Dept.  
 MAC 2502-011  
 Des Moines, IA 50238  
 District: Hanover Township  
 Parcel No. 340-030-00-00-0012-01  
 Total Amount: \$454.18
9. John R. Lewis (2002 County Tax)  
 214 Snowberry Circle  
 Venetia, PA 15367  
 District: Peters Township  
 Parcel No. 540-002-11-00-0010-00  
 Total Amount: \$628.06
10. Nicholas H. Fisfis (2002 County Tax)  
 105 Fairway Road  
 McMurray, PA 15317  
 District: West Finley Township  
 Parcel No. 680-011-00-00-0008-00  
 Total Amount: \$123.06
11. Wells Fargo for Mark & Laura Porto (2002 County)  
 1 Home Campus  
 Des Moines, IA 50328  
 District: Washington 6<sup>th</sup> Ward  
 Parcel No. 760-022-00-01-0004-00  
 Total Amount: \$33.69

Roll call vote taken:

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

Motion carried unanimously.

Solicitor DiSalle noted the Cooperation Agreement/Labor Stabilization Agreement would be tabled at this time.

Moved by Mrs. Irely, seconded by Mr. Burns, to table the foregoing item.

Roll call vote taken:

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

Motion carried unanimously.

Solicitor DiSalle presented to the Board for their consideration and approval the Western Center Agreement.

This Agreement in the amount of \$2 million is for the purchase of the former Western Center property from the state but with recitals.

**REMARKS:**

Chairman Bevec questioned Solicitor DiSalle if the closing would be 120 days from signing the agreement.

Solicitor DiSalle recommended the Board sign but not date the document since the effective date of the agreement will be 120 days from final execution by the state officials.

A brief discussion followed on this matter.

Moved by Mrs. Irely, seconded by Mr. Burns, approving the foregoing Western Center Agreement.

Roll call vote taken:

Mr. Burns - Yes. Mr. Burns noted his "yes" vote is with the public understanding that the recitals that Solicitor

DiSalle pointed out are not binding upon this Board of Commissioners or any future Board.

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Mrs. Ireby - Yes.

Mr. Bevec - Yes. Mr. Bevec noted his same concerns as Commissioner Burns. He pointed out he can not see the state conveying a parcel of property to the County and mandating the County how to develop the parcel.

Motion carried unanimously.

ANNOUNCEMENTS

An Executive Session was held on October 2, 2002 immediately following the Agenda Meeting to discuss personnel and real estate issues.

The Prison Board Meeting scheduled for October 16, 2002 at 11:30 a.m. has been changed to 9:00 a.m.

There being no further business, Chairman Bevec declared the meeting adjourned at approximately 10:55 a.m.

THE FOREGOING MINUTES SUBMITTED FOR APPROVAL:

\_\_\_\_\_ *October 11* \_\_\_\_\_, 2002

ATTEST: *Cassius E. Kesh*  
ADMINISTRATOR/CHIEF CLERK