

MINUTE BOOK

BOARD OF COUNTY COMMISSIONERS

WASHINGTON COUNTY, PENNSYLVANIA

IMR LIMITED E00718327LD

Minute No. 891

Washington County Commissioners

Washington, Pennsylvania, November 4, 2010

The Washington County Commissioners met in regular session in the Public Meeting Room, Courthouse Square, Washington, Pennsylvania, with the following members being present: Commissioners Larry Maggi and Bracken Burns and Diana L. Irey-Vaughan. Also being present: Scott Fergus, Director of Administration; Mary Helicke, Chief Clerk; Lynn DeHaven, Solicitor; Linda Belcher, Administrative Assistant; Joy Sprowls and Sue Orrick, Commissioners' Office; Tim Kimmel, Director of Human Services; Herbert Hermann, American Legion Post 391; Jason Theakston, Planning; Nathan Voytek, Redevelopment Authority; Reverend Randy Boyer, The Church of the Covenant; Laurie Popeck, Coordinator, PA Cleanways; Nancy Brandenburg and David Rice, Hopewell Township; Loretta B. Kendell, Loretta R. Kendell, Catherine Kenneweg and Laverne Sams, McDonald Borough; Stephen Hajdu, West Pike Township Supervisor; Carl Maggi, Harry Sabatasse, Dave Bober, Frank Byrd and John Adams, interested citizens; Barbara Miller, Observer-Reporter and Jim Jefferson, WJPA.

Chairman Maggi called the meeting to order at approximately 10:00 a.m.

Reverend Boyer led the meeting with a prayer.

Mr. Hermann led the Pledge of Allegiance.

Chairman Maggi entertained a motion to approve Minute No. 890 dated October 21, 2010 as written.

Moved by Mr. Burns, seconded by Mrs. Irey-Vaughan, approving Minute No. 890 as written.

Roll call vote taken:

Ms. Irey-Vaughan - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

SPECIAL ORDER OF BUSINESS

The Commissioners read a proclamation designating November 15, 2010 as "National Recycling Day" in Washington County.

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

Roll call vote taken:

Ms. Irey-Vaughan - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Ms. Popeck, accepted the proclamation and thanked the Board for their support. She briefly outlined what projects were done in the County with regards to collecting trash in order to preserve and protect our natural resources and to make the world a better place. She stated that anyone interested in assisting to clean up Washington County should contact her.

The Board presented a check in the amount of \$125,000 to West Pike Run Township as part of the Local Share Account Program which will be used for the Whitehall Road Bridge Replacement project.

Mr. Hajdu, municipal secretary/supervisor, thanked the Board and the Redevelopment Authority for their support in this very important project. He noted the replacement of the bridge will greatly reduce emergency response time and increase the safety of the community.

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The Board presented a check in the amount of \$200,000 to Hopewell Township as part of the Local Share Account Program to be used for renovations to the Hopewell Township Municipal Building.

Ms. Brandenburg thanked the Board for their consideration and support of this project. She also acknowledged the assistance of the Redevelopment Authority in obtaining the necessary funds to complete the renovations of the township building.

The Board presented a check in the amount of \$97,000 to Primrose School and Museum Incorporated as part of the Local Share Account Program to be used for the Historic Primrose School Restoration Project.

Ms. Kendall thanked the Commissioners for the opportunity to do this project. She noted the restoration will help to preserve the historic building which will include repairs to the foundation, restoration and/or replacement of windows and the installation of a new tin ceiling.

Nathan Voytek, of the Redevelopment Authority, made a few comments regarding the above-mentioned projects and stated that the local share account program helps municipalities with projects in their areas.

(RECESS FOR PHOTOS)

PUBLIC COMMENTS

Dave Bober, of Canonsburg, addressed the Board regarding our first amendment rights and the three minute limit for public comments. He asked the Board to review the public comment policy which limits public comments to three minutes.

John Adams, of Avella, recognized Ms. Popeck in her efforts to recycle and make Washington County a clean place to live. He also commented on the results of the election.

OLD BUSINESS

Solicitor DeHaven recommended the Board award the bid for rehabilitation products for the Washington County Health Center Rehabilitation Department, to the following lowest most responsive and responsible bidders meeting requirements.

Continental Health Equipment, Inc., Kittanning, PA
Total Bid: \$23,776.50

Direct Supply, Inc., Milwaukee, WI
Total Bid: \$64,411.04

The bid award will be funded from the Washington County Health Center Rehabilitation Grant.

Moved by Mr. Burns, seconded by Mrs. Ireby-Vaughan, to award the bid for the Health Center as per above.

Roll call vote taken:

Ms. Ireby-Vaughan - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Solicitor DeHaven recommended the Board award the bid for Certified Nursing Assistants (CNAs) for the Washington County Health Center, to the following lowest most responsive and responsible bidder's meeting requirements.

Comprehensive Staffing Solutions, Los Angeles, CA
Total Bid: \$14.95 per hour.

MSN Healthcare LLC, Boca Raton, FL
Total Bid: \$17.50 per hour

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EPeople Healthcare, Sewickley, PA
Total Bid: \$18.75 per hour.

The bid award will be funded from the W.C. Health Center Operating Budget.

Moved by Ms. IreY-Vaughan, seconded by Mr. Burns, awarding the bid for certified nursing assistants for the Health Center as per above.

Roll call vote taken:

Mrs. IreY-Vaughan - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Solicitor DeHaven recommended the Board award the bid for bulk waste removal bid for the Parks Department, Mingo Creek Park, Washington, PA to McCutcheon Enterprises, Inc., Apollo, PA, for the total amount of \$20,900.00. The bid award will be funded from the Oil and Gas Lease Funds.

Moved by Mrs. IreY-Vaughan, seconded by Mr. Burns, awarding the bid for bulk waste removal as per above.

Roll call vote taken:

Mrs. IreY-Vaughan - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Solicitor DeHaven recommended the Board approve an extension of the contract with McVehil Plumbing, Heating & Supply Co., Inc., Washington PA for plumbing services on a "time and material" basis. All material is at a 15% discount from list price. The total yearly cost for 2010 is approximately \$15,000 for all county facilities.

This contract is effective October 15, 2010 through October 14, 2011.

Moved by Mrs. IreY-Vaughan, seconded by Mr. Burns, approving the extension for the plumbing services as per above.

Roll call vote taken:

Mrs. IreY-Vaughan - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Solicitor DeHaven recommended the Board approve an extension to the current contract with the following vendors for the furnishing and delivering of disposable briefs and underpads. This contract would be extended through December 31, 2011 at a total yearly cost of approximately \$195,000.

Back to Back Medical Equipment Dist., LLC., Houston, TX
McKesson Medical – Surgical, Golden Valley MN
Professional Medical Equipment, New Lenox, IL
First Choice Medical Supply, LLC., Richland, MS

Moved by Mrs. IreY-Vaughan, seconded by Mr. Burns, approving the extension for the furnishing and delivering of disposable briefs and underpads as per above.

Roll call vote taken:

Mrs. IreY-Vaughan - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

NEW BUSINESS

Chief Clerk presented to the Board for their consideration and approval to adopt a resolution supporting the

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filing of the Redevelopment Assistance Capital Grant Application by the Washington County Authority (WCA) to the Commonwealth of Pennsylvania in the amount of \$500,000. The application also includes a cooperation agreement with the Washington County Authority and Washington County to mutually comply with the project guidelines of the Commonwealth and an indemnification agreement.

Moved by Mr. Burns, seconded by Mrs. Irely-Vaughan, adopting the resolution and approving the foregoing agreements.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the renewal of the land leases with Aero National for the Christman hangar at the Washington County Airport. The leases will be extended for fifteen years with the provision that the lease may be cancelled by the county at the end of each three-year period during the term of the lease. The parties can also approve an extension of the lease after expiration. The square footage will be increased to include the ramp associated with the hangar increasing the leased area from 12,000 square feet to 22,000 square feet. The rates are: 9/2010 - 8/2013 - 13 cents per square foot; 9/2013 - to 8/2016 - 18 cents per square foot; 9/2016 - 8/2019 24 cents per square foot; 9/2019 - 8/2022 - 32 cents per square foot; 9/2022 - 8/2025 - 43 cents per square foot. Approval is also requested of a commercial agreement relating to the hangar square footage of 12,000 only. The term will run concurrently with the land lease and during the first, second and third three-year periods, no fees will be charged. Fees during the fourth and fifth three-year periods will be the same as the land leases.

Moved by Mrs. Irely-Vaughan, seconded by Mr. Burns, approving the foregoing airport leases.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the reappointment of Bill Dinsmore to the Farmland Preservation Board effective through December 31, 2013.

Moved by Mr. Burns, seconded by Mrs. Irely-Vaughan, approving the foregoing appointment of Bill Dinsmore.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval 2010-2011 provider service agreements with the list of previously approved providers. The agreements will automatically renew until one party notifies the other party, in writing, of their intent not to renew under the current terms.

Camille Dean, Canonsburg, PA
Jamie Edwards, Elrama, PA
David Russell, Canonsburg, PA
Valerie Kohut, Charleroi, PA

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Moved by Mr. Burns, seconded by Mrs. Irely-Vaughan, approving the foregoing provider agreements for Child Care Information Services.

Roll call vote taken:

Mrs. Irely-Vaughan - 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 contact with the Washington City Mission to provide homeless services under the Homeless Assistance Program (HAP). The original agreement period of July 1, 2010 through June 30, 2011 will remain unchanged, but the contract amount has been decreased to \$7,440.00. No additional county funds are required.

Moved by Mrs. Irely-Vaughan, seconded by Mr. Burns, approving the addendum to the contract with Washington City Mission as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval of the following provider agreements for the period of July 1, 2010 through June 30, 2011. No additional county funds are required.

<u>PROVIDER</u>	<u>AMOUNT</u>
Auberle	\$ 800,000
Wesley Spectrum Services	25,000
TOTAL	\$ 825,000

Moved by Mr. Burns, seconded by Mrs. Irely-Vaughan, approving the provider agreements for Children and Youth Services Office as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval of a provider agreement addendum with George Junior Republic in Pennsylvania for Children and Youth Services Office for the period of July 1, 2010 through June 30, 2011. This addendum will include the rate of \$181.20 for a placement service, but the contract authorization amount will remain unchanged at \$400,000. No additional county funds are required.

Moved by Mrs. Irely-Vaughan, seconded by Mr. Burns, approving the foregoing provider agreement addendum with George Junior Republic.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval of a purchase of service agreement with Frank Kocevar, Esquire, to provide guardian ad litem services to dependent children of the agency. This agreement will run from September 1, 2010 through June 30, 2011 for a sum not to exceed \$29,166.68. No additional

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county funds are required.

Moved by Mrs. Irely-Vaughan, seconded by Mr. Burns, approving the purchase of service agreement with Frank Kocevar, Esquire as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval of an addendum to an agreement with Jason Walsh, Esquire, to extend the 2009-2010 agreement an additional 60 days from November 1, 2010 through December 31, 2010 in the amount of \$6,666.67. No additional county funds are required.

Moved by Mrs. Irely-Vaughan, seconded by Mr. Burns, approving the addendum to an agreement with Jason Walsh, Esquire as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval of amendment #4 to the HealthChoices Behavioral Health agreement with the Commonwealth of Pennsylvania, acting through the Department of Public Welfare (DPW) for the Mental Health/Mental Retardation Office, for the period of 2009-2011. This agreement is needed to amend Appendix 1, Appendix 2, Appendix F, and eliminates Appendix 5. No additional county funds are required.

Moved by Mr. Burns, seconded by Mrs. Irely-Vaughan, approving amendment #4 to the HealthChoices Behavioral Health agreement as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval to ratify an energy supplier service agreement with First Energy Solutions, Akron, OH, to serve as Washington County's energy supplier. Purchasing, in conjunction with Premier Power Solutions, Grove City, PA, the energy consultant for the county, has done extensive research and the goal has been to find a competitive electric supply company for Washington County. First Energy Solutions would provide the competitive energy supply ("Electricity Supply") from December 2010, through December, 2013 at a rate of 0.0580 cents per kWh. This rate represents an 8.87% savings from current 2010 spend, or a \$77,529.53 decrease (with equal yearly usage) in total yearly spend.

Moved by Mrs. Irely-Vaughan, seconded by Mr. Burns, approving to ratify the agreement with First Energy Solutions as per above.

Roll call vote taken:

Mrs. Irely-Vaughan - 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 two additions to the Intergovernmental agreement with various townships as listed below. The two additions include Canonsburg Borough and the City of Washington. This is an intergovernmental agreement between Washington County and the following townships for the purpose of providing the equipment and installation of LED modules in existing vehicular and pedestrian signals. Washington County is the recipient of American Recovery and Reinvestment Act 2009 funds, which were appropriated to the Department of Energy (DOE) under the Energy Efficiency and Conservation Block Grant (EECBG). One of the activities approved by DOE to be funded through the EECBG is the Municipal Traffic Signal LED Replacement Program for municipalities located within Washington County. As part of this agreement it is Washington County's responsibility to develop bid specifications which include replacement of incandescent vehicular and pedestrian signals and provide the related equipment with funds provided by DOE under this grant. The various townships are responsible for operating and maintaining equipment. This agreement has been reviewed and approved by the Solicitor.

Beallsville Borough	Hanover Township
Bentleyville Borough	North Charleroi Borough
California Borough	North Franklin Township
Carroll Township	Peters Township
Charleroi Borough	South Strabane Township
Chartiers Township	Union Township
Donora Borough	Canonsburg Borough
East Washington Borough	City of Washington

All other terms and conditions of the agreement will remain the same.

Moved by Mrs. Irey-Vaughan, seconded by Mr. Burns, approving the foregoing intergovernmental agreement.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval to authorize the renewal and payment of the annual software support and maintenance agreement for Court Automation with Tiburon, Inc., Pleasanton, CA in the amount of \$37,062 for FACTS. This renewal will be effective January 1, 2011 through December 31, 2011.

Moved by Mrs. Irey-Vaughan, seconded by Mr. Burns, approving the authorization to renew and the payment of the annual software support and maintenance agreement as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval an extension to the lease with Gross Industrial Construction Co., Inc. Washington for an additional five years for Magisterial District Justice Ethan Ward effective March 1, 2011 through February 29, 2016. Rate for year one is \$1,133/month with a 3% increase annually.

Moved by Mr. Burns, seconded by Mrs. Irey-Vaughan, approving the foregoing lease extension with Gross

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Industrial Construction Co., Inc.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval to ratify the following purchase from COSTARS for Court Technology of a 30KVA Liebert NX three phase uninterruptible power supply model 38SBO. The Liebert unit is a replacement for the Courts Data Center power conditioning, power distribution and back-up electrical (UPS) system. The new unit replaces an existing HP unit that is at end of life and has been damaged by the more recent power surges and/or spikes that the Courthouse Campus has experienced. The new, Liebert unit will provide additional power distribution as well as much needed additional battery back-up power reserve. This purchase will be made from e+Plus Technology, on the PA COSTARS 3 contract at the total cost of \$26,857.34 and therefore does not require bidding. This has been approved by the Capital Committee.

Moved by Mrs. Irely-Vaughan, seconded by Mr. Burns, approving the foregoing purchase.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval to purchase five blade servers for the Public Safety Department Office to replace obsolete equipment at the cost of \$31,275 which will be paid from their operating budget. This purchase is being made from ePlus on the PA COSTARS 3 contract, therefore, does not require bidding.

Moved by Mrs. Irely-Vaughan, seconded by Mr. Burns, approving the foregoing purchase.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval the renewal of the VM software support for the Public Safety Department. This will bring all coverage current with an expiration date of June 15, 2013 at a total cost will be \$51,405.35 which will be paid from their operating budget. This purchase is being made from CDW-G on the PA COSTARS 6 contract, therefore, does not require bidding.

Moved by Mrs. Irely-Vaughan, seconded by Mr. Burns, approving the purchase of software support for the Public Safety Department as per above.

Roll call vote taken:

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

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval of a high tech covert surveillance equipment purchase for the District Attorney's Office which video can be remotely monitored and saved to hard drives as evidence. This equipment will be shared with various departments in the county, in addition to the

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Pennsylvania State Police. The surveillance equipment will be purchased from Law Enforcement Associates, Raleigh, NC, totaling \$63,515.79. This equipment will be paid from the Department of Justice Technology Grant. No county dollars are required.

Moved by Mr. Burns, seconded by Mrs. Ireya-Vaughan, approving the state contract purchase as per above.

Roll call vote taken:

Ms. Ireya-Vaughan - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

Chief Clerk presented to the Board for their consideration and approval ratification of the submission and execution of a grant in the amount of \$970,874 with the Federal Transportation Administration with regards to the Fredericktown Ferry and the Port of Pittsburgh Commission. This grant was also approved in a formal meeting of the Fayette County Commissioners.

Moved by Mrs. Ireya-Vaughan, seconded by Mr. Burns, to ratify the submission and execution of a grant with the Federal Transportation Administration as per above.

Roll call vote taken:

Mrs. Ireya-Vaughan - Yes; Mr. Burns - Yes; Mr. Maggi - Yes.

Motion carried unanimously.

ANNOUNCEMENTS

An executive session was held on November 3, 2010 immediately following the Agenda Meeting as an informational session regarding personnel.

The monthly meeting of the Salary Board will be held immediately following today's Board meeting.

The County Offices will be closed on Thursday, November 11, 2010, in observance of Veterans Day.

SOLICITOR

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

Moved by Ms. Ireya-Vaughan, seconded by Mr. Burns, authorizing the Tax Assessment Office to prepare the following tax refunds due to either duplication or overpayment of real estate or personal property tax.

GENSLER NED A & CAROL R
200 SUSSEX WAY
MCMURRAY, PA 15317
2009 COUNTY TAX
District: PETERS TOWNSHIP
Parcel: 540-007-27-00-0015-00
469.19

SEHNERT ROBERT M & LORAN B
CHARLEROI FEDERAL SVGS. BANK
101 MCKEAN AVE
CHARLEROI PA 15022
2009 County Tax
District: PETERS TOWNSHIP
Parcel: 540-011-06-01-0020-00
230.03

ALJ LAND DEVELOPMENT LP
335 BOWER HILL RD
VENETIA, PA 15367
2010 County Tax
District: NORTH STRABANE
Parcel: 520-005-00-00-0050-01
2495.09

MARKWEST LIBERTY MIDSTREAM
& RESOURCES LLC
1515 ARAPAHOE ST TOWER 2 STE 700
DENVER, CO 80202
2010 County Tax
District: CHARTIERS
Parcel: 170-009-00-00-0006-00
4758.39

ROMAN CHRISTOPHER M
WASHINGTON FINANCIAL BK
77 S MAIN ST
WASHINGTON PA 15301
2010 County Tax
District: NORTH STRABANE
Parcel: 520-013-00-00-0020-56E
241.86

MELE JOHN F JR & AMY
FIRST AMERICAN RE TAX SRVS.
486 THOMAS JONES WAY STE 150
EXTON PA 19341
2010 County Tax
District: CHARTIERS
Parcel: 170-011-00-00-0024-01
18.84

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RYAN EDWARD P JR & TAMMY L
WASHINGTON FINANCIAL BK
226 THOMPSONVILLE ROAD
MCMURRAY, PA 15317
2010 County Tax
District: PETERS TOWNSHIP
Parcel: 540-003-07-02-0010-02
695.05

BRIGGS PAUL C & EMILY
315 MOORE RD
WASHINGTON, PA 15301
2010 County Tax
District: SOUTH FRANKLIN
Parcel: 590-012-09-99-0018-00
21.96

ALEXY APRIL M & AUGUST
1205 MAIN ST
BURGETTSTOWN, PA 15021
2010 County Tax
District: CHARTIERS
Parcel: 170-018-01-05-0012-00
70.04

Roll call vote taken:

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

Motion carried unanimously.

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

10:55 a.m.

THE FOREGOING MINUTES SUBMITTED FOR APPROVAL:

November 16, 2010

ATTEST: Mary E Helicke
CHIEF CLERK