

JULY 15, 2009

On the above date at 10:00 A.M., the Luzerne County Board of Commissioners convened their regularly scheduled meeting with the following present: Maryanne Petrilla, Chairman; Gregory Skrepenak, Commissioner; Stephen Urban, Commissioner; Douglas Pape, Chief Clerk/County Manager; Vito DeLuca, County Solicitor; Tom Pribula, Chief of Budget and Finance; Michael Morreale, Treasurer; Anthony J. Martinelli, Acting Controller; Joseph DeVizia, Human Services; Joseph Gibbons, Engineer; Andrew Reilly, Office of Community Development;

Maryanne Petrilla called the meeting to order and asked everyone to join in saying the Pledge of Allegiance.

It is noted that all meetings are electronically recorded.

BID OPENINGS

No Bids

ANNOUNCEMENTS:.....**Douglas A. Pape**
County Manager/Chief Clerk

No Announcements

RECOGNITIONS:.....**Maryanne C. Petrilla**
Commissioner/Chairman

WILKES-BARRE’S E.L. MEYERS HIGH SCHOOL SPEECH AND DEBATE TEAM

The members of the National Co-Champion Meyers Speech & Debate Team who competed at the Grand National Tournament of the National Catholic Forensic League in Albany Memorial Day weekend: Gabby Richards, Adam McGahee, John Lisman, Matt Manarski, Jordan McGroarty, Erik Carlson and Kevin Watters.

PUBLIC COMMENT:

Wil Toole commented on the union negotiations that are currently at an impasse due to healthcare costs. Mr. Toole questioned if the employees were being asked to contribute 10% of a real number or 10% of a budgeted number. Mr. Toole suggested rather than having the employees pay 10% off the top, the county reduce their salary so they are not paying taxes on the amount of money they are paying for their health insurance. He stated that the county would be saving money by not paying the social security tax on it and other contributions that were necessary.

Mr. Toole also commented on the fingerprint recognition machines being looked at by the county and the cost involved. Mr. Toole asked the commissioners to scrap the idea immediately and look for another way to control their managers and employees. Mr. Toole stated that the commissioners should not be wasting money when people are loosing their jobs.

Commissioner Petrilla responded that the fingerprint machine was only one of the options out there. She stated that no decision had been made.

Audrey Simpson questioned if there was any public input when the riverfront project was being built and designed. Commissioner Urban responded that there were several meetings held from the year 2000 that were widely attended by people in the community with pros and cons.

Ms. Simpson questioned why there are no public restrooms at the River Front. Commissioner Urban responded that restrooms were not built into the levee system. He stated for major events restrooms would

be brought down to the river. He stated that there were concerns of restrooms flooding and security. Ms. Simpson questioned why there were no surveillance cameras. Commissioner Urban stated that they were in the project but have not been installed yet. Ms. Simpson stated that there should be permanent public restrooms for families visiting the River Front or for the handicap.

Ms. Simpson questioned if handicap parking was available. Commissioner Urban responded on the weekend the parking lot next to Kings College, which was owned by the chamber of commerce, and the Jewish Community Center's lot was available. Commissioner Urban stated that all of the designs on the ramps were handicap accessibility for wheelchairs.

Ms. Simpson questioned if there was parking by the boat launches on the Wilkes Bare side of the river. Commissioner Urban responded that the boat launch for trailers was located on the other side of the river. He stated that you could not launch a boat on the Wilkes Barre side of the river.

Ms. Simpson questioned if the public would be able to see the \$29,000 film that was made about the River Front. Commissioner Urban responded yes when it was complete.

Ms. Simpson commented that the county should have the prisoners do the maintenance work in the park. Commissioner Urban stated currently the park has not been turned over to the county. He stated that the park currently belongs to the contractors because of the incomplete work. Commissioner Urban stated that it was the county's goal to have county employees maintain the park.

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COMMUNICATIONS – DOUGLAS A. PAPE, COUNTY MANAGER/CHIEF CLERK

Minutes

MOTION

Request a Motion to approve the minutes of the Commissioner's Meeting held on June 17, 2009 and June 30, 2009 Special Commissioners Meeting.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

Vouchers

MOTION

Request a Motion to ratify and confirm pre-payment of the following vouchers:

PNC Bank, Vouchers 480087GF - 481383GF

County General Fund for 2009

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

PNC Bank, Vouchers 503148LF - 503193LF

Liquid Fuels Fund for 2009

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

Wachovia Bank, Vouchers 400389WC - 400390WC
Worker's Compensation for 2009

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

Request a Motion to approve and release payment for the following amount:

PNC Bank, \$46,287.42
County General Fund for 2009

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING STATE OF EMERGENCY EVENTS AND THEIR DATES AS LISTED:

Hazleton and Hazle Township

Request a Motion to adopt a Resolution continuing a Declaration of a State of Emergency within the City of Hazleton and Hazle Township, Luzerne County, Pennsylvania. Resolution dated: July 8, 2009; July 15, 2009; July 22, 2009; July 29, 2009; August 5, 2009; Aug 12, 2009.

Luzerne County State of Emergency – Bridges

Request a Motion to adopt a Resolution declaring the existence of a State of Emergency in the County of Luzerne relating to all county – owned bridges. Resolution dated: July 8, 2009; July 15, 2009; July 22, 2009; July 29, 2009; August 5, 2009; Aug 12, 2009.

Luzerne County State of Emergency – EMA Flooding

Request a Motion of the Luzerne County Board of Commissioners to approve/ratify continuing the State of Emergency from June 26th, 2006 due to flash flooding and flooding from the Susquehanna River. This motion is for the weeks of July 20, 2009; July 27, 2009; August 3, 2009 and August 10, 2009.

Luzerne County State of Emergency – EMA Flash Flooding

Request a Motion of the Luzerne County Board of Commissioners to approve/ratify continuing the State of Emergency from November 16th, 2006 due to flash flooding. This motion is for the weeks of July 20, 2009; July 27, 2009; August 3, 2009 and August 10, 2009.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

EMA Performance Grant Funds for Federal Fiscal Year 2009

Request a Motion of the Luzerne County Board of Commissioners to approve the application for a grant in the amount of \$52,622.00 in Emergency Management Performance Grant Funds for Federal Fiscal Year 2009 and to authorize the appropriate officials to execute all documents relative to this application and subsequent award. This grant is used to supplement salaries and benefits for two positions in the Emergency Management Agency.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Internet Crimes Against Children Memorandum of Understanding

Request a Motion of the Board of Commissioners authorizing the execution of a Memorandum of Understanding, effective July 15, 2009, between Luzerne County and Delaware County. This Memorandum of Understanding outlines the County's obligations as a sub-grantee to Delaware County. Luzerne County will receive funding to hire a Detective who will be responsible for handling Internet Crimes Against Children. The Detective position is grant funded for three years and will continue beyond that period only if additional grant funds are secured.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

MOTION

Power of Attorney for Unemployment Compensation Servicing Systems

Request a Motion to approve/ratify to authorize proper County Officials to execute Limited Powers of Attorney in favor of TALX UCM SERVICES, Inc., dba UC eXpress, for the purposes of representing the County before the Office of Unemployment Compensation Tax Services relating to the County's liability for unemployment compensation contributions and the Bureau of Unemployment Compensation Benefits and Allowances relating to unemployment compensation benefits payments. This is required due to a merger of the County's Unemployment Compensation servicing systems into a single servicing company.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

MOTION

Herbicide/Pesticide Liability Insurance

Request a Motion to approve American Safety Indemnity Company, as Herbicide/Pesticide Liability Insurance provider for a total of \$2,775.00, effective July 15, 2009, from July 27, 2009 to July 27, 2010 through Joseph J. Joyce Associates, Inc.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

MOTION

Pennsylvania Commission on Crime and Delinquency (PCCD) Application

Request a Motion of the Luzerne County Board of Commissioners authorizing the submission of an application to the Pennsylvania Commission on Crime and Delinquency (PCCD), effective July 15, 2009, as well as authorization for the Chairman of the Board of Commissioners to execute any and all documents necessary for the application for and receipt of PCCD funding in regards to the Juvenile Prosecution and Defense Capacity Building grant program. The County's application is requesting financial assistance to hire two (2) full time Assistant District Attorneys, one (1) part time Assistant District Attorney and two part time (2) Assistant Public Defender who will process juvenile cases.

Commissioner Skrepenak questioned the amount of the application.

Michele Sparich stated that the application would be over \$500,000. She stated that actual salaries would be \$322,000, \$192,000 for benefits and \$3,000 for travel expenses over a two year period.

Commissioner Skrepenak stated that it would then be \$250,000 per year.

Ms. Sparich replied that it would average out to that amount for each of these salaries over a 24 month period.

Commissioner Skrepenak questioned if the county can reapply for these funds after the twenty four month period.

Ms. Sparich responded they could not. She stated that these funds were from the stimulus money.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Tax Refund - Board of Assessment Appeals Office

Request a Motion to approve the following refund through the Assessment Appeals Office:

Katra, Scott A & Breining, Colleen R
1490 W 8th Street
Wyoming, Pa. 18644-9416

Refund Amount \$22.32
Reason: Correction of Acres.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Advertise for Security Access Equipment

Request a Motion to Authorize the proper officials to advertise for the procurement and installation of security access equipment for the renovated courtrooms and offices at Penn Place Building.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

RFP – Advertise for Storage Space

Request a Motion to Authorize the proper officials to advertise an RFP for bulk file storage space.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Agreements to Advertise Surplus Real Estate – Hazle Twp.

Request a Motion to Authorize the proper officials to execute listing agreements with Mericle Commercial Real Estate Services to advertise the following Luzerne County Surplus Real Estate (vacant land in Hazle Twp.) for sale to the public as follows:

- PIN # U8S1009003

The property will be listed for 60 days before the bid due date. Minimum base bid will be set at current fair market value (to be determined by Certified Informal Value Conclusion).

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Renovations to Existing Courtrooms at Penn Place Annex

Request a Motion to Amend the Renovations to Existing Courtrooms at Penn Place Annex Contract with GC Wall, Inc., PO Box 4181, 73 E. 8th Street, Wyoming, PA 18644, in the amount of \$12,762.39 for additional work associated with millwork revisions, window sill repairs, interior wall layout, entry door lock revisions, mechanical and electrical revisions.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

2003 Capital Projects Bond Issue – 2003D-45 Transfer (Appendix Page 24)

Request a Motion to acknowledge the transfer of \$136,091.84 from the 2003, Capital Projects Bond Issue Series D for items identified on Schedule “A” of Requisition 2003D-45.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

2003 Capital Projects Bond Issue – 2003D-45 Payment (Appendix Page 24A)

Request a Motion to approve payment of \$136,091.84 from the 2003, Capital Projects Bond Issue Series D for items identified on Schedule “A” of Requisition 2003D-45.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

2008 Capital Projects Bond Issue – 2008B-2 (Appendix Page 25-25A)

Request a Motion to approve payment of \$382,280.51 from the 2008 Capital Projects Bond Issue Series B for items identified on schedule “A” of requisition 2008B-2.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Government Study Commission

Request a Motion to allocate \$38,000 from the General Fund to the Government Study Commission for its 2009 budget.

Commissioner Skrepenak requested that the motion be amended to state that the funding for this year and next year be contingent upon the commission using all of the county’s procurement policies and all activity fall under the State Sunshine Act.

It was moved by Commissioner Skrepenak, seconded by Commissioner Urban
“AYES” PETRILLA, SKREPENAK, URBAN

Request a Motion to allocate \$38,000 with the amendment from the General Fund to the Government Study Commission for its 2009 budget.

Commissioner Urban commented that from what he has read so far he doesn't see much progress being made with the Home Rule Commission. He stated that he hoped the commission would come up with a comprehensive schedule and meet with each department and agency with who the county commissioners provide input and funding to. Commissioner Urban stated that he hoped they would not pull an old study report and old charter. He stated that they needed to look at the current form of government and be honest with the public in regard to the corruption in the Courts and Court Administrator's Office. He stated that this corruption was beyond the county commissioner's control. He stated that the commissioners do not control the Judiciary Branch of the government, which is a separate and independent from the commissioners. He stated that he hoped the commission would explain to the public that the judges are elected under state law and are state employees. He stated that no Home Rule Study Commission can change that. Commissioner Urban also recommended that the commission review a copy of the county code book.

It was moved by Commissioner Skrepenak, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Budget Transfer

Request a Motion to approve a 2009 General Fund budget transfer of \$8,000.00 from the Courts (4184) to the Magistrates (4186).

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Payment – Mountain Council of Government

Request a Motion to authorize the payment of \$5,000.00 to Mountain Council of Governments. This is the County's 2009 allocation

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Payment - The Institute for Public Policy & Economic Development

Request a Motion to authorize the payment of \$15,000.00 to The Institute for Public Policy & Economic Development formerly known as Joint Urban Studies. This is the County's 2009 allocation.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Payment - Luzerne County Library System

Request a Motion to authorize the payment of \$381,000.00 to Luzerne County Library System. This is the 2nd Installment of the County's 2009 allocation.

Commissioner Skrepenak commented that these funds did not come out of the general fund. He stated that this was dedicated millage to the library.

Commissioner Urban commented that these funds were well needed and used and he fully supported this.

It was moved by Commissioner Urban, seconded by Commissioner Skrepenak
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Conducting “Polling Place Accessibility Surveys”

Request a Motion to accept the proposal of the ARC of Luzerne County, 158 Market Street, Kingston for the purpose of conducting “Polling Place Accessibility Surveys” in order to maintain Luzerne County's continued compliance with the Help America Vote Act (HAVA) of 2002. The ARC proposal's maximum total cost is \$14,425.00 of which the Department of State, Harrisburg, has pre-approved \$12,000.00 in HAVA grants reimbursement.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Solid Waste Management Plan - Project Consultant

Request a Motion to issue a R.F.Q. for a consultant to assist the county with developing an update to our ten year Solid Waste Management Plan as required by the PA Department of Environmental Protection. This expense will be paid with a PA DEP (80-20) Planning Grant.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Lease – Workforce Investment Development Agency

Request a Motion to approve a lease (contingent upon Solicitor review) between Phoenix Estates and the Luzerne County Workforce Investment Development Agency for space (3554 Sq. Feet @ \$15.95 Per Sq. Ft.) at Suite 117, 22 East Union Street, Wilkes-Barre, PA 18701 for a term of 5- Years.

Commissioner Skrepenak questioned if this was advertised and put out for bid. Rich Ammon responded that it had.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Newspaper Advertising

Request a Motion to approve The Times Leader for the county's newspaper advertising needs (legal ads, public notices, etc.) at a rate of .60 cents per agate line and \$10 per column inch for run of the paper ads for a period of July 15, 2009 through July 15, 2010.

Commissioner Skrepenak questioned what this covered that the previous award didn't.

Doug Pape responded that this would cover all other advertising except for the Sheriff Sales.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

END OF COMMUNICATIONS

TREASURER'S OFFICE – MICHAEL L. MORREALE

FINANCIAL STATEMENT

Request a motion to accept the following Treasurer's Report:

CHECKING ACCOUNT BALANCES

As of: July 08, 2009

WACHOVIA BANK

School, Road & Institutional (Old Account).....	\$744.60
Self Insured Workers Compensation Fund	600,833.88
Domestic Relations IV-D Fund.....	1,183,840.41
9-1-1 Construction Fund.....	439,518.22
9-1-1 Operational Fund.....	1,284,471.85
9-1-1 Wire Fund.....	1,900,252.76
9-1-1 Wireless Fund.....	347,701.77
Hotel Room Rental Tax.....	177,704.20

PNC BANK

General Fund	\$17,926,815.69
Schools (New Account).....	4,776,481.66
Towns (New Account)	445,234.97
Real Estate Tax Sale.....	942,718.27
Transportation Department	506,255.26
Office for the Aging.....	1,402,111.46
Children & Youth Services.....	1,095,841.26
Mental Health/Mental Retardation.....	180,525.68
Human Services.....	381,835.05
Drug & Alcohol Program	343,422.76
Liquid Fuels Tax Fund.....	66,036.72
GWEIF Escrow Account	27,711.29
Juvenile Probation JCJC Grant-in-Aid	110.67
Juvenile Court Restitution.....	11,402.82
Act 44 Bridge Account	303,268.58
Coroner VSIA Account.....	36,546.00
Hicks/Abrahams Creek	0.00
PEMA Hazard Mitigation.....	0.00
Convention & Visitors Bureau.....	0.00
Series 2008 A Project Fund.....	20,863,405.67
Early Intervention.....	2.72
District Attorney Gun Buyback Program.....	0.00
HAVA Account.....	63,699.88
License Fee Account.....	502.20
Levee Account.....	16.67
Recorder of Deeds Restitution.....	33.51
Sheriff Real Estate Escrow.....	1,778,487.49
Sheriff Writs of Execution.....	19,927.76
Sheriff DCED Grant.....	0.00

CITIZENS BANK

Adult Probation Special Account.....	\$1,078,443.55
Bridge Fund	793.89
Hazardous Material Emergency Response Account	124,755.08
EMA Radiation Emergency Response Fund	38,117.40

FIRST NATIONAL COMMUNITY BANK

Convention and Visitors Bureau	\$110,833.77
Agencies Account.....	990,357.19
Solid Waste Recycling/Landfill Administration	194,022.44
Property Tax Collection.....	3,982.76
Department of Probation (CPCMS System).....	364,930.06
Flood Protection Authority.....	185,648.53

FIDELITY DEPOSIT & DISCOUNT BANK

Wyoming Valley Airport Grant Account.....	\$41,650.94
Tri-County Airport Feasibility Study.....	2,553.79
Series 2002 A & B Capital Projects	48,961.59
Series 2003 A & B Capital Projects	175,267.85
Series 2003 D Capital Projects	1,991.63
Series 2008 B Settlement Fund.....	0.00
Series 2008 B Sinking Fund.....	0.00
Series 2008 B Project Fund.....	0.00
Flood Protection Project Impact.....	4,387.87

M & T BANK

Adult Probation Drug & Alcohol RIP Program.....	\$100,389.19
District Attorney Bad Check Restitution Fund.....	2,155.73
Riverfront-GG2.....	2,619.50
Nesbitt Park-DCNR.....	75,647.43
RACP Redevelopment Assistance.....	2,694,674.00
2006 Series A Refunding Escrow.....	2,584,291.67
2008 LCIDA Bond Fund.....	593,248.93
2008 LCIDA Settlement Fund.....	0.00
2008 LCIDA Project Fund.....	0.00
2008 LCIDA Revenue Fund.....	0.00
2008 LCIDA Debt Service Reserve.....	6,100,000.00
2008 Series A Project Fund.....	0.00
2008 Series A Courthouse Fund.....	14,000,150.30
2008 Series B Project Fund.....	0.00
2008 Series B LCCC Project Fund.....	16,295,202.23
2008 Series C Settlement Fund.....	0.00
2008 Series D Sinking Fund.....	0.00
2008 Series E Sinking Fund.....	0.00

COMMUNITY BANK & TRUST

2008 Series A Settlement Fund.....	\$0.00
2008 Series A Project Fund.....	2,956,035.33
2008 Series A Sinking Fund.....	19.05

U.S. BANK

2000 Series A Refunding Escrow.....	\$1,904,153.00
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CERTIFICATES OF DEPOSIT
(Principal Values only)
As of: July 08, 2009

Liquid Fuels Tax Fund	\$1,200,000.00
9-1-1 Construction Fund	\$200,000.00
Domestic Relations IV-D Fund	\$2,100,000.00
Transportation Dept	\$350,000.00
Mental Health/Mental Retardation	\$4,775,000.00
Hazardous Material Emergency Response Account	\$160,000.00
Solid Waste Recycle Account	\$900,000.00
Agencies Account	<u>\$2,575,000.00</u>
Total:	\$12,260,000.00

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

CONTROLLERS REPORT- ACTING CONTROLLER, ANTHONY J. MARTINELLI

CONTROLLER’S REPORT

Acting Controller, AJ Martinelli requested that all motions be accepted as presented. Mr. Martinelli stated that there were no changes made to his agenda since the work session.

1. Request a motion to authorize the Controller to make the following payments under the Luzerne County Community Development Program for various services and projects:
 - \$ 246,746.76 Community Development Block Grant Program
 - \$ 353,900.00 Business Development Loan Program
 - \$ 12,109.98 Emergency Shelter Grants Program
 - \$ 30,470.50 HOME Investment Partnership Program

2. Request a motion to ratify and confirm the payment of \$16,141.67 to the Penn State Cooperative Extension, 16 Luzerne Ave., Suite 200, West Pittston, PA. This is the County’s appropriation for the month of July 2009.

3. Request a motion to ratify and confirm the payment of \$514,166.67 to the Luzerne County Community College, 1333 Prospect St., Nanticoke, PA. This is the County’s appropriation for the month of July 2009.

4. Request a motion to ratify and confirm pre-payment of the following vouchers:

Transportation Department: Voucher No. 535937 to 536108 inclusive	in the amount of \$ 1,423,220.54
Bureau for the Aging: Voucher No. 726254 to 726798 inclusive	in the amount of \$ 1,166,907.31
Children and Youth: Voucher No. 745696 to 746516 inclusive	in the amount of \$ 1,087,146.64
Mental Health / Mental Retardation: Voucher No. 746059 to 746177 inclusive	in the amount of \$ 3,753,299.56
Human Services: Voucher No. 751168 to 751191 inclusive	in the amount of \$ 927,680.94
Drug and Alcohol: Voucher No. 7611582 to 761617 inclusive	in the amount of \$ 992,935.85
Domestic Relations IV-D: Voucher No. 400245 to 400248 inclusive	in the amount of \$ 336,532.38
County Agencies: Voucher No. 400957 to 400974 inclusive	in the amount of \$ 597,375.64
Adult Probation Special: Voucher No. 400350 inclusive	in the amount of \$ 12,004.00
Adult Probation D&A RIP Program: Voucher No. 1030 to 1032 inclusive	in the amount of \$ 210.00
JCJC Grant in Aid: Voucher No. 1004 inclusive	in the amount of \$ 233,384.53
9-1-1 Construction: Voucher No. 400501 to 400508 inclusive	in the amount of \$ 513,775.14
9-1-1 Wire: Voucher No. 1185 to 1219 inclusive	in the amount of \$ 959,827.81
9-1-1 Wireless: Voucher No. 1008 inclusive	in the amount of \$ 14,247.06
EMA Radiation: Voucher No. 400126 to 400130 inclusive	in the amount of \$ 7,139.35
Hazardous Material Emergency Response: Voucher No. 400203 to 400207 inclusive	in the amount of \$ 165,964.40
Solid Waste Recycling: Voucher No. 400828 to 400845 inclusive	in the amount of \$ 505,406.28
License Fees: Voucher No. 6041 inclusive	in the amount of \$ 10,432.00
Towns: Voucher No. 407145 to 407149 inclusive	in the amount of \$ 404.00
Real Estate Tax Sale: Voucher No. 401105 to 401104 inclusive	in the amount of \$ 51,706.29
Convention & Visitors Bureau: Voucher No. 403628 to 403661 inclusive	in the amount of \$ 24,599.08

Convention Grant: Voucher No. 1018 to 1032 inclusive	in the amount of \$	15,119.70
Flood Protection Authority: Voucher No. 1030 to 1048 inclusive	in the amount of \$	886,274.00
Wyoming Valley Airport: Voucher No. 400171 inclusive	in the amount of \$	50,494.02
Recorder of Deeds Restitution: Voucher No. 400002 to 400004 inclusive	in the amount of \$	182,277.00

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

DEPARTMENT HEAD REPORTS

HUMAN SERVICES – JOSEPH DEVIZIA, DIRECTOR

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING CONTRACT FOR THE PROVIDERS, SERVICES, TERMS, AND RATES SPECIFIED:

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>RATE/ CONTRACT/CAP</u>
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AREA AGENCY ON AGING:

Valley Crest Adult Day Center (Replaces contract approved 5/21/09 to Senior Care Centers of Pennsylvania, Inc. for Valley Crest - Sale still not finalized)	Adult Day Care	7/1/09-6/30/10	\$48.00/full day \$58.00/extended \$40.00/half day \$10,000.00
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CHILDREN & YOUTH:

Catholic Social Services	Runaway Youth	7/1/09-6/30/10	\$108,832.00
	SAAU-W-B		\$230,344.00
	SAAU-Hazleton		\$51,922.00
	Life Skills		\$130,980.00
	Supervised Ind. Living		\$41,270.00
Behavioral Health Services	Court Appearance	7/1/08-6/30/09	\$125.00/unit \$5,000.00
Behavioral Health Services	Court Appearance	7/1/09-6/30/10	\$125.00/unit \$5,000.00

CHILDREN & YOUTH and JUVENILE PROBATION SERVICES:

NHS Youth Serv.	Therapeutic Foster Care	4/6/09-6/30/09	\$152.47/day
	Billed to County Room & Board		\$28.72/day
BI Incorporated	Home Guard 200 Unit Rental	7/1/09-6/30/10	\$2.63/day per unit
	Home Guard 200 Monitoring Service Charge		\$4.39/unit per active day

MENTAL HEALTH/MENTAL RETARDATION:

Scovish Transportation	Transportation	7/1/09-6/30/10	\$10,000
Minnick Transportation	Transportation	" "	\$10,000

Dobbs Transportation	Transportation	"	"	\$10,000
AVP Transportation	Transportation	"	"	\$ 9,000
ARC of Luzerne Cty.	Community Educ.	"	"	\$52,000
Luzerne County Transportation Dept.	Public Transp.	"	"	\$138,311
Glenn & Gwen, DBA A.J. Taxi	Public Transp.	"	"	\$ 7,300
Joseph Giovannini, Esq.	Court Hearings	"	"	\$18,000

OFFICE OF HUMAN SERVICES:

Snyder & Clemente	Auditing Services, Single Audit	7/1/09-6/30/10		\$19,000
Volunteers of America	Youth Transitional Housing	"	"	\$65,000
Reach Program at St. Stephen's Church	Clothes Closet	"	"	\$15,000

TRANSPORTATION:

Jack Williams Tire Company, Inc.	Specialized Vehicle Repairs Braking and related function Labor Rate/HR Parts Discount	7/1/09-12/31/10		\$49.00 21%
	Steering and suspension and all related functions Labor Rate/HR Parts Discount			\$49.00 21%
	Ignition Systems Labor Rate/HR Parts Discount			\$49.00 21%
	Fuel System Labor Rate/HR Parts Discount			\$49.00 21%
	Starting and related functions Labor Rate/HR Parts Discount			\$49.00 21%
	Exhaust and Muffler systems Labor Rate/HR Parts Discount			\$49.00 21%
	Engines and all related functions Labor Rate/HR Parts Discount			\$49.00 21%
	Transmissions and all related functions Labor Rate/HR Parts Discount			\$49.00 21%

Other specialized Vehicle repair

	Labor Rate/HR		\$49.00
	Parts Discount		21%
At Your Service	Sub-Contractors Transportation Service	7/1/09-6/30/10	Hourly Cost: \$20.00 p/h Mileage Cost : \$.50 p/m
MTR Transportation, Inc. Dbra K-Cab Co.	Sub-Contractors Transportation Service	7/1/09-6/30/10	Berwick Hosp-Danville \$46.00 per trip & per client no escort fee. Haz/Freeland-Danville \$92.00 per trip & per client no escort fee. Wilkes-Barre/Danville \$142.00 per trip & per client-no escort fee

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING CONTRACT AMENDMENTS FOR THE PROVIDERS, SERVICES, TERMS, AND RATES SPECIFIED:

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>RATE</u>	
			<u>FROM</u>	<u>TO</u>
<u>AREA AGENCY ON AGING:</u>				
ARN, Inc.	Personal Care	7/1/08-6/30/09	\$270,000	\$273,000
CEO	Environ. Mods.	“ “	\$70,000	\$100,000
Metz & Associates	Congregate Meals	“ “	\$595,300	\$595,300
No change to total contract – adding Heat Stress rate of \$4.58/meal.				
Northeast Center for Independent Living	Attendant Care	“ “	\$2,000	\$4,500
<u>CHILDREN & YOUTH:</u>				
Family Serv Assoc of Wyoming Valley	Time-Limited Family Reunification	7/1/09-6/30/10	\$142,647.00	\$271,651.00
<u>MENTAL HEALTH/MENTAL RETARDATION:</u>				
Ped. & Adult Therapy Srvs	Physical Therapy	7/1/09-6/30/10	\$28.56/qtr hr	\$29.56/qtr hr
	Speech Pathology	“ “	\$28.56/qtr hr	\$29.56/qtr hr
	Occupational Therapy	“ “	\$28.56/qtr hr	\$29.56/qtr hr
	Social Work	“ “	\$25.41/qtr hr	\$26.41/qtr hr
	Special Instruction	“ “	\$24.82/qtr hr	\$25.82/qtr hr
Michael Shucoski, Esq.	Court Hearings	“ “	\$36,000	\$18,000
Deutsch Institute	Home & Comm.	“ “	\$18,360	\$18,360
No change to final total – rate change from \$3.27 to \$2.35				
Deutsch Institute	Education Service	“ “	\$ 6,710	\$ 6,710
<u>No change to final total – rate change from \$2.11 to \$2.35</u>				
Advocacy Alliance	Certified Investigators	“ “	\$.00	\$ 2,400
Childrens Mobile Team	Crisis Invervention	3/1/09 - 6/30/09	\$.00	\$20/qtr. hr.

OFFICE OF HUMAN SERVICES:

Commission on Economic Opportunity	Rental Assistance	7/1/08-6/30/09	\$703,296	\$717,288
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TRANSPORTATION:

HazleYellow Cab Co. Inc.	Sub-Contractors Transportation Service	7/1/09-6/30/10	\$9.75 under 5 air miles per pass	\$9.75 under 5 air miles per trip
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It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

**REQUEST A MOTION TO APPROVE THE FOLLOWING RESOLUTION AND/OR
AUTHORIZATION FOR:**

MENTAL HEALTH/MENTAL RETARDATION:

A business agreement between the Pennsylvania Department of Public Welfare (DPW), Office of Developmental Programs (ODP) and the Luzerne-Wyoming Counties Mental Health/Mental Retardation Program for the purpose of locally administering and participating in the Consolidated and Person/Family Directed Support (P/FDS) Waivers for Fiscal Year 2009/2010. This agreement is subject to solicitor review and approval.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MENTAL HEALTH/MENTAL RETARDATION:

Request a Motion of the Luzerne County Board of Commissioners authorizing modifications and/or continuations of existing grants funds to the Pennsylvania Commission on Crime and Delinquency (PCCD) as well as authorization for the Chairman of the Board of Commissioners to execute any and all documents necessary for the receipt of Mental Health Court Funds.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

OFFICE OF HUMAN SERVICES:

Request a Motion to Authorize the Luzerne County Commissioners to sign a Certification Statement for the Human Services Development Fund for Fiscal year 2008-2009, to be included with the final report to the Department of Public Welfare.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

ENGINEER'S OFFICE – JOSEPH GIBBONS, ENGINEER

MOTION

Request a Motion to Amend the Courthouse Exterior Renovation Design Agreement with Eyerman, Csala, Hapeman & Handman, 69 Public Square, Suite 1000, Wilkes-Barre, PA 18701-2505, in the not to exceed amount of \$100,700.00 for additional design services for the Exterior Renovations of the Luzerne County Courthouse (monumental exterior step renovation and hazardous material testing/abatement).

Commissioner Urban questioned when this design would be complete. Joe Gibbons stated weather permitting sometime in 2010. He stated that the project will take at least a year to complete.

It was moved by Commissioner Urban, seconded by Commissioner Skrepentak
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Request a Motion to Amend the Courthouse Steam/Condensate Main Piping Replacement Contract with J.L. Turner Company, 100 Keith Street, Wilkes-Barre, PA 18703-0347, in the amount of \$7,778.30 for replacement of the existing conduit/wiring that provides electrical service to the pedestrian tunnel lights.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Request a Motion to Authorize the proper officials to advertise for the renovations of the interior of both elevator cars at Penn Place Building.

Commissioner Urban questioned what needed to be done. Joe Gibbons stated that there was vandalism to the hand and roof rails. He also stated that the carpeting needed to be replaced as well as the phone service in the cars.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

ROAD AND BRIDGE DEPARTMENT – JOSEPH GIBBONS, ENGINEER

MOTION

Request a Motion to Authorize the proper officials to adopt a resolution to condemn and acquire, by fee simple title, Parcels 2, 5 and 7 as indicated on the recorded plan drawings titled “Drawings Authorizing Acquisition of Right-of-Way” for the Breaker Road Bridge Replacement Project (County Bridge #24001) dated April 30, 2009.

Commissioner Urban questioned if Mr. Gibbons saw any problems with this.

Joe Gibbons stated that these were all properties with unknown owners and no pins associated with them. Mr. Gibbons stated that these properties were in creek beds. He stated that the county would acquire them by eminent domain. Mr. Gibbons stated that the project would be started in the spring of 2010.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Request a Motion to Authorize the proper officials to adopt a resolution for supplemental Reimbursement agreement no. 048652-A in addition to existing agreement no. 048652 with PennDOT for the reimbursement of costs incurred by Luzerne County to replace County Bridge No. 26304. The supplemental agreement assigns the responsibility to acquire all necessary Right-of-Way for the project to Luzerne County and increases the amount of available funding for the project.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

MOTION

Request a Motion to Authorize the proper officials to advertise for the procurement of equipment necessary to upfit the Riverfront Maintenance Truck for levee/riverfront sediment removal. The cost of the upfit will be 50% reimbursed for eligible costs by the 2008 PaDEP Growing Greener Plus Flood Protection Grant.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

COMMUNITY DEVELOPMENT – ANDY REILLY, DIRECTOR

MOTION

Request a Motion approving the following activities through the County’s Economic Development Program(s):

ANGELA’S EVERYDAY GOURMET – \$50,000 loan to assist in financing a \$297,000 project to assist a start-up prepared foods restaurant and catering service located in Kingston Township. Funding will be provided through the County’s Innovation Program and utilized for machinery and equipment, working capital, and professional/financial fees.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

Request a Motion ratifying a consortium agreement between Luzerne County and the Department of Community and Economic Development for the Commonwealth to apply for Neighborhood Stabilization Program Funds under the American Recovery and Reinvestment Act.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“AYES” PETRILLA, SKREPENAK, URBAN

BOARD OF ASSESSMENT APPEALS:

Angela Schnelly, Wilkes-Barre, as a Clerk 1, at an annual salary of \$ 18,500, effective July 17, 2009.

VETERAN AFFAIRS:

Cynthia Giuli, Pittston Township, as a Clerk Typist II, at an annual salary of \$19,800, effective July 10, 2009.

Commissioner Skrepenak questioned if these positions were budgeted and if the county was just filling vacancies. Doug Richards responded that they were.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

REQUEST A MOTION TO APPROVE THE FOLLOWING PROMOTION AT:

AGING:

Sharon Considine to Aging Care Management Supervisor 2, at an annual salary of \$33,013, effective June 29, 2009.

BOARD OF ASSESSMENT APPEALS:

Colette Zendarski, to Clerk Typist I, at an annual salary of \$ 18,800, effective July 17, 2009.

L.C. WORKFORCE INVESTMENT DEVELOPMENT AGENCY:

Cindy J. Vecchio, to Work Experience/Technician, at an annual salary of \$26,000 effective July 17, 2009.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

REQUEST A MOTION TO APPROVE THE FOLLOWING PAY ADJUSTMENTS AT:

CHILDREN & YOUTH:

A \$250 Certification Pay Adjustment for Cindy Cragle, Social Services Aide 3, at an annual salary of \$22,880, effective January 25, 2008.

A \$1,000 Certification Pay Adjustment for the following Caseworker 2's:

Megan Roccograndi, at an annual salary of \$31,701, effective November 2, 2007
Kenneth Hodick, at an annual salary of \$31,956, effective April 4, 2008
Jason Stachokus, at an annual salary of \$32,993, effective April 4, 2008
Stephanie Dillion at an annual salary of \$31,956, effective November 28, 2008
Nicole Moore at an annual salary of \$31,456, effective November 28, 2008

MENTAL HEALTH/MENTAL RETARDATION:

A \$250 Masters Degree pay Adjustment for Patricia Franks, Caseworker 2, at an annual salary of \$30,868, effective June 19, 2009.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

REQUEST A MOTION TO APPROVE THE FOLLOWING RESIGNATIONS AT:

CHILDREN & YOUTH:

Bethany Woznikaitis, Caseworker 2, effective June 26, 2009
Lauren Cornelius, Caseworker 2, effective July 17, 2009

MENTAL HEALTH/MENTAL RETARDATION:

Patricia Shylkofski, Caseworker 2, effective July 2, 2009.

TRANSPORTATION:

Calman Baggs, Manager of External Operations, effective June 24, 2009

Deborah Lloyd, Scheduler, effective June 25, 2009

Charles Sabal, Part Time Driver, effective July 9, 2009

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

REQUEST A MOTION TO APPROVE THE FOLLOWING LEAVES OF ABSENCE AT:

CHILDREN & YOUTH:

A Family Medical Leave of Absence for Lauren Kresge, Casework Supervisor, effective June 18, 2009.

A Family Medical Leave of Absence for Mary Loretta Yurgaitis, Clerk Typist 2, effective July 30, 2009.

TRANSPORATION:

Six Days Leave Without Pay for Calman Baggs, Manager of External Operations from June 19, through June 26, 2009.

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
"AYES" PETRILLA, SKREPENAK, URBAN

END OF PERSONNEL

Commissioner Petrilla stated that a meeting was held to discuss the impact of the State Budget impasse. Commissioner Petrilla stated that she wrote a letter to Doug Hill, Executive Director of the County Commissioners Association in Pennsylvania. Commissioner Petrilla stated that Doug Hill recommended that they reach out to other counties to come up with a contingency plan to get with the legislation and let them know the impact this is having on the county. Commissioner Petrilla stated if Luzerne County did not receive the funding for the positions that were funded by the state; they will be in a crisis situation. Commissioner Petrilla stated if there were no objections from the other commissioners she would proceed in trying to get a multi-county meeting set up.

Commissioner Skrepenak stated that it has been the number one issue on the County Commissioners Association of Pennsylvania's agenda. Commissioner Skrepenak stated that he hoped the county would be able to get some movement on it.

MOTION TO ADJOURN

It was moved by Commissioner Urban, seconded by Commissioner Skrepenak
“AYES” PETRILLA, SKREPENAK, URBAN

Respectively submitted,

A handwritten signature in black ink that reads "Jennifer Thomas". The signature is written in a cursive style with a long, sweeping underline.

Jennifer Thomas, Recording Secretary