

On the above date at 10:00 A.M., the Luzerne County Board of Commissioners convened their regularly scheduled meeting with the following present: Gregory A. Skrepenak, Chairman; Todd A. Vonderheid and Stephen A. Urban, Commissioners; Samuel T. Guesto, County Manager for Legislation/Chief Clerk; Mark R. Dingman, County Manager for Administration/Deputy Chief Clerk, James Blaum, County Solicitor; Joseph Loftus-Vergari, Director of Human Services; James Miller, Administrator of Valley Crest; Michael L. Morreale, Treasurer; Stephen L. Flood, Controller; James J. Brozena, County Engineer; John J. Glushefski, Director of Road & Bridge; William P. Burke, Director of Property and Supply,; Adrian F. Merolli, Director of Planning; Sandra Russell, Director of Community Development; Salvatore Diaz, Chief of Budget and Finance.

Mr. Skrepenak called the meeting to order and asked everyone to join in saying the Pledge of Allegiance followed by a moment of Silent Prayer. It is noted that all meetings are electronically recorded.

Commissioner Skrepenak announced bids are open in the Treasurers' Office.

Commissioner Skrepenak reviewed the protocol for Public Comment and directed Mr. Samuel Guesto, Chief Clerk, to ensure the five-minute time limit is adhered to.

Commissioner Skrepenak introduced Kathy Bozinski and Samuel Guesto for the presentation of the Proclamations.

Dave Carey provided an overview of the efforts of the Arthritis Foundation and the number of people effected and the help they receive through these efforts.

Request a Motion to adopt a Resolution to applaud the work of the Eastern Pennsylvania Chapter of the Arthritis Foundation, ask all residents of Luzerne County to support the Foundation, realize that through its work, arthritis has become highly treatable, and declare the month of May 2004 in Luzerne County "**Arthritis Awareness Month**".

It was moved by Commissioner Urban, seconded by Commissioner Vonderheid.
"AYES" SKREPENAK, VONDERHEID, URBAN

MaryJo Sullivan provided an overview of foster care in Luzerne County.
Request a Motion to adopt a Resolution to show concern for all those youngsters who deserve to be part of a caring family unit, thank and commend the private citizens who come forward to offer them loving homes, and show our appreciation to the many organizations which offer them support by designating the month of May in the Year 2004 as "**Foster Family Month**".

It was moved by Commissioner Urban, seconded by Commissioner Vonderheid.
"AYES" SKREPENAK, VONDERHEID, URBAN

Joel Ziftosky provided overview of the efforts and services provided by of the Luzerne County Historical Society and its importance and contributions to the community at large.

Request a Motion to adopt a Resolution to applaud the outstanding work being done by the society to preserve the region's precious past, call on our citizens to join with us in the support and well-deserved recognition of this venerable institution and designate the month of May in the Year 2004 as "**Historical Society Month**".

It was moved by Commissioner Urban, seconded by Commissioner Vonderheid.
"AYES" SKREPENAK, VONDERHEID, URBAN

Ed Gross provided an overview and commended the efforts of many of the local veterinarians and the Luzerne County community at large for their kindness and compassion to animals, citing that "Be Kind to Animals Week" is the oldest recognized week in the United States, established in 1915 and celebrating its 89th year.

Request a Motion to adopt a Resolution to show our appreciation for those who have made it their mission to care for the welfare of animals, and designate this full week of May in the Year 2004 as "**Be Kind to Animals Week in Luzerne County**".

It was moved by Commissioner Urban, seconded by Commissioner Vonderheid.
“AYES” SKREPENAK, VONDERHEID, URBAN

Commissioner Skrepenak, on behalf of the Commissioners, congratulated each group for their efforts.

Ms. Bozinski provided an overview of the Memorial Service being planned for Monday, May 10, 2004, at Noon in the Courthouse Rotunda to honor Sherwood Baker, a member of the 109th Field Artillery. Luzerne County resident, an Alumni of King's College and a Case Worker for the Luzerne County Mental Health/Mental Retardation Office, who lost his life on active duty while serving in Iraq. Ms. Bozinski pointed out that the focus was on celebrating Baker's life, some of the several hundred on hand shared lighthearted stories. Joe Loftus-Vergari, Director, Human Services, extended his gratitude to the County for recognizing Sgt. Baker for the wonderful friend, co-worker and incredible asset to this organization he was.

Commissioner Skrepenak reminded everyone that if you wish to address the Commissioners to see Ms. Bozinski and sign in.

PUBLIC COMMENT

Sheriff Barry Stankus, Luzerne County Sheriff's Department, provided an overview of the revenue generated from the last Sheriff's sale of properties for unpaid taxes and reported the last sale generated \$150,614 (\$41,330 owed to the county; \$28,416 current taxes; \$31,700 sheriff's costs; \$36,693 miscellaneous fees owed to various authorities; \$6,082 poundage; \$5,970 Internet advertising fees; and \$423 school taxes). Sheriff Stankus credited the Commissioners' collective decision and faith in his judgment in the promotion of four (4) per diem positions to full time positions as a major factor to the success of the sale. Stephen Flood, Controller, questioned Sheriff Stankus as to the frequency of the sales and the expectations of revenue from those sales. Sheriff Stankus responded the sales are held every other month and are expected to be just as successful.

Commissioner Skrepenak noted the Sheriff's Department was also turning over \$250,000 to the Luzerne County General Fund and requested the Sheriff explain this transaction. Sheriff Stankus reported the \$250,000 is from a contingency fund and part of more than \$400,000 that had accumulated in the account over the last five years. The money is a designated safety net in the event that something goes wrong with one of the Sheriff's sales with a property transfer, explaining Sheriff's costs collected from the six sales each year were deposited into the contingency fund and the money invested in money market accounts.

Arlene Holloway, Sugarloaf Township, expressed her concern over the location of Villas in Sugarloaf Housing for the elderly and handicapped. This is in reference to the Housing Authority's efforts to construct the complex of twenty-four, one story single homes on East County Road. Ms. Holloway also wished to issue a complaint against the Housing Authority, citing that she felt mistreated at the April 15, 2004 meeting. She claimed she has been called a liar by members of the Board that she never met before specifically Bruce Anders, Authority Solicitor and David Fagula, Authority Director with making slanderous remarks about her. Commissioner Skrepenak addressed Ms. Holloway's comments, noting Luzerne County Housing Authority's high ranking nationwide but also noting his concern for comments made against Ms. Holloway. The Commissioner assured Ms. Holloway the matter would be addressed with the Authority.

Mr. Stephen Flood, Controller, provided comment on Moon Lake and the wonderful job that was being done there. Mr. Flood made the recommendation that the vacant house at Moon Lake, previously occupied by the retired director, be made available to non-profit organizations such as the Make-A-Wish Foundation, so children who may not have the opportunity otherwise, might enjoy the park. Commissioner Skrepenak agreed and commended Mr. Flood for his recommendation.

COMMUNICATIONS – SAMUEL T. GUESTO, JR., CHIEF CLERK

Executive Sessions April 19, 2004 – Personnel, April 29, 2004 – Legal Issues, and May 5, 2004 – Personnel.

Request a motion to approve ratify and confirm payment of the following vouchers:

Wachovia Bank, Vouchers 404927GF-405514GF
County General Fund for 2004

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID “ABSTAIN” URBAN

PNC Bank, Vouchers 400257LF – 400294LF
Liquid Fuels for 2004

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Wachovia Bank, Vouchers 400028WCF-400029WC
Workman’s Compensation

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

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 No. 04282004** attached dated April 28, 2004 and **Resolution No. 05052004** attached dated May 5, 2004)

It was moved by Commissioner Urban, seconded by Commissioner Urban.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion to approve the attached refund through the Assessor’s Office in the amount of \$30,488.58.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion to approve the Resolution of the Board of Commissioners of the County of Luzerne request for housing of Last Resort Approval. S.R. 0239, Section 303 in the Borough of Macanaqua of Conyngham Township.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion to adopt the Resolution of the Emergency Management Plan. This plan is promulgated as the Luzerne County Emergency Operations Plan and is designed to comply with all applicable State and County regulations and provides the policies and procedures to be followed in dealing with Emergencies, Disasters and Terrorism Events.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion to approve the contract for Juvenile Probation for the Central Counties Youth Center

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion to accept the proposal (RFP) from the Software Engineering Associates (SEA) for the IT and Telecommunications Assessment. The Software Engineering Associates will provide for professional services to assess specific information technology and telecommunications business practices within the County.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepinak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion to approve the following General Fund Budget Transfer:

FROM:		AMOUNT
10-4184-301-00	Courts – Materials & Supplies	\$105.00
TO:		AMOUNT
10-4120-301-00	Voter Services – Materials & Supplies	\$105.00

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepinak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion to approve the following General Fund Budget Transfer:

FROM:		AMOUNT
10-4820-211-07	Valley Crest Employee Benefits Uniform Allowance – Valley Crest	\$8,000
TO:		AMOUNT
10-4920-299-06	Transfers – To patients Personal	\$8,000

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepinak.
“AYES” SKREPENAK, VONDERHEID, URBAN

TREASURER’S OFFICE

Request a Motion to accept the following Financial Statement as submitted:

**LUZERNE COUNTY TREASURER’S OFFICE
 FINANCIAL STATEMENT
 MAY 5, 2004**

WACHOVIA BANK

General Fund	1,749,381.47
School, Road & Institution District	91,306.99
Real Estate Tax Sale Account	187,117.61
Self Insured Workers Compensation Fund.....	67,064.28
Court of Common Pleas - Domestic Relations IV-D Fund	554,050.89
Patients’ Personal Fund Account	92,075.18
911 Construction Fund	371,648.53
911 Operational Fund.....	4,651.39

PNC BANK, NORTHEAST, PA.

Luzerne County Fiscal Agencies:

Office for the Aging.....	\$ 539,161.60
Children & Youth Department	480,736.31
Mental Health/Mental Retardation.....	41,432.48
Drug & Alcohol Program	34,700.47
Office of Human Services.....	4,791.04
Human Services Agencies/Transportation Department	31,283.85
Liquid Fuels Tax Fund	53,985.96
Luzerne County GWBIF Escrow Account	27,247.96
1997 Series Parking & Office Relocation Fund.....	10,694.34

CITIZENS BANK

Adult Probation Special Account.....	\$ 449,047.67
Luzerne County Bridges.....	10,727.70

Hazardous Material Emergency Response Account..... 75,966.61
 EMA Radiation Emergency Response Fund..... 23,017.48

FIRST NATIONAL COMMUNITY BANK

Luzerne County Convention and Visitors Bureau..... \$ 35,322.26
 Luzerne County Agencies Account..... 935,952.86
 Luzerne County Solid Waste Recycle Account..... 88,657.77
 Luzerne County Property Tax Collection..... 793,597.32

FIDELITY DEPOSIT & DISCOUNT BANK

Wyoming Valley Airport Account..... \$ 42.73
 Adult Probation/Offenders Supervision Fund..... 64,646.85
 Tri-County Airport Feasibility Study..... 91,034.72
 Luzerne County 2002 Capital Projects..... 141,128.46
 Workmans' Compensation Insurance Reserve Account..... 332.64
 Luzerne County 2003 Capital Projects..... 270,167.28

**LUZERNE COUNTY TREASURER'S OFFICE
 CERTIFICATES OF DEPOSIT
 May 3, 2004**

General Fund	\$13,500,000.00
School, Road & Institution District	\$3,730,000.00
Court of Common Pleas - Domestic Relations IV-D Fund	\$600,000.00
911 Construction Fund	\$2,025,000.00
 Luzerne County Fiscal Agencies:	
Children & Youth	\$2,500,000.00
Mental Health/Mental Retardation	\$11,175,000.00
Drug & Alcohol Program	\$1,000,000.00
Office of Human Services	\$595,000.00
Transportation Department	\$982,200.00
Liquid Fuels Tax Fund	\$400,000.00
Adult Probation Special Account	\$1,100,000.00
Hazardous Material Emergency Response Account	\$190,000.00
Luzerne County Agencies Account	\$1,095,000.00
Luzerne County Solid Waste Recycle Account	\$452,400.00
Total	\$39,344,600.00

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepnak.
 "AYES" SKREPENAK, VONDERHEID, URBAN

CONTROLLER'S OFFICE – STEPHEN L. FLOOD, CONTROLLER

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

Transportation Department:
 Voucher No. 400333TR to 400367TR inclusive in the amount of **\$1,434,038.83**
Patients; Personal Fund:
 Voucher No. 400146PP to 400156PP inclusive in the amount of **\$9,073.60**
Bureau for the Aging:
 Voucher No. 401366AG to 401641G inclusive in the amount of **\$745,505.62**

Children and Youth:

Voucher No. 402479CY to 402645CY inclusive in the amount of **\$2,104,334.79**

Mental Health/Mental Retardation:

Voucher No. 400778MM to 400854MM inclusive in the amount of **\$7,301,251.73**

Human Services:

Voucher No. 400155HS to 400176HS inclusive in the amount of **\$1,237,901.08**

Drug and Alcohol:

Voucher No. 400163DA to 400199DA inclusive in the amount of **\$2,179,848.61**

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion to authorize the Controller to make the following payments under the Luzerne County Community Development Program for various services and projects.

\$95,387.33 Community Development Block Grant Program
\$31,934.00 Emergency Shelter Grant Program

It was moved by Commissioner Vonderheid, seconded by Commissioner Urban.
“AYES” SKREPENAK, VONDERHEID, URBAN

Luzerne County Property & Supply:

Request a Motion to reject the following bid from Crest Auto Recycle for lack of improper bid security.

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

Request a Motion to Re-Bid for all vehicles.

It was moved by Commissioner Skrepenak, seconded by Commissioner Vonderheid.
“AYES” SKREPENAK, VONDERHEID, URBAN

HUMAN SERVICE – JOSEPH LOFTUS-VERGARI, DIRECTOR

A MOTION TO APPROVE/RATIFY THE FOLLOWING PERSONNEL ACTIONS:

AGING:

The Appointment of Charlotte Frederick, Drums as a Senior Center Manager 1 (ps# 10-G140-L0811-0002) at an hourly rate of \$10.40 effective May 10, 2004.

The Resignation of Florina Sorokas, Alternate Food Service Worker 1 (ps# 10-G140-L1031-9003) effective May 5, 2004.

CHILDREN & YOUTH:

The Appointment of Jean Collins, Avoca as a Clerk 2 (ps# 21-Y740-L0012-0002) at an annual salary of \$18,163 effective May 17, 2004.

The Appointment of the following County Social Casework Interns effective May 17, 2004:

(ps# 21-Y740-L0618-0001) Sarah Hurst, Drums
(ps# 21-Y740-L0618-0002) Kate Conmy, Wilkes-Barre

A \$1,000 Certification Pay Adjustment for the following Caseworker 2’s at an annual salary of \$28,130 effective February 27, 2004:

(ps# 21-Y740-L0624-0040) Karyn Wayne
(ps# 21-Y740-L0624-0037) Jamie McLunny

The Resignation of Kelly Silver, Caseworker 2 (ps# 21-Y740-L0624-0062) effective April 30, 2004.

A Family Medical Leave of Absence for Georgine Meyers, Fiscal Technician (ps# 21-Y740-L0380-0003) effective April 27, 2004.

A Family Medical Leave of Absence for Lisa Wall, Caseworker 2 (ps# 21-Y740-L0624-0033) effective May 13, 2004.

A Return from Family Medical Leave for Jennifer Yarnal, Caseworker 2 (ps# 21-Y740-L0624-0030) effective April 22, 2004.

A Return from Family Medical Leave for Peter James, Social Services Aide 3 (ps# 21-Y740-L0622-0012) effective May 3, 2004.

MENTAL HEALTH/MENTAL RETARDATION:

The Removal of Sherwood Baker, Caseworker 2 (ps# 21-M440-L0624-0017) from the Personnel Roster, due to death effective April 26, 2004.

A Family Medical Leave of Absence for William Johnson, Caseworker 2 (ps# 21-M440-L0624-0004) effective April 12, 2004 through April 23, 2004.

A Return from Family Medical Leave of Absence for Raymond Raykovitz, Mental Health Program Specialist 1 (ps# 21-M440-L0751-0002) effective May 10, 2004.

TRANSPORTATION:

A Change in Status for Paul Stolarski, from Part Time Driver to Full Time Driver (ps# 88-LWCTD-9201-0022) at an annual salary of \$17,680 effective June 4, 2004.

An Extension of Family Medical Leave of Absence Without Pay for John Breznitsky, Driver (ps# 86-LWCDT-9201-0012) effective April 19, 2004 through May 31, 2004.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

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

<u>PROVIDER</u>	<u>SERVICES</u>	<u>TERM</u>	<u>RATE</u>
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AREA AGENCY ON AGING:

Submission of the Four (4) Year Aging Services Plan for the period July 1, 2004 through June 30, 2008, to the Pennsylvania Department of Aging.

Carole Lewis, Director, Area Agency on Aging provided an overview and highlighted the areas contained within the four year Aging Services Plan submitted for approval by the Luzerne County Board of Commissioners today, May 5, 2004.

CHILDREN & YOUTH:

Northeast Foster Care	Mother/Child Foster Care	2/1/04-6/30/04	\$86/day
Mathom House	Secure Residential	“ “	\$230.77/day

MENTAL HEALTH/MENTAL RETARDATION:

Loftus-Vergari & Associates	MR Educational Workshop	5/2/04-5/21/04	\$1,500
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Wyoming County Juvenile Court	MH Admin. Management	1/1/04-6/30/04	\$12,000
YA1-National Inst. for People With Disabilities	MR Educational Workshop	5/20/04	\$1,000

DRUG & ALCOHOL:

Pyramid Healthcare	Inpatient Detox	7/1/03-6/30/04	\$189/day
	Inpatient Rehab		\$162/day
	Inpatient Rehab (DD)		\$210/day

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

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

<u>PROVIDER</u>	<u>SERVICES</u>	<u>TERM</u>	<u>FROM</u>	<u>RATE</u>	<u>TO</u>
<u>AREA AGENCY ON AGING:</u>					
Advocacy Alliance	FCSP	7/1/03-6/30/04	\$350,000		\$396,000
ARN	Personal Care	“ “	\$290,000		\$350,000
Bayada Nurses	Personal Care	“ “	\$25,000		\$34,000
CEO	Home Delivered Meals	“ “	\$1,600,000		\$1,720,000
Fritzingertown	Day Care	“ “	\$40,400		\$42,400
Hazleton Senior Ctr.	Center Services	“ “	\$ 111,000		\$116,000
Heritage Hill	Day Care	“ “	\$23,000		\$26,000
Jewish Family Svs.	Kosher HDM	“ “	\$30,700		\$35,700
Metz	Congregate Meals	“ “	\$535,000		\$567,000
Silver Care	Personal Care	“ “	\$300,000		\$363,654
Valley Crest	Day Care	“ “	\$25,000		\$35,000

MENTAL HEALTH/MENTAL RETARDATION:

Goodwill Industries of NE PA	MR Residential	7/1/03-6/30/04	\$1,560,629		\$1,596,755
Gerald J. Gostynski, Jr.	MR Early Intervention	“ “	\$25,000		\$30,000
Early Intervention Professionals	MR Early Intervention	“ “	\$200,000		\$275,000

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

A MOTION TO APPROVE/RATIFY THE FOLLOWING TRAININGS AT A TOTAL COST OF APPROXIMATELY \$447:

<u>ATTENDEE</u>	<u>TITLE</u>	<u>LOCATION</u>	<u>DATE</u>	<u>APPROX. COST</u>
<u>CHILDREN & YOUTH:</u>				
Nicole Litstanskey	Addiction & Why We Can't Solve It	Dunmore	5/18/04	\$112
Marcia Barnes	Child Psychopharmacology & Cognitive Behavior Therapy	Scranton	5/18/04	\$52
Marcia Barnes	Attachment & the Oppositional Defiant Child	Scranton	5/13/04	\$156
Maureen Taroli	Understanding the Heroin/Opiate Epidemic & the Treatment Options	Scranton	5/24/04	\$37

DRUG & ALCOHOL:

Steven Ross	SCA Fiscal Officer's Conference	State College	5/20-5/21/04	\$90
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It was moved by Commissioner Urban, seconded by Commissioner Vonderheid.
“AYES” SKREPENAK, VONDERHEID, URBAN

VALLEY CREST – NOELLE KOVALESKI

PERSONNEL ACTION:

Request a motion to approve the following personnel actions:

Valley Crest:

Michael Dougherty 35 Hartman Hill Road Shickshinny, Penna.	Transportation Director	Effective 4/28/04- Requesting a 12 week FMLA
Linda Borish 2B Beaver Court Wilkes-Barre Township, Penna.	Transportation	Effective 4/28/04- Requesting a 12 week FMLA
MaryAnn McKeown 38 Arch Street Glen Lyon, Penna.	MDS Clerk	Effective 5/3/04- Transferred to Billing
Beth Antosh 157 Willow Street Director Wilkes-Barre, Penna.	COTA	Effective 5/3/04- Transferred to Adult Day Center
Carla Krakowski 278 Coolidge Street Activity Dupont, Penna.	Activity Aide	Effective 5/3/04- Transferred to Director Adult Day

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepentak.
“AYES” SKREPENAK, VONDERHEID, URBAN

SEPARATIONS

Request a motion to approve the following separations at Valley Crest:

Mary Ann Bedosky 214 E. Broad Street Nanticoke, Penna.	LPN-Restorative Nursing	Effective 9/6/01 Resignation
Barbara Franchella 141 William Street Plains, Penna.	Restorative Nursing	Effective 4/8/04 Resignation
Dawn Mazonis 26 W. Grand Street Nanticoke, Penna.	CNA-3-11	Effective 5/9/04 Resignation
Lee Ann Kosloski 71 Academy Street Terminated/Separation Wilkes-Barre, Penna.	LPN-Adult Day Center	Effective 4/23/04 Program
Nadine McMahon 362 Susquehanna Avenue Terminated/Separation Wyoming, Penna.	Activity Director Adult Day Center	Effective 4/30/04 Program
Pamela Phillips 117 Pavlick Road Terminated/Separation Hunlock Creek, Penna.	RN-Director Adult Day Center	Effective 4/30/04 Program
John Bergold 26 Thompson Street Terminated/Separation Wilkes-Barre, Penna.	Assistant Administrator of Support Services	Effective 4/30/04 Program
Joanne Bannon 46 Rockwell Lane Terminated/Separation Waymart, Penna.	Billing Manager	Effective 4/30/04 Program
William Langan 81 Market Street Terminated/Separation Pittston, Penna.	Social Service Caseworker	Effective 4/30/04 Program
John Banas 537 N. Pennsylvania Avenue Terminated/Separation Wilkes-Barre, Penna.	Central Supply Assistant Supervisor	Effective 4/30/04 Program
Tim Melan 58 Frederick Street Terminated/Separation Wilkes-Barre, Penna.	Dietary Aide	Effective 4/30/04 Program
Magdalene Metzger 10 Woodrow Lane Terminated/Separation Pittston, Penna.	Restorative Nursing	Effective 4/30/04 Program
Florence Felia 288 ½ Hillside Avenue Terminated/Separation	Aide-7-3	Effective 4/30/04

Edwardsville, Penna.		Program
Diane Lech 217 Apache Drive Terminated/Separation Shickshinny, Penna.	Director of Nursing	Effective 4/30/04 Program
Michael Walsh 512 Exeter Avenue Terminated/Separation W. Pittston, Penna.	Maintenance	Effective 4/30/04 Program

SEPARATIONS (cont'd)

Kenneth Coopey 42 E. Main Street Terminated/Separation Wilkes-Barre, Penna.	Maintenance	Effective 4/30/04 Program
Gina Tarud 261 Trapper Springs Lane Terminated/Separation Drums, Penna.	Physical Therapist	Effective 4/30/04 Program
Sue Piontkowski 240 Garfield Street Terminated/Separation Nanticoke, Penna.	Physical Therapy Assistant	Effective 4/30/04 Program
Carolyn Donovan 701 Daffodil Court Terminated/Separation Exeter, Penna.	Occupational Therapist	Effective 4/30/04 Program Center

It was moved by Commissioner Vonderheid, seconded by Commissioner Urban.
“AYES” SKREPENAK, VONDERHEID, URBAN

ENGINEERING DEPARTMENT – JAMES J. BROZENA, COUNTY ENGINEER

Request a Motion to award the Luzerne County ADA Compliance General Construction Contract to Panzitta Enterprises, Inc., Wilkes-Barre, in the amount of \$380,100.00.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion to award the Luzerne County ADA Compliance Mechanical Construction Contract to Linco Construction, Inc., Hunlock Creek, in the amount of \$44,900.00.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

ROAD AND BRIDGE DEPARTMENT – JOHN J. GLUSHEFSKI, DIRECTOR

No Agenda.

PROPERTY AND SUPPLY – WILLIAM P. BURKE, DIRECTOR

Request a Motion for permission to advertise the following for:

Area Agency on Aging:

Medical Supplies

Solid Waste Management:

5,000 Luzerne County Recycling Guides, Volume VIII

Electric Recycling Collection and Disposal

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion for permission to select vendor from the Commonwealth of Pennsylvania Department of General Services Contract List for Scrap Rubber removal Services to conduct the Tire Recycling Program for Luzerne County.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID, URBAN

Request a Motion to approve the following contracts for the providers for service specified:

Area Agency on Aging:

Charles T. Adams Senior Center

K-Pat Karpet Total Bid: \$ 6,588.00
 105 George Avenue
 Wilkes-Barre, PA 18705

Unsuccessful Bidders: Wilkes-Barre Window \$ 8,700.00
 Kleen Sweep \$ 7,550.00

Wyoming County Senior Center

Pioneer Cleaning Total Bid: \$ 7,980.00
 397 Bunker Hill Road
 Wyoming, PA 18644

Kingston Senior Center

K-Pat Karpet Total Bid: \$ 7,668.00
 105 George Avenue
 Wilkes-Barre, PA 18705

Unsuccessful Bidders: Wilkes-Barre Window \$ 8,295.00
 Kleen Sweep \$ 8,000.00

Plymouth Senior Center

Pioneer Cleaning Total Bid: \$ 3,780.00
 397 Bunker Hill Road
 Wyoming, PA 18644

Unsuccessful Bidders: Kleen Sweep \$ 7,450.00
 K-Pat Karpet \$ 6,388.00

Mountaintop Center

Kleen Sweep Total Bid: \$ 4,175.00
 366 Center Hill Road

Sugarloaf, PA 18249

Unsuccessful Bidders: Pioneer Cleaning \$ 4,236.00

Nanticoke Senior Center

K-Pat Karpet Total Bid: \$ 7,188.00
105 George Avenue
Wilkes-Barre, PA 18705

Unsuccessful Bidders: Kleen Sweep \$ 7,650.00
Wilkes-Barre Window \$ 7,490.00

Pittston Senior Center

K-Pat Karpet Total Bid: \$ 6,588.00
105 George Avenue
Wilkes-Barre, PA 18705

Unsuccessful Bidders: Wilkes-Barre Window \$ 7,895.00
Kleen Sweep \$ 7,475.00

Edwardsville Senior Center

K-Pat Karpet Total Bid: \$ 6,480.00
105 George Avenue
Wilkes-Barre, PA 18705

Unsuccessful Bidders: Kleen Sweep \$ 6,950.00
Wilkes-Barre Window \$ 6,490.00

Dallas Senior Center

Pioneer Cleaning Total Bid: \$ 4,080.00
397 Bunker Hill Road
Wyoming, PA 18644

Valley Crest Nursing Home:

Oxygen Concentrators:

Respiratory & Convalescent \$3.73 @ Month Total Bid \$573.75
563 Carey Avenue
Wilkes-Barre, PA 18702

Unsuccessful Bidders: Dailey Resources \$573.75 (Coin Toss between Vendors determined winner)

THESE ARE STATE CONTRACTS:

District Attorney's Office

“LEASE” from Day Fleet sales SEVEN (7) 2004 Vehicles – 3 Years - \$137,573.00 – first payment due TWELVE (12) months after delivery.
Sheriff's Department

“LEASE” from Day Fleet sales THREE (3) 2004 Vehicles – 3 Years - \$70,185.00 – first payment due TWELVE (12) months after delivery.

Commissioner Urban questioned what type of vehicles are being purchase. William Burke responded 5 Chevrolet Luminas are being purchased for the District attorney and two ford Explorers for the District attorney and the Chief Detective. Sheriff requested 2 Crown Vics and one Chevrolet Tahoe.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak
“AYES” SKREPENAK, VONDERHEID, URBAN

PLANNING COMMISSION – ADRIAN F. MEROLLI, DIRECTOR

Commissioner Urban commented the Governor visited Moon Lake last week and he made for money stating that he only had \$1 million for the acquisition in the Back Mountain and he knows that in the 2002 Bond Issue we initially wanted to buy parcels at the Murray estate and purchase 300 acres adjacent to Moon Lake that it is being bought through the second round of the Theta purchase. Commissioner Urban recommended that we consider helping fund that initiative, as we will receive 300 acres from that particular purchase.

COMMUNITY DEVELOPMENT – SANDRA RUSSELL, DIRECTOR

Request a Motion to adopt a resolution by the Board of Commissioners of the County for Luzerne, authorizing and approving filing an amendment to the County’s Fiscal Years 1998, 2000, 2002, 2003, and 2004 Community Development Programs.

Commissioner Urban questioned on the \$1 million dollars of unprogrammed money and the \$370,000 Miscellaneous revenue any uses for this at this time. Sandra Russell, Director, responded that activity withdrew their request because they received alternative funding. The \$1 millions going into Unprogrammed Funds there is some demand, right now this fund is down to approximately \$200, which is a good indication it will be needed sometime this year.

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

Request a Motion to go off the agenda

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID “ABSTAIN” URBAN

Request a Motion to appoint the following law firms as special labor counsel to the Luzerne County Board of Commissioners and the County of Luzerne:

- a.) Rosenn, Jenkins & Greenwald, L.L.P. Wilkes-Barre, Pennsylvania – Attorney James P. Valentine, lead counsel.
- b.) Koff, Mangan, Vulo & Gartley, P.C., Kingston, Pennsylvania – Attorney Cynthia R. Vullo, lead counsel.
- c.) Stevens & Lee, Scranton, Pennsylvania – Attorney R. Michael Carr, lead counsel.

These appointments are contingent upon:

- 1.) The approval and execution of a professional services contract by the Luzerne County Board of Commissioners and the law firms named above,
and
- 2.) Approval by the Court of Common Pleas of Luzerne County pursuant to Section 904 of the County Code.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.
“AYES” SKREPENAK, VONDERHEID “ABSTAIN” URBAN

Request a Motion to accept the engagement letter proposals of the Law Firms of Rosenn, Jenkins and Greenwald, L.L.P., of Wilkes-Barre, Pennsylvania and Koff, Mangan, Vullo and Gartley, P.C. of Kingston, Pennsylvania, for professional legal services at an hourly rate of \$150.00 per

hour contingent upon approval of the appointment of said firms as special counsel to the Luzerne County Board of Commissioners by the Luzerne County Court of Common Pleas.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak.

“AYES” SKREPENAK, VONDERHEID “ABSTAIN” URBAN

Under Public Comment, Jennifer Learn-Andes, Times Leader, raised the question as to why these two items on the agenda at Monday’s Work Session and why were these three firms chosen.

Samuel Guesto, Jr. responded that both items were brought to the Work Session and discussed under Personnel. Attorney James Blaum, Solicitor responded, in addition, the confirmations with the firms were not effective until later that afternoon. In response to the latter part of the question, Atty. Blaum responded the reason for multiple firms was because of (1) the number of bargaining units that we have, (2) one of the firms would be conflicted with representing certain bargaining units and (3) Stevens & Lee is currently and actively involved with Valley Crest in employment matters and it was the Solicitor’s recommendation that they had been brought on to maintain continuity with Valley Crest. Commissioner Vonderheid, noted the important the County has paid upwards of \$275 an hour to outside legal counsel from out of town, Atty. Blaum has negotiated a flat fee, substantially less than that. Atty. Blaum, Atty. Joseph Prociak, Solicitor and Kim Weiland, Human Resources Officer will make a recommendation to the Board as to how these 13 contracts are clustered to these three firms. It is a significant reduction in fees and more importantly these attorneys will be managed and will be delegated their duties when necessary. Atty. Blaum confirmed that bids and proposals received were all qualified and it was the recommendation that to reduce costs and expenses we retain counsel locally.

PERSONNEL – SAMUEL T. GUESTO, COUNTY MANAGER FOR LEGISLATION AND CHIEF CLERK

Request a Motion to approve the following Personnel actions:

APPOINTMENTS:

MOON LAKE PARKS DEPARTMENT

THE FOLLOWING **MAINTENANCE POSITIONS** @ \$5.35 per hour. Effective May 5, 2004.

JASON JOHNSON, 38 Ted’s Lane, Hunlock Creek,
VINCENT SCALZO, 261 Main Road, Shickshinny,
SCOTT ARNOLD, 44 Cook Street, Hunlock Creek,
JASON HINZ, 59 Swamp Road, Hunlock Creek,

THE FOLLOWING **BATHHOUSE ATTENDANTS** @ \$5.35 per hour. Effective May 5, 2004.

JENNIFER MALAK, 2162 Chase Road, Shavertown,
NICOLE BENDER, 84 Country Crest Lane, Hunlock Creek,
ANGELA MASLOWSKI, 42 Goodwin Road, Hunlock Creek,

THE FOLLOWING **RECREATION AIDES** @ \$5.35 per hour. Effective May 5, 2004.

JOHN ULICHNEY, 3 Creek Street, Mocanaqua,
ALICIA MCMONIGLE, 24 Pond Hill, Mocanaqua,
QUINN LINDGREN, 46 Municipal Road, Mocanaqua,

Moon Lake Parks Department

Request a Motion to rescind the appointments of:

Richard Frank, Marina Attendant and Michael Rogers, Maintenance, and Brian Defefluri, Security, Effective May 5, 2004.

It was moved by Commissioner Vonderheid, seconded by Commissioner Skrepenak

“AYES” SKREPENAK, VONDERHEID, URBAN

MEDIA

No questions.

COMMISSIONER'S COMMENTS

Commissioner Urban provided comment on his recent visit with Marjorie Stoll, President, Nescopeck Township Council, Salem Township and addressed the concerns and feelings of the southern end of the County being neglected by the County. The Commissioner further commented they, being the Nescopeck Community, see a lot of large projects being funded in the Northern section of the County, especially Wilkes-Barre. They are a small community with a \$300,000 budget and not a lot of revenue or potential for growth. Fifty-two percent (52%) of their population are senior citizens yet Ms. Stoll claimed they do not qualified for the Community Block Grant Program. Ms. Russell responded the town did a survey in 2000 an 2001 and are currently receiving a grant from the Community Development office. The survey the Community Development office has on file was completed after the 2000 Census and is valid. Ms. Stoll also requested a copy of the grants available for the seniors in her area including Home Improvement Grants the County offers. The Commissioner has requested Michele Sparich, Grants Writer, visit with Ms. Stoll and see if there is any other help that may be out there. The Commissioner also pointed out that the Salem Twp office building is actually a home and the Police Chief operates out of a bedroom. He noted Berwick Industries building is available and they would like the County's assistance to acquire this building. Ms. Russell responded that type of project would not be eligible because it would house government offices. Commissioner Urban responded he will speak to area legislatures to see if there is any assistance that can be given. Ms. Russell also noted that Salem Township has always been involved in our program but for a number of years they have opted not to take an active part. Another item concerning them is Thomas' Run, a small creek that runs through town and they recommended it be looked at. The Commissioner commended Ron Rugletic, Director, Environmental Special Projects, provided a swift response in regards to spraying around the creek for West Nile Virus.

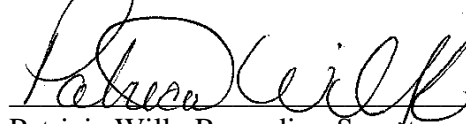
Commissioner Skrepinak recognized Sherwood Baker, citing as elected officials, and Steve as a person who has served in military, having the utmost respect and admiration for those who defend our freedoms and our rights. Our thoughts and prayers are with the Baker family in this troubled time. Further, he added, we recognize Sgt Baker as a true American hero and extend our appreciation for his valiant efforts knowing his memory and spirit will live on forever and the privilege Luzerne County had to call him one of our own.

A Motion was entertained to adjourn the Commissioners' Meeting.

It was moved by Commissioner Vonderheid, seconded by Commissioner Urban.

“AYES” SKREPENAK, VONDERHEID, URBAN

Respectfully,



Patricia Wilk, Recording Secretary