

MARCH 17, 2010

On the above date at 10:00 A.M., the Luzerne County Board of Commissioners convened a regularly scheduled meeting with the following present: Maryanne Petrilla, Chairman; Thomas P. Cooney, Commissioner; Stephen Urban, Commissioner; Douglas Pape, Chief Clerk/County Manager; Vito DeLuca, County Solicitor; Tom Pribula, Chief of Budget and Finance; Michael Morreale, Treasurer; Walter Griffith, Controller, Joseph DeVizia, Human Services; Andrew Reilly, Office of community Development; Frank Pugliese, Jr., Director of Purchasing; Adrian Merolli Planning Commission.

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

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

None.

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

RESOLUTION:

MARCH IS RED CROSS MONTH

RESOLUTION:

Robert Lamson and Robert Durkin representing Northeast Regional Cancer Institute for:

CASUAL DAY

PUBLIC COMMENT

Commissioner Petrilla

There were Executive Sessions this month to discuss several litigation settlements that were being offered as well as an Executive Session on March 15, 2010 to discuss personnel issues.

Thomas Concert

For a period of time I've been speaking with various departments and Commissioners who tell me to go to various departments who are tied in with the United States government offices in providing requirements for Luzerne County. I've received several letters; some very intimidating. I'm going to remind all of you of the Abuse of Office Bill and it exists here in Luzerne County. You have to be held accountable and if it's the last thing I do on this great earth, I am going to hold people accountable. OK? I'm no joke; I'm no joke. I'm looking for Union Representatives---I am coming after you legally. The government truly supports my issues. We are not going to step down. Just like this Board of brothers Union it has an action on it. Let me give this to Vito De Luca. This is Thomas Concert vs. Basil Russin. Just how long has he been working for Luzerne County? A long time---we need to do more research on his conduct---24 hour call? Forget it---he doesn't put his suspenders on for less than \$24,000. Attorney Bufalino, I haven't seen you today. Commissioners, now Commissioner Cooney, no disrespect to you, Petrilla and Urban, they know me very well over many years. Walter Griffith, congratulations, I am looking forward to your work. I'm looking for Max---this is no joke and I guarantee that there will be more federal indictments. We have to clean up the abusive practices that have been part of our County government for many, many years.
Thank You.

Bonnie Lukachinsky

I am here to speak about Emergency Reassessment help. I have had mine subsidence under my property since August 2007. I still have damage to this day that I am repairing. It is costing me so much money that I can't afford to pay my property taxes and these repair bills. I have pictures that were taken as late as yesterday. Laurel Creek is my backyard. I am loosing property. Commissioner Urban, I do thank you for all the work that you have done for me. The City of Wilkes-Barre fixed the creek 5 houses shy of me. My backyard is eroding my shed has dropped 7 inches, a pipe broke in my in-ground pool---we just don't have the money to pay property taxes and repairs. I have cracks inside my home; I have a slanted ceiling in my cellar; my driveway is uneven and I can't close my garage door. I am here to beg the Commissioners for some sort of reassessment help.

Commissioner Urban

We discussed the creek and repair of the wall in yesterdays Flood Protection meeting. We also discussed it at the Conservation District meeting last Thursday. We are going to seek out the proper agency to submit the grant to repair the rest of the creek wall.

Bonnie Lukachinsky

I believe Wilkes-Barre city applied for a H12 Grant, but after checking with Harrisburg, the office has no record of their Grant Application.

Commissioner Urban:

We will verify that and check the application. As far as damage to your home, Tony Alu, would you please send someone to assess the damage and report to your Board?

Bonnie Lukachinsky:

Thank you very much.

John Neuman

Good Morning and Happy St. Patrick's Day! I have several comments and a few questions. As of 12/31/2009 I have a question about uncollected taxes. I spoke with the Dallas Township Tax Collector and he said that the deadline has been moved to January 31, 2010 because of the amount of the abatements. Can anyone update that list as of today, 3/17/2010? What portion of the \$11.5 Million that was uncollected has been collected?

Commissioner Petrilla

We would have to have that Department run those numbers for us.

John Neuman

May I ask that that be done and put on the Agenda for the next Commissioners meeting?

Commissioner Petrilla

Absolutely.

Commissioner Urban

In January the Tax Collectors turn all their uncollected records to Sam Manta. They then go to the Tax Claim Office and this office lets the residents know that their taxes have not been paid and that is something that is ongoing now.

John Neuman

So we can add that as an Agenda item for the next meeting?

Controller Griffith thank you for the approach you took on Lake Township which is 29% or \$196,000 behind in back taxes. Can you give us an update on the situation?

Controller Griffith

The only update I can give is we have the Collector from Lake Township coming in to audit their records for the past 3 years.

John Neuman

Nothing on the amount of uncollected taxes? Is there anything being done on uncollected taxes?

- Hazleton 27% \$1.6 Million
- Jenkins Twp 31% \$505,000
- Luzerne 22% \$94,000
- Sugar Load 19% \$333,000
- Pittston 21% \$365,000
- Wilkes-Barre 16% \$1.1 Million

When is this county going to get aggressive with these municipalities where people are not paying their taxes whatever the reason? Controller Griffith, thank you for your aggressive stance on Lake Township. Well will anything be done with these municipalities who owe sure high amounts?

Commissioner Petrilla

There are rules that have to be followed. Their taxes have to be delinquent and then their homes go up for Tax Sale. The process is a slow one...but there is a process in place and we follow it to collect delinquent taxes.

John Neuman

Can we get this information in the quarterly report that Mr. Pribula is going to give?

Tom Pribula

Over the past 3 years we have monetized or sold the receivables, so I have the consultant running numbers now. It should be \$5Million in delinquent taxes that should be cash infusion over the next couple of weeks.

John Neuman

I noticed in the budget that there is a \$1Million line item for unclaimed taxes? So you're going to exceed that by \$4 Million?

Tom Pribula

No, if you look at another line item you will see a revenue line for \$5Million. There will be an update at the next meeting on First Quarter spending and you will see everything.

John Neuman

Center Point Park in Pittston Twp---I drove by there the other day and saw a huge sign saying...Tax Free Park. Does that mean the entire development is a Tax Free Zone?

Commissioner Petrilla

Parts of it is LERTA and part KOZ

John Neuman

That's a huge chunk of revenue being lost. And I understand the benefits of KOZ's, but I think that both LERTA's and KOZ's ought to be looked at. In today's economy it is costing a lot of money and you a lot of aggravation. So please look into that consideration. My last question...Tax Claim Bureau. Several months ago you gave out a RFP to run the Tax Office. What is the status of that department?

Commissioner Petrilla

Well it's an agenda item today.

ALL

No, it's not on the Agenda.

Commissioner Petrilla

We're still in the process of exploring that department.

John Neuman

I believe a tax collection agency would be more aggressive in collecting these taxes.

Grace Griffin

Good morning. I am President of Cap Taxes. I would like to ask the commissioners a question about the Gas Drilling. Have any of you studied or delved into the dire effects of Gas Drilling?

Commissioner Urban

Several of us...Mr. Merolli, Mr. Gibbons, Mr. Pape and myself have gone to meetings and held state wide conference calls and were at Penn State Scranton where we studied and discussed these matters. We have gone to classes on Marcellus Shale and have been to approximately 5 events since July of last year.

Grace Griffin

Has anything been put in place for any disasters that may occur?

Commissioner Urban

First of all we have an EMA that deals with spills or anything else on the roadways and covers the whole area with a large scope of possible disasters including the nuclear power plant in Berwick and those action teams are already in place in the county.

Grace Griffin

I recently attended a meeting in Kingston Township and saw a video that was quite devastating to watch. I recommend you go to www.shaleshock.org to research that...I am also interested in knowing why those living by the dike were issued different levee fees.

Commissioner Urban

There were 5 different fees that were established: 3 were for businesses; 2 for residential; 1 for properties under \$100,000 and 1 for properties over \$100,000. And we are looking at the fees for the business community and are looking into lowering one of those for the business community...for those with small storefronts or small businesses under \$100,000 and that will be addressed at our next meeting which will be held on the 13th of April.

Grace Griffin

Well my concern is that some properties are paying a higher price because of the value of their properties. In the event of a flood will the county provide funds to those properties?

Commissioner Urban

Those fees were designed to maintain the levee system and pumps, electrical systems and for the men who go out and test those pumps and put up the Flood Protection in the event of a flood.

Grace Griffin

Does any of the money go to the Federal Government? FEMA?

Commissioner Urban

No, as a matter of fact FEMA and PEMA provide money to the Flood Protection for Mitigation issues such as buying properties in Flood Plains and rising up properties.

Grace Griffin

As a taxpayer watchdog group, we are extremely upset about recent articles in the local newspapers about the 1% sales tax supported by our Commissioners and State Representative Phyllis Mundy to fund the overspending of our counties and municipalities. This tax would dash the hopes of all property owners and senior citizens who are working to eliminate taxes through House Bill 1275. It is sad that our elected officials have little or no regard for their citizens. They say they do but actions speak louder than words. Phyllis Mundy, Yudicak and other officials in our area with the exception of Karen Bobeck, refuse to sign HB 1275 which will affect the Senior citizens who have not had an increase in Social Security and will not see one for a year or more and for families who are struggling in these hard economic times. I would suggest that you all use a little wisdom in your decision making because the well is running dry.

Constance Hartman

Everything I am going to talk about pertains to our taxes. The debacle that Mrs. Petrilla was in charge of...sending out those tax forms that had to be redone. How much did that cost in overtime to redo all that work because it wasn't researched in the beginning?

Commissioner Petrilla

We can certainly calculate that and give you an answer.

Constance Hartman

Whoever was in charge should have to pay that money out of their own pockets. I ran a business for 28 years and to stay in the restaurant business for 28 years is quite difficult. I knew at the end of the night how many steaks I sold; how many were left in the freezer; how many lobsters; how many bottles of whiskey...and you people here don't have the faintest idea of what's going on. People ask questions and you sit there like you are numb and all you answer is "I don't know". Well you should know because that is your responsibility. You were elected to do a job that you are not doing. Two to three people in this courthouse are doing their jobs. How many people in this office work for the County? Raise your hands. Why are they here on my nickel when they should be in their offices working? They only work 32 hours a week now---I am so sick and tired of all this...you have my Irish up so much that I can't stand it. The HoChMen Trail out there---my car...I don't know how I go through. And your dike project---you are going to hand it over to your chosen few---then it will be paved. But we are the ones who foot the bill---we should be taken care of. You need to have these meetings at the arena and you need to have them at 7 o'clock at night so someone other than Senior Citizens can get out there because Tax Payers are fed up and we are not going to take it anymore. And anyone running for office that won't eliminate the taxes on schools, don't vote for them. Throw them the hell out of office. Enough is enough. I bought a building in 1978. It was on the market for 2.5 years. I got all the furniture---liquor, restaurant, equipment for \$48K. You people came along and I found out that I lived in a mansion. The county assessed my building in 2004 and lowered my taxes because I went from business to residential. Now in 2008 I paid \$847.87; in 2009 \$1,293.99 and in 2010, \$2,160.29. Where do you think Senior Citizens are going to get this sum of money? I asked for the seeds for the money tree last time I was here, but I didn't get the seeds. And now the dike, I have to pay double. I don't know where your common sense is, but you sure lost it somewhere. Have a good day.

George Kochis

On the lighter side---St. Patrick was a protector of the Irish people and I ask St. Patrick to make Walter Griffith a saint because of the great job he is doing for the people of Luzerne County. We now see that the corruption has flown airborne to Lackawanna County. A few meetings ago, you, Commissioner Petrilla said that the train was going to move forward. Those who don't want to move forward are going to get off the train. Am I correct? OK. On the Agenda today we are going to make a decision whether the train is moving forward or backward or is going to stand still. Are you going to be accountable as you make your decision? We as the PEOPLE pay the salaries of those who work in this county, many of whom truly believe it is ok to accept compensation they don't deserve. But if you are going to move this train forward as a county government, you better make the right decision.

Angelo Salvatore

I generally don't read written statements, but I will do so today. I am from the Luzerne County Workforce Investment Program, entering my 25th year as an Employment Counselor. We take our work very seriously. Our County Agency has administered screening programs since its inception. Our staff has worked tirelessly especially over the last year and a half during poor economic conditions. We work hand in hand with our co-workers from the state to meet our clients' needs. And their needs are many today. For some reason we have come to understand that these programs have an RFP out and we have been asked to present our own proposal to maintain these programs. We do not have a Grant Writer or Planner at our agency. This puts us at a tremendous disadvantage. To me it's like asking a hospital for an operation without a surgeon. We have no idea where this RFP process started. Where is it written in the law that these programs have to RFP'd out? Apparently there are 15 counties in the state that do not RFP out these programs including most of our surrounding areas. Obviously, it is not required. Also why wasn't there a full blown discussion with the WIB Board? We have come to understand that why all of a sudden do these programs have to be RFP'd out when we have successfully managed them for 38 years? Most importantly, does anyone know what this will do to our clients? Clients will have to meet with a new staff who know nothing about their status. We take a sincere and vested interest in their needs. Many of our staff is here today on their personal time to bring this issue out. There are approximately 200 to 300 clients who will have an interrupt of service. We ask that these RFP's be taken off the table and be rescinded. That will allow us to do the job that we have been doing for 38 years. You have no idea how difficult it is to come to work every day and to continue to provide professional services with this cloud hanging over our heads. It isn't fair that we would have to go through this process every 3 years for a job well done. I thank you for allowing me to present this information on behalf of our staff and our clients who are the residents of Luzerne County.

Paula Schnelly

Good morning. My name is Paula Schnelly and I am President of the union and I represent some of those who are present today from the Luzerne County Workforce Development Agency. I think Angelo touched on a lot of the sentiment and feelings of the employees of that department right now. I guess what I want to do is ask some questions that I don't know how to answer when they ask me.

Commissioner Petrilla

We will try to answer the questions, but many of the points brought up by Mr. Salvatore should be directed to the WIB Board. But whatever we can answer, we will answer.

Paula Schnelly

In December of 2009, the Commissioners handed over the signatory capacity to the WIB Board. Originally that capacity was in the hands of the Luzerne County WIDA. Why was that done?

Commissioner Petrilla

There was a recommendation from some State Agencies as part of some auditing that this was a conflict and it should not be done that way.

Paula Schnelly

Was this voted on at a public meeting to hand that over?

Commissioner Petrilla

It was not required to be at a public meeting. It was a management decision made by the Board of Commissioners after speaking with State Agencies and agreed that this was the way it should be done.

Paula Schnelly:

Where the 3 Commissioners aware of this?

Commissioner Petrilla

Commissioner Cooney was not here at the time but Commissioner Urban and Commissioner Skrepenak met with the WIB Board members and concurred with their recommendations.

Commissioner Urban

We're talking about the Fiscal Agent...It is my understanding after speaking this Saturday with Rich Heffron, the former Executive Director of the WIB, that he brought this up to Mr. Guesto on many occasions that the financial agency was to be the firewall between those handling the finances and those delivering the services. He said to Mr. Guesto that the law was being violated and the service provider being handled by one boss and that the Federal law required it to be split. So we were aware that it had to be changed and the fiscal part had to be given to the WIB. That is my understanding. We also asked Vito DeLuca to research the law and he will get back to us.

Paula Schnelly

The RFP's were published on March 8th and who ordered those RFP's?

Commissioner Petrilla

The WIB. The local plan allows for it. For those of you who don't know, WIB refers to the Workforce Investment Board.

Paula Schnelly

This makes no sense to me. This agency is grant funded. The County is losing no money on this agency that has been doing work since 1972. As a matter of fact, money is coming into the county...\$50-\$60 thousand in ancillary funds. Why would it be beneficial at all to have given up the power by essentially handing over to the WIB, the power of the County Commissioners, allowing them to do as they see fit with these programs? What sense does that make when none of this was hurting the County?

Commissioner Petrilla

I won't get too specific because right now there are so many auditors auditing the programs. Our funding is in jeopardy as it was published. We are complying with the recommendations from the State. It goes back to accountability and transparency. Auditors come in here and tell us what to do. If we don't follow through on their recommendations our funding is in jeopardy. If we lose that funding all these programs go away and it's the residents who are benefiting from those programs. I met with Mr. Ammon the other day. I have no doubt that these programs are being run well. I told him that as Director he knows his programs and he needs to formulate a team and answer the RFP's and that we will be the recipients of the programs when the RFP's are done.

Paula Schnelly

Two of those programs need to be RFP'd ---the Youth Program did and by handing over the program to the WIB you are making your own people give over a program that was theirs in the first place. It doesn't make sense.

Commissioner Petrilla

Again, as I said, the millions of dollars that are in those programs are in jeopardy and we are trying to adhere to what the State is recommending to us and go forward with their recommendations. The Commissioners are meeting with heads of the State Agencies on March 25th and we are trying to keep from losing those programs altogether. And I am confident that our RFP will be a strong one and that it will be awarded to us.

Paula Schnelly

I want to make a comment on the State. It has been brought to my attention by several employees and/or Managers that most of the deficiencies have been corrected with the exception of a few that might not have been corrected because they asked for help from the State. To my knowledge none of that help has been provided to this date and no one has come from the State to check and see that the Correction Actions have been done.

Commissioner Petrilla

As I mentioned, we are meeting with State heads on March 25 and those questions are good ones and they will be asked.

Commissioner Urban

Paula, I would like to make one comment. I think Mrs. Schnelly made a comment that the WIB Board was not aware of this and I would respectfully request that you talk to the Chairman of the WIB Board and find out in fact if the WIB Executive Director has the authority to do this on her own or does she require Board approval. She is not an employee of the County but is employed by the non-profit and her bosses are members of the WIB Board. And I still have a question in my mind as to whether that has to be voted on or whether it is her responsibility to contact those auditors or the Commissioners responsibility. We haven't really resolved that yet and Mr. DeLuca is going to get back to us on that.

Paula Schnelly

I have one last question. Because the RFP's have been published and there will be bidders, and proposals coming in, the final decision that I'm sure the WIB will be making a recommendation...who does the final decision lay with?

Commissioner Petrilla:

We're researching that right now.

Paula Schnelly

Thank you.

Marie Kay

Good Morning. I work for the Workforce Investment Board and I guess I am here on behalf of the employees. We actually do a good job. I am sure many people wouldn't care if the county employees lose their jobs. We actually do work. We stay after to help our clients or our employers without getting compensated for it. We will go above and beyond with these people. You have people setting before you telling you they are going to lose their house. They can't afford to put food on the table for their children because they've lost their job. I take that very seriously. I have my own family that I have to provide for. If it was mismanagement at any level, that's where it should be corrected. 40 people who show up for work every day and do not abuse the system and are not costing the county any money because all of our salaries come out of Federal Grants. And as it was stated, we do pay the County \$50-\$60,000 ancillary services and at that point, why would 40 people have to suffer by losing their jobs for something that we do not administer? We administer the programs and how it is written in the grants and how we are instructed to do that. So, if there is a problem, it needs to be corrected, but it cannot be taken out on 40 people who are actually doing a good job and are not abusing it.

Ed Chesnovitch

I am surprised today that you changed the format saying that we should talk on Agenda items. It is going to be strictly Agenda items?

Commissioner Petrilla

The Public Comment portion is for Agenda items. It is where people have the opportunity to talk...

Ed Chesnovitch

I realize that you said today, but it's the first time you said it.

Commissioner Petrilla

Well sometimes Mr. Chesnovitch, you have been to a lot of meetings, the meetings sort of get out of control. It's an effort to keep the meetings under control.

Ed Chesnovitch

I remember the last meeting we talked about Homeless Shelters for a long time.

Commissioner Petrilla

As a matter of fact, that was an Agenda item---Ruth's Place.

Ed Chesnovitch

I have a prepared statement and I hope everyone listens citing PA statues about accountability. This concerns the Sunshine Act. The public has the right to be at all meetings of Agencies and to witness the liberation, policy formulation, decision making of Agencies and the proper functioning of the democratic process and that secrecy in public affairs undermines the faith in the public effectiveness in fulfilling its goal in a democratic society. What I am getting at is that this is on the Agenda---TAXES. I want to hold you personally liable for all the costs for acting unilaterally and removing the Homestead. I hope this is resolved and I want to direct this to our Solicitor. I know he is appointed by you and I want him to do the research. I believe you should be cited under the Sunshine Law because you did not announce a public meeting. We weren't here. We got a notice..."hey we took away your exemptions" and I brought it up and I believe you circumvented a state law. And you said, "Well Mr. Urban didn't tell me that we had to vote on it. And at that point I said, "Do we vote to pay our bills every year?" Once something is passed, it stays in place. So I am asking that you be surcharged personally and the Solicitor to do all the research to have you cited under the Sunshine Act. Now can this happen? I know you're not going to direct him and I am asking for the other Members. I know they were quite surprised when you found out this happened. Who paid for the overtime? Printing and re-printing? I believe you got some of the postage reinstated. But you acted unilaterally. Your position as the Chairman of the Board is to set the Agenda and run the meeting; not to make unilateral decisions.

Commissioner Petrilla

Mr. Chesnovitch, we went through this last month...

Ed Chesnovitch

No I want you to be surcharged, because I did it. You acted unilaterally...

Commissioner Petrilla

That's your opinion...now is there anything else you might want to discuss?

Ed Chesnovitch

No, we weren't through it last month. You danced around.

Commissioner Petrilla

I did not dance around. The Homestead Exemption is not on the Agenda. Are there other issues you want to talk about?

Mr. Chesnovich

Yes, I want to talk about it---how are people going to pay it back---it effected all the Homeowners and when we got our bills it said, "We've been given the Homestead Exemption". You didn't tell us on the first one that you took it away. Give me a show of hands to say that this should be on her shoulders to pay for this....Thank you.

Audrey Simpson

Thank you Ed for looking out for our taxpayer dollars. I hope we can save enough money to reopen Moon Lake Park. For the next meeting can we have a report on Continental Consulting Group? Did you ever find the contracts for that? Where all the money went? Who got paid? In light of the Sierra Clubs findings, can I rest easy that you will not pursue drilling in the Park or use water in the lake for fracking?

Commissioner Petrilla

I don't think the Commissioners are in a position to commit to it or anything right now, for or against.

Audrey Simpson

The Sierra Club found out that according to Act 70 you are not allowed to use it for mineral rights, etc.

Commissioner Urban

It is talking about the makeup of the Park; doing something with the Park.

Audrey Simpson

So you are going to still pursue drilling?

Commissioner Urban

Act 70---I don't know where they got those comments from---. It's the interpretation of the Act.

Audrey Simpson

So you're interpreting that you are going to drill at the park.

Commissioner Urban

First of all, there is no lease; no pad sight that has been approved by this board. Anything in Luzerne County has to be approved by this board at a public meeting. There is also a lease you enter into with a private company to lease the land itself. Mineral rights...that would have to be done at a public meeting. The fact that you have a lease on a property does not guarantee that you are going to have a drill pad on that property. For example, if you were to lease the land for mineral rights exploration it does not mean that there is going to be a well on the property. What it can do is fix the value of mineral rights. The value of mineral rights are not fixed. There is a state formula which is used. The county would enter into a contract with a private company. The drill pad itself could be on an adjoining property but as long as the 640 acre drill block was included in the drill site at Moon Lake, the county would get the higher value of mineral assets --- 20% vs. 12%.

Audrey Simpson

You are talking about horizontal drilling?

Commissioner Urban

Any time you enter into a lease it doesn't guarantee you are going to have a drill site. There a separate group of people that will enter into another lease for an actual drill pad. There's an additional fee paid and that's a separate lease. As far as water goes, the water that's extracted from the Chesapeake Bay has to be approved by the Susquehanna River Basis Commission. I think there have been hearings in the past about water used on golf courses. Any time water is used, it has to go through the Susquehanna River Basin. The county can't do things arbitrarily. There are controls in place.

Audrey Simpson

Well, this farmer gave the land to the people and it shouldn't be exploited. You paid \$47,000 for the construction of the pavilions and now you've closed the park. This is the way this county is running things. I see already people are dumping garbage and ATV's are riding all over the park. You have someone there during the day, but it's at night when problems occur. The pool if it's not maintained will cost big dollars down the road.

Commissioner Urban

The pool has been closed for two years because we were not allowed to hire lifeguards. The pool is drained. It's dry. This is a park like any park. For instance, Nescopeck Park; Hickory Run...you can go and use the trails without any security being there. If the ATVs are running on the trails, we ought to do our best to go herd them up. I know the Game Commission goes out and cites people. We are looking at alarming the buildings out there. Realize Audrey that there are very few people who use the camp sites in the winter. We will do our best to open the park during the summer months.

Audrey Simpson

What about Marcellus? Are you forming a task force? Is there anything in writing?

Commissioner Petrilla

We have a task force.

Audrey Simpson

Marcellus impacts the community with housing, schools, etc. And I hope you will be testing all our waterways by a certified geologist and everyone living around drilling should have this done.

Commissioner Petrilla

Before any decisions are made on Marcellus Shale, there will be ample time to ask questions and give input.

Commissioner Urban

There are two wells being drilled in Lehman and Lake Township. These are on private property.

Audrey Simpson

Well there should be a moratorium on drilling. The state is looking into it for drilling in the State Forest.

Commissioner Urban

DEP is monitoring drilling...

Commissioner Petrilla

Audrey, what else is there?

Audrey Simpson

Well since Continental will be an agenda item next month...

Commissioner Petrilla

No, you can contract our Right-to-Know Officer who will...it's also still under Federal Investigation and we will not discuss it.

Audrey Simpson

Well Marcellus is going to be horrible. It will destroy our area.

Michelle Boice

I wasn't here from the beginning when we were told we were only to speak on Agenda items. I want to express my public opposition because we don't know what's on the Agenda until we get here. Any action to suppress the voice of the people is communistic and against the constitution. We have a right to be heard and if it's inconvenient because of the time, that's not our problem. You are elected officials and we have a right to be here and express our opinions. Now I understand the need to maintain control of a meeting, because this is where our business is conducted. But it is not right and it's against our constitution to suppress our voice. I came here to speak about things I saw in the newspaper since our last meeting. I want to speak about Apple Cart and Little Red Wagon because a lot of our taxes have gone out to these groups and we want to see what benefits we have received and to make sure we don't have the Banana Boat Express. I think we have a right to know about what is going on with these contracts. I would like to know if the county has done any further work in investigating Little Red Wagon who was paid \$970,000 to move our records from here across the city. I want to know what consulting work was done.

Commissioner Petrilla

There were public meetings for the Records Management committee which was formed several years ago. These meetings are open to the public. Mr. Bob Reilly, our Clerk of Courts is the Chairman of that Commission and he oversaw that program.

Michele Boice

According to several newspaper reports there haven't been any meetings because there was no interest in attending.

Commissioner Petrilla

Oh no, I have attended those meetings. A lot of times people don't show up for these meetings but they were held. We just had one last month.

Michele Boice

\$970,000 seems like a lot of money to store records in cardboard boxes. I heard on talk radio that a person took a ride to the address of the place where we send the money to Little Red Wagon and they don't have a physical address. This is place to pick up mail only. Do we know where the physical address is?

Commissioner Petrilla

Well the person came here to do the work on site. I don't think anyone investigated where his office is maintained because he comes here to do the work. He's an on-site contractor, so the work he does on the site where his contract is. He may have a computer in his home just like many people do. He comes here to do his job---we don't send the work there.

Michele Boice

Apple Cart...I read in the newspaper...

Commissioner Petrilla

I am not aware of any contract with Apple Cart. Walter are you familiar with Apple Cart?

Controller Griffith

No.

Michele Boice

Well Apple cart is a company that produced a fifteen minute video. They were paid \$65,000 for a video on the River Front and we still don't have the video. Why would we pay \$65,000 when we are in the financial situation we are in? We closed Moon Lake, but will spend \$65,000 to make a 15 minute video. I question this as an irresponsible and reckless move and the newspaper said the fellow goes under two names, Apple Cart being one of them. We have the Little Red Wagon, the Apple Cart and next we'll have the Banana Boat. This is our money and I'd like to know why we paid \$65,000 and still don't have the video.

Commissioner Petrilla

We will check it out.

Michele Boice

In the future, one of the many colleges can work on such a production. This project could have been completed with no cost to the taxpayer. I want some of these questions answered for the next meeting. I work for a living and I have to get back to work so I can pay my taxes.

COMMUNICATIONS – DOUGLAS A. PAPE, COUNTY MANAGER/CHIEF CLERK	15
Minutes.....	15
Vouchers	15
Hazleton and Hazle Township	15
Luzerne County State of Emergency – Bridges.....	15
Luzerne County State of Emergency – EMA Flooding.....	15
Luzerne County State of Emergency – EMA Flash Flooding	16
Forgiveness Tax - Assessment Appeals Office/ Veterans of the Vietnam War, Inc	16
Tax Refund-Assessment Appeals Office/Scarince	16
Tax Refund-Assessment Appeals Office/Blydenburgh	16
2008 Capital Projects Bond Issue – 2008B-3 (Appendix Page 33 – 33A)	17
2003 Capital Projects Bond Issue – 2003D-53 (Appendix Page 34 – 34A)	17
Personnel Policy – Terms, Commissions and Boards.....	17
Lead Based Paint Liability Insurance	17
Keystone Job Corps Center Insurance	18
Luzerne County Children & Youth Insurance	18
The Castle Auditorium Community Arts Center, Inc.....	18
DCNR Community Conservation Partnership Program Application (Appendix Page 35).....	18
Advertise the Sale of Valley Crest Facility.....	19
Lease Agreement with Freeman Realty Inc.....	19
Lease Agreement with Grande’ Inc.	20
Hillman Security and Fire Technologies /Moon Lake.....	21
Lease Agreement with Freeman Realty Inc.....	21
Lease Agreement with Grande’ Inc.	21
Recreational Field and Pavilion Fees for 2010 (Appendix Page 36).....	22
Arbitration Award/LIUNA PSEU Local 1310 (Correctional Facility).....	22
Extend the Risk Management Review Services contract with High Safety	22
Request for Proposals for Risk Management Review Services.....	22
TREASURER’S OFFICE – MICHAEL L. MORREALE	23
FINANCIAL STATEMENT	23
CERTIFICATES OF DEPOSIT & OTHER INVESTMENTS	25
CONTROLLERS REPORT- WALTER GRIFFITH.....	26
DEPARTMENT HEAD REPORTS	28
HUMAN SERVICES – JOSEPH DEVIZIA, DIRECTOR	28
ENGINEER’S OFFICE – JOSEPH GIBBONS, ENGINEER.....	33
ROAD AND BRIDGE DEPARTMENT – JOSEPH GIBBONS, ENGINEER	34
COMMUNITY DEVELOPMENT – ANDY REILLY, DIRECTOR	34
PLANNING COMMISSION – ADRIAN MEROLLI, DIRECTOR	34
PURCHASING DEPARTMENT –FRANK PUGLIESE, JR., DIRECTOR.....	35
PERSONNEL.....	39
APPENDIX SHEET	44

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

Minutes

MOTION

Request a Motion to approve the minutes of the Commissioner's Meeting held on February 19, 2010.

It was moved by Commissioner Cooney, seconded by Commissioner Petrilla
“AYES” PETRILLA, COONEY, URBAN

Vouchers

MOTION

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

PNC Bank, Vouchers 489422GF – 490381GF and 000001GF
\$2,823,374.84
County General Fund for 2010 to Date

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

PNC Bank, Vouchers 503525LF – 503580LF
\$126,235.65
Liquid Fuels Fund for 2010 to Date

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

Wachovia Bank, Vouchers 400428WC – 400433WC
\$6,372.67
Worker's Compensation for 2010 to Date

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, 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: March 15, 2010; March 22, 2010; March 29, 2010; April 5, 2010; April 12, 2010; April 19, 2010.

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: March 15, 2010; March 22, 2010; March 29, 2010; April 5, 2010; April 12, 2010; April 19, 2010.

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 March 29, 2010; April 5, 2010; April 12, 2010.

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 March 29, 2010; April 5, 2010; April 12, 2010.

It was moved by Commissioner Cooney, seconded by Commissioner Urban
“AYES” PETRILLA, COONEY, URBAN

MOTION

Forgiveness Tax - Assessment Appeals Office/ Veterans of the Vietnam War, Inc

Request a Motion to forgive past due taxes for the Veterans of the Vietnam War, Inc., PIN: 33-E11S1-014-010 / Plate # 33-C-68-R-D10-6 and PIN: 33-E11S1-014-10A / Plate # 33-68-C-R-D10-D1-5 for the year 2001. Tax exempt status has been granted to both of the parcels by the Board of Assessment Appeals for the year 2004 and forward.

It was moved by Commissioner Cooney, seconded by Commissioner Urban
“AYES” PETRILLA, COONEY, URBAN

MOTION

Tax Refund-Assessment Appeals Office/Scarince

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

Name: George R III & Karen L Scarince
Address: 21 Pine Creek Road, Benton
Property Location: 37 Pine Creek Road, Fairmount Twp.
Amount Due: \$ 367.92
Reason for Refund: Occupancy permit issued September 2009

It was moved by Commissioner Cooney, seconded by Commissioner Urban
“AYES” PETRILLA, COONEY, URBAN

MOTION

Tax Refund-Assessment Appeals Office/Blydenburgh

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

Name: Alexander B Blydenburgh
Address: 13 Browns Row
Shickshinny, Pa. 18655
Property Location: Route 239, Union Twp.
Amount Due: \$ 58.36
Reason for Refund: Had been taxed for to much land.

It was moved by Commissioner Cooney, seconded by Commissioner Urban
“AYES” PETRILLA, COONEY, URBAN

MOTION

2008 Capital Projects Bond Issue – 2008B-3 (Appendix Page 33 – 33A)

Request a Motion to approve payment of \$465,500.95 from the 2008 Capital Projects Bond Issue Series B for items identified on Schedule “A” of requisition 2008B-3.

Commissioner Cooney

I am going to abstain on this because a family member and/or I are associated with A+E Group, Inc. (A+E). A+E has agreements to perform design services with Luzerne County Community College.

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

MOTION

2003 Capital Projects Bond Issue – 2003D-53 (Appendix Page 34 – 34A)

Request a Motion to approve payment of \$59,388.00 from the 2003, Capital Projects Bond Issue Series D for items identified on Schedule “A” OF Requisition 2003D-53.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

Personnel Policy – Terms, Commissions and Boards

Request a Motion to rescind the following policy regarding appointments adopted on December 28, 2007 as a supplement to the Luzerne County Personnel Policy:

Policy

No individual appointed by the Board of Commissioners on, before or after July 1, 2008 to serve on a county Board or Commission shall be re-appointed to the same Board or Commission if, at the time for such re-appointment, that individual has served on said Board or Commission for twelve (12) or more consecutive years as of July 1, 2008, or thereafter.

It was moved by Commissioner Cooney, seconded by Commissioner Petrilla
“AYES” PETRILLA, COONEY, “NAYES” URBAN

MOTION

Lead Based Paint Liability Insurance

Request a Motion to ratify Rockhill Insurance Company, as Lead Based Paint Liability Insurance provider for a total of \$4,784.00, effective February 24, 2010, from March 1, 2010 to January 1, 2011 through Joseph J. Joyce Associates, Inc., with an optional one year renewal based on a yearly percentage increase. This would be subject to the County’s review and approval.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

Keystone Job Corps Center Insurance

Request a motion to ratify Travelers, as Property Insurance and Equipment Breakdown provider for a total of \$27,764.00, which includes an agent's fee of \$4,000.00, effective March 15, 2010 to January 1, 2011 through Joseph J. Joyce Associates, Inc. with an optional one year renewal, provided the same pricing and coverage structure are offered. Please note that pricing will be contingent on claims activity.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

Luzerne County Children & Youth Insurance

Request a motion to ratify American Alternative Insurance Company, as General Liability, Professional Liability and Sexual Abuse/Molestation Liability provider for a total of \$88,422.00, which includes an agent's fee of \$7,200.00 effective March 15, 2010 to January 1, 2011 through Joseph J. Joyce Associates, Inc., with an optional one year renewal, provided the same pricing and coverage structure are offered. Please note that pricing will be contingent on claims activity.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

The Castle Auditorium Community Arts Center, Inc.

Request a Motion of the Luzerne County Board of Commissioners to adopt a Resolution authorizing the submission of an application to the Commonwealth of Pennsylvania for and receipt of Redevelopment Assistance Capital Program funds effective March 17, 2010. The County's application will be for the amount of \$1,000,000 the purpose of which will be for costs related to the renovation of the Hazleton High School Castle Auditorium; and further authorizing the Chairman of the Board of Commissioners to execute any and all documents necessary for the application process including a Cooperative Agreement between Luzerne County and The Castle Auditorium Community Arts Center, Inc.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

DCNR Community Conservation Partnership Program Application (Appendix Page 35)

Request a Motion of the Luzerne County Board of Commissioners to adopt the attached resolution approving the submission of an application to the Pennsylvania Department of Conservation and Natural Resources, effective March 17, 2010, 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 Department of Conservation and Natural Resources funding in regards to the Community Conservation Partnerships Program. This application will request funding for acquisition related to the Ashley Planes Heritage Park.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

Advertise the Sale of Valley Crest Facility

Request a Motion to Authorize the Proper Officials to advertise the sale of Valley Crest Facility, 1551 East End Boulevard, Wilkes-Barre, PA 18702. The facility will be advertised for 3 weeks with a minimum bid of \$4.7 million. This minimum bid amount represents the fair market value of the property.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

Lease Agreement with Freeman Realty Inc.

Request a Motion to Authorize the Proper Officials to execute a Lease Agreement with Freeman Realty Inc., RR #3, Box 85, Pole 277, Lakeside Drive, Harvey’s Lake, PA 18618 to provide for 3,000 square feet of occupancy space by Magisterial District Court 11-1-01 located at 100 Hazle Street, Wilkes-Barre, PA for the following terms and rates:

April 1, 2010 Thru March 31, 2010	\$3,125.00/mo.
April 1, 2011 Thru March 31, 2011	\$3,125.00/mo.

The Lease Agreement includes two additional 2-year optional renewals. Escalations of the rent for renewals will be limited by the lesser of 2% escalation over the previous rental rate or the National CPI. The lease will be subject to approval by the Luzerne County Solicitor.

(The terms on this motion are incorrect and have been corrected below)

Commissioner Urban

Joe, how much money did we save on this?

Joe Gibbons, Luzerne County Engineer

Approximately \$2,500.00 a month, I believe.

Commissioner Urban

That came down substantially.

Joe Gibbons, Luzerne County Engineer

Yes.

Commissioner Urban

This was the low bidder?

Joe Gibbons, Luzerne County Engineer

No, this is the existing Landlord that we negotiated a settlement with to match the lowest submitted price. We saved the cost of moving to a new location by doing this.

Commissioner Urban

Was it bid?

Joe Gibbons, Luzerne County Engineer

Yes. No, it was not bid, it was RFP’d.

Commissioner Petrilla

There’s a motion on the table.

It was moved by Commissioner Cooney, seconded by Commissioner Urban
“AYES” PETRILLA, COONEY, URBAN

MOTION

Lease Agreement with Grande' Inc.

Request a Motion to Authorize the Proper Officials to execute a Lease Agreement with Grande' Inc., 5 Sydney Way, Sugarloaf, PA 18249 to provide for 3,469 square feet of occupancy space by Magisterial District Court 11-1-03 located at 615 East Broad Street, Hazleton, PA for the following terms and rates:

April 1, 2010 Thru March 31, 2010	\$5,222.92/mo.
April 1, 2011 Thru March 31, 2011	\$5,222.92/mo.

The Lease Agreement includes two additional 2-year optional renewals. Escalations of the rent for renewals will be limited to a 3% escalation over the previous rental rate. The lease will be subject to approval by the Luzerne County Solicitor.

(The terms on this motion are incorrect and have been corrected below)

Commissioner Urban

Joe, was this the low bid?

Joe Gibbons, Luzerne County Engineer

Yes it was. Well, again, it was RFP'd. It was the low RFP response.

Commissioner Petrilla

And in addition to this we are closing the West Hazleton Annex office, moving those people into this building. So, this will accommodate both people. So, in addition to this we're going to save the rent on that West Hazleton office.

Joe Gibbons, Luzerne County Engineer

Actually you are saving in multiple different ways. One is by eliminating the need to lease the West Hazleton Annex; which is a big cost savings. And then also, just on the lease itself, you're saving approximately \$1,500 a month.

Commissioner Petrilla

Good.

Commissioner Urban

Joe, the Hazleton Annex was being paid for by the Courts?

Joe Gibbons, Luzerne County Engineer

Commissioner, I'm not sure it was.

Commissioner Petrilla

Yes, yes it was, through the Probation fund. So, we'll talk to the Courts about reimbursing us for that part of the Probation Office, using that.

Commissioner Urban

Ok, good.

It was moved by Commissioner Cooney, seconded by Commissioner Petrilla
"AYES" PETRILLA, COONEY, URBAN

MOTION

Hillman Security and Fire Technologies /Moon Lake

Request a Motion to Authorize the proper officials to execute an agreement with Hillman Security and Fire Technologies, 398 Marion Street, Luzerne, PA 18709 in the amount of \$3,800.00 plus \$99.80/month monitoring fees for security work at Moon Lake Park.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION TO GO OFF AGENDA TO CORRECT TERMS ON MOTIONS FOR LEASES WITH FREEMAN REALTY INC. AND GRANDE’ INC.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

PUBLIC COMMENT: None.

MOTION

Lease Agreement with Freeman Realty Inc.

Request a Motion to correct the terms of the previous motion of a Lease Agreement with Freeman Realty Inc., RR #3, Box 85, Pole 277, Lakeside Drive, Harvey’s Lake, PA 18618 to provide for 3,000 square feet of occupancy space by Magisterial District Court 11-1-01 located at 100 Hazle Street, Wilkes-Barre, PA for the following terms and rates:

April 1, 2010 Thru March 31, 2011	\$3,125.00/mo.
April 1, 2011 Thru March 31, 2012	\$3,125.00/mo.

The Lease Agreement includes two additional 2-year optional renewals. Escalations of the rent for renewals will be limited by the lesser of 2% escalation over the previous rental rate or the National CPI. The lease will be subject to approval by the Luzerne County Solicitor.

MOTION

Lease Agreement with Grande’ Inc.

Request a Motion to correct the terms of the previous motion a Lease Agreement with Grande’ Inc., 5 Sydney Way, Sugarloaf, PA 18249 to provide for 3,469 square feet of occupancy space by Magisterial District Court 11-1-03 located at 615 East Broad Street, Hazleton, PA for the following terms and rates:

April 1, 2010 Thru March 31, 2011	\$5,222.92/mo.
April 1, 2011 Thru March 31, 2012	\$5,222.92/mo.

The Lease Agreement includes two additional 2-year optional renewals. Escalations of the rent for renewals will be limited to a 3% escalation over the previous rental rate. The lease will be subject to approval by the Luzerne County Solicitor.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

Recreational Field and Pavilion Fees for 2010 (Appendix Page 36)

Request a Motion to Adopt a resolution that approves Recreational Field and Pavilion Fees for 2010 at the Luzerne County Recreational Complex in Forty Fort, PA as per the attached schedule of fees.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

Arbitration Award/LIUNA PSEU Local 1310 (Correctional Facility)

REQUEST A MOTION TO RATIFY AND APPROVE THE ACT 195 INTEREST ARBITRATION AWARD ENTERED RELATIVE TO LUZERNE COUNTY AND LIUNA PSEU LOCAL 1310 (CORRECTIONAL FACILITY) EFFECTIVE JANUARY 1, 2009 ONLY TO THE EXTENT SAID AWARD AFFECTS CALENDAR YEARS 2009 AND 2010 AND TO DECLARE THAT THE REMAINING TERMS OF SAID AWARD SHALL BE DEEMED BY THE LUZERNE COUNTY COMMISSIONERS TO BE ADVISORY ONLY AND SUBJECT TO FUTURE ACTION OF THE BOARD OF COMMISSIONERS.

Vito DeLuca, County Solicitor

I think it's important that the minutes reflect that I met with Commissioners, the Warden, Budget and Finance and I also met with individual Commissioners at different times, we discussed the award. The award originally covered January 1, 2009 thru December 31, 2013. We had all considered the award. We considered the financial condition of the county and made the determination that for the years 2009 and 2010 because of the timing of the issuance of the award, that the County really had no other alternative than to accept the abiding nature of that award. We have determined, though, that because of the severe economic condition of the County and the likely consequence that, in order to effectuate the entire award, that for years 2011, 2012, and 2013 if there's not a way to make sufficient cuts that the Board of Commissioners would be required, possibly, to take government action and raise taxes in order to cover that award. So, the Board of Commissioners, through this motion, would be determining that the award for; as it reflects on years 2011, 2012, and 2013 that the Board at this time will not adopt those terms. And would find that those terms are advisory only and will address the issue of those years when the time comes.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

Extend the Risk Management Review Services contract with High Safety

Request a Motion of the Luzerne County Board of Commissioners to extend the Risk Management Review Services contract with High Safety for three months to May 31, 2010. Rates of the contract will remain the same at \$818 per month. Costs not included are mileage and travel related expenses, analytical and materials fees.

It was moved by Commissioner Cooney, seconded by Commissioner Petrilla
“AYES” PETRILLA, COONEY, URBAN

MOTION

Request for Proposals for Risk Management Review Services

Request a Motion of the Luzerne County Board of Commissioners to advertise a request for proposals for Risk Management Review Services.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, 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: March 08, 2010

WACHOVIA BANK

School, Road & Institutional (Old Account).....	\$744.60
Self Insured Workers Compensation Fund.....	331,136.88
Domestic Relations IV-D Fund	892,260.97
9-1-1 Construction Fund	351,030.10
9-1-1 Wire Fund	3,168,277.08
9-1-1 Wireless Fund	1,268,678.27
Hotel Room Rental Tax.....	119,897.05

PNC BANK

General Fund.....	\$8,350,223.40
Schools (New Account)	972,673.14
Towns (New Account).....	66,008.69
Real Estate Tax Sale	1,780,998.04
Transportation Department.....	708,171.10
Office for the Aging	2,296,392.63
Children & Youth Services	3,491,377.87
Mental Health/Mental Retardation.....	49,628.31
Human Services.....	234,478.58
Drug & Alcohol Program.....	34,354.91
Liquid Fuels Tax Fund	151,177.46
GWBIF Escrow Account.....	27,743.19
Juvenile Probation JCJC Grant-in-Aid.....	593,321.41
Juvenile Court Restitution.....	27,374.58
Act 44 Bridge Account.....	326,614.10
AID System to Roads & Bridges.....	8,405.08
2009 ARRA US DOE Entitlement.....	1.01
Coroner VSIA Act 2004-122 Account.....	70,584.81
Hicks/Abrahams Creek	0.00
PEMA Hazard Mitigation.....	0.00
Convention & Visitors Bureau.....	40,897.00
Series 2008 A Project Fund.....	20,916,594.88
Early Intervention.....	48.19
District Attorney Gun Buyback Program.....	2.33
HAVA Account.....	333,268.46
License Fee Account.....	3,169.80
Levee Account.....	366,190.64
Recorder of Deeds Restitution.....	5,497.01
Sheriff Real Estate Escrow.....	2,325,941.96
Sheriff Writs of Execution.....	26,485.76
Sheriff DCED Grant.....	0.00
2009 Government Study Commission.....	61,398.32
District Attorney Federal ICAC Grant.....	78,128.94
Sheriff K-9 Donations.....	674.08
Cash in lieu of Performance Bond.....	0.00
FY 2009 Recovery Act JAG Program.....	1.08

CITIZENS BANK

Adult Probation Special Account	\$317,469.38
Bridge Fund.....	794.69
Hazardous Material Emergency Response Account	140,991.84
EMA Radiation Emergency Response Fund.....	74,316.11

(cont'd, next page)

FIRST NATIONAL COMMUNITY BANK

Convention and Visitors Bureau	\$77,281.01
Agencies Account	928,010.28
Solid Waste Recycling/Landfill Administration	313,913.48
Property Tax Collection	3,988.82
Department of Probation (CPCMS System).....	389,115.76
Flood Protection Authority.....	3,188,915.65

FIDELITY DEPOSIT & DISCOUNT BANK

Wyoming Valley Airport Grant Account	\$46,720.20
Tri-County Airport Feasibility Study	2,553.79
Series 2002 A&B Capital Projects.....	49,011.47
Series 2003 A&B Capital Projects.....	175,444.40
Series 2003 D Capital Projects.....	273,069.92
Series 2008 B Sinking Fund.....	770,080.09
Flood Protection Project Impact.....	4,392.29

M & T BANK

Adult Probation Drug & Alcohol RIP Program.....	\$147,078.71
District Attorney Bad Check Restitution Fund.....	4,197.71
Riverfront-GG2.....	2,619.50
Nesbitt Park-DCNR.....	350,893.62
RACP Redevelopment Assistance.....	5,179.00
Sheriff's Old Real Estate Account.....	17,592.64
2008 LCIDA Bond Fund.....	113,285.67
2008 LCIDA Debt Service Reserve.....	6,100,000.00
2008 Series A Courthouse Fund.....	12,596,908.85
2008 Series B LCCC Project Fund.....	14,656,520.26
2009 LCIDA Bond Fund.....	36,521.25

COMMUNITY BANK & TRUST

2008 Series A Project Fund.....	2,445,973.60
2008 Series A Sinking Fund.....	19.05

CERTIFICATES OF DEPOSIT & OTHER INVESTMENTS

(Principal Values only)

As of: March 08, 2010

Liquid Fuels Tax Fund	\$400,000.00
9-1-1 Construction Fund	\$300,000.00
Domestic Relations IV-D Fund	\$2,600,000.00
Hazardous Material Emergency Response Account	\$160,000.00
Solid Waste Recycle Account	\$900,000.00
Agencies Account	\$2,725,000.00
MH/MR Program	\$7,410,000.00
Human Services	\$400,000.00
Drug & Alcohol Program	\$885,000.00
	<hr/>
Total:	\$15,780,000.00

Request a motion to accept the Treasurer's Report as presented

It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" **PETRILLA, COONEY, URBAN**

MICHAEL L. MORREALE
Luzerne County Treasurer

CONTROLLERS REPORT- WALTER GRIFFITH

CONTROLLER'S REPORT

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:
 - \$ 340,138.15 Community Development Block Grant Program
 - \$ 32,274.53 Emergency Shelter Grants Program
 - \$ 46,961.65 HOME Investment Partnership Program
 - \$ 20,160.00 Business Development Loan 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 March 2010. The amount is based on the allocation approved in the 2010 adopted budget.

3. Request a motion to ratify and confirm the payment of \$514,166.66 to the Luzerne County Community College, 1333 Prospect St., Nanticoke, PA. This is the County's appropriation for the month of March, 2010.

4. Request a motion to ratify and confirm pre-payment of the following vouchers:
 - Transportation Department:
Voucher No. 537271 to 537414 inclusive in the amount of \$ 387,788.92

 - Bureau for the Aging:
Voucher No. 730674 to 731131 inclusive in the amount of \$ 1,116,466.65

 - Children and Youth:
Voucher No. 752796 to 753654 inclusive in the amount of \$ 1,441,427.68

 - Mental Health / Mental Retardation:
Voucher No. 747342 to 747483 inclusive in the amount of \$ 1,526,060.05

 - Human Services:
Voucher No. 751379 to 751395 inclusive in the amount of \$ 962,491.10

 - Drug and Alcohol:
Voucher No. 761815 to 761837 inclusive in the amount of \$ 276,549.90

 - Drug and Alcohol - RIP:
Voucher No. 1057 to 1061 inclusive in the amount of \$ 12,990.43

 - Domestic Relations IV-D:
Voucher No. 400266 to 400267 inclusive in the amount of \$ 535,142.00

 - Juvenile Court Restitution:
Voucher 1016 to 1018 inclusive in the amount of \$ 450.00

 - Recorder of Deeds Archive, in the amount of \$ 6,636.00

 - Prothonotary Automation, in the amount of \$ 978.20
 - Register of Wills Automation in the amount of \$ 6,149.00
 - Housing Trust Fund: in the amount of \$ 27,264.77
 - Voucher No. 401039 to 401043 inclusive

 - 9-1-1 Construction:
Voucher No. 400539 to 400545 inclusive in the amount of \$ 3,743.92

 - 9-1-1 Wire:
Voucher No. 1463 to 1489 inclusive in the amount of \$ 50,393.08

CONTROLLER'S OFFICE: (Continued)

9-1-1 Wireless:
Voucher No. 1038 to 1039 inclusive in the amount of \$ 22,728.00

Solid Waste Recycling:
Voucher No. 400893 to 400896 inclusive in the amount of \$ 9,345.90

License Fees:
Voucher No. 6053 inclusive in the amount of \$ 25,223.00

Schools:
Voucher No. 405365 to 405379 inclusive in the amount of \$ 1,680,734.38

Towns:
Voucher No. 407764 to 407841 inclusive in the amount of \$ 180,099.22

Real Estate Tax Sale:
Voucher No. 401189 to 401201 inclusive in the amount of \$ 26,764.70

Hotel Rental Tax:
Voucher No. 458 to 461 inclusive in the amount of \$ 113,851.51

Convention & Visitors Bureau:
Voucher No. 403990 to 404033 inclusive in the amount of \$ 34,590.17

Sheriff Real Estate Escrow:
Voucher No. 2970 to 3271 inclusive in the amount of \$ 222,816.78

Flood Protection Authority:
Voucher No. 1128 to 1135 inclusive in the amount of \$ 13,829.54

Levees:
Voucher No. 1166 to 1256 inclusive in the amount of \$ 19,735.64

Wyoming Valley Airport:
Voucher No. 400174 inclusive in the amount of \$ 47,714.41

Nesbitt Park DCNR:
Voucher No. 1000 to 1003 inclusive in the amount of \$ 285,000.00

Aid System to Road & Bridge:
Voucher No. 1007 to 1008 inclusive in the amount of \$ 62,206.56

Government Study Commission:
Voucher 1021 to 1023 inclusive in the amount of \$ 4,285.17

2009 Recovery Act JAG:
Voucher No. 1002 to 1003 inclusive in the amount of \$ 13,394.60

ARRA Entitlement:
Voucher No. 1000 inclusive in the amount of \$ 85,500.00

END OF CONTROLLER'S REPORT

Request a motion to enter the Controllers' report be entered into the record in its entirety.

Commissioner Cooney noted to "ABSTAIN" from Motion #3 regarding LCCC on the Controllers Report. All other motions were approved unanimously by the following vote:

It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" PETRILLA, COONEY, URBAN

DEPARTMENT HEAD REPORTS

HUMAN SERVICES – JOSEPH DEVIZIA, DIRECTOR

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

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>RATE/ CONTRACT CAP</u>
<u>AREA AGENCY ON AGING:</u>			
Aaron North, Inc.	Direct Service Worker Initiative (DSWI)	7/1/09-6/30/10	\$500
Allied Services In-Home Services	DSWI	" "	\$1,600
A.R.N., Inc.	DSWI	" "	\$4,500
Associated Family Care Services, Inc.	DSWI	" "	\$7,300
Bayada Nurses	DSWI	" "	\$1,800
CareGivers America	DSWI	" "	\$14,000
CHC – Compassionate In-Home Personal Care	DSWI	" "	\$250
Comfort Keepers	DSWI	7/1/09-6/30/10	\$2,000
Commission on Economic Opportunity	DSWI	" "	\$22,549
Erwine’s Private Duty Healthcare, Inc.	DSWI	" "	\$10,000
Helpmates, Inc.	DSWI	" "	\$1,850
Home Instead Senior Care (CVIP Enterprises)	DSWI	" "	\$1,000
Home Instead Senior Care (VL Enterprises)	DSWI	" "	\$250
Home Sweet Home Personal Care, Inc.	DSWI	" "	\$100
Millennium Health Services Inc. (t/a Liberty Place)	DSWI	" "	\$3,000
NEPA Home Care Inc. d/b/a Visiting Angels	DSWI	" "	\$400
Personal Care Home Health Services, Inc.	DSWI	" "	\$1,300
R & L Helpmates	DSWI	" "	\$400
Senior Star LLC	DSWI	" "	\$500

CONTRACTS (Continued)

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>RATE/ CONTRACT CAP</u>
<u>AREA AGENCY ON AGING:</u> (Continued)			
Silver Care, Inc.	DSWI	" "	\$8,000
UDS Independent Living Services	DSWI	" "	\$1,000
We Care Nurses, Inc.	DSWI	7/1/09-6/30/10	\$400
Wilkes-Barre Home Care Services LLC, d/b/a VNA Personal Care of NEPA	DSWI	" "	\$7,200

CHILDREN & YOUTH:

Diakon Lutheran Social Ministries	Professional Services for Paralegal	4/1/10 - 6/30/10	\$15,000
Court Administration	Guardian Ad Litem	3/17/10-6/30/10	\$32.00/hour \$66,560.00
CAP			
Lentowski, Andrew Maza, Susan	Guardian Ad Litem	" "	\$55.00/hour \$10,000.00
CAP			
Stevens, Angela Watt, William Pendolphi, Michael Rhoades, Stephen			

Joe DiVizia

Ask the Commissioners', based on the request of the two attorneys, that the two attorneys withdrew their names: Alisa Pierotti and Vincent Cappellini.

Commissioner Petrilla

Let the record reflect that Alisa Pierotti and Vincent Cappellini have been removed from the motion.

It was moved by Commissioner Cooney, seconded by Commissioner Urban

"AYES" PETRILLA, COONEY, 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 FROM</u>	<u>TO</u>
<u>AREA AGENCY ON AGING:</u> (Continued)				
Automated Security Alert, Inc.	PERS	7/1/09-6/30/10	\$1,500	\$3,000
Erwine's Private Duty Healthcare, Inc.	Personal Care	" "	\$78,000	\$120,000

CONTRACT AMENDMENTS: (Continued)

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>FROM</u>	<u>RATE</u>	<u>TO</u>
<u>AREA AGENCY ON AGING:</u> (Continued)					
Helpmates, Inc.	Personal Care	" "	\$83,000		\$130,000
Millennium Health Services Inc. (t/a Liberty Place)	Adult Day Care	" "	\$55,000		\$80,000
Valued Relationships, Inc.	PERS	" "	\$7,500		\$15,000

CHILDREN & YOUTH and JUVENILE PROBATION SERVICES:

Cornell Abraxas	Open Residential	" "	\$293.52/day		\$293.55/day
	Fire Setter/Sex Offender				
	Fire Setter/Sex Offender		\$307.72/day		\$307.73/day

MENTAL HEALTH/MENTAL RETARDATION:

Suncom Industries, Inc.	Employmt. Svcs., Home & Comm., Pre-Voc. Svcs., & Transport Svcs.	7/1/08-6/30/09	\$54,369		\$48,257
Jennifer Menichini D/B/A Keystone ADC	Comm. Hab. & Transport Svcs.	" "	\$516,352		\$593,977
AVP Transport, Inc.	Transport Svcs.	" "	\$55,640		\$43,280
Susan Gratalo D/B/A Castle Transp.	Transport Svcs.	" "	\$165,455		\$148,785
Cori's Place, Inc.	Comm. Hab. Svcs.	" "	\$267,568		\$265,172
United Rehab. Svcs.	Comm. Habilit., Employmt. & Pre-Voc Svcs.	" "	\$2,452,230		2,625,122
Posten Taxi	Transport Svcs.	" "	\$81,164		\$75,650
St. Joseph's Center	Comm. Hab. Svcs.	" "	\$28,281		\$21,008
The ReDCo Group	Comm. Hab. Transport Svcs.	7/1/08-6/30/09	\$652,554		\$636,549
Valley Crest Nursing, Inc.	Comm. Hab. & Respite Svcs.	" "	\$227,337		\$264,827
Glen & Gwen Transp.	Transport Svcs.	" "	\$34,055		\$18,030
Impact Systems, Inc.	Home & Comm., Respite & Residential Svcs.	" "	\$4,051,003		\$3,998,365
Step-By-Step, Inc.	Home & Comm., Housing Support, Employ., Comm. Hab., & Residential Svcs.	" "	\$7,506,480		\$7,581,743

CONTRACT AMENDMENTS: (Continued):

MENTAL HEALTH/MENTAL RETARDATION: (Continued)

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>		<u>RATE</u>	
		<u>FROM</u>	<u>TO</u>		
ARC of Wyoming County	Home & Comm., Residential Svcs.	“	“	\$1,143,230	\$1,147,151
Goodwill Industries NE PA	Employ., Transport, & Residential Svcs.	“	“	\$1,851,668	\$1,939,592
Nat’l Mentor Healthcare	Home & Comm., Respite & Residential Svcs.	“	“	\$1,503,042	\$1,366,406
Community Counseling Services	Comm. Svcs., ICM, OP, Day Treatment, CE, Soc. Rehab., Crisis, Res., RC, Adm. Mangmt., Emergency, Comm. Habilit., & P/FDS Wv	“	“	\$4,752,906	\$4,876,747
Western PA School for the Deaf (The Scranton School)	Early Intervention	7/1/09-	6/30/10	\$15,000	\$32,000
Early Intervention Prof.	Early Intervention	“	“	\$340,000	\$340,000
<u>No change to final total – categorical funding changes</u>					
ARC of Luzerne County	Admin. & IM4Q Srv.	“	“	\$52,000	\$63,100
Impact Systems, Inc.	Home & Comm. Respite & Residential Svcs.	“	“	\$524,364	\$533,364
Nat’l Mentor Healthcare	Home & Comm. Respite & Residential Svcs.	“	“	\$193,704	\$155,041

It was moved by Commissioner Cooney, seconded by Commissioner Petrilla
“AYES” PETRILLA, COONEY, URBAN

REQUEST A MOTION TO APPROVE/RATIFY THE MEMORANDUM OF UNDERSTANDING FOR THE FOLLOWING:

AREA AGENCY ON AGING:

Request a Motion to Authorize the Chairman of the Board of Commissioners to execute a Memorandum of Understanding between Penn State Cooperative Extension, Nutrition Links of The Pennsylvania State University and Luzerne/Wyoming County Area Agency on Aging allowing the Penn State Nutrition Links to teach in the Senior Centers healthy lifestyles effective October 1, 2010 to September 30, 2012.

It was moved by Commissioner Cooney, seconded by Commissioner Urban
“AYES” PETRILLA, COONEY, URBAN

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING AUTHORIZATION FOR: CHILDREN & YOUTH:

The Luzerne County Commissioners to authorize the Act 148 Statement of Receipts and Expenditures for the period 7/1/09-12/31/09 as of 2/19/10.

It was moved by Commissioner Cooney, seconded by Commissioner Urban
“AYES” PETRILLA, COONEY, URBAN

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING APPLICATION AND AUTHORIZATION FOR:

OFFICE OF HUMAN SERVICES:

The Luzerne County Commissioners to authorize the grant application for year two and of a three-year grant through Pennsylvania Commission on Crime and Delinquency (PCCD), effective July 1, 2010 as well as authorization for the Chairman of the Board of Commissioners to execute any and all documents necessary for the modifications and receipt of Mental Health Court Funds. These funds do not require a county match.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING AGREEMENTS AND AUTHORIZATIONS FOR:

AREA AGENCY ON AGING:

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>APPROX. COST</u>
Central Florida Coach Lines, Inc.	Transportation for Excursions to Mount Haven and Bloomsburg Fair	6/20/10, 9/27/10	No Cost to County
Wyoming Valley Mall	Space for Information Fair	5/7/10	No Cost to County
Genetti's Hotel & Conference Center	Foster Grandparent Annual Recognition Luncheon	6/18/10	No Cost to County
	Annual Senior Dinner Dance	5/6/10	\$1,000
Plains Township	Pavilion Rental for Senior Annual Picnic	7/23/10	\$125 Reimbursed through fundraising.

AGREEMENTS: (Continued)

AREA AGENCY ON AGING: (Continued)

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>APPROX. COST</u>
Comcast	Internet Service at Edwardsville Senior Center	3 Years	\$59.95/mo.*
Penteledata	Internet Service at Butler Township Senior Center	3 Years	\$99.95/mo*
Frontier	Internet Service at Dallas, Falls, Lake Winola, Mountaintop, Shickshinny, Tunkhannock Senior Centers	2 Years	\$64.98/mo/center*
Verizon	Internet Service at Freeland, Kingston, Lee Park, Nanticoke, Pittston, Plains, Plymouth, Wilkes-Barre	1 Year	\$59.00/mo/center*

*Fees will be paid from \$38,000 state and federal grant.

Frankie Carll Productions	Entertainment at Senior Dinner Dance	5/6/10	\$600
	Entertainment at Employee Recognition Luncheon	5/23/10	\$250

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

ENGINEER’S OFFICE – JOSEPH GIBBONS, ENGINEER

MOTION

Request a Motion to Authorize the Proper Officials to ratify the Amendment of the Agreement with Eyerman, Csala, Hapeman & Handman, 69 Public Square, Suite 100, Wilkes-Barre, PA 18701-2505 in the amount of \$1,300.20 for additional design services work for Luzerne County Courthouse Exterior Restoration Project. The additional design work includes hazardous materials sampling, testing and specification development.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

ROAD AND BRIDGE DEPARTMENT – JOSEPH GIBBONS, ENGINEER

MOTION

Request a Motion to Authorize the Proper Officials to award the Truss Repair Contract for the Walp Road Bridge (County Bridge #57312) to Bi-State Construction Co., Inc, 1500 Uhler Road, Easton, PA 18040 in the amount of \$36,530.00.

Commissioner Urban

Joe, you said this was going to be finished when?

Joe Gibbons, Engineer

If we can get the contract paperwork signed and executed, I could probably issue those to procedure out April 1st and there is a 60 day performance period. So it will be the first week or two in June.

Commissioner Urban

Ok, thank you.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

COMMUNITY DEVELOPMENT – ANDY REILLY, DIRECTOR

MOTION

Request a Motion to enter into a contract with The Greater Wilkes-Barre Development Corporation to lease 10 parking spaces at the Irem Temple Parking Lot on South Franklin Street for the Office of Community Development. The contract period is from January 1, 2010 – December 31, 2010 and is \$324 per month.

It was moved by Commissioner Cooney, seconded by Commissioner Urban
“AYES” PETRILLA, COONEY, URBAN

PLANNING COMMISSION – ADRIAN MEROLLI, DIRECTOR

MOTION

Request action on the rezoning application of Earth Conservancy, Michael Dziak, President/CEO, 101 So. Main St., Ashley, Pa., requests the rezoning of a portion of property on the North side of Chestnut St., Warrior Run Borough, from a Mining District to a Two Family Residence District to allow for residential uses.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

Request a Motion to approve a Memorandum of Agreement for Fiscal Year 2010- 2011 between the County of Luzerne and the Northeastern Pennsylvania Alliance (NEPA) to provide funding assistance for the work activities of the Focus 81 Committee. The Agreement will allow the pass-through of Federal and State funding in an amount not to exceed \$ 32,200.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

PLANNING COMMISSION: (Continued)

MOTION

Request a Motion to approve a letter agreement between the County of Luzerne and Van Fleet Appraisal Service to provide appraisal services for the County's Agricultural Land Preservation Program for 2010 at a total cost of \$ 1,200 per appraisal with a limit of three (3) appraisals for the year. The cost of this agreement is reimbursable by the State at the 100% level.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" PETRILLA, COONEY, URBAN

MOTION

Request a Motion to approve a letter agreement between the County of Luzerne and Centurion Abstract Inc. to provide Title Insurance Services for the County's Agricultural Land Preservation Program for 2010 using the Pennsylvania established rates. The cost of this agreement is reimbursable by the State at the 100% level.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" PETRILLA, COONEY, URBAN

MOTION

Request permission to advertise a bid for the procurement of a new vehicle to be utilized for transportation planning work activities. This vehicle will replace a 1988 Chevrolet Van that has over 135,000 miles. This request has been approved in the County's 2010 budget and is funded by our Transportation Planning Grant at the 92% level.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" PETRILLA, COONEY, URBAN

PURCHASING DEPARTMENT –FRANK PUGLIESE, JR., DIRECTOR

MOTION

REQUEST A MOTION TO ADVERTISE FOR BIDS:

TRANSPORTATION AND ROAD AND BRIDGE DEPARTMENTS:

SALE OF 28 SURPLUS VEHICLES

CHILDREN & YOUTH:

**10 NOTEBOOK COMPUTERS
10 SMALL FORM FACTOR COMPUTERS**

It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" PETRILLA, COONEY, URBAN

PURCHASING DEPARTMENT: (Continued)

MOTION

REQUEST A MOTION TO APPROVE THE FOLLOWING CONTRACTS FOR THE PROVIDERS FOR SERVICE SPECIFIED:

COURT HOUSE:

OFFICE EQUIPMENT MAINTENANCE:

UNIFIED OFFICE EQUIPMENT
1030 RUTTER AVENUE
FORTY FORT, PA 18704

TOTAL BID: \$65.00 @ HR.
20% DISCOUNT

COPITECH ASSOCIATES
336 ADAMS AVENUE
SCRANTON, PA 18503

TOTAL BID \$65.00 &
\$95.00@ HR. – 15%
DISCOUNT

UNSUCCESSFUL BIDDER:

GBM

TOTAL BID: \$85.00 &
\$95.00 @ HR. – 20%
DISCOUNT

AREA AGENCY ON AGING:

JANITORIAL SERVICES FREELAND SENIOR CENTER:

JAN-PRO
1108 ROUTE 315
WILKES BARRE, PA 18702

TOTAL BID: \$7,023.00

BUREAU OF ELECTIONS:

DELIVERY & RE-DELIVERY VOTING MACHINES PRIMARY & GENERAL ELECTION:

MATHESON TRANSFER COMPANY
PO BOX 1324
FORTY FORT, PA 18704

TOTAL BID: \$49,000.00

POLL BOOKS:

NTS
1342 MILITARY ROAD
NIAGARA FALLS, NEW YORK 14304

TOTAL BID: \$.04 PER
VOTER PER ELECTION
PLUS \$2,000.00 FLAT FEE

OPTICAL SCAN BALLOTS:

CPS DIRECT
WHITNEY POINTE INDUSTRIAL PARK
65 INDUSTRIAL DRIVE
NANTICOKE, PA 18634

TOTAL BID \$17,145.00

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

PURCHASING DEPARTMENT: (Continued)

MOTION

MAGISTRATE HALESEY:

REQUEST A MOTION TO AWARD BUSINESS OFFICE SYSTEMS, INC. THE CONTRACT FOR YEARLY PHOTO COPIER MAINTENANCE AGREEMENT FOR THE GESTETNER G1302 COPIER S/N (DRUM AND SILICONE ROLLERS NOT COVERED). CONTRACT PRICE \$245.00

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

COURT HOUSE:

REQUEST A MOTION TO START AN E-Z PASS ACCOUNT WITH THE PENNSYLVANIA TURNPIKE COMMISSION FOR USE BY SHERIFF AND OTHER DEPARTMENTS. CONTRACT PRICE \$35.00 PER TRANSPONDER PLUS \$3.00 ANNUAL FEE PER TRANSPONDER.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

ROAD & BRIDGE:

REQUEST A MOTION TO AWARD GILBARCO, INC. THE CONTRACT FOR THE GAS PUMP SOFTWARE ANNUAL MAINTENANCE AGREEMENT. CONTRACT PRICE \$175.00.

It was moved by Commissioner Cooney, seconded by Commissioner Petrilla
“AYES” PETRILLA, COONEY, URBAN

MOTION

CLERK OF COURTS:

REQUEST A MOTION TO AWARD IMR INFORMATION AT WORK THE CONTRACT FOR THE UPGRADE TO ONBASE SOFTWARE FROM VERSION 6.2 TO VERSION 9.2 MAINTENANCE AGREEMENT. CONTRACT PRICE \$1,000.00.

It was moved by Commissioner Cooney, seconded by Commissioner Urban
“AYES” PETRILLA, COONEY, URBAN

MOTION

ASSESSORS OFFICE:

REQUEST A MOTION TO AWARD 21ST CENTURY FOR THE COMPUTER ASSISTED MASS APPRAISAL MAINTENANCE (CAMA) AGREEMENT. CONTRACT PRICE \$3,370.00 @ MONTH.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

PURCHASING DEPARTMENT: (Continued)

MOTION

DOMESTIC RELATIONS:

REQUEST A MOTION TO AWARD HILLMAN TIME SYSTEMS, INC. FOR THE MAINTENANCE OF THE TIME CLOCKS IN THE DOMESTIC RELATIONS BUILDING. CONTRACT PRICE \$798.00 @ MONTH.

It was moved by Commissioner Cooney, seconded by Commissioner Urban
“AYES” PETRILLA, COONEY, URBAN

MOTION

BUREAU OF ELECTIONS:

REQUEST A MOTION TO AWARD HILLMAN TIME SYSTEMS, INC. FOR THE MAINTENANCE OF THE TIME CLOCK IN THE BUREAU OF ELECTIONS. CONTRACT PRICE: \$270.00 @ MONTH.

It was moved by Commissioner Cooney, seconded by Commissioner Petrilla
“AYES” PETRILLA, COONEY, URBAN

MOTION

COURTHOUSE:

REQUEST A MOTION TO RATIFY THE SIGNATURE OF THE COUNTY MANAGER CHIEF CLERK ON EXEMPTION CERTIFICATE TO JERRY’S SPORTING GOODS FOR AMMUNITION PURCHASE.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

MOTION

REQUEST A MOTION TO REJECT ALL BIDS FOR THE STATIONARY BID DUE TO NUMEROUS ERRORS IN VENDOR RESPONSES.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

END OF DEPARTMENT HEAD REPORTS

PERSONNEL

MARCH 17, 2010

REQUEST A MOTION TO APPROVE THE FOLLOWING APPOINTMENTS AT:

AGING:

The Appointment of the following as Aging Care Manager 2's at an annual salary of \$29,663:

Cindy Royce, Wilkes-Barre, effective March 22, 2010
Melody Jo Zapotoczny, Wilkes-Barre, effective March 22, 2010
Jaime Sekusky, Duryea, effective April 5, 2010

The Appointment of the following Alternate Senior Center Manager 1's at an hourly rate of \$12.18:

Dorothy Evans, Wilkes-Barre, effective April 5, 2010
Anne Juzwiak, Wilkes-Barre, effective March 22, 2010

CHILDREN & YOUTH:

The Appointment of the following as Caseworker 2's (7) at an annual salary of \$31,295

Judith Carter, Dupont, effective March 19, 2010
Michael Wurth, Luzerne, effective April 5, 2010

TRANSPORTATION:

The Appointment of the following Part Time Drivers, at an hourly rate of \$8, effective February 3, 2010:

Eugene Lazarus, Plains
Kenneth Miller, Falls

Kenneth Sutton, Shavertown as a Full Time Driver, at an annual salary of \$19,240, effective February 8, 2010.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" PETRILLA, COONEY, URBAN

REQUEST A MOTION TO APPROVE THE THE FOLLOWING REINSTATEMENT AT:

INFORMATION TECHNOLOGY DEPARTMENT:

Angela Schnelly, Wilkes-Barre as a Mailroom Clerk I at an annual salary of \$19,500 effective March 22, 2010.

VETERAN AFFAIRS:

Rosemary Zondlo, Forty Forty as a Clerk Typist II at an annual salary of \$25,800 effective March 19, 2010.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" PETRILLA, COONEY, URBAN

REQUEST A MOTION TO APPROVE THE FOLLOWING PROMOTION AT:

CHILDREN & YOUTH:

Allison Cave to Casework Supervisor, at an annual salary of \$40,575, effective March 19, 2010.

PROMOTIONS: (Continued)

COMMUNITY DEVELOPMENT:

Mark Hurst from Municipal Coordinator to Municipal Projects Manager, at an annual salary of \$44,500 effective April 1, 2010.

MENTAL HEALTH/MENTAL RETARDATION:

Lou Ellen Zekas to Management Technician at an annual salary of \$29,960 effective March 26, 2010.

VETERAN AFFAIRS:

Sharon Roke to Clerk II at an annual salary of \$26,049.96, effective March 19, 2010.

Cyndi Giuli to Bookkeeper at an annual salary of \$22,500, effective March 19, 2010.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" PETRILLA, COONEY, URBAN

REQUEST A MOTION TO APPROVE THE FOLLOWING PAY ADJUSTMENTS AT:

CHILDREN & YOUTH:

A \$1,000 Certification Pay Adjustment for the following Caseworker 2's, at an annual salary of \$31,701:

David Fox, effective September 21, 2007.
Kellie Kizis, effective September 21, 2007.
W. Thomas Gregory, effective December 14, 2007.

A \$1,000 Certification Pay Adjustment for the following Caseworker 2's, at an annual salary of \$32,370:

Jacqueline Silveri, effective February 20, 2009.
Rosalyn Hnasko, effective March 6, 2009.
Mary Ladish, effective May 1, 2009.

A \$1,000 Certification Pay Adjustment for Mark Landi, Caseworker 2, at an annual salary of \$31,869, effective October 30, 2009.

A \$500 Certification Pay Adjustment for the following Casework Supervisors:

JoAnn Costanzo at an annual salary of \$38,779, effective July 11, 2008.
Mary Fox at an annual salary of \$39,563, effective January 25, 2008.

TRANSPORTATION:

Diane Dieter, Part Time Driver, at an hourly rate of \$8.75, effective February 15, 2010.

COMMUNITY DEVELOPMENT OFFICE:

Carol Wajda, Environmental Specialist, at an annual salary of \$35,000, effective February 19, 2010.

It was moved by Commissioner Cooney, seconded by Commissioner Petrilla
"AYES" PETRILLA, COONEY, URBAN

PAY ADJUSTMENTS: (Continued)

REQUEST A MOTION TO APPROVE THE FOLLOWING SUSPENSION AT:

LUZERNE COUNTY 911:

Wayne Grilz, Telecommunicator, a Three (3) Day Suspension Without Pay, effective March 10th, 29th and April 12, 2010.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

REQUEST A MOTION TO APPROVE THE FOLLOWING RESIGNATIONS AT:

CHILDREN & YOUTH:

Jennifer Plesh, Caseworker 2, effective March 5, 2010
Kristin Rasmus, Caseworker 2, effective March 11, 2010
Diana Matrone, Social Services Aide 3, effective March 12, 2010

TRANSPORTATION:

Jameelya Davis, Child Care Aide, effective February 18, 2010.

PUBLIC DEFENDERS:

Basil G. Russin, Esq., Chief Public Defender, effective March 17, 2010.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

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

AGING:

An Intermittent Family Medical Leave of Absence for Rhonda Adams, Administrative Assistant, effective February 9, 2010.

CHILDREN & YOUTH:

An Intermittent Family Medical Leave of Absence for Nicole Moore, Caseworker 2, effective February 10, 2010.

A One Day Leave Without Pay for Emily Teal, Social Services Aide 1, effective February 26, 2010.

MENTAL HEALTH/MENTAL RETARDATION:

A Leave Without Pay for Tami Kester, Casework Supervisor, effective February 25 and 26, 2010.

A Family Medical Leave of Absence Without Pay for Eric Sepela, Distributed Systems Specialist 2, effective February 24, 2010.

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING TRAININGS FOR:

ATTENDEE	TITLE	LOCATION	DATES	APPROX. COST
<u>AREA AGENCY ON AGING:</u>				
Ken Hodick Leo Kaskel Dawn McQuiston Pam Roberts	Basic Protective Services Training	Harrisburg, PA	5/18-5/21/10	\$2,000
<u>MENTAL HEALTH/MENTAL RETARDATION:</u>				
Mental Health Court Team: William Anzalone Christine Snarski Michelle Hardik Judy Knick Danielle Goldowski Sam Falcone Mollie Katrenicz	16 th Annual Drug Court Training Conf	Boston, MA	6/2-6/5/10	\$9,311* (Breakdown for 7 team members: Registration: \$4,550 Hotel: \$3,821.51 Meals: \$315 Travel: \$624

*There will be no cost to the MH/MR Program which is being paid by a grant from the Pennsylvania Commission on Crime and Delinquency (PCCD) grant money that should be spent by June 30, 2010, the end of the fiscal year.

ASSESSMENT APPEALS OFFICE:

Anthony Alu Jeanie Kenney George Kechula Barbara Kocher Deborah Jones	AAP 62 nd Annual Conference	Seven Springs, PA	May 5 thru 7, 2010	\$2,600
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GIS/MAPPING DEPARTMENT:

Dave Skoronski Plus 3 Staff	PA GIS Conference and GIS Technical Seminar	Johnstown, PA	May 11 thru 12, 2010	\$1,466
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It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" PETRILLA, COONEY, URBAN

BOARD APPOINTMENTS:

REQUEST A MOTION TO APPOINT/RE-APPOINT THE FOLLOWING INDIVIDUALS TO THE FOLLOWING COMMISSION AND BOARDS:

RE-APPOINT:

LUZERNE COUNTY PLANNING COMMISSION:

N. Brian Caverly, Chairman, and members Mike Fera and Jane Manganella for new terms from **January 1, 2010 to December 31, 2013.**

It was moved by Commissioner Cooney, seconded by Commissioner Petrilla
"AYES" PETRILLA, COONEY, URBAN

BOARD APPOINT/RE-APPOINT: (Continued)

LUZERNE COUNTY ZONING HEARING BOARD:

Lawrence Newman, Chairman, for a new term from **January 1, 2010 to December 31, 2012.**

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

LUZERNE COUNTY AGRICULTURAL PRESERVATION BOARD:

Linda Thoma, Chair, and member Richard Maculaitis for a new term from **January 1, 2010 to December 31, 2012.**

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

LUZERNE/SCHUYLKILL WORKFORCE INVESTMENT BOARD, INC. (WIB)

APPOINT:

Paul Straka, Assistant County Administrator, Schuylkill County Courthouse, 401 N. 2nd Street, Pottsville, PA 17901. Term **March 17, 2010 to March 16, 2012.**

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

RE-APPOINT:

The following to a two-year term:

Karen Kenderdine, Vice President, First National Bank, 396 S. Centre Street, Pottsville, PA 17901.
Term: **March 23, 2010 through March 22, 2012.**

Christopher Snyder, Representative, United Schuylkill County Labor Council, 129A Sunbury Street, Minersville, PA 17954. Term: **March 23, 2010 through March 22, 2012.**

Kris Verba, Human Resource Manager, Wegman’s, 820 Keystone Boulevard, Pottsville, PA 17901.
Term: **March 23, 2010 through March 22, 2012.**

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

RE-APPOINT:

The following to a two-year term:

Darlene Robbins, President, NEPA Manufacturers & Employers Association, 250 One Norwegian Plaza, Pottsville, PA 17901. Term: **March 24, 2010 through March 23, 2012.**

Frank Zukas, President, Schuylkill Economic Development Corporation, P.O. Box 659, 91 South Progress Avenue, Pottsville, PA 17901-0659. Term: **March 24, 2010 through March 23, 2012.**

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

.MOTION TO ADJOURN

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“AYES” PETRILLA, COONEY, URBAN

APPENDIX SHEET

2008 Capital Projects Bond Issue — 2008B-3 PAYMENT33 –33A
2003 Capital Projects Bond Issue — 2003D-53 PAYMENT34–34A
DCNR Community Conservation Partnership Program Application..... 35
Recreational Field and Pavilion Fees for 2010.....36