

On the above date at 1:00 P.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; Joan Pusateri, Chief of Budget and Finance; Walter Griffith, Controller; Michael Morreale, Treasurer; Joe DeVizia; Director, Human Services; Andrew Reilly, Office of Community Development; Joseph Gibbons, County Engineer; Andrew Check, Director of Human Resources; Frank Pugliese; Director, Purchasing; Adrian Merolli; Director, Planning Commission.

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

It is noted that all meetings are electronically recorded.

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

No Announcements

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

No Recognitions

No Recognitions

PUBLIC COMMENT – AGENDA ONLY

Commissioner Petrilla

Thomas is this an Agenda item?

Thomas Concert

Yes...it's been on the Agenda for a long time---a long while. I held a forum a few months ago to talk about how Luzerne County has taken advantage of children and their families. I have also left messages for Commissioner Urban and Petrilla regarding the next phase of the Forum. I have here a 90 minute professionally done documentary which I hope we can begin to show to the parents, but I don't have a date yet because people haven't been cooperating to help me do this...There are a lot of things to get done...I have been involved with this for a long time. Others might not think it is an important issue, but it is a very important issue. This documentary came from the publisher on November 20th and all of you had the opportunity to view it. This is what the government says---hey!---pay attention---these are the facts! You've all had the opportunity to review it, but you ignored it. My children are still missing-----

Commissioner Petrilla

Mr. Concert, can you please tell me what this has to do with the Agenda today?

Thomas Concert

It has been on the Agenda because it has been going on a very long time and it's been ignored. I can show proof---the children weren't taken out of my home because I was separated. But the Federal and State Government supplies money to Luzerne County and Children and Youth to get these children back home and back to the parents so the family can move on. It has gone on inappropriately for so long...one Judge tells me one thing and another Judge tells me another...I need a date to show the documentary and you just don't answer...

Commissioner Petrilla

What does this have to do with today's Agenda? We have to move on...

Thomas Concert

You want to move on because it doesn't suit you. Joe DeVizia and Vito DeLuca, they are two others who don't...(inaudible)

Commissioner Petrilla

I am going to ask you to take a seat...

Thomas Concert

There is no cooperation at all---I am all about the truth...(inaudible)

Commissioner Petrilla

Thomas, I am asking you to sit down...

Thomas Concert

If anyone touches me, I will press charges----

Commissioner Petrilla

No one is going to touch you Thomas---we just need to move on...

Thomas Concert

That's what you always want----to move on...(inaudible)

Commissioner Petrilla

Doug, Communications.....

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

Minutes

MOTION

Request a Motion to approve the minutes of the Commissioner’s Meeting held on November 17, 2010 and December 1, 2010.

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

Vouchers

MOTION

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

PNC Bank, Vouchers 499490GF – 501413GF
ACH 001041 - 001059
\$4,498,282.03
County General Fund for 2010

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

PNC Bank, Vouchers 503958LF – 503996LF
\$44,376.38
Liquid Fuels Fund for 2010

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

Wachovia Bank, Vouchers 400455WC – 400459WC
\$135,111.50
Worker’s Compensation for 2010

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: December 15, 2010; December 22, 2010; December 29, 2010; January 5, 2011; January 12, 2011; January 19, 2011.

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: December 15, 2010; December 22, 2010; December 29, 2010; January 5, 2011; January 12, 2011; January 19, 2011.

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 December 13, 2010; December 20, 2010; December 27, 2010 and January 3; 2011.

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: December 13, 2010; December 20, 2010; December 27, 2010 and January 3, 2011.

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

MOTION

Pennsylvania Justice Network (JNET)

The District Attorney of Luzerne County, Jacqueline Musto Carroll, hereby requests a Motion of the Luzerne County Board of Commissioners to sign a Memorandum of Understanding between the Luzerne County Commissioners and each individual Luzerne County Police Department who access JNET. There is no cost to Luzerne County.

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

MOTION

Geisinger Health System Foundation - Internal Revenue Code

Request a Motion of the Luzerne County Board of Commissioners authorizing the resolution approving, in accordance with Section 147 (f) of the Internal Revenue Code of 1986, as amended, a plan of finance by the Geisinger Authority (the “Authority”) including the issuance by the Authority of its Health System Revenue Bonds, Series 2011 (Geisinger Health System) (the “Bonds”) for the benefit of Geisinger Health System Foundation and its affiliates, effective December 15, 2010, as well as authorization for the Chairman of the Board of Commissioners to execute any and all documents necessary for the issuance of the Bonds.

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

MOTION

Geisinger - Health, Safety & Welfare

Request a motion of the Luzerne County Board of Commissioners authorizing the resolution declaring that it is desirable for the health, safety and welfare of the people of Luzerne County for the Geisinger Authority (the “Authority”) to undertake a project involving the issuance by the Authority of its Health System Revenue Bonds, Series 2011 (Geisinger Health System) (the “Bonds”) and to undertake other projects involving Geisinger Health System Foundation and its affiliates serving the people of Luzerne County, effective December 15, 2010 as well as authorization for the Chairman of the Board of Commissioners to execute any and all documents necessary for the issuance of the Bonds.

Commissioner Urban

Thank you for all you do for the community and investing in the community.

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

MOTION

Bureau of Elections – HAVA Grant Election Systems & Software, Inc. Agreement

Request a Motion to re-new the Hardware Maintenance Services and Software Maintenance and Licensing Agreement by and between Luzerne County and Election Systems and Software, Inc. of Omaha, Nebraska for the period 01/01/2011-12/31/2015 said contract payments shall be made in annual installments of \$17,300.00 for a total contract cost of \$86,500.00 and direct the Bureau of Elections to seek full reimbursement for the years 2012 and 2014 utilizing available HAVA, Title ii, Section 251 funding for such purpose.

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

MOTION

Bureau of Election - HAVA Grant –Inclusion Solutions Proposal

Request A Motion to accept a proposal from Inclusion Solutions, a sole source providing election specific, ada compliant, accessibility products and procure the same to the County as part of an ACT OF CONGRESS, known as The Help America Vote Act. Said requisite equipment shall be procured with funding from Luzerne County’s Agreement with the Commonwealth under the County’s Title 261 Grant Allocation in the amount of \$11,045.55 for ramps threshold covers and electronic call system upgrades.

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

MOTION

Tax Refund-Assessment Appeals Office – Court Mediation

Request a Motion to approve the total amount of \$ 23,288.38 for the month of December, 2010 due to Court Mediation.

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

MOTION

Tax Refund-Assessment Appeals Office – Grassi

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

Name: Grassi, John & Marlene
Address: 751 N Main Street
Plains Twp, Pa. 18702
Property Location: 751 N Main Street, Plains Twp
Amount Due: \$56.73
Reason for Refund: 2008 Abatement not processed

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

MOTION

Tax Refund-Assessment Appeals Office – Wilkes-Barre Imaging

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

Name: Wilkes-Barre Imaging
Address: 150 Mundy Street
Wilkes-Barre Twp, Pa. 18702
Property Location: Mundy Street, Wilkes-Barre Twp
Amount Due: \$4,036.60
Reason for Refund: Removed part of building, put on parcel 69-H10S1-003-002

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

MOTION

Tax Refund-Assessment Appeals Office – Stefanko

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

Name: Stefanko, Robert J
Address: 221 Chestnut Street
Dupont, Pa. 18641-2001
Property Location: 101 Cemetery Street, Avoca
Amount Due: \$78.66
Reason for Refund: 2009 Correction of acreage

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

MOTION

Tax Refund-Assessment Appeals Office – O’Donnell

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

Name: O’Donnell, Gerald & Dorothy F
Address: 4 Forest Drive
Dallas, Pa. 18612-9718
Property Location: 419 Hughes Street, Swoyersville
Amount Due: \$86.44 for half year
Reason for Refund: 2009 Board Decision

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

MOTION

Tax Refund-Assessment Appeals Office – Orta

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

Name: Orta, Mary
Address: 70 Saint Nicholas Avenue
Brooklyn, NY 11237

Property Location: 65 Manhattan Street, Ashley Borough
Amount Due: \$216.08
Reason for Refund: 2006 Taxes already paid at Judicial Sale

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

MOTION

Payment-Unspent Funds from Misericordia University to Luzerne Foundation

Request a Motion to approve payment of \$17,035.80 to the Luzerne Foundation which represents the amount of funds received by Luzerne County Commissioners from Misericordia University prior fiscal agents of the Luzerne County Diversity Commission. These monies are to be turned over to the Luzerne Foundation as they assumed the fiscal and fiduciary responsibilities of the Luzerne County Diversity Commission per the resolution dated October 20, 2010.

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

MOTION

Auditor

Request a Motion to retain Zelenkofske Axelrod LLC as the Auditor in connection with the completion of Luzerne County’s Audit for the year ended December 31, 2010 at a fee of \$76,600, exercising the option of one of two annual renewals stated in the original engagement for year ending December 31, 2009.

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

MOTION

2003 Capital Projects Bond Issue – 2003D-63 (Appendix Page 33)

Request a Motion to acknowledge the transfer of \$201,050.35 from the 2003, Capital Projects Bond Issue Series D.

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

MOTION

2003 Capital Projects Bond Issue – 2003D-63 (Appendix Page 33A)

Request a Motion to approve payment of \$201,050.35 from the 2003, Capital Projects Bond Issue Series D.

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

MOTION

Tax and Revenue Anticipation Note, Series A of 2011

Request a Motion authorizing the adoption by the Board of Commissioners of a Resolution of the County of Luzerne, Pennsylvania, authorizing the issuance of its Tax and Revenue Anticipation Note, Series A of 2011 (the “2011A Tran”) in the principal amount of Ten Million Dollars (\$10,000,000); authorizing certain actions to be taken with regard to the execution, sale and delivery of the 2011A Tran; and approving the

execution of all necessary documentation in connection with the issuance of and the incurrence of the debt associated with the 2011A Tran.

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

MOTION

Tax and Revenue Anticipation Note, Series B of 2011

Request a Motion authorizing the adoption by the Board of Commissioners of a Resolution of the County of Luzerne, Pennsylvania, authorizing the issuance of its Federally Taxable Tax and Revenue Anticipation Note, Series B of 2011 (the “2011B Tran”) in the principal amount of Eight Million Dollars (\$8,000,000); authorizing certain actions to be taken with regard to the execution, sale and delivery of the 2011B Tran; and approving the execution of all necessary documentation in connection with the issuance of and the incurrence of the debt associated with the 2011B Tran.

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

MOTION

Execute Task Order with Quad 3, Wilkes-Barre

Request a Motion Authorize the Proper Officials to execute Task Order No. 2010-03 with Quad 3, 37 North Washington Street, Wilkes-Barre, PA 18701 in accordance with the terms and conditions of the two-year open end design services agreement in the not to exceed amount of 7.5% of the final construction cost (plus reimbursable expenses). The task order provides for design services for the Demolition of 25-27 West Broad Street, Hazleton, PA including incidental work. Funding will be provided by the Luzerne County Office of Community Development and the 2008 Luzerne County Capital Bond Series.

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

MOTION

Advertise for Demolition - Hazleton

Request a Motion to Authorize the Proper Officials to advertise for demolition of 25-27 West Broad Street, Hazleton, PA.

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

MOTION

Advertise for Construction – ADA Elevator Project

Request a Motion to Authorize the Proper Officials to advertise for construction of the Luzerne County Courthouse ADA Elevator Project.

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

MOTION

Approve Payment of Invoice - Record Storage Space Analysis Work

Request a Motion to Authorize the Proper Officials to approve payment of an invoice in the amount of \$2,710.08 (Invoice No. 3) from Quad 3 Group, Inc., 37 North Washington Street, Wilkes-Barre, PA 18701 for record storage space analysis work performed for the Luzerne County Records Management Committee.

Commissioner Urban

This will be funded by the records management account 500 fund.

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

MOTION

Rescind Resolution #113006B, November 30, 2006

Request a Motion to Authorize the Proper Officials to rescind Resolution No. 113006B of November 30, 2006. The November 30, 2006 Motion did not include the following:

- Accurate and complete legal description of the limits of responsibility.
- Accurate and complete description of the facilities to be dedicated to Luzerne County.
- A Maintenance Agreement acceptable to Luzerne County and the owner/developer of CenterPoint Commerce and Trade Parks.
- Owner/Developer has successfully negotiated Maintenance Agreements for the subject roads with other entities.

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

MOTION

Transfer 1995 Chevrolet Van

Request a Motion to Authorize the Proper Officials to transfer a 1995 Chevrolet Van (VIN# 1GNEL19WXS123443) from the Luzerne County Board of Commissioners to the Luzerne/Schuylkill Counties Workforce Investment Board.

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

MOTION

Treasurer’s Office - Dog Licensing Software

Request a Motion to approve the purchase of Commonwealth-Compliant Dog Licensing Software from Business Automation Services, Inc. in the amount of \$7,450.00.

Commissioner Urban

This will be paid by the 500 fund.

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

MOTION

Maintenance Contract for Telephone Systems

Request a Motion of the Luzerne County Board of Commissioners to authorize the Proper Officials to execute a three (3) year contract with Guyette Communication Industries Corp. of Plymouth, PA for maintenance services on all NEC brand telephone systems in operation throughout the County. The proposal from Guyette was the only one received in response to the advertised RFP and satisfactorily addresses the specifications detailed in the RFP. The annual maintenance fee by agency will be:

- Central Court - \$364
- Children & Youth Services - \$7,748
- Community Development - \$828
- Domestic Relations - \$3,852
- Magisterial District Court 11-1-01 - \$396
- Magisterial District Court 11-1-02 - \$324
- Magisterial District Court 11-3-02 - \$267
- Mental Health / Mental Retardation - \$4,210
- Office of Human Services - \$371

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

MOTION

Transition Budget Request

Request a Motion to approve, appropriate and pay monies to the Luzerne County Transition Committee in an amount of no less than \$89,400.00 as required under the Luzerne County Home Rule Charter Article XII Section 12.14 (F) enacted by the voters of Luzerne County on November 2, 2010.

Commissioner Urban

This will be handled by the normal funding process?

Walter Griffith

Absolutely. Money was appropriated by the budgetary process, payments authorized by the Commissioners (inaudible) by the Controller and issued in that fashion.

Commissioner Urban

That's the standard county process in place right now?

Doug Pape

The invoices were submitted to Budget and Finance along with the meeting minutes.

Commissioner Urban

Was there ever a problem?

Joan Pusateri

No. If we needed clarification we would contact the committee.

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

MOTION

Luz. Co. Public Officials/Employment Practices/Network Security & Privacy Liability Ins.

Request a Motion to approve National Union Fire Insurance Company as provider for the County's Public Officials/Employment Practices/Network Security and Privacy Liability Insurance, effective January 1, 2011 to January 1, 2012 through Joseph J. Joyce Associates, Inc. The cost associated with this policy is \$274,070.00 which includes an agent's fee of \$22,000.00. The County may choose to renew this policy for an additional term provided "comparable" coverage and pricing structure is being offered.

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

MOTION

Insurance Policy Renewals

Request a Motion to approve the following renewals, effective January 1, 2011 to January 1, 2012 through Joseph J. Joyce Associates, Inc.:

<u>Provider</u>	<u>Policy</u>	<u>Costs</u>
Indian Harbor Insurance Company	Law Enforcement Liability	\$239,336.00
National Casualty Company	Emergency Dispatchers	\$ 20,159.00
Travelers Insurance Company	Keystone Job Corps	\$ 30,159.00
American Alternative Insurance Co.	Children & Youth	\$109,811.00

NOTE: The above costs include the annual agent's fee.

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

MOTION

Area Agency on Aging – Insurance Renewal

Request a Motion to award Scottsdale Insurance Company as Professional Liability, including Abuse and Sexual Misconduct, provider for a total of \$20,096.25, which includes an agent's fee of \$2,000.00 effective January 1, 2011 to January 1, 2012 through Eastern Insurance Group.

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

MOTION

Recorder of Deeds Records Improvement Fund

Request a Motion to transfer funds \$207, 450 from Recorder of Deeds Record Improvement Account. (501 Fund) to the County's Records Retention Account (500 Fund).

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: December 07, 2010

WACHOVIA BANK

Self Insured Workers Compensation Fund	\$101,199.70
Domestic Relations IV-D Fund.....	2,984,008.92
9-1-1 Construction Fund.....	346,369.38
9-1-1 Wire Fund.....	3,022,692.57
9-1-1 Wireless Fund.....	2,094,558.56
Hotel Room Rental Tax.....	205,187.09

PNC BANK

General Fund	\$8,133,061.98
Delinquent School Tax Fund	408,553.46
Delinquent Municipal Tax Fund.....	8,481.96
Real Estate Tax Sale.....	1,422,769.01
Transportation Department	1,675,463.31
Office for the Aging	2,548,760.40
Children & Youth Services.....	1,569,633.90
Mental Health/Mental Retardation.....	33,333.13
Human Services.....	309,888.88
Drug & Alcohol Program	31,050.72
Liquid Fuels Tax Fund.....	852,922.55
GWEIF Escrow Account	27,774.33
Juvenile Probation JCJC Grant-in-Aid	637.41
Juvenile Court Restitution.....	44,428.27
Act 44 Bridge Account	433,217.16
AID System to Roads & Bridges.....	853.19
2009 ARRA US DOE Entitlement.....	28.25
Coroner VSIA Act 2004-122 Account.....	106,180.25
PEMA Hazard Mitigation.....	0.00
Convention & Visitors Bureau.....	24,220.00
Series 2008 A Project Fund.....	20,965,785.07
Early Intervention.....	48.32
District Attorney Gun Buyback Program.....	2.33
HAVA Account.....	414,778.83
License Fee Account.....	247.45
Levee Fee Account.....	359,495.93
Recorder of Deeds Restitution.....	8,004.12
Sheriff Real Estate Escrow.....	2,094,342.61
Sheriff Writs of Execution.....	20,032.33
Sheriff Old Writ of Execution Escrow.....	8,663.00
Sheriff DCED Grant.....	0.00
2009 Government Study Commission.....	29,111.78
District Attorney Federal ICAC Grant.....	81,799.93
Sheriff K-9 Donations.....	674.84
Cash in lieu of Performance Bond.....	74,119.43
FY 2009 Recovery Act JAG Program.....	1,997.51
State Route 93/Broad St Corridor.....	0.00

CITIZENS BANK

Adult Probation Special Account.....	\$227,672.30
Bridge Fund	795.50

Hazardous Material Emergency Response Account 167,059.54
 EMA Radiation Emergency Response Fund 33,560.40

FIRST NATIONAL COMMUNITY BANK

Convention and Visitors Bureau \$158,622.10
 Agencies Account 1,049,074.70
 Solid Waste Recycling/Landfill Administration 388,406.18
 Department of Probation (CPCMS System) 277,520.92
 Flood Protection Authority 983,100.03

FIDELITY DEPOSIT & DISCOUNT BANK

Wyoming Valley Airport Grant Account \$62,627.38
 Tri-County Airport Feasibility Study 2,553.79
 Series 2002 A&B Capital Projects 49,052.69
 Series 2003 A&B Capital Projects 175,590.34
 Series 2003 D Capital Projects 71,319.03
 Series 2008 B Sinking Fund 520,812.33
 Flood Protection Project Impact 4,395.96

M & T BANK

Adult Probation Drug & Alcohol RIP Program \$43,586.00
 District Attorney Bad Check Restitution Fund 6,189.56
 Riverfront-GG2 977,619.50
 Nesbitt Park-DCNR 351,774.25
 Hicks/Abrahams Creek 4,836.41
 RACP Redevelopment Assistance 5,179.00
 Sheriff's Old Real Estate Account 17,643.82
 2008 LCIDA Bond Fund 687,112.50
 2008 LCIDA Debt Service Reserve 6,100,000.00
 2008 Series A Courthouse Fund (Bond Account) 12,285,322.73
 2008 Series A Courthouse Fund (Checking Account) 4.66
 2008 Series B LCCC Project Fund 10,898,291.70

COMMUNITY BANK & TRUST

2008 Series A Project Fund \$1,489,587.92
 2008 Series A Sinking Fund 19.05

NATIONAL PENN INVESTORS TRUST CO.

Short-Term Asset Management Accounts

As of: December 07, 2010

Liquid Fuels Tax Fund	\$541,295.27
9-1-1 Construction Fund	302,812.83
Hazardous Material Emergency Response Account	161,536.69
Housing Trust Fund	2,749,702.03
Solid Waste Recycle Fund	908,285.09
MH/MR Program	3,872,693.65

Human Services **354,090.56**

Total: **\$8,890,416.12**

FIRST NATIONAL COMMUNITY BANK

NOW Investment Accounts

As of December 07, 2010

General Fund **\$5,042,783.93**

Adult Probation Special Fund **201,033.98**

Mental Health/Mental Retardation **3,415,419.84**

Drug & Alcohol Program **151,089.95**

Total: **\$8,810,327.70**

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

CONTROLLERS REPORT- WALTER GRIFFITH

Controller Walter Griffith requested that his report be accepted as listed.

Mr. Griffith stated that the various departments had been notified to be here if the Commissioners had a question.

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:
 - \$ 281,640.90 Community Development Block Grant Program
 - \$ 39,922.73 Emergency Shelter Grants Program
 - \$ 96,348.78 HOME Investment Partnership Program
 - \$ 143,959.00 Homeless Prevention Rapid Re-Housing 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 December 2010.

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 December, 2010.

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

Hazardous Material Emergency Fund:

Voucher No. 400250 inclusive in the amount of \$ 54.61

Wyoming Valley Airport:

Voucher No. 400179 to 400180 inclusive in the amount of \$ 7,789.11

FPA – Operations:

Voucher No. 1211 to 1214 inclusive in the amount of \$ 28,159.71

Adult Probation D&A RIP: Voucher No. 1089 inclusive	in the amount of \$	460.00
Solid Waste Recycling: Voucher No. 401011 to 401017 inclusive	in the amount of \$	2,868.59
Recorder of Deeds Archive	in the amount of \$	13,498.00
Housing Trust Fund: Voucher No. 401082 to 401084 inclusive	in the amount of \$	49,524.56
Convention & Visitors Bureau: Voucher No. 404384 to 404414 inclusive	in the amount of \$	26,733.81
2009 Government Study Commission: Voucher No. 1054 to 1056 inclusive	in the amount of \$	1,105.00
Human Services: Voucher No. 751620 to 751640 inclusive	in the amount of \$	976,792.74
Real Estate Tax Sale: Voucher No. 401250 to 101254 inclusive	in the amount of \$	9,281.87
ACT 44 Bridge: Disbursement No. 1009 to 1010 inclusive	in the amount of \$	3,220.51
2009 ARRA US DOE Entitlement: Voucher No. 1006 to 1008 inclusive	in the amount of \$	115,819.60
Juvenile Probation Grant in Aid: Voucher No. 1056 to 1060 inclusive	in the amount of \$	1,226.02
FY 2009 Recovery Act JAG: Voucher No. 1017 to 1018 inclusive	in the amount of \$	11,469.94
Treasurer License Fee: Disbursement No. 41 to 45 Voucher No. 6063 inclusive	in the amount of \$	5,200.60
Levee Fee: Voucher No. 1606 to 1623 inclusive	in the amount of \$	37,740.06
Transportation Department: Voucher No. 538819 to 538990 inclusive	in the amount of \$	340,038.87
Sheriff Real Estate Escrow: Voucher No. 4250 to 4275 inclusive	in the amount of \$	34,968.77
Writ of Execution Escrow: Voucher No. 1844 to 1874 inclusive	in the amount of \$	4,805.31
Bureau for the Aging: Voucher No. 735847 to 736370 inclusive	in the amount of \$	884,429.65
Children and Youth: Voucher No. 761646 to 762563 inclusive	in the amount of \$	4,177,156.29
Mental Health / Mental Retardation: Voucher No. 748969 to 749094 inclusive	in the amount of \$	1,670,412.31
Drug and Alcohol: Voucher No. 762124 to 762156 inclusive	in the amount of \$	414,695.70

Domestic Relations IV-D:
Voucher No. 400287 to 400288 inclusive in the amount of \$ 348,985.00

Hotel Rental Tax:
Voucher No. 486 to 488 inclusive in the amount of \$ 197,426.55

9-1-1 Wire:
Voucher No. 1785 to 1815 inclusive in the amount of \$ 34,251.56

9-1-1 Wireless:
Voucher No. 1060 inclusive in the amount of \$ 11,357.46

5. Request a Motion to ratify and confirm payment of the following vouchers which exceed the budget:

Building & Grounds:
100.4174.000.3660 – Water
Pennsylvania American Water in the amount of \$ 1,384.07

100.4174.000.3610 – Electricity
UGI Energy Services in the amount of \$ 25,175.75
Totaling \$ 26,559.82

Moon Lake Park:
100.4550.000.3640 – Sewer
Gerald Hudak, Sr. in the amount of \$ 255.00
Sharon’s Johnny on the Spot in the amount of \$ 1,325.00

100.4550.000.3610 – Electricity
UGI Electric in the amount of \$ 547.02
UGI Energy Services in the amount of \$ 658.21

100.4550.000.3750 – Repairs & Maintenance, Misc.
Signs by Tomorrow – Dickson City in the amount of \$ 698.76
Totaling \$ 3,483.99

Prothonotary:
100.4195.000.4115 – Arbitration
Gordon Bigelow, Esq. in the amount of \$ 375.00
Thomas Campenni, Esq. in the amount of \$ 125.00
Joseph Castellino, Esq. in the amount of \$ 125.00
Thomas Cometa, Esq. in the amount of \$ 125.00
Elaine Cook, Esq. in the amount of \$ 125.00
Romilda Crocomo, Esq. in the amount of \$ 125.00
Robert Davison, Esq. in the amount of \$ 250.00
Charles Decosmo, Esq. in the amount of \$ 125.00
Joseph Dessoye, Esq. in the amount of \$ 125.00
Chester Dudick, Esq. in the amount of \$ 125.00
John Eichorn, Esq. in the amount of \$ 125.00
Robert Elias, Esq. in the amount of \$ 50.00
Alexis Falvello, Esq. in the amount of \$ 125.00
Ann Farias, Esq. in the amount of \$ 125.00
Gregory Fellerman, Esq. in the amount of \$ 125.00
Joseph Glowacki, Esq. in the amount of \$ 125.00
Walter Grabowski, Esq. in the amount of \$ 125.00
Jennifer Hadley, Esq. in the amount of \$ 250.00
John Haley, Esq. in the amount of \$ 125.00
Michelle Hardik, Esq. in the amount of \$ 125.00
Larry Keiser, Esq. in the amount of \$ 125.00
Michael Kelly, Esq. in the amount of \$ 250.00
Bernard Kotulak, III, Esq. in the amount of \$ 125.00
Kurt Kwak, Esq. in the amount of \$ 125.00

Jonathan Lang, Esq.	in the amount of \$	125.00
Qiana Murphy Lehman, Esq.	in the amount of \$	125.00
James Lesho, Esq.	in the amount of \$	250.00
Adam Limongelli, Esq.	in the amount of \$	125.00
Sean Logsdon, Esq.	in the amount of \$	125.00
Harry Mattern, Esq.	in the amount of \$	125.00
Jillian Matthews Lada, Esq.	in the amount of \$	125.00
Richard Marusak, Esq.	in the amount of \$	125.00
Charles McCormick, Esq.	in the amount of \$	500.00
Stephen Menn, Esq.	in the amount of \$	125.00
John Pike, Esq.	in the amount of \$	125.00
Rebecca Reimiller, Esq.	in the amount of \$	125.00
Leonard Sanguedolce, Esq.	in the amount of \$	125.00
Samuel Sanguedolce, Esq.	in the amount of \$	125.00
Joseph Saporito, Esq.	in the amount of \$	125.00
Peter Savage, Esq.	in the amount of \$	125.00
Allison Schillaci, Esq.	in the amount of \$	125.00
Brian Stahl, Esq.	in the amount of \$	125.00
Angela Stevens, Esq.	in the amount of \$	125.00
Jeffrey Sunday, Esq.	in the amount of \$	50.00
Joseph Terrana, Esq.	in the amount of \$	125.00
Angel Mae Webby, Esq.	in the amount of \$	125.00
Ruth Whalen, Esq.	in the amount of \$	125.00
Thomas Williams, Esq.	in the amount of \$	250.00
Richard Wojtowicz, Esq.	in the amount of \$	<u>175.00</u>
Totaling	\$	7,275.00

Public Defender:

100.4152.000.3140 – Special Legal Services

Diane Harding	in the amount of \$	387.45
Dale Hart	in the amount of \$	330.00
Debra Hart	in the amount of \$	695.05
John Onesi	in the amount of \$	60.00
Wayne County Commissioners	in the amount of \$	75.00
Laureen Yeager, Esq.	in the amount of \$	1,848.00

100.4152.000.4125 – Examinations/Witnesses

Ned Delaney, M.A.	in the amount of \$	<u>3,250.00</u>
Totaling	\$	6,645.50

General Government Operations

100.4176.000.3140 – Special Legal Svcs.

Koff Mangan Vullo Gartley & Lach PC	in the amount of \$	<u>12,549.45</u>
Totaling	\$	12,549.45

Commissioner Cooney **Abstained** on item #3 stating 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. All other motions were approved as follows:

It was moved by Commissioner Urban, seconded by Commissioner Petrilla
“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>
AGING			
Temple University Harrisburg	Consultant Services	12/15/10-06/30/11	\$36,100.00 maximum 60 days at \$60.00/hour

CHILDREN & YOUTH:

Catholic Social Services	Truancy Grant	7/1/10-6/30/11	\$75,000.00
Raystown Developmental Services	Supervised Visits	12/1/10-6/30/11	\$42.00/hour with a \$60.00 intake fee

**CHILDREN & YOUTH
AND JUVENILE PROBATION
SERVICES:**

Catholic Charities	Specialized Foster Care Level 2	11/24/10-6/30/11	\$90.00/day
Glen Mills Schools	Enhanced Residential	7/1/10-6/30/11	\$129.32/day
Kidspace National Centers	Shared Day Care Services	10/1/10-6/30/11	\$80.00/bi-weekly

It was moved by Commissioner Urban, seconded by Commissioner Cooney
“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</u>	
			<u>FROM</u>	<u>TO</u>
<u>AREA AGENCY ON AGING:</u>				
CareGivers America	PERS	7/1/10-6/30/11	\$4,000	\$12,000
CareGivers America	Home Support/Chore	“ “	\$5,000	\$8,000
Luzerne County Community College	Training	“ “	\$10,000	\$60,660
Valued Relationships, Inc.	PERS	“ “	\$18,000	\$38,000

**CHILDREN & YOUTH
AND JUVENILE PROBATION
SERVICES**

Children's Service Center	Group Home-Bennet Home Room & Board Only	7/1/10-6/30/11	281.79/day 65.85/day	281.46/day 65.52/day
Youth Services Agency	Community Service Program- Life Skills	“ “	40.00/day	33.00/day

MENTAL HEALTH/MENTAL RETARDATION:

W-B Behavioral Hospital D/B/A First Hospital	Inpatient Srvs.	7/1/08-6/30/09	\$73,863	\$76,862
Northeast Counseling Services	Comm. Srvs., ICM, OP, Day Treatment, Crisis, Soc. Rehab., RC, Adm. Mangmt., Emergency & Psych. Rehab. Srvs.	7/1/09-6/30/10	\$3,581,000	\$2,922,031
Children's Service Center	Comm. Srvs., ICM, OP, Crisis, RC, FB, Adm. Mangmt. & Emerg.	“ “	\$1,245,819	\$1,053,446
Acumen Fiscal Agent, LLC	Family Support Srvs.	“ “	\$8,989	\$24,295
The Advocacy Alliance	Family Support & Certified Invest.	“ “	\$107,000	\$112,414
Luz. Cty. District Attorney	Admin. Mangmt.	“ “	\$23,502	\$24,674
Jyoti Shah, M.D.	Inpatient Srvs.	“ “	\$1,000	\$1,188
W-B Behavioral Hospital D/B/A First Hospital	Inpatient Srvs.,	“ “	\$402,000	\$521,704
W-B Behavioral Hospital D/B/A Comm. Counseling Srvs.	Comm. Srvs., ICM, OP, Day Treatment, Crisis, Comm. Habilit., Transp., CE, Soc. Rehab., Residential, RC, Adm. Mangmt., Emergency & Psych. Rehab. Srvs.	“ “	\$3,723,267	\$3,502,271
NAMI Pennsylvania	Admin. Mangmt.	7/1/10-6/30/11	\$52,000	\$73,000
Acumen Fiscal Agent, LLC	Family Support Srvs.	“ “	\$10,119	-0-

Commissioner Cooney **Abstained** on item #3 stating 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

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>
ShadowBrook Inn & Resort	Wyoming County Senior Center Christmas Party	12/19/10	No Cost to County

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

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING APPLICATION OR AGREEMENTS FOR:

TRANSPORTATION DEPARTMENT:

Request a Motion to approve a resolution authorizing the Director, Fiscal Officer, and Administration Assistant to submit and modify the Pennsylvania Department of Transportation Dot Grants electronic objects (Registration-Organization Core Information, Grant Applications, Projected Legacy Budget, Unaudited Actual Legacy Budget, Audited Actual Legacy Budget, Grant Agreement Execution, Invoices, Progress Reports).

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

ROAD AND BRIDGE DEPARTMENT – JOSEPH GIBBONS

MOTION

Request a Motion to Authorize the Proper Officials to advertise for the procurement of a Truck Mounted Attenuator.

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

MOTION

Request a Motion to Authorize the Proper Officials to decrease the encumbrance of Liquid Fuels Tax Funds for the following Luzerne County Projects:

- Project No. 06-40-000-01 Revision No. 2 (\$400,000.00)

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

MOTION

Request a Motion to Authorize the Proper Officials to approve the encumbrance of Liquid Fuels Tax Funds for the following Luzerne County Projects:

Project No. 10-40-000-01

\$800,000.00

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

COMMUNITY DEVELOPMENT – ANDY REILLY, DIRECTOR

MOTION

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

DATA MAKES THE DIFFERENCE, LLC – A loan amendment in the amount of \$20,000 to further assist a start-up software company located in the Innovation Center, Wilkes-Barre City. Funding will be provided through the County’s Innovation Program and utilized for working capital and professional/financial fees to develop a new application.

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

MOTION

Request a Motion approving a grant for Wyoming Valley Habitat for Humanity, in the amount of \$50,000 through the County’s Housing Trust Fund. The County’s funding will be utilized to assist in the rehabilitation of a property in Wilkes-Barre City to make it available to eligible homebuyers.

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

PLANNING COMMISSION-ADRIAN MEROLLI, DIRECTOR (Appendix Page 34 & 34A)

MOTION

Request a Motion to approve the annual interagency agreement between the County of Luzerne and the Luzerne County Transportation Authority for Fiscal Year 2010-11. This agreement will provide \$ 14,780 in Federal funds to the Authority and have no budgetary effect on the County.

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

MOTION

Request a Motion to adopt the attached resolution to be sent to the Governor, State Representatives and State Senators urging them to renew the Growing Greener Program and provide the necessary appropriations to fund environmental projects in the Commonwealth of Pennsylvania. (Appendix Page 34 & 34A)

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

MOTION

Request a Motion to advertise for bids:

SOLID WASTE DEPARTMENT:
Trash Removal & Recycling Services

TRANSPORTATION DEPARTMENT – HAZLETON:
87 Octane Gasoline

IT Department:
200,000 Tax Bill Forms
220,000 Tax Bill Duplicate Forms
Smart-Net Maintenance for Cisco Network Equipment

DISTRICT ATTORNEY (DETECTIVE DIVISION):
2 - Miniature Computer Forensic Machines (uFRED – Forensic Recovery Evidence Device)
(100% Verizon Foundation Grant Funding)

DISTRICT ATTORNEY’S OFFICE:
Construction of a Secure Storage Cage at Thomas C. Thomas Building

LCCE:
Control Panels

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

MOTION

Request a Motion to approve purchasing the following items from the low bidders as listed:

LCCE:
Stab Vests:

Bob Barker **Total Bid \$12,250.00**
134 North Main Street
Fuquay Varina, NC 27526

Unsuccessful Bidder:
Starr Uniform **Total Bid \$15,875.00**
Kranson Clothes **14,375.50**
Mar-Vel **14,375.00**

LCCE:
Digital Copier:
Keystone Business Products Inc. **Total Bid \$6,832.80**
2298 Brodhead Road
Bethlehem, Pa 18020

Unsuccessful Bidders:
Bodnar Sales & Service **Total Bid \$10,413.00**
Advanced Business Machines **6,983.00**
Topp Copy **6,942.00**

BUREAU OF ELECTIONS:
Digital Copier:

**Keystone Business Products Inc.
2298 Brodhead Road
Bethlehem, Pa 18020**

Total Bid \$10,172.00

Unsuccessful Bidders:

Advanced Business Machines
Topp Copy
Bodnar Sales & Service

Total Bid \$10,983.00
10,873.00
10,758.00

CHILDREN & YOUTH:

Computers & Licenses:

21 HP Desktops:

**Software Engineering Associates
1 Export Lane
Archbald, Pa 18403**

Total Bid \$14,595.00

28 Lap Top Computers:

**EDC Systems
3455 Golden Gate Way
Lafayette, Ca 94549**

Total Bid \$34,104.00

39 Microsoft Licenses:

**EDC Systems
3455 Golden Gate Way
Lafayette, Ca 94549**

Total Bid \$6,435.00

10 Microsoft Licenses:

**SHI
33 Knightsbridge Road
Piscataway, NJ 17055**

Total Bid \$2,475.70

Unsuccessful Bidders:

Integra One
GBM
Crossroads Computers **(Desk Tops only does not meet
Specifications)**

Total Bid \$104,502.66
62,361.10
14,007.00

LUZERNE COUNTY COURT HOUSE:

Specialized Vehicle Repair:

**Barber Ford
962 Wyoming Avenue
Exeter, Pa 18643**

\$59.00 @ hour - no less than 25% discount parts

**Nicholas Truck Sales
under 17,000 pounds
Luzerne, Pa 18709**

\$55.00 @ hour – no less than 20% discount on vehicles 301 main street

**\$64.00 @ hour – no less than 20% discount on vehicles
over 17,000 pounds**

Towing Of County Vehicles: (Appendix Page 35)

Falzone Towing - Per attached fee schedule.

**271 North Sherman Street
Wilkes Barre, Pa 18702**

Unsuccessful Bidder:

Ayers Towing

PLANNING COMMISSION:

Traffic Counter Utility Van:

Winner Ford (92% Grant Money) Total Bid \$20,830.00
250 Berlin Road
Cherry Hill, NJ 08034

Unsuccessful Bidders:

Tom Hesser	Total Bid \$22,965.00
Valley Chevrolet	22,245.00
Fairway Motors	22,070.95
Whiteside Chevy	21,900.00
Bob Fisher	21,836.50
Kovatch Org.	21,475.27
Hondru Fleet	21,430.00

ROAD & BRIDGE DEPARTMENT:

Snow Plow Blades & Blade Savers:

John Bonhan Total Bid \$8,732.50
1829 Fair Avenue
Honesdale, Pa 18431

Unsuccessful Bidders:

Bradco	Total Bid \$8,758.50
Valk (Bid Blades only)	5,594.70
Highway Equipment (Bid Blades only)	5,309.50

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

MOTION

JUDGE PATRICK TOOLE:

Request a Motion to award Business Office Systems the annual maintenance agreement for the Phillips Transcriber.

Total Contract: \$80.00

Contract period: 11-30-2010 to 11-29-2011

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

MOTION

DOMESTIC RELATIONS:

Request a Motion to award Business Office Systems the annual maintenance agreement for Sanyo Dictator/Transcriber.

Total Contract: \$80.00

Contract period: 11-16-2010 to 11-15-2011

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

MOTION

LUZERNE COUNTY CONVENTION & VISITORS BUREAU:

Request a Motion to award Pennsylvania Tourism Package the advertisement for full page ad for the Luzerne County Convention & Visitors Bureau.
Total \$20,390.00.

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

MOTION

SHERIFF’S DEPARTMENT:

Request a Motion to award IRIS the contract for Licenses to Carry Standardization & Modernization Process for the Hazleton Sheriff’s Department.
Total \$5,340.00.
This is a 100% reimbursement grant.

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

MOTION

LUZERNE COUNTY 9-1-1:

Request a Motion to award Polar Bear the maintenance agreement for 5 Rooftop units and 2 boilers for Luzerne County 9-1-1-.
Total \$2,995.00.

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

MOTION

Request a Motion to purchase Software Upgrade from Norstar for Luzerne County 9-1-1.
Software -\$1,255.00.
Labor not to exceed \$1,745.00
Total not to exceed \$3,000.00

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

GIS/MAPPING DEPARTMENT:

MOTION

Request a Motion to award Four Star the Maintenance Agreement for the Large Format Plotter for GIS/Mapping Department.
Total Bid \$949.00.
Contract: 1-1-2011 to 12-31-2011

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

END OF DEPARTMENT HEAD REPORTS

Commissioner Petrilla

The records committee met this morning and voted to put a bid out for shelving for the Prothonotary's Office, Please check with Art and have it on the agenda for the 22nd.

PERSONNEL

DECEMBER 15, 2010

REQUEST A MOTION TO APPROVE THE FOLLOWING APPOINTMENTS AT:

CHILDREN & YOUTH:

The Appointment of the following Caseworker 2's at an annual salary of \$31,295, effective December 10, 2010:

Paulette Patton, Harveys Lake
Regina Donahue, Sybertsville
Beth Nolasco, Freeland

The Appointment of Michael Rahl, Luzerne, as a Social Worker 1, at an annual salary of \$31,295, effective January 3, 2011.

MENTAL HEALTH/MENTAL RETARDATION:

Holly Long, Shavertown, as a Caseworker 2, at an annual salary of \$31,641, effective December 17, 2010.

TRANSPORTATION:

The Appointment of the following Part Time Drivers, at an hourly rate of \$8, effective November 15, 2010:

Louise Ann Nulton, Harveys Lake
John Vacula, Exeter

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 Stephanie Shepperson, Caseworker 2, at an annual salary of \$31,795, effective August 6, 2010.

A \$1,000 Certification Pay Adjustment for Jillian Thomas, Caseworker 2, at an annual salary of \$32,795, effective April 30, 2010.

A \$250 Masters Degree Pay Adjustment for Kellie Kizis, Caseworker 2, at an annual salary of \$34,723, effective May 14, 2010.

TRANSPORTATION:

Joseph Sudo, Part Time Driver, at an hourly rate of \$8.25, effective November 8, 2010.
Basil Desiderio, Part Time Driver, at an hourly rate of \$8.25, effective November 22, 2010.
Donald Knauer, Part Time Driver, at an hourly rate of \$8.25, effective November 22, 2010.
John Babuscak, Part Time Driver, at an hourly rate of \$8.50, effective November 22, 2010.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING CHANGE IN STATUS AT:

AGING:

A Change from Part Time to Full Time for Toni Mathis, Senior Center Manager 1, at an annual salary of \$24,200, effective December 13, 2010.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING CORRECTION AT:

CHILDREN AND YOUTH:

A Correction in the Annual Salary for Renee O’Donnell. Management Technician, at an annual salary of \$27,512, effective October 15, 2010.

COMMISSIONERS:

A Correction to the effective date for Joan Pusateri, Chief of Budget & Finance to December 9, 2010.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING RESIGNATION AT:

CHILDREN & YOUTH:

Kelly Flaherty, Caseworker 2, effective, December 22, 2010.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING SUSPENSION AT:

LUZERNE COUNTY 911:

Jason Keezer, Technical Support Specialist, (1) day suspension without pay, December 13, 2010.

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

REQUEST A MOTION TO REMOVE FROM THE PERSONNEL ROSTER DUE TO DEATH AT:

CHILDREN & YOUTH:

Theresa Makar, Caseworker 2, effective November 24, 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:

A Family Medical Leave of Absence for Mary Roselle, Administrative Officer 3, effective December 3, 2010.

A Family Medical Leave of Absence for Debbie Milz, Community Health Nurse 2, effective January 4, 2011.

CHILDREN & YOUTH:

A Family Medical Leave of Absence for Mary Yurgaitis, Clerk Typist 2, effective October 28, 2010.

A Family Medical Leave of Absence for Debbie Guziejka, Caseworker 2, effective November 9, 2010.

A Family Medical Leave of Absence for Cindy Koder, Caseworker 2, effective November 8, 2010.

A Leave of Absence Without Pay for Jill Geissinger, Casework Supervisor, effective November 19 and 23, 2010.

LUZERNE COUNTY 911:

A Medical Leave of Absence Without Pay for David Kelly, Remote Site Supervisor, effective December 7, 2010 at noon.

LUZERNE COUNTY CONVENTION & VISITORS BUREAU:

A Family Medical Leave of Absence for Patricia Bonham, Fulfillment Coordinator, effective December 14, 2010.

MENTAL HEALTH/MENTAL RETARDATION:

A Family Medical Leave of Absence for Lou Ellen Zekas, Management Technician, effective November 15, 2010.

PUBLIC DEFENDERS:

An Intermittent Family Medical Leave of Absence for Margaret Ashton, Clerk Steno II, effective December 1, 2010.

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

BOARD APPOINTMENTS:

REQUEST A MOTION TO APPROVE THE FOLLOWING BOARD RE-APPOINTMENTS AT:

LUZERNE COUNTY FLOOD PROTECTION AUTHORITY BOARD APPOINTMENT:

APPOINT:

Commissioner Maryanne Petrilla, Chairman, 55 Aristocrat Circle, Sugarloaf, PA for a one year term effective January 1, 2011 through December 31, 2011.

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

LUZERNE-WYOMING COUNTIES DRUG AND ALCOHOL EXECUTIVE COMMISSION:

APPOINT:

Bonnie Donovan, Department of Health Representative, Northeast District, Wilkes-Barre, PA for a three-year term as Ex-Officio effective January 01, 2011 through December 31, 2013.

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

PLANNING COMMISSION MEMBERS:

RE-APPOINT:

Ellen Ferretti
Charles Kasko

The above terms, effective from January 1, 2011 to December 31, 2014.

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

ZONING HEARING BOARD:

RE-APPOINT:

Anthony Palishak, effective January 1, 2011 to December 31, 2013.

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

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

RE-APPOINT:

Martha Herron, PPL Corp. effective January 3, 2011 to January 3, 2013.
Susan Spry, LCCC.effective January 4, 2011 to January 4, 2013.
Frank Yamrick, Belrick Corp. effective January 3, 2011 to January 3, 2013.

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

REQUEST A MOTION TO ACCEPT THE RESIGNATION OF:

Susan W. Shoal from the Luzerne County Diversity Commission, effective December 15, 2010.

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

END OF PERSONNEL

Commissioner Urban

Andy can you give us an update on the personnel policy?

Andy Check

It will be on the December 22nd agenda. It is undergoing the final print and format, reconciliation pages, table of contents, and appendix.

Commissioner Urban

All just administrative.

Andy Check

Yes, there is one appendix that needs to be added, an organizational chart.

Commissioner Urban

Do you envision it being made public for review prior to the meeting?

Andy Check

That would be up to the commissioners.

Commissioner Cooney

I would rather vote on it first then you can always update or modify it.

PUBLIC COMMENT – NON-AGENDA

Ed Warkevicz

This is in regards to the Luzerne County Public Officials Employee Practices/Network Security & Privacy Liability Insurance, which was approximately \$274,000.00. How much less is that from last year?

Commissioner Petrilla

Michele would know.

Michele Sparich

I don't have the difference now.

Commissioner Petrilla

We can get that to you Mr. Warkevicz.

Ed Warkevicz

The reason why I'm saying that is I know one of the local agents, his rate was approximately \$50,000 less than last years rate.

Michele Sparich

I believe there was only one response to this, this year. This was put our for an RFPand we only had one response.

Ed Warkevicz

From what agency?

Michele Sparich

Joyce.

Ed Warkevicz

Joyce was the only one who responded?

Michele Sparich

That's my recollection and I will confirm it when I give you the difference in price.

Ed Warkevicz

I will check with the agent. I heard Scottsdale was mentioned as one of the carriers. There are 50 agents in two counties that has Scottsdale. My question is why does Joyce always get the insurance?

Michele Sparich

There were people who picked up the specifications this year but we only received one set of proposals.

Ed Warkevicz

Right, but DGK will get \$35,000 a year. I'll do more research.

Commissioner Petrilla

We only received one submission. I believe another carrier missed the deadline and submitted after the deadline. Unfortunately the deadline is set for a reason. We can't deviate from it.

Ed Warkevicz

I'll do more research.

Commissioner Petrilla

I think that's what you are referring to. If you check with that carrier you will find they missed the deadline to submit.

Commissioner Urban

Our budget meeting is scheduled for the 22nd and we are having a public meeting today at 5:30pm. I'd like to meet with the press for a private meeting in about five minutes in the rotunda.

Commissioner Petrilla

I see you standing there Mr. Concert...do you have a Public Comment?

Thomas Concert

I do....I have a large rooster of parents who would like to see...

Commissioner Petrilla

Are you talking about the documentary in the Rotunda?

Thomas Concert

I was hoping to do so. I am in the 3rd phase of this project to get the truth out there and all the manipulation that has gone on---I've been to court; I've raised questions; did research; and brought that research to you in order to raise awareness, but nothing seems to be appropriate. Children end up outside the Continental United States and no one says or does anything and things continue on...This has been my life for a long, long time.

Commissioner Petrilla

What point are you trying to make?

Thomas Concert

The DA Offices---the DA retains private counsel, Rosenn/Jenkins, & Greenwald to send me a letter. They send me a letter to shut up or they will prosecute me. Well, they can prosecute me all they want because I am right!!! And the intimidation goes on and goes on. I am looking for the return of these children. When you take children from one parent, go and find the other. You take State and Federal money and don't do the right thing. A lot of people got damaged and a lot of people chose to turn their heads. I came to you numerous times on separate occasions---

Commissioner Petrilla

Is there anything else, Mr. Concert? We understand...someone from the office will be in touch with you.

Thomas Concert

People took advantage of me---why cover this up? This is where it happened.

Commissioner Petrilla

Mr. Concert, when the Rotunda is free, someone will be in touch with you. Mr. Concert, if you don't have anything else to say, I am going to make a Motion to adjourn the meeting.

Thomas Concert

(Inaudible)

MOTION TO ADJOURN

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

Respectfully submitted,

A handwritten signature in cursive script that reads "Jennifer Thomas".

Jennifer Thomas, Recording Secretary

APPENDIX SHEET

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Resolution in Support of Renewing Growing Greener.....Page 34&34A

Falzone’s Towing.....Page 35

APPENDIX SHEET

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(FORM OF REQUISITION)

LUZERNE COUNTY, PENNSYLVANIA
GENERAL OBLIGATION BONDS
Series D of 2003

REQUISITION NO. 2003D-63

As defined by the Ordinance of the Board of Commissioners of the County of Luzerne, Pennsylvania and The Project Fund & Capitalized Interest Fund Agreement by and between Luzerne County, Pennsylvania (the "County") and The Fidelity Deposit and Discount Bank, (the "Paying Agent"), the undersigned duly authorized officer of the County hereby requests that payment be made from the Capital Projects Fund by the Paying Agent, and in connection therewith, certifies as follows:

1. The persons to whom payment is due, the amounts to be paid and the purposes for which the obligations were incurred are set forth on Schedule A hereto; and
2. Each obligation set forth on Schedule A has been incurred properly by the County, is a proper charge against the Capital Projects Fund, is unpaid and has not been the basis of any previous withdrawal

Respectfully submitted,

LUZERNE COUNTY

By _____
Maryanne C. Petrilla
Chairman

Attest: _____
Douglas A. Pape
Chief Clerk

SCHEDULE A (2003D-63)

Name of Payee	Amount	Purpose for Which Obligation was Incurred
	to be Paid	
D.A. Nolt, Inc.	123,747.75	Invoice #1 - Courthouse Renovations Phase 2
Eyerman, Asala, Hapeman & Handman	12,090.72	Invoice #10038 - Courthouse Exterior Renovations Phase 2
Reilly Associates	537.60	Invoice # 11 - CB16501 (Marchakitus Rd.) - June 2006 Flood
Reilly Associates	196.00	Invoice # 9 - Moss Rd. - June 2006 Flood
Don E. Bower, Inc.	45,248.38	Invoice #2 CB35008 (Dennison Twp.) - November 2006 Flood
Michael Baker Jr., Inc.	11,652.18	Invoice #792906 - Hicks Creek
Mesko Glass & Mirror Co., Inc.	7,475.00	Invoice #I002001741 - Wyoming Valley Airport
The Citizens Voice	41.28	Ad #30412520 - Public Notice for "West Side Mark Master Plan"
Citizens Voice	61.44	Acct. # 189901 - Wyoming Valley Airport
TOTAL	\$ 201,050.35	

Provide copies of issued checks to:
Luzerne County Courthouse
200 North River St.
Wilkes-Barre, PA 18711
Attn: Beverly Shelley - Budget & Finance

LUZERNE COUNTY, PENNSYLVANIA

**RESOLUTION IN SUPPORT OF
RENEWING GROWING GREENER**

WHEREAS The Board of Commissioners of Luzerne County, Pennsylvania, constitutes the chief governing body of Luzerne County, with legislative and policy-making powers that affect each resident's quality of life; and

WHEREAS Luzerne County has the responsibility of planning for and implementing projects that accomplish the preservation of open space, economic development, historic preservation, community parks and recreation, and safe water resources; and

WHEREAS Pennsylvania's ability to attract growing businesses and to provide the quality of life is hindered by the loss of open space and farmland, the failure to remediate brownfield sites and restore impaired rivers and streams, the deterioration of our state game, forests and park lands, and the resultant financial pressures on local governments; and

WHEREAS Luzerne County has learned that the Growing Greener Program and funds will soon expire; and that this will affect Luzerne County's ability to restore and protect our local environment; and

WHEREAS Luzerne County understands that Growing Greener has helped to preserve nearly 34,000 acres of working family farms in Pennsylvania; conserve more than 42,300 acres of threatened natural areas; restore more than 1,600 acres of abandoned mine lands; and enhance access to outdoor recreation through 234 community park projects and 132 state park and forest infrastructure projects; and

WHEREAS Article I, Section 27 of the Pennsylvania Constitution states that, "The people have a right to clean air, pure water, and to the preservation of the natural, scenic, historic and esthetic values of the environment. Pennsylvania's public natural resources are the common property of all the people, including generations yet to come. As trustee of these resources, the Commonwealth shall conserve and maintain them for the benefit of all the people"; and

WHEREAS Luzerne County realizes that the Commonwealth is losing three times more forest, wildlife habitat, farmland and other open spaces to development than it is able to preserve; and that the Commonwealth has over 16,000 miles of rivers and streams that are unsafe for fishing and swimming; and more than 2,000 working family farms await protection from encroaching development; and 189,000 acres of abandoned mine lands scar 44 of the Commonwealth's counties; and the grant funds available for community and county recreation, greenways and trails projects have been severely diminished; and

NOW, THEREFORE BE IT RESOLVED that:

Luzerne County supports the renewal of the Growing Greener Program and authorization of the necessary appropriations by the General Assembly and the Governor to provide a dedicated funding source for important environmental projects.

DULY ADOPTED at the regular meeting of the Board of Luzerne County Commissioners this 15th day of December, 2010.

ATTEST:

COUNTY COMMISSIONERS:

Douglas A. Pape
County Manager/Chief Clerk

Maryanne C. Petrilla, Chairman

Thomas P. Cooney, Commissioner

Stephen A. Urban, Commissioner

Falzone's Towing

INTRODUCTION:

Luzerne County wishes to enter into a two (2) year contract (January 1, 2011 to December 31, 2013) for towing and recovery services on an "as needed" basis for vehicles owned and/or operated by Luzerne County.

Luzerne County has a high standard of maintenance and vehicles will occasionally breakdown or be involved in an accident and require towing or recovery services. It is important to Luzerne County that these vehicles be recovered quickly and efficiently to reduce the impact to Luzerne County services and the public.

GENERAL REQUIREMENTS:

The Contractor shall be responsible for all services provided under this contract. Towing and recovery services shall be on an "as needed" basis. All services shall be available 24 hours a day, 7 days a week. The Contractor shall have the exclusive right to first call, with the exception that Local Law Enforcement or emergency Responders may determine that there is an immediate need for towing or recovery

TOWING:

All tows should be factored in the applicable mile radius from the Luzerne County Maintenance Facility located at Water Street, Wilkes Barre, Pa.

All pricing to be held firm for the contract period stated above.

Class "A": Towing of an Agency passenger vehicle or truck or van, less than 10,000 GVW.

Price per Tow	<u>60.00</u>	within a ten mile radius
Price per Tow	<u>90.00</u>	within a ten to twenty mile radius
Price per Tow	<u>120.00</u>	within a twenty to thirty mile radius
Price per Tow	<u>150.00</u>	within a thirty to fifty mile radius

Class "B": If vehicle to be towed or recovered exceeds 10,000 but less 26,000 GVW.

Price per Tow	<u>95.00</u>	within a ten mile radius
Price per Tow	<u>125.00</u>	within a ten to twenty mile radius
Price per Tow	<u>155.00</u>	within a twenty to thirty mile radius
Price per Tow	<u>185.00</u>	within a thirty to fifty mile radius

Additional labor charge for removal of Drive Line \$ 35.00 Class "B"

Class "C": If an Agency vehicle to be towed or recovered exceeds 26,000 GVW.

Price per Tow	<u>145.00</u>	within a ten mile radius
Price per Tow	<u>175.00</u>	within a ten to twenty mile radius
Price per Tow	<u>205.00</u>	within a twenty to thirty mile radius
Price per Tow	<u>235.00</u>	within a thirty to fifty mile radius

Additional labor charge for removal of Drive Line \$ 35.00 Class "C"