

MARCH 23, 2011

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; Joan Pusateri, Chief of Budget and Finance; Walter Griffith, Controller; 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

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.

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

RESOLUTION:

Wayne Wolfe, Director of Staffing and Volunteer Services representing American Red Cross Wyoming Valley Chapter and Edward Winters, Regional CEO of American Red Cross for:

MARCH IS RED CROSS MONTH

RESOLUTION:

C.A.S.U.A.L. DAY

PUBLIC COMMENT: AGENDA ITEMS ONLY

No Public Comment on agenda items.

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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 March 8, 2011.

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

Vouchers

MOTION

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

PNC Bank, Vouchers 502910GF – 504015GF
ACH 001097 - 001109
\$5,029,492.45
County General Fund for 2011

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

PNC Bank, Vouchers 504128LF – 504188LF
\$116,611.53
Liquid Fuels Fund for 2011

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

Wachovia Bank, Vouchers 400468WC – 400469WC
\$4,815.00
Worker’s Compensation for 2011

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 with in the City of Hazleton and Hazle Township, Luzerne County, Pennsylvania. Resolution dated: March 23, 2011; March 30, 2011; April 6, 2011; April 13, 2011; April 20, 2011; April 27, 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: March 23, 2011; March 30, 2011; April 6, 2011; April 13, 2011; April 20, 2011; April 27, 2011

Luzerne County State of Emergency – Flash Flooding

Request a motion of the Luzerne County Board of Commissioners to approve/ratify continuing the State of Emergency from the June 26th, 2006 due to flash flooding and flooding from the Susquehanna River. This motion is for the weeks of April 4, 2011, April 11, 2011, April 18, 2011, April 25, 2011, May 2, 2011.

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 April 4, 2011, April 11, 2011, April 18, 2011, April 25, 2011, May 2, 2011.

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

MOTION

IT Department: Web Site Hosting Contract

Request a Motion of the Luzerne County Board of Commissioners to approve/ratify the contract with Rackspace® Hosting, Inc. for hosting of the County web site. Rackspace was chosen as the County’s web hosting vendor in February 2006 when Rackspace submitted a quote that was lower than those obtained from two other web hosting vendors. The annual web site hosting fee from Rackspace is \$4,275. The other quotes obtained were \$5,400 from ChoiceOne Online and \$7,199.40 from VERIO.

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

MOTION

IT Department: Server and Storage Array Manufacturer’s Maintenance Agreement

Request a motion of the Luzerne County Board of Commissioners to renew annual manufacturer’s maintenance agreement for Hewlett-Packard® (HP) Proliant servers and storage array in the amount of \$14,199.12. HP is the manufacturer and sole source for manufacturer’s support services.

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

MOTION

PCCD Application – Public Defender’s Diversion Policy & Practice

Request a motion of the Board of Commissioners to ratify the submission of an application to the Pennsylvania Commission on Crime and Delinquency (PCCD) as well as authorization for the Chairman of the Board of Commissioners to execute any and all documents necessary for the application for and receipt of PCCD funding in regards to the 2011 Advancing Diversion Policy and Practice in Pennsylvania. There is no match required for this application. Funding is being requested to establish a mentoring program for juveniles who have entered the juvenile justice system.

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

MOTION

PCCD Application – Public Defender’s Model Juvenile Defender Unit

Request a motion of the Board of Commissioners authorizing the submission of an application to the Pennsylvania Commission on Crime and Delinquency (PCCD), effective March 23, 2011, as well as authorization for the Chairman of the Board of Commissioners to execute any and all documents necessary for the application for and receipt of PCCD funding in regards to the 2011 Model Juvenile Defender Units. There is no match required for Year #1 of this application; Year #2 requires a twenty-five percent (25%) cash match. Funding is being requested to establish a Model Juvenile Defender Unit in Luzerne County.

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

MOTION

Letter of Support – Public Defender’s PCCD Application

Request a motion of the Luzerne County Board of Commissioners to execute a letter of support for the Model Juvenile Defender Unit application that is to be submitted to the Pennsylvania Commission on Crime and Delinquency.

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

MOTION

Broad Street Corridor Project Sub-Recipient Agreements

Request a motion of the Luzerne County Board of Commissioners to enter into two separate Sub-Recipient Agreements with 1) the City of Hazleton and 2) the Borough of West Hazleton. The County is the recipient of a pass through grant from the Pennsylvania Department of Community and Economic Development (DCED); these grant funds are for costs associated with the Broad Street Corridor Project. Each municipality will receive a portion of these DCED funds. These Sub-Recipient Agreements are subject to the approval of the County Solicitor.

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 \$102,628.80 for the month of March, 2011 due to Court Mediation and other required Tax Refunds.

Total Amount \$ 102,628.80

Mediations: \$93,857.07

Refunds: \$8,771.73

Donnelly, Robert & Joan	33-E11S1-1-11	\$512.09	Disabled Vet
Gr Haz CanDo	26-U6-A-4A	\$428.52	KOZ Revision
Kratz, Lucy	73-I9NE3-26-16	\$228.45	Disabled Vet
Schiel Inc	73-i9NE1-20-17	\$5,102.52	2010 KOZ
Tate, Carol & Francis	6-R8S5-1-16	\$831.51	Disabled Vet
Wolinsky, Dorothy	59-F9SE2-2A-1G	\$590.80	Disabled Vet
Zakrewsky, Raymond	58-R5-A-29	\$1,077.84	Disabled Vet

Total \$8,771.73

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

MOTION

2008 Series A Courthouse Bond Issue Transfer – 2008A-04

Request a motion to acknowledge the transfer of \$515,950.49 from the 2008 Series A Courthouse Bond Issue for items identified on Schedule “A” of Requisition 2008A-04.

Commissioner Cooney **Abstained** 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

MOTION

2008 Series A Courthouse Bond Issue Payment – 2008A-04

Request a motion to approve payment of \$515,950.49 from the 2008 Series A Courthouse Bond Issue, for items identified on Schedule “A” of Requisition 2008A-04.

Commissioner Cooney **Abstained** 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

MOTION

2008 Capital Projects Bond Issue Payment – 2008B-9

Request a motion to approve payment of \$3,533,815.57 from the 2008 Capital Projects Bond Issue Series B for items identified on Schedule A of Requisition 2008B-9.

Commissioner Cooney **Abstained** 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

MOTION

Quad 3 Group, Inc. Record Storage Space Analysis Approve Payment

Authorize the proper officials to approve payment of an invoice in the amount of \$1,015.74 (Invoice No. 4) 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.

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

MOTION

Advertise a RFP Luzerne County’s Records Retention Center

Authorize the proper officials to advertise a RFP for the potential acquisition of a facility to serve as Luzerne County’s Records Retention Center.

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

MOTION

Gasboy, Inc. One Year Technical Support Agreement

Authorize the proper officials to execute a one-year technical support agreement with Gasboy, Inc., 7300 West Friendly Avenue, Greensboro, NC 27420 in the amount of \$175.00. This agreement is for technical support related issues with the County’s fuel dispensing system.

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

MOTION

GIS/Mapping Department Fee Schedule

Request a Motion for the Luzerne County Commissioners to adopt a resolution amending the fee schedule (attached) for the GIS/Mapping Department to account for updates and additional GIS professional products & services.

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

MOTION

Act 195 Interest Arbitration Award

Request a motion of the Luzerne County Board of Commissioners to ratify and approve the Act 195 Interest Arbitration Award entered relative to Luzerne County and Teamsters Local Union 401 (Assistant District Attorneys and Assistant Public Defenders) effective January 1, 2010 only to the extent said award effects calendar years 2010 and 2011 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 County Council.

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

MOTION

Agreement for Cellular service with Verizon Wireless

Request a motion of the Luzerne County Board of Commissioners to ratify and approve an agreement for cellular service with Verizon Wireless under the current terms and conditions of the GSA Federal Supply Schedule.

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

END OF COMMUNICATIONS

TREASURER’S OFFICE – MICHAEL L. MORREALE

TREASURER’S REPORT

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

CHECKING ACCOUNT BALANCES

As of: March 11, 2011

WACHOVIA BANK

Self Insured Workers Compensation Fund	\$389,853.25
Domestic Relations IV-D Fund	2,639,806.23
9-1-1 Construction Fund	351,618.47
9-1-1 Wire Fund	2,041,840.03
9-1-1 Wireless Fund	2,232,650.65
Hotel Room Rental Tax.....	23,016.09

PNC BANK

General Fund.....	\$14,487,147.72
Delinquent School Tax Fund.....	408,915.73
Delinquent Municipal Tax Fund	8,487.64
Real Estate Tax Sale	1,413,401.34
Transportation Department.....	575,815.39
Office for the Aging.....	2,241,982.20
Children & Youth Services	1,747,625.38
Mental Health/Mental Retardation.....	4,282.09

Human Services.....	223,064.54
Drug & Alcohol Program	146,249.90
Liquid Fuels Tax Fund	497,351.64
GWEIF Escrow Account	27,788.03
Juvenile Probation JCJC Grant-in-Aid.....	289,993.52
Juvenile Court Restitution.....	44,448.93
Act 44 Bridge Account.....	372,018.42
AID System to Roads & Bridges.....	53,711.80
2009 ARRA US DOE Entitlement.....	1,278.20
Coroner VSIA Act 2004-122 Account.....	106,304.52
PEMA Hazard Mitigation.....	0.00
Convention & Visitors Bureau.....	24,220.00
Series 2008 A Project Fund.....	20,990,322.92
Early Intervention.....	48.38
District Attorney Gun Buyback Program.....	2.34
HAVA Account.....	419,047.04
License Fee Account.....	4,515.35
Levee Fee Account.....	550,527.61
Recorder of Deeds Restitution.....	8,508.12
Sheriff Real Estate Escrow.....	2,152,600.91
Sheriff Writs of Execution.....	19,429.99
Sheriff Old Writ of Execution Escrow.....	8,663.00
Sheriff DCED Grant.....	0.00
2009 Government Study Commission.....	29,665.58
District Attorney Federal ICAC Grant.....	62,724.94
Sheriff K-9 Donations.....	675.17
Cash in lieu of Performance Bond.....	74,119.43
FY 2009 Recovery Act JAG Program.....	3.43
State Route 93/Broad St Corridor.....	200,000.00

CITIZENS BANK

Adult Probation Special Account	\$162,450.97
Bridge Fund	795.50
Hazardous Material Emergency Response Account.....	197,647.58
EMA Radiation Emergency Response Fund	31,257.47

FIRST NATIONAL COMMUNITY BANK

Convention and Visitors Bureau	\$200,364.79
Agencies Account	1,004,109.69
Solid Waste Recycling/Landfill Administration.....	448,272.79
Department of Probation (CPCMS System).....	200,579.26
Flood Protection Authority.....	2,443,337.47

FIDELITY DEPOSIT & DISCOUNT BANK

Wyoming Valley Airport Grant Account	\$106,585.27
Tri-County Airport Feasibility Study	2,553.79
Series 2002 A&B Capital Projects.....	49,069.27
Series 2003 A&B Capital Projects.....	175,649.03
Series 2003 D Capital Projects.....	43,525.21
Series 2008 B Sinking Fund.....	4.46

M & T BANK

Adult Probation Drug & Alcohol RIP Program.....	\$42,232.74
District Attorney Bad Check Restitution Fund.....	6,581.65
Riverfront-GG2.....	977,619.50

Nesbitt Park-DCNR.....	352,048.43
Hicks/Abrahams Creek.....	804.66
RACP Redevelopment Assistance.....	5,179.00
Sheriff's Old Real Estate Account.....	17,652.79
2008 LCIDA Bond Fund.....	121,401.66
2008 LCIDA Debt Service Reserve.....	6,100,000.00
2008 Series A Courthouse Fund (Bond Account).....	12,034,344.85
2008 Series A Courthouse Fund (Checking Account).....	31.77
2008 Series B LCCC Project Fund.....	4,836,322.07

COMMUNITY BANK & TRUST

2008 Series A Project Fund.....	\$25,734.81
2008 Series A Sinking Fund.....	2,534,735.68

NATIONAL PENN INVESTORS TRUST CO.

Short Term Asset Management Accounts

As of: March 11, 2011

Liquid Fuels Tax Fund	\$543,015.52
9-1-1 Construction Fund	303,770.39
Hazardous Material Emergency Response Account	162,047.40
Housing Trust Fund	2,758,454.15
Solid Waste Recycle Fund	911,157.76
MH/MR Program	3,885,021.12
Human Services	<u>355,217.46</u>
Total:	\$8,918,683.80

FIRST NATIONAL COMMUNITY BANK

NOW Investment Accounts

As of March 11, 2011

General Fund	\$1,742.53
Adult Probation Special Fund	201,783.61
Transportation Department	1,300,000.00
MH/MR Program	1,435,540.71
Drug & Alcohol Program	<u>477,066.40</u>
Total:	\$3,416,133.25

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

CONTROLLER'S REPORT – WALTER GRIFFITH

CONTROLLER'S REPORT

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

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:

\$ 191,566.24	Community Development Block Grant Program
\$ 30,269.61	Emergency Shelter Grants Program
\$ 31,533.33	HOME Investment Partnership Program
\$ 147,825.00	Homeless Prevention Rapid Re-Housing Program

2. Request a motion to ratify and confirm the payment of \$15,582.92 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 2011.
3. Request a motion to ratify and confirm the payment of \$514,166.67 to the Luzerne County Community College, 1333 Prospect St., Nanticoke, PA. This is the County's appropriation for the month of March 2011.
4. Request a motion to ratify and confirm pre-payment of the following vouchers:

EMA Radiation Emergency Fund:

Voucher No. 400166 inclusive	in the amount of \$	2,302.93
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Hazardous Material Emergency Fund:

Voucher No. 400257 to 400258 inclusive	in the amount of \$	519.02
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Wyoming Valley Airport:

Voucher No. 400182 to 400185 inclusive	in the amount of \$	4,650.00
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FPA – Operations:

Voucher No. 1232 to 1235 inclusive	in the amount of \$	306,384.50
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Adult Probation D&A RIP:

Voucher No. 1094 to 1095 inclusive	in the amount of \$	684.52
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Hicks Abrahams Creek:

Voucher No. 1007 inclusive	in the amount of \$	169.97
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Solid Waste Recycling:

Voucher No. 401039 to 401041 inclusive	in the amount of \$	1,808.59
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County Records Improvement

in the amount of \$	8,592.00
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Prothonotary Automation

in the amount of \$	5,845.00
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Housing Trust Fund:

in the amount of \$	25,704.09
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Voucher No. 401095 to 401098 inclusive	
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Convention & Visitors Bureau: Voucher No. 404503 to 404525 inclusive	in the amount of \$ 20,286.90
Human Services: Voucher No. 751701 to 751725 inclusive	in the amount of \$ 980,646.18
Schools: Voucher No. 405418 inclusive	in the amount of \$ 5,639.54
Real Estate Tax Sale: Disbursement No. 401256 inclusive	in the amount of \$ 10,583.50
2009 ARRA US DOE Entitlement: Voucher No. 1014 inclusive	n the amount of \$ 219,134.70
Juvenile Probation JCJC Grant in Aid: Voucher No. 1065 to 1071 inclusive	in the amount of \$ 1,384.78
Juvenile Court Restitution: Voucher No. 1053 to 1060 inclusive	in the amount of \$ 3,379.93
FY 2009 Recovery Act JAG: Voucher No. 1019 to 1021 inclusive	in the amount of \$ 5,007.20
Treasurer License Fee: Disbursement No. 60 to 62 Voucher No. 6066 inclusive	in the amount of \$ 40,405.80
Levee Fee: Voucher No. 1708 to 1846 inclusive	in the amount of \$ 58,069.78
Transportation Department: Voucher No. 539370 to 539541 inclusive	in the amount of \$ 188,583.68
Sheriff Real Estate Escrow: Voucher No. 4419 to 4439 inclusive	in the amount of \$ 76,496.39
Writ of Execution Escrow: Voucher No. 1951 to 1984 inclusive	in the amount of \$ 4,801.00
Bureau for the Aging: Voucher No. 737671 to 738214 inclusive	in the amount of \$1,075,924.57
Children and Youth: Voucher No. 764594 to 765512 inclusive	in the amount of \$2,621,753.52
Mental Health / Mental Retardation: Voucher No. 749512 to 749674 inclusive	in the amount of \$1,455,485.00
Drug and Alcohol: Voucher No. 762230 to 762265 inclusive	in the amount of \$ 302,800.86
Domestic Relations Title IV-D: Voucher No. 400293 to 400295 inclusive	in the amount of \$ 302,631.00
Hotel Rental Tax: Voucher No. 498 to 500 inclusive	in the amount of \$ 143,797.98
9-1-1 Wire: Voucher No. 1883 to 1909 inclusive	in the amount of \$ 102,345.84

9-1-1 Wireless:

Voucher No. 1067 to 1069 inclusive

in the amount of \$ 65,054.49

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

END OF CONTROLLER'S REPORT

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</u>	<u>CONTRACT CAP</u>
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**CHILDREN & YOUTH
AND JUVENILE PROBATION
SERVICES:**

Pediatric Speciality Care at Point Pleasant	MA Rate (Billed to County Room & Board Only Group Home)	3/1/11-6/30/11	\$568.00/day 121.08/day	
Common Sense Adoption Services	Foster Care Level 3	3/1/11-6/30/11	\$86.25/day	

MENTAL HEALTH/MENTAL RETARDATION:

Sharon Doubet	Speaker/Presenter	5/16/11-5/18/11	\$2,000	
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It was moved by Commissioner Urban, seconded by Commissioner Cooney
"AYES" PETRILLA, COONEY, URBAN

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>FROM</u>	<u>TO</u>
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AREA AGENCY ON AGING:

Caring Care	Personal Care	7/1/10-6/30/11	\$5,000	\$9,000
Helpmates, Inc.	Personal Care	" "	\$122,000	\$165,000
Home Instead WB (CVIP Enterprises)	Personal Care	" "	\$19,000	\$26,000

March 23, 2011 Commissioners Meeting 13 Jennifer Thomas, Recording Secretary

Personal Care Home Health Services, Inc.	Personal Care	“	“	\$48,000	\$65,000
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Christine M. Trottni, Esq.	Guardianship/Legal Consult. for Protective Services	7/1/10-6/30/11		\$6,000	\$9,000
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DRUG AND ALCOHOL:

A Better Today (Wyoming County)	Outpatient	7/1/10-6/30/11		\$ 133,548.00	\$ 141,548.00
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Wyoming Valley Alcohol and Drug Services	Partial Hospitalization		“	\$ 78,000.00	\$ 88,000.00
	Outpatient			\$ 212,417.00	\$ 223,417.00

Choices	Partial Hospitalization		“	\$ 15,000.00	\$ 9,000.00
	Outpatient			\$ 2,500.00	\$ 14,500.00
	Methadone			\$ 60,000.00	\$ 54,000.00

MENTAL HEALTH/MENTAL RETARDATION:

Impact Systems, Inc.	Home & Comm. Srv. & Residential Srvs.	7/1/10-6/30/11		\$568,114	\$570,364
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Keystone Comm. Res.	Respite		“ “	\$5,000	\$8,000
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Catholic Social Srvs.	Comm. Srvs. & Family Support Srvs.		“ “	\$5,000	\$7,000
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Kathleen Pohlman	Early Intervention		“ “	\$46,000	\$56,000
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Nat'l Mentor Healthcare	Home & Comm. Srv. Residential & Respite Srvs.		“ “	\$155,041	\$157,041
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W-B Behavioral Ventures D/B/A AWC Services	ISO Agency Choice		“ “	\$50,000	\$45,000
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It was moved by Commissioner Cooney, seconded by Commissioner Petrilla
“AYES” PETRILLA, COONEY, URBAN

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING RELEASE:

AREA AGENCY ON AGING:

Request a motion to authorize the Chairman of the Board of Commissioners to sign an Agency Liability Release between the Area Agency on Aging for Luzerne-Wyoming Counties and the United Way of Wyoming Valley for the Day of Caring to be held on May 12, 2011. Such release is subject to solicitor review.

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>
Tiger Tours, Inc.	Transportation for Excursions to Ehrhardt's & Mt. Airy Casino	4/20/11	No Cost to County
Ehrhardt's Banquet & Convention Center	Casino Day Entertainment & Buffet	4/20/11	No Cost to County
Frankie Carll Productions	Entertainment for Senior Dinner Dance	5/11/11	\$600
Genetti Hotel & Center	Foster Grandparent Annual Recognition Luncheon	6/17/11	\$3,360 Conference

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

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

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>RATE</u>
<u>CHILDREN & YOUTH:</u>			
Trend Micro Suite Advanced Virus Protection	License Renewal	4/05/11-4/9/12	\$4,049.50
WebSense Enterprise Internet Monitoring and Filtering Software	License Renewal	3/29/11-3/28/12	\$4,600.00

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

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING ADVERTISEMENT:

MENTAL HEALTH/MENTAL RETARDATION:

Request For Proposal (RFP) for MH/MR Computer Software

Authorize the proper officials to advertise an RFP for MH/MR computer software to comply with federal and state mandates for the Consolidated Community Reporting Performance Outcomes Measurement System (CCR POMS) Enterprise Initiative of the Office of Mental Health and Substance Abuse Services (OMHSAS).

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

ENGINEER'S DEPARTMENT – JOSEPH GIBBONS, ENGINEER

MOTION

Revise the award for the design/build services contract to complete the Wilkes-Barre/Wyoming Valley Airport Generic Visual Glide Slope Indicators project with the joint venture of Alfred Benesch & Company, 300 Renaissance Center, Hazleton, PA 18201 and Kuharchik Construction Incorporated, 420 Schooley Avenue, Exeter, PA 18643 to a lump sum amount of \$232,904.00. The decrease in price is due to a project scope modification. The contract will be subject to the approval of the Pennsylvania Bureau of Aviation and the Federal Aviation Administration.

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

MOTION

Amend the Luzerne County Courthouse Hydronic Baseboard Heating System Replacement Project with Yanuzzi, Inc., 410 West Mine Street, Hazleton, PA 18201 in the amount of \$7,144.93 to provide for the materials and labor necessary to include a Glycol Loading Station and automatic chemical feed pump into the new hydronic baseboard heating system. The project is funded by federal funds through the 2009 ARRA-EECBG Program and Luzerne County Capital Bond Proceeds.

Commissioner Urban: Joe, why is this needed?

Joe Gibbons: The new system that provides the baseboard heating, instead of being loaded with water, which is subject to corrosion of pipes is now being supplied with glycol, which is a chemical term for antifreeze, and when we need to load that it's a hazardous substance. So this station allows that to automatically have the needed glycol loaded into the system without any physical human contact. It protects our workers a lot better than manually injecting it into the system.

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

MOTION

Amend the Luzerne County Courthouse Hydronic Baseboard Heating System Replacement Project with Yanuzzi, Inc., 410 West Mine Street, Hazleton, PA 18201 in the amount of \$5,872.03 to provide for the materials and labor necessary to include baseboard fin covers in several office locations in the Courthouse to provide for the new baseboard heating system. The project is funded by federal funds through the 2009 ARRA-EECBG Program and Luzerne County Capital Bond Proceeds.

Commissioner Urban: Joe, what's wrong with the old covers?

Joe Gibbons: This has to do with where the vertical pipe penetration goes through the floors. Instead of going straight up in the run we found during demolition they actually make turns and bends. To cover these we have to turn and bend in a different location. We have to cover the bend that sticks out and runs to the register location.

Commissioner Petrilla: So a lot of these change orders are because of the fact once they get underneath the walls they are finding problems.

Joe Gibbons: Yes. The way we administer projects is we offer pre-bid opportunities to prospective bidders so they can look at the work. If the work is something that is concealed at the time of the pre-bid

they wouldn't know that. That would be an instance where the contractor would not know what he was getting into before he bid it.

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

ROAD AND BRIDGE DEPARTMENT – JOSEPH GIBBONS, ENGINEER

MOTION

Authorize the proper officials to execute a supplemental agreement to original agreement No. 048652 (including amendment A) in the amount of \$43,706.16 with CECO Associates, Inc., 507 Linden Street, Suite 200, P.O. Box 995, Scranton, PA 18501 for additional reconnaissance soil testing services required for the reconstruction of County Bridges Nos. 45111 and 45113 in Dorrance Township.

Commissioner Urban: Joe, what are they doing here?

Joe Gibbons: This work is for deeper boring when we look to locate the foundations and determine what kind of foundations we need to build for the bridge. If we have good soil we build spread footing, if we have bad soil we have to put pilings so we can transfer the load from the bridge all the way down to solid rock. Once that happens as well if we feel we are getting into an aquifer with our borings then we have to provide temporary bottled water and inline water filter to the resident that may be affected.

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

MOTION

Authorize the proper officials to execute an agreement with Arrow Land Solutions, LLC in the not to exceed amount of \$10,565.00 to acquire right-of-way for the Mill Hill Road Bridge Replacement Project (County Bridge # 57305) in Sugarloaf Township. The agreement is in accordance with the terms and conditions of the Two-Year Open End Agreement.

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

Request a motion to go off of the agenda:

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

Public Comment: None

MOTION

Authorize the proper officials to adopt a resolution to condemn and acquire, by fee simple title, Parcel 9 as indicated on the recorded plan drawings titled “Drawings Authorizing Acquisition of Right-of-Way” for the North Mountain Road Bridge Replacement Project (County Bridge #16406) dated August 19, 2008.

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

COMMUNITY DEVELOPMENT – ANDY REILLY, DIRECTOR

No agenda items.

PLANNING COMMISSION- ADRIAN MEROLLI, DIRECTOR

No agenda items.

PURCHASING DEPARTMENT –FRANK PUGLIESE, JR., DIRECTOR

MOTION

Request a Motion to advertise for:

Sheriff Department:

Newspaper Advertising for Sheriff Sale

LCCF:

Commissary Items

Laundry Supplies

IT Department:

Web Site Programming Services (RFP)

Security:

1 – Security Camera/Multiplexer

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:

Luzerne County Court House:

Office Equipment Maintenance:

Unified Office Equipment
1030 Rutter Avenue
Forty Fort, Pa 18704

Total Bid \$60.00 @ HR.
25% Discount

Copitech Associates
336 Adams avenue
Scranton, Pa 18503

Total Bid \$65.00 &
\$95.00@ HR.
15% Discount

Bureau of Elections:

Poll Books:

NTS
1342 MILITARY ROAD
NIAGARA FALLS, NEW YORK 14304

Total Bid: \$.04 PER
Voter Per Election
Plus \$500.00 Flat
Fee per Election

Scan Ballots:

CPS Direct
65 Industrial Drive
Nanticoke, Pa 18634

Total Bid: \$17,575.00

Area Agency on Aging:

Janitorial Services - Freeland Senior Center:

Commercial Maintenance Associates
6 South Broad Street
West Hazleton, Pa 18202

Total Bid \$6,000.00

Unsuccessful Bidder:

Jan Pro of NEPA

Total Bid \$6,993.00

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

MOTION

Data Processing:

Request a Motion to award SHI International the annual maintenance contract for the McAfee Active Virus Scan

Total Contract: \$3,161.00

Contract period: 3-15-2011 to 3-14-2012

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

MOTION

LCCF:

Request a Motion to award Custom Computers Inc. for Video Transreciver and Hub.

Total \$3,598.00

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

MOTION

Court House Business:

Request a Motion to execute work order #3 for Auctioneer Services Valley Crest on April 30, 2011 as per Master Agreement.

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

Request a motion to go off of the agenda:

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

Public Comment: None

MOTION

Request a motion for permission to advertise for the following items.

LCCF:

Meat
Groceries & Non-Perishables
Fresh & Frozen Foods
Bread
Liquid Coffee
Dairy
Paper Products
Sprinkler & Fire Inspection Maintenance
Kitchen Equipment Repairs
Laundry Equipment Repairs

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

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

LCCF:

Garbage Disposal:

K&K Supply
PO Box 111
Archbald, PA. 18423

Total Bid: \$7,499.00

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

END OF DEPARTMENT HEAD REPORTS

PERSONNEL

REQUEST A MOTION TO APPROVE THE FOLLOWING APPOINTMENTS AT:

AGING:

Trula Hollywood, Athens, AAA Administrator 3 at an annual salary established by the Luzerne County Salary Board effective April 4, 2011 to fill a vacancy.

TRANSPORTATION:

John Herkalo, Freeland, as a Part Time Driver at an hourly rate of \$8.00 effective February 15, 2011
Robert Pacelli, Hazleton, as a Part Time Driver at an hourly rate of \$8.00 effective February 15, 2011.
Walter Kolesar, Exeter, as a Part Time Driver at an hourly rate of \$8.00 effective March 24, 2011.

PUBLIC DEFENDERS OFFICE:

Sean Murray, Shavertown, as Chief Investigator at an annual salary of \$33,144 effective March 25, 2011 to fill a vacancy.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING RECALSSIFICATIONS AT:

CHILDREN & YOUTH:

Marla Hunter to Clerk Typist 3 at an annual salary of \$35,056 effective February 22, 2011.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING PAY ADJUSTMENTS AT:

CHILDREN & YOUTH:

A \$250.00 Master’s Degree Pay Adjustment for Randi Setta, Caseworker 2 at an annual salary of \$34,801 effective May 14, 2010.

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

- Domero Greeley at an annual salary of \$31,956 effective June 13, 2008
- Colleen Boyko at an annual salary of \$32,795 effective April 16, 2010
- Angela Ceccoli at an annual salary of \$32,295 effective October 29, 2010

TRANSPORTATION:

James Shaffer, Part Time Driver at an hourly rate of \$9.00 effective February 14, 2011
George Gruver, Part Time Driver at an hourly rate of \$9.00 effective February 14, 2011
Basil Desiderio, Part Time Driver at an hourly rate of \$8.50 effective February 28, 2011
Sidney Williams, Part Time Driver at an hourly rate of \$9.00 effective March 14, 2011

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

REQUEST A MOTION TO APPROVE THE FOLLOWING CORRECTION AT:

AGING:

A Correction in Salary for the Temporary Assignment of Victor Serhan, Aging Care Manager 2 at an annual salary of \$56,882, effective March 7, 2011.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING RESIGNATIONS AT:

AGING:

Deborah Switzer, Aging Care Manager 3, effective March 11, 2011.

MENTAL HEALTH / MENTAL RETARDATION:

Mark Grohowski, Caseworker 2 effective March 3, 2011
Christopher Yanik, Caseworker 2 effective March 10, 2011

ROAD & BRIDGE:

Joseph A. Roback, Truck Driver, effective February 23, 2011

TRANSPORTATION:

Shirley Snyder, Part Time Driver, effective February 23, 2011.
Rudy Adamchak, Part Time Driver effective February 25, 2011.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING TERMINATIONS AT:

LUZERNE COUNTY 911:

David Kelly, Remote Site Supervisor, effective March 7, 2011

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:

CHILDREN & YOUTH:

A Leave of Absence Without Pay for Kimberlee Kovelski, Clerk 2, February 21 and 23, 2011.

MENTAL HEALTH/MENTAL RETARDATION:

An Intermittent Family Medical Leave of Absence for Tami Kester, Casework Supervisor effective November 17, 2010.

A Leave of Absence Without Pay for Patricia Franks, Caseworker 2 effective February 17 and 18, 2011.

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

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

<u>ATTENDEE</u>	<u>TITLE</u>	<u>LOCATION</u>	<u>DATES</u>	<u>APPROX COST</u>
Anthony Alu, CPE Dir. of Assessments	AAP Spring Conference	Erie, PA	\$1,225.00	May 3-6, 2011
David Skoronski (1) Staff Member	PA GIS Conference, Training & GIS Seminar	Grantville, PA	\$ 738.68	May 24-25, 2011
Joseph Gibbons	DEP Flood Protection Conf.	State College, Pa	\$0 .00	April 5,6,7, 2011
Mel Morris	DEP Flood Protection Conf.	State College, Pa	\$0.00	April 5,6,7, 2011
Chris Belleman	DEP Flood Protection Conf.	State College, Pa	\$0.00	April 5,6,7, 2011

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

REQUEST A MOTION TO APPROVE THE FOLLOWING BOARD APPOINTMENT:

LUZERNE COUNTY OFFICE OF HUMAN SERVICES ADVISORY BOARD:

Henry Pennoni - Aging Representative
37 Rose Avenue
Plains, Pennsylvania 18705
For a 3-year term
Effective: May 1, 2011 through April 30, 2014

Judy Ellis - Community-At-Large Representative
68 1/2 Poplar Street
Kingston, Pennsylvania 18704
For a 3-year term
Effective: May 1, 2011 through April 30, 2014

Rosemary Lombardo - Consumer Representative
100 East Sixth Street
Wyoming, Pennsylvania 18644
For a 3-year term
Effective: May 1, 2011 through April 30, 2014

Rosemary Lombardo - Transportation Representative
100 East Sixth Street
Wyoming, Pennsylvania 18644
For a 3-year term
Effective: May 1, 2011 through April 30, 2014

Kevin Straka - Drug & Alcohol Representative
Luzerne County Assistance Office
205 South Washington Street
Wilkes-Barre, Pennsylvania 18711-3298
For a 2-year term
Effective: May 1, 2011 through April 30, 2013

Paul Gritman - Mental Health/Mental Retardation Representative
4 Cloverleaf Road
Haddonfield Hills
Dallas, Pennsylvania 18612-9193
For a 2-year term
Effective: May 1, 2011 through April 30, 2013

Peter Mailloux - Children & Youth Representative
301 Pine Lane
Mountaintop, Pennsylvania 18707
For a 2-year term
Effective: May 1, 2011 through April 30, 2013

Commissioner Urban: Joe, is this the establishment of the Advisory Board?

Joe DeVizia: Initially an Advisory Board was formed but for some reason it just went out. Now we are reinstating it.

Commissioner Petrilla: How is the selection done?

Joe DeVizia: We appointed or asked people who are the Chair or someone from each of our programs plus a community at large member.

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

**REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING BOARD
RE-APPOINTMENT FOR:**

MENTAL HEALTH/MENTAL RETARDATION:

A Motion to Re-appoint the following to the Luzerne/Wyoming Counties MH/MR Program Advisory Board for a three- year term effective April 1, 2011 through March 31, 2014:

Reverend Richard Abernethy, Hazleton

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

PUBLIC COMMENT: NON-AGENDA ITEMS

Thomas Concert

Good morning Commissioners. First of all I want to talk about matters---Al Flora. You authorized his resignation, temporarily, so he could represent Ciavarella, in a Federal Court Case. There is a trend going on over at the Public Defenders Office and it has been going on for a long time. I have direct knowledge of. What is making these attorneys council for their time? What is a private case? What is a Public Defender case? Actually, no one is keeping track of this and it has been going on for a long time. OK? When clients show up here at the County Courthouse and there will be two attorneys from the Public Defenders Office. Upstairs in the Court rooms, no client ever sees the same attorney. OK? It's a retroactive occurrence. OK? And again, you had Public Defenders handling private cases while they are on call and should be on a time clock for the County handling Public Defender cases, but they are more the less handling their private clients, OK? I'm recognizing a trend, OK? Clients involved in the Public Defenders office are not receiving adequate, qualified counsel.

Commissioner Petrilla

Those clients have the right to make a complaint if they feel they are not being represented.

Concert

They have----they have. I have made complaints---spoke to Superiors in Government about it. I recommend that Al Flora deal with the statute somewhere, I think it is with the Department of Health and Human Services and I see this a lot where Solicitors and he is a County employee---I've seen different county employees throughout this corruption probe, as well as Public Defenders representing county employees. Where is the adequate time representing their accountability?

Commissioner Petrilla

I believe their time is accountable.

Concert

I don't believe so, OK?

Commissioner Petrilla

Are you keeping account of their time, Mr. Concert?

Concert

Yes, I am keeping track of a lot of things...

Commissioner Petrilla

So your complaint is noted. What else Mr. Concert

Concert

Al Flora---he should not be reappointed

Commissioner Petrilla

Well he never resigned. He asked for a leave of absence for two weeks.

Concert

Well sure...Al Flora, he had a job. But if it were a parent to obtain a case or if that parent had an issue regarding their family---not so much if they have been charged...the juvenile courts...I am keeping a lot of records, OK? But when I contact you people, it's like you say, "You contact us again and..."

Commissioner Petrilla

What else do you want Mr. Concert?

Thomas Concert

Al Flora should not be reinstated. Also when people have complaints why aren't they addressed? They go to a Director---Director of Human Services, Mr. Joe DeVizia or the Chief Solicitors---or why aren't these grievances addressed instead of being stockpiled and not addressed? They come in here and speak and parents don't have all the knowledge. You are the ones who are supposed to be educated. They are only getting hollered and screamed at by everyone else. When they try to address them they are being ignored continuously. I hold a forum here in the Rotunda and far too many parents come here and I also have a Hot Line in my home. And I'm not complaining. But again, I'm not the State or Federal Government to do these duties and tasks. And I'm not looking for it. What I want is to hold you responsible for your duties and responsibilities rather than when someone brings a grievance they are retaliated against and ignored. I mean there is a fine line here Mrs. Commissioner Chairperson Maryanne Petrilla. There is a fine line of protective services whether it is a state or federal statute and you are supposed to be responsible for it. You were the one who came up with 0 tolerance...

Commissioner Petrilla

Mr. Concert, you are down to a minute to go...let's move on...

Concert

I am taking the place of other people...

Commissioner Petrilla

Mr. Concert, it doesn't work that way...move on please....

Concert

When do I expect an answer or response concerning these issues?

Commissioner Petrilla

I am not aware of any outstanding questions on your behalf, but I will look into it.

Concert

Maryanne you probably have boxes of information that I have sent to you. I can bring them to you.

Commissioner Petrilla

No thank you...that's not necessary. I will check with the other departments and see if there is anything outstanding.

Concert

What about your subcontractor vendors? What about the double standard of the law Steve Urban?

Commissioner Urban

What do you mean subcontractor vendors?

Concert

I'm taking about vendors, especially those who oversee the minors...the children. You are a Commissioner and you are to oversee them to make sure they uphold policies/mandates. When something comes to your attention you are not supposed to ignore it--you aren't to say, "Too bad for you".

Commissioner Urban

Nobody ever said that.

Concert

Excuse me?

Commissioner Urban

Nobody ever said that...

Concert

You are the one along with Maryanne Petrilla, and Thomas Cooney, who is doing a remarkable job---you are the ones who are signing these documents saying that all these things are being complied with regarding funding that is being brought to the county.

Commissioner Petrilla

What else do you have?

Concert

You just don't put a minor on a plane and ship them off to Mexico. You allowed a child to go to Mexico and since that time, I have been ignored, slandered, and maliciously intimidated.

Commissioner Petrilla

One minute Mr. Concert...

Concert

What about the Sterling Hotel? What's been taking place at the Sterling Hotel?

Commissioner Petrilla

Is that a question?

Concert

Well you are the one who scooped this project out and now the Hotel Sterling----I believe we need to execute a federal audit on the Sterling Hotel. I believe we should slow down before we execute a wrecking ball on the Sterling Hotel. I believe there should be a lot more accountability. There should be a process about what took place there...not just give it to some party to do what they please. There have been several developers prior to this organization that has it now. They came up with some pretty big plans and they spoke to you people, but now you went into an agreement and you assured people that you would pull down one section, but preserve the rest. And also there would be offices available to bring in revenue to the County. Why are we going to put up another parking lot?

Commissioner Petrilla

Nothing has been decided yet on the Sterling Hotel. We have not been approached by anyone from City Vest about the Hotel Sterling.

Concert

Have you taken a walk around the community and counted the parking lots?

Commissioner Petrilla

Your concerns are noted ---no one has approached us from City Vest...your time is up. You can sit down or leave on your own...

Walter Griffith

My concerns are similar to Tom Concert's in regard to the City Vest Property. This is certainly nothing against the Commissioners at all. I want to make that very clear. The Office of Community Development does a vital service for Wilkes Barre City and the County and for us to release funds for jobs; for beautifications and for items of that nature. We had the River Front Project back in 2002 and then a lot of people were complaining that it cost \$26 Million to build but it's turned out to be a beautiful project. The whole purpose of City Vest coming forward with the Hotel Sterling project was that they wanted to get money from Community Development to revitalize the building and make it an attraction for the City of Wilkes Barre. Back in 2003, I went to a City Council meeting about the Perry Block Building which was owned by the Lowells. Tom Grier and I were adamant about the city giving them KOZ status. Regardless of our complaints, they were given KOZ status and two weeks later, that building fell down. They ended up getting tax exempt status and walked away with a \$300,000 lien against the building. Tim and I wanted the City to collect the \$300,000 for the City and unfortunately that never happened until recently we found out the \$300,000 was paid back to the city by City Vest. That is a real problem for me because that was a loan put against that property and we tried to get the Lowell's to get that money back to the city. But the City attorney never did anything for us. The Lowell's are now in some other state and have taken care of the debt. The concern I have is that the Commissioners back in 2002 put this project on the plate to be revitalized; gave \$6 Million dollars to City Vest to do something good for the community. They were to create 175 full time jobs and other jobs as well. And that is clearly the scope of Community Development and I applaud Andy Reilly for his hard work and for the Commissioners awarding that money. The problem I see now is that the project has stopped and money is all gone...City Vest just says, "We're out of money so we're thinking of tearing the building down". I understand that is not my concern...my concern is the \$6Million for the taxpayers. They signed an agreement to do something and they clearly have not done it and they just want to walk away. They can't find a developer, so they want to tear the building down and return the land to the County. The land clearly isn't worth that money. The land is not worth \$6 Million dollars. The taxpayers are going to take a loss on that money. I said in January of this year not to give them tax exempt status because they forgot to file for their KOZ status. And they were given tax exempt status in January of this year. These people need

to be held accountable. People who get money from County taxpayers because we want to help them, should not be able to thumb their noses at us and not fulfill their obligations. I don't think its fair to the people I serve or to the Commissioners who gave \$6 Million of taxpayers' dollars under the auspices of doing something good for the County and City and they have turned around and said they are not going to do that. So I would ask everyone to look at the contract that I received from Community Development and posted on our County website. People should look at the names of the people involved and that the Commissioners note in Section 601 states that all documents are available at the City Vest office. I am concerned about the \$300,000 they used to pay off a debt that was not part of the agreement and I want to look at any other misappropriations. The Commissioners should go to the Solicitors office and try to collect all the money from this group. We have a lot of taxpayer money involved here and they have accountability. I ask the Commissioners to do the right thing for the taxpayers of this County and get that money back.

Commissioner Petrilla

Thank you Walter!

REQUEST A MOTION TO ADJOURN

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

Respectfully submitted,



Jennifer Thomas, Recording Secretary

APPENDIX SHEET

2008 Series A Courthouse Bond Issue 2008A-04Page 25 - 26
2008 Capital Projects Bond Issue 2008B-9.....Page 27 - 28
Luzerne County GIS/Mapping Fee Schedule.....Page 29

All Payments are to be paid out of expenditure account 191.4315.191.3111

SCHEDULE A (2008A-04)

Name of Payee	Project Code	Amount to be Paid	Purpose for Which Obligation was Incurred
Eyerman, Csala, Hapeman & Handman	300.01	16,206.20	Invoice # 11009 LC Courthouse - Exterior Restoration Phase 2 - Project No. 0114.4 - Construction Administration
D.A. Nolt, Inc.	300.03	183,565.17	Invoice # 4 - A1A Document - Exterior Restoration Phase 2 - Period 2-28-2011
Reilly Associates	2200.03	3,079.86	Invoice # 12 - June 2006 Flood - Bridge 16501 Lehman - prof. svc. 11-14-2010 thru 2-5-2011
Reilly Associates	2200.06	574.00	Invoice # 10 - June 2006 Flood - Moss Rd Bridge Fairmont - prof. svc. 11-14-2010 thru 2-05-2011
Wexcon, Inc.	2200.06	99,260.55	Invoice #3 - June 2006 Flood - Moss Rd Bridge Replacement
Wexcon, Inc.	2200.03	196,136.38	Invoice #32 - June 2006 Flood - LC Bridge Replacement, Marchalitus Road
Pickarski Inc.	2200.01	627.75	Invoice #2 - June 2006 Flood LC Emergency Bridge Replacement #17006 & #17416
Pickarski Inc.	2200.04	1,248.75	Invoice #2 - June 2006 Flood LC Emergency Bridge Replacement #17006 & #17416
Total Control Service	100.47	7,816.84	Invoice #1270 - 111 N. Penn Ave.- C & Y HVAC Balance of Original Contracted Amount
Total Control Service	100.47	7,350.00	Invoice #1271 - 111 N. Penn Ave.- C & Y HVAC Change Order
Luzerne County Treasurer	2100.01	84.99	Reimb. acct. 604.4315.39310 (Fastenal Inv.) 1/2 inv. To be pd by 604 Fd and 1/2 out of bond agreement for use of 604 funds
TOTAL		\$515,950.49	

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
GENERAL OBLIGATION BONDS
SERIES A OF 2008

REQUISITION NO. 2008A-04

As defined by the Ordinance of the Board of Commissioners of the County of Luzerne, Pennsylvania, the undersigned duly authorized officer of the County hereby requests that payment be made from the **2008 Series A Courthouse 191 Fund**, and in connection therewith, certifies as follows:

1. The person 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 Courthouse 191 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 (2008B-9)

Name of Payee	Attachment	Amount	Purpose for which Obligation was Incurred
	#	to be paid	
LCCC	1	\$ 1,210,544.95	Reimbursement for the invoices November 1, 2010 through November 30, 2010
LCCC	2	\$ 1,382,071.15	Reimbursement for the invoices December 1, 2010 through December 31, 2010
LCCC	3	\$ 941,199.47	Reimbursement for the invoices January 1, 2011 through January 31, 2011
TOTAL		\$ 3,533,815.57	

Provide copies of issued checks to:

Luzerne County Courthouse
 200 North River St.
 Wilkes-Barre, PA 18711
 Attn: Office of Budget & Finance

LUZERNE COUNTY, PENNSYLVANIA
GENERAL OBLIGATION BONDS
SERIES B OF 2008

REQUISITION NO. 2008B-9

As defined by the Ordinance of the Board of Commissioners of the County of Luzerne, Pennsylvania, the undersigned duly authorized officer of the County hereby requests that payment be made from the **Luzerne County 2008B Capital Project Fund (70 02 5383 5 02)**, and in connection therewith, certifies as follows:

3. The person 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
4. 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

