

November 17, 2011

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; Walter Griffith, Controller; Joe DeVizia; Director, Human Services; Andrew Reilly, Office of Community Development; Joseph Gibbons, County Engineer; Andrew Check, Director of Human Resources; Joan Pusateri, Director of Budget & Finance; Adrian Merolli, Director of 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

"PANCREATIC CANCER AWARENESS MONTH"
Susan Pall

"CELEBRATION OF NATIONAL FAMILY WEEK"
Howard Grossman

"NATIONAL ADOPTION MONTH"
Joan Salla, Children and Youth

PUBLIC COMMENT: AGENDA ITEMS ONLY

Eugene Kelleher

I'm not sure...are you going to enter into negotiations to buy a Records Center? Is this on the Agenda?

Commissioner Petrilla

We are going to authorize it.

Kelleher

All I want to ask about is the size of the building...if you purchase a building what is its size comparable to the building you have now?

Joe Gibbons

Approximately 30% smaller.

Kelleher:

Have you looked into scanning the records and placing them on a computer?

Gibbons

Glad you asked that---actually there are conditions placed on us by the State of Pennsylvania on how we are to handle records. As a matter of fact, I think it would shock some people as to the amount of records that can never be destroyed. However, there are many records that can be scanned but many must be kept according to the Pennsylvania Historic and Museum Commission.

Kelleher:

When you negotiate for the new building, do you negotiate with the owner of the building or a Realtor?

Gibbons:

Well typically where a commercial high transaction occurs it is usually Solicitor to Solicitor which means the County Solicitor would counsel for the buyer.

Commissioner Urban

Joe, I want you to explain what has been done step by step concerning this Records Facility...

Gibbons

The Commissioners established a Records Committee well over a year ago. They asked that I get involved with the Committee although I am not a member. I helped the county go through a space study where we received grant monies from the Pennsylvania Historic and Museum Commission. We measured our existing storage space. A State Archivist came and we evaluated our records to see which ones could be kept and which ones were to be destroyed. So with the assistance of the Archivist, we went through each county office and evaluated their records in order to establish the perimeters for a new Records Facility. We also visited one of the best facilities in the State which is the York County Records Facility upon the recommendation of the Pennsylvania Historic and Museum Commission.

Commissioner Urban

What have you done with contractors?

Gibbons

We developed an RFP and received approximately nine responses which we narrowed down to three. We had Quad 3 provide an assessment to determine the value of the property. The report was given to an Appraiser in order to provide a Fair Market Appraisal on the value of the property. It is not a typical negotiation like a person who is purchasing a home. We must proceed under the PA County Code Fair Market Value Process.

Commissioner Urban

And all these discussions took place over the last 6 months in this room. Anyone could have come to the meetings and evaluate the process. Everything was all out in the open...

Brian Shiner

I have two concerns today...the Records Storage Facility is the first. Why do we have to purchase a building when we have the Juvenile Detention Center and Valley Crest? We already own these facilities. Why not turn them into something useful instead of buying new properties? But my main reason for being here today is in regards to the Hotel Sterling. I ask that you vote against tearing it down. I would hope that you restore the building. You should at least save the first two floors and the exterior and interior facades to preserve some history in the Valley because it seems that we rip everything down. City Vest was given \$6 Million in County monies and between \$3 and \$4 Million in Federal and State dollars. They promised to rehab the building and over the years have given us progress reports and press releases, but have not rehabbed it. When they first started the project and brought people through the Sterling, it was still in beautiful condition. But after they acquired all these other properties and the money was gone, they decided that the dream was gone and it was no more than a big Pandora's Box---hope was gone.

Now we don't see any pictures---nothing! We don't know what's going on and recently we had a flood. For sure, it has to come down and we place up all kinds of barricades to infuriate the public. What is being hidden? Are all the chandeliers, brass, and items of value gone? Then I think back to their other projects in particular, the Corcoran/Mary McIntosh building....they tore that down, too. So then I started thinking and looking and I found some pictures showing damage in the basement. There is rust over all the pipes and the photo is dated a month before the flood. And the windows upstairs....they placed plastic over them, but never bothered to close the windows. Now I want to get to the roof---they say they spend quite a bit of money repairing the roof, but it doesn't look like it was touched in 50 years. This is the way they did it---putting up support beams to hold up the ceilings. Holes in the roof...gapping holes! Wonder how that happened with all that money spent on the roof? Why are we showing these pictures? These pictures are a matter of public record but they've been hidden from us. It took a while to find them, but I found them. We should look into how these people spent over \$10 million on this project. This must stop! We need to have a panel and not just politicians on this.

Ed Gusatitis

I concur with what was just said....I am not going to get into a debate about whether the Sterling should be saved or destroyed. This mornings paper had Urban's picture with the tag line..."We are continuing to work in the best interest of the taxpayers of Luzerne County". That is a misnomer. The Hotel Sterling...you use taxpayer money---\$6 Million to City Vest and \$1 Million to tear it down. Can you sell it for \$7Million? City Vest got \$6 Million to do a specific project and they did not do it. This is malfeasance. You have \$6 Million plus \$1 Million plus the interest related to these dollars. You need to recoup that money. You made your decision in some back room. Now you are leaving decisions to the new group of people who will hopefully be more practicable in their handling of money. But I am mainly interested in what you are going to do with City Vest---Rogers and the group. What is your recourse? This is malfeasance. You also have an eyesore at the old Stegmeier Building on Coal Street leading into Wilkes Barre. You have a huge eyesore and I want to know if you have an answer for what you are going to do about it.

Commissioner Urban

The Boiler Room next to the Stegmeier Building is owned by the City of Wilkes Barre. So is the building next to it. Wilkes Barre City as a matter of fact/records owns those buildings. The Federal Government has done an Audit on that facility and it is not under our ownership. And we don't own the Sterling Hotel...it is owned by the City of Wilkes Barre.

Ed Warkiewicz

The Risk Insurance Motion on the Agenda should be put off until January when the new Council comes in. The certificate should be handled by the Risk Manager and he should not be selling insurance at night. That \$35,000 that you are paying every year....I've talked with Risk Managers in other parts of the State and they put in about \$20.00 a quarter. You are paying \$400 an hour which we don't need to do. This should be tabled until January when the new Council takes over...

Walter Griffith

I want to address the safety concerns of the Hotel Sterling. As Commissioner Petrilla said, if we get a heavy snow and if the building collapses, everyone will be here complaining. I can certainly appreciate that situation. The concern I have is what Mr. Gusatitis spoke about is about the accountability of City Vest. As Commissioner Urban said, I did do an audit on City Vest...a cursory one at that. There has been concern about that building. We need to do something. But who is going to pay us back for the demolition? As Commissioner Urban said, we don't own that building...we own the land. And there are provisions in City Vests contract that talks about their responsibilities. My concern is to make sure the Commissioners have the new Council involved because they are going to be the ones to ultimately be responsible for collecting money back from City Vest. So my recommendation to the Commissioners is to keep Council involved and I don't want City Vest to walk away from this. We are ripping down their building---not ours. We first of all must be concerned with the safety of the structure and who is going to ultimately pay for the demolition.

Another concern is the DGK Risk Management issue...I strongly suggest that we need to think about the quality of their service. Should we have the new County Council deal with a Risk Manager who has in my opinion, not done the proper amount of work.

The next issue is I am cautioning the County Council not to go down the slippery slope. We can save \$2,000 if we waive the bid bond. This bidder did not follow the bid specifications and it is allowed by the County Code, but I just caution the Commissioner about going this route.

Rick Williams

My name is Rick Williams and I'm a Council-elect member. I understand you will be making appointments to various Boards and Commissions and I respectfully request you delay making those appointments until the new Council takes office in January. Thank you.

Thomas Dombrowski

Tom Dombrowski from Kingston Township. I want to mention two things: I think what Walter Griffith brought up was very important. I advise not to put \$2Million into Market Street Square but to put the money into the demolition of the Hotel Sterling. Either that building is safe, or it isn't safe. You've hired two engineering firms and if they told you the truth and gave you a proper report, it is a disaster we have down there. It's a shame to have traffic all snarled up down there, so if the report is accurate, knock it down.

I have another comment---last night I voiced a request----they talked about meeting with the Commissioners as soon as possible so they are informed about what is going to go on...

Commissioner Petrilla

Mr. Dombrowski, I have already sent out a letter to the new Council members...

Dombrowski

Well when is it and what time?

Commissioner Petrilla

It will be at the convenience of the new Council...

Dombrowski

If you don't set something up with the Council, you will have no one to sign the checks on January 2, 2012.

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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 October 20, 2011.

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 511283GF – 512008GF
ACH 001202 – 001209
Commerce Bank EFT 1067 - 1095
\$3,890,670.59
County General Fund for 2011

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

PNC Bank, Vouchers 504558LF – 504606LF
\$29,732.58
Liquid Fuels Fund 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: November 17, 2011; November 24, 2011; December 1, 2011; December 8, 2011; December 15, 2011; December 22, 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: November 17, 2011; November 24, 2011; December 1, 2011; December 8, 2011; December 15, 2011; December 22, 2011

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

MOTION

Approve/Ratify Continuing the 6/26/06 State of Emergency

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 October 3, 2011, October 10, 2011, October 17, 2011, October 24, 2011, October 31, 2011, November 7, 2011, November 14, 2011, November 21, 2011 and November 28, 2011.

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

MOTION

Approve/Ratify Continuing the 11/16/06 State of Emergency

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 October 3, 2011, October 10, 2011, October 17, 2011, October 24, 2011, October 31, 2011, November 7, 2011, November 14, 2011, November 21, 2011 and November 28, 2011.

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

MOTION

Approve/Ratify Continuing the 8/24/11 & 9/7/11 State of Emergencies

Request a motion of the Luzerne County Board of Commissioners to approve/ratify continuing the State of Emergencies from Hurricane Irene and Tropical Storm Lee from August 27th, 2011 and September 7th, 2011 due to flooding. This motion is for the weeks of September 12, 2011, September 19, 2011, September 26, 2011, October 3, 2011, October 10, 2011, October 17, 2011, October 24, 2011, October 31, 2011, November 7, 2011, November 14, 2011, November 21, 2011 and November 28, 2011.

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

MOTION

Murray Complex Tax Increment District

Request a motion to rescind the December 21, 2006 resolution of the Luzerne County Board of Commissioners authorizing the Murray Complex Tax Increment District.

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

MOTION

Tax Refunds – Assessment Appeals Office

Motion to approve the following real estate property tax refunds for the month of November, 2011.

REFUNDS:

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

<u>Name:</u>	<u>Property Location:</u>	<u>Amount Due:</u>	<u>Reason for Refund:</u>
Rega, Linda.	335 Crnr Susquehanna Ave Wyoming	\$ 51.96	2010 Abatement processed in incorrect amount
Meijer, Johann F. aka Frits Meijer	330 W Maple Street Hazleton	\$ 418.06	2010 Board Decision
Holy Trinity Roman Catholic Church	172-176 N Wyoming Street Hazleton	\$ 4,624.76	2010 Board Decision

Total Refunds: \$5,094.78

MEDIATIONS:

	<u>NAME</u>	<u>PARCEL</u>	<u>YEAR</u>	<u>AMOUNT</u>
1.	Albert Brothers & Company Inc	73-H10NW3-003-01A- 000	2008	\$4,185.09
2.	Albert Brothers & Company Inc	73-H10NW3-003-01A- 000	2009	\$4,314.24
3.	Albert Brothers & Company Inc	73-H10NW3-003-01A- 000	2010	\$4,961.47
4.	Albert Brothers & Company Inc	73-H10NW3-003-01B- 000	2008	\$14.88
5.	Albert Brothers & Company Inc	73-H10NW3-003-01B- 000	2009	\$45.33
6.	Albert Brothers & Company Inc	73-H10NW3-003-01B- 000	2010	\$52.13
7.	Com Leasing Association	63-T7S7-001-008-000	2009	\$2,498.42
8.	Com Leasing Association	63-T7S7-001-008-000	2010	\$2,873.24
9.	Skrip, Paul & Molly	25-J8S2A-001-007-000	2009	\$203.10
			Total Mediations:	\$19,147.90

Refunds:	\$ 5,094.78
Mediations:	<u>\$ 19,147.90</u>
Total Amount	\$ 24,242.68

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

MOTION

Assessment Office Pilot Agreement The B'nai B'rith Apartments

Request a Motion to enter into an agreement with Seligman J. Strauss Lodge of B'nai B'rith Housing Foundation, Inc., to accept a one time PILOT payment in the amount of \$ 6,300.00. The B'nai B'rith Apartments have been declared tax Exempt by the Board of Assessment Appeals. This is a one time payment.

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

MOTION

Assessment Office Pilot Agreement with Masonic Homes of the Grand Lodge of F.& A.M. of PA

Request a Motion to enter into a PILOT (Payment in Lieu of Taxes) agreement with Masonic Homes of the Grand Lodge of F. & A.M. of Pennsylvania PIN # 10-D8-00A-001-002. This PILOT shall be for a 20 year period. The PILOT payments will begin in 2011, with a payment of \$ 5,985 based on 83 units and progress to 2030 where it will pay \$ 11,581. Masonic Villages will add to these payments in future years based upon the schedule set in the pilot agreement. The Masonic Villages had been declared tax exempt by the Board of Assessment Appeals.

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

MOTION

2008 Series A Courthouse Bond Issue – 2008A-12 (Payment)

Request a motion to ratify payment of \$ 21,066.41 from the 2008 Series A Courthouse Bond Issue, for items identified on Schedule “B” of Requisition 2008A-12.

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

MOTION

2008 Capital Projects Bond Issue – 2008B-12 (Payment)

Request a motion to approve payment of \$827,526.30 from the 2008 Capital Projects Bond Issue Series B for items identified on Schedule A of Requisition 2008B-12.

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 the Luzerne County Road & Bridge Department.

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

MOTION

2008 Series A Courthouse Bond Issue – 2008A-13 (Transfer)

Request a motion to acknowledge the transfer of 668,737.82 from the 2008 Series A Courthouse Bond Issue for items identified on Schedule “A” of Requisition 2008A-13.

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 the Luzerne County Road & Bridge Department.

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

MOTION

2008 Series A Courthouse Bond Issue – 2008A-13 (Payment)

Request a motion to approve payment of 668,737.82 from the 2008 Series A Courthouse Bond Issue, for items identified on Schedule “A” of Requisition 2008A-13.

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 the Luzerne County Road & Bridge Department.

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

MOTION

PFM Asset Management LLC

Request a motion to retain PFM Asset Management LLC (“PFMAM”) to provide arbitrage calculations as of December 14, 2011 and a Rebate Certificate (5 Year) Rebate Arbitrage Indenture 5.06 as required for the 2006A Bond issue at a cost of \$1,400.00.

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

MOTION

RFP for Development of Central Services Cost Allocation Plans

Request a motion to approve the advertising of an RFP for the development of central services cost allocation plans that identify the various costs incurred by Luzerne County to support and administer federal programs.

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

MOTION

2012 Tax Anticipation Note (“TRAN”) - RFP

Request a motion to advertise a request for proposal for Luzerne County’s Tax Revenue Anticipation Note on borrowing for the year 2012 in an amount not to exceed \$18,000,000.00.

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

MOTION

Insurance Risk Management Services

Request a Motion of the Luzerne County Board of Commissioners authorizing DGK Insurance and Financial Services, P.O. Box 337, Factoryville, PA as Insurance Risk Management Services consultants for Luzerne County for the period beginning January 1, 2012 and ending December 31, 2012 with optional renewal years for 2013 and 2014. Costs for January 1, 2012 through December 31, 2012 are \$35,000.00.

Commissioner Urban

How many people bid on this?

Doug Pape

We had one other bidder. They were from North New Jersey and they bid \$44,000 on the service. Commissioner it should also be noted to date since we brought on DGK we saved over \$260,000 in insurance and our coverage has improved as well.

Commissioner Urban

There is an optional renewal in here so next year the council can cancel this if they want.

Doug Pape

Yes.

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

MOTION

Reimbursement Agreement - D.A. Nolt, Inc

Authorize the proper officials to execute a reimbursement agreement with D.A. Nolt, Inc., 53 Cross Keys Road, Berlin, NJ 08009 in the amount of 50% of project costs for the installation of an interior structural suspended cover inside the Luzerne County Courthouse. This cover is to protect the rotunda area from delaminating plaster and is intended to remain in place until the interior restoration phases of the courthouse are complete. The agreement will also provide for reimbursement of 50% of the project costs incurred for the conditions assessment study, damage repair estimating and specifications development for the interior plaster and mural areas of the Courthouse.

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

MOTION

Agreement – Evergreene Architectural Arts, Inc.

Authorize the proper officials to execute an agreement with Evergreene Architectural Arts, Inc., 450 West 31st Street, 7th Floor, New York, NY 10001 in the amount of \$27,300.00 for the condition assessment study, damage repair estimates and specifications development for the interior plaster and mural areas of the Courthouse. This work is intended to determine the extent of damage repairs that are necessary. The work will also provide for conservatory investigation for the future interior restoration project. The project will be funded by County Capital Bond Proceeds with 50% reimbursement by DA Nolt, Inc.

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

MOTION

Amend Agreement – Mark J. Sobeck Roof Consulting, Inc.

Amend the agreement with Mark J. Sobeck Roof Consulting, Inc., 15 South Franklin Street, Suite 210, Wilkes-Barre, PA 18701 in the amount of \$2,542.00 for additional inspection and design services for an emergency repair at the Valley Crest facility.

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

MOTION

Boiler Plant Feedwater Pump No. 3 Replacement Project

Award the Boiler Plant Feedwater Pump No. 3 Replacement Project to Total Control Service Co., 38 Pine Ridge Drive, Wilkes-Barre, PA 18705 in the lump sum amount of \$3,897.78. The project will be funded by County Capital Bond Funds.

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

MOTION

Agreement – CityVest & Luzerne County Redevelopment Authority

Authorize the proper officials to execute an agreement(s) with the Wilkes-Barre City and Cityvest to authorize Luzerne County Officials to act as an agent for the Phase 2 Sterling Hotel Demolition Project. The agreement will provide for the following:

- Authorization of Cityvest to utilize the County’s current open-end engineering and design services agreement.
- Financing details (and any reimbursement) for the project.
- Authorization of the Luzerne County Engineer’s Office to act as an agent on behalf of the project.
- Indemnification of the County and City for all phases of the project.
- Future property rights assignment upon completion of the project.
- Other necessary details as determined by the Luzerne County Solicitor and County Engineer.

The agreement will be subject to the approval of the Luzerne County Solicitor, Luzerne County Engineer, Citivest, and Wilkes-Barre City.

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

MOTION

Advertise for the Phase 2 Sterling Hotel Demolition Project

Authorize the proper officials to advertise for the Phase 2 Sterling Hotel Demolition Project.

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

MOTION

Luzerne County Records Retention Center

Authorize the proper officials to prepare and submit an offer to purchase a potential facility (land and improvements) for use as the future Luzerne County Records Retention Center. The offer will be made to the current highest ranking potential facility and the offer will be in the amount of the fair market value as indicated in the County’s current fair market value appraisal report.

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

MOTION

Conditional Sales Agreement with City of Hazleton

Authorize the proper officials to execute a conditional sales agreement and all other required documents with the City of Hazleton for the conveyance of the existing land and improvements located at 25-31 West Broad Street, Hazleton, PA 18201.

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

MOTON

RFP for Safety and Health Services

Request a motion of the Luzerne County Board of Commissioners to advertise for a request for proposal for Safety and Health Services.

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

MOTON

Repository Sale – 716 North Washington St. Wilkes-Barre

Request a motion to approve the Repository Sale of 716 North Washington Street, Wilkes-Barre City, PIN H10NW2 B029 L039, to Mieczyslaw Kondratowicz in the amount of \$2,000.00

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

MOTON

IMR Software Maintenance Agreement

Request a motion of the Luzerne County Board of Commissioners to ratify a software maintenance agreement in the amount of \$9070.60 with IMR for payment for the year 2012. This agreement was subsidiary to a contract approved by the Commissioners on September 13, 2006 for the purchase and installation of digital imaging software from IMR.

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

MOTON

Containers for the 2011 Telephone Book Recycling Collections

Request a motion for approval for Waste Management to distribute 9-(4 cubic yard) and 2-(30 cubic yard) containers to 11 different locations in the Wyoming Valley, for the 2011 Telephone Book Recycling collections.” Containers will be available for six weeks and cost is approximately \$1,300.00.

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

MOTION

Juvenile Accountability Block Grant – FY 2012 Solicitation

Request a Motion of the Luzerne County Board of Commissioners authorizing the submission of an application to the Pennsylvania Commission on Crime and Delinquency (PCCD), effective November 17, 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 Juvenile Accountability Block Grant (JABG) funds. The County's application is in the amount of \$18,866. This application requires a ten percent (10%) cash match.

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

MOTION

**Annual Savin-Statewide Automated Victim Information and Notification System
(Maintenance and Service Agreement)**

The Luzerne County District Attorney's Office requests a motion of the Luzerne County Board of Commissioners to approve the Annual Savin Maintenance and Service Agreement between the Pennsylvania District Attorney's Institute and Luzerne County in the amount of \$6,515.49 effective January 1, 2012; as well as authorization for the Board of Commissioners to execute any and all documents.

This system provides telephone and/or e-mail notifications to registered individuals about the release of an inmate housed in a county or state facility.

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

MOTION

DCED Grant – Budget Revision

Request a motion of the Board of Commissioners to approve a budget revision for submission to the Pennsylvania Department of Community and Economic Development (DCED) as it relates to the County's Early Intervention Phase III grant. The budget revision is being done to reallocate funds from different categories within the DCED approved budget.

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

MOTION

Repository Sales

Request a motion of the Board of Commissioners to approve the Repository Sale of all listed:

Property	Parcel #	To	Amount
Sunnyside Drive, Ross Township	54-F4S1-007-006-00	Leland Sobers & Carol Sobers	\$770.25
Sunnyside Drive, Ross Township	54-F4S1-007-007-00	Leland Sobers & Carol Sobers	\$797.25
Hickory Street, Wilkes-Barre City	73-I9NE2-36-8	Robert Flippines	\$782.25
Linden Street, Lots 46-49 Dennison Township	13-O12S1-004-001	Henry J. Sitko & Roseann Sitko	\$800.25
45 Main Street Drifton- Hazle Township	26-S9S3-002-012	Tomas Rojas	\$500.00
30-34 E.Carey St. Plains Township	50-G10NE4-034-019	Mohammad Lotfipour & Asghar Lotfipour	\$910.25
3 Glen Pine MHPK Road Pittston Township	51-D13S1-002-018-001	Valerie Rose Shimonis	\$766.00
51 East Market St. Glen Lyon – Newport Township	46-K6S1-023-037	Swinka Realty Investments, LLC	\$840.25
411 Berwick Street White Haven	68-P12NW1-033-005	Peter Melnyk, Jr.	\$500.00

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

MOTION

Rescind Repository Sale

Request a motion to RESCIND approval of the Repository Sale of Rear Canal Street, Plymouth Township, Parcel Number 49-I7S1A 006 VAR, to Jacqueline C. Powell and direct the return of her deposit of \$500.00.

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

MOTION

Pay Contract to Tri State Chemical

Request a motion of the Board of Commissioners to approve a motion pursuant to 16 Pa.C.S.A. Section 1752 directing the Controller to pay contract to Tri State Chemical referenced in the Controller's November 3, 2011 notice of disapproval.

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

TREASURER’S REPORT – MICHAEL L. MORREALE

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

CHECKING ACCOUNT BALANCES
As of: November 04, 2011

WELLS FARGO

Self Insured Workers Compensation Fund.....	\$91,719.77
Domestic Relations IV-D Fund	3,079,537.38
9-1-1 Construction Fund	50,351.38
9-1-1 Wire Fund	1,844,717.87
9-1-1 Wireless Fund	1,623,615.96
Hotel Room Rental Tax.....	237,776.47

PNC BANK

General Fund.....	\$13,287,370.89
Delinquent School Tax Fund	409,690.42
Delinquent Municipal Tax Fund	8,497.79
Real Estate Tax Sale	1,322,508.45
Transportation Department.....	236,402.68
Office for the Aging	119,471.40
Children & Youth Services	1,900,314.22
Mental Health/Mental Retardation.....	6,483.21
Human Services.....	7,964.55
Drug & Alcohol Program.....	457,087.15
Liquid Fuels Tax Fund	167,146.26
GWBIF Escrow Account.....	27,812.48
Juvenile Probation JCJC Grant-in-Aid.....	5,329.72
Juvenile Court Restitution.....	44,866.36
Act 44 Bridge Account.....	433,182.34
AID System to Roads & Bridges.....	193,475.09
2009 ARRA US DOE Entitlement.....	239.86
Coroner VSIA Act 2004-122 Account.....	140,664.48
PEMA Hazard Mitigation.....	0.00
Convention & Visitors Bureau.....	0.00
Series 2008 A Project Fund (Money Market).....	21,014,889.49
Series 2008 A Project Fund.....	4,233.61
Early Intervention Program.....	30,734.61
District Attorney Gun Buyback Program.....	2.34
HAVA Account.....	20,744.58
License Fee Account.....	10,156.05
Levee Fee Account.....	709,703.77
Recorder of Deeds Restitution.....	10,516.33
Sheriff Real Estate Escrow.....	1,485,188.48
Sheriff Writs of Execution.....	30,550.24
Sheriff Old Writ of Execution Escrow.....	8,663.00
Sheriff DCED Grant.....	0.00
2009 Government Study Commission.....	29,798.19
District Attorney Federal ICAC Grant.....	58,549.30
Sheriff K-9 Donations.....	486.69
Cash in lieu of Performance Bond.....	55,845.26
FY 2009 Recovery Act JAG Program.....	0.10
State Route 93/Broad St Corridor.....	0.00
Children & Youth Svcs Collective Savings Account.....	75,132.85
PA DCED Comp Plan Project.....	0.00
Home Rule Study Commission-DCED.....	0.00

CITIZENS BANK

Adult Probation Special Account	\$168,054.68
Hazardous Material Emergency Response Account	224,009.38
EMA Radiation Emergency Response Fund.....	40,955.16

(cont’d, next page)

FIRST NATIONAL COMMUNITY BANK

Convention and Visitors Bureau	\$248,228.37
Agencies Account	1,082,692.83
Solid Waste Recycling/Landfill Administration	488,544.85
Department of Probation (CPCMS System).....	355,507.39
Flood Protection Authority.....	2,645,318.24

FIDELITY DEPOSIT & DISCOUNT BANK

Series 2003 C Escrow 2009.....	\$2.67
Series 2003 C Sinking Fund.....	282.71
Series 2005 Sinking Fund.....	116.08
Series 2009 Note Sinking Fund.....	0.06
Series 2005 A Escrow 2009.....	557.59
Series 2006 C Escrow 2009.....	134.85
Series 2009 Sinking Fund.....	0.16
Series 2002 A&B Capital Projects.....	49,091.62
Series 2003 A&B Capital Projects.....	175,728.21
Series 2003 D Capital Projects.....	348,696.99
Series 2008 B Sinking Fund.....	4.46
Wyoming Valley Airport Grant Account.....	72,755.22
Tri-County Airport Feasibility Study.....	2,553.79

M & T BANK

Adult Probation Drug & Alcohol RIP Program.....	\$61,126.63
District Attorney Bad Check Restitution Fund.....	7,666.21
Riverfront-GG2.....	977,619.50
Nesbitt Park-DCNR.....	352,513.10
Hicks/Abrahams Creek.....	15,099.43
RACP Redevelopment Assistance.....	5,179.00
Sheriff's Old Real Estate Account.....	17,666.76
2008 LCIDA Bond Fund.....	485,412.05
2008 LCIDA Debt Service Reserve.....	6,100,000.00
2008 Series A Courthouse Fund (Bond Account).....	4,181,775.25
2008 Series A Courthouse Fund (Checking Account).....	412,070.58
2008 Series B LCCC Project Fund.....	3,149,531.01

COMMUNITY BANK & TRUST

2008 Series A Project Fund.....	\$25,739.97
2008 Series A Sinking Fund.....	1,580,525.01

U S BANK

Series 2004 GO Sinking LOC.....	\$10.65
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NATIONAL PENN INVESTORS TRUST CO.

Short Term Asset Management Accounts

As of: November 04, 2011

Liquid Fuels Tax Fund	\$931,736.25
9-1-1 Construction Fund	58.69
Hazardous Material Emergency Response Account	162,941.61
Housing Trust Fund	1,872,879.64
Solid Waste Recycle Fund	916,197.03
MH/MR Program	707.39
Human Services	<u>68.63</u>
Total:	\$3,884,589.24

FIRST NATIONAL COMMUNITY BANK

NOW Investment Accounts

As of: November 04, 2011

General Fund	\$6,556.55
9-1-1 Construction Fund	617,000.00
Adult Probation Special Fund	749,335.42
Solid Waste Recycle Fund	300,221.94
Transportation Department	1,156,007.24
Office for the Aging	2,255,782.36
MH/MR Program	4,855,201.15
MH/MR Program (Excess Reserves)	4,557,266.00
Human Services	517,692.49
Drug & Alcohol Program	<u>103,650.25</u>
Total:	\$15,118,713.40

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

CONTROLLER’S REPORT - WALTER L. GRIFFITH, JR.

Controller Walter Griffith asked 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:

\$ 29,693.68	Business Development Loan Program
\$1,145,993.47	Community Development Block Grant Program
\$ 164,005.40	HOME Investment Partnership Program
\$ 73,000.00	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 November 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 November 2011.

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

FPA – Operations:

Voucher No. 1286 to 1287 inclusive in the amount of \$ 1,998.00

Adult Probation D&A RIP:

Voucher No. 1114 to 1120 inclusive in the amount of \$ 10,084.90

Solid Waste Recycling:

Voucher No. 401150 to 401157 inclusive in the amount of \$ 33,237.70

County Records Improvement

in the amount of \$ 11,815.00

Prothonotary Automation

in the amount of \$ 2,190.00

Housing Trust Fund:

in the amount of \$ 10,741.98

Voucher No. 401161 to 401166 inclusive

Convention & Visitors Bureau:

Voucher No. 404869 to 404883 inclusive in the amount of \$ 13,311.79

Cash in Lieu of Performance Bond:

Voucher No. 1001 inclusive in the amount of \$ 30,600.00

Human Services:

Voucher No. 751913 to 751934 inclusive in the amount of \$ 795,533.91

Aid System to Road & Bridge:

Voucher No. 1033 to 1035 inclusive in the amount of \$ 313,081.28

Juvenile Probation JCJC Grant in Aid

Voucher No. 1090 to 1091 inclusive in the amount of \$ 647.53

FY 2009 Recovery Act JAG:

Voucher No. 1032 inclusive in the amount of \$ 2,774.95

Treasurer License Fee:

Voucher No. 6075 inclusive in the amount of \$ 5,101.00

Levee Fee:		
Voucher No. 2141 to 2163 inclusive	in the amount of \$	25,514.37
Transportation Department:		
Voucher No. 541007 to 541204 inclusive	in the amount of \$	468,554.11
Sheriff Real Estate Escrow:		
Voucher No. 4814 to 4855 inclusive	in the amount of \$	416,726.69
Writ of Execution Escrow:		
Voucher No. 2212 to 2233 inclusive	in the amount of \$	8,371.00
Bureau for the Aging:		
Voucher No. 742727 to 743500 inclusive	in the amount of \$	882,685.46
Children and Youth:		
Voucher No. 772294 to 773194 inclusive	in the amount of \$	2,662,066.06
Mental Health / Mental Retardation:		
Voucher No. 750949 to 751054 inclusive	in the amount of \$	1,227,445.07
Drug and Alcohol:		
Voucher No. 762498 to 762523 inclusive	in the amount of \$	468,397.63
Domestic Relations Title IV-D:		
Voucher No. 400314 to 400315 inclusive	in the amount of \$	275,833.00
9-1-1 Wire:		
Voucher No. 2164 to 2195 inclusive	in the amount of \$	161,112.94
9-1-1 Wireless:		
Voucher No. 1128 to 1134 inclusive	in the amount of \$	41,609.73

5. Request a motion to ratify and confirm payment of the following vouchers which exceed the budget by a total of \$332,085.78:

Tax Collection:		
100.4137.000.1310 – Clerical and Others	in the amount of \$	5,969.49
100.4137.000.1810 – Social Security – FICA	in the amount of \$	368.28
100.4137.000.1820 – Medicare	in the amount of \$	86.11
100.4137.30121 – Real Estate Taxes Prior Year		
C&N Dining, LLC	in the amount of \$	4,088.56
Luzerne County Redevelopment Authority	in the amount of \$	5,617.05
EP FCL, LLC	in the amount of \$	2,425.02
HPG International, Inc	in the amount of \$	20,318.10
Lexington Village, LP	in the amount of \$	76.66
George & Colleen Mizzer	in the amount of \$	104.26
(Con't on next page)		
Dermot & Mooneyen O'Brien	in the amount of \$	376.14
Odd Fellows Hall	in the amount of \$	1,617.54
William & Mary Ryan	in the amount of \$	57.75
	Totaling	34,681.08
100.4137.000.5111 – Refunds		
2006 Refunds		
TFP Limited	in the amount of \$	13,879.63
2008 Refunds		

EP FCL, LLC	in the amount of \$	7,681.97
HPG International, Inc	in the amount of \$	19,228.16
Odd Fellows Hall	in the amount of \$	1,273.20
2009 Refunds		
C&N Dining	in the amount of \$	4,418.23
EP FCL, LLC	in the amount of \$	2,108.71
HPG International, Inc	in the amount of \$	17,667.59
Odd Fellows Hall	in the amount of \$	1,406.53
William & Mary Ryan	in the amount of \$	<u>50.22</u>
	Totaling	\$ 67,714.21

Mapping/GIS:
100.4140.000.1530 –Overtime in the amount of \$ 108.45

Public Defender:		
100.4152.000.3140 – Special Legal Services		
Danielle Aregood – Schonfeld, Esquire	in the amount of \$	10,442.41
Janet Conser, Esquire	in the amount of \$	632.50
Debra Bolus Grosek	in the amount of \$	1,528.00
Robert Davison, Esquire	in the amount of \$	3,561.25
Paul Delaney, Esquire	in the amount of \$	2,942.50
Amanda Height, Esquire	in the amount of \$	385.00
Edward McNelis, Esquire	in the amount of \$	4,086.71
Jennifer Moore	in the amount of \$	178.75
Qiana Murphy Lehman, Esquire	in the amount of \$	2,255.00
Angela Stevens, Esquire	in the amount of \$	36,940.40
Joseph Terrana, Esquire	in the amount of \$	9,058.50
William Watt, III, Esquire	in the amount of \$	2,868.69
Lauren Yeager Price, Esquire	in the amount of \$	<u>27,550.76</u>
	Totaling	\$ 102,430.47

100.4152.000.4125 – Examinations/Witnesses		
Ned Delaney, M.A.	in the amount of \$	2,000.00
Design Excellence, Inc	in the amount of \$	8,401.50
Dr. Richard Fischbein	in the amount of \$	<u>6,312.50</u>
	Totaling	\$ 16,714.00

General Government Operations:
100.4176.000.3140 – Special Legal Services
Eckert, Seamans, Cherin & Mellott, LLC in the amount of \$ 29,645.73

100.4176.303.4189 - 2011 Flood Courthouse		
Arrow Glass	in the amount of \$	366.68
Home Depot	in the amount of \$	279.00
Main Hardware	in the amount of \$	341.79
Master Chemical	in the amount of \$	162.54
Royal Carpet Rental	in the amount of \$	476.80
Stell Enterprises, Inc	in the amount of \$	4,747.25
Thomas C. Thomas	in the amount of \$	1,650.00
Walter's Hardware	in the amount of \$	<u>33.13</u>
	Totaling	\$ 8,057.19

100.4176.304.4189 - 2011 Flood DRO		
Big Top Rentals	in the amount of \$	3,697.00
Guyette Communications	in the amount of \$	4,127.50
Main Hardware	in the amount of \$	5.97
Otis Elevator Co	in the amount of \$	3,752.00
Wallco Industrial Electronics, Inc	in the amount of \$	<u>66.18</u>
	Totaling	\$ 11,648.65

100.4176.305.4189 - 2011 Flood Parkade

Royal Carpet Rental	in the amount of \$	398.64
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Courts:

100.4184.000.4113 – Capital Cases

Robert Buttner, Esquire	in the amount of \$	379.70
Courtside Document Services	in the amount of \$	<u>61.96</u>
Totaling	\$	441.66

100.4184.000.4125 – Examinations/Witnesses

Marianne Aboutanos	in the amount of \$	100.00
Robert Buttner, Esquire	in the amount of \$	1,520.89
Debi Chrisbacher	in the amount of \$	372.00
Deaf Hearing Communication Center	in the amount of \$	7,591.23
Dr. Richard Fischbein, MD	in the amount of \$	8,137.50
Joy Harris	in the amount of \$	1,237.50
Beata Kojeszewski	in the amount of \$	150.00
Danmeng Lin	in the amount of \$	286.20
LSA	in the amount of \$	237.24
James Sulima	in the amount of \$	732.10
Dr. Paul Termini	in the amount of \$	2,000.00
MaryBeth Wurster	in the amount of \$	<u>300.00</u>
Totaling	\$	22,664.66

Orphan Court:

100.4185.000.3140 – Special Legal Services

Lisa Pierotti, Esquire	in the amount of \$	115.50
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Coroner:

100.4193.000.6711 – Forensic Examinations

Pathology Associates of NEPA	in the amount of \$	1,750.00
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District Attorney:

100.4194.000.3140 – Special Legal Services

Elliott, Greenleaf & Dean	in the amount of \$	5,520.88
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Prothonotary:

100.4195.000.4115 – Arbitration

John Aciekewicz, Esquire	in the amount of \$	125.00
Stacy Acri, Esquire	in the amount of \$	125.00
Katherine Anselmi, Esquire	in the amount of \$	125.00
Ryan Blazure, Esquire	in the amount of \$	125.00
Frank Bognet, Esquire	in the amount of \$	125.00
Lewis Bott, Esquire	in the amount of \$	125.00
Scott Brady, Esquire	in the amount of \$	125.00
Mark Clinton, Esquire	in the amount of \$	125.00
Jerome Cohen, Esquire	in the amount of \$	125.00
Robert Cohen, Esquire	in the amount of \$	125.00
Joseph Comerota, Esquire	in the amount of \$	125.00
Elaine Cook, Esquire	in the amount of \$	125.00
Charles Coslett, Esquire	in the amount of \$	125.00
Shannon Crake, Esquire	in the amount of \$	125.00
Robert Davison, Esquire	in the amount of \$	125.00
Laura Dennis, Esquire	in the amount of \$	125.00
Chester Dudick, Esquire	in the amount of \$	125.00
John Eichorn, Esquire	in the amount of \$	125.00
Robert Elias, Esquire	in the amount of \$	125.00
Joseph Falchek, Esquire	in the amount of \$	125.00
Samuel Falcone, Esquire	in the amount of \$	125.00
Joseph Glowacki, Esquire	in the amount of \$	125.00
John Haley, Esquire	in the amount of \$	125.00
Michelle Hardik, Esquire	in the amount of \$	125.00

Enid Harris, Esquire	in the amount of \$	125.00
Timothy Henry, Esquire	in the amount of \$	125.00
Matthew Herbert, Esquire	in the amount of \$	125.00
Michel Hudacek, Jr, Esquire	in the amount of \$	125.00
Fred Howe, Esquire	in the amount of \$	125.00
Keith Hunter, Esquire	in the amount of \$	125.00
Larry Keiser, Esquire	in the amount of \$	125.00
Thomas Killino, Esquire	in the amount of \$	125.00
Kurt Kwak, Esquire	in the amount of \$	375.00
Frank McCabe, Esquire	in the amount of \$	125.00
Daniel Pilletts, Esquire	in the amount of \$	125.00
Leonard Sanguedolce, Esquire	in the amount of \$	125.00
Harry Skene, Esquire	in the amount of \$	125.00
Lauren Stahl, Esquire	in the amount of \$	<u>125.00</u>
	Totaling	\$ 5,000.00

Levees:

100.4292.000.3660 – Water

Pennsylvania American Water	in the amount of \$	234.16
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Road & Bridge:

100.4310.000.3130 – Engineering/Architectural

Arrow Land Solutions, LLC	in the amount of \$	2,886.00
Borton Lawson	in the amount of \$	12,861.35
CECO	in the amount of \$	2,789.36
Reilly & Associates	in the amount of \$	<u>1,038.69</u>
	Totaling	\$ 18,536.71

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 Cooney
“AYES” PETRILLA, COONEY, URBAN

DEPARTMENT HEAD REPORTS

HUMAN SERVICES – JOSEPH DEVIZIA, DIRECTOR

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

AREA AGENCY ON AGING:

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>RATE / CONTRACT CAP</u>
Word4Word Interpretation	Interpretation/ Translation Svcs.	11/1/11-6/30/12	<u>ON-SITE (2-hr. minimum):</u> \$85/hour (Spanish) \$100/hour (ASL) + mileage \$0.60/mile Reserve 3-4 days in advance. Late cancel/no show will be at minimum charge. <u>PHONE (30-min. minimum):</u> \$2.30/minute (Spanish) + connection fee \$4.95 <u>DOC. TRANSLATION:</u> \$0.17/word (Spanish) <u>EMERGENCY ON-SITE</u> (2.5-hr. min.– includes same-day, after-hrs. & weekends): \$115/hour (Spanish) + mileage \$0.60/mile Late cancel/no show will be at minimum charge. \$2,800.00

CHILDREN & YOUTH:

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>RATE / CONTRACT CAP</u>
Avanco International	CAPS/ASP Agreement	7/1/11-6/30/12	\$44,750.00
Avanco International	Consulting & Ad Hoc IT Services & Support	“ “	\$40,000.00
Word4Word	Onsite Interpretation (American Sign Language) 2 hr. min. portal to portal	11/1/11-6/30/12	\$100.00/hour + mileage \$0.60/mile
	Document Translation	7/1/11-6/30/12	\$0.17/word

CHILDREN & YOUTH AND JUVENILE PROBATION SERVICES:

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>RATE / CONTRACT CAP</u>
Bethany Children's Home	Independent Living (Group Home)	11/1/11-6/30/12	\$170.00/day

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:

AREA AGENCY ON AGING:

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>FROM:</u>	<u>TO:</u>
NEPA Home Care, Inc. d/b/a Visiting Angels	Personal Care	7/1/11-6/30/12	\$20,000	\$75,000

MENTAL HEALTH/MENTAL RETARDATION:

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>RATE</u>
Creating Unlimited Pos. <u>(No change final total – service budget revisions)</u>	Comm. Hab. & Transport Svcs.	7/1/11-6/30/12	\$29,000
The Advocacy Alliance	Comm. Svcs., Family Support Services & Certified Invest.	“ “	\$94,000
Lavender & Wyatt Systems	Software Maint.	“ “	\$5,862
Northeast Counseling Svcs. \$3,457,000	Comm. Svcs., ICM, OP, Day Treatment, Crisis, Soc. Rehab., RC, Adm. Mangmt., Emergency & Psych. Rehab. Svcs.	“ “	\$3,457,000
<u>(No change final total – Fee Service Schedule change)</u>			
W-B Behavioral Hospital \$3,684,759	Comm. Svcs., ICM, OP, Day Treatment, Crisis, Comm. Habilit., Transp., CE, Soc. Rehab., Residential, RC, Adm. Mangmt., Emergency & Psych. Rehab. Svcs.	“ “	\$3,684,759
D/B/A CCS			
<u>(No change final total – Fee Service Schedule change)</u>			
Luz. Cty. Public Defender’s	Admin. Mangmt.	“ “	\$125,000
Children’s Service Center \$1,259,250	Comm. Svcs., ICM, OP, Crisis, RC, FB, Adm. Mangmt. & Emerg.	7/1/10-6/30/11	\$1,164,000

OFFICE OF HUMAN SERVICES:

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>RATE</u>
Luzerne/Wyoming Counties Transportation Department	Transportation	7/01/10 – 6/30/11	\$7640.00 - \$6271.50

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

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

AREA AGENCY ON AGING:

<u>PROVIDER</u>	<u>SERVICE</u>	<u>TERM</u>	<u>APPROX. COST</u>
Central Florida Coach Lines, Inc.	Transportation to Foster Grandparent Holiday Luncheon at Genetti's Wilkes-Barre	12/16/2011	\$350

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

REQUEST A MOTION TO APPROVE/RATIFY THE FOLLOWING APPLICATIONS, AGREEMENTS OR SUBMISSIONS FOR:

AREA AGENCY ON AGING:

Approve the Cooperative Grant agreement from the Pennsylvania Department of Aging in the amount of \$47,495,283 for the 4-year and 6-month period January 1, 2012 through June 30, 2016. This amount is allocated as follows: \$5,439,455 for year one (1/1/12 through 6/30/12) and \$10,513,957 per year for years two through five.

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

Approve the PDA Waiver Program agreement from the Pennsylvania Department of Aging in the amount of \$7,741,374 for the 4-year and 6-month period January 1, 2012 through June 30, 2016. This amount is allocated as follows: \$990,926 for year one (1/1/12 through 6/30/12) and \$1,687,612 per year for years two through five.

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

Approve an agreement with Diversified for payroll processing services for the Senior Employment Program for the period 1/1/12 through 12/31/12, at an estimated cost of \$4,940 per year.

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

MENTAL HEALTH/MENTAL RETARDATION:

Supports Coordination Organization (SCO) Annual Qualification

Request a motion to approve the Supports Coordination Organization (SCO) Annual Qualification Application for submission to the Pennsylvania Department of Public Welfare's Office of Developmental Programs for the purpose of qualifying the SCO as a provider annually.

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

Pennsylvania Commission on Crime and Delinquency (PCCD) – Mental Health Court Grant Submission

Request a Motion of the Luzerne County Board of Commissioners to ratify the submission of an application to the Pennsylvania Commission on Crime and Delinquency (PCCD), effective November 17, 2011, as well as authorization for the Chairman of the Board of Commissioners to execute any and all documents necessary for the receipt of PCCD funding regarding grant #18939-3 Criminal Justice Advisory Board (CJAB) Initiative. This application is requesting continuation funding.

(This motion was incorrectly worded on the October 20, 2011 Commissioners Meeting agenda)

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

REQUEST A MOTION TO APPROVE THE FOLLOWING INVOICE:

MENTAL HEALTH/MENTAL RETARDATION:

Request a motion to approve an invoice from Rosenn, Jenkins and Greenwald, LLP, Attorneys At Law, for payment of legal services provided for a personnel matter in the amount of \$82.50.

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

ENGINEER’S DEPARTMENT – JOSEPH GIBBONS, ENGINEER

MOTION

Amend the Courthouse Exterior Restoration Design agreement with Eyerman, Csala, Hapeman & Handman, 69 Public Square, Suite 1000, Wilkes-Barre, PA 18701 in the amount of \$1,485.00 for additional historical paint investigation services for the construction phase of the exterior restoration project. The additional work will not require additional funding since the costs will be allocated from ECH&H’s reimbursable expenditures line item.

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

ROAD AND BRIDGE DEPARTMENT – JOSEPH GIBBONS, ENGINEER

MOTION

Execute a Road Use Maintenance Agreement with Williams Field Services, LLC, 51 Warren Street, Tunkhannock, PA 18657 to use County Road No. 12, Lower Demunds Road, Dallas Twp. that allows for hauling and access to the ongoing regional transcontinental pipeline construction project. The agreement will be subject to the approval of the County Engineer and the Solicitor’s Office

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

MOTION

Execute reimbursement agreement no. 04E009 with the Pennsylvania Department of Transportation for the resurfacing of County Road No. 21, Church Road in Wright Twp. The cost share for the project is 80% Federal/20% County and finances the construction phase of the project. The design will be completed by in-house staff. County funds will be provided the liquid fuels account.

Commissioner Urban

When will this be finished?

Joe Gibbons

We're currently working on the design now in house and then we will be sending it to PennDot. We're looking at a three month window to award it so I would expect construction to start late April.

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

MOTION

Amend the agreement with Arrow Land Solutions, LLC, in the not to exceed amount of \$30,880.00 to acquire right-of-way for the CR #29 Bridge Replacement Project (County Bridge # 45113) in Sugarloaf Township. The agreement is in accordance with the terms and conditions of the Two-Year Open End Agreement.

Commissioner Urban

How many bridges does the county own?

Joe Gibbons

We own approximately 315 bridges and 130 miles of roadway.

Commissioner Cooney

In the past ten years how many bridges have been replaced through FEMA?

Joe Gibbons

Since 2006 we averaged about three a year with the exception for this year we built fourteen.

Commissioner Urban

And the three large bridges we own?

Joe Gibbons

The three large bridges we own are the Shickshinny/Mocanaqua span that carries highway 239, we also own the Broadway Bridge that spans the Susquehanna River that connects Nanticoke to West Nanticoke, and we also own the Water Street Bridge that spans Pittston and West Pittston.

Commissioner Urban

How much liquid fuels do we get a year?

Joe Gibbons

It varies on a calculation that takes into consideration the amount of gasoline sold in Luzerne County. It usually averages about \$1 million a year.

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 \$18,310.00 to acquire right-of-way for the CR #30 Bridge Replacement Project (County Bridge # 45111) 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

MOTION

Amend Agreement No. 048693B with Borton Lawson Engineering, Inc., in the not to exceed amount of \$55,013.08 to allow for additional Final Design work and Construction Services work. The agreement provides for design services work associated with the replacement of County Bridge No. 57305 in Sugarloaf Twp. Funding is provided by 80% Federal/15% State/5% County funds.

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

MOTION

Amend Agreement No. 048692A with Borton Lawson Engineering, Inc., in the not to exceed amount of \$22,910.93 to allow for additional Construction Services work. The agreement provides for environmental design services work associated with the replacement of County Bridge No. 24001, Breaker Road in Hanover Twp. The additional work is required to the presence of heavy metals found in the soil directly adjacent to the bridge and also for review and coordination of sanitary sewer bypass plans. Funding is provided by 80% Federal/15% State/5% County funds.

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

MOTION

Amend the agreement with Fabcor, Inc., 1205 Mid Valley Drive, Jessup, PA 18434 in the amount of \$3,349.00 for additional work associated with the rehabilitation of County Bridge No. 13510 in Fairmount Twp. The amendment provides for additional structural cleaning and painting of the existing truss. Funding is provided by the Act 44 Fund.

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

COMMUNITY DEVELOPMENT – ANDY REILLY, DIRECTOR

MOTION

Request a motion for a partial release of mortgage for the following properties owned by the Luzerne County Housing Authority and acquired with funds from the Office of Community Development:

23-25 Rice Ave., Edwardsville Borough
5-7 Williams Street, Edwardsville Borough
536-538 Lincoln Street, Hazleton City
156 North Laurel Street, Hazleton City
116-118 West Second Street, Hazleton City
612-614 West Twelfth Street, Hazleton City
96-98 Woodward Court, Hazleton City
1116 Main Street, Jenkins Township
15-17 Prince Street, Newport Township
210 Roberts Street, Newport Township
70-72 Cleveland Street, Plains Township
46 Hancock Street, Plains Township
242-244 Maffett Street, Plains Township
98 Stark Street/4-6 Oak Street, Plains Township
2-4 Union Street, Plains Township
6-8 Union Street, Plains Township
136-138 Academy Street, Plymouth Borough
50-52 Blair Street, Plymouth Borough
48-50 E. Shawnee Avenue, Plymouth Borough
331-333 W. Shawnee Avenue, Plymouth Borough
47 N. Main Street, Shickshinny Borough
20 Union Street, Shickshinny Borough
341-343 Hughes Street, Swoyersville Borough
24-26 Third Street, Wyoming Borough

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

MOTION

Request a motion to extend the maturity dates of two loans, BDS-87-C07/93-A01 and BDS-92-B02-B, for Can Do Inc. from the original maturity date for 10 additional years.

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

MOTION

Request a motion to ratify the submission of the Luzerne County Community Development Action Plan for Fiscal Year 2012, and authorizing the Chairman of the Board of Commissioners to execute any and all documents relative to the application for and receipt of Community Development Block Grant, HOME, and Emergency Solutions Grant Funds.

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

MOTION

Request a motion approving an amendment to the Community Development Program for Fiscal Year 2011, and submission of such to the Department of Housing and Urban Development for the following:

Demolition & Site Clearance: North River & West Market Streets, Wilkes-Barre City (Hotel Sterling) - \$1,000,000 from the Revolving Loan Fund

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

MOTION

Request a motion to approve a 6-month deferral of loan payments for recipients of funding through the Growing Homeowners Program and the Residential Improvement Program for those affected by the September flooding.

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

MOTION

Request a motion for a partial release of mortgage for loan BDS-01-H01 for a property (.682 acres) located on Hill Street, Wilkes-Bare City.

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

MOTION

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

FAMILY DENTAL & HYGIENE CENTER, INC. - \$350,000 loan to assist in financing a \$850,000 project to relocate a flood damaged dental center to 457 North Main Street, Pittston City. Funding will be provided for the purchase of machinery and equipment.

Commissioner Urban

What is the interest rate?

Andy Reilly

1 ½%

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

MOTION

TRANS-MED PROPERTIES, LLC - \$500,000 loan to assist in financing a \$1,000,000 project to expand the corporate headquarters of an ambulance company at 14 Marion Street, Luzerne Borough. Funding will be provided for the acquisition of property.

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

PLANNING COMMISSION – ADRIAN MEROLLI, DIRECTOR

MOTION

Request a motion to approve the annual interagency agreement between the County of Luzerne and the Luzerne County Transportation Authority for Fiscal Year 2011-12. 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

PURCHASING DEPARTMENT – FRANK PUGLIESE, JR., DIRECTOR

MOTION

Request a Motion to advertise for:

Road & Bridge Department:
Snow Plow Blades

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 below:

Convention & Visitors Bureau:
Design for 2012-2013 Visitor Guides (RFP):

KK Media Partners
25 Evergreen Lake Drive
Mountain Top, Pa 18707

Total Bid \$4,489.00
Plus 15% Comm.
Of Gross sales

Veterans Affairs:
Flag Holders:

Gohn Manufacturing
201 Elk Avenue
Marietta, Pa 17547

Total Bid \$9,000.00

Unsuccessful Bidders:
Temple Aluminum Foundry

Total Bid \$12,135.00

Pre-Cast Bases:

**Wilkes Barre Burial Vault
628 Nanticoke Street
Hanover Twp., Pa 18706**

Total Bid \$24,000.00

Prothonotary's:

Folders:

**Avail Business Systems, Inc.
1234 Penn Avenue
Hollsopple, Pa 15935**

**6,000 Folders
Balance of \$18,480.00
to be approved at
December meeting**

Total Bid \$9,240.00

Unsuccessful Bidders:

Tabb Solutions

Total Bid \$51,480.00

L.V. Office Systems

30,960.00

One Point

28,980.00

9-1-1:

22 Mini Tower Computers:

**Office Max
3001 Frost Road
Bristol, Pa 19007**

Total Bid \$22,855.00

Unsuccessful Bidders:

SCW

Total Bid \$25,416.38

ACE

Rejected – No Bid Security

22,792.00

Cassidian Geo-Diverse Sentinel Patriot CTI Solution, Installation, Warranty and Training Service:

**Frontier Communications 5 yrs. maintenance
100 CTE Drive
Dallas, Pa 18612**

Total Bid \$1,430,237.23

Unsuccessful Bidders:

Verizon Business

Total Bid \$1,452,394.36

Motorola Solutions

Did not submit

Carousel Industries

Did not submit

Transportation Department:

Copy Machine:

**Bodnar Sales & Service
204 West Front Street
Berwick, Pa 18603**

Total Bid \$3,320.00

Unsuccessful Bidders:

Keystone Business Products
Unified Office Equipment

**Total Bid \$4,125.00
3,995.00**

LCCE:

Slicer and Warming Cabinet:

Sam Tell & Son Inc.

Slicer

\$3,105.67

300 Smith Street
Farmingdale, NY 117.5

Warming Cabinet

6,490.42
Total Bid \$9,596.09

Unsuccessful Bidders:

K & K Supply

Slicer
Warming Cabinet

3,775.00
6,525.00
Total Bid \$10,300.00

Rice's Food Equipment

Slicer
Warming Cabinet

3,199.50
6,512.00
Total Bid \$9,711.50

Douglas Equipment

Slicer
Warming Cabinet
**Rejected – No Bid
Security**

2,650.00
5,054.00
Total Bid \$7,704.00

Onion Soup Mix:

No Bid 2nd Time

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

MOTION

Court Administration:

Request a Motion to award Business Office Systems the maintenance agreement for three Phillips 388 Recorders.

Contract price: \$195.00

Contract period: 08-25-2011 to 08-24-2012.

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

MOTION

Court House:

Request a Motion to rescind the All American Poly contract due to non-performance, in the amount of \$8,746.35. (Items #9,10,15,16, and 17. Garbage Bags).

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

MOTION

Request a Motion to amend the contract with Pa. Paper & Supply to add items #9,10 & 15, in the amount of \$6,560.00.

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

MOTION

Request a Motion to amend the contract with Master Chemical to add items #16, 17 in the amount of \$5,062.00.

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

MOTION

Office Human Services:

Request a Motion to award Hasler Mailing System upgrade/replace postage machine at Office Human Services for 36 months at the cost \$18.95 per month .
Total Bid \$682.20

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

MOTION

Penn Place:

Request a Motion to authorize the proper officials to enter into a two (2) year lease agreement, as reviewed by Luzerne County Solicitor and Engineering Offices with Curry Donuts/Nick Tsiolis, Po Box 383, Dallas, Pa 18612 to lease 225 square feet of concession space located at Penn Place at the following rates:

\$225.00 per month

0% commission for first 6 months (of gross sales)

1% commission for next 6 months (of gross sales)

2% commission for next 12 months (of gross sales)

Lease agreement also includes (at the County's option) 2 additional 1 year terms with rent and commission's to be negotiated.

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

MOTION

LCCF:

Request a Motion to reject the bid for Razor Bags at \$11,200.00 from Global Supply USA, and to purchase from Pa. Paper & Supply at \$2,460.00 with a savings of \$8,740.00 per year.

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

MOTION

MH/MR:

Motion to award bid for MH/MR 2nd Floor Server Room Ductless AC Unit to Total Control Service Co. in the amount of \$7,316.59 and to approve the waiver of a less than \$1.00 deficiency in the bid bond provided by the vendor. The County Solicitor reviewed the transaction and recommended that the bidder be permitted to provide the correct bid bond and the deficiency be waived as de minimis. The next lowest bid was Power Engineering Corporation, \$9,037.00.”

Commissioner Urban

Mr. Solicitor can you provide your opinion for the record?

Vito DeLuca

I actually wrote up this motion for Purchasing. We had a low bidder on this device, it was denied by the Controller because there was a 59 cent deficiency in the bid bond requirement. I believe the vendor may have rounded down when they were submitting the bid bond. Bid Bonds are a county imposed requirement. In this case because the deficiency was less than one dollar I determined that deficiency was not something that gave that vendor an unfair advantage in this particular bid. I believe when you are looking at almost a \$2,000 difference between the low bid which we are accepting and the next lowest bid and the fact with the issue of the bid bond was less than one dollar I’m suggesting that the Purchasing Department have the vendor submit a corrected bid bond with the correct amount in it and the Commissioners waive that deficiency. This equipment is necessary very quickly and we wouldn’t have time to re-bid it. It is saving the taxpayers almost \$2,000.00.

Commissioner Urban

Were the commissioners involved in opening this bid?

Vito DeLuca

I don’t believe the commissioners were even aware of this until I requested this be placed on the agenda after the work session.

Commissioner Urban

So there was no impropriety on the part of the commissioners?

Vito DeLuca

No.

Commissioner Urban

I just want to make that for the record.

Vito DeLuca

That is correct. I did the research. I’ve been dealing with Joe Gibbons and Frank Pugliese. I did not deal with the commissioners at all. I also had numerous conversations with the Controllers Office and the Controllers Office Solicitor as we tried to work through the legal issues.

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

PROBATION SERVICES- MICHAEL VECCHIO

No Agenda items.

END OF DEPARTMENT HEAD REPORTS

PERSONNEL

REQUEST A MOTION TO APPROVE THE FOLLOWING APPOINTMENTS AT:

AGING:

The Appointment of the following as Substitute Aging Care Manager 2's at an hourly rate of \$15.21 effective November 28, 2011.

Justin Behrens, Mountain Top
Carol Martonick, Drums
Amy Groner, Dallas

Marguerite Barket, Sugar Notch as an Alternate Senior Center Manager 1 at an hourly rate of \$12.18 effective November 28, 2011.

Joan Luksa, Dallas, as a Community Health Nurse 1 at an annual salary of \$29,663 effective November 28, 2011.

The Appointment of the following Part Time Food Service Worker 1's at an hourly rate of \$10.13 effective November 28, 2011.

Nancy Restaino, Shavertown
Joy Ann Yeust, Dallas

CHILDREN & YOUTH:

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

Amanda McGinley, Nescopeck effective November 18, 2011
Catherine Hutter, Bear Creek effective November 28, 2011

LUZERNE COUNTY PRISON:

The Appointment of the following as Correctional Officer Trainees at an annual salary of \$26,539.09:

David Duke, Wilkes-Barre, effective November 28, 2011
Stephen Modrow, Forty Fort, effective November 28, 2011
John Ulichney, Mocanaqua, effective November 28, 2011
Stephan Wengen, Shavertown, effective November 28, 2011

TRANSPORTATION:

The Appointment of the following Part Time Drivers at an hourly rate of \$8.75:

Kenneth Landis, Drums effective October 26, 2011.
Robert Cannon, Harvey's Lake effective November 21, 2011.
Donald Swartwood, Kingston effective November 21, 2011.

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

REQUEST A MOTION TO APPROVE THE CHANGE OF APPOINTMENT DATE FOR THE FOLLOWING:

ROAD & BRIDGE:

Wesley Ryan Truchon, Truck Driver, effective October 31, 2011.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING COMPLETION OF A TEMPORARY ASSIGNMENT:

AGING:

Victor Serhan, Aging Care Manager 2 at an annual salary of \$52,487 effective November 4, 2011.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING RECLASSIFICATION AT:

CHILDREN & YOUTH:

Erin Smith from Social Services Aide 2 to Social Services Aide 3 at an annual salary of \$24,252 effective November 25, 2011.

Charles Vaccaro from Caseworker 2 to Social Services Aide 3 at an annual salary of \$28,588 effective November 25, 2011.

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 Bryan Chapman, at an annual salary of \$32,295 effective July 22, 2011.

A \$1,000 Certification Pay Adjustment for Mary Ritsick, Caseworker 2 at an annual salary of \$32,295 effective March 18, 2011.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING PROMOTIONS AT:

AGING:

Dorraine Andes to Administrative Officer 1 at an annual salary of \$32,258 effective October 31, 2011.

Annette Grella to Aging Care Management Supervisor 3 at an annual salary of \$55,404 effective November 28, 2011.

CHILDREN & YOUTH:

Mary Ann Medeiros to Casework Supervisor at an annual salary of \$59,469 effective November 25, 2011.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING SUSPENSION AT:

OFFICE OF COMMUNITY DEVELOPMENT:

Robert Piorkowski, Maintenance, a one (1) day suspension Without Pay effective October 27, 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:

Nettie Buchola, Food Service Worker effective November 30, 2011

CHILDREN & YOUTH:

Kacie Newberry, Caseworker 2 effective October 18, 2011
James Castner, Caseworker 2 effective October 27, 2011
Rebecca Gumble, Social Services Aide 1 effective November 10, 2011
Stephanie Shepperson, Caseworker 2 effective November 18, 2011
Amy Allardyce, Caseworker 2 effective November 22, 2011

ROAD & BRIDGE:

Wesley Ryan Truchon, Truck Driver, effective November 7, 2011.

TRANSPORTATION:

William Davis, Part Time Driver effective October 6, 2011
Joseph Henry, Part Time Driver effective October 7, 2011.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING RETIREMENT AT:

TRANSPORTATION:

Mary Ellen Madigan, Driver effective December 30, 2011.

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

REQUEST A MOTION TO APPROVE THE FOLLOWING TERMINATION AT:

TRANSPORTATION:

Justin Krochta, Part Time Driver effective October 20, 2011.

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

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

BUDGET & FINANCE:

A Family Medical Leave of Absence for Beverly Shelley, Executive Administrative Assistant effective November 4, 2011.

CHILDREN & YOUTH:

A Family Medical Leave of Absence for Joanne Meshanski, Casework Supervisor effective September 19, 2011.

A Family Medical Leave of Absence for Emily Intelicato, Casework Supervisor effective October 26, 2011.

MENTAL HEALTH/MENTAL RETARDATION:

A Leave of Absence Without Pay for Patricia Franks, Caseworker 2, effective September 23, 2011.

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

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

EMERGENCY MANAGEMENT AGENCY:

<u>ATTENDEE</u>	<u>TITLE</u>	<u>LOCATION</u>	<u>DATES</u>	<u>COST</u>
Stephen Bekanich	2011 All Hazards Incident Management Team Conference	San Diego, CA	12/5 – 12/9/11	0

(There is no Cost to the County for attendance with all costs being covered by the East Central PA Task Force)

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

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

LUZERNE COUNTY CONSERVATION DISTRICT BOARD:

Appointment to the Luzerne County Conservation District Board for the terms listed:

RE-APPOINTMENTS:

Carl R. Urbanski, Kingston, PA – Term to expire 12/31/2015
Timothy J. Connolly, Jr., Edwardsville, PA – Term to expire 12/31/2015

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

LUZERNE COUNTY PLANNING COMMISSION:

Appointment to the Luzerne County Planning Commission for the terms listed:

APPOINTMENTS:

Patrice Rittenhouse Persico, 450 Cross Creek Road, Shavertown, Pa., effective November 17, 2011 to December 31, 2014

John C. Eichorn, 80 Yorktown Road, Mountaintop, Pa., effective November 17, 2011 to December 31, 2013

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

LUZERNE COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES:

APPOINTMENTS:

Appoint John Bryan, Wilkes-Barre, PA, to a Six Year Term to expire 11/17/17.

Appoint Joseph A. Bauman, Wyoming, PA, to fill the unexpired term of Elaine Curry, term to expire 05/18/2012.

RE-APPOINTMENTS:

Reappoint Barry H. Williams JD, CPA, Kingston, PA, to a Six Year Term to Expire 11/17/2017.

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

PUBLIC COMMENT: (NON-AGENDA ITEMS)

Edward Brominski

In addition to being a former County Commissioner, I am a newly elected Council member. A week ago yesterday during a conversation at a Transition Meeting, I asked you if there are any unbudgeted items. You said "No...nothing that was not budgeted".

However, I have heard that there will be a Salary Board Meeting and there are a number of changes proposed. I think there's a rush to fill these positions. I am speaking about a position that is going to be eliminated and then created. I can understand it, but I hope you wait for the new Council to come in and make these decisions. A position is going to be recreated with a \$4,000 increase. A person has been doing this work for three or four years already and it's a Deputy Warden position. He will then be moved to Major...

Commissioner Petrilla

First of all, I don't know where you got this information that a Major was being promoted into this position...

Brominski

OK---there is going to be a Deputy Warden position created and a person promoted into it with an increase in pay. Why can't this person work this position until January 2nd and then let the new Council determine the position? There is also a position of \$40 to \$45K for an Archivist---I don't know if you have someone in mind, but I think you should wait. Also the fact that with only 5 weeks to go, the Deputy Sheriffs are going to be given a \$2.25 increase, which I believe can wait. Also, the purchase of Two Jacks...that area is always flooding and sometimes there is even water on that property in the summer. There are a number of people who have not had an increase in 3 years---these people should be given an increase. There is somewhat of a rush to take care of certain people or get people into positions.

Commissioner Petrilla

I have heard you say on several occasions that this Board of Commissioners should not fulfill their obligations through the end of their terms. In the election of 1983 when you were not going to be a Commissioner, the hiring's and appointments in November of 1983 were as follows: In November 1983 you hired a County Inspector against the adamant objections of Commissioner Trinashefski. You voted to hire this County Inspector. On December 7th with one month to go you entered into a Union contract with Local 1300; with 10 days to go you appointed one person to the Redevelopment Authority; 3 to the Industrial Development Authority; along with numerous hiring's and salary adjustments. On December 30th with one day before you left office, you appointed the Inspector against Trinashefski's objections and then reappointed a person whose term was not even over! So I'm not sure what is so different back in 1983 that is different from today.

Brominski

The difference today is that there is a change in government.

Commissioner Petrilla

And they will take their oaths on January 2nd.

Brominski

And I applaud you Commissioner Petrilla for your four years of service.

Brominski speaking directly to Commissioner Urban

You let this County down over the past twelve years. When the statues honoring Skrepenak, Ciavarella, and Conahan are erected in this Rotunda, your picture will be posted behind them. You let this County down. We are \$420 Million in debt right now. We have borrowed \$100 Million...

Commissioner Petrilla

Not because of me....not because of me...and I have taken an Oath of Office until December 31, 2011.

Brominski

But your Oath of Office does not include burdening the new Council with a Tax Increase because you can't balance the budget. You are not able to balance the budget....

Commissioner Petrilla

We will see....we will see....

MOTION TO ADJOURN.

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

Respectfully submitted,



Jennifer Thomas, Recording Secretary

