

March 24, 2016

A meeting of the Westmoreland County Commissioners met in regular session beginning at 10:04am in the Commissioners Public Meeting Room, Courthouse Square, Greensburg, PA. The following were present Chairman Gina Cerilli, Vice-Chairman Ted Kopas, Secretary Charles W. Anderson and County Solicitor Melissa A. Guiddy. The following business was conducted;

Pastor Mike Stahl, Victorious Life Church, gave an invocation before the meeting and Commissioner Cerilli led the Pledge of Allegiance

GENERAL AGENDA

Motion was made by Mr. Kopas, seconded by Mr. Anderson and it was unanimously agreed to approve minutes of the regular meeting held Thursday, March 10, 2016, as presented

Mr. Kopas stated that there was a request to present a Proclamation to Wayne Gongaware, for 27 years of Service to Westmoreland County. Motion was made by Mr. Anderson, seconded by Mr. Kopas and it was unanimously agreed to re-order the agenda for the Proclamation Presentation

Wayne Gongaware 27 Years of Service

OPPORTUNITY FOR PUBLIC COMMENT

No Public Comment

SOLICITORS REPORT

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, Dirk Matson, Administrator and Meghan McCandless, Director of Financial Administration motion was made by Mr. Anderson seconded by Mr. Kopas and unanimously agreed to approve the following item for **Area Agency on Aging:**

- (A) Amendment to Agreement with **WESTMORELAND COUNTY COMMUNITY COLLEGE (RSVP)**, dated May 7, 2015 in the amount of **\$13,920.00 additional** (Total Agreement \$62,248.00, **No Cost to Westmoreland County**, PA Department of Aging Block Grant) for **“Aging Services-Apprise State Health Insurance Counseling & Telecenter,”** for the term July 1, 2015 through June 30, 2016

- (B) Bids for “**Heavy Cleaning for Westmoreland County Area Agency on Aging,**” (Bid 16-08), for the term March 24, 2016 through June 30, 2018 with an option to renew for two additional years, were opened on March 15, 2016:

Quality Services, Inc. \$35.00/hour
(Including labor, travel, benefits, materials and products to complete work)

Award bid to **QUALITY SERVICES, INC.**, Pittsburgh, PA in the amount of **\$35.00/hour (including labor, travel, benefits, material and products to complete work)**

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, Austin Breegle, Administrator and Meghan McCandless, Director of Financial Administration motion was made by Mr. Kopas, seconded by Mr. Anderson and unanimously agreed to approve the following items for **Behavioral Health & Developmental Services:**

- (A) Agreement with **WESTMORELAND DRUG & ALCOHOL COMMISSION, INC.**, Monessen, PA in the amount of **\$496,968.00** (No Cost to Westmoreland County, PA Department of Human Services) for “**Healthchoices: Mobile Case Manager Reinvestment 2012, Gateway Rehab Reinvestment 2012, Forensic Case Manger Reinvestment 2014, Forensic CRS Reinvestment 2014,**” for the term January 1, 2016 through December 31, 2016
- (B) Agreement with **FIRST STUDENT**, North Huntingdon, PA in the amount of **\$77,996.00** (DHS \$74,442.00, County \$3,524.00) for “**Behavioral Health/Developmental Services: Non-Emergency Transportation, Transportation Zone 1,**” for the term July 1, 2015 through June 30, 2016
- (C) Extend Agreement with **REHABCARE GROUP EAST d/b/a REHABCARE**, dated January 22, 2015 for “**Early Intervention: Evaluation (Speech Therapy, Physical Therapy, Special Instruction, Occupational Therapy),**” through August 31, 2015 (new contract term July 1, 2014 through August 31, 2015).
- (D) Amendment to Agreement with **FAMILY SERVICES OF WESTERN PA**, dated July 9, 2015 in the amount of **\$75,000.00 additional** (DHS \$71,538.00, County \$3,462.00; Total Agreement \$1,779,612.00) for “**Behavioral Health: Various Services,**” for the term July 1, 2015 through June 30, 2016.

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, Shara Saveikis, Administrator and Meghan McCandless, Director of Financial Administration motion was made by Mr. Anderson, seconded by Mr. Kopas and unanimously agreed to approve the following items for **Children's Bureau**:

(A) Agreements for the term July 1, 2015 through June 30, 2016:

(1) **AUBERLE, McKeesport, PA (Title IV-E, Act 148, County)** for “**Foster Care, Residential, Group Home, Shelter,**” at the following per diem rates:

\$56.10 for Family Foster Care
\$162.89 for Residential Hartman Street Site
\$162.89 for Group Home GOAL Hartman Street
\$181.33 for Gate/Bloom
\$197.47 for Gate/Bloom Shelter

(2) **ADELPHOI VILLAGE, INC., Latrobe, PA (TANF, Act 148, County)** for “**In-Home Services, PTSD, Abel Assessment, Polygraph, Diagnostic, MST,**” at the following rates:

\$67.63/hour for MST Individual
\$52.10/hour for In Home
\$0.54/mile for mileage
\$800.00/assessment for Abel Assessment
\$300.00/interview for Abel Interview
\$400.00/polygraph for Polygraph
\$40.55/day for PTSD Aftercare Adelphoi Placement
\$46.55/day for PTSD Aftercare Non AV Placement
\$29.85/day for PTSD Aftercare Sibling Rate
\$2,500.00/evaluation for Diagnostic Evaluation

(3) **THREE RIVERS ADOPTION COUNCIL, Pittsburgh, PA (Title IV-E, Act 148, County)** for “**Foster Care,**” at the following per diem rates:

\$52.02 for Foster Care/Adoption Level I
\$57.22 for Foster Care/Adopt Level II
\$65.55 for Foster Care/Adopt Level III
\$78.03 for Foster Care/Adopt Level IV

(4) **KEYSTONE ADOLESCENT CENTER, Greenville, PA (Title IV-E, Act 148, County)** for “**Residential, Transitional Living,**” at the following per diem rates:

\$163.25 for Residential/Shelter Females
\$153.00 for Residential/Shelter Males
\$130.00 for Transitional Living Males
\$140.00 for Transitional Living Females

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and Amy DeMatt, District Court Administrator motion was made by Mr. Kopas, seconded by Mr. Anderson and unanimously agreed to approve the following items for **Court Administration:**

- (A) Agreement with **PATRICIA GUERRA**, North Belle Vernon, PA, for **court reporter services** on an as-needed basis beginning June 3, 2016 through June 3, 2017 at the rate of **\$35.00 per hour**, plus transcript fees at the rates specified in the Pennsylvania Rules of Judicial Administration and the Westmoreland County Rules of Judicial Administration. The hourly services for the above term shall not exceed the total sum of \$10,000.00.

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and Terence O'Halloran, Director motion was made by Mr. Anderson, seconded by Mr. Kopas and unanimously agreed to approve the following items for **Domestic Relations:**

- (A) Intergovernmental Agreement for the period October 1, 2015 through September 30, 2020 between **WESTMORELAND COUNTY COMMISSIONERS** and **WESTMORELAND COUNTY SHERIFF'S DEPARTMENT** and **THE COURT OF COMMON PLEAS OF WESTMORELAND COUNTY, DOMESTIC RELATIONS SECTION**, authorizing security services by the Sheriff's Department in the Domestic Relations Section.
- (B) Intergovernmental Agreement for the period October 1, 2015 through September 30, 2020 between **WESTMORELAND COUNTY COMMISSIONERS** and **WESTMORELAND COUNTY SHERIFF'S DEPARTMENT** and **THE COURT OF COMMON PLEAS OF WESTMORELAND COUNTY, DOMESTIC RELATIONS SECTION**, authorizing Warrant Service by the Sheriff's Department for the Domestic Relations Section.

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and Anthony Pologruto, Director motion was made by Mr. Anderson, seconded by Mr. Kopas and unanimously agreed to approve the following items for **Geographical Information Systems:**

- (A) Content Fee Agreement with **HERE GLOBAL B.V.**, The Netherlands for road centerline and address point map content, in the form of a shapefile and delivered via a secure file transfer from Westmoreland County with compensation in the amount of **\$50.00** to the County.

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and Roland Mertz, Director motion was made by Mr. Kopas, seconded by Mr. Anderson and unanimously agreed to approve the following item for **HazMat:**

- (A) Professional Services Agreement with **WORKSITE MEDICAL/OCCUPATIONAL HEALTH IN MOTION, INC.**, Ellwood City, PA to perform mandated physicals by June 30, 2016 for the Hazmat Team, in the amount of **\$285.65 per physical** (Cost funded by Restricted Account Hazmat Fees)

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and David Ridilla, Executive Director, motion was made by Mr. Anderson, seconded by Mr. Kopas and unanimously agreed to approve the following items for **Information Systems:**

- (A) Record Access Agreements for computer terminal access to Courthouse records as per fee schedule, commencing according to the date specified in each agreement and ending on November 30, 2016, with automatic renewal, with the following and authorize the Executive Director of Information Systems to execute contract documents on behalf of the county:
 - 1) Jason Mazzei, Realtor, Allison Park, PA
 - 2) Montgomery McCracken Walker & Rhoads, LLP, Philadelphia, PA
 - 3) Preferred Appraisal Service, Pittsburgh, PA

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, Addie Beighley, Director and Meghan McCandless, Director of Financial Administration motion was made by Mr. Kopas, seconded by Mr. Anderson and unanimously agreed to approve the following items for **Juvenile Probation:**

- (A) Professional Services Agreement with **MARSTON PSYCHOLOGICAL SERVICES**, North Huntingdon, PA (**TANF, Act 148, County**) for “**Psychological Evaluations, Testing, Court Testimony,**” for the term July 1, 2015 through June 30, 2016 at the following rates:
 - \$240.00/hour for Psychological Evaluations**
 - \$240.00.hour for Psychological Testing**
 - \$240.00/hour for Clinical Records Review**
 - \$240.00/hour for Court Testimony**

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, Jason Rigone, Director motion was made by Mr. Anderson, seconded by Mr. Kopas and unanimously agreed to approve the following items for **Planning:**

- (A) Full Service Maintenance Agreement with **DOCUFAX SOLUTIONS, INC.** in the amount of **\$252.00 per month**, for maintenance of an OCE CW650/TC4 scanner, for a one-year term beginning on May 1, 2016.
- (B) **Resolution #R-16-2016** authorizing Grant Application to the **PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT-MUNICIPAL ASSISTANCE PROGRAM** in the amount of **\$75,000.00**, (County match of \$125,000.00) with funding to be used for the County’s Comprehensive Plan Updated

RESOLUTION #R-16-2016

**RESOLUTION AUTHORIZING AN APPLICATION TO THE PENNSYLVANIA
MUNICIPAL ASSISTANCE PROGRAM**

WHEREAS, the County of Westmoreland will be undertaking a project to develop a Comprehensive Plan Update; and

WHEREAS, the Pennsylvania Department of Community and Economic Development makes available grants-in-aid to such projects through the Municipal Assistance Program;

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of the County of Westmoreland hereby authorizes submission of an application to the Municipal Assistance Program; and

BE IT FURTHER RESOLVED that the Board of Commissions of the County of Westmoreland hereby commits municipal resources of in the amount of \$125,000.00.

RESOLVED AND ENACTED at a regularly scheduled public meeting of the Board of Commissioners of the County of Westmoreland, Pennsylvania, held this 14th day of January 2016, a quorum being present.

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and John Walton, Warden motion was made by Mr. Anderson, seconded by Mr. Kopas and unanimously agreed to approve the following item for **Prison**:

- (A) Bids for “**Inmate Uniforms & Linens,**” (Bid 16-07), for the term June 1, 2016 through May 31, 2017, with option to extend for two additional one year terms at the same terms and prices by mutual consent of both parties, were opened on March 15, 2016:

<i>Uniform Manufacturing, Inc.</i>		<i>Victory Supply</i>	
Inmate Uniform Shirt	\$2,667.90	Inmate Uniform Shirt	\$3,171.75
Inmate Uniform Pants	\$3,016.80	Inmate Uniform Pants	\$3,623.40
Inmate Uniform Shorts	\$2,624.10	Inmate Uniform Shorts	\$3,347.60
Inmate Uniforms Shoes	No Bid	Inmate Uniforms Shoes	\$2,787.40
Inmate Uniform Tank Top	\$5,486.80	Inmate Uniform Tank Top	\$5,745.15
Inmate Linens	No Bid	Inmate Linens	\$4,180.40
Total	\$13,795.60	Total	\$22,855.70

<i>Tabb Textile Co, Inc.</i>		<i>Bob Barker Company</i>	
Inmate Uniform Shirt	No Bid	Inmate Uniform Shirt	\$2,592.60
Inmate Uniform Pants	No Bid	Inmate Uniform Pants	\$3,140.25
Inmate Uniform Shorts	No Bid	Inmate Uniform Shorts	\$2,826.00
Inmate Uniforms Shoes	No Bid	Inmate Uniforms Shoes	\$2,859.50
Inmate Uniform Tank Top	No Bid	Inmate Uniform Tank Top	No Bid
Inmate Linens	\$3,478.00	Inmate Linens	\$4,032.50
Total	\$3,478.00	Total	\$15,451.15

<i>ICS Jail Supplies, Inc</i>	Rejected - No Bid Bond
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Award bid to the following:

- **TABB TEXTILE**, Opelika, AL, being the lowest bidder and meeting specifications in the amount of **\$3,478.00 (linens only)**
- **VICTORY SUPPLY**, Lexington, KY, being the only bidder and meeting specifications in the amount of **\$2,787.40(shoes only)**
- **UNIFORMS MFG INC**, Scottsdale, AZ, being the lowest bidder and meeting specifications in the amount of **\$13,795.00 (shirts/pants/shorts/tank tops)**

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, Roland Mertz, Director and Meghan McCandless, Director (item C) of Financial Administration motion was made by Mr. Kopas, seconded by Mr. Anderson and unanimously agreed to approve the following item for **Public Safety**:

- (A) Exercise the option to renew an agreement with **SBM ELECTRONICS, INC.**, dated March 27, 2014 for **“Service Maintenance for Logging System & Software,” (Bid 14-77)** for an additional one year term April 1, 2016 through March 31, 2017 at the same terms and prices (**\$25,360.00**), this is the final option for renewal.
- (B) **Resolution #R-17-2016** authorizing the submission of PEMA –DAP-2 to the Pennsylvania Public Disaster Assistance Grant Program and to authorize the designation of an authorized representative.

RESOLUTION #R- 17-2016

RESOLUTION AUTHORIZING THE SUBMISSION OF PEMA –DAP-2 TO THE PENNSYLVANIA PUBLIC DISASTER ASSISTANCE GRANT PROGRAM AND TO AUTHORIZE THE DESIGNATION OF AN AUTHORIZED REPRESENTATIVE.

WHEREAS, the County of Westmoreland, as a public entity under the laws of the Commonwealth of Pennsylvania, may be eligible to apply for a grant in connection with the Commonwealth’s pending request for a Federal Declaration of Major Disaster for the snow storm that impacted the region during the period of January 22, 2016 through January 24, 2016, known as Winter Storm Jonas; and

WHEREAS, the Commonwealth’s request remains under review and the declaration has not yet been approved; and

WHEREAS, the County of Westmoreland is required as part of the potential application process to complete the Designation of Agent Resolution, attached hereto as Exhibit “A,” to designate an authorized representative to execute all required forms and documents, including the Public Disaster Assistance Application and Agreement for Financial Assistance (PEMA-DAP-1 form), for the purpose of obtaining the financial assistance to potentially be provided.

NOW THEREFORE, BE IT RESOLVED and it is hereby resolved at a public meeting, duly advertised with a quorum present, that the Board of Commissioners of Westmoreland County authorizes the preparation and submission of PEMA-DAP-2; and

BE IT FURTHER RESOLVED that as set forth on PEMA-DAP-2, attached hereto as Exhibit “A,” that Meghan McCandless, is designated as the authorized representative to execute all required forms and documents, including the Public Disaster Assistance Application and Agreement for Financial Assistance (PEMA-DAP-1 form), for the purpose of obtaining the financial assistance to potentially be provided.

RESOLVED AND ENACTED at a regularly scheduled public meeting of the Board of Commissioners of the County of Westmoreland, Pennsylvania, held this 24th day of March, 2016, a quorum being present.

- (C) Grant Agreement with **PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY, HAZARDOUS MATERIAL EMERGENCY PEPAEDNESS** in the amount of **\$10,991.00** (with Acceptance of Grant Funds from Pennsylvania Emergency Management Agency in the amount of \$8,793.00; Local Match \$2,198.00) for **“Hazardous Materials Emergency Preparedness,”** for the term September 30, 2015 through September 30, 2016.

Upon review and recommendation of Melissa A. Giddy, County Solicitor, Greg McCloskey, Director, Henry Fitz, County Engineer (item B) and Malcolm Sias, Parks & Recreation (items D, E, F) motion was made by Mr. Kopas, seconded by Mr. Anderson, and it was unanimously agreed to approve the following items for **Public Works:**

- (A) Exercise the second and final option to renew an agreement with **GLASSMERE FUEL SERVICES**, dated February 27, 2014 for **“Petroleum Products for Westmoreland County,” (Bid 14-11)** for an additional one year term March 1, 2016 through February 28, 2017
- (B) Bids for **“Craigs Mill Bridge Concrete Deck Rehabilitation Project,” (Bid 16-05)**, were opened on March 15, 2016:

Swank Construction Co. \$118,150.00

Award bid to **SWANK CONSTRUCTION CO.**, New Kensington, PA being the only bidder and meeting specifications in the amount of **\$118,150.00**

- (C) Bids for **“Commercial Window Cleaning Services for County Buildings,” (Bid 16-06)**, were requested for March 15, 2016. There were no bids, therefore, revise bid specifications and authorize the County Controller to re-bid.

- (D) **Resolution #R-18-2016** authorizing the execution by the County of Westmoreland with the Westmoreland County Industrial Development Corporation, sole owner and shareholder of all stock of Turtle Creek Industrial Railroad, Inc. for a certain modification to the trail easement agreement to facilitate the execution of an agreement by Westmoreland County Industrial Development Corporation with Westmoreland Conservation District to stabilize sections of the stream bank along the Turtle Creek and the Westmoreland Heritage Trail.

RESOLUTION #R-18-2016

RESOLUTION AUTHORIZING THE EXECUTION BY THE COUNTY OF WESTMORELAND WITH THE WESTMORELAND COUNTY INDUSTRIAL DEVELOPMENT CORPORATION, SOLE OWNER AND SHAREHOLDER OF ALL STOCK OF TURTLE CREEK INDUSTRIAL RAILROAD, INC. FOR A CERTAIN MODIFICATION TO THE TRAIL EASEMENT AGREEMENT TO FACILITATE THE EXECUTION OF AN AGREEMENT BY WESTMORELAND COUNTY INDUSTRIAL CORPORATION WITH WESTMORELAND CONSERVATION DISTRICT TO STABILIZE SECTIONS OF THE STREAM BANK ALONG THE TURTLE CREEK AND THE WESTMORELAND HERITAGE TRAIL.

WHEREAS, Westmoreland County has been requested to execute an Agreement with the Westmoreland County Industrial Development Corporation Industrial Development Corporation, the sole owner and shareholder of the stock of Turtle Creek Industrial Railroad, Inc., which means that it is the owner of the Turtle Creek Railroad Corridor and which will modify or amend a certain Trail Easement Agreement which will then permit Westmoreland County Industrial Development Corporation to enter into a Landowner-Grantee Agreement with the Westmoreland County Conservation District to stabilize sections of stream bank along Turtle Creek and the Westmoreland Heritage Trail, rail/tail corridor with the placement of large rock with the property location being part of the Property covered by the Trail Easement Agreement located in the Municipality of Murrysville, being Westmoreland County Tax Map Parcel No. 49-13-00-0-057;

WHEREAS, under said Landowner-Grantee Agreement provides that the Owner being Landowner under the Landowner-Grantee Agreement will be responsible for all normal, routine maintenance and normal, routine repair of the site and project and to perform maintenance tasks, including monitoring installed practices and repairing any damaged areas after large storm events;

WHEREAS, the County of Westmoreland under the Trail Easement Agreement agrees to perform those Maintenance obligations of the Owner, being Westmoreland County Industrial Development Corporation, as the owner and sole shareholder of the Turtle Creek Industrial Railroad, Inc. which will include all normal, routine maintenance and normal, routine repair of the site and project and to perform maintenance tasks, including monitoring installed practices and repairing any damaged areas after large storm events;

WHEREAS, the County of Westmoreland further recognizes that in accordance with Section 1 (B) of the Landowner-Grantee Agreement that Westmoreland County Industrial Development Corporation, being the Landowner, under the Landowner-Grantee Agreement, is allowing the Westmoreland County Conservation District access, design preparation and implementation and repair of the Project identified in the Landowner-Grantee Agreement for the duration of the Project construction and a period of twenty (20) years thereafter;

NOW THEREFORE, at a public meeting duly advertised with a quorum present, IT IS HEREBY RESOLVED that the Commissioners of the County of Westmoreland are authorized to execute the Agreement with the Westmoreland County Industrial Development Corporation on behalf of the Westmoreland County Industrial Development Corporation, as the sole Owner and Shareholder of all the stock of the Turtle Creek Industrial Railroad, Inc., which said Agreement provides for certain obligations to be assumed by the County of Westmoreland on behalf of the Westmoreland County Industrial Development Corporation, under the Agreement being executed by Westmoreland County Industrial Development Corporation under the Landowner-Grantee Agreement with the Westmoreland Conservation District.

RESOLVED AND ENACTED at a regularly scheduled public meeting of the Board of Commissioners of the County of Westmoreland, Pennsylvania, held this 24th day of March 2016, a quorum being present.

- (E) **Resolution #R-19-2016** for “**Mammoth Park Rehabilitation-Phase I Project,**” requesting \$292,000.00 or 50% of the project total authorizing Grant Application and signature page to be filed with the **PA DCNR**. The required matching fund will come from the Westmoreland County Parks & Recreation Citizens Advisory Board (CAB) and the Bond Fund

		RESOLUTION PAGE		COMMONWEALTH OF PENNSYLVANIA www.dcnr.state.pa.us/grants	
DCNR-2015-C2P2-16		Application Information (*Indicates required information)			
Applicant/Grantee Legal Name:* <u>Westmoreland County</u>				Web Application ID:* <u>1101364</u>	
Project Title:* <u>Mammoth Park Rehabilitation - Phase I</u>					

WHEREAS, Westmoreland County

("Applicant") desires to undertake the following project

Mammoth Park Rehabilitation - Phase I ; and
(Project Title)

WHEREAS, the applicant desires to receive from the Department of Conservation and Natural Resources ("Department") a grant for the purpose of carrying out this project; and

WHEREAS, the application package includes a document entitled "Terms and Conditions of Grant" and a document entitled "**Grant Agreement Signature Page**"; and

WHEREAS, the applicant understands that the contents of the document entitled "Terms and Conditions of Grant," including appendices referred to therein, will become the terms and conditions of a Grant Agreement between the applicant and the Department **if the applicant is awarded a grant**; and

NOW THEREFORE, it is resolved that:

1. The "**Grant Agreement Signature Page**" may be signed on behalf of the applicant by the Official who, at the time of signing, has **TITLE** of Chairman, Westmoreland County Board of Commissioners.
2. If this Official signed the "**Grant Agreement Signature Page**" prior to the passage of this Resolution, this grant of authority applies retroactively to the date of signing.
3. If the applicant is awarded a grant, the "**Grant Agreement Signature Page**", signed by the above Official, will become the applicant/grantee's **executed** signature page for the Grant Agreement, and the applicant/grantee will be bound by the Grant Agreement.
4. Any amendment to the Grant Agreement may be signed on behalf of the grantee by the Official who, at the time of signing of the amendment, has the **TITLE** specified in paragraph 1 and the grantee will be bound by the amendment.

I hereby certify that this Resolution was adopted by the

WESTMORELAND COUNTY BOARD OF COMMISSIONERS
(Identify the governing body of the applicant, e.g. city council, borough council, board of supervisors, board of directors)

of the applicant this 24th day of MARCH, 2016.

- (F) **Resolution #R-20-2016** designating chairman of the Board of Commissioners as authorized signer of Chapter 105 General Permit Registration to The Commonwealth of Pennsylvania, Department of Environmental Protection, Bureau of Waterways Engineering and Wetlands, Pertaining to Bridge Renovations for Seven Railroad Bridges Along The Turtle Creek Extension of The Westmoreland Heritage Trail

RESOLUTION #R-20-2016

RESOLUTION DESIGNATING CHAIRMAN OF THE BOARD OF COMMISSIONERS AS AUTHORIZED SIGNER OF CHAPTER 105 GENERAL PERMIT REGISTRATION TO THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF ENVIRONMENTAL PROTECTION, BUREAU OF WATERWAYS ENGINEERING AND WETLANDS, PERTAINING TO BRIDGE RENOVATIONS FOR SEVEN RAILROAD BRIDGES ALONG THE TURTLE CREEK EXTENSION OF THE WESTMORELAND HERITAGE TRAIL

WHEREAS, the County of Westmoreland desires to submit a Chapter 105 General Permit Registration to the Commonwealth of Pennsylvania, Department of Environmental Protection, Bureau of Waterways Engineering and Wetlands pertaining to bridge renovations for seven (7) Railroad Bridges, including bank rehabilitation, temporary crossing and maintenance, testing, repair, rehabilitation, or replacement of water obstructions and encroachments along the Turtle Creek Extension of the Westmoreland Heritage Trail; and

WHEREAS, the Certification of the General Permit Registration and the Certification of the Cumulative Impacts Project Screening Form of the General Permit Registration, are to be executed by the “chief” of governmental agencies, which in the case of the County, would be the Chairman of the Board of Commissioners.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of Westmoreland County hereby authorizes Gina Cerilli, Chairman of the Board of Commissioners, to execute the Certification of the Chapter 105 General Permit Registration and the Certification of the Cumulative Impacts Project Screening Form of the General Permit Registration.

Adopted by the Board of Commissioners of Westmoreland County this 24th day of March, 2016.

Upon review and recommendation of Melissa A. Guidy, County Solicitor and Deborah T. Chiado, Director motion was made by Mr. Anderson, seconded by Mr. Kopas, and it was unanimously agreed to approve the following items for **Tax Office:**

- (A) Sale of the following properties from the Repository of Unsold Properties pursuant to Section 627 of the Real Estate Tax Sale Law (72 P.S. §5860.627):

<u>DATE</u>	<u>MAP NUMBER</u>	<u>LOCATION</u>	<u>BID AMOUNT</u>
3.15.16	24-03-11-0-366	New Kensington	\$1,165.50
3.15.16	58-03-0-0-028	Sewickley Township	\$1,650.00

Upon review and recommendation of Melissa A. Guiddy, County Solicitor motion was made by Mr. Kopas, seconded by Mr. Anderson and unanimously agreed to approve the following items for Westmoreland County:

- (A) **Stipulation of Settlement** in tax assessment appeal of **WESTINGHOUSE AIR BRAKE TECHNOLOGIES, CORPORATION f/k/a RAIL ACQUISITION CORPORATION** owner of property located in **Hempfield, Westmoreland County** No. 6786 of 2013 for tax years 2014 through 2016. The assessed values shall be determined by applying the common level ratio established by the State Tax Equalization Board.

Tax Map No. 50-16-00-0-140

Year	Proposed Market Value	STEB Ratio	Assessed Value
2014	\$1,950,000.00	21.4%	\$417,300.00
2015	\$1,950,000.00	19.3%	\$376,350.00
2016	\$1,950,000.00	19.3%	\$376,350.00

Taxes for the years noted above are to be determined based upon the foregoing assessment values. The County Solicitor shall be authorized to execute Court documents to implement such settlement.

- (B) **Resolution #R-21-2016** asking the members of the Federal Government to negotiate fair trade Practices and Agreements

RESOLUTION # R-21-2016

A RESOLUTION ASKING THE MEMBERS OF THE FEDERAL GOVERNMENT TO NEGOTIATE FAIR TRADE PRACTICES AND AGREEMENTS

WHEREAS, the Board of Commissioners of Westmoreland County, Pennsylvania strongly favors international fair trade Practices and Agreements that foster economic growth and high standards for labor, our environment, and public health issues that promote American jobs; and

WHEREAS, the Board of Commissioners of Westmoreland County, Pennsylvania also favors Fair Trade Practices and Agreements that promote the creation of family-wage jobs, encourage shared prosperity, protect our environment, revitalize manufacturing, ensure food and other products safety and ensure local government involvement to promote high standards; and

WHEREAS, Pennsylvania is a trade dependent state in which exports, directly or indirectly, support approximately 1.6 million jobs at over 15, 000 businesses with total Pennsylvania Exports of over 40 Billion in 2013; and

WHEREAS, Congress is in the process of considering legislation to ratify the Trans-Pacific Partnership (TPP), where they will debate and amend the agreement and make a determination as to whether the TPP is in the best interests of the American people and our local residents.

WHEREAS, the Trans-Pacific Partnership will likely involve policy matters related to intellectual property, labor, human rights, agriculture, natural resources , the environment, government procurement, financial services, healthcare, telecommunications, energy and others, all important to our County, other local jurisdictions, and Pennsylvania; and

BE IT FURTHER RESOLVED, that the Board of Commissioners of Westmoreland County strongly supports fair trade Practices and Agreements that protect American jobs, protect workers, protect the environment, include enforceable labor and environmental standards, improve the quality of life in all signatory countries and maintain the integrity and sovereignty of our judicial system.

BE IT FURTHER RESOLVED, that the Board of Commissioners of Westmoreland County urges President Obama, Congress and U.S. Trade Representatives to negotiate Trade Agreements that follow the above principles.

RESOLVED AND ENACTED at a regularly scheduled public meeting of the Board of Commissioners of the County of Westmoreland, Pennsylvania, held this 24th day of March 2016, a quorum being present.

- (C) Requests for Proposals for **“Manual Food Line/Food Services,” (Bid 15-31)** were opened on October 20, 2015, award a concession agreement to **SUBWAY REAL ESTATE, LLC**, being the sole proposer, for a five year term, commencing in accordance with the terms of the agreement, at a concession fee of 9% of gross sales.

Under review and recommendation of Melissa A. Guiddy, County Solicitor and John Belko, Interim Administrator, motion was made by Mr. Anderson, seconded by Mr. Kopas and unanimously agreed to approve the following items for **Westmorland Manor:**

- (A) Amendment to **HIGHMARK MEDICARE ADVANTAGE AGREEMENT**, dated June 12, 2008 to incorporate the 2% Medicare Sequestration rate reduction. This represents a change in the way that payment is calculated but there is no net change in payment.
- (B) Issuance of Purchase Order to **SIMPLEXGRINNELL LP**, Cranberry Twp, PA in the amount of **\$102,792.55** for “**Westmoreland Manor A/B/C/D Wing Repairs,**” pursuant to PA State Contract #4400010438
- (C) **BRIDGES HOME HEALTH & HOSPICE AGREEMENT**, Pittsburgh, PA, to place Hospice patients in the Manor with the Manor to be reimbursed at the rate of 90% of the Medicare or Medicaid rate for General Inpatient Care and at the rate of 90% of the Medicare or Medicaid rate for Respite Care (not to exceed five (5) consecutive days of payment), effective March 24, 2016, for a one year term subject to automatic renewal and can be terminated by either party at any time with fourteen day notice.

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Upon review and recommendation of Melissa A. Guiddy, County Solicitor motion was made by Mr. Kopas, seconded by Mr. Anderson and unanimously agreed to approve the following items of **Miscellaneous Business:**

- (1) Amendments to the **2015 & 2016 Budget** for the Department of Financial Administration, as prepared by Meghan McCandless, Director of Financial Administration
- (2) **PROCLAMATIONS**
Pennsylvania 811 Safe Digging Month
National Public Safety Telecommunicators Week April 10 through April 16, 2016
Rostraver Central Volunteer Fire Department, Station 105
- (3) **CERTIFICATES OF SERVICE**
 - 35 Years**
John Peck
 - 25 Years**
Laurie Bolkovac
 - 20 Years**
Robert Mullen
Terri Pardus
Stacy Barbour
 - 15 Years**
Nancy Murtland
Carole Eicher
Adrienne Russell
Vicki Herman
 - 10 Years**
Christine Parker
Lanette Cicio

(4) Consider approval of Award of the 2016 Westmoreland County Tourism Grants:

Recipient	Amount Awarded
Bushy Run Battlefield	\$2,430.00
Caddie Shak	\$5,261.25
Christian Family & Children's Center/Indian Creek Christian Family & Children Center	\$8,625.00
Christmas in the Mountains	\$3,735.00
Derry Township Agricultural Fair	\$2,008.83
Downtown West Newton, Inc.	\$2,725.00
Family Festivals Association, Inc.	\$7,000.00
Festa Italiana di Vandergrift	\$4,114.50
Fort Ligonier	\$25,000.00
Fort Ligonier Days	\$15,000.00
Glengarry Golf Links	\$1,623.75
Great Allegheny Passage	\$13,200.00
Greensburg Community Development Corporation	\$5,000.00
Historic Hanna's Town/Westmoreland County Historical Society	\$10,310.14
Holiday Inn Express & Suites Donegal	\$15,000.00
Hot Shots Indoor Sports Arena	\$17,500.00
Idlewild and SoakZone	\$20,000.00
Lamp Theatre Corporation	\$5,000.00
Latshaw Productions & Marketing Inc.	\$18,000.00
Laurel Highlands Heritage Festivals Marketing Cooperative/Hurst Media	\$5,000.00
Ligonier Valley Chamber of Commerce	\$15,000.00
Lincoln Highway Heritage Corridor	\$3,202.50
Living Treasures Wild Animal Park	\$4,900.00
Monessen Amphitheater Committee	\$5,000.00
Mount Pleasant Glass & Ethnic Festival	\$7,000.00
Overly's Country Christmas, Inc.	\$2,100.00
Ramada Ligonier	\$8,156.25
Scottdale Fall Festival	\$2,500.00
SpringHill Suites by Marriott Pittsburgh-Latrobe	\$7,200.00
Stage Right!	\$12,800.00
Tanto Holdings Company, LLC	\$4,673.00
The Palace Theatre	\$25,000.00
The Trailside	\$1,000.00
The Westmoreland Museum of American Art	\$24,000.00
Trail Town Program	\$213.00
West Newton Station	\$10,433.75
West Overton Village and Museum/Westmoreland Fayette Historical Society	\$18,222.01
Westmoreland Agricultural Fair	\$5,000.00
Westmoreland Arts & Heritage Festival, Inc	\$15,000.00
Westmoreland Heritage	\$20,000.00

Motion was made by Mr. Anderson, seconded by Mr. Kopas, and it was unanimously agreed to adjourn the meeting at 10:32am.

Certified by,

Charles W. Anderson
Secretary