July 25, 2013

A meeting of the Westmoreland County Commissioners met in regular session beginning at 10:07 A.M. in the Commissioners; Meeting Room, Courthouse Square, Greensburg, PA. The following were present Chairman Charles W. Anderson, Vice-Chairman R. Tyler Courtney, Secretary Ted Kopas and County Solicitor R. Mark Gesalman. The following business was conducted;

Pastor Nick Poole gave an invocation before the meeting and Commissioner Charles W. Anderson led the Pledge of Allegiance

GENERAL AGENDA

Motion was made by Mr. Courtney, seconded by Mr. Kopas, and it was unanimously agreed to approve minutes from regular meeting held Thursday, July 11, 2013 as presented, with correction to Item #1(A) for Adult Probation Agreements for Alcohol Highway Safety School Instruction to correct the name of instructor #2 to Jason Schmidt; and correction to Item #4(A)(6) for Children's Bureau Agreement with Gateway Rehabilitation Center is for fiscal year July 1, 2011 through June 30, 2012.

OPPORTUNITY FOR PUBLIC COMMENT

Andy Pollock, North Huntingdon – In regard to the pipeline going through the community, recently received a response from the federal agency with which regulates the pipelines regarding updates on the regulations. This fall the lines will be inspected, this is concerning to Mr. Pollock, as these lines have not been inspected since 2005 – they have decayed and they need various things, just letting them go is very concerning. Poses a question to the Board of Commissioners; what do they think. Commissioner Anderson responds that the public safety of the citizens of Westmoreland County in the #1 concern of the Board of Commissioners. Mr. Pollock is also concerned about the materials being carried on the local rail lines; fears a derailment – he doesn't know which is safer, the rail transport or the pipeline. Somebody needs to look at the evacuation guidelines along the rail lines. In regards to a recent accident on Smithton rail line; not sure which account of the accident is accurate. Director Michael Brooker of the Public Safety Department offered to speak with Mr. Pollock following the meeting in regards to the report from the accident he mentioned.

Dawn Futrell, SEIU, Altoona, PA – in reference to the real estate firm assessment of the county nursing home. Is it complete? And will it become public information? Commissioner Anderson responds; It is not yet complete, do not know if it has even started yet. When it is completed it will become public information. The county had the opportunity to have this assessment down with no charge, so it is being completed to determine the value of the Manor.

SOLICITORS REPORT

Upon review and recommendation of R. Mark Gesalman, County Solicitor and Bruno Mediate, Director (and Sandy Flanders, Director of Financial Administration; items B-E) motion was made by Mr. Courtney, seconded by Mr. Kopas and unanimously agreed to approve the following items for **Adult Probation:**

(A) Professional Service Agreement for Alcohol Highway Safety School Instruction with BRYAN KLINE, serving as a volunteer, at no cost to the County, with no compensation to the instructor, commencing according to the date specified in the Agreement for a period of one (1) year, with automatic renewal on a month to month basis, and authorize the Director of Adult Probation to execute contract documents on behalf of the County.

(B) Grant-In-Aid Continuing Program Application and Agreement with the **PENNSYLVANIA BOARD OF PROBATION AND PAROLE,** in the amount of **$3,077,208.00 (No cost to Westmoreland County;** PA Board of Probation and Parole**),** for **"Grant-in-Aid for the Improvement of County Adult Probation Services,"** for the fiscal year July 1, 2013 through June 30, 2014. This is the second year of a five-year contract covering the period from July 1, 2012 through June 30, 2017.

(C) Accept grant award from the **PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY,** in the amount of **$150,000.00 (No Cost to Westmoreland County;** PCCD**),** for **"IP Expansion,"** for the fiscal year July 1, 2013 through June 30, 2014.

(D) Acceptance of Grant Monies from the **PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY,** in the amount of **$369,295.00 (Total Budget $659,442.00; Cash Match $290,147.00 from MA clients)** for **"Offender Day Partial Treatment,"** for the Fiscal Year July 1, 2013 through June 30, 2014.

(E) Agreement with **SOUTHWEST BEHAVIORAL CARE, INC., d/b/a SPHS BEHAVIORAL HEALTH**, Greensburg, PA, in the amount of **$286,940.00** (No Cost to Westmoreland County; PCCD; Total Budget $577,087.00) for services under the **Offender Day Partial Treatment Program** for the Fiscal Year July 1, 2013 through June 30, 2014, conditioned upon (i) receipt of PCCD grant funds, and (ii) SPHS Behavioral Health providing matching funds in the estimated amount of $290,147.00 from third party and MA billings.

Upon review and recommendation of R. Mark Gesalman, County Solicitor, Ray DuCoeur, Administrator and Sandy Flanders, Director of Financial Administration motion was made by Mr. Kopas, seconded by Mr. Courtney and unanimously agreed to approve the following items for **Area Agency on Aging:**

(A) Amendment to Agreement with **ALLE-KISKI SENIOR CENTER, INC**, dated June 13, 2013 to increase the Block Grant funding in the amount of $6,000.00 and a decrease in private funding in the amount of $6,000.00. The total contract amount remains **$244,325.00.**

(B) Agreement with **ACCESSABILTIES, INC,** Greensburg, PA in the amount of **$36,266.66 (No Cost to Westmoreland County;** 50% State-50% Federal (Link)**)** for "**Aging Services – Link to Aging and Disability Resources,"** for the term August 1, 2013 through June 30, 2014.

Upon review and recommendation of R. Mark Gesalman, County Solicitor; Austin Breegle, Administrator and Sandy Flanders, Director of Financial Administration motion was made by Mr. Courtney, seconded by Mr. Kopasand unanimously agreed to approve the following item for the **Behavioral Health & Developmental Services:**

(A) Renewals of Agreements for the Fiscal Year July 1, 2013 through June 30, 2014:

(1) Agreement with **PRESSLEY RIDGE,** Pittsburgh, PA in the amount of **$126,000.00 (No Cost to Westmoreland County,** Department of Public Welfare**)** for **"Behavioral Health: Family Based (Individual, Team)"**

(2) Agreement with **SOUTHWEST BEHAVIORAL CARE, INC**, Charleroi, PA in the amount of **$625,869.00** (DPW $591,761.00; County $34,108.00) for **"Behavioral Health: Outpatient (Diagnostic Interview, Individual Therapy, Family Therapy, Group Therapy, Med Check, Med Mgmt, Psych Testing), Short Term Res, Partial Hosp, Blended Case Mgmt, Emergency Svcs, Community Svcs (Drop In, SAP, Peer Specialist, Psych Nurse), Soc Rehab, HSS, Outpatient (Juvenile)"**

(3) Agreement with **CLELIAN HEIGHTS, INC,** Greensburg, PA in the amount of **$3,724.00** (DPW $3,352.00; County $372.00) for **"Developmental Services: Community Habilitation, Base Services (Not Otherwise Spec)"**

(4) Agreement with **WESTMORELAND CASEMANAGEMENT & SUPPORTS, INC.**, Greensburg, PA in the amount of **$2,342,522.00** (DPW $2,251,454.00; County $91,068.00) for **"Behavioral Health/Developmental Services: Peer Supports, Blended Case Management, Comm Svc, FSS Comp Comm Support Svcs (MH, Housing), Administrative Case Management, Case Management, MR TSM AO"**

(5) Agreement with **WESTMORELAND DRUG AND ALCOHOL COMMISSION, INC.,** Monessen, PA in the amount of **$38,302.00** (DPW $35,942.00; County $2,360.00) for **"Behavioral Health: Community Services"**

(6) Agreement with **WESLEY SPECTRUM SERVICES,** Wilkinsburg, PA in the amount of **$6,000.00** (DPW $5,400.00; County $600.00) for **"Behavioral Health: Outpatient Services (Diagnostic Interview, Individual Therapy, Family Therapy, Group Therapy, Medication Check, Medication Management)"**

(B) Amendment to an Agreement with **NHS PENNSYLVANIA,** dated July 12, 2012 in the additional amount of **$3,812.00** (DPW $3.431.00; County; $381.00; Total Agreement $108,127.00) for **"Behavioral Health/Developmental Services: Adult Residential, Respite Out-of-Home Level 2 (24hours)"** for the term July 1, 2012 through June 30, 2013.

Upon review and recommendation of R. Mark Gesalman, County Solicitor; Shara Saveikis, Director, and Sandy Flanders, Director of Financial Administration motion was made by Mr. Courtney, seconded by Mr. Kopas and unanimously agreed to approve the following item for the **Children's Bureau:**

(A) Agreement with **MARSTON PSYCHOLOGICAL SERVICES, LLC,** North Huntingdon, PA **(TANF, Act 148, County)** for **"Psychological Evaluations, Psychological Testing, Clinical Records Review, Court Testimony"** for the term July 1, 2012 through June 30, 2013, 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**

(B) Renewals of Agreements for the Fiscal Year July 1, 2012 through June 30, 2013:

(1) Agreement with **FAMILIES UNITED NETWORK, INC,** Pennsdale, PA **(TANF, Act 148, County)** for **"Foster Care: Various Levels"** as per the fee schedule.

(2) Agreement with **COMMUNITY SPECIALISTS CORP d/b/a THE ACADEMY,** Pittsburgh, PA **(Title IV-E, Act 148, County)** for **"Sleepy Hollow Female Residential, Knights Unit, Diagnostic"** at the following per diem rates:

$199.75 for **Sleepy Hollow Female Residential**
$159.98 for **Diagnostic Unit**
$159.98 for **Sanction Unit**

(3) Agreement with **THE SUMMIT SCHOOL, INC. d/b/a THE SUMMIT ACADEMY,** Herman, PA **(Title IV-E, Act 148, County)** for **"Residential Services, Drug and Alcohol"** at the following per diem rates:

$209.00 for **Drug and Alcohol**
$128.65 for **Summit Residential**

(C) Renewals of Agreements for the Fiscal Year July 1, 2013 through June 30, 2014:

(1) Agreement with **SOUTHWEST BEHAVIORAL CARE, INC d/b/a SPHS BEHAVIORAL HEALTH,** Greensburg, PA **(Medical Assistance, TANF, Act 148, County)** for **"Counseling, MH Assessment, D&A Services"** as per the fee schedule.

(2) Agreement with **AVANCO INTERNATIONAL, INC.,** Fairfax, VA **(Act 148, County)** for "**Child Accounting and Profile System (CAPS) Application Service Provider (ASP) Agreement,** in the amount of **$9,548.00 quarterly** (Total Agreement $38,192.00)

(3) Agreement with **AVANCO INTERNATIONAL, INC.,** Fairfax, VA **(Act 148, County)** for **"Child Accounting and Profile System (CAPS) Business Agreement -- Consulting and Ad Hoc IT Services and Support"** at the following rates:

$ 54.50/hour for **Research Analyst**
$ 65.40/hour for **Junior Programmer**
$ 73.00/hour for **Junior Programmer Analyst**
$ 76.20/hour for **Programmer Analyst**
$ 78.70/hour for **Senior Programmer Analyst**
$ 92.50/hour for **Developer**
$104.00/hour for **Project Director**
$111.20/hour for **Senior Developer**

(4) Agreement with **JOHN CAROSSO, Psy.D,** Greensburg, PA **(TANF, Act 148, County)** for **"Psychological Evaluations, Interactionals, Court Testimony"** at the following rates:

$210.00/evaluation for **Psychological Evaluation Ages 3-21 (non-MA)**
$157.50/re-evaluation for **Psychological Re-Evaluation Ages 3-21 (non-MA)**
$130.00/evaluation for **Psychological Evaluation Adults (portion not billed to MA)**
$ 75.00/hour for **Court Testimony**
$200.00/interactional (minimum 1 hour) for **Interactionals**

(5) Agreement with **THE CHILDREN'S INSTITUTE OF PITTSBURGH, d/b/a PROJECT STAR,** Pittsburgh, PA **(TANF, Act 148, County)** for **"Intensive Family Support, Mileage"** at the following rates:

$50.00/hour for **Intensive Family Support**
$ 0.565/mile for **mileage**

(6) Agreement with **WILLIAM A. SORRELS, M.Ed,** Greensburg, PA **(TANF, Act 148, County)** for **"Counseling Services"** at the rate of **$51.00/hour**

(7) Agreement with **PROFESSIONAL FAMILY CARE SERVICES, INC**, Johnstown, PA **(Title IV-E, Act 148, County)** for **"Foster Care"** at the rate of **$59.74/day.**

(8) Agreement with **WESLEY SPECTRUM SERVICES, INC,** Wilkinsburg, PA **(TANF, Act 148, County)** for **"Family Preservation & Reunification, Family Care, FAST, Facts of Life, Anger Management, Sexual Abuse, visitation/transportation, mileage, Psych., Therapy, Family based/focused, Med. Visit"** as per the fee schedule.

(9) Agreement with **MARSTON PSYCHOLOGICAL SERVICES, LLC,** North Huntingdon, PA **(TANF, Act 148, County)** for **"Psychological Evaluations, Psychological Testing, Clinical Records Review, Court Testimony"** 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**

(10) Agreement with **THE BAIR FOUNDATION OF PENNSYLVANIA,** New Wilmington, PA **(TANF, Act 148, County)** for **"B.E.S.T for Families"** at the rate of **$60.00/hour**

(11) Agreement with **GEORGE JUNIOR REPUBLIC IN PENNSYLVANIA,** Grove City, PA **(Title IV-E, Act 148, County)** for **"Residential: Special Needs, General, and D&A, Group Home, Diagnostic, Shelter, Crisis Intervention, Intensive Supervision"** as per the fee schedule.

(D) Award bid for **"Westmoreland County Accelerated Permanency Treatment Program" (Bid No. 13-18** opened July 16, 2013**),** to **EXPRESS TESTING SERVICES,** North Huntingdon, PA, being the lowest bidder and meeting specifications in the amount of **$15,229.00** for the period of August 1, 2013 through July 31, 2014, with option to renew by mutual agreement for two additional one-year periods at the same rates:

Express Testing	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$ 18.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$ 40.00
Instant Drug Screen (per sample)	-
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$ 30.00
Breathalyzer (per test)	$ 5.00
Unsuccessful Attempts (per attempt)	$ 11.00
Court Summary (each)	-
Court Testimony (per hour)	$ 10.00
Weekly Reports (per report)	-
Mileage (per mile)	-
Medical Review Officer (per hour)	$ 30.00
Estimated total cost for all services - $15,229.00	
Name of Lab(s) to be used: Medtox Laboratory	
M&N Testing	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$44.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$34.00
Instant Drug Screen (per sample)	$50.00
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$30.00
Breathalyzer (per test)	$50.00
Unsuccessful Attempts (per attempt)	$10.00
Court Summary (each)	-
Court Testimony (per hour)	$30.00
Weekly Reports (per report)	-
Mileage (per mile)	-
Medical Review Officer (per hour)	$350.00
Estimated total cost for all services - $25,842.00	
Name of Lab(s) to be used: Redwood Toxicology Laboratory	

Families United Network, Inc.	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$49.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$56.00
Instant Drug Screen (per sample)	$10.00
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$60.00
Breathalyzer (per test)	$20.00
Unsuccessful Attempts (per attempt)	$20.00
Court Summary (each)	-
Court Testimony (per hour)	$20.00
Weekly Reports (per report)	-
Mileage (per mile)	$0.565
Medical Review Officer (per hour)	$150.00
Estimated total cost for all services - $29,550.27	
Name of Lab(s) to be used: Medtox	
CR Testing, LLC	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$ 90.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$ 90.00
Instant Drug Screen (per sample)	$ 20.00
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$ 50.00
Breathalyzer (per test)	$ 50.00
Unsuccessful Attempts (per attempt)	-
Court Summary (each)	$ 5.00
Court Testimony (per hour)	-
Weekly Reports (per report)	$ 5.00
Mileage (per mile)	$ 0.50
Medical Review Officer (per hour)	-
Estimated total cost for all services - $43,909.00	
Name of Lab(s) to be used: Redwood Laboratory	
Mobile Health Services, Inc.	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$ 32.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$ 45.00
Instant Drug Screen (per sample)	$ 15.00
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$ 37.00
Breathalyzer (per test)	$ 35.00
Unsuccessful Attempts (per attempt)	$ 35.00
Court Summary (each)	$ 25.00
Court Testimony (per hour)	$ 25.00
Weekly Reports (per report)	$ 15.00
Mileage (per mile)	$ 0.565
Medical Review Officer (per hour)	$ 250.00
Estimated total cost for all services - $39,009.00	
Name of Lab(s) to be used: Medtox and Alere Toxicology	

Mobile Drug Testing, LLC	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$ 42.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$ 34.00
Instant Drug Screen (per sample)	$ 28.00
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$ 25.50
Breathalyzer (per test)	$ 25.00
Unsuccessful Attempts (per attempt)	$ 20.00
Court Summary (each)	$ 35.00
Court Testimony (per hour)	$ 45.00
Weekly Reports (per report)	$ 5.30
Mileage (per mile)	$ 0.30
Medical Review Officer (per hour) - per report; $3.00 negative/$15 positive	
Estimated total cost for all services - $35,432.90	
Name of Lab(s) to be used: Alere Toxicology	

(E) Award bid for **"Westmoreland County Children's Bureau Drug Testing" (Bid No. 13-19** opened on July 16, 2013), to **EXPRESS TESTING SERVICES,** North Huntingdon, PA, being the lowest bidder and meeting specifications in the amount of **$102,450.00** for the period of August 1, 2013 through July 31, 2014, with option to renew by mutual agreement for two additional one-year periods at the same rates:

Express Testing	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$ 18.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$ 40.00
Instant Drug Scree (per sample)	-
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$ 30.00
Breathalyzer (per test)	$ 5.00
Unsuccessful Attempts (per attempt)	$ 11.00
Court Summary (each)	-
Court Testimony (per hour)	$ 10.00
Weekly Reports (per report)	-
Mileage (per mile)	-
Medical Review Officer (per hour)	$ 30.00
Estimated total cost for all services - $102,450.00	
Name of Lab(s) to be used: Medtox Laboratory	

M&N Testing	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$44.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$34.00
Instant Drug Screen (per sample)	$15.00
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$30.00
Breathalyzer (per test)	$50.00
Unsuccessful Attempts (per attempt)	$10.00
Court Summary (each)	-
Court Testimony (per hour)	$30.00
Weekly Reports (per report)	-
Mileage (per mile)	-
Medical Review Officer (per hour)	$350.00
Estimated total cost for all services - $122,628.00	
Name of Lab(s) to be used: Redwood Toxicology Laboratory	
Families United Network, Inc.	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$49.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$56.00
Instant Drug Screen (per sample)	$10.00
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$60.00
Breathalyzer (per test)	$20.00
Unsuccessful Attempts (per attempt)	$20.00
Court Summary (each)	-
Court Testimony (per hour)	$20.00
Weekly Reports (per report)	-
Mileage (per mile)	$0.565
Medical Review Officer (per hour)	$150.00
Estimated total cost for all services - $208,835.60	
Name of Lab(s) to be used: Medtox	

CR Testing, LLC	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$ 90.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$ 90.00
Instant Drug Screen (per sample)	$ 20.00
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$ 50.00
Breathalyzer (per test)	$ 50.00
Unsuccessful Attempts (per attempt)	-
Court Summary (each)	$ 5.00
Court Testimony (per hour)	-
Weekly Reports (per report)	$ 5.00
Mileage (per mile)	$ 0.50
Medical Review Officer (per hour)	-
Estimated total cost for all services - $250,931.50	
Name of Lab(s) to be used: Redwood Laboratory	
Mobile Health Services, Inc.	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$ 32.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$ 45.00
Instant Drug Screen (per sample)	$ 15.00
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$ 37.00
Breathalyzer (per test)	$ 35.00
Unsuccessful Attempts (per attempt)	$ 35.00
Court Summary (each)	$ 25.00
Court Testimony (per hour)	$ 25.00
Weekly Reports (per report)	$ 15.00
Mileage (per mile)	$ 0.565
Medical Review Officer (per hour)	$ 250.00
Estimated total cost for all services - $266,988.00	
Name of Lab(s) to be used: Medtox and Alere Toxicology	

Mobile Drug Testing, LLC	
Oral Fluid Collection w/confirmation of All Positive Tests (per sample)	$ 42.00
Urine Screen w/confirmation of All Positive Tests (per sample)	$ 34.00
Instant Drug Screen (per sample)	$ 28.00
Additional Fee to Confirm K2 on Urine Screen (per confirmation)	$ 25.50
Breathalyzer (per test)	$ 25.00
Unsuccessful Attempts (per attempt)	$ 20.00
Court Summary (each)	$ 35.00
Court Testimony (per hour)	$ 45.00
Weekly Reports (per report)	$ 5.30
Mileage (per mile)	$ 0.30
Medical Review Officer (per hour) - per report; $3.00 negative/$15 positive	
Estimated total cost for all services - $222,258.40	
Name of Lab(s) to be used: Alere Toxicology	

Upon review and recommendation of R. Mark Gesalman, County Solicitor and Chuck Dominick, Director, motion was made by Mr. Kopas, seconded by Mr. Courtney and unanimously agreed to approve the following items for the **Human Resources:**

(A) 30 day extension for **Commercial Crime Policy**, with **Travelers Casualty & Surety of America**, dated August 16, 2012, (Arthur J. Gallagher Risk Management Services d/b/a Gleason Agency) effective June 15, 2013 through July 15, 2013 in the amount of **$170.00.**

(B) Renewal and Authorization to Execute endorsements for **Commercial Crime Policy**, with **Travelers Casualty & Surety of America** including 30 day extension, (Arthur J. Gallagher Risk Management Services d/b/a Gleason Agency) effective July 15, 2013 through January 1, 2014 in the amount of **$1,088.00.**

Upon review and recommendation of R. Mark Gesalman, County Solicitor and David Ridilla, Executive Director, motion was made by Mr. Courtney, seconded by Mr. Kopas and unanimously agreed to approve the following 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, 2013, with automatic renewal, with the following and authorize the Executive Director of Information Systems to execute contract documents on behalf of the county:

(1) SEARCHTEC, Philadelphia, PA
(2) Minto Law Group, LLC, Pittsburgh, PA
(3) All American Real Estate Appraisal Service, LLC, North Huntingdon, PA
(4) Burke Cromer Cremonese, LLC, Pittsburgh, PA

(B) Renewal of maintenance agreement contracts with **KRONOS INCORPORATED**, Chelmsford, MA. The maintenance agreement contracts are for the iSeries Timekeeper/AS -2500 Employees software in the amount of **$2,323.04** for a period of one year from September 27, 2013 through September 26, 2014, and for a hardware maintenance agreement covering 14 Biometric Time Clock in the amount of **$4,427.15** for the same one year period. Total cost is **$6,750.19**

(C) Professional Services Maintenance Agreement with **IMR LIMITED,** Camp Hill, PA**,** for **maintenance on the Canon Scanners (Hardware)** for one year from September 21, 2013 through September 21, 2014 for the following Departments at the following annual rates:

Canon DR7580	Clerk of Courts	$995.00
Canon DR7580	Clerk of Courts	$995.00
Canon DR7550C	Register of Wills	$995.00
Canon DR7580	Register of Wills	$995.00
Canon DR5060F	Records Management	$2,095.00
	Total	**$6,075.00**

(D) Professional Services Maintenance Agreement with **IMR LIMITED,** Camp Hill, PA, for **maintenance on the Onbase Software** for one year from September 21, 2013 through September 21, 2014 for the following Departments at the following annual rates:

Records Management	
OnBase Named Client-qty 2	$302.40
OnBase Document Imaging	$1,260.00
OnBase Multi-User Server	$1,260.00
OnBase Concurrent Client -qty 3	$907.20
OnBase CD Authoring	$252.00
OnBase Web Server	$2,520.00
IMR Archive Writer Interface	$2,400.00
OnBase Public Sector Web Access	$1,165.50
OnBase Concurrent Client -qty 20	$6,048.00
OnBase DIP	$1,260.00
Clerk of Courts	
OnBase Named User - qty 2	$302.40
OnBase Additional Document Imaging -qty 2	$1,008.00
OnBase Concurrent Client-qty 3	$907.20
OnBase Additional Document Imaging, TWAIN -qty 7	$3,528.00
Controller	
OnBase Concurrent Client	$302.40
OnBase Additional Document Imaging	$504.00
Register of Wills	
OnBase Additional Document Imaging -qty 4	$2,016.00
Sheriff	
OnBase Additional Document Imaging - qty 2	$1,008.00
Information Systems	
OnBase Additional Document Imaging	$504.00
Jury Commission	
AnyDoc Full Processing Station - 60k per year	$652.50
Total	**$28,107.60**

Upon review and recommendation of R. Mark Gesalman, County Solicitor and Jason Rigone, Executive Director motion was made by Mr. Courtney, seconded by Mr. Kopas and unanimously agreed to approve the following items for the **Planning:**

(A) Amendment No. 1 to the **Redevelopment Assistance Capital Program Grant Agreement** with the **Commonwealth of Pennsylvania, Office of the Budget** for construction of the Operating Engineers Training Facility located in Salem Township. The amendment increases the original grant by **$500,000.00** for an amended total of **$1,000,000.00.** There is no cost to the County.

(B) **Resolution #R-25-2013** amending Federal Fiscal Year 2013 of the County's Community Development Block Grant (CDBG) Program.

RESOLUTION #R-25-2013 of BOARD of COMMISSIONERS of the COUNTY OF WESTMORELAND

WHEREAS, the Westmoreland County Board of Commissioners find it necessary to make amendments to the Federal Fiscal Year 2013 Westmoreland County Community Development Block Grant Program; and

WHEREAS, the Board of Commissioners in full accordance with guidelines set forth in the officially adopted Citizen Participation Plan for the County of Westmoreland, adopted January, 1975 and revised July, 2006, have provided for notification of intent to amend said Community Development Block Grant Program in a newspaper of general circulation in the County and have made the proposed amendment available for public review at the Westmoreland County Department of Planning and Development.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Westmoreland that the amendment as described on the attached summary are hereby in all respects approved.

Westmoreland County FY 2013 Community Development Block Grant Program Amendment					
Subrecipient	**Activity Code**	**Activity Description**	**Action Taken**	**Beginning Budget**	**Amended Budget**
City of Latrobe	13-25H	Street Reconstruction	New Activity	$180,000.00	N/A
North Belle Vernon Borough	13-25I	Street Reconstruction	New Activity	$144,000.00	N/A

(C) The following Subrecipient Agreements, funding is provided by the U.S. Department of Housing and Urban Development (HUD) through its Community Development Block Grant (CDBG) Program. There will be no cost to the County.

ACTIVITY CODE	SUBRECIPIENT	ACTIVITY DESCRIPTION	ACTION TAKEN
13-25H	City of Latrobe	Street Reconstruction	$180,000
13-25I	North Belle Vernon Borough	Street Reconstruction	$144,000

(D) The following Subrecipient Agreements under the 2013 Community Development Block Grant (CDBG) Program. The funding for these activities originates from an entitlement grant provided to Westmoreland County by the U.S. Department of Housing and Urban Development (HUD). There will be no cost to the county.

ACTIVITY CODE	SUBRECIPIENT	ACTIVITY DESCRIPTION	ACTION TAKEN
13-10A	Westmoreland Community Action	Transitional Housing Program	$50,000
13-14A	Homes Build Hope	Public Facilities Rehabilitation	$50,000
13-20A	Redevelopment Authority of the County of Westmoreland	County-wide Demolition	$176,827
13-20B	Redevelopment Authority of the County of Westmoreland	Demolition—Mt. Pleasant Township	$75,000
13-21A	Westmoreland County Housing Authority	Emergency Housing Rehabilitation	$250,000
13-22A	Bell Township	Water Line Extension	$450,000
13-23A	North Huntingdon Township	Sanitary Sewer Facilities	$132,000
13-24A	Bolivar Borough	Storm Water Facilities	$31,000
13-24B	Donegal Township	Storm Water Facilities	$43,000
13-25A	Hempfield Township	Street Reconstruction	$191,000
13-25B	Irwin Borough	Sidewalk Replacement	$175,000
13-25C	Smithton Borough	Street Reconstruction	$30,000
13-25D	South Greensburg Borough	Street Reconstruction	$83,000
13-25E	South Huntingdon Township	Street Reconstruction	$86,000
13-25F	West Leechburg Borough	Street Reconstruction	$118,000
13-25G	Youngwood Borough	Street Reconstruction	$114,000
13-28A	Mt. Pleasant Borough	Recreational Facilities	$73,000

Upon review and recommendation of R. Mark Gesalman, County Solicitor and Michael F. Brooker, Director motion was made by Mr. Kopas, seconded by Mr. Kopas and unanimously agreed to approve the following items for the **Public Safety:**

(A) Settlement Offer from **AT&T CORPORATION,** Bedminster, NJ in the amount of **$6,602.62.** AT&T self-identified that it did not collect and remit the correct amount of 9-1-1 funds to the County for DS0 and DS1 circuits. The proposed payment amount in the agreement is a one-time payment that accounts for the difference in 9-1-1 funds not remitted during this time period.

Award bid for **"Westmoreland County Children's Bureau Drug Testing" (Bid No. 13-19** opened on July 16, 2013), to **EXPRESS TESTING SERVICES,** North Huntingdon, PA, being the lowest bidder and meeting specifications in the amount of **$102,450.00** for the period of August 1, 2013 through July 31, 2014, with option to renew by mutual agreement for two additional one-year periods at the same rates:

Upon review and recommendation of R. Mark Gesalman, County Solicitor, Greg McCloskey, Director and Gary Vautard, Plant Operations Engineer motion was made by Mr. Courtney, seconded by Mr. Kopas and unanimously agreed to approve the following items for the **Public Works:**

(A) Award bid for **"Roof Replacement of Public Works Building" (Bid No 13-20;** opened on July 16, 2013)**,** to **STRONGLAND ROOFING SYSTEMS, INC.,** Vandergrift, PA, being the lowest bidder and meeting specifications in the amount of **$350,800.00.** Other bids received:

Stringer Inc.	$419,174.00
Phoenix Roofing Inc.	$487,200.00
G&W Roofing	$509,000.00
TMR Roofing	$588,000.00
Bryn Enterprises LLC	$645,345.00

(B) Amendment to Agreement with **A. RAIMONDO Inc., (Bid 12-36)** dated November 29, 2012 for **"Façade Restoration"** to extend the date for completion to August 30, 2013. The requested extension is due to weather conditions delaying the start of the project and numerous rain days in June and July.

(C) Bids were received for **"Forensic Center" (Bid No 13-21)**

	Base Bid	Selected Alternates	Total
General Construction		G-1-Lower Level Shell Prepartion-$32,000.00	
Arcon Contracting	$669,000.00	G-3-Morgue Offices-Tile Carpeting-$14,100.00	**$750,200.00**
		G-4-Records Storage-Floor Treatment-$14,000.00	
		G-5-Autopsy-Floor Treatment-$12,600.00	
		G-6-Autopsy-Entrance-$8,500.00	
Electrical Construction			
BECA Electrical Contractors	$83,000.00	E-1-Lower Level Shell Preparation-$25,000.00	**$108,000.00**
TSB, Inc d/b/a Schultheis Electric	$123,500.00	E-1-Lower Level Shell Preparation-$43,900.00	**$167,400.00**
Mashan, Inc	$125,815.00	E-1-Lower Level Shell Preparation-$18,100.00	**$143,915.00**
H.V.A.C Construction			
Reno Bros., Inc	$100,812.00	HVAC-1-Lower Level Shell Preparation-$42,945.00	**$143,757.00**
Huckestein Mechanical Svcs Inc	$123,305.00	HVAC-1-Lower Level Shell Preparation-$43,925.00	**$167,230.00**
Plumbing Construction			
Reno Bros., Inc	$161,751.00	There are no plumbing alternates	**$161,751.00**
Vrabel Plumbing Company, LLC	$169,200.00	There are no plumbing alternates	**$169,200.00**
Combined Construction			
DiMarco Construction Co., Inc	$1,131,000.00	CC-1-Lower Level Shell Preparation-$82,000.00	**$1,288,000.00**
		CC-3-Morgue Offices-Tile Carpeting-$15,000.00	
		CC-4-Records Storage-Floor Treatment-$38,000.00	
		CC-5-Autopsy-Floor Treatment-$13,000.00	
		CC-6-Autopsy-Entrance-$9,000.00	
Fire Protection Construction			
No Bids Received			

*Alternate G-2/CC-2 for New Roofing is not recommended for award.

Award bid for **"Forensic Center" (Bid No 13-21;** opened on July 16, 2013)**,** to the following:

- **ARCON CONTRACTING,** Lower Burrell, PA (General Contracting), being the lowest bidder and meeting specifications in the amount of $669,000.00 (Include Alternate G-1, Lower Level Shell Preparation - $32,000.00; Alternate G-3, Morgue Carpeting - $14,100.00; Alternate G-4, Record Storage Floor Treatment – $14,000.00; Alternate G-5, Morgue Floor Treatment - $12,600.00 Alternate G-6, Morgue Sliding Doors - $8,500.00; for Total Consideration of **$750,200.00)**

- **BECA ELECTRICAL CONTRACTORS**, Crabtree, PA (Electrical) being the lowest bidder and meeting specifications in the amount of $83,000.00 (Include Alternate E-1, Lower Level Shell Preparation - $25,000.00; for Total Consideration of **$108,000.00)**

- **RENO BROTHERS**, New Brighton, PA (H.V.A.C) being the lowest bidder and meeting specifications in the amount of $100,812.00 (Include Alternate HVAC-1, Lower Level Shell Preparation- $42,945.00; for Total Consideration of **$143,757.00)**

- **RENO BROTHERS,** New Brighton, PA (Plumbing) being the lowest bidder and meeting specifications in the amount of **$161,751.00**

  Authorize County Controller to revise specifications and re-bid for Fire Protection Construction Contract

Upon review and recommendation of R. Mark Gesalman, County Solicitor and Jonathan Held, Sheriff motion was made by Mr. Kopas, seconded by Mr. Courtney and unanimously agreed to approve the following items for the **Sheriff:**

(A) Agreement with **TLO, LLC** at the following rates:

$110.00/month for 500 transactions; **$0.22** for each additional transaction

Additional charges as per the fee schedule for SuperPhone Reports, SuperReverse Phone Look-Up and Vehicle Sightings, effective August 1, 2013.

Upon review and recommendation of R. Mark Gesalman, County Solicitor and Yvonne Hayes, Director, motion was made by Mr. Courtney, seconded by Mr. Kopas and unanimously agreed to approve the following item for the **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):

DATE	MAP NUMBER	LOCATION	BID AMOUNT
7/16/13	24-03-11-0-049	New Kensington	$500.00

Upon review and recommendation of R. Mark Gesalman, County Solicitor motion was made by Mr. Kopas, seconded by Mr. Courtney and unanimously agreed to approve the following items for **Westmoreland County:**

(A) **WESTMORELAND COUNTY WEB CONTENT/SOCIAL MEDIA POLICY**

PURPOSE:

Due to the many opportunities presented by the internet and the role it can play in educating county residents and visitors, county departments may consider providing web content and social media formats to reach a broader audience. Westmoreland County encourages expanding web content and the use of Social Media to further the goals of the County and the missions of its departments where appropriate.

Three tenets county social media publishers must follow regarding the types of content to share:

Relevant: Information that helps residents and pertains to their daily lives

Timely: Information about deadlines, upcoming events, news or current events

Actionable: Information to register, attend, go or do

The Board of Commissioners has an overriding interest and expectation in deciding who may "speak" and what is "spoken" on behalf of Westmoreland County on the county website and social media sites. This policy establishes guidelines for the use of the county website and social media sites.

Westmoreland County's Information Systems Department in conjunction with the County Commissioners shall approve what content will be permitted on the county website and what social media outlets may be suitable for use by the County and its departments. The Information Systems Department shall serve to educate departments of how to best use the county web site and various social media outlets to achieve their goals.

In summary, this policy is to outline what content is suitable to be placed on the Westmoreland County website and the official websites for each department. This policy is not intended to control what employees and elected officials are permitted to put on their personal or unofficial websites and social media sites.

For this policy, the term "social media" is being used as a broad term which includes social networking (i.e. Facebook & MySpace), blogs (i.e. Twitter), Forums and discussion boards (i.e. Yahoo Groups and Google Groups), and video and photo sharing sites (i.e. YouTube, Pinterest and Instagram), etc.

POLICY:

A. All official Westmoreland County presences on social media sites or services are considered an extension of the County's information networks and are governed by this policy.

B. The Information Systems Department will advocate using the county web site and social media sites to help departments reach their stated goals by assisting departments in developing appropriate uses for the web and social media sites.

C. Links to additional information should direct users back to the County's official website for more information, forms, documents or online services necessary to conduct business with Westmoreland County. If a department wishes to have a link to a site that is not part of the County's official website, the department must receive approval from the Board of Commissioners prior to adding the link.

D. All official department social media sites must be administered/owned by the Information Systems Department with content/posting rights given to each individual department. Because we cannot filter what the general public could post, the official County social media sites will not permit public comment unless the site offers the County the ability to approve public postings before they are made public.

E. Departments on the county web site and social media sites are responsible for complying with applicable federal, state, and county laws, regulations, and policies. This includes adherence to established laws and policies regarding copyright, records retention, Freedom of Information Act (FOIA), First Amendment, privacy laws and information security policies established by Westmoreland County.

F. Employees representing the County government via social media outlets must conduct themselves at all times as representative of Westmoreland County. Employees that fail to conduct themselves in an appropriate manner shall be subject to the disciplinary procedures.

G. To avoid confusion, the seal of Westmoreland County is only to be used on official websites.

H. If you identify yourself as a county employee/officeholder on social media platforms, then you must indicate your views are not the official view of the Westmoreland County Government. If you publish content on any website that relates to your work or subjects associated with the county other than an official county website, then use a disclaimer such as, "The views expressed on this site (or in this post) are my own and do not necessarily represent Westmoreland County's positions, strategies or opinions."

I. All web and social media content, references, and links to web content must:

- Be applicable to the functions of the departments
- Not be used to promote selected private businesses
- Not promote any illegal or unprofessional products or activity
- Not contradict the mission of the Board of Commissioners
- Not promote or link to sites that promote the following:
    - Violence
    - Illegal or inappropriate sexual behavior
    - Illegal or inappropriate drug and alcohol use
    - Political commentary
    - Political advocacy groups
    - Moral/ethically offensive material
    - Tasteless material

J. The following information is not to be posted on official websites:

- Information about items in litigation or about claims that could be brought against the county.
- Nonpublic information of any kind.
- Personnel, sensitive or confidential information of any kind.
- Medical information that violates a person's Health Insurance Portability and Accountability Act (HIPAA) protections

K. The County recognizes that its web site provides access to many court filings through its E-Services site and does not wish to infringe upon the public's access to those or any other public documents. However, to avoid drawing special attention to a specific filing or case, no document that has been filed with a County department is to appear on or have a direct link from any department's web site without prior approval from the Westmoreland County Board of Commissioners.

L. The County Information Systems Department will review requests to add content to the county web sites and to use social media sites and will work with the county Solicitor and the County Commissioners when questions arise.

M. The Information Systems Department will monitor content on each of the Departments web sites and official social media sites to ensure adherence to the Social Media Policy for appropriate use, message and branding consistent with the goals and mission of Westmoreland County Board of Commissioners. Each department is responsible for ensuring that the Information Systems Department is notified of all "official" sites of that department.

N. Some social media websites may not allow for the disabling of public comments. In those instances, the comments must be monitored for their appropriateness on a regular basis by each department. Additionally, the page must include either a link to the following comments policy or the complete text published on the social media site:

> The purpose of this site is to present matters of public interest in Westmoreland County in a courteous manner for the benefit of its many residents, businesses and visitors. We encourage you to submit your questions, comments, and concerns, but please note this is a moderated online discussion site and not a public forum. Once posted, the county reserves the right to delete these kinds of submissions:
>
> - Vulgar language
> - Personal attacks of any kind
> - Comments or content that promotes, fosters, or perpetuates discrimination on the basis of race, creed, color, age, religion, gender, marital status, genetics, status with regard to public assistance, national origin, physical or intellectual disability or sexual orientation
> - Spam or links to other sites
> - Clearly off topic
> - Advocate illegal activity
> - Promote particular services, products, or political organizations
> - Infringe on copyrights or trademarks
> - Personally identifiable medical information
> - Information that may compromise the safety, security or proceedings of public systems or any criminal or civil investigations.
>
> Please note that the comments expressed on this site do not reflect the opinions and position of the Westmoreland County Government or its officers and employees

O. The Board of Commissioners retains the authority and sole discretion to remove information deemed inappropriate from county web sites and official county/department social media sites.

P. Violation of these standards may result in the removal of department pages from social media outlets. Serious and/or repeated violations of this policy may result in referral to and personnel action taken by the Westmoreland County Human Resources department.

(B) Consider approval of **Exoneration** of **2012** and **2013** County taxes on a property owned by the **ST. BENEDICT PARISH,** located in Unity Township being Tax Map No. 61-18-00-0-066-59-001, and refund the amount of any county real property taxes paid by St. Benedict Parish for 2012 and 2013. Exonerations have been granted by Unity Township and the Greater Latrobe School District.

(C) **Resolution #R-26-2013** authorizing the adoption of a schedule for exemption from County real property taxes under the Local Economic Revitalization Tax Assistance Act (LERTA Act) for improvements to deteriorated industrial, commercial and other business property within the boundaries of the deteriorated area designated by the Board of Commissioners of the Township of North Huntingdon in accordance with the LERTA Act. [Deteriorated Area includes tax parcels numbered 54-07-00-0-027, 54-06-08-0-218 and 54-07-00-0-004, excepting subparcels 54-07-00-0-004-69-001 and 54-07-00-0-004-60-002] The length of exemption shall be for five years and shall be in the amount of 100% of the portion of the additional assessment attributable to the cost of new construction or improvement for years 1 through 5. This LERTA exemption resolution shall automatically expire and terminate 15 years following the date of adoption thereof, but any taxpayer who has received or applied for the exemption prior to the expiration date of the resolution shall be entitled to the full exemption authorized (if otherwise qualified, and the exemption is granted).

RESOLUTION NO. 26 - 2013

WHEREAS, under the Local Economic Revitalization Tax Assistance Act, Act of December 1, 1977, P.L. 237 No. 76 (72 P.S. Section 4722, et seq.), hereinafter referred to as the "LERTA Act", local taxing authorities are authorized to exempt improvements to certain deteriorated industrial, commercial and other business property after the governing body of the municipality has affixed the boundaries of such deteriorated area or areas; and

WHEREAS, the Township of North Huntingdon has by proposed Ordinance No. 10 of 2012, Ordinance No. 2195, enacted at a regular meeting of the Supervisors of the Township of North Huntingdon held the 15th day of November 2012, as amended by proposed Ordinance Number 13 of 2013, Ordinance No. 2180, enacted at a regular meeting of the Supervisors of the Township of North Huntingdon held the 17th day of July, 2013,and designated the boundary for which tax exemption may be available for deteriorated commercial, industrial and other business property located in the defined area. Said Ordinances are proposed to be revised to further designate the boundary for tax exemption; and

WHEREAS, both the Township of North Huntingdon and the Norwin School District have enacted a schedule of total and partial tax exemptions over a period of five (5) years from the date when the property is occupied or when the occupancy permit has been issued for improvements to such deteriorated commercial, industrial and other non-retail property located in the defined area.

NOW, THEREFORE, it is hereby resolved and enacted that:

1. There is hereby created an exemption from real property taxes levied by the County of Westmoreland, Pennsylvania, for the percentage specified hereinafter of the additional assessment valuation attributable to the actual costs of "improvements" to "deteriorated property", as such terms are defined in the LERTA Act, within the boundaries of the deteriorated area or areas as affixed by the Township of North Huntingdon in accordance with said LERTA Act.

The Township of North Huntingdon, by Ordinance No. 10 of 2012 enacted at a regular meeting of the Supervisors of the Township of North Huntingdon held the 15th day of November 2012, as amended by Ordinance Number 13 of 2013 enacted at a regular meeting of the Supervisors of the Township of North Huntingdon held the 17th day of July, 2013, has designated the area being tax parcel 54-07-00-0-027, 54-06-08-0-218, and 54-07-00-0-004,excepting parcels 54-07-00-0-004-69-001 and 54-07-00-0-004-60-002.

All commercial, industrial and other business properties located in these areas may be eligible to participate in this tax exemption program if improvements were commenced or occupancy initiated, whichever is later, on or after the date of adoption of this Resolution.

3. The exemption from taxes on the costs of new construction or improvements to designated areas shall be as forth in the following schedule:

Length	Portion
Year 1	100%
Year 2	100%
Year 3	100%
Year 4	100%
Year 5	100%

4. The portion of County taxes exempted shall be the specified percentage of the difference between the County taxes assessed prior to improvement compared to the taxes assessed after readjustment by the County Tax Assessment Board following, completion of the improvement. The exemption from taxes granted by this Resolution shall be upon the property and shall not terminate upon the sale or exchange of the property.

5. The above-stated exemption shall commence on the date that the improvement to the property is occupied or when the occupancy permit has been issued, whichever occurs first.

6. Any person desiring tax exemption under this Resolution shall first make written application to the Township of North Huntingdon on a form to be provided by the Township at the time the person desiring the tax exemption secures the building permit. The written application shall not be accepted by the County unless the applicant supplies evidence that all real property taxes assessed against the subject property are current and are not delinquent.

7. Unless otherwise repealed, this Resolution shall terminate on July 25, 2028. Nothing contained herein shall act to prohibit the County from enacting a similar Resolution, or extending this one. Any property tax exemptions granted under the provisions of the Resolution shall be permitted to continue according to the exemption schedule even if this Resolution expires or is repealed.

RESOLVED AND ENACTED at a regular meeting of the Board of Commissioners of the County of Westmoreland, Pennsylvania, a full quorum being present, this 25th day of July, 2013.

(D) Certificate approving the amendment and re-issuance by the **WESTMORELAND COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY** of its University Mortgage Revenue Drawdown Note, Series of 2009 (the Seton Hill Center for the Arts Project), issued in the original principal amount of $1,200,000 (the "2009 Note") for the benefit of Seton Hill University, which was used to pay a portion of the costs of the construction and equipping of the Seton Hill Center for the Arts, which facility is located in the City of Greensburg, Westmoreland County, Pennsylvania, and to pay the costs of issuing the 2009 Note. Approval is made after public hearing by the Authority held on July 25, 2013, and approval of the issuance of the Note does not constitute a debt or obligation of the County of Westmoreland and the issuance of the Note does not obligate the taxing power of the County of Westmoreland in any way. Under the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA), approval of the Note by the "applicable elected representative" in the jurisdiction where the note-financed facilities are located is required for the interest thereon to qualify for exemption from federal income taxation under the Internal Revenue Code.

FIRST AMENDMENT TO
WESTMORELAND COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY
UNIVERSITY MORTGAGE REVENUE DRAW DOWN NOTE, SERIES OF 2009
(THE SETON HILL CENTER FOR THE ARTS PROJECT)

CERTIFICATE OF APPLICABLE ELECTED REPRESENTATIVE
WESTMORELAND COUNTY

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code") requires that an issue of obligations of an industrial development authority be approved by the applicable elected representatives of the governmental unit having jurisdiction over the geographic area in which the improvements contemplated in an authority project are or have been constructed by using the funds resulting from the obligations which are issued by that authority, with such approval to be issued after public hearing following reasonable public notice; and

WHEREAS, the Westmoreland County Industrial Development Authority (the "Authority") duly adopted a resolution at a meeting duly convened and held on June 17, 2013, at which a quorum was present and acting throughout, authorizing the amendment and re-issuance of the Authority's University Mortgage Revenue Drawdown Note, Series of 2009 (The Seton Hill Center for the Arts Project), issued in the original principal amount of $1,200,000 (the "2009 Note") for the benefit of Seton Hill University, a Pennsylvania nonprofit corporation (the "University");

WHEREAS, the proceeds of the 2009 Note were loaned to the University and used to pay a portion of the costs of the construction and equipping of The Seton Hill Center for the Arts, which is owned by Seton Hill Properties, Inc. and leased to the University, which facility is located in the City of Greensburg, Westmoreland County, Pennsylvania and to pay the costs of issuing the 2009 Note (the "Project"); and

WHEREAS, the Authority and the University desire to amend and re-issue the 2009 Note to reset the interest rates to current market rates; and

WHEREAS, a duly advertised public hearing was held by the Authority and the City of Greensburg, for and on behalf of the City of Greensburg, the County of Westmoreland and the Authority on July 25, 2013 at 9:30 a.m.; and

WHEREAS, the undersigned are the "applicable elected representatives" of the County of Westmoreland within the meaning of Section 147 of the Code.

NOW, THEREFORE, the undersigned applicable elected representatives, in satisfaction of the public approval requirements of the Code, hereby approves the re-issuance of the 2009 Note.

IN WITNESS WHEREOF, having been executed this 25th day of July, 2013.

(E) Certificate approving the issuance by the **WESTMORELAND COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY** of its University Mortgage Revenue Drawdown Note, Series of 2013 (The Seton Hill – Dance and Visual Arts Center Project), to be issued in a principal amount not to exceed $7,000,000 (the "2013 Note") for the benefit of Seton Hill University, and which will be used (a) to pay a portion of the costs of the construction and equipping of an approximately 50,000 square foot Dance and Visual Arts Center, consisting of among other things, constructing and equipping three (3) dance studios, an art gallery, metal and clay workshops and several smart classrooms to be operated by the University, and to be located on the University's Campus at Seton Hill Drive, Greensburg, Westmoreland County, Pennsylvania (the "Capital Project"), (b) to reimburse the University for certain capital expenditures incurred in connection with the Capital Project, and (c) to pay the costs of issuing the 2013 Note. Approval is made after public hearing by the Authority held on July 25, 2013, and approval of the issuance of the Note does not constitute a debt or obligation of the County of Westmoreland and the issuance of the Note does not obligate the taxing power of the County of Westmoreland in any way. Under the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA), approval of the Note by the "applicable elected representative" in the jurisdiction where the note-financed facilities are located is required for the interest thereon to qualify for exemption from federal income taxation under the Internal Revenue Code.

WESTMORELAND COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY
UNIVERSITY MORTGAGE REVENUE DRAW DOWN NOTE, SERIES OF 2013
(THE SETON HILL UNIVERSITY - DANCE AND VISUAL ARTS CENTER PROJECT)

CERTIFICATE OF APPLICABLE ELECTED REPRESENTATIVE
WESTMORELAND COUNTY

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code") requires that an issue of obligations of an industrial development authority be approved by the applicable elected representatives of the governmental unit having jurisdiction over the geographic area in which the improvements contemplated in an authority project are or have been constructed by using the funds resulting from the obligations which are issued by that authority, with such approval to be issued after public hearing following reasonable public notice; and

WHEREAS, the Westmoreland County Industrial Development Authority (the "Authority") duly adopted a resolution at a meeting duly convened and held on June 17, 2013, at which a quorum was present and acting throughout, authorizing the issuance of its University Mortgage Revenue Drawdown Note, Series of 2013 (The Seton Hill – Dance and Visual Arts Center Project), to be issued in a principal amount not to exceed $7,000,000 (the "2013 Note") for the benefit of Seton Hill University, a Pennsylvania nonprofit corporation (the "University");

WHEREAS, the proceeds of the 2013 Note will be loaned to the University and used to pay a portion of the costs of the construction and equipping of an approximately 50,000 square foot Dance and Visual Arts Center, consisting of among other things, constructing and equipping three (3) dance studios, an art gallery, metal and clay workshops and several smart classrooms to be operated by the University, and to be located on the University's Campus at Seton Hill Drive, Greensburg, Pennsylvania 15601 (the "Capital Project"), (b) reimbursing the University for certain capital expenditures incurred in connection with the Capital Project, and (c) issuance of the 2013 Note (collectively, the "Project"); and

WHEREAS, a duly advertised public hearing was held by the Authority and the City of Greensburg, for and on behalf of the City of Greensburg, the County of Westmoreland and the Authority on July 25, 2013 at 9:30 a.m.; and

WHEREAS, the undersigned are the "applicable elected representatives" of the County of Westmoreland within the meaning of Section 147 of the Code.

NOW, THEREFORE, the undersigned applicable elected representatives, in satisfaction of the public approval requirements of the Code, hereby approves the issuance of the 2013 Note.

IN WITNESS WHEREOF, having been executed this 25th day of July, 2013.

* * * * * * * * * * * * *

Upon review and recommendation of R. Mark Gesalman, County Solicitor motion was made by Mr. Courtney, seconded by Mr. Kopas and unanimously agreed to approve the following items of **Miscellaneous Business:**

(1) Amendments to the **2013 Budget** for the Department of Financial Administration; Recommended by Sandy Flanders, Director of Financial Administration

(2) **PROCLAMATIONS**

Pretrial, Probation and Parole Supervision Week, July 21-27, 2013

45th Anniversary – General Carbide

Eagle Scout – Corey Lee Flesik

Eagle Scout – Neil Allan Kashura

Eagle Scout – Scott Paul Ponitz

Eagle Scout – Bronson James Stapf

Eagle Scout – Robbie Lavelle

(3) **CERTIFICATES OF SERVICE**

35 Years
Helen Fritsky

30 Years
Sandra Flanders

25 Years
Robert Lowther
Ann Tokar
Kathleen Uchrinscko
Sherry Mouyard

20 Years
Kenneth Burkley
Peter Scifo
Sharon Hixson
John Gesler
Donald Svetkovich

15 Years
Faith Stillwagon
Nadine Dreskler
William Sawdy
Kathy Heckman
Paul Burkey
Josie Fait
Susan Flowers

Motion was made by Mr. Courtney and seconded by Mr. Kopas, and it was unanimously agreed to adjourn the meeting at 10:36AM.

Certified by,

Ted Kopas,
Secretary