

April 25, 2022

The Westmoreland County Board of Commissioners met in regular session on Monday, April 25, 2022 at the Westmoreland County Courthouse, Room #101, 2 North Main Street, Greensburg, PA. The following were present: Chairman Sean Kertes, Vice-Chairman Douglas W. Chew, Secretary Gina Cerilli Thrasher, Esq. and County Solicitor Melissa A. Guiddy. The following business was conducted:

Mr. Kertes called the meeting to order at 10:06am

General Agenda

Notice of Executive Session

Tuesday, April 19, 2022 to discuss pending litigation

Opportunity for Public Comment

No Public Comment

Solicitors Report

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, Sara Stenger, Administrator and the Department of Financial Administration motion was made by Mr. Chew, seconded by Mrs. Cerilli Thrasher and it was unanimously agreed to approve the following item for **Behavioral Health and Developmental Services:**

- (A) Amendment to Agreement with **Southwest Behavioral Care, Inc.**, approved July 31, 2021 in the amount of **\$48,488.00 additional** (DHS \$46,419.00, County \$2,069.00; New Total Agreement \$3,944,729.00) for “**Behavioral Health: Outpatient (Diagnostic Interview (Children, Adult), Therapy (Individual, Family, Group, Medication Check), Short Term Residential, Site Based Psych Rehab, Blended Case Mgmt, Drop In, Community Service (Psych Nurse), Supportive housing, Supportive Living (208, 210, 215 Henry Street), EPCH, DCORT,**” for the term July 1, 2021 through June 30, 2022

Upon review and recommendation of Nicole Zicarelli, District Attorney and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Mrs. Cerilli Thrasher and it was unanimously agreed to approve the following item for the **District Attorney:**

- (A) Approval of St. Clair Park Rental Application (City of Greensburg Recreation Department) for Police Memorial Service on Thursday, May 12, 2022 at noon in the amount **\$310.00**

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and Greg McCloskey, Director, motion was made by Mr. Chew, seconded by Mrs. Cerilli Thrasher and it was unanimously agreed to approve the following item for **Public Works**:

- (A) Correction to Public Works, Item D, as approved April 13, 2022:
 - correct the name to **21 Dolphins LLC (Andy Davis)** to perform on August 20, 2022 at Twin Lakes Park
 - correct the name to **Ruff Creek Inc**, to perform on August 20, 2022 at Twin Lakes Park
- (B) Correction to Public Works, Item E, as approved April 13, 2022, Agreement with **Ray Vasinko, D & R Sound Services**, to the corrected amount of **\$550.00** for Mammoth Fest
- (C) Correction to Public Works, Item F, as approved April 13, 2022, correct the name to Joseph E. Matorkowski (Abacas Jones) to perform on June 5, 2022 at Mammoth Park
- (D) Issuance of Purchase Order with **Right Elevator**, in the amount of **\$68,800.00** (pursuant to Right Elevator State Contract #4400024245 with all terms and conditions set forth in PA State Parent Contract #4400015051) for **“New Hoistway Door Equipment on Elevators 4, 5 and 6 for the Courthouse Annex Building,”** final approval subject to Solicitor review.

Upon review and recommendation of Melissa A. Guiddy, County Solicitor motion was made by Mr. Chew, seconded by Mrs. Cerilli Thrasher and it was unanimously agreed to approve the following items for **Westmoreland County**:

- (A) Agreement with **SGRisk, LLC.**, for **“Actuarial Reserve Report,”** for the County’s self-insured worker’s compensation claims between 1981 and April 1, 2017 as of December 31, 2021 in the amount of \$5,000.
- (B) Appoint **Alex Brown** to serve as Chairman on the Westmoreland County Board of Assessment Appeals, beginning **April 25, 2022** through the first Monday of January of 2024 (subject to revocation of appointment if deemed necessary by the Board of Commissioners)
- (C) **Resolution #R-19-2022**, authorizing exception to the County Residency Policy for employees at Juvenile Detention/Shelter.

RESOLUTION #R-19-2022

WHEREAS, the Board of Commissioners of the County of Westmoreland, by Resolution No. 29-1990 dated August 23, 1990, enacted an employment policy requiring that Westmoreland County employees establish and/or maintain legal residency in Westmoreland County during the period of their employment by the County; and

WHEREAS, the Board of Commissioners has been informed by the Director of Human Resources that there is a shortage of personnel for employees at the Westmoreland County Regional Youth Services Center (Juvenile Detention and Youth Shelter); and

WHEREAS, the Board of Commissioners has been further informed by the Director of Human Resources, that despite aggressive recruiting efforts, that the Westmoreland County Regional Youth Services Center (Juvenile Detention and Youth Shelter) has been unable to hire and maintain sufficient numbers of employees; and

WHEREAS, the Director of Human Resources has advised the Board of Commissioners that the County's mandatory residency policy has created a serious problem for recruiting potential employees at the Westmoreland County Regional Youth Services Center (Juvenile Detention and Youth Shelter), who live in neighboring counties and who are unwilling to consider moving their residences to accept employment with Westmoreland County, particularly when competing employers do not require such residency as a condition of employment; and

WHEREAS, the positions at the Westmoreland County Regional Youth Services Center (Juvenile Detention and Youth Shelter) involve protecting the health, safety and welfare of the children who are housed at the facility.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Westmoreland, Pennsylvania, that retroactive to March 24, 2022, employees at the Westmoreland County Regional Youth Services Center (Juvenile Detention and Youth Shelter) shall be excluded from and excused from compliance with the County Resolution No. 29-1990 for so long as they remain employed in continuous service to the County and provided that the Director of Human Resources obtains a waiver from the residency requirement when it appears that there is an inadequate supply of well qualified residents of Westmoreland County available for the positions at the Westmoreland County Regional Youth Services Center (Juvenile Detention and Youth Shelter); and

IT IS FURTHER RESOLVED, if any employee at the Westmoreland County Regional Youth Services Center (Juvenile Detention and Youth Shelter) subsequent to the date of this Resolution, voluntarily or involuntarily, terminates service as a County employee, and subsequently becomes re-employed by the County, such person will be subject to the requirements of any residency policy then in effect for County employment.

RESOLVED and enacted this 25th day of April, 2022, at a duly advertised public meeting with a quorum being present.

- (D) Contract with **Westmoreland County Community College** for use of Amphitheater and Event Center, on Thursday, July 14, 2022 for the Westmoreland County Human Services Resource Fair in the amount of **\$600.00**
- (E) Builders Risk Insurance in the coverage amount of \$7,000,000.00 for a six-month period at the premium cost of **\$12,750.00** with **Seneca Specialty Insurance Company**

- (F) Refund of all County Taxes received from purchase property located in North Huntingdon Township, Tax Map #54-06-03-0-168, at the 2020 Annual Sale and any County Taxes paid for this parcel thereafter by purchasers, Mr. and Mrs. Reece, as well as any costs including transfer tax and recording fees.
- (G) **Resolution #R-20-2022**, authorizing the submission of a Project and Expenditure Report, covering the period of January 1, 2022 to March 31, 2022, to the United States Department of Treasury, reflecting those expenditures previously approved and the following additional expenditures under the United States Department of the Treasury Coronavirus Local Fiscal Recovery Fund:

2022:

<ul style="list-style-type: none"> • Excela Health • PA Correctional Industries • Financial Administration 	<ul style="list-style-type: none"> Covid-19 Swab Testing PPE (Manor & Prison) Administrative Expenses (salary/benefits) for SLFRF monitoring 	<ul style="list-style-type: none"> \$9,737.86 \$2,768.00 \$4,027.94
<ul style="list-style-type: none"> • Zelenkofske Axelrod, LLC • Public Works 	<ul style="list-style-type: none"> SLFRF funds monitoring Supplies for Stage in PMR 	<ul style="list-style-type: none"> \$5,500.00 \$5,257.69

And further correcting the amount of a previously approved expenditure in 2022:

<ul style="list-style-type: none"> • Amazon.com 	<ul style="list-style-type: none"> Multi-Function Printer (previously approved at \$530.09) 	<ul style="list-style-type: none"> \$573.00
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RESOLUTION #R-20-2022

WHEREAS, on March 11, 2021, the American Rescue Plan Act of 2021 was enacted, a portion of which established a \$350 billion Coronavirus State and Local Fiscal Recovery Fund(s) for eligible state, local, territorial and Tribal governments to respond to acute pandemic response needs, to fill revenue shortfalls among those governments, and to support the communities and populations hardest-hit by the COVID-19 crisis; and

WHEREAS, under the Coronavirus State and Local Fiscal Recovery Fund Program, counties, such as Westmoreland County, can use the funds to support public health expenditures, address negative economic impacts caused by the public health emergency, replace lost public sector revenue, provide premium pay for essential workers, and invest in water, sewer, and broadband infrastructure; and

WHEREAS, the federal government has made available to the County, as Recipient, funds totaling \$105,319,216.00 under the Coronavirus Local Fiscal Recovery Fund through the United States Department of the Treasury (the “Funds”); and

WHEREAS, a Project and Expenditure Report, covering the period of January 1, 2022 to March 31, 2022 is to be submitted to the United States Department of the Treasury on or before April 30, 2022; and

WHEREAS, the County wishes to authorize expenditures from the Funds.

NOW THEREFORE, at a public meeting duly advertised with a quorum present, IT IS HEREBY RESOLVED that:

The County of Westmoreland, through its Board of Commissioners, do hereby:

- a. authorizes the Director of Financial Administration to submit the Project and Expenditure Report, covering the period of January 1, 2022 to March 31, 2022, to the United States Department of the Treasury; and
- b. approves the following additional expenditures from the Funds:

2022:

• Excela Health	Covid-19 Swab Testing	\$9,737.86
• PA Correctional Industries	PPE (Manor & Prison)	\$2,768.00
• Financial Administration	Administrative Expenses (salary/benefits) for SLFRF monitoring	\$4,027.94
• Zelenkofske Axelrod, LLC	SLFRF funds monitoring	\$5,500.00
• Public Works	Supplies for Stage in PMR	\$5,257.69

And further correcting the amount of a previously approved expenditure in 2022:

• Amazon.com	Multi-Function Printer (previously approved at \$530.09)	\$573.00
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RESOLVED and enacted this 25th day of April, 2022, at a duly advertised public meeting with a quorum being present.

Motion was made by Mr. Chew, seconded by Mrs. Cerilli Thrasher and it was unanimously agreed to adjourn the meeting at 10:10am