

March 8, 2018

A meeting of the Westmoreland County Commissioners met in regular session beginning at 10:07am on Thursday, March 8, 2018 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. Guidy. The following business was conducted;

Rabbi Stacy Petersohn, Congregation Emanu-El Israel gave an invocation before the meeting and Commissioner Cerilli led the Pledge of Allegiance

Salary Board Agenda

Industrial Development Corporation Agenda

General Agenda

Motion was made by Mr. Anderson, seconded by Mr. Kopas and it was unanimously agreed to approve minutes of regular meeting held February 22, 2018 as presented

Opportunity for Public Comment

Sam Rubin, Walkers Pet Hotel, Route 22 East, he states that he purchased & renovated a building in 2016, prior to Cleveland Bros purchasing property at the southern border of his property; at the last meeting the Board of Commissioners considered three items that affect him; he states that it is a matter of fairness and that the county is working with his large neighbor and the county is insisting on a terminating an agreement. He adds that a detour for the Heritage trail is a bad deal and is encouraging Cleveland Bros to sell property. He concludes that there are steps that the county can take to remedy the issues.

David, Peoples Library of New Kensington/Lower Burrell – they serve norther and northwest Westmoreland County; Thanks the Commissioners for their support of county libraries; they consider flat funding a positive; the library does a lot of good, there are 22 libraries across Westmoreland County.

Solicitors Report

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, Kate Johnson, Administrator and Angela Matson, Assistant Director of Financial Administration motion was made by Mr. Kopas, seconded by Mr. Anderson and it was unanimously agreed to approve the following items for Area Agency on Aging:

- (A) Amendment #1 to Grant Agreement #4100078227 with the **Pennsylvania Department of Human Services/Pennsylvania Department of Aging** for “**Title XIX Medicaid Waiver Grant Agreement,**” dated July 27, 2017, effective July 1, 2017 through June 30, 2018, to clarify the payment structure for the Nursing Home Transition Program, including modification of Section 2, Appendix C (Section A.2 and Section B) with all other terms and conditions of the Grant Agreement remaining in full effect.
- (B) UPMC Third Party Computer System Access Agreement, for Providers such as AAA to access the UPMC computer systems in order to obtain patient information that is necessary for providing care to those patients who have been referred to UPMC by Providers or is referred patients by UPMC

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, Dirk Matson, Administrator and Angela Matson, Assistant Director of Financial Administration, motion was made by Mr. Anderson, seconded by Mr. Kopas and it was unanimously agreed to approve the following items for Behavioral Health/Developmental Services:

- (A) Agreement with **Connellsville Counseling & Psychological Services**, in the amount of **\$6,000.00** (\$5,727.00 DHS, \$273.00 County) for “**Behavioral Health: Outpatient (Diagnostic Interview (Adult, Child) Individual Therapy, Medication Check,**” for the term July 1, 2017 through June 30, 2018
- (B) Amendment to Agreement with **Therapy Connections, LLC**, dated June 22, 2017 in the amount of **\$125,000.00 additional** (DHS \$112,500.00, County \$12,500.00; New Total Agreement \$358,493.00) for “**EI: Evaluation (Speech Pathology, Physical Therapy (discontinued 8/7/17), Occupational Therapy (discontinued 8/7/17), Special Instruction, Physical Therapy, Occupational Therapy,**” for the term July 1, 2017 through June 30, 2018

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, Shara Saveikis, Administrator and Angela Matson, Assistant Director of Financial Administration (items B & C), motion was made by Mr. Kopas, seconded by Mr. Anderson and it was unanimously agreed to approve the following items for **Children's Bureau:**

(A) Amendment to Agreement with **ARCpoint Labs**, dated July 27, 2017 for **"Westmoreland County Children's Bureau Drug Testing," (Bid 17-40)**, to add fentanyl to the urinalysis panel at the rate of \$52.00 per urinalysis screen, effective February 1, 2018, with all other terms and conditions of the agreement remaining the same.

(B) Agreement with **The Children's Institute of Pittsburgh, (Title IV-E, Act 148, County)** for **"Foster Care,"** for the term July 1, 2016 through June 30, 2017, at the following per diem rates:

\$66.00 for Class AA **\$83.95 for Class BB**
\$97.73 for Class CC **\$105.36 for Class DD**

(C) Agreements for the term July 1, 2017 through June 30, 2018:

(1) **Alternative Living Solutions, (Act 148, Title IV-E, County)** for **"Supervised Independent Living, Transitional Living,"** at the following per diem rates:

\$197.95 for Supervised Independent Living/ Transitional Living

(2) **Harborcreek Youth Services, (Title IV-E, Act 148, County)** for **"Psychiatric RTF, Residential Service,"** at the following per diem rates:

\$268.85 for Residential Services Liberty House
\$350.00 for PRTF St. Joseph House/ PRTF Conway House
\$350.00 for PRTF Columbus House/ PRTF Wagner House

(3) **Bethesda Children's Home, (Title IV-E, Act 148, County)** for **"Group Home, Shelter, Transitional Living, Intensive Unit,"** at the following per diem rates:

\$197.90 for Intensive Service Unit **\$161.44 for Group Home**
\$137.46 for Transitional Living **\$181.15 for Shelter**
\$36.21 for Additional Shelter cost for additional Diagnostic
\$258.47 for Unit C Mother/Expectant Mother
\$41.14 for Unit C Baby only **\$299.64 for Unit C Mother and Baby**

(4) **Perseus House, (Title IV-E, Act 148, MA, County)** for **"Residential, Shelter, RTF,"** at the following per diem rates:

\$564.56 for Enhanced RTF Male **\$237.02 for Male RTF**
\$217.70 for Andromeda House Female RTF
\$543.38 for Enhanced RTF Female **\$327.51 for Brighter Horizons**
\$190.80 for Shelter
\$259.48 for Male Intensive Treatment Program
\$224.93 for Andromeda House Female Intensive Treatment Unit
\$239.04 for Florence Crittenton Pregnant or Parenting Clients
\$38.76 for Florence Crittenton (Babies)
\$277.80 for Florence Crittenton (mother/baby)

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

- (A) Amendment to Professional Services Agreement with **Southwest Behavioral Care, Inc., d/b/a SPHS Behavioral Health**, dated October 26, 2017 for “**Drug and Alcohol and IP Assessment Services,**” in an amount of **\$8,000.00 additional** (not to exceed \$70,000.00) for a term of one (1) year from January 1, 2018 through December 31, 2018, with all rates remaining the same.
- (B) Agreement with **Principle Court Reporting**, for “**Temporary Court Reporting,**” for the term May 25, 2018 through May 24, 2019, at the following rates, with a 24 hour advance notice for cancellations:
- \$130.00/half day (8:30am-1:00pm) \$210.00/full day (8:30am-5:00pm)**
\$15.00/hour for hours after 5:00pm
- Transcript rates:**
\$1.70/page for original & one copy \$.70/page for additional copies
The requestor is responsible for payment of transcript costs

Upon review and recommendation Melissa A. Guiddy, County Solicitor and Amanda Bernard, Director motion was made by Mr. Kopas, seconded by Mr. Anderson and it was unanimously agreed to approve the following item for **Human Resources:**

- (A) New Hires, Rehire, Resignations, Retirements and Terminations:

New Hires

Justin Kresic – Correction Officer P/T
John Grim – Correction Officer P/T
Joseph Madden – Correction Officer P/T
Taylor Gephart – Correction Officer P/T
Ryan Ward – Correction Officer P/T
Cheyenne Fisher – Correction Officer P/T
Karleigh Palek – Correction Officer P/T
Tyler Wilkins – Correction Officer P/T
Tre Garrity – Correction Officer P/T
Eric Weideburg – Correction Officer P/T
Linda Poorbaugh – Custodian Trainee Temp
Cory Miller- Adult Probation- Prob/Parole Aide
Susan Weaver- District Attorney- Legal Sec Trainee
Thomas Ferree Jr. - Parks- Parks Manager
Christian Panichella- Parks- Parks Manager
Kaysey Gizler- District Attorney- Asst Co. Detective
James Burke – Parks- Parks Program Coordinator

Rehire

Marian Spino- Clerk of Courts- Office Clerk/ Clerk Of Courts

Resignations

Haylie Bennett – Staff Nurse/LPN
Hillary Weaver- District Attorney- Asst. District Attorney
Andrea Sullivan- Courts- Court Reporter
Micah Ritenour- 911 Surcharge- TCO Trainee Temp

Retirements

Robert Kennedy – Sr. Correction Officer

Terminations

Beth Dudley – Nurse Aide Temp
Katelin Diffenderfer – Nurse Aide Temp
Heather Swartz – Nurse Aide Temp

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 it was unanimously agreed to approve the following items for **Information Systems**:

- (A) Record Access Agreement for computer terminal access to Courthouse records as per fee schedule, effective the date of the Agreement through June 30, 2018, with automatic renewal, with the following and authorize the Executive Director of Information Systems to execute contract documents on behalf of the County:

Info-Pro Lender Services
Antoinette M. Amoroso

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

- (A) **Resolution (#R-10-2018)** adopting and authorizing the submission of Westmoreland County's FY 2018 Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD). All programs are funded through HUD and consist of the following grants (grant amounts are estimated and subject to change based on HUD's final allocations):

Community Development Block Grant Program	\$3,143,264.00
HOME Investment Partnerships Program	\$630,141.00
Emergency Solutions Grant Program	\$286,197.00

RESOLUTION #R-10-2018

A RESOLUTION, of the Board of County Commissioners of the County of Westmoreland, Pennsylvania, approving the FY 2018 Annual Action Plan for the Community Development Block Grant Program (CDBG), HOME Investment Partnerships Program (HOME), and Emergency Solutions Grants Program (ESG).

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as Amended, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to communities in the elimination or prevention of slums or urban blight, or activities which will benefit low and moderate income persons, or other urgent community development needs; and

WHEREAS, under the HOME Investment Partnerships Program created by the National Affordable Housing Act of 1990 (NAHA) and amended by the Housing and Community Development Act of 1992, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to participating jurisdictions to expand the supply of decent, safe, sanitary and affordable housing; and

WHEREAS, under the Emergency Solutions Grants Program contained in the Stewart B. McKinney Homeless Assistance Act of 1987 as amended, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to grantees and non-profit agencies which provide essential services, operations, homeless prevention and shelter rehabilitation for homeless or near homeless persons; and

WHEREAS, the County anticipates its FY 2018 Entitlements from the U.S. Department of Housing and Urban Development to be approximately as follows: CDBG \$3,143,264; HOME \$630,141; and ESG \$286,197; and

WHEREAS, the Westmoreland County Department of Planning and Development has prepared an Annual Plan for FY 2018, which assesses the housing needs of extremely low, low, and moderate income households, homeless families and individuals, and others with special needs; and

WHEREAS, if the final entitlement allocation amounts are different than estimated, the County's FY 2018 budget and selected projects will be adjusted as described in the Annual Plan; and

WHEREAS, the draft Annual Plan for FY 2018 was on public display from February 1, 2018 to March 2, 2018 and the County held a series of Public Hearings on said Annual Action Plan for 2018 and the comments of various agencies, groups and citizens were taken into consideration in the preparation of the final document.

NOW, THEREFORE, be it resolved by the Commissioners of the County of Westmoreland, Pennsylvania, and it is hereby resolved by the authority of the same, as follows:

SECTION 1. That the FY 2018 Annual Action Plan for the FY 2018 CDBG, HOME, and ESG Programs is hereby in all respects approved and the Chief Clerk is hereby directed to file a copy of said Annual Plan with the minutes of this meeting.

SECTION 2. That the Board of Commissioners is cognizant of the conditions that are imposed in the undertaking and carrying out of community development, affordable housing and emergency homeless activities with federal financial assistance, including those relating to (a) the relocation of site occupants, (b) the prohibition of discrimination because of race, color, age, religion, sex, disability, familial status, or national origin and other assurances as set forth under the certifications.

SECTION 3. That the Chairman, on behalf of the County of Westmoreland and the Westmoreland County Housing Consortium, is authorized to file the First Annual Action Plan for FY 2018 with the U.S. Department of Housing and Urban Development, which has indicated its willingness to make available a grant to carry out the CDBG Program in the amount of \$3,143,264, HOME in the amount of \$630,141, and ESG in the amount of \$286,197 and is further authorized to act as an authorized representative of the County of Westmoreland to sign any and all documents in regard to these programs.

SECTION 4. That the Chairman of the Board of Commissioners, on behalf of the County of Westmoreland and the Westmoreland County Housing Consortium, is hereby authorized to provide assurances and/or certifications as required by the Housing and Community Development Act of 1974, as Amended, the National Affordable Housing Act of 1990, as Amended, and the Stewart B. McKinney Homeless Assistance Act, as Amended, and also any supplemental or revised data which the U.S. Department of Housing and Urban Development may request in connection with the review of this Application.

ADOPTED this 8th day of March, A.D., 2018

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 it was unanimously agreed to approve the following item for the **Prison:**

- (A) Letter of Agreement with **Westmoreland Casemanagements and Supports, Inc.** governing referrals and confidentiality of information for shared cliental for a two year period, of July 15, 2017 through June 15, 2019, subject to termination with thirty days written notice.

Upon review and recommendation by Melissa A. Guiddy, County Solicitor and Deborah T. Chiado, Director, motion was made by Mr. Kopas, seconded by Mr. Anderson and it was unanimously agreed to approve the following items 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):

<u>Date</u>	<u>Map Number</u>	<u>Location</u>	<u>Bid Amount</u>
2.27.18	50-29-01-0-138	Hempfield Township	\$528.00

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) Satisfaction of Mortgage between Timothy E. Atkins and the County, recorded in the Recorder of Deeds Office of Westmoreland County, Commonwealth of Pennsylvania, on November 19, 2009 at Instrument Number 200911190046240, with a Corrective Mortgage recorded on July 5, 2012 in the Recorder of Deeds Office of Westmoreland County at Instrument Number 201207060027620; being part of Westmoreland County Tax Parcel No. 14-01-16-1-034 and part of Tax Map No. 14-01-16-1-033.
- (B) Agreement of Sale for acquisition of 6.0840 acres of land in Hempfield Township, being tax map #50-28-00-0-283, by **Verdant Holdings, LLC** in the amount of **\$274,000.00**; final approval is subject to solicitor review.
- (C) **Stipulation of Settlement** in the tax assessment appeal of **Greater Latrobe School District of property owned by UMH PA Independence LLC**, located in Unity Township, Westmoreland County, No. 6156 of 2015 for the tax years 2016 through 2018. The assessed value shall be determined by applying the common level ratio established by the State Tax Equalization Board.

Tax Map No. 61-25-00-0-114

<i>Year</i>	<i>Proposed Market Value</i>	<i>STEB Ratio</i>	<i>Resulting Assessment</i>
2016	\$2,400,000.00	19.8%	\$475,200.00
2017	\$2,400,000.00	17.3%	\$415,200.00
2018	\$2,562,963.00	16.2%	\$415,200.00

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

- (D) **Stipulation of Settlement** in the tax assessment appeal of **Greensburg Salem School District of property owned by Southwest National Bank of PA, First Commonwealth Bank**, located in the City of Greensburg, Westmoreland County, No. 5588 of 2016 for the tax years 2017 and 2018. The assessed value shall be determined by applying the common level ratio established by the State Tax Equalization Board

Tax Map No. 10-04-03-2-007

<i>Year</i>	<i>Proposed Market Value</i>	<i>STEB Ratio</i>	<i>Resulting Assessment</i>
2017	\$650,000.00	17.3%	\$112,450.00
2018	\$650,000.00	16.2%	\$105,300.00

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

- (E) **Stipulation of Settlement** in the tax assessment appeal of the owner, **Mt. Pleasant LTD**, located in the Borough of Mount Pleasant, Westmoreland County, No. 5723 of 2016 for the tax years 2017 and 2018. The assessed value shall be determined by applying the common level ratio established by the State Tax Equalization Board

Tax Map No. 21-01-06-0-037

<i>Year</i>	<i>Proposed Market Value</i>	<i>STEB Ratio</i>	<i>Resulting Assessment</i>
2017	\$800,000.00	17.3%	\$138,400.00
2018	\$800,000.00	16.2%	\$129,600.00

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

- (F) **Stipulation of Settlement** in the tax assessment appeal of the owner, **Mento Holdings LLC**, located in the City of Greensburg, Westmoreland County, No. 4554 of 2016 for the tax years 2016 and 2017. The assessed value shall be determined by applying the common level ratio established by the State Tax Equalization Board.

Tax Map No. 10-02-15-0-303

<i>Year</i>	<i>Proposed Market Value</i>	<i>STEB Ratio</i>	<i>Resulting Assessment</i>
2016	\$370,000.00	19.8%	\$73,260.00
2017	\$370,000.00	17.3%	\$64,010.00

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

- (G) Termination of Agreement dated January 9, 2014 with **Felice Associates, Inc.** effective February 20, 2018.

Upon review and recommendation of Melissa A. Guidy, County Solicitor motion was made by Mr. Anderson seconded by Ms. Cerilli, with Mr. Kopas opposed, motion passes to approve the following item for **Westmoreland County:**

- (H) Agreement with **Felice Associates, Inc.** effective February 20, 2018 to February 19, 2019, to provide consultation regarding labor relations/negotiation services and employment matters at the rate of \$7,000.00 per month for the first year and \$9,000.00 per month for the following year if renewed. The agreement is subject to automatic renewal for one (1) additional term of one (1) year, unless either party gives written notice of non-renewal to the other party at least sixty (60) days prior to February 20, 2019. The Agreement is subject to termination upon sixty (60) days advance written notice.

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Upon review and recommendation of Melissa A. Giddy, 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 **2017** and **2018 Budgets** for the Department of Financial Administration, as prepared by Angela Matson, Assistant Director of Financial Administration

- (2) **Proclamations**
Eagle Scout Tyler James Williams
Eagle Scout Caelan Reilly McChesney
Intellectual and Developmental Disabilities Awareness Month, March 2018
4-H Week, March 11-17, 2018

Motion was made by Mr. Anderson, seconded by Mr. Kopas, and it was unanimously agreed to adjourn the meeting at 10:43am

Certified by,

Charles W. Anderson
Secretary