

April 12, 2018

A meeting of the Westmoreland County Commissioners met in regular session beginning at 10:06am on April 12, 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. Guiddy. The following business was conducted;

Rev. Matthew J. Morelli, parochial vicar, Blessed Sacrament Cathedral 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 March 29, 2018 as presented

Opportunity for Public Comment

Sam Rubin, Murrysville – is a small business owner in Westmoreland County, but not going to talk about that today. One year ago his son returned home from rehab, one year ago tomorrow his wife found his son had overdosed. He is grateful for the support and grieving support groups in Westmoreland County, he met others who could openly share experiences. His wife began volunteering to help others. He expresses thanks to the Coroner's Office for their time and the time took explaining toxicology reports. His son not only had heroin in this system, but 4 times the lethal level of fentanyl. The police kept his family informed through the whole process. This past August the dealer was arrested and recently the dealer's supplier was arrested. He knows this won't bring his son back, but it will bring closure. He is grateful to the community resources that are available and thanks the Commissioners for their continued support of these resources.

Sean Hayes, Community Resources for Independence, Inc. – speaking in reference to items H & I on the agenda, went through the RFP process and were rejected, rightfully so, AAA did a great job having everything put together. The representative that dropped off the bids left without the checks (bid bonds), they made phone calls, and was told that nothing that can be done. He is asking if anything can be done. Since they will not be receiving this bid award, they will not be able to provide services in Westmoreland County for three years. They currently service 30 residents with 19 employees and after June 30 they they won't be able to provide services to those individuals, again he states that he doesn't know if anything can be done and he just wanted to state his concern. Thank you.

Solicitors Report

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

Agency on Aging:

- (A) Agreement with **Westmoreland Manor** for “**Aging Services-Emergency Admissions Services,**” in the amount of **\$12,981.50** (No Cost to Westmoreland County, Department of Aging Block Grant) for the term July 1, 2018 through June 30, 2019

- (B) Agreement with **Ramada Hotel and Conference Center** for “**2018 Health and Education Expo,**” to be held on October 24, 2018 in an amount not to exceed **\$12,000.00** (No Cost to Westmoreland County; Caregiver Support Program)
- (C) Agreement with **Excela Health Home Care and Hospice** for “**Aging Services-Home Health Services and RN Nursing Services(Countywide),**” in the amount of **\$45,794.16** (No Cost to Westmoreland County, PA Department of Aging Options Special Funding) for the term July 1, 2018 through June 30, 2021
- (D) Renewal of the Charitable Organization Application for the Westmoreland County Area Agency on Aging; Required by the Commonwealth of Pennsylvania due to solicitation of donations, for the fiscal year ending June 30, 2017
- (E) Amendment to Agreement with **FotoRecord Print Center, Inc.,** dated May 26, 2016 in the amount of **\$500.00 additional** (No Cost to Westmoreland County, Aging Block Grant; New Total Agreement \$34,356.00) for “**Aging Services-Newsletter Printing & Mailing,**” for the term July 1, 2016 through June 30, 2018
- (F) Renewals of Agreements with the following:
- (1) **Security Systems of America,** dated July 9, 2015 for “**Aging Services-Personal Emergency Response Systems**” (**Bid 15-18**), to extend the term for an additional two year period, July 1, 2018 through June 30, 2020, in the amount of **\$12,120.00** (No Cost to Westmoreland County, Aging Block Grant)
 - (2) **Automated Security Alert, Inc. d/b/a Staar Alert,** dated July 9, 2015 for “**Aging Services-Personal Emergency Response Systems,**” (**Bid 15-18**), to extend the term for an additional two year period, July 1, 2018 through June 30, 2020, in the amount of **\$53,904.00** (No Cost to Westmoreland County, Aging Block Grant)
 - (3) **Medscope America Corporation,** dated July 9, 2015 for “**Aging Services-Personal Emergency Response Systems,**” (**Bid 15-18**), to extend the term for an additional two year period, July 1, 2018 through June 30, 2020, in the amount of **\$105,000.00** (No Cost to Westmoreland County, Aging Block Grant)
 - (4) **Quality Services Incorporated,** dated March 24, 2016 for “**Aging Services-Heavy Housing Cleaning Services,**” (**Bid 16-08**), to extend the term for an additional two year period, July 1, 2018 through June 30, 2020, in the amount of **\$16,800.00** (No Cost to Westmoreland County, Department of Aging Block Grant)
- (G) Amendments to Agreements with the following for the term July 1, 2017 through June 30, 2018:
- (1) **Westmoreland Multi-Service Centers, Inc.,** dated June 8, 2017 in the amount of **\$16,878.00 additional** (No Cost to Westmoreland County, Aging Block Grant; New Total Agreement \$288,671.00) for “**Aging Services-Senior Center Services**”
 - (2) **Nutrition, Inc.,** dated June 8, 2017 in the amount of **\$25,480.00 additional** (No Cost to Westmoreland County, Aging Block Grant; New Total Agreement \$275,422.00) for “**Aging Services-Senior Center Services (Southern Region)**”
 - (3) **Nutrition, Inc.,** dated June 8, 2017 in the amount of **\$30,048.00 additional** (No Cost to Westmoreland County, Aging Block Grant; New Total Agreement \$309,461.00) for “**Aging Services-Senior Center Services (Central Region)**”

- (4) **Alle-Kiski Senior Center, Inc.**, dated June 8, 2017 in the amount of **\$23,701.00 additional** (No Cost to Westmoreland County, Aging Block Grant; New Total Agreement \$317,455.00) for **“Aging Services-Senior Center Services (Northern Region)”**
- (5) **Laurel Valley Senior Center, Inc.**, dated June 8, 2017 in the amount of **\$27,034.00 additional** (No Cost to Westmoreland County, Aging Block Grant; New Total Agreement \$292,698.00) for **“Aging Services-Senior Center Services (Eastern Region)”**

(H) Bids for **“Home Support Services, Food Shopping/Errands & Light Housekeeping for the Area Agency on Aging,” (Bid 18-11)**, for the term July 1, 2018 through June 30, 2021, were opened on April 3, 2018:

Alma Health d/b/a Medstaffers	REJECTED
Twin Oaks Home Care Inc.	\$24.00/hour
Home Care Advantage Inc.	\$21.52/hour
Excela Health Home Care & Hospice	\$24.50/hour
Community Resources for Independence, Inc.	REJECTED
Concordia Telecaregivers d/b/a Concordia Private Care	\$26.00/hour
Landmark Home Health Care Services	\$26.48/hour
Community Care Inc.	\$18.28/hour
Bethlen Communities	REJECTED

Award agreements to the following:

- **Community Care, Inc**
- **Home Care Advantage, Inc.**
- **Twin Oaks Home Care, Inc.**
- **Excela Health Home Care & Hospice**
- **Concordia Telecaregivers d/b/a/ Concordia Private Care**
- **Landmark Home Health Care Services**

(I) Proposals for **“Personal Care with Ancillary Services for Area Agency on Aging,” (Bid 18-12)**, for the term July 1, 2018 through June 30, 2021, were opened on April 3, 2018:

Twin Oaks Home Care, Inc.
 Community Resources for Independence, Inc.
 Alle-Kiski Caregivers, LLC
 Concordia Telecaregivers d/b/a Concordia Private Care
 Home Care Advantage, Inc.
 Excela Health Home Care & Hospice
 Helpmates, Inc.
 Landmark Home Health Care Services
 PRN Health Service
 Merakey Pennsylvania
 Community Care, Inc.

Award agreements to the following:

- **Community Care, Inc.**, at the hourly rate of **\$18.28**
- **Home Care Advantage, Inc.**, at the hourly rate of **\$21.52**
- **Alle-Kiski Caregivers, LLC**, at the hourly rate of **\$23.00**
- **Twin Oaks Home Care, Inc.** at the hourly rate of **\$23.50**
- **Excela Health Home Care & Hospice**, at the hourly rate of **\$24.00**
- **Landmark Home Health Care Services**, at the hourly rate of **\$24.00**
- **PRN Health Service**, at the hourly rate of **\$24.00**
- **Merakey Pennsylvania**, at the hourly rate of **\$24.25**
- **Concordia Telecaregivers d/b/a Concordia Private Care**, at the hourly rate of **\$24.30**

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. Kopas, seconded by Mr. Anderson and it was unanimously agreed to approve the following item for **Behavioral Health & Developmental Services**:

- (A) Amendment to Agreement with **Childhood Enrichment Therapy, Inc.**, dated June 22, 2017 in the amount of **\$23,000.00 additional** (DHS \$20,700.00, County \$2,300.00; New Total Agreement \$153,721.00) for **“Early Intervention: Speech Pathology, Physical Therapy, Occupational Therapy, Special Instruction, IFSP Teaming,”** 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 motion was made by Mr. Anderson, seconded by Mr. Kopas and it was unanimously agreed to approve the following item for **Children’s Bureau**:

- (A) Addendum to Agreement with **Avanco International, Inc.**, dated September 28, 2017 to add **“Consulting Services,”** for the term July 1, 2017 through June 30, 2018, at the following hourly rates:

\$54.50 for Research Analyst	\$65.40 for Junior Programmer
\$73.00 for Junior Programmer Analyst	\$76.20 for Programmer Analyst
\$78.70 for Senior Programmer Analyst	\$92.50 for Developer
\$111.20 for Senior Developer	\$125.00 for Project Director

- (B) Agreements for the term July 1, 2017 through June 30, 2018:
 - (1) **Northeast Ohio Adoption Services, (Title IV-E, Act 148, County)** for **“Foster Care,”** at the per diem rate of **\$96.50** for **“Foster Care and Adoption”**
 - (2) **Appalachian Youth Services, (Title IV-E, Act 148, County)** for **“Residential,”** at the per diem rate of **\$176.72** for **“Ross’s House”**
 - (3) **Adelphoi Village, Inc., (Title IV-E, County, Act 148, MA)** for **“Residential, Foster Care, Secure”** at the following per diem rates:

\$222.91 for Intensive Supervision Male
\$236.28 for Intensive Supervision Female
\$236.66 for Substance Abuse Male Non MA
\$220.80 for Sexual Offenses Male
\$218.51 for Shelter Care
\$82.45 for Intensive Kinship/Foster Care
\$319.81 for Secure Treatment Female/Male
\$364.41 for Secure Sex Offender
\$277.43 for Sexual Offenses MH Focus Male
\$76.45 for Specialized Kinship/Foster Care
\$205.04 for Specialized Independent Living Male
\$277.43 for Intensive Supervision MH Focus Female
\$88.45 for Pregnant and Parenting Foster Care

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

- (A) Letter of Engagement with **Zelenkofske Axelrod LLC**, for external audit services for the year ended December 31, 2017, in an amount not to exceed \$178,600.00, including expenses for the annual County Audit and \$7,300.00 including expenses for the Children & Youth Audit
- (B) Letter of Engagement with **Zelenkofske Axelrod LLC**, for external audit services for the year ended December 31, 2017, in an amount not to exceed \$15,600.00, including expenses for the County of Westmoreland Employees' Retirement Fund

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and Amy DeMatt, 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) Professional Services Agreement with **Dennis J. Gounley, Esq.**, for services as a "**Mental Health Review Officer**" for a three (3) year term commencing July 1, 2018 through June 30, 2021, at the rate of **\$57.50 per hearing conducted**, plus automobile mileage at the County employee reimbursement rate, tolls and parking expenses, and **\$45.00 per hour for professional services during appeals or other legal proceedings regarding the hearing officer's orders.**
- (B) Professional Services Agreement with **John A. Mika, Esq.**, for services as a "**Mental Health Review Officer**" for a three (3) year term commencing July 1, 2018 through June 30, 2021, at the rate of **\$57.50 per hearing conducted**, plus automobile mileage at the County employee reimbursement rate, tolls and parking expenses, and **\$45.00 per hour for professional services during appeals or other legal proceedings regarding the hearing officer's orders.**
- (C) Agreement with **AKF Litigation Technologies**, for "**Court Reporting Services,**" for the term April 16, 2018 through December 31, 2018 at the rate of \$150.00/hour for the first 2 hours and \$30.00/hour for each additional hour, in an amount not to exceed **\$6,000.00**

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

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

New Hires

Lisa Harkins – HR Manager
Madison Ward – Nurse Aide Temp
Wilhelm Custodio – Nurse Aide Temp
Codee Allison – Nurse Aide Temp
Caprice Ulery – Nurse Aide Temp
Emily Wiltout – Nurse Aide Temp
Jessica Dietz – Custodian Temp
Brenda Murray – Public Works- Custodian Trainee Temp
Susan Reese- Children’s Bureau- County Caseworker I (Treatment)
Carl Watson- 911 Surcharge- TCO Trainee Temp
Lance Sandolfini- 911 Surcharge- TCO Trainee Temp
Asa Shafron- 911 Surcharge- TCO Trainee Temp
Ryan Kristoff- 911 Surcharge- TCO Trainee Temp
Nathan Kristoff- 911 Surcharge- TCO Trainee Temp
Alyssa Garofola- 911 Surcharge- TCO Trainee Temp
Nicole DeFloria- 911 Surcharge- TCO Trainee Temp
Bobbi Jo Brown- 911 Surcharge- TCO Trainee Temp
Brooke Carlson- 911 Surcharge- TCO Trainee Temp

Resignations

Whitney Brooks – Nurse Aide
Shane Covalesky – Food Service Worker Temp
Denise Bates – Food Service Worker Temp
Nicole Basile – 911 Surcharge- Telecommunication Officer
Stephanie Painter- 911 Surcharge- Telecommunication Officer

Retirements

Rebecca Label – Youth Worker
William Weir- Dietary Cook

Terminations

Mary Walters – Dietary Cook
Sherry Williams – Nurse Aide Temp
Kristen Reinmert – Nurse Aide Temp

- (B) Agreement for Release of Protected Health Information To Third Party Business Associate between the County, on its own behalf and as plan administrator, UPMC Benefit Management Services, Inc. and The HDH Group, Inc. d/b/a HUB International. The Agreement may be terminated with thirty (30) days notice and shall automatically terminate upon expiration or termination of the Benefits Contract (Includes execution of HIPAA Request and Authorization Form and Consultant Authorization Form).
- (C) Instruction to Release Data to Third Party (Innovu, LLC) between the County, on its own behalf and as plan administrator and Highmark, Inc.
- (D) Official Request for Exception to Highmark Sensitive Diagnosis Policy.
- (E) Business Associate Agreement between The HDH Group, Inc. d/b/a Gateway Benefits and the County, on behalf of its group health plans.
- (F) Business Associate Agreement between Innovu, LLC and the County.

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-15-2018)** authorizing a substantial amendment to FY 2016 of the County’s Community Development Block Grant (CDBG) program

RESOLUTION #R-15-2018

WHEREAS, the Westmoreland County Board of Commissioners find it necessary to make substantial amendments to the Federal Fiscal Year 2016 Westmoreland County Community Development Block Grant Program.

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.

Program Year 2016					
Subrecipient	Activity Code	Activity Description	Action Taken	Beginning Budget	Amended Budget
City of Latrobe	16-20B	Demolition	Budget Increased +\$7,000.00	\$0.00	\$7,000.00
City of Latrobe	16-14A	Façade Improvements	Budget Increased +\$50,000.00	\$0.00	\$50,000.00
Westmoreland County	16-02	Unprogrammed Funds	Budget Decreased -\$57,000.00	\$77,429.56	\$20,429.56

- (B) Subrecipient Agreements; Funding is provided by the U.S. Department of Housing and Urban Development through its CDBG program.

SUBRECIPIENT	ACTIVITY CODE	ACTIVITY DESCRIPTION	ACTION TAKEN
City of Latrobe	16-20B	Demolition (new activity)	+\$7,000.00
City of Latrobe	16-14A	Façade Improvements (new activity)	+\$50,000.00

- (C) **Resolution (#R-16-2018)** authorizing a substantial amendment to FY 2016 and 2017 of the County’s Emergency Solutions Grant (ESG) program.

RESOLUTION #R-16-2018

WHEREAS, the Westmoreland County Board of Commissioners find it necessary to make substantial amendments to the Federal Fiscal Years 2016 & 2017 Westmoreland County Community Emergency Solutions Grant Programs.

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 Emergency Solutions 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.

Program Year 2017					
Subrecipient	Activity Code	Activity Description	Action Taken	Beginning Budget	Amended Budget
Westmoreland County Housing Authority	17-66	Rapid Re-Housing	Budget Decreased -\$30,000.00	\$75,889.00	\$45,889.00
Westmoreland County Housing Authority	17-65	Homeless Prevention	Budget Increased +\$30,000.00	\$30,000.00	\$60,000.00

- (D) Subrecipient Agreement Amendments; funding is provided by the U.S. Department of Housing and Urban Development through its ESG program.

SUBRECIPIENT	ACTIVITY CODE	ACTIVITY DESCRIPTION	ACTION TAKEN
Westmoreland County Housing Authority	16-66	Rapid Re-Housing	-\$9,550.02
Westmoreland County Housing Authority	16-65	Homeless Prevention	+\$9,550.02
Westmoreland County Housing Authority	17-66	Rapid Re-Housing	-\$30,000.00
Westmoreland County Housing Authority	17-65	Homeless Prevention	+\$30,000.00

- (E) ARC grant Agreement (PA-19030-214-17) for \$225,000 (original application in the amount of \$200,000) with the U.S. Department of Housing and Urban Development. The funds will be used for the Penn State Entrepreneurial Center project. Per a Cooperation Agreement entered into with the Westmoreland County Industrial Development Corporation (WCIDC) on February 23, 2017, the WCIDC will be the sub-candidate and carry out the administration and compliance of the grant funds.

Upon review and recommendation of Melissa A. Guidy, 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) Agreement with **Nutrition, Inc.**, for **Management & Consulting Services relating to Prison Food Service**, for a term of three years, commencing July 1, 2018 through June 30, 2021, with compensation as follows, **\$10,360.86/month for June 1, 2018 through June 30, 2019; \$10,360.86/month for June 1, 2019 through June 30, 2020; \$10,360.86/month+CPI increase for July 1, 2020 through June 30, 2021**

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

- (A) Bids for **“Bituminous Plant Mix Material & Stone Aggregate,” (Bid 18-10)**, for the term May 1, 2018 through April 30, 2019, were opened on April 3, 2018:

Hanson Aggregates BMC, Inc.		
Item	Picked-Up	Delivered
Stone Aggregate (Northern)	\$6,675.00	\$11,670.00
Stone Aggregate (West-Central)	\$6,675.00	\$11,350.00
Stone Aggregate (East-Central)	\$6,675.00	\$10,725.00
Stone Aggregate (Southern)	\$6,675.00	\$11,350.00
Bituminous Plant Mix (Northern)	\$7,400.00*	N/A
Bituminous Plant Mix (West-Central)	\$7,400.00	N/A
Bituminous Plant Mix (East-Central)	\$7,400.00	N/A
Bituminous Plant Mix (Southern)	\$7,400.00	N/A
Subtotal	\$56,300.00	\$45,095.00
Grand Total	\$101,395.00	
*Rejected as it does not meet requirements		
Bullskin Stone & Lime, LLC		
Item	Picked-Up	Delivered
Stone Aggregate (Northern)	\$5,362.50	\$10,120.00
Stone Aggregate (West-Central)	\$5,362.50	\$8,725.00
Stone Aggregate (East-Central)	\$5,352.50	\$7,825.00
Stone Aggregate (Southern)	\$5,362.50	\$7,825.00
Subtotal	\$21,450.00	\$34,495.00
Grand Total	\$55,945.00	
Ligonier Stone & Lime Co d/b/a Derry Stone & Lime Co		
Item	Picked-Up	Delivered
Stone Aggregate (Northern)	\$2,175.00	\$3,296.50
Stone Aggregate (West-Central)	\$2,175.00	\$3,339.50
Stone Aggregate (East-Central)	\$2,175.00	\$3,339.50
Stone Aggregate (Southern)	\$2,175.00	\$3,425.50
Subtotal	\$8,700.00	\$13,401.00
Grant Total	\$22,101.00	
*Partial Bid (did not bid on all stone items) not meeting specifications		

Award bid to **Bullskin Stone & Lime, LLC**, being the lowest bidder and meeting specifications for the following items in the total amount of **\$55,945.00**

Bullskin Stone & Lime, LLC		
Item	Picked-Up	Delivered
Stone Aggregate (Northern)	\$5,362.50	\$10,120.00
Stone Aggregate (West-Central)	\$5,362.50	\$8,725.00
Stone Aggregate (East-Central)	\$5,352.50	\$7,825.00
Stone Aggregate (Southern)	\$5,362.50	\$7,825.00
Subtotal	\$21,450.00	\$34,495.00
Grand Total	\$55,945.00	

Award bid to **Hanson Aggregates BMC, Inc.**, being the lowest bidder and meeting specifications for the following items in the total amount of **\$22,200.00**

Hanson Aggregates BMC, Inc.		
Item	Picked-Up	Delivered
Bituminous Plant Mix (West-Central)	\$7,400.00	N/A
Bituminous Plant Mix (East-Central)	\$7,400.00	N/A
Bituminous Plant Mix (Southern)	\$7,400.00	N/A
Subtotal	\$22,200.00	
Grand Total	\$22,200.00	

(B) Bids for “Pre-Fabricated Waterborne Restroom Facility for Mammoth Park,” (Bid 18-09), were opened on April 3, 2018:

Biological Mediation Systems, LLC \$104,191.00

Award bid to **Biological Mediation Systems, LLC** being the only bidder and meeting specifications in the amount of **\$104,191.00**

(C) Agreement for Professional Services with **JT Sauer & Associates, LLC** to complete the design, engineer and permitting for the Cedar Creek Park Rehabilitation-Phase II Project in the amount of **\$69,770.00**; the project is funded with a PA DCNR Grant and 2016 Bond Funds

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and Sherry Magretti Hamilton, Register of Wills, motion was made by Mr. Kopas, seconded by Mr. Anderson and it was unanimously agreed to approve the following item for the **Register of Wills:**

(A) Addendum to Master Software License and Services Agreement with **Kofile Technologies, Inc.** (original Agreement with PropertyInfo Corporation), to amend and renewal Support and Maintenance for CountyFusion Software System at the rate of \$14,341.00 per year, with automatic renewal on the May 1st anniversary date unless written notice is provided not less than sixty (60) days prior to the anniversary date. Final approval contingent upon Solicitor review

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

- (A) Amendment to Agreement with **Laurel Foodsystems, Inc.** dated January 28, 2016, to Exhibit “B” to increase the following vending machine product prices, with all other terms and conditions of the agreement remaining the same:

Candy – plus \$0.10
Pastry – plus \$0.15
Can Beverage – plus \$0.05
Bottle Beverage – plus \$0.15

- (B) Letter of Engagement with **Cafardi Ferguson Wyrick Weis & Stotler LLC**, for “**Litigation, Civil Rights and/or Labor & Employment matters,**” at the following hourly rates:

Equity and Non-Equity Partners - \$190.00
Senior/Junior Associates - \$175.00
Paralegal - \$135.00

In addition to all approved fees, costs and expenses incurred.

- (C) **Resolution (#R-17-2018)** to set the GIS Fee Schedule

RESOLUTION #R-17-2018

A RESOLUTION OF THE COUNTY OF WESTMORELAND ADOPTING THE WESTMORELAND COUNTY GIS FEE SCHEDULE

WHEREAS, the County of Westmoreland (County) has established a Geographic Information System (GIS) which provides for mapping and geographic information and services in the County; and

WHEREAS, the County provides a system of information retrieval and reproduction for this system in accordance with the terms of any third party vender contracts; and

WHEREAS, said information is frequently requested by persons, organizations, governmental and quasi-governmental entities; and

WHEREAS, the County desires to recover the incremental costs of providing the GIS data and a reasonable portion of the costs associated with the development, annual maintenance and dissemination of the GIS data.

NOW, THEREFORE, BE IT RESOLVED, that the County of Westmoreland adopts the attached schedule of fee with respect to the Geographic Information System (GIS) data, mapping and services.

RESOLVED AND ENACTED this 12th day of April 2018, by the Board of Commissioners of the County of Westmoreland at a duly advertised public meeting with a quorum being present.

- (D) Memorandum of Agreement with The Park Police Association of Westmoreland County to bring the work schedules of Park Police employees into conformity with the standard work schedule of other County employees
- (E) Exoneration of 2017 County taxes, interest, penalties and Tax Claim Bureau Fees on property owned by the County of Westmoreland, being **Tax Map No. 51 09 14 0 001**. This property was granted exemption **effective July 15, 2017**.
- (F) **Resolution (#R-18-2018)** authorizing exception to the County Residency Policy for registered nurses, licensed practical nurses and certified nursing assistants hired at Westmoreland Manor, based upon a waiver being obtained by the Administrator and Director of Human Resources when there are staff shortages.

RESOLUTION #R-18-2018

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, under previous Resolution # R-52-2006, the Board of Commissioners excused compliance with the county residency requirements for any registered nurse for so long as he or she remained employed in continuous service to the County;

WHEREAS, the Board of Commissioners has been informed by the Administrator of the County's Westmoreland Manor long term care facility that there is a severe shortage of registered nurses, licensed practical nurses and certified nursing assistances to staff the various hospitals, nursing homes, personal care homes, and other facilities that require such nursing personnel, and that despite aggressive recruiting efforts the Administrator has been unable to hire and maintain sufficient numbers of registered nurses, licensed practical nurses and certified nursing assistances to staff the Westmoreland Manor facility without extensive scheduling of overtime, and the use of temporary services agencies and management nursing staff to cover vacancies; and

WHEREAS, the Westmoreland Manor Administrator has advised the Board of Commissioners that the County's mandatory residency policy has created a serious problem for the facility in recruiting nursing personnel who live in neighboring counties and who are unwilling to consider moving their residences to accept employment at Westmoreland Manor, particularly when competing employers do not require such residency as a condition of employment; and

WHEREAS, unless additional nurses and certified nursing assistants can be hired, the Administrator has advised the Board that Westmoreland Manor may face an emergency in which it is unable to meet state licensing requirements or federal eligibility requirements for servicing Medicare patients, thus creating serious funding and regulatory compliance problems for Westmoreland Manor.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Westmoreland, Pennsylvania, that Resolution # R 52-2006 is reaffirmed excluding compliance with the county residency requirements of County Resolution No. 29-1990 for registered nurses for so long as they remain employed in continuous service to the County and provided that the Administrator and Director of Human Resources obtains a waiver from the residency requirement when there are staff shortages; and

IT IS FURTHER RESOLVED, that beginning April 13, 2018, any licensed practical nurse or certified nursing assistant hired at Westmoreland Manor shall be excluded from and excused from compliance with the county residency requirements of County Resolution No. 29-1990 for so long as they remain employed in continuous service to the County and provided that the Administrator and Director of Human Resources obtains a waiver from the residency requirement when there are staff shortages; and

IT IS FURTHER RESOLVED, if any registered nurse, licensed practical nurse or certified nursing assistant is terminated from 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 12th day of April, 2018.

(G) Professional Services Agreement with **Marshall Dennehey Warner Coleman & Goggin**, for legal defense services, effective March 27, 2018, at the following hourly rates, plus reimbursement of authorized expenses:

Shareholder	\$190.00 per hour
Associates	\$180.00 per hour
Paralegals	\$100.00 per hour

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

- (A) Terminate Agreement with **Comcast of Pennsylvania**, dated March 13, 2008
- (B) Services Agreement with **Comcast of Pennsylvania**, to provide services for 191 outlets at Westmoreland Manor for a term of five years, at the monthly rate of \$12.08 per outlet and a broadcast TV fee equal to \$.050 per outlet for the bulk service, plus all applicable taxes and fees, with an annual increase not to exceed 4% per year. Additionally, a Channel Agreement with **Comcast of Pennsylvania**, in connection with the Services Agreement to provide channel space on its cable communications system serving Westmoreland Manor which will allow the Manor to provide information to residents and/or perform certain monitoring functions.
- (C) Services Agreement with **Comcast of Pennsylvania**, to provide services for 23 outlets at the Eagle Tree Apartments for a term of five years, at the monthly rate of \$12.08 per outlet and a broadcast TV fee equal to \$.050 per outlet for the bulk service, plus all applicable taxes and fees, with an annual increase not to exceed 4% per year. Additionally, a Channel Agreement with **Comcast of Pennsylvania**, in connection with the Services Agreement to provide channel space on its cable communications system serving Westmoreland Manor which will allow the Manor to provide information to residents and/or perform certain monitoring functions.
- (D) **Amendment to Skilled Nursing Facility Pay-For-Value Program Participation Agreement** with **Highmark, Inc.**, approved September 28, 2017, with the Amendment to be effective April 1, 2018, to modify the Agreement in order to expand the Program to also include Highmark members participating in commercial plans

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Upon review and recommendation of Melissa A. Guiddy, County Solicitor motion was made by Mr. Anderson, seconded by Mr. Kopas 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**
“National Child Abuse Prevention Month April 2018”
“30th Anniversary - Community Living Care, Inc.”
“80th Anniversary - Derry Township Volunteer Fire Department of Bradenville”

(3) **Years of Service**

30 Years

Michael Burke
Maureen Wisyanski
David Theis

25 Years

Nicholas Caesar
David Sargent
Michelle Jenkins

15 Years

Billie Jo McKelvey
Katie Pecarchik
Dana Hogan
Candace Giesey

10 Years

Jane Narad
Matthew Dye
Susan Weaver
Elise McCloy
Larry Yonish, Jr.
Teresa Barber
Gwyn Murdock

(4) **Certificates of Appreciation**

Edie Etling, 50 Years of Service, Ladies Auxiliary - Mt. Pleasant Volunteer Fire Department
Sally Thomas, 53 Years of Service, Ladies Auxiliary - Mt. Pleasant Volunteer Fire Department

(5) **Certificates of Special Recognition**

West Newton Senior Center 73 Milestone Birthdays
Monessen Senior Center 110 Milestone Birthdays

Motion was made by Mr. Anderson, seconded by Mr. Kopas, and it was unanimously agreed to adjourn the meeting at 10:38am

Certified by,

Charles W. Anderson
Secretary