

November 22, 2019

The Westmoreland County Commissioners met in regular session beginning at 10:01am on Friday, November 22, 2019 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;

The Rev. Steven Craft of First Reformed United Church of Christ, Greensburg gave an invocation before the meeting and Commissioner Cerilli led the Pledge of Allegiance Jeannette

Industrial Development Corporation Agenda

General Agenda

Motion was made by Mr. Kopas, seconded by Mr. Anderson and it was unanimously agreed to approve minutes of regular meeting held held October 31, 2019, as presented

Opportunity for Public Comment

Marybeth Kuznik, Penn Township – serves as a member of Election Board since 1992 and is president of VotePA, a statewide alliance for voting rights and verified elections – been studying voting systems for over 15 years. Here to speak about new voting systems recently approved for Westmoreland County, an expenditure of \$7.1million dollars of taxpayer money-touch screen ballot marker, approximately 900 machines – but she feels Westmoreland County does not need & should not be buying 900 expensive touchscreen voting devices. She goes on to say that these machines count votes by suing hackable barcodes and a plain pen would work better for the majority of people. She states that hand marking would save over \$3million and be a more secure voting system. In Allegheny County they are spending about \$11 per voter, while in Westmoreland the cost is \$30 per voter. She poses the question, why spend more money on an inferior voting machine. She suggests buying fewer touchscreens and offer hand marked paper ballots to most voters. She also mentions a new election bill that recently became law, which allows more individuals the right to vote by mail; she suggests more staff in the Election Bureau. She closes by saying, please amend this contract, hand marked paper ballots are the best.

Solicitors Report

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

- (A) Memorandum of Understanding with **Westmoreland Community Action** for the ECHO (Elder Cottage Housing Opportunity) Program which is made available through the Pennsylvania Department of Aging
- (B) Amendment to Agreement with **Westmoreland County Community College**, dated July 12, 2018 in the amount of **\$4,000.00 additional** (Pennsylvania Department of Aging Block Grant, No Cost to Westmoreland County; New Total Agreement \$52,328.00) for “**Aging Services-Apprise State Health Insurance and Telecenter,**” for the term July 1, 2019 through June 30, 2020
- (C) Agreement with **Dr. Evan A. Lowry**, in the amount of **\$39,000.00** (Block Grant/Consumer Fees, No Cost to Westmoreland County) for “**Optometry Services-Area Agency on Aging Vision Center,**” for the term January 1, 2020 through December 31, 2022
- (D) Amendment to Agreement with **Westmoreland Multi-Service Centers, Inc.**, in the amount of **\$26,000.00 additional** (Aging Block Grant, No Cost to Westmoreland County; New Total Agreement \$295,030.00) for “**Aging Services-Senior Center Services,**” for the term July 1, 2019 through June 30, 2020

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

- (A) Agreements for the term July 1, 2019 through June 30, 2020:
 - (1) **Link Computer Corporation**, in the amount of **\$8,280.00** (DHS \$7,962.00, County \$318.00) for “**Behavioral Health/Intellectual Disabilities/Health Choices: Consulting**”
 - (2) **JG Early Intervention Specialists**, in the amount of **\$10,000.00** (DHS \$9,000.00, County \$1,000.00) for “**Early Intervention: Speech Pathology, Physical Therapy, Special Instruction**”
 - (3) **Centerville Clinics, Inc.**, in the amount of **\$5,000.00** (DHS \$4,763.00, County \$237.00) for “**Behavioral Health: Partial Hospitalization/Licensed Child**”
 - (4) **Connellsville Counseling & Psychological Services**, in the amount of **\$9,000.00** (DHS \$8,573.00, County \$427.00) for “**Behavioral Health: Outpatient (Diagnostic Interview (Adult, Child), Therapy (Family, Group, Individual), Medication Check, Medication Mgmt**”

- (B) Amendments to Agreements for the term July 1, 2018 through June 30, 2019:
- (1) **Passavant Memorial Homes, Inc.**, dated July 12, 2018 in the amount of **\$8,455.00 additional** (DHS \$8,054.00, County \$401.00; New Total Agreement \$1,268,367.00) for **“Behavioral Health/Intellectual Disabilities: Companion Services, Community Participation, In-Home Supports, Residential Hab, Long Term Structured Residential”**
 - (2) **Link Computer Corporation**, dated July 26, 2018 in the amount of **\$1,000.00 additional** (DHS \$962.00, County \$38.00; New Total Agreement \$9,280.00) for **“Behavioral Health/Intellectual Disabilities/Health Choices: Consulting”**
 - (3) **Accessabilities, Inc.**, dated July 26, 2018 in the amount of **\$146,305.00 additional** (DHS \$131,675.00, County \$14,630.00; New Total Agreement \$703,968.00) for **“Early Intervention: Speech Pathology, Physical Therapy, Occupational Therapy, Special Instruction (Vision), Nutrition Support, IFSP Teaming, Evaluation or Teaming (Special Instruction-Vision)”**
 - (4) **Achieva Support**, dated July 26, 2018 in the amount of **\$48,806.00 additional** (DHS \$43,925.00, County \$4,881.00; New Total Agreement \$409,197.00) for **“Early Intervention: Speech Pathology, Physical Therapy, Occupational Therapy, Special Instruction (Vision), Nutrition Support, IFSP Teaming, LICC”**
 - (5) **Westmoreland Human Opportunities, Inc. d/b/a Westmoreland Community Action**, dated June 21, 2018 in the amount of **\$4,488.00 additional** (DHS \$4,275.00, County \$213.00; New Total Agreement \$618,102.00) for **“Mental Health: Mobile Crisis (Individual Team), Crisis Phone, HSS Supportive Housing (New Kensington, New Foundations, Mt. Pleasant/Jeanette, Greensburg New Foundations OTO), Community Services (DCort/OnCall Services)”**
 - (6) **Western Pennsylvania School for the Deaf**, dated July 12, 2018 in the amount of **\$8,894.00 additional** (DHS \$8,005.00, County \$889.00; New Total Agreement \$19,671.00) for **“Early Intervention: Special Instruction Hearing”**

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

- (A) Agreements for the term July 1, 2019 through June 30, 2020:
 - (1) **Adelphoi Education, Inc., (TANF, County, Act 148)** for “**Day Treatment,**” at the following per diem rates:
\$70.00 for Day Treatment Regular School Year
\$110.00 for Day Treatment Regular Non School Year
 - (2) **Adelphoi Village, Inc., (TANF, Act 148, County)** for “**Day Treatment,**” at the following per diem rates:
\$70.00 for Day Treatment Regular School Year
\$110.00 for Day Treatment Regular Non School Year
 - (3) **Wesley Family Services (TANF, Act 148, County)** for “**Family Preservation & Reunification, Delinquency Prevention, Outpatient MH Services, Aggression Replacement Training, Family Support Services, PCIT, Drug & Alcohol Education,**” as per the fee schedule
- (B) Amendment to Agreement with **Moving Forward 15601, LLC, (TANF, Act 148, County)**, dated July 11, 2019 to add Bachelor's Level Staff at the rate of **\$55.00/hour**, effective November 14, 2019 through June 30, 2020; all other terms and conditions of the agreement shall remain in full force and effect for the balance of the term of the agreement

Recommended by Shara Saveikis, Director and the Department of Financial Administration

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

- (A) Professional Services Agreement with **Martone Forensic & General Psychiatric Services, P.C.**, for “**Court Ordered Forensic Evaluations,**” in the amount **\$225.00/hour** (\$350.00/hour for no show/cancellation fee) for the term October 1, 2019 through September 30, 2020.

Upon review and recommendation of Amanda Bernard, Director motion was made by Mr. Anderson, seconded by Mr. Kopas and it was unanimously agreed to approve the following items for **Human Resources**:

(A) Personnel Actions:

New Hires

Mariann Mason - Registered Charge Nurse
Victoria McGill - Nursing Supervisor
Erin Wood - Nurse Aide
Tracy Amati - Nurse Aide
Krista Collier - Nurse Aide
Lisa Tabita- Tax Office- Legal Sec I
Jaclyn Howell- AAA- Aging Care Manager II
Gabrielle Galando- Human Resources- Clerk Typist Trainee Temp
Mark Castin- Park Police- Park Police PT
Valarie Poole- Children's Bureau- County Caseworker I
George Bealonis Jr. - Children's Bureau- County Caseworker IT
Cassandra Kovatch- Emergency Management- Admin Asst/Asst Public Info Officer
Stephanie Swanton- Children's Bureau- County Caseworker I
Brenda Wainwright- Public Works- Custodian Trainee Temp

Retirements

Jaqueline Ramsey - Public Works- Custodian
Duane Brown – AAA – Aging Care Manger II

Resignations

Ashley Emeigh - Nurse Aide
Lindsey Lawson - Nurse Aide
Ariana Seanor - Casual LPN
Victoria McGill - Nursing Supervisor
Ryan Ward- Prison- Correction Officer
Kori Skinner- Children's Bureau- County Caseworker I
Mason Ross- Parks- Maint Aide Temp
Jacob Boord- Parks- Maint Aide Temp
Kenneth Eutsey- Public Works- Custodian Trainee Temp (End of Temp)
Mary Ann Thomas- Brooker – Human Services- Grant Writer
Daryl Weaver- Parks- Seasonal Park Worker
Roseann Ohler- Parks- Seasonal Park Worker
Brittany Donahue- Parks- Maintenance Aide Temp

Terminations/End of Temp Employment

Candra Spackman - Nurse Aide
Chelsie Kirkland - Nurse Aide
Samantha Sawyer - Nurse Aide Temp
Stacey Mohring - Nurse Aide
Holly Howell - Supervisor Temp
Shelby Wissler - Prison- Correction Officer PT
Noel Bernabeo- 911 – Telecommunications Officer
Dylan Smith- Prison- Correction Officer PT
Ann Morgan- Juvenile Detention- Juvenile Service Worker

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and Scott Ross, Director, motion was made by Mr. Kopas, seconded by Mr. Anderson and it was unanimously agreed to approve the following item 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, 2020, with automatic renewal, with the following and authorize the Director of Information Systems to execute contract documents on behalf of the County:

- Chicago Title

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

- (A) **Resolution #R-44-2019** approving the Analysis of Impediments to Fair Housing Choice. Receipt of annual, federal grants through the U.S. Department of Housing and Urban Development's (HUD) Community Development Block Grant program, HOME Investment Partnerships program and the Emergency Solutions Grant program, requires Westmoreland County, as an entitlement community, to certify that it will "affirmatively further fair housing."

RESOLUTION #R-44-2019

A RESOLUTION, of the Board of County Commissioners of the County of Westmoreland, approving the Analysis of Impediments to Fair Housing Choice;

WHEREAS, Westmoreland County is an entitlement community designated by the U.S. Department of Housing and Urban Development and receives annual grants through the Community Development Block Grant (CDBG) program, the HOME Investment Partnerships program, and the Emergency Solutions Grant program. Receipt of these funds require the County to certify that it will "affirmatively further fair housing."

WHEREAS, the County is required under the Housing and Community Development Act of 1974, as amended, and Title VIII of the Civil Rights Act of 1968, as amended in 1988 (known as the Fair Housing Act of 1988) to develop and implement an analysis of impediments to fair housing choice. This analysis is a comprehensive review of Westmoreland County's laws, regulations, and administrative policies, procedures, and practices affecting the location, availability, and accessibility of housing, as well as an assessment of conditions, both public and private, affecting fair housing choice.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Westmoreland that the Analysis of Impediments to Fair Housing Choice is hereby in all respects approved and the Chief Clerk is hereby directed to file a copy of said Analysis of Impediments to Fair Housing Choice with the minutes of this meeting.

Adopted, this 22nd day of November, A.D., 2019.

- (B) **Resolution #R-45-2019** amending the Citizen Participation Plan (CCP), adopted January, 1975 and revised July, 2006, in accordance with HUD regulations. The CCP presents the County's intent for providing and encouraging all citizens to participate in the development, revision, amendment, adoption, and implementation of various aspects of the Community Development Block Grant program, HOME Investment Partnerships program, and Emergency Solutions Grant program.

RESOLUTION #R-45-2019

WHEREAS, the Westmoreland County Board of Commissioners find it necessary to amend the Citizen Participation Plan for the County of Westmoreland, adopted January 1975 and revised December 1995 and June 2006, in order to bring the Plan into compliance with 24 CFR 91.105, the federal regulations governing citizen participation;

WHEREAS, the Plan sets forth the County's policies and procedures by which it encourages citizens to participate and comment on various federally funded programs, including Community Development Block Grant (CDBG) program, HOME Investment Partnerships (HOME) program, and Emergency Solutions Grant (ESG) program; and

WHEREAS, the Board of Commissioners has published notification of its intent to amend said Citizen Participation Plan in a newspaper of general circulation in the County and has made the proposed amendments available for public review.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Westmoreland that the amended Citizen Participation Plan is hereby approved.

- (C) Subrecipient Agreement PHARE-19 with Homes Build Hope, Inc. in the amount of \$75,000. The funding will be used to create additional transitional housing and emergency shelter space at the Union Mission homeless shelter in Latrobe, PA. There will be no cost to the County.

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

- (A) Service Agreement with **Stryker Medical, (ProCare Services)** for On Site Preventative Maintenance LifePak 1000 Service Automated External Defibrillator at the rate of **\$1,584.00**, for the period of December 30, 2019 through December 29, 2020
- (B) Agreement with **Automated Card Systems, A Division of Indentisys, Inc.**, for maintenance on Datacard/Datacard CD800 and Datacard/ID Works in the amount of **\$1,868.00** for a one year term, commencing December 1, 2019 through November 30, 2020.

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

- (A) Communications Systems Agreement with **Motorola Solutions**, for “**Westmoreland County Radio System Enhancement**,” dated November 11, 2019 for the radio system enhancement (pursuant to State Contract #4400008568), in the amount of **\$1,908,000.00**, funded by the 2019 Bond Construction, to include additional paging system site, west simulcast cell & rectifier replacement, tower top amp replacement and gorge ASR site addition; final approval subject to Solicitor review
- (B) Statement of Work with **Intergraph Corporation d/b/a Hexagon Safety & Infrastructure**, in the amount of \$873,668.55 for upgrades to the Computer Aided Dispatch (CAD) System, funded by the 2019 Bond Construction; final approval subject to Solicitor review
- (C) Change Order #1 to the “**Westmoreland County 911 EOC Training Room Renovation**” with **MARMAT, Inc.** dated November 18, 2019, in the amount of **\$9,076.00 additional** (New Total Amount \$157,557.00) for additional carpeting / construction services, with all other terms of the Agreement remaining in full force and effect.

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

- (A) Amendment to Agreement with **CivicPlus, LLC d/b/a CivicPlus, (previously Cirillian, Inc. d/b/a Rec1)**, dated February 18, 2016 outlining updates as a result of CivicPlus acquiring Rec1, shifting from a monthly billing to an annual licensing subscription fee in the amount of **\$4,802.00**, subject to a 5% annual increase beginning the third year of the service following this amendment; all other terms and conditions of the contract remain the same.
- (B) PennDOT Reimbursement Agreement No: R19120006, associated with Engineering Agreement L00421 (funding engineering design for Westmoreland County Local Bridge Preservation Project) to add PennDot requested language to Paragraph 23 regarding the Offset Provision, with all other terms and conditions remaining the same and further approve **Resolution #R-47-2019**, designating signature authority to the Chairman of the Board of Commissioners to sign the agreement and authorize the Director of Public Works to electronically execute the agreement in the PennDOT electronic Reimbursement Agreement System (RAS) on behalf of the Chairman.

RESOLUTION #R-47-2019

WHEREAS, the United States Department of Transportation, Federal Highway Administration (FHWA) provides grants to the states to improve public roads, including bridges on these roads, to enhance the safety and traffic flow on such roads; and

WHEREAS, the Commonwealth of Pennsylvania Department of Transportation (PennDOT) has adopted policies and procedures for the initiation and conduct of improvements to public roads, including bridges on these roads, in accordance with the requirements of the FHWA Program; and

WHEREAS, the County of Westmoreland desires to participate in such a Program in accordance with the terms, conditions and provisions set by the PennDOT.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Westmoreland, Pennsylvania as follows:

1. That the Board hereby approves the Federal-Aid Bridge Project Reimbursement Agreement No. R19120006, as revised by PennDOT for the revision of paragraph 23 regarding "OFFSET PROVISION" for the Bridge Preservation Project, and any future supplements, by and between the County of Westmoreland and the Commonwealth of Pennsylvania acting through the Pennsylvania Department of Transportation.
2. That the Chairman of Westmoreland County Board of Commissioners is hereby authorized to execute this Agreement and the Chief Clerk is authorized to attest to such execution on behalf of the County of Westmoreland and affix the seal of the County thereon.

RESOLVED AND ADOPTED by the Board of Commissioners of the County of Westmoreland, Pennsylvania, this 22nd day of November, 2019.

- (C) Corrective deed for Northmoreland Park to add restrictive covenant under the Land and Water Conservation Fund Act to the Park.

Upon review and recommendation of Melissa A. Giddy, 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 item for **Tax Office:**

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

<u>Date</u>	<u>Map Number</u>	<u>Location</u>	<u>Bid Amount</u>
10.30.19	20-02-07-0-197	City of Monessen	\$602.98
11.4.19	58-14-00-0-028	Sutersville	\$700.00

- (B) Termination of Professional Service Agreements, dated August 18, 1994 and December 7, 2006 with **Gail Walker Malloy, d/b/a Westmoreland Paralegal Services**, effective December 5, 2019.

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

- (A) Bids for “**Westmoreland County Fleet Leasing Services,**” (**Bid 19-44**), for a one year term, beginning January 1, 2020 through December 31, 2020 with 4 one-year renewal options, were opened on October 29, 2019:

Enterprise Fleet Management	\$135,797.16
BBL Fleet	\$155,905.34
Acme Auto Leasing, LLC	\$174,120.00

Award bid to **Enterprise Fleet Management**, being the lowest bidder and meeting specifications in the amount of **\$135,797.16**

- (B) Ratification of Exclusion Request Form concerning *In re National Prescription Opiate Litigation* (United States District Court – Northern District of Ohio - MDL 2804).

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

- (A) Change Order #2 to Agreement with **SSM Industries, Inc., (Bid 19-30)**, dated August 15, 2019 for “**Westmoreland Manor Hot Water Pumps,**” to extend the date through February 28, 2020 to allow sufficient time for the condenser pump to be ordered, total agreement remains \$146,232.00
- (B) Termination of Nursing Facility Agreement dated January 11, 2018 with **In Home Health, LLC d/b/a Heartland Home Health Care & Hospice** for “**Routine Hospice Services**”
- (C) Nursing Facility Agreement with **In Home Health, LLC d/b/a Heartland Home Health Care & Hospice** for “**Routine Hospice Services**” for Westmoreland Manor residents, for a period of one-year commencing November 22, 2019 and shall renew automatically unless terminated by either party with thirty (30) days written notice. Hospice does not pay the facility for these services, Westmoreland Manor would either bill Medicaid for room and board or the resident’s third party coverage.

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Motion was made by Mr. Anderson, seconded by Mr. Kopas and it was unanimously agreed to approve the following items of **Miscellaneous Business**:

- (1) Amendments to the **2019 Budget** for Westmoreland County, as prepared by the Department of Financial Administration
- (2) Presentation of **Proposed 2020 Budget** for public inspection, fixing the Commissioners' December 19, 2019 Public Meeting as the date and time for final action on adopting the 2020 Budget, and authorizing publication of public notice thereof.

(3) **Certificates of Service**

30 Years

Elizabeth Ward

25 Years

Steven Zyvith

15 Years

Angela Lankey

10 Years

Dawn Brooks

Tara Sims

Robert Wright

(4) **Proclamation**

National Adoption Day, November 21, 2019

Motion was made by Mr. Anderson, seconded by Mr. Kopas, and it was unanimously agreed to adjourn the meeting at 10:20am

Certified by,

Charles W. Anderson
Secretary