

February 13, 2020

The Westmoreland County Commissioners met in regular session beginning at 10:03am on Thursday, February 13, 2020 in the Commissioners Public Meeting Room, Courthouse Square, Greensburg, PA. The following were present: Chairman Sean Kertes, Vice-Chairman Douglas W. Chew, Secretary Gina Cerilli, Esq. and County Solicitor Melissa A. Guiddy. The following business was conducted:

The Rev. Frank Podolinski, pastor of the Evangelical Lutheran Church of the Good Shepherd, Greensburg gave an invocation before the meeting and Commissioner Kertes led the Pledge of Allegiance

Industrial Development Corporation Agenda

General Agenda

Motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the minutes of regular meeting held January 30, 2020, as presented with correction to Professional Services Agreement with **Traffic Systems and Services**, at Item 11(G) to reflect the following hourly rates:

Response Maintenance

Serviceman	\$72.83/hour
Serviceman & Truck	\$95.27/hour
Flagman	\$49.53/hour
Serviceman-Overtime/Holiday	\$102.76/hour
Serviceman & Truck –Overtime/Holiday	\$130.70/hour
Flagman-Overtime/Holiday	\$76.58/hour

Preventive Maintenance

Serviceman	\$72.83/hour
Serviceman & Truck	\$95.27/hour
Flagman	\$49.53/hour
Shop Labor	\$53.96/hour

Travel Time

Travel Time-Response & Preventative Maintenance \$47.58/hour

Notice of Executive Session

- February 5, 2020 to discuss litigation with legal counsel

Opportunity for Public Comment

Mariann Sidalko, Greensburg, PA – stated that she had a complaint regarding the tax increase; it has been a long time since taxes were increased – but questions how did we go down? She states that everything goes up, but those on social security don't get an increase – states that increasing taxes on old people that can't pay it. Asks if the board has met to with supervisors and school boards to see what can be combined; she says she doesn't understand. Is it because of no bid contracts? Is it due to only bidding to union people? What about the woman that fell at Twin Lakes? Mr. Anderson said, good luck, he knew – been spending money – questions, don't you know how to spend money? How are you going to deal with the shortage? Is there a hiring freeze? She closes by expressing sympathy for Commissioner Chew

Motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the Certificates of Service:

25 Years

Judith Petrush
David Kolenc
Renee Miscovich

15 Years

Jacquelyn Knupp
Kathryn Lischick
Rachelle Donahue

10 Years

Rachel Grabiak

Solicitors Report

Upon review and recommendation of Sharon Bold, Chief Probation Officer and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following items for **Adult Probation:**

- (A) Internship Site Agreement with **Pittsburgh Technical College**, for the Associate in Science, Criminal Justice Program, students must meet eligibility requirements set forth in the Westmoreland County Adult Probation/Parole Office; final approval subject to Solicitor review
- (B) Grant Application with **Administrative Office of Pennsylvania Courts** for “**Problem Solving Courts Discretionary & Implementation of Grants-Veterans Court,**” in the amount of **\$10,000.00**, for the term April 1, 2020 through March 31, 2021

Upon review and recommendation of Kate Johnson, Administrator, the Department of Financial Administration and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following items for **Area Agency on Aging :**

- (A) Terminate Agreement with **Pennsylvania Department of Agriculture**, dated December 17, 2015, for “**Senior Farmers Market Nutrition Program**”
- (B) Agreement with **Pennsylvania Department of Agriculture**, for “**Senior Farmers Market Nutrition Program,**” for the term May 1, 2020 through December 31, 2024 in an amount up to **\$5,750.00 per budget year**

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

- (A) Letter of Agreement with **The Meadows Psychiatric Center**, to establish a system linkage for the purpose of care coordination, referral, service availability and information exchange for the coordination and provision of behavioral health services; for a term of two years, unless revoked by written notice
- (B) Linkage Agreement with **Peerstar LLC**, to interact collaboratively to ensure services and interventions are provided to mutual consumers
- (C) Amendment to Agreement with **Pediatric Therapy Professionals, Inc.**, dated June 24, 2019 in the amount of **\$10,671.00 additional** (DHS \$9,604.00, County \$1,067.00; New Total Agreement \$18,439.00) for **“Early Intervention: Speech Pathology, Physical Therapy, Occupational Therapy, Special Instruction,”** for the term July 1, 2019 through June 30, 2020

Upon review and recommendation of Shara Saveikis, Administrator, the Department of Financial Administration (item C) and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following items for **Children’s Bureau**:

- (A) Memorandum of Understanding between Westmoreland County Children’s Bureau and the following school districts to establish transportation procedures for foster care youth enrolled in Pre-K through 12; final approval subject to Solicitor review

Belle Vernon Area	Burrell	Franklin Regional	Blairsville-Saltsburg
Derry	Greater Latrobe	Greensburg Salem	Jeannette
Leechburg Area	Hempfield Area	Kiski Area	Ligonier Valley
Monessen	New Kensington-Arnold		Penn Trafford
Mt. Pleasant	Norwin	Southmoreland	Yough

- (B) Transportation Plan between Westmoreland County Children’s Bureau and the following school districts outlining transportation procedures to comply with the Every Student Succeeds Act foster care provision; final approval subject to Solicitor review

Belle Vernon Area	Burrell	Franklin Regional	Blairsville-Saltsburg
Derry	Greater Latrobe	Greensburg Salem	Jeannette
Leechburg Area	Hempfield Area	Kiski Area	Ligonier Valley
Monessen	New Kensington-Arnold		Penn Trafford
Mt. Pleasant	Norwin	Southmoreland	Yough

(C) Agreements for the term July 1, 2019 through June 30, 2020:

- (1) **Alternative Living Solutions, (Act 48, Title IV-E, County)** for “**Supervised Independent Living, Transitional Living,**” at the following per diem rates:

\$197.95 for Supervised Independent Living
\$197.95 for Transitional Living
- (2) **Westmoreland County Youth Shelter, (Act 148, Title IV-E, County)** for “**Shelter,**” at the per diem rate of **\$418.00**
- (3) **City Mission-Living Stones, Inc., (Act 148, Title IV-E, County)** for “**Independent Living,**” at the per diem rates of **\$144.75**
- (4) **KidsPeace National Centers, Inc., (Title IV-E, Act 148, County)** for “**Foster Care,**” at the per diem rate of **\$58.54 for Foster Care-Regular**
- (5) **Appalachian Youth Services (Title IV-E, Act 148, County)** for “**Residential,**” at the following per diem rates:

\$183.94 for Kathy’s House
\$28.14/hour for Extraordinary Transportation
- (6) **Community Specialists Corp d/b/a The Academy, (Title IV-E, Act 148, County)** for “**Female Residential, Drug & Alcohol, Shelter,**” at the following per diem rates:

\$265.00 for Female Residential Drug & Alcohol
\$210.00 for Female Residential
\$273.00 for Female Shelter
- (7) **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
\$168.20 for Group Home
\$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 & Baby
- (8) **Merakey Pennsylvania, (MA, Title IV-E, Act 148, County)** for “**Foster Care Plus, Therapeutic Foster Care, Respite Care,**” at the following per diem rates:

\$86.50 for Foster Care Plus (BB)
\$93.00 for Respite Care (CA)
\$156.47 for Therapeutic Family Care-MA (AA)
\$156.47 for Therapeutic Family Care-Non MA (FF)

- (9) **Auberle, (Title IV-E, Act 148 County)** for “**Foster Care, Group Home, Shelter,**” at the following per diem rates:
- \$57.85 for Family Foster Care**
 - \$168.00 for Group Home GOAL Hartman Street**
 - \$187.00 for Gate/Bloom**
 - \$203.60 for Hartman Male Shelter**
- (10) **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**
 - \$350.00 for PRTF-Conway House**
 - \$350.00 for PRTF-Columbus House**
 - \$350.00 for PRTF-Wagner House**
- (11) **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**
 - \$384.99 for Boys Intensive RTF**
 - \$190.80 for Shelter**
 - \$224.93for Andromeda House Female Intensive Treatment Unit**
 - \$239.04for Florence Crittenton Pregnant or Parent Clients**
 - \$38.76 for Florence Crittenton (babies)**
 - \$277.80 for Florence Crittenton (mother/baby)**

Upon review and recommendation of Kenneth Bacha, Coroner and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following item for the **Coroner:**

- (A) Bids for “**Toxicology Laboratory Services,**” (**Bid 20-05**), for the term March 1, 2020 through February 28, 2021 with the County’s sole option to extend for two additional one year terms at the same prices, were opened on February 4, 2020:

NMS Labs \$76,711.00 (estimated annual amount, at the rates listed)

Service	Unit Price/sample
Basic Postmortem Toxicology Panel (Blood, Urine, Serum/Plasma)	\$172.00
Basic Postmortem Toxicology Panel (Non-Routine Fluids)	\$336.00
Basic Postmortem Toxicology Panel (Tissue)	\$395.00
Expanded Postmortem Toxicology Panel (Blood, Urine, Serum/Plasma)	\$280.00
Expanded Postmortem Toxicology Panel (Non-Routine Fluids)	\$525.00
Expanded Postmortem Toxicology Panel (Tissue)	\$580.00
Expanded Postmortem with NPS, (Blood)	\$550.00
Urine 6 MAM Quantification Only	\$17.00
Expert Therapeutic & Abused Drugs Panel (Blood, Urine, Serum/Plasma)	\$540.00
Non Routine Fluids (Gastric, Bile, Etc.)	\$667.00
Tissue Samples	\$707.00
SUIDS Screen, Blood	\$545.00
Specimen Return/Handling	\$0.00

Award bid to **NMS Labs**, being the only bidder and meeting specifications in the annual estimated amount of **\$76,711.00**

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

- (A) Correction to Item 4(A), Court Administration, on the November 19, 2019 Agenda, to reflect the hourly rate of \$250.00/hour (\$300.00/hour for no show cancellation fee) for the Professional Services Agreement with **Martone Forensic & General Psychiatric Services, P.C.**, for **“Court Ordered Forensic Evaluations,”** for the term October 1, 2019 through September 30, 2020; final approval subject to Solicitor review
- (B) Agreement with Nathan Walters for Audio Installation (Controller, Speakers, Microphones, Microphone Accessories, Amps, Accessories and Labor) in President Judge Hathaway’s Courtroom in the amount of \$11,296.00.

Upon review and recommendation of Eric Leydig, Deputy Director, Adult Probation, the Department of Financial Administration and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following items for **Drug Court:**

- (A) Project Modification to **“Drug Court Expansion,”** approved October 31, 2019, from **Pennsylvania Commission on Crime & Delinquency**, in the revised amount of **\$47,154.00**, for the term October 1, 2019 through September 29, 2021
- (B) Grant Application with **Administrative Office of Pennsylvania Courts** for **“Problem Solving Courts Discretionary & Implementation of Grants-Drug Court,”** in the amount of **\$10,000.00**, for the term April 1, 2020 through March 31, 2021

Upon review and recommendation of Beth Lechman, Director and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli, and it was unanimously agreed to approve the following items for the **Election Bureau:**

- (A) Bids for “**Transporting Voting Equipment-Special Election,**” (Bid 20-07), were opened on February 4, 2020:

Ryan Moving LLC	\$11,996.00
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Award bid to **Ryan Moving LLC**, being the only bidder and meeting specifications in the amount of **\$11,996.00**

- (B) Bids for “**Printing/Furnishing of Candidate Specimen Ballots, Official Ballots/Election Supplies for the Special Election,**” (Bid 20-08) were opened on February 4, 2020:

	<u>Group I</u>	<u>Group II</u>
William Penn Printing	\$4,537.50 (without bond)	\$6,820.60 (without bond)
	\$4,935.50 (with bond)	\$7,220.60 (with bond)

Award bid to **William Penn Printing**, being the only bidder and meeting specifications in the amount of **\$4,537.50 Group I** and **\$6,820.60 for Group II** (total award \$11,358.10); it is recommended that the Performance Bond not be required for this contract, based upon satisfactory past experience with this vendor

- (C) Issuance of Purchase Order with **Election Systems & Software**, in the amount of **\$65,600.00**, pursuant to Co-Stars 039-003, for 320 DS200 tote bins to securely transfer paper ballots from precinct to courthouse
- (D) Amendment to Agreement with William Penn Printing dated January 30, 2020 for “**Printing/Furnishing of Candidates Specimen Ballots, Official Ballot/Election Supplies for the Municipal Primary of 2020,**” (Bid 20-02), to reflect an additional amount of \$4,500.00 to account for color marking ballots to identify as Absentee or Mail-In.

Upon review and recommendation of Eric Glod, Senior GIS Coordinator and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following item for **Geographic Information Systems:**

- (A) Acceptance of Proposal from **GeographIT a division of EBA Engineering**, for “**Upgrade of GIS Software and Parcel Viewer Web Application,**” with an on-premise deployment in the amount of **\$41,000.00**, with completion within six months of the notice to proceed for the upgrade; funded by Records Improvement Fund

Upon review and recommendation of Amanda Bernard, Director and Melissa A. Guiddy, County Solicitor (items A, B & C), motion as made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the follow the following items for **Human Resources**:

- (A) Wellness Program Services Agreement with **Westmoreland Regional Hospital d/b/a Excela Health Westmoreland Hospital** for “**Wellness Educational Lectures,**” at the rate of **\$50.00 per 30 minute sessions;** dates, times and locations are listed in Exhibit B of the Agreement, additional dates as needed by mutual agreement
- (B) Grant Application with **PCorp Loss Prevention Grant Program,** in the amount of **\$20,000.00** to replace and improve lighting in the parking lot and driveway of Westmoreland County Prison
- (C) **Resolution # R-2-2020** designating **Three Rivers Lab Testing, LLC d/b/a Arcpoint Labs of Pittsburgh North,** as the County’s Clearinghouse Consortia and authorizing an Agreement with **ARCpoint Labs,** to include, DOT Urine Drug Screen (\$59.00 per test); Breath Alcohol (\$49.00 per test); Consortium (\$350.00 annual fee); After hours, On-Site Fee and all Post-Accident (\$250.00); and On-Site Hourly Fee (\$75.00 per hour plus mileage) for the period of February 13, 2020 to July 31, 2020 at a cost not to exceed \$10,000.00.

RESOLUTION #R-2-2020

WHEREAS, the Federal Motor Carrier Safety Administration (FMCSA) Commercial Driver’s License Drug and Alcohol Clearinghouse (Clearinghouse) went into effect earlier this year; and

WHEREAS, the Clearinghouse Rule requires FMCSA regulated employers, such as Westmoreland County (County), to report to the Clearinghouse information related to violations of drug and alcohol regulations of CDL drivers; and

WHEREAS an employer, such as the County, is required to register in the Clearinghouse; to use the Clearinghouse to report drug and alcohol violations of its CDL drivers (“driver” or “drivers”); to conduct a full query as part of each pre-employment driver investigation process; to conduct limited queries at least annually for every driver the County employs; to request electronic consent from the driver for a full query; and to record the negative return-to-duty test results and the date of successful completion of a follow-up testing plan for any driver the County employs with unresolved drug and alcohol program violations; and

WHEREAS, the County is permitted to designate a Consortium to manage its drug and alcohol testing program for the County’s drivers; and

WHEREAS, Three Rivers Lab Testing, LLC d/b/a Arcpoint Labs of Pittsburgh North, is willing to serve as the County’s Clearinghouse Consortium and to perform consortium services, consisting of annual partial queries and full queries as required, Clearinghouse entry for positive BAT results and SAP follow-up negative results, DOT Random Pool and Ordering Platform and MIS Reporting; and

WHEREAS, Three Rivers is willing to perform consortium services as well as drug and alcohol testing at the following rates: DOT Urine Drug Screen (\$59.00 per test); Breath Alcohol (\$49.00 per test); Consortium (\$350.00 annual fee); After hours, On-Site Fee and all Post-Accident (\$250.00); and On-Site Hourly Fee (\$75.00 per hour plus mileage) for the period of February 13, 2020 to July 31, 2020 at a cost not to exceed \$10,000.00.

NOW, THEREFORE, it is resolved by the Board of Commissioners of the County of Westmoreland, Pennsylvania, that:

1. Three Rivers Lab Testing, LLC d/b/a Arcpoint Labs of Pittsburgh North is designated to serve at the County's Clearinghouse Consortium from the period of February 13, 2020 to July 31, 2020; and

2. A contract is awarded to Three Rivers Lab Testing, LLC d/b/a to perform the following services at the designated rates for the period of February 13, 2020 to July 31, 2020: DOT Urine Drug Screen (\$59.00 per test); Breath Alcohol (\$49.00 per test); Consortium (\$350.00 annual fee); After hours, On-Site Fee and all Post-Accident (\$250.00); and On-Site Hourly Fee (\$75.00 per hour plus mileage); and

3. The aforementioned contract shall not exceed the sum of \$10,000.00.

RESOLVED and enacted this 13th day of February, 2020.

(D) Personnel Actions:

New Hires

Lindsay Staats - Nurses Aide Temp
Frank Kelly - Nurses Aide Temp
Patricia Biller - Nurses Aide Temp
Jace Mascioli - Human Resources - Clerk Typist Trainee Temp
Tiffany DeCarlo- Park Police- Office Manager
Lynda Madigan- Public Works- Custodian Trainee Temp

Rehire

Amy Huffer- Prison- Assistant Records Supervisor

Resignations

Tina Reott - Registered Charge Nurse
Dana Masington - Food Svc Wkr Temp
Julianna Pisko- Prison- Correction Officer PT
John Grim- Prison- Correction Officer
Janice Harvey- Public Works- Custodian Trainee Temp

Retirement

Patricia Camarote- Tax Assessment- Senior Department Clerk

Terminations/End of Temp Employment

Michael Sager - Custodian Trainee Temp
Brittany Rubright - Unit Assistant Trainee Temp
Mindy Linsenbigler - Inhouse Supervisor Temp
Brooke Sperl - Inhouse Supervisor Temp
Kalyn VanEerden - Nurses Aide Temp

Upon review and recommendation of Dante DeCario, Human Services Fiscal Officer, the Department of Financial Administration and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following items for **Human Services:**

- (A) Agreement with **Westmoreland Federated Libraries**, (HSDF, No Cost to Westmoreland County) for **“resources for low/fixed income residents-promoting literacy, workforce development & social services,”** in the amount of **\$285,000.00**, for the term July 1, 2019 through June 30, 2020; final approval subject to Solicitor review
- (B) Agreement with **CASA of Westmoreland**, (HSDF, No Cost to Westmoreland County) for **“support for helping abused/neglected children,”** in the amount of **\$10,000.00**, for the term July 1, 2019 through June 30, 2020; final approval subject to Solicitor review

Upon review and recommendation of Norm Mueller, Director, the Department of Financial Administration and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following item for **Juvenile Probation:**

- (A) Agreement with **The Summit School, Inc. d/b/a The Summit Academy, (Title IV-E, Act 148, County)** for “**Residential Services, Drug and Alcohol, Shelter,**” for the term July 1, 2019 through June 30, 2020, at the following per diem rates:

\$215.27 for **Drug and Alcohol**
\$154.65 for **Summit Residential**
\$273.00 for **Summit Shelter Program**

Upon review and recommendation of Henry Fontana, Chief and Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following item for **Park Police:**

- (A) Acceptance of Quote, pursuant to State Contract #4400019257, from **Axon Enterprises, Inc.,** for “**Taser 60 Axon Plan (Tasers and Accessories),**” for a five year term, effective after the start date, in the amount of **\$21,420.00** (\$4,284.00 annually)

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

- (A) Subrecipient Agreement PHARE-18A with the **Westmoreland County Housing Authority (WCHA)** in the amount of \$77,000.00, to support rehabilitation of twelve (12) of the sixteen (16) units public housing rental units at Shaner Heights Housing Development in Sewickley Township owned and managed by WCHA; No cost to the County
- (B) Act 137 (Housing Trust Fund Agreement) with the **Westmoreland County Housing Authority** in the amount of \$196,950.00 to support rehabilitation of sixteen (16) public housing rental units at the Shaner Heights Housing Development in Sewickley Township owned and managed by WCHA, with the project to be completed by December 31, 2021.

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

- (A) **Emergency Resolution #R-3-2020**, to authorize emergency agreement with **Turik's Electric** in the amount not to exceed **\$25,500.00** for **“Interior and Exterior Replacement of Circuits and Conduits,”** in the parking lots and driveway of the Westmoreland County Prison the price for all of the said work will exceed the statutory threshold for awarding contracts without advertising for sealed written bids

RESOLUTION #R-3-2020

WHEREAS, at the beginning of February, 2020, it was discovered that the circuits and conduits in the lighting in the exterior front parking lot of the Westmoreland County Prison needed replaced as a result of damage to the wiring; and

WHEREAS, Westmoreland County Prison houses approximately 600 inmates and approximately 200 employees, as well as the administrative offices for personnel who oversee the operations of Westmoreland County Prison; and

WHEREAS, the Westmoreland County Prison is visited frequently by the general public and is a secure facility, causing it to be imperative to have functional lighting in the parking lot; and

WHEREAS, the Warden of Westmoreland County Prison has informed the Board of County Commissioners that replacement and repair of the circuits and conduits in the lighting is necessary for the safety and security of the Westmoreland County Prison; and

WHEREAS, to prepare written specifications, advertise for sealed written bids in a newspaper of general circulation, review the bids submitted, evaluate the qualifications of the prospective vendors, award a contract to the lowest responsible and responsive bidder, prepare and obtain signed contracts, order the necessary parts and equipment and carry out the repairs would require a period of four to eight weeks, during which time the safety and security of the Westmoreland County Prison is at risk; and

WHEREAS, Turik's Electric, is willing to provide the parts, travel time, mileage and labor including the following:

- Replacement of circuits and conduits as a result of damage to wiring in the exterior front parking lot lighting and additional work as required.
- Install two new parallel EMT conduits for interior, and schedule 80 PVC conduits for exterior.
- Install necessary wiring to replace the existing damaged feeds.
- First lighting feed will consist of #8 4-wire three phase with neutral and ground from the 480Volt interior lighting panel to exterior JB on light pole front entrance parking lot lights.
- Provide provisions for a spare conduit to flag pole from outside junction box for future use.
- The second lighting feed will consist of #10-3 wire single phase 208Volt from interior lighting panel to exterior bollard lights.
- Excavate approximately 160' of ditching at a depth of 18" to relocate two bad conduits that feed existing outdoor lighting.
- Install a 3rd spare conduit from #1 light standard to flag pole light.
- Cut back top at a width no more than 18" wide at two locations with 100% 2B stone backfill.
- Ditching done in road and sidewalk will be backfilled with 100% 2B stone and tamped.
- Test all new circuits for proper voltage.
- Remove all debris from job site.

WHEREAS, the price includes all parts, travel time, mileage and labor, but the price for all of the said work will exceed the statutory threshold for awarding contracts without advertising for sealed written bids; and

WHEREAS, Section 1802(b) of the County Code [16 P.S. §1802(b)] allows contracts in excess of the statutory bid threshold to be awarded without the usual advertisement requirements of the County Code in case of emergency, if such emergency is declared and stated by resolution of the Board of County Commissioners.

NOW, THEREFORE, it is resolved by the Board of Commissioners of the County of Westmoreland, Pennsylvania, that:

1. The Board of Commissioners has determined that it is imperative to have functional lighting in the parking lot at the Westmoreland County Prison when the Prison is visited frequently by the general public and is a secure facility.

2. The Board of Commissioners has further determined that functional lighting is necessary for the safety and security of the Westmoreland County Prison., constituting an actual emergency that justifies the awarding of a contract for repairing the circuits and conduits as a result of damage to wiring in the exterior front parking lot lighting, under the provisions of Section 1802(b) of the County Code without first advertising for bids.

4. An emergency contract is hereby awarded to Turik's Electric, having offices at 319 Church Street, Herminie, Pennsylvania 15637, to provide the following services, goods, materials, equipment, parts, supplies and labor to complete the lighting repair at the Westmoreland County Prison.

- Replacement of circuits and conduits as a result of damage to wiring in the exterior front parking lot lighting and additional work as required.
- Install two new parallel EMT conduits for interior, and schedule 80 PVC conduits for exterior.
- Install necessary wiring to replace the existing damaged feeds.
- First lighting feed will consist of #8 4-wire three phase with neutral and ground from the 480Volt interior lighting panel to exterior JB on light pole front entrance parking lot lights.
- Provide provisions for a spare conduit to flag pole from outside junction box for future use.
- The second lighting feed will consist of #10-3 wire single phase 208Volt from interior lighting panel to exterior bollard lights.
- Excavate approximately 160' of ditching at a depth of 18" to relocate two bad conduits that feed existing outdoor lighting.
- Install a 3rd spare conduit from #1 light standard to flag pole light.
- Cut back top at a width no more than 18" wide at two locations with 100% 2B stone backfill.
- Ditching done in road and sidewalk will be backfilled with 100% 2B stone and tamped.
- Test all new circuits for proper voltage.
- Remove all debris from job site.

The maximum payment authorized under this Resolution is \$25,500.00.

RESOLVED and enacted this 13th day of February, 2020.

- (B) **Emergency Resolution #R-4-2020**, to authorize emergency agreement with **MPS McCarl's Preferred Services** in the amount of **\$83,375.00** for **“Water Heater Tank Replacement,”** the price for all of the said work will exceed the statutory threshold for awarding contracts without advertising for sealed written bids

RESOLUTION #R-4-2020

WHEREAS, at the end of January, 2020, it was discovered that the pressure valve on the current water heater tank at the Westmoreland County Prison was corroded, causing the hot water tank to leak; and

WHEREAS, Westmoreland County Prison houses approximately 600 inmates and serves as the worksite of approximately 200 employees, as well as the administrative offices for personnel who oversee the operations of Westmoreland County Prison; and

WHEREAS, the Warden of Westmoreland County Prison has informed the Board of County Commissioners that replacement and repair of the water heater tank is necessary given that the water heater tank is more likely to fail catastrophically at any time, causing the facility to have diminished hot water capacity and making it imperative to take immediate steps to replace the water heater tank; and

WHEREAS, to prepare written specifications, advertise for sealed written bids in a newspaper of general circulation, review the bids submitted, evaluate the qualifications of the prospective vendors, award a contract to the lowest responsible and responsive bidder, prepare and obtain signed contracts, order the necessary parts and equipment and carry out the repairs would require a period of four to eight weeks, during which time the safety of the Westmoreland County Prison is at risk; and

WHEREAS, MPS (McCarl's Preferred Services), is willing to provide the parts, travel time, mileage and labor including the following:

- Disconnect domestic water supply, return and drain lines from existing tank;
- Remove existing water heater tank;
- Install one Durapek PS-1392-GG Water Heater Tank;
- Connect the domestic water lines to the new tank via pro press fittings and valves;
- Connect the steam supply and condensate lines to the new tank steam bundle;
- Install new bronze circulating pump;
- Install new relief valve;
- Fill new tank and purge air from sytem;
- Open steam lines and check system for proper operation; and
- Insulate exposed pipes associated with the replacement tank only.

WHEREAS, the price includes all parts, travel time, mileage and labor, but the price for all of the said work will exceed the statutory threshold for awarding contracts without advertising for sealed written bids; and

WHEREAS, Section 1802(b) of the County Code [16 P.S. §1802(b)] allows contracts in excess of the statutory bid threshold to be awarded without the usual advertisement requirements of the County Code in case of emergency, if such emergency is declared and stated by resolution of the Board of County Commissioners.

NOW, THEREFORE, it is resolved by the Board of Commissioners of the County of Westmoreland, Pennsylvania, that:

1. The Board of Commissioners has determined that an operable water heater tank is necessary to permit the continued operations of the Westmoreland County Prison, and the conducting of regular business in the administrative offices at Westmoreland County Prison.

2. The Board of Commissioners has further determined that the water heater tank is more likely to fail catastrophically at any time, causing the facility to have diminished hot water capacity and making it imperative to take immediate steps to replace it, constituting an actual emergency that justifies the awarding of a contract for replacing the water heater tank under the provisions of Section 1802(b) of the County Code without first advertising for bids.

3. An emergency contract is hereby awarded to MPS (McCarl's Preferred Services), having offices at 829 24th Street, Altoona, Pennsylvania 16601, to provide the following services, goods, materials, equipment, parts, supplies and labor to complete the water heater tank at the Westmoreland County Prison.

- Disconnect domestic water supply, return and drain lines from existing tank;
- Remove existing water heater tank;
- Install one Durapek PS-1392-GG Water Heater Tank;
- Connect the domestic water lines to the new tank via pro press fittings and valves;
- Connect the steam supply and condensate lines to the new tank steam bundle;
- Install new bronze circulating pump;
- Install new relief valve;
- Fill new tank and purge air from system;
- Open steam lines and check system for proper operation;
- Insulate exposed pipes associated with the replacement tank only.

The maximum payment authorized under this Resolution is \$83,375.00.

RESOLVED and enacted this 13th day of February, 2020.

Upon review and recommendation of Roland Mertz, Director, the Department of Financial Administration (item A) and Melissa A. Guidy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following items for **Public Safety**:

- (A) Grant Agreement with **Pennsylvania Emergency Management Agency (PEMA)** for **“Hazardous Materials Emergency Preparedness (HMEP) Planning/Training Grant,”** in the amount of **\$8,512.00** (\$6,810.00 US Department of Transportation, \$1,702.00 County), for the term October 1, 2019 through September 30, 2020
- (B) **Resolution #R-5-2020**, accepting donation in the amount of \$1,000.00 from XTO Energy, with the provision that is used for purchase of Emergency Management Equipment.

RESOLUTION #R-5-2020

RESOLUTION AUTHORIZING THE ACCEPTANCE OF A DONATION FROM XTO ENERGY

WHEREAS, pursuant to Section 202 of the County Code, 16 P.S. § 202, each County, through its Board of Commissioners, has the capacity to “[p]urchase, acquire by gift or otherwise, hold, lease, let and convey such real and personal property as shall be deemed to be for the best interests of the county;” and

WHEREAS, XTO Energy has informed the County that it wishes to make a \$1,000.00 donation to the County provided that the funds are used for the purchase of emergency management equipment; and

WHEREAS, it is in the best interest of the County to accept the funds with the provision that the funds be used to purchase emergency management equipment.

NOW, THEREFORE, IT IS RESOLVED by the Board of Commissioners for the County of Westmoreland, that the Board is hereby accepting the \$1,000.00 donation to the County from XTO Energy with the funds to be used for the purchase of emergency management equipment.

RESOLVED AND ENACTED at a regularly scheduled public meeting of the Board of Commissioners of the County of Westmoreland, Pennsylvania, held this 13th day of February, 2020, with a quorum being present.

- (C) Amendment to Motorola SUAII System Upgrade and Maintenance Agreement for Westmoreland County, approved June 4, 2015, adding Butler County as a member of ICORRS as of November 4, 2019 and modifying the payment schedule, to reflect the addition of Butler County, the new Westmoreland County portion is \$24,958.58 per year effective January 1, 2024
- (D) Amendment to ICORRS Master Site Motorola Agreement, approved August 15, 2013, amended December 18, 2014, adding Butler County as a member of ICORRS as of November 4, 2019 and modifying the payment schedule, to reflect the addition of Butler County, for year 9 (January 1, 2023 through December 31, 2023) the Westmoreland County portion will be \$34,093.80 and year 10 (January 1, 2024 through January 24, 2024) the Westmoreland County portion will be \$34,775.67

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

- (A) Bids for “**Petroleum Products**,” (Bid 20-06), for the term March 1, 2020 through February 28, 2021, with the County’s option to extend for two additional one year terms, were opened on February 4, 2020:

Glassmere Fuel Service	\$92,416.93
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Award bid to **Glassmere Fuel Services**, being the only bidder and meeting specifications in the amount of **\$92,416.93**

- (B) Change Order #2 to Agreement with **Curry & Kepple, Inc.**, dated July 25, 2019 for “**Twin Lakes Park Rehabilitation**,” (Bid 19-27), to extend the contract completion date an additional 45 days, due to unforeseen weather issues, the new completion date is April 11, 2020
- (C) Change Order #3 to Agreement with **Custom Contracting**, dated May 30, 2019 for “**Mammoth Park Rehabilitation-Phase I**,” (Bid 19-16), to extend the contract completion date an additional 60 days, due to weather conditions, the new completion date is April 4, 2020
- (D) Change Order #2 to Agreement with **Raffle Construction**, dated May 2, 2019 for “**Cedar Creek Park Rehabilitation-Phase II**,” (Bid 19-13), in the amount of **\$14,485.00 additional** (new total agreement \$767,883.81) for additional work required for restrooms 1, 2 and 3 and to extend the completion date an additional 60 days, the new completion date is March 23, 2020 (funded by Westmoreland County Parks & Recreation Citizens Advisory Board, specifically for this project, and private foundation grants)
- (E) Professional Services Agreement with **Mackin Engineering Company**, to complete the “**Westmoreland Heritage Trail-Phase 5-Feasibility Study**,” in an amount not to exceed **\$50,800.00** (PA DCNR grant \$25,400.00, Westmoreland County Parks & Recreation Citizens Advisory Board \$20,000.00, 2019 Hotel Tax \$5,400.00) to be completed by February 12, 2021
- (F) Security Equipment Purchas/Installation Agreement with **Myklin Ent. Inc. t/d/b/a Rampart Service of Westmoreland County** for upgrade of existing equipment at Cedar Creek Park, adding a GSM Communicator, in the amount of **\$206.00**
- (G) Central Office Monitoring Contract with **Jesnic Inc. t/d/b/a Rampart Security Systems of Westmoreland County** to provide monthly monitoring services at Cedar Creek Park, in the amount of **\$44.00/month, payable annually**, for a three year term and shall automatically renew for the same period if written notice is not received postmarked no later than 3 business days prior to any renewal; and Rampart shall be permitted from time to time to increase the monitoring charge by an amount not to exceed 9%

- (H) Alarm Monitoring Service Agreement with **Lydia Security Monitoring Services d/b/a Central Office Processing Services, C.O.P.S Monitoring and Alarmwatch**, to designate agencies/authorities to be notified and dispatched; there is no fee associated with this agreement
- (I) Addendum to Agreement with **Unifirst Corporation**, dated October 26, 2017 for “**Uniforms and Mat Rental Service,**” (Bid 17-50) to add floor mat rental service at the Forensic Center at the rate of \$39.54 per month and at Public Safety at the rate of \$8.75 per week
- (J) Agreement with **Terminix International Co., LP**, to provide “**Pest Control-County Facilities,**” for the term March 1, 2020 through February 28, 2021, in the amount of **\$8,366.40 annually** at the following locations at the rates and times listed, with the option to extend for one additional year at the same prices upon mutual written consent:

Courthouse Complex (old Courthouse, Annex & Extension	\$89.30/quarter
Manor (A, B, C & D wing buildings)	\$102.60/month
Juvenile Detention Center	\$40.00/month
Prison	\$148.25/month
Forensic Center	\$49.40/quarter
Voting Machine Warehouse	\$38.00/quarter
McKenna Center	\$28.50/month
Public Works Building	\$94.05/quarter
Donohoe Center	\$40.00/month
J. Roy Houston Conservation Center	\$38.00/month
Public Safety 911 Center	\$41.80/month
MDJ Office-Leechburg	\$35.15/quarter
MDJ Office-Apollo	\$35.15/quarter
MDJ Office-Youngwood	\$37.05/quarter
MDJ Office-Jeannette	\$35.15/quarter
MDJ Office-Export	\$35.15/quarter
MDJ Office-Monessen	\$35.15/quarter
Adult Probation-Monessen	\$35.15/quarter
MDJ Office-Belle Vernon	\$35.15/quarter
Adult Probation-New Kensington	\$35.15/quarter
Historic Hanna's Town	\$150.00/quarter
MDJ Office-Mt. Pleasant	\$35.15/quarter

Additional Quote received from Budget Pest Control, \$18,484.00 annually

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

- (A) **Stipulation of Settlement** in the tax assessment appeal of **Wal Mart Real Estate Business Trust** property located in Greensburg Salem School District, Salem Township, Westmoreland County, No. 5098 of 2018 for tax years 2019 and 2020. The assessed value shall be determined by applying the common level ratio established by the State Tax Equalization Board.

Tax Map No. 57-12-00-0-078-00-000

<i>Year</i>	<i>Proposed Market Value</i>	<i>STEB Ratio</i>	<i>Resulting Assessment</i>
2019	\$4,901,840.00	16.3%	\$799,000.00
2020	\$4,901,840.00	14.4%	\$705,870.00

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

- (B) **Stipulation of Settlement** in the tax assessment appeal of **Wal Mart Real Estate Business Trust** property located in Franklin Regional School District, Municipality of Murrysville, Westmoreland County, No. 5097 of 2018 for tax years 2019 and 2020. The assessed value shall be determined by applying the common level ratio established by the State Tax Equalization Board.

Tax Map No. 49-21-00-0-045-00-000

<i>Year</i>	<i>Proposed Market Value</i>	<i>STEB Ratio</i>	<i>Resulting Assessment</i>
2019	\$3,098,160.00	16.3%	\$505,000.00
2020	\$3,098,160.00	14.4%	\$446,130.00

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

Upon review and recommendation of Melissa A. Guiddy, County Solicitor, motion was made by Mr. Chew, seconded by Mr. Kertes, with Ms. Cerilli voting “nay” – motion passes to approve the following item for **Westmoreland County:**

- (C) Memorandum of Understanding with the **Pittsburgh Regional Building Trades Council** to mutually terminate Project Labor Agreement dated May 26, 2016 effective February 13, 2020.

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

- (A) Agreement with **Laurel Legal Services, Inc.**, for “**Legal Services for Residents,**” in a maximum amount of **\$19,000.00**, which allows for up to 150 client hours of legal services at \$60.00 per hour and \$500.00 for the Litigation Fund per year, for the term March 1, 2020 through February 28, 2022
- (B) **Emergency Resolution #R-6-2020**, to authorize emergency agreement with **Garratt Callahan** in the amount of \$14,600.00 for Disinfection of Potable Hot Water System and associated chemicals in the amount of \$2,130.00.

RESOLUTION #R-6-2020

WHEREAS, Westmoreland Manor houses the County's skilled nursing facility, including physical therapy, occupational therapy, speech therapy, IV therapy, and respiratory therapy services; hospice and respite care services; and

WHEREAS, on January 24, 2020, the Pennsylvania Department of Health notified the County of a potential issue at Westmoreland Manor with its water source, namely Legionella.

WHEREAS, the Pennsylvania Department of Health further informed the County that it should implement remediation measures, including prevention measures and water distribution system control measures in the form of either thermal eradication or shock chlorination; and

WHEREAS, the County took immediate precautions, including prohibiting consumption of the water and implementing bed baths instead of showering/whirlpool bathing; and

WHEREAS, the County began remediation efforts in the form of thermal eradication; and

WHEREAS, due to the inability to maintain the required water temperature for thermal eradication, the County is required to begin remediation efforts in the form of shock chlorination; and

WHEREAS, to prepare written specifications, advertise for sealed written bids in a newspaper of general circulation, review the bids submitted, evaluate the qualifications of the prospective vendors, award a contract to the lowest responsible and responsive bidder, and prepare and obtain signed contracts, would require a period of four to eight weeks, during which time the Manor would continue to be under precautions and would not have undertaken the remediation measures required by the Pennsylvania Department of Health, posing a threat to the residents of Westmoreland Manor; and

WHEREAS, Section 1802(b) of the County Code provides for emergency situations without the usual advertisement requirements of the County Code, if such emergency is declared and stated by resolution of the Board of County Commissioners; and

WHEREAS, the Manor has contacted a number of vendors, including Suez, Chemway, Klenzoid, Cyprus Rice Water, Innovative Water Consulting, GLA Water Consultants, Inc. and Garratt Callahan, but a number of vendors are unable to begin the work immediately;

WHEREAS, due to the urgency of the matter, the County has received proposals from both GLA Water Consultants, Inc. in the amount of \$23,950.00 and from Garratt Callahan, in the total amount of \$16,730.00 (shock chlorination (disinfection of potable hot water system) in the amount of \$14,600.00, along with related chemicals needed for the shock chlorination in the amount of \$2,130.00). and

WHEREAS, Garratt Callahan, is willing to provide the necessary labor, materials and equipment necessary to perform the shock chlorination.

NOW, THEREFORE, it is resolved by the Board of Commissioners of the County of Westmoreland, Pennsylvania, that:

1. The Board of Commissioners has determined that immediate action must be taken at Westmoreland Manor to address the Legionella in its water supply by implementing shock chlorination.

2. The Board of Commissioners has further determined that it will require a time period of at least four weeks, and possibly as long as eight or more weeks, to prepare written specifications for the shock chlorination, and to advertise for sealed written bids in a newspaper of general circulation, review the bids submitted, evaluate the qualifications of the prospective vendors, award a contract to the lowest responsible and responsive bidder, prepare and obtain signed contracts, and authorize the successful bidder to proceed with the contracted work.

3. The Board finds that the substantial risk of physical harm to the elderly and physically fragile residents of the skilled nursing facility at Westmoreland Manor and the mandate of the Pennsylvania Department of Health to begin remediation constitute an actual emergency that justifies accepting the proposal of Garratt Callahan to provide remediation services in the form of shock chlorination (disinfection of potable hot water system, in the amount of \$14,600.00, along with related chemicals needed for the shock chlorination in the amount of \$2,130.00) without first advertising for bids.

RESOLVED and enacted this 13th day of February, 2020.

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

- (1) Amendments to the **2019 and 2020 Budget** for Westmoreland County, as prepared by the Department of Financial Administration
- (2) Appointment of the following individuals to serve on the Westmoreland County Board of Assessment Appeals for a term of four (4) years, beginning February 13, 2020 through the first Monday of January of 2024 (subject to revocation of appointment if deemed necessary by the Board of Commissioners).

Camdon Portorfield, Chairman

Dan Galbraith

Barb Moffe

Motion was made by Mr. Chew seconded by Ms. Cerilli, and it was unanimously agreed to adjourn the meeting at 10:37am

Certified by,

Gina Cerilli, Esq.
Secretary