

September 17, 2020

The Westmoreland County Commissioners met in regular session beginning at 10:02am on Thursday, September 17, 2020 in the Commissioners Public Meeting Rooms, Westmoreland County Courthouse, 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:

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 August 27, 2020, as presented, including the reconvened session held September 2, 2020

Notice of Executive Session

- Tuesday, September 1, 2020 to discuss litigation
- Wednesday, September 2, 2020 to discuss personnel matters
- Tuesday, September 15, 2020 to discuss personnel matters
- Wednesday, September 16, 2020 to discuss personnel matters

Motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to take agenda item 19 (A) for Westmoreland County out of order

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 item for **Westmoreland County**:

- (A) **Resolution #R-49-2020**, authorizing the retirement of K-9 Oz and transfer of ownership.

RESOLUTION #R-49-2020

RESOLUTION AUTHORIZING THE RETIREMENT OF K-9 OZ AND TRANSFER OF OWNERSHIP

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.”

WHEREAS, 16 P.S. § 1805 provides for personal property of the County to be disposed of by sale or otherwise, upon resolution of the commissioners.

WHEREAS, on or about November of 2014, the County acquired a male Dutch Shepard canine dog, now known as Oz, through the Westmoreland County District Attorney Investigative Fund.

WHEREAS, Oz was trained in narcotic detection by William Sombo, through Strategic Law Enforcement K-9 Training.

WHEREAS, Oz's veterinarian has determined that Oz should be retired from service due to medical issues.

WHEREAS, as Oz is no longer needed for County purposes or able to perform as a K-9 for the County, it is not economical for the County to continue to provide for the care and upkeep of Oz.

WHEREAS, the County finds that Oz should be retired and ownership transferred to Sergeant Curtis Tringhese, his current handler within the Westmoreland County Prison.

WHEREAS, Oz shall be donated to Sergeant Curtis Tringhese and the ownership of Oz shall be transferred to Sergeant Tringhese upon Sergeant Tringhese accepting custody of Oz and assuming all liability and responsibility for the care of Oz for the remainder of Oz's life.

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

The Board of Commissioners authorizes the retirement of Oz and the donation and transfer of ownership of Oz to Sergeant Curtis Tringhese in a manner that will require no further expenditure by the County for the care and upkeep of Oz, provided that Sergeant Curtis Tringhese accepts custody of Oz and assumes all liability and responsibility for the care of Oz for the remainder of Oz's life.

RESOLVED AND ENACTED at a regularly scheduled public meeting of the Board of Commissioners of the County of Westmoreland, Pennsylvania, held this 17th day of September, 2020, a quorum being present.

Opportunity for Public Comment

The following public comment was received by the Chief Clerk via email prior to 9:30am on Thursday, September 17, 2020:

Michael Pardus, Hempfield Township - Member of the Voice of Westmoreland; First, I want to thank Commissioner Cerilli for taking a stand against the current administration in Washington and it's failures to protect Pennsylvania communities. Commissioner Cerilli said "To put it simply, Donald Trump is simply not up for this job. Pennsylvanians have suffered at the hands of a weak and incompetent president. People are sick and tired of the constant crisis, the chaos, the lying and circus of the White House." She further stated that, "People understand we need change now, and the United States of America simply cannot afford another four years of a Trump presidency." We couldn't agree more. Second, we remain very concerned about the lack of community testing and contact tracing. CARES Funds can be used for both of these activities. We have heard repeatedly from the commissioners that they are waiting for the state. This is not and has never been an acceptable excuse. Testing must be free and accessible to all members of our communities, including mobile testing for those who are unable to get to a test center. Contact tracing has been shown to be effective in helping to control the spread of COVID-19. The Southwest PA COVID-19 Contact Tracing Consortium (<https://www.jhf.org/news-blog-menu/entry/covid-19-contact-tracing-efforts-mobilize-in-southwestern-pa>) is a vital partner that the commissioners have not, to best of my knowledge, reached out to for guidance and support. Surrounding counties, who like Westmoreland County, have joined the consortium and have already begun contact tracing. Some of the regional members of the contact tracing consortium include Johnstown (Cambria County), Bedford-Somerset Developmental and Behavioral Health Services, Armstrong/Indiana Behavioral and Developmental Health Program, Indiana County Department of Human Services and Indiana County Community Action Program. We do not understand why Westmoreland County is not a part of this consortium nor why contact tracing has not started in our communities. We expect our commissioners to use every available tool to protect its residents during the COVID-19 pandemic. They are not.

Diana Steck, North Huntingdon - Please accept these public comments to be read at the September 17th Commissioners meeting. I am unable to attend in person due to COVID-19. As a member of Voice of Westmoreland, VOW, I would like to express my concerns regarding the use of the CARES funding. VOW remains very concerned about the lack of free, widespread COVID-19 testing in Westmoreland county. CARES funding can be used for both COVID-19 testing and contact tracing. We have been requesting action by you with regard to this issue since July. Schools have opened in some capacity throughout the county. Flu season will soon be upon us. The potential exists for a mass COVID-19 community spread event. We cannot sit back and wait for such a catastrophe to happen. AHN has a hospital in our county. They have a mobile COVID-19 unit being utilized in Allegheny county. Why not reach out to them to assist with mobile testing in our county? We also have Excelsa Health in our county. Both of these health providers could assist with COVID-19 testing. Children can often be asymptomatic carriers and developing a program of randomized testing in our county schools could help identify cases and enable them to be isolated before they widely spread. Contact tracing has been very effective when used in conjunction with random testing. The Southwest PA COVID-19 Contact Tracing Consortium is a partner that our commissioners could and should reach out to for help and support in this matter. Nearby counties, including Cambria, Bedford, Somerset, Armstrong, and Indiana have joined this consortium and have begun a contact tracing program. The intermediate unit might also be able to assist with developing a random widespread testing program in our schools. The rapid tests provide quick results and are being used by professional sports members and also the staff of the White House. Taking a proactive stance with regard to testing and contact tracing can save lives and our economy. When can we expect to see contact tracing and widespread COVID-19 testing in Westmoreland county? We have also been requesting help with the cost of broadband for needy families. Since it has been reported that broadband infrastructure improvements cannot be completed in time to be considered under this round of CARES funding, is there a plan to offer some type of voucher program to help needy students? What is the status of the grant applications for small businesses and non profits and will the commissioners be transparent with county residents regarding decisions related to distribution of the CARES funds? We, the people, deserve to be informed regarding your decisions about the use of these funds. In an unrelated matter, I want to publicly applaud Commissioner Gina Cerilli for her stance against Donald Trump and his failures to protect the people of Pennsylvania. I support her position that "Pennsylvanians have suffered at the hands of a weak and incompetent president." I also agree with her assessment that "the United States of America cannot afford another four years of a Trump presidency." Thank you Commissioner Cerilli for taking that stand!

Gillian Graber, Protect PT - We are writing on behalf of the members of our organization, Protect PT (Penn-Trafford). Protect PT is a nonprofit citizens group dedicated to ensuring that the safety, security, and quality of life of community members are protected from the effects of unconventional natural gas development. We have concerns regarding an Act 14 Municipal Notification that was sent to the county in September 2019. We filed an official Right-to-Know (RTK) request for this document, however, our request was denied indicating “the County does not have any records in its possession regarding such notification.” However, we find this very unlikely and concerning given this is a legally required notification to be sent by an applicant seeking state approval for projects within a host municipality and host county. We have reason to believe this important notification was delivered to the County on September 16, 2019 via certified mail. In an effort to understand why the county does not possess this official and legally required letter, we would like to know if the letter was misplaced or did the recipient for the County not provide the letter to the County Commissioners and/or Planning Office? This raises several very serious concerns that must be addressed. First, the County Commissioners are required to receive this letter from all applicants seeking approvals in host counties as well as the local host municipality. These legally required letters provide essential, factual information lawmakers can and should use to render informed decisions regarding a proposed project that could impact the health, safety and welfare of the community at large. Without full disclosure of this required information, the public cannot be assured County officials are properly apprised of proposed projects within your jurisdiction. If your office is not receiving these legally required notifications, the Pennsylvania Department of Environmental Protection (PA DEP) should be informed, immediately, letting the Department know that applicants for land use projects within Westmoreland County are not fulfilling their legal notification requirements. We recommend you contact Mr. Brian Schimmel, the Local Government Liaison, PA DEP SW Regional Office: brschimmel@pa.gov and inform him of the need to address how the Board of Commissioners should be receiving these important notifications. Second, there is no proper process in place for the Act 14 Notification to be accepted by County personnel that would require an applicant to send a copy of this notification to the Commissioners. The PA DEP should be notified that the Act 14 Notifications are not being submitted to the County Commissioners’ offices. The correct contact person should be identified and their contact information should be provided to the PA DEP. And, the PA DEP should be providing that corrected information to all applicants proposing projects in Westmoreland County. Again, Mr. Brian Schimmel with the PA DEP, SW Regional office can assist you with updating this important County contact information. Without proper notifications and careful consideration of all proposed land use projects within Westmoreland County, this could mean the public and our elected officials are not being afforded the opportunity to fully participate in the public processes associated with these types of projects. The Act 14 Notification letters are our invitation for a “seat at the table” for permit applications being considered by the PA DEP and the opportunity to fully engage as part of required public participation processes. Not only do we seek to ensure full public participation, without due process and full disclosure of all the project details, the health, safety, and welfare of the residents of Westmoreland County could be put at risk.

In order to rectify what appears to be an on-going problem, we respectfully ask you to take immediate action to solve this matter using the following suggestions:

- *Enact a resolution that all Act 14 Notifications be delivered directly to all County Commissioners for review.*
- *Notify the PA DEP, the Westmoreland County Sanitary Landfill and any other applicants of the new policy, clarifying that all Act 14 Municipal Notification letters must be sent directly to the office of the Board of Commissioners.*

We appreciate your prompt attention to this very important issue so as to ensure full transparency of all proposed projects, modifications and amendments to new and existing operations within our County so that everyone remains fully informed and protected.

Lisa Messineo - I was much disappointed and dismayed to hear of Sheriff Albert's decision to change parties from Democrat to Republican. He was elected after accepting funding and support from the Westmoreland Democrats and local unions. I myself did canvassing and worked the polls for PennTownship Democrats, that included speaking to many voters about Jim Albert. There is room for many types of people in the Democratic party, that he has decided to abandon. I consider his actions to be cowardly and an example of a bait and switch. I would like to thank and commend Commissioner Cerilli for her comments on his actions. She spent time campaigning with him but as seen fit to call him out at this time. We hope you will continue to work with our party to bring about fair governance in Westmoreland County.

Sarah Skidmore, Greensburg - Thank you for reading my public comment. First I want to thank Commissioner Cerilli for calling out the Trump Administration's utter lack of a national, federal response. His incompetence has made us Pennsylvanians less safe, without jobs, and economically insecure during this scary time. She is showing real leadership, defending vote by mail, and calling out the constant lying and chaos with strong language. As a whole, I think ALL of the commissioners are working hard to protect our election and distribute the CARES funds in a thoughtful manner. I have more faith in my local officials than I do in the president to do what is right for me and my family in Greensburg. As CARES funds continue to be distributed, I remain concerned about the lack of widespread, readily available mobile testing for underserved communities. In addition, Westmoreland County must have a robust plan in place for contact tracing. Neighboring counties have joined a contract tracing consortium. This is urgent. My final point is this. Churches do not pay taxes. They should not receive CARES funds from the nonprofit basket unless they provide a tangible service to the community at large, i.e. a food bank, daycare, closet. What are your guidelines for awarding money to Churches? These funds should go to the people that need it, not to line the coffers of church parishioners. I would like some details on this matter. Thank you again for your time.

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

Certificates of Service

40 Years

Marilyn Makarsky

30 Years

Richard D. Grabiak, Jr.

25 Years

Connie Frohnhofner

James Hopson

Carol Smartnick

20 Years

Michelle Hohider

Ruth Tatka

15 Years

Margaret Wiltrout

Kaycie Sliva

10 Years

Melissa Williams Brown

Joshua Zappone

Lindsey Vlastic

Alissa Overly

Glenn Isenberg

Proclamations

National Recovery Month September 2020

Suicide Awareness Prevention Month September 2020

National Preparedness Month September 2020

National Diaper Need Awareness Week September 21-27

Eagle Scout, Andrew Massari

Solicitors Report

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

- (A) Amendment No. 3 to Lease Agreement (US Communities Agreement No. 080615VG1) with **Behavioral Intervention, Inc., (BI, Inc.)**, dated November 19, 2015, as amended November 17, 2016 and September 27, 2018, for BI to exchange up to two hundred BI LOC8 with RF beacons (LOC8 Classic Units) for BI LOC8 XT units with BI LOC8 XT RF beacons (LOC8 XT Units) on a one to one basis; the exchange is limited to LOC8 Classic Units leased pursuant to Schedule A of the Agreement that are returned intact; all other terms and conditions of the agreement shall remain in full force and effect. No additional cost to the County

Upon review and recommendation of Melissa A. Giddy, County Solicitor and Carrie Nelson, Administrator, motion as made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following for the **Area Agency on Aging:**

- (A) Area Agency on Aging Four Year Plan, October 1, 2020 through September 30, 2024

Upon review and recommendation of Melissa A. Giddy, County Solicitor and Dirk Matson, Administrator, 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) Amendment to Agreement with **Threshold, Inc.**, dated May 30, 2019 in the amount **\$100,028.00 additional** (DHS \$95,283.00, County \$4,745.00) for “**Behavioral Health: Short Term Residential (Partial Care), Long Term Care Residential (Full Care), Supportive Housing, Supported Living (CHIPPS)**,” for the term July 1, 2019 through June 30, 2020
- (B) Agreements for the term July 1, 2020 through June 30, 2021:
 - (1) **Horner, Wible, and Terek, PC**, in the amount of **\$24,610.00** (DHS \$23,635.00, County \$975.00) for “**Mental Health/Intellectual Disabilities/Health Choices: Consultation**”
 - (2) **eDOCS Technologies, LLC**, in the amount of **\$6,472.00** (DHS \$6,167.00, County \$305.00) for “**Intellectual Disabilities: Consulting**”

Upon review and recommendation of Bryan Kline, Clerk of Courts and Melissa A. Giddy, County Solicitor, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following item for the **Clerk of Courts:**

- (A) Mobile Application Agreement with **OCV, LLC/OCV Apps**, to develop Custom Native iPhone and Android mobile applications for the Westmoreland County Clerk of Courts in the amount of **\$14,995.00** (Development Costs/Year One Support in the amount of \$25,085.00, less discount in the amount of \$10,090.00) and annual support renewal in the amount of **\$5,995.00/year** and waiver of fee for marketing package. Final approval subject to Solicitor review

Upon review and recommendation of John Peck, District Attorney, Amy Garris Victim/Witness Coordinator and the Department of Financial Administration, motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to approve the following item for **District Attorney-Victim/Witness:**

- (A) Grant Application to the **Pennsylvania Commission on Crime & Delinquency**, for “**Victim/Witness Project and Rights and Services Act**,” in the amount of **\$528,588.00** (VOJO \$89,940.00 {\$44,970.00/year}; RASA \$219,324.00 {\$219,324.00/year}) for the term January 1, 2021 through December 31, 2022

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

- (A) Maintenance Agreement with **Document Solutions, Inc. (Docufax Solutions, Inc)** for maintenance of the OCE TDS320 Copier/Scanner in the G.I.S. office, in the amount of **\$218.00/month** for a period of one year effective October 1, 2020 through October 1, 2021
- (B) Agreement with **ESRI (Environmental Systems Research Institute, Inc.)** for “**ArcGIS Maintenance**,” for the term October 7, 2020 through October 6, 2021 in the amount of **\$41,800.00**

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

- (A) **Personnel Actions:**

New Hires

Monique Balmer-Unit Assistant
Raelynn Bevan-Food Svc Worker Temp
Mitchell Rapp-Deputy Sheriff-PT
Sharon Harris-County Caseworker II
Brittney Finger-Accounts Clerk Trainee
Garrett Wright-Prob/Parole Aide
Anthony Todaro-Assistant Office Manager-Sheriff
Sierra Morningstar-Court Assistant
Gary Sciullo-Tax Assessor
Sean O’Block-Prob/Parole Officer I
Roger Fryer II-Prob/Parole Officer I
Sydnie Dixon-Whitacre-County Caseworker II
Matthew Kuhns-Child Welfare Aide 2

Rehires

Renee Miscovich-RN Temp (RNAC)
RoseAnn Ohler-Parks

End of Temps

Magdaline Oblak-Food Svc Worker Temp
Olivia Neill-Food Svc Worker Temp
Natalie Herman-Switchboard Temp

Terminations

McKenzie Flock-Recreation Aide
Alexis Fields-Telecommunications Officer

Resignations

Jamell Humphrey-Nurses Aide
Keaton Moorhead-Maint Aide Temp
Kyle Weiser-Maint Aide Temp
John Cerra-County Caseworker II
Christina Wodzinski-Child Welfare Aide Temp
Richard Lash-Seasonal Worker
Daniel McGrath-Prob/Parole Officer I
Theodore Poerio-Deputy Sheriff PT
Amanda Atkinson-Assistant Director Payroll/Retirement

Retirements

Christine Trout-Food Service Worker
Amy O'Brien Bilik-District Justice Secy II
Douglas Bold-Prob/Parole Ofcr III
Sharon Milkovich-Receptionist(Prison)

RTW from Furlough

Vickie Valimont-Receptionist-PT(Prison)

- (B) Influenza Vaccine Administration Program Agreement with **Rite Aid Hdqtrs. Corp**, to perform flu clinics at the following dates, times and locations listed below, at no cost to Westmoreland County

September 18, 2020	Juvenile Facility
September 22, 2020	Westmoreland Manor
October 2, 2020	Courthouse

- (C) Workers Compensation and Employers Liability Insurance with Housing and Redevelopment Insurance Exchange in the amount of \$958,540.00 for a one year period effective October 1, 2020 through October 1, 2021, with a deductible amount of \$25,000.00 for each compensable claim.

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

- (A) Record Access Agreement for computer terminal access to Courthouse records as per fee schedule, effective the date of the Agreement through June 30, 2021, with automatic renewal, with the following and authorize the Director of Information Systems to execute contract documents on behalf of the County:
 - Rick Hovanec
 - Jones Estates
 - McQuaide Law Office

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

- (A) Amendment to Subscription Agreement and Subscription Plan Amendment for Patron Access with **LexisNexis**, approved September 7, 2017 for “**Pennsylvania Enhanced Flat-Rate Library**,” to extend the Subscription Agreement for an additional three years, October 1, 2020 through September 30, 2023, at the following rates:

\$499.00/month for year four (October 1, 2020 through September 30, 2021)

\$499.00/month for year five (October 1, 2021 through September 30, 2022)

\$499.00/month for year six (October 1, 2022 through September 30, 2023)

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

- (A) Acceptance of quote from **Autoclear** for one Model 6040-DVS X-ray Scanner in the amount of \$20,650.00 pursuant to GSA-Contract GS-07F-184GA (includes installation and training on-site, two year all parts and labor warranty, freight and all travel expenses and per diem expenses).
- (B) Acceptance of quote from **Autoclear** for one Model PD 6500i Walkthrough Metal Detector in the amount of \$3,895.00 (includes on-site set up and training, freight, one year parts and labor warranty, on-site, travel expenses, freight and per diem expenses).

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

- (A) **Resolution #R-45-2020**, authorizing a substantial amendment to the County’s FY 2018 Community Development Block Grant (CDBG) program.

RESOLUTION #R-45-2020

WHEREAS, the Westmoreland County Board of Commissioners find it necessary to make substantial amendments Federal Fiscal Years 2018 of the 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 May, 2020, 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.

RESOLVED AND ENACTED this 17th day of September, 2020, by the Board of Commissioners of the County of Westmoreland at a duly advertised public meeting with a quorum being present that the amendment as described on the attached summary are hereby in all respects approved.

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

SUBRECIPIENT	ACTIVITY CODE	ACTIVITY DESCRIPTION	ACTION TAKEN
Upper Burrell Township	18-25E	Street Reconstruction	Budget Increase +\$20,542.50 + 9-month term extension

- (C) **Resolution #R-46-2020**, authorizing a substantial amendment to the County’s FY 2018 and 2019 HOME Investment Partnerships (HOME) program.

RESOLUTION #R-46-2020

WHEREAS, the Westmoreland County Board of Commissioners find it necessary to make substantial amendments to the Federal Fiscal Years 2018 & 2019 Westmoreland County HOME Investment Partnerships 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 May, 2020, have provided for notification of intent to amend said HOME Investment Partnerships 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.

RESOLVED AND ENACTED this 17th day of September, 2020, by the Board of Commissioners of the County of Westmoreland at a duly advertised public meeting with a quorum being present that the amendment as described on the attached summary are hereby in all respects approved.

- (D) Amendment to Demolition Fund Agreement DEMO20-01 with Trafford Borough. The amendment releases \$2,271.50 of the Borough’s matching fund contribution back to the Borough.
- (E) HOME Investment Partnerships CHDO Operating Agreement PY 2018 with Homes Build Hope, Inc. in the amount of \$29,710. The Agreement provides operating costs in support of the Mary Street Rental Housing Project in Latrobe. There are no costs to the County.
- (F) HOME Investment Partnerships Loan Agreement Number Two with Odin View LP. The amendment modifies the program years from which funding will be provided; the overall budget remains unchanged. There are no costs to the County.

- (G) **Resolution, #R-47-2020**, authorizing Cooperation Agreements with the Cities of Latrobe, Lower Burrell, and Greensburg. These Agreements permit the Cities to participate in the County's FY 2021-2023 Urban County qualification period of the County's Community Development Block Grant Program, HOME Investment Partnerships Program, and the Emergency Solutions Grant Program.

RESOLUTION #R-47-2020

WHEREAS, the Housing and Community Development Act of 1974, as amended, provides Community Development grants to urban counties; and

WHEREAS, the County of Westmoreland ("County") qualifies as an urban county and anticipates receiving funding through the U.S. Department of Housing and Urban Development ("HUD") through its Community Development Block Grant Program ("CDBG"), HOME Investment Partnerships Program ("HOME"), and Emergency Solutions Grant Program ("ESG") for Federal Fiscal Years 2021, 2022, and 2023; and

WHEREAS, HUD requires Cooperation Agreements between the County and all Cities in the County who desire to participate in the County's CDBG, HOME, and ESG programs; and

WHEREAS, the City of Greensburg ("Greensburg"), City of Latrobe ("Latrobe"), and the City of Lower Burrell ("Lower Burrell") desire to participate in the County's CDBG, HOME and ESG programs; and

WHEREAS, the regulations promulgated by the HUD require local communities who elect to participate in the urban county program to do so on a three (3) year basis.

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

That the Board hereby approves Cooperation Agreements by and between the County and Greensburg, Latrobe, and Lower Burrell, to provide authority for the County to undertake or assist in undertaking essential community development and housing assistance activities in cooperation with the aforesaid cities.

That the Westmoreland County Commissioners are hereby authorized to execute these Agreements and the Chief Clerk is authorized to attest to such execution on behalf of the County and affix the seal of the County thereon.

That the proper officers and employees of the County are authorized and directed to take any and all action necessary to implement the Cooperation Agreements referred to above.

RESOLVED AND ENACTED by the Board of Commissioners of the County of Westmoreland at a duly advertised public meeting with a quorum being present, this 17th day of September, 2020.

Upon review and recommendation of Melissa A. Guiddy, County Solicitor and John Walton, Warden, motion was made by Mr. Chew, seconded by Ms. Cerilli 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 Defibrillators (4) at the rate of **\$1,584.00**, for the period of December 30, 2020 through December 29, 2021

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

- (A) Addendum #1 to Energy/Facility Services Agreement with **Constellation NewEnergy, Inc. (formerly Constellation Energy Projects & Services Group, Inc.)**, approved January 27, 2011 for the installation of certain energy saving HVAC equipment at the Westmoreland County Courthouse in the amount of **\$2,138,877.00**; this project is funded by the 2019 Bond
- (B) Change Order #1 to Agreement with **Playing Surface Solution, Inc.**, dated June 4, 2020 for **“Northmoreland Park Rehabilitation-Phase I,” (Bid 20-25)** in the amount of **\$4,209.16 additional** (deduct in the amount of \$30,459.16, additions in the amount of \$26,250.00; New Total Agreement \$1,203,998.17)
- (C) Professional Services Agreement with **Underwater Consultants International, Inc.**, to perform mandated outlet works inspection at Northmoreland Dam, Bridgeport Dam and Mammoth Dam to meet DEP requirements, as per the fee schedule set forth in the agreement; estimated total amount is \$66,092.00
- (D) Schedule modification and revised completion date for the PennDOT Agreement L00043 with SAI, Inc., to provide Preliminary Design for the Westmoreland County Bridge project at North Irwin 4th Street; the revised completion at this time is October 31, 2021, This time extension is necessary to perform additional coordination with Norfolk Southern Railway Company regarding constructability and finish the Preliminary Engineering phase of the project. This project is funded through federal bridge funds and Act 13.
- (E) ECMS Project Specific Agreement L00421with **Gibson-Thomas Engineering Company, Inc.**, in the amount of **\$21,633.28** to perform Preliminary Design Phase I for the Westmoreland County Local Bridge Preservation project for bridges located in Derry and Ligonier Townships; and further authorize Mr. Gregory P. McCloskey, Director of Public Works, to electronically execute this agreement in the PA DOT ECMS System. The project is funded 80% Federal, 15% State and 5% Act 13.
- (F) Bids for **“Cedar Creek Sanitary Sewage Construction-Phase 3 & 5,” (Bid 20-40)**, were opened on September 1, 2020:

Name	Base Bid	Add Alt #1	Total Bid
Western Mountain, Inc.	\$133,967.58	\$13,000.00	\$146,968.58
Kimbery Contracting Services LLC	\$146,847.00	\$28,096.00	\$174,945.00
Green Mechanical Services	\$156,648.00	\$21,098.00	\$177,750.50
RJF Development Corp	\$151,740.00	\$26,200.00	\$177,943.00
Raffle Construction	\$169,700.00	\$52,000.00	\$221,705.00
Plavchak Construction Co.	\$252,015.00	\$58,000.00	\$310,021.00
McRandal Company Inc.	\$308,220.00	\$37,250.00	\$345,477.00

Award bid to **Western Mountain**, being the lowest bidder and meeting specifications in the amount of **\$146,968.58** (base bid + alternate #1); this project is funded by the 2019 Bond

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

- (A) Agreement with **SBM Electronics, Inc.**, for “**Verint Media Recording Solution**,” for Multi-PSAP Shared Recorder Project with the following counties; Armstrong, Fayette, Indiana, Somerset and Westmoreland; in the amount of **\$75,189.40** for the recorder pricing for the Westmoreland County portion (total amount \$385,122.80) and **\$23,500.00** for year one maintenance for Westmoreland County portion (total amount \$92,000.00); (the Shared Recorder Project is pursuant to Co-Stars #006-108); final approval subject to Solicitor review
- (B) **Resolution #R-48-2020**, providing a Memorandum of Agreement (MOA) and Memorandum of Understanding (MOU) authorizing cooperation and agreements with Armstrong County, Indiana County, Fayette County, Somerset County, Lawrence County, Butler County, Mercer County and Cambria County pertaining to the governance, operation and maintenance of a Regional Public Safety System Controller Switch for the Inter-County Regional Radio System (ICORRS); final approval subject to Solicitor review

RESOLUTION # R-48-2020

A Resolution of the County of Westmoreland Providing a Memorandum of Agreement (MOA) and Memorandum of Understanding (MOU) authorizing cooperation and agreements with Armstrong County, Butler County, Cambria County, Fayette County, Indiana County, Lawrence County, Mercer County and Somerset County pertaining to the governance, operation and maintenance of a Regional Public Safety Radio System Controller Switch for the Inter-county Regional Radio System (ICORRS)

BE IT RESOLVED AND ENACTED by the Board of Commissioners of Westmoreland County, in lawful session assembled that:

WHEREAS, the Inter-county Regional Radio System (ICORRS) is a regional digital interoperability public safety radio system providing for delivery of voice and data services to support the on-going public safety and non-public safety related activities in Armstrong County, Butler County, Cambria County, Fayette County, Indiana County, Lawrence County, Mercer County, Somerset County and Westmoreland County; and

WHEREAS, Westmoreland County, will “Consider, in cooperation with Armstrong County, Butler County, Cambria County, Indiana County, Lawrence County, Mercer County, Somerset County and Westmoreland County as members of the Inter-County Regional Radio System (ICORRS), the governance, operation and maintenance of hardware and software for a Project 25 digital radio network joint communications master site, located at the Westmoreland County Department of Public Safety 911 Center, for the cost to be shared equally by Armstrong, Butler, Cambria, Fayette, Indiana, Lawrence, Mercer, Somerset and Westmoreland Counties on an annual payment schedule. The master site upgrade and expansion created a common, standards driven, P25 platform that will support the continued growth of a wide-area fully interoperable regional communications system among the nine (9) counties, and contains all of the network servers, routers, switching infrastructure, system controllers, and management components that will make the wide-area P25 network fully operational;” and

WHEREAS, cost sharing agreements are authorized pursuant to the Intergovernmental Cooperation Act 53 Pa.C.S.A. § 2301 *et seq.*; and

WHEREAS, routine development of long range system plans, monitoring of system operations and development and support of interoperability processes and procedures will be governed by the Radio Communications Charter and Governance Procedures for ICORRS Users, attached as Exhibit A hereto; and

NOW, THEREFORE, BE IT RESOLVED AND ENACTED, that the County of Westmoreland shall enter into a joint Inter-county Regional Radio System (ICORRS) agreement with the County of Armstrong, County of Butler, County of Cambria, County of Fayette, County of Indiana, County of Lawrence, County of Mercer and the County of Somerset with respect to the Inter-county Regional Radio System (ICORRS) regional digital interoperability public safety radio system providing for delivery of voice and data services to support the on-going public safety and non-public safety related activities in substantially the form set forth in Motorola Service Agreement, Exhibit B, attached hereto and subject to the following terms:

1. The County of Armstrong, County of Butler, County of Cambria, County Fayette, County of Indiana, County of Lawrence, County of Mercer, County of Somerset, and County of Westmoreland, agree to share the cost of operating and maintaining a Regional Public Safety Radio System Controller Switch for the Inter-county Regional Radio System (ICORRS) and insurances to support same equally splitting the cost at 11.11 percent.
2. The duration of this agreement shall continue until terminated by the parties.
3. Any county wishing to terminate this agreement must provide a one-year written notification as to their intent to terminate the agreement to the other parties.
4. Any county that is a party to this agreement that chooses to dissolve the agreement or its participation will have no rights to the regional switch or its portion of ownership, as it supports vital public operations for the remaining parties to this agreement. Any costs to the remaining parties of this agreement to maintain the switch functionality will be invoiced to the county desiring to dissolve the agreement.
5. The purpose of this agreement is to provide for the sharing of the operations and maintenance of a Regional Public Safety Radio System Controller Switch for the Inter-county Regional Radio System (ICORRS) therefore.
6. No organizational structure is necessary for the administration or implementation of this agreement. The agreement shall be implemented as set forth in Paragraph No. 1 above.
7. No additional real or personal property shall be involved.
8. No new governmental entity will be formed to effectuate this intergovernmental agreement.

RESOLVED and enacted this 17th day of September, 2020, at a duly advertised public meeting with a quorum being present.

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

- (A) Bids for “**Casebinders for 2021,**” were opened on September 1, 2020:

Avail Business Systems	\$20,689.12
Tab Products Co.	\$21,905.46

Award bid to **Avail Business Systems**, being the lowest bidder and meeting specifications in the amount of **\$20,689.12**

Upon review and recommendation by James Albert, Sheriff 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 **Sheriff:**

- (A) Agreement with Westmoreland County Community College to provide Act 120 Training for the Westmoreland County Sheriff’s Department for a maximum of ten participants from October 4, 2020 to August 26, 2021 at the rate of \$4,950.00 per participant; final approval subject to Solicitor review

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

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

<u>Date</u>	<u>Map Number</u>	<u>Location</u>	<u>Bid Amount</u>
8.19.2020	14-02-09-0-185	City of Jeannette	\$1,177.64
8.25.2020	14-02-06-0-087	City of Jeannette	\$785.00
8.25.2020	02-02-07-0-005	City of Arnold	\$800.00
8.28.2020	58-14-00-0-023	Lowber	\$591.75
8.28.2020	24-03-11-0-359	City of New Kensington	\$624.00
9.1.2020	50-19-01-0-018	Adamsburg	\$500.00

- (B) Ratification of Agreement with **Bill Anderson Auctioneers LLC**, in the amount of **\$175.00**, for **auctioneer services**, to conduct the annual County Tax Sale Auction on September 14, 2020

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**:

- (B) Acceptance of Grant Award from the **Pennsylvania Commission on Crime & Delinquency**, in the amount of **\$187,545.00**, for **“Coronavirus Relief-Westmoreland County,”** for the project period January 20, 2020 through December 31, 2021
- (C) **Resolution #R-50-2020**, appointing the Director of Veteran’s Affairs to the County Advisory Committee of the Pennsylvania Commission for the United States Semiquincentennial (AMERICA250PA), which is to plan, encourage, develop and coordinate the commemoration of the 250th anniversary of the founding of the United States.

RESOLUTION #R-50-2020

WHEREAS, in July 2026, the United States of America will commemorate its 250th Anniversary; and

WHEREAS, the Commonwealth of Pennsylvania, through bi-partisan efforts of the legislature and the Governor, created the America250PA Commission, consisting of business, academic, and community leaders from Pennsylvania, to encourage Pennsylvanians to come together to celebrate the history of Pennsylvania and to plan, encourage, develop and coordinate the commemoration of the 250th anniversary of the founding of the United States; and

WHEREAS, America250PA has requested each of Pennsylvania’s 67 counties to appoint one auxiliary representative to the County Auxiliary Committee.

NOW THEREFORE, at a public meeting duly advertised with a quorum present, IT IS HEREBY RESOLVED that the Director of Veteran’s Affairs is appointed to the County Auxiliary Committee of the Pennsylvania Commission for the United States Semiquincentennial (AMERICA250PA).

RESOLVED and enacted this 17th day of September, 2020, at a duly advertised public meeting with a quorum being present.

- (D) **Resolution #R-51-2020**, authorizing expenditures under the County Relief Block Grant, including (1) an agreement with the Westmoreland County Federated Library System in an amount not to exceed \$141,000.00 for outdoor WiFi Expansion for Westmoreland County Federated Library System; and (2) for acquisition from Autoclear of an additional x-ray scanner and walk through metal detector, which are needed to reopen the lower park entrance and to maintain social distancing (Park Police items A and B); and (3) Intelligent UVC Disinfecting Machines for Westmoreland County (Westmoreland County item F)

#R-51-2020

WHEREAS, under the provisions of the Coronavirus Aid, Relief, and Economic Security Act (the “CARES Act”), the U.S. Department of the Treasury transferred funds to the Commonwealth of Pennsylvania to cover costs of the Commonwealth including (1) necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19); (2) not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government; and (3) incurred from March 1, 2020 to December 30, 2020; and

WHEREAS, under Article 1-C entitled Emergency COVID-19 Response, Subarticle D, Section 130-C, entitled County Block Grant of the Act of May 29, 2020 (the “Act”), the Commonwealth of Pennsylvania, acting through the Department of Community and Economic Development, as the Grantor was authorized to distribute funding to counties, such as Westmoreland, for the following purposes:

- (1) offsetting the cost of direct county response, planning and outreach efforts related to COVID-19;
- (2) small business grant programs to support businesses with fewer than 100 employees and to support businesses and other entities that are primarily engaged in the tourism industry;
- (3) grant programs to support the following entities for costs related to assisting businesses during the COVID-19 disaster emergency;
 - (i) certified economic development organizations;
 - (ii) local development districts;
 - (iii) industrial resource centers;
 - (iv) small business development centers;
 - (v) economic development corporations;
- (4) assistance to cities, boroughs, incorporated towns, or townships located within the County for response and planning efforts related to COVID-19;
- (5) behavioral health and substance use disorder treatment services;
- (6) nonprofit assistance programs for entities that are an exempt organization under Section 501(c)(3) or 501(c)(19) of the Internal Revenue Code of 1986;
- (7) broadband internet deployment with priority given to unserved or underserved areas; and

WHEREAS, the Commonwealth has made available to the County, as Grantee, \$31,508,670.00 (the “Grant Fund”), pursuant to the COVID-19 County Relief Block Grant, for eligible project costs incurred between March 1, 2020 and December 30, 2020; and

WHEREAS, the County, in order to offset the cost of direct county response, planning and outreach efforts related to COVID-19, wishes to authorize expenditures under the Grant Fund including: (1) a Subrecipient Agreement for Covid-19 County Relief Block Grant Funds with the Westmoreland County Federated Library System in an amount not to exceed \$141,000.00 for outdoor Wi-Fi Expansion for Westmoreland County Federated Library System; and (2) acquisition from Autoclear of an additional x-ray scanner (Model 6040-DVS in the amount of \$20,650.00 pursuant to GSA-Contract GS-07F-184GA) and walk through metal detector (Model PD 6500i in the amount of \$3,895.00), which are needed to reopen the lower park entrance and to maintain social distancing; and (3) acquisition of Intelligent UVC Disinfecting Machines for Westmoreland County totaling \$348,405.00 pursuant to Bid 20-45 awarded to Safe Office Cleaning Solutions d/b/a Safe Space Technology.

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

The County of Westmoreland, through its Board of Commissioners, do hereby authorize expenditures under the Grant Fund in order to offset the cost of direct county response, planning and outreach efforts related to COVID-19, including: (1) a Subrecipient Agreement for Covid-19 County Relief Block Grant Funds with the Westmoreland County Federated Library System in an amount not to exceed \$141,000.00 for outdoor Wi-Fi Expansion for Westmoreland County Federated Library System; (2) acquisition from Autoclear of an additional x-ray scanner (Model 6040-DVS in the amount of \$20,650.00 pursuant to GSA-Contract GS-07F-184GA) and walk through metal detector (Model PD 6500i in the amount of \$3,895.00), which are needed to reopen the lower park entrance and to maintain social distancing; and (3) acquisition of Intelligent UVC Disinfecting Machines for Westmoreland County totaling \$348,405.00 pursuant to Bid 20-45 awarded to Safe Office Cleaning Solutions d/b/a Safe Space Technology.

RESOLVED and enacted this 17th day of September, 2020, at a duly advertised public meeting with a quorum being present.

- (E) First Amendment to COVID-19 County Relief Block Grant Contract with the Commonwealth of Pennsylvania, acting through the Department of Community and Economic Development to reflect changes to Appendix C.
- (F) Bids for “**Intelligent UVC Disinfecting Machines for Westmoreland County,**” (Bid 20-45), were opened on September 15, 2020:

Stratpro Technologies, LLC \$143,760.00-Reject Bid
(did not provide the required deviation specifications per paragraph 6 of the bid specifications and only provided robot information and did not provide any UVC Disinfection Cart information)

Dimer LLC \$270,000.00-Reject Bid
(equipment is not autonomous, there must be an operator and machines did not have a safety sensor; the operator must shut off the machines and the light bulb wattage does not meet the wattage specifications)

Safe Office Cleaning Solutions d/b/a Safe Space Technology \$348,405.00

Award bid to **Safe Office Cleaning Solutions d/b/a Safe Space Technology**, being the only bidder meeting specifications in the amount of **\$348,405.00**; this project is funded by CARES Act Funding

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

- (A) Re-Bids for “**Dietary Roof & Air Handling Unit Replacement,**” (Bid 20-41), were opened on September 1, 2020:

Package A - General Roofing				
Bidder	Base Bid	Deduct Alternate 1	Add Alternate 2	Add Alternate 3
David M. Maines Associates, Inc.	\$450,396.00	(\$63,402.00)	0	0
Pennsylvania Roofing Systems, Inc.	\$543,000.00	(\$28,000.00)	\$20,000.00	\$14,000.00
Package B - Mechanical				
Bidder	Base Bid	Deduct Alternate 1	Add Alternate 2	Add Alternate 3
John Hall Inc.	\$147,700.00	0	\$14,000.00	0
Huckestein Mechanical Services, Inc.	\$159,875.00	0	0	0
Hranec Sheet Metal	\$174,000.00	0	\$8,000.00	0
SSM Industries, Inc.	\$174,700.00	0	\$8,000.00	\$14,000.00
Controlled Climate Systems, Inc.	\$177,300.00	0	\$6,000.00	0

Award bid to **David M. Maines Associates, Inc.**, being the lowest bidder and meeting specifications in the amount of **\$450,396.00 for General Roofing (BASE BID AMOUNT)** and to **John Hall Inc.**, being the lowest bidder and meeting specifications in the amount of **\$147,700.00 for Mechanical Base Bid + \$14,000.00 Alternate #2; Total Amount \$161,700.00**

- (B) HIPAA Business Associate Agreement with PointClickCare
- (C) Carequality Connection Terms Addendum to Master Subscription Agreement with PointClickCare, approved March 27, 2014
- (D) Laboratory Services Agreement for COVID-19 Testing with **Excelsa Health d/b/a Westmoreland Regional Hospital** at the rate of \$105.00 per staff test (testing is now required for staff by CMS based on community activity level).

* * * * *

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 **2020 Budget** for Westmoreland County, as prepared by the Department of Financial Administration

Motion was made by Mr. Chew, seconded by Ms. Cerilli and it was unanimously agreed to adjourn the meeting at 10:41am

Certified by,

Gina Cerilli, Esq.
Secretary