

BUTLER COUNTY BOARD OF COMMISSIONERS
Public Meeting
Wednesday, March 19, 2014
10:00 a.m.

MINUTES

PRESENT:

Chairman William L. McCarrier
Commissioner A. Dale Pinkerton
Commissioner James Eckstein
Michael K. English, County Solicitor
Amy Wilson, Chief Clerk/Dir. Admin.
Peggy Abersold, Conf. Adm. Assistant
Joyce Ainsworth, Children & Youth
Lori Altman, Human Resources
Steve Bicehouse, Emergency Services
Shari Brewer, Elections
John Campbell, Facilities & Operations
Kim Geyer, Conf. Adm. Assistant
Richard Goldinger, District Attorney
Kevin Gray, Planning
Benjamin Holland, Controller
Tom Holman, Court Administration
Brian Karenbauer, Sheriff's Office
Sheryl Kelly, Recycling & Waste Mgmt.
Diane Marburger, Treasurer
Sue Murray, Sunnyview
Gary Pinkerton, Parks & Recreation
Carmine Scotece, Human Services
Maria Thomas, Recording Admin. Asst.

Visitors:

Shalom Auerbach, Investment 360
Mark Barkai, Investment 360
Jonathan Bleier, Investment 360
Pat Casey
Matthew Dec, Butler
Tom Demko, Stantec
Anthony Ditka, Dinsmore & Shohl
Sandie Egley
Eli Friedman, Investment 360
Lisa Goldman
Mark Krenitsky, Connoquenessing
Nancy Nalepa, Washington Twp.
Bruce Peckman, Investment 360
Mike Preston, Stantec
Jim Saeler, Fairview Twp.
Carol Scott
Mark Slupe, Butler
Jacob Sod, Investment 360
Jimmy Steighner, East Butler
Nate Werner, Stantec

Media:

Carmen Bianco, Armstrong
Justin Guido, Butler Eagle
Kayla Molczan, Butler Media Group
Tom Victoria, Butler Eagle

CALL MEETING TO ORDER

The regular public meeting of the Butler County Board of Commissioners was called to order by Chairman McCarrier at 10:06 a.m. on Wednesday, March 19, 2014, in the Public Meeting Room of the Butler County Government Center.

MOMENT OF SILENT PRAYER/PLEDGE OF ALLEGIANCE

A moment of silent prayer was observed, followed by the Pledge of Allegiance.

PUBLIC COMMENT

Peggy Abersold of Middlesex Township made several community announcements.

Commissioner Eckstein spoke about the sale of Sunnyview as well his report from December 2013.

Jimmy Steighner of East Butler spoke about the Commissioners and Sunnyview.

Commissioner Eckstein responded to Mr. Steighner.

Matthew Dec of Butler spoke about the Butler County Bar Association, Commissioner Eckstein, and the Judges of Butler County. County Solicitor Michael English interrupted Mr. Dec, requesting that he speak only about business before the Board. Mr. Dec spoke about the sale of Sunnyview.

Mark Krenitsky spoke in favor of selling Sunnyview. Mr. Krenitsky also spoke about the addition of staff hours in the Sheriff's office, the Alameda Park bathroom, Mars School Board not selling gas rights, and inspectors going to Commissioner Eckstein's house in Evans City.

APPROVAL OF MINUTES

Chairman McCarrier called for a motion to approve the minutes of the March 3, 2014, agenda-setting meeting and the March 5, 2014, public meeting. Commissioner Pinkerton made the motion. The motion carried unanimously.

OLD BUSINESS

A. Parks & Recreation

1. Gary Pinkerton requested to award the bid for the restroom construction project at Alameda Park to Boben Construction of West Sunbury, PA, in the amount of \$272,800.

Commissioner Pinkerton made the motion. The motion carried unanimously.

PROCLAMATIONS AND CERTIFICATES

None.

BOARD OF ELECTIONS

1. Voting District Changes:

- a. Shari Brewer requested approval to move Cranberry West 3 from the Christ Baptist Church, 2721 Rochester Road, to the Cranberry Twp. Building Council Chambers, 2525 Rochester Road. The reason for the move is due to a scheduling conflict at the church.

Commissioner Pinkerton made the motion. The motion carried unanimously.

- b. Ms. Brewer requested approval to move Cranberry West 5 from the Cranberry Twp. Building Council Chambers, 2525 Rochester Road, to St. Ferdinand Church in Olenski Hall, 2535 Rochester Road. The reason for the move is to make room for West 3 in the Twp. Building.

Commissioner Eckstein made the motion. The motion carried unanimously.

2. Ms. Brewer requested approval to appoint Gail Paserba, Kathy Ferdinandsen, and Karen Barbaty to the Computation Board for the May 20, 2014, Primary Election and the November 4, 2014, General Election.

Commissioner Pinkerton made the motion. The motion carried unanimously.

NEW BUSINESS

A. Treasurer's Office

1. Treasurer Diane Marburger made a public announcement that her office is now accepting property tax payments online for Butler City, Callery Borough, West Sunbury Borough, and Valencia Borough. Treasurer Marburger also spoke about Dog License Awareness Month in March.

B. District Attorney's Office

1. District Attorney Richard Goldinger requested permission to apply for the 2014-2015 Victims of Juvenile Offenders (VOJO) grant in the amount of \$21,325.

Commissioner Pinkerton made the motion. The motion carried unanimously.

C. Court Administration

1. Tom Holman requested approval of a grant application to PCCD for the Day Reporting Center program.

Commissioner Pinkerton made the motion. The motion carried unanimously.

2. Mr. Holman requested approval of an addendum to the contract with SCRAM for the provision of an additional, less-expensive transdermal alcohol sensing package. Daily fee is \$7.00 for each SCRAM Remote Breath Device actively assigned to an offender.

Commissioner Pinkerton made the motion. The motion carried unanimously.

3. Mr. Holman requested approval to apply for additional treatment dollars out of the Day Reporting Center grant for 2013-2014.

Commissioner Eckstein made the motion. The motion carried unanimously.

D. Emergency Services

1. Steve Bicehouse requested the reappointments of Ray Steffler, Jay Grinnell, and Joe McCombs to the Communications Council for three-year terms ending in March 2017.

Commissioner Eckstein made the motion. The motion carried unanimously.

2. Mr. Bicehouse requested renewal of a maintenance agreement with Eaton Corp. for the UPS at the 911 Center in the amount of \$6,951.

Commissioner Pinkerton made the motion. The motion carried unanimously.

3. Mr. Bicehouse requested approval of a provisioning agreement with Consolidated Communications to remove the 911 trunks from the 911 Center and route them through the CenturyLink routers.

Commissioner Pinkerton made the motion. The motion carried unanimously.

4. Mr. Bicehouse requested approval of a contract with JH Consulting for a commodity flow study to be done in Butler County as part of the Hazardous Materials Emergency Preparedness grant. The project fee is \$5,000.

Commissioner Pinkerton made the motion. The motion carried unanimously.

5. Mr. Bicehouse requested approval to sign up with Active911, a web-based alerting software program for the Hazmat Team, Water Rescue Team, and Special Medical Response Team to allow response coordination by text at a fee of \$11.00/device, not to exceed \$1,000.00. There is no cost to the County.

Commissioner Pinkerton made the motion. The motion carried unanimously.

E. Prison

1. On behalf of Warden Rick Shaffer, Chief Clerk Amy Wilson requested approval of an intergovernmental agreement with the PA Department of Corrections as a third-party mechanism for individuals to report allegations of sexual abuse under the Prison Rape Elimination Act (PREA), as recommended by Prison Board. There is no cost to the County; this is more of a "hold-harmless" agreement.

Commissioner Eckstein made the motion. The motion carried unanimously.

2. Chief Clerk Wilson requested approval of Amendment #5 to the contract with Trinity Services, by and through its Canteen Correctional Services Division, to extend the term of the agreement to December 31, 2014, at a per meal cost of \$1.262, effective January 1, 2014, as recommended by Prison Board.

Commissioner Eckstein made the motion. The motion carried unanimously.

F. Facilities & Operations

1. John Campbell requested approval to revise the start date for the contract with Pitney Bowes for the SendSuite Live system (electronic certified mail) from September 30, 2013, to December 30, 2013, to align with the our actual go-live date. The term of the contract remains 63 months.

Commissioner Eckstein made the motion. The motion carried unanimously.

The following item appears on the agenda as Item L.4(b); however, it was taken at this point in the public meeting.

2. Mr. Campbell requested approval of a proposal from Pedersen & Pedersen for professional services for construction observation and certification services as required by the Conservation District for the storm water management system to be constructed for the project.

Commissioner Pinkerton made the motion. The motion carried unanimously.

G. Human Services

The following items appeared on the agenda in opposite order, but were presented to the Board in the order set forth below at Mr. Scotece's request.

1. Carmine Scotece requested approval to renew an ongoing license and support agreement for the Laserfiche document imaging system. The annual cost is \$5,312.

Commissioner Pinkerton made the motion. The motion carried unanimously.

2. Mr. Scotece requested authorization to provide a stipend to Alternative Dispute Resolution (ADR) panel members in the amount of \$250 per day, including approval to compensate the panel that recently devoted six days to an ADR matter at the \$250/day rate, for a total of \$1,500.

Commissioner Eckstein stated that this rate is too high and he is against paying the panel retroactively. Chairman McCarrier and Commissioner Pinkerton responded to Commissioner Eckstein.

Commissioner Pinkerton made the motion. The motion carried with Commissioner Eckstein voting no.

H. Human Services – Children & Youth Agency

1. Joyce Ainsworth requested re-appointment of Paula Opalka for another three-year term on the Children & Youth Advisory Board, expiring April 30, 2017.

Commissioner Pinkerton made the motion. The motion carried with Commissioner Eckstein voting no.

I. Planning Commission – Bridge Program

1. Kevin Gray requested approval for the County Solicitor and himself to prepare an agreement with Fairview Township for repair of the Liggett Station Bridge.

Commissioner Pinkerton made the motion. The motion carried unanimously.

J. Recycling & Waste Management

1. Sheryl Kelly requested ratification of the approval of radio ads for Recycling events. The total cost for these ads will be \$700 per set, or \$3,500 total.

Commissioner Eckstein made the motion. The motion carried unanimously.

K. Sunnyview Nursing and Rehabilitation Center

1. Sue Murray requested approval to write off uncollectable accounts amounting to \$301,155.98.

Commissioner Pinkerton made the motion. The motion carried unanimously.

L. Commissioners

1. Commissioner Eckstein requested a motion to appropriate \$5,900 from the 2013 Marcellus Legacy Fund to 3MJC, the nonprofit organization assisting Moraine, McConnell's Mills, and Jennings Center, to assist with their ADA garden construction project at Jennings Environmental Educational Center and Park, contingent upon financial statements being filed.

Commissioner Eckstein made the motion. The motion carried unanimously.

2. Chief Clerk Wilson requested approval of a bond through C.W. Howard Insurance for the Tax Claim Director. The premium amount is \$4,327 for a four-year period.

Commissioner Pinkerton made the motion. The motion carried unanimously.

3. Chief Clerk Wilson requested adoption of Ordinance #2014-01 authorizing the issuance of 2014 Bonds to refund the County's Series 2004 General Obligation Bonds. Anthony Ditka of Dinsmore & Shohl gave a presentation explaining the ordinance.

Commissioner Eckstein questioned why the Prison and new building bonds are not being combined. There was discussion regarding going out for bids versus issuing RFPs. Mr. Ditka noted that the proceeds are solely for refunding the 2004 bonds.

Commissioner Pinkerton made the motion. The motion carried with Commissioner Eckstein voting no.

4. Actions related to the Magisterial District Justice office project in Cranberry Township:
 - a. Chief Clerk Wilson requested the adoption of Resolution #2014-07 authorizing the closing on the purchase of property.

Commissioner Pinkerton made the motion. The motion carried unanimously.

- b. This item regarding approval of Pedersen & Pederson for professional services for construction observation and certification services was taken earlier in the meeting and can be found at F.2.

5. Actions related to Government Center Annex project:

Jon Thomas of Thomas & Williamson gave a presentation regarding the project. The following items are in a different order than they appear on today's agenda.

- a. Mr. Thomas requested approval of a Project Labor Agreement, subject to solicitor review.

Commissioner Eckstein made the motion. The motion carried unanimously.

- b. Mr. Thomas requested approval of construction documents and final project budget in the amount of \$14,090,423.

Commissioner Pinkerton made the motion. The motion carried with Commissioner Eckstein voting no.

- c. Mr. Williamson requested approval to advertise for construction bids.

Commissioner Pinkerton made the motion. The motion carried with Commissioner Eckstein voting no.

6. Chief Clerk Wilson requested the adoption of a resolution approving the Asset Purchase Agreement and Operations Transfer Agreement for the sale of Sunnyview. Solicitor English explained the Agreements and introduced the Investment 360 group.

Commissioner Eckstein spoke about Investment 360 and Rotarian values. Chairman McCarrier and Commissioner Pinkerton responded to Commissioner Eckstein.

Commissioner Pinkerton made the motion. The motion carried with Commissioner Eckstein voting no.

BUDGETARY TRANSFERS

Chairman McCarrier asked for a motion to approve the budgetary transfers. Commissioner Pinkerton made the motion. The motion carried unanimously.

APPROVAL OF NEW HIRES

Chairman McCarrier asked for a motion to approve the new hires. Commissioner Pinkerton made the motion. The motion carried unanimously.

TRAVEL REQUESTS

Chairman McCarrier asked for a motion to approve the travel requests. Commissioner Eckstein made the motion. The motion carried unanimously.

REQUISITIONS

Chairman McCarrier asked for a motion to approve the requisitions. Commissioner Pinkerton made the motion. The motion carried unanimously.

CHECK REGISTER

Chairman McCarrier asked for a motion to approve the check register. Commissioner Pinkerton made the motion. The motion carried unanimously.

CONFERENCE TIME WITH MEDIA

Chairman McCarrier suspended the minutes for conference time with the media. Following media questions, the minutes resumed.

ADJOURNMENT

Commissioner Pinkerton made a motion to adjourn. The meeting adjourned at 11:42 a.m.

NEXT AGENDA-SETTING MEETING, Monday, March 31, 2014, 9:30 a.m.

NEXT PUBLIC MEETING, Wednesday, April 2, 2014, 10:00 a.m.

Respectfully submitted,

Maria Thomas
Recording Administrative Assistant

Date Approved: April 2, 2014