

August 24, 2010

McKean County Commissioners in regular session assembled on Tuesday, August 24, 2010 at 10:00 AM in the Commissioners meeting room. Present were Commissioners Joseph DeMott, Al Pingie, and Judy Church, Chief Clerk, Audrey Irons, Solicitor, Dan Hartle. Also present were Kathy Roche, Sandy Thompson, Bill Chittester, Cathy Langella, Deborah Lunden, Angelia Tennies, and Martha Knight.

The meeting was called to order by Mr. DeMott, followed by the Pledge of Allegiance and a moment of silence.

Mrs. Church – Commented that the county had a very good fair this year. The Commissioners were a sponsor and I am glad it is over.

Mr. DeMott – Thanked Judy and the fair board for all their hard work that went into organizing the events, etc. for the fair.

Moved by Mr. Pingie, seconded by Mrs. Church, to approve the minutes of the August 10, 2010 meeting.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Mr. DeMott – Opened the meeting for public comment.

Cathy Langella – Asked about agenda number I. on the agenda – it says decision on special agreement to stay tax sale for Ronald & Catherine Langella – what is this?

Mrs. Roche – Ron stopped in my office and asked for a special agreement and explained the process to him, and I told him that it had to go before the Commissioners for their approval.

Ms. Langella – I was not aware of this. I am here today for something totally different.

Moved by Mr. Pingie, seconded by Mrs. Church, to accept the bid of Karpinski's Office Systems (KOS) in the amount of \$47,736.60 for leasing five (5) new copy machines for use by the county.

Mr. DeMott – Mentioned that the other bids that were received were from Acme Business Machines in the amount of \$50,182.80, from the James B. Schwab Co. in the amount of \$52,652.40, from IKON in the amount of \$53,946.00, and from the Xerox Corp. in the amount of \$72,007.80.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

WHEREAS, it is now the time and place as advertised for the purchase of opening bids for trash collection and

WHEREAS, the following bid was received:

1. Troutman Sanitation, P.O. Box 39, Mt. Jewett, Pa. 16740-0039
Jail location - \$420 per month – pick up will be Monday and Thursday of each week. Route 6 location - \$420.00 per month – pick up will be Monday and Thursday of each week.

NOW, THEREFORE BE IT RESOLVED that after reviewing said bid the McKean County Commissioners accept the bid of Troutman Sanitation in the amount of \$840.00 per month for trash collection for the two locations for the county.

The above resolution was moved by Mr. Pingie, seconded by Mrs. Church.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Moved by Mr. Pingie, seconded by Mrs. Church, to issue a real estate tax refund to Deborah Babcox in the amount of \$206.90 to correct an error in her assessment.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Moved by Mr. Pingie, seconded by Mrs. Church, to issue real estate tax exemptions to the following:

1. Allegheny Highlands Council (Boy Scouts of America) – 41.60 acres of land on Rew Service Road, Rew, Pa. – as they are a charitable organization.
2. Bradford Area School District - .38 acres of land and building on 151 Interstate Parkway, Bradford, Pa. – property will be used for storage for school district – property was previously a mini mart.
3. Redevelopment Authority - .06 acres of land and store front bldg. on 6 N. Main Street, Port Allegany, Pa. – they are a political subdivision of the Commonwealth.
4. Redevelopment Authority - .06 acres of land on 207 E. Main Street, Smethport, Pa. – they are a political subdivision of the Commonwealth.
5. Redevelopment Authority - .23 acres of land on Greeves Street, Kane, Pa. – they are a political subdivision of the Commonwealth.
6. Redevelopment Authority - .19 acres of land and bldg. on 127 Greeves Street, Kane,

Pa. – building is scheduled for demolition and they are a political subdivision of the Commonwealth.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Moved by Mr. Pingie, seconded by Mrs. Church, to enter into a renewal agreement with ESI Employee Assistance Group for an employee assistance program for the county employees. The cost of the agreement is \$9,071.14 and is effective September 1, 2010 through August 31, 2011.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Moved by Mr. Pingie, seconded by Mrs. Church, to approve the Needs Based Plan and Budget for fiscal years 2009/2010; 2010/2011; and 2011/2012 for the Department of Human Services.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Moved by Mr. Pingie, seconded by Mrs. Church, to enter into agreements with the following service providers for the Department of Human Services for fiscal year 2010-2011 subject to review by our solicitor.

CYS

Diakon Youth Services
George Junior Republic in Pa.
Glade Run Lutheran Services
Glen Mills School
Harborcreek Youth Services
Laurel Youth Services
Pathways Adolescent Center
Pyramid Healthcare, Inc.
Vision Quest
White Deer Run

Letter of Agreements/Understandings

Alcohol and Drug Abuse Services
Beacon Light Behavioral Health Systems
Beacon Light-McKean Outpatient Services
Community Nurses
NeuroPsychiatry Center
Shipperville Project Point of Light

Sugar Valley Lodge

McKean County Mental Health Review Officer Agreement

Stanley E. Pecora, Jr.

Resource Family Contract (Foster Care)

Mike and Jan Curcio
Cheryl Ishman

MH/MR Contractual Agreement

Devereux Foundation Pocono Center
Dickinson Mental Health Center

MH Delegate

Terry Songer

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Moved by Mr. Pingie, seconded by Mrs. Church, to adopt the following resolution.

RESOLUTION 13 OF 2010

WHEREAS, the North Central Pennsylvania Greenways Plan was completed in accordance with the Grant Agreement between the North Central Pennsylvania Regional Planning and Development Commission and the Commonwealth of Pennsylvania, Department of Conservation and Natural Resources Grant Program Agreement No. BRC-TAG-13.6-593.

WHEREAS, the North Central Pennsylvania Greenways Plan and related materials are acceptable to the County of McKean; and

WHEREAS, the information and recommendations related to McKean County contained in the North Central Pennsylvania Greenways Plan will be used to guide future decisions related to greenways, trails, and open space within McKean County.

WHEREAS, the County Planning Commission has held at least one public meeting pursuant to Section 302 of the Pennsylvania Municipalities Planning Code, as amended, and that the comments received at the public meeting were duly noted; and

WHEREAS, the County Planning Commission reviewed and recommended the North Central Pennsylvania Greenways Plan for adoption by the McKean County Board of Commissioners on July 13, 2010; and

WHEREAS, the McKean County Board of Commissioners held a public hearing on August 10, 2010, pursuant to Section 302 of the Pennsylvania Municipalities Planning Code, as amended, and that the comments received at the public hearing were duly noted;

NOW, THEREFORE, this 24th day of August 2010 the Board of Commissioners of the County of McKean, a 6th class county under the laws of the Commonwealth of Pennsylvania, hereby RESOLVES and enacts as follows:

1. That, pursuant to the recommendation of the McKean County Planning Commission, dated July 13, 2010 and attached hereto, the North Central Pennsylvania Greenways Plan is hereby approved and adopted as an Amendment to the McKean County Comprehensive Plan, a copy of which is attached hereto and by reference made part hereof.
2. That, the Board of Commissioners, for and on behalf of the County of McKean, is hereby authorized to execute one duplicate counterparts of said Resolution and the Chief Clerk of the County of McKean is hereby directed to attest the due execution thereof and to affix the Seal of the County of McKean thereto.
3. It is further RESOLVED, that the Chief Clerk, County Solicitor, and other appropriate officials and staff of the County are hereby authorized to take all necessary and incidental actions necessary to carry out the actions set forth in this Resolution.
4. Any resolution or part of a resolution conflicting with the provisions of this Resolution is hereby repealed insofar as the same affects this Resolution.
5. The County Chief Clerk shall distribute copies of this Resolution to the proper officers and other personnel of McKean County whose further action is necessary to achieve the purpose of this Resolution.

Mr. DeMott – Asked Debbie if the plan included the suggested changes after the last public meeting?

Mrs. Lunden – Yes, we had our public hearing on August 10th and all the changes that were requested have been made so everything that was requested has been done so we should be good to go on the adoption of the plan.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Mr. Pingie – Mentioned that he and Joe took a field trip with Mr. Chittester along this route and we found a number of properties and right of ways that were subject to this trail. On the study – will the study come back to us to determine what we can't do with that?

Mrs. Lunden – Yes, once the feasibility study gets underway – it will take about 9 months to complete. Hopefully, it will be started in September and again there will be a lot of public participation varying that study process and then the Commissioners will get to review it and have input into it to see what the final result will be and adopt it at the end of the process. It very well may end up being different in each county.

Mrs. Church – Did you put any of the people that were at the public hearing that requested to be on committees on any of the committees?

Mrs. Lunden - We haven't formed our committee yet. We have to get businesses involved and all type of trail uses and property owners – so we are looking at all four counties to try to decide who would best suit those roles so we are still forming the committee – I do have the recommendations from the people that did volunteer and we will definitely get a property owner on there from McKean County – I have Bill Chittester and Bill Belitsus names – one of them will be on it – we can't put both of them on it, because we need to have someone from the business sector from that area too and I am looking to see who might fit that role.

Mr. DeMott – I would like to thank Mr. Chittester for the tour – it was enlightening to actually see how close the line is to a number of properties in that area.

Mrs. Lunden – The consultant will be doing that too. They will be either going out walking or mountain biking the whole corridor and GPS points and getting it all down so they can really have a good idea of the plan.

Mrs. Church – I am sorry I couldn't make the tour, but I will be up.

Moved by Mr. Pingie, seconded by Mrs. Church, to accept the following bids for the stream bank stabilization projects.

Property Owner	Contractor	Bid Amount
Caulkins	Solveson Contracting, Inc.	\$ 8,700.00
Kinney	Thompson's Diversified Services	\$ 3,731.75
Bell	Solveson Contracting, Inc.	\$ 8,400.00
Ayers	Solveson Contracting, Inc.	\$ 4,850.00
DeCorte	Emporium Contracting	\$ 2,814.00
Niggel	Ayers Contracting	\$ 2,107.00
Headwaters	Emporium Contracting	\$ 3,642.00
Total		\$34,244.75

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Ms. Thompson – Mentioned that the funding for the projects are through their fish and boat grants. The Caulkins project is located in Port Allegany Borough on Lillibridge Creek. The Kinney project is on the Allegheny Portage stream. The Bell project is located on Bells Run in Shinglehouse. The Ayers project is located off Route 44 at the mouth of Bells Run. The DeCorte project is located on Sullivan Street in Bradford. The Niggel project is located on Willow Creek in Bradford. The Headwaters project is located on Droney Road outside of Lewis Run.

Mr. DeMott – And the above projects were bid so the projects could be awarded individually?

Ms. Thompson – Correct.

Moved by Mr. Pingie, seconded by Mrs. Church, to approve a special agreement to stay tax sale for Ronald & Catherine Langella subject to them paying their outstanding per capita tax of \$205.00, making their first payment, and signing the agreement.

Mrs. Roche – Mentioned that Mr. Langella had requested the special agreement - a typical agreement to remove a property for sale is 4 payments with 25 % down at that time and the Langella's have just come out of bankruptcy recently and they owe 2005, 2006, 2007, and 2008 taxes which is an exorbitant amount to pay all at once to be removed from the tax sale, so I am asking for your approval to allow 20 payments of about \$185.00 a month to allow them to get caught up on their delinquent taxes and they would also have to pay their outstanding per capita taxes in the amount of \$205.00 and they would have to make their first payment and sign the agreement.

Mr. Pingie – And you are saying that the per capita tax has to be paid in full prior to the agreement?

Mrs. Roche – Yes.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Moved by Mr. Pingie, seconded by Mrs. Church, to appoint Ray Learn as the Appeal Officer for McKean County under the Pennsylvania Right to Know Law.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Mr. DeMott – Opened the meeting for public comment.

Ms. Langella – Was present at the meeting to ask the Commissioners questions concerning Cheryl Magnotta’s incarceration in the McKean County Jail in 2007 and 2008 and her serious illness in early 2008.

Moved by Mr. Pingie, seconded by Mrs. Church, to adjourn the meeting.

Vote on the above resolution, DeMott – yes. Pingie – yes. Church – yes. Three – yeas. No – nays. Carried.

Chief Clerk