

September 14, 2010

McKean County Commissioners in regular assembled on Tuesday, September 14, 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 Angelia Tennes, Martha Knight, and Sylvia Davenport.

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

Moved by Mr. Pingie, seconded by Mrs. Church, to approve the minutes of the September 14, 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.

No public comment.

Moved by Mr. Pingie, seconded by Mrs. Church, to approve payment of the following invoices:

1. YWCA - \$3,724.00 – representing the September payment for the Homeless Assistance Program that they administer for the county – Grants Public Welfare Fund.
2. Annin Township - \$12,284.00 – representing payment for their 2009 and 2010 Liquid Fuel Project – Liquid Fuel Fund.
3. Keating Township - \$9,975.00 – representing payment for their 2010 Liquid Fuel Project – Liquid Fuel Fund.

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

Moved Mr. Pingie, seconded by Mrs. Church, to approve a county aid application for Lewis Run Borough in the amount of \$1,191.00 for the year 2010.

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 refunds to the following:

1. John & Melinda Wood - \$355.66 – property was granted Veteran’s Exemption for the year 2010.
2. Partnership in Housing, Inc. - \$815.21 – property was granted exempt status for the year 2010.

3. Redevelopment Authority - \$272.47 – property was granted exempt status for the year 2010.
4. Partnership in Housing, Inc. - \$16.17 – property was granted exempt status for the year 2010.
5. Daniel & Tammy Patterson - \$201.27 – property was assessed in error with the wrong outbuilding for the years 2005 through 2009.
6. Charles Fralich - \$208.80 – property was assessed in error with the wrong outbuilding for the years 2005 through 2010.

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 an agreement with Johnson, Mirmiran & Thompson for consulting services for the Knox Kane Rail Corridor Feasibility Study.

Mr. DeMott – Mentioned that this agreement is in cooperation with 3 other counties to study the potential use of that rail corridor.

Martha Knight – Is that for the Kane area?

Mr. DeMott – Yes, it runs from the Kinzua Bridge back through Kane and then down to Marienville and on down to Knox.

Ms. Knight – Does that relate to the Greenways Plan?

Mr. DeMott – That relates to the people that came to talk at our last couple of meetings – Mr. Chittester was here to talk about that – there are a number of residents from Kane towards the Kinzua Bridge who are concerned about the possibility of having snowmobiles or ATV's in their back yards on that trail.

Ms. Knight – And this is one of the study's that Debbie Lunden said they would be doing?

Mr. DeMott – Yes.

Ms. Knight – Are these the same counties that would be involved in the Greenways Plan?

Mr. DeMott – The Greenways Plan was done through North Central so actually it is different counties. The counties involved here are McKean, Elk, Forest, and Clarion, although the study was mentioned in the Greenways Plan, but our Greenways Plan was actually done in conjunction with the other five counties in North Central rather than Forest and Clarion.

Ms. Knight – But this will be reflected in the uses that are to be determined?

Mr. DeMott – Yes, and if you recall when Mr. Chittester was here at our meeting, Debbie had mentioned that there would be an advisory committee appointed and it is my understanding that Mr. Chittester was appointed to serve on the committee to represent those concerned citizens..

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 apply for grant funds from the Pennsylvania Emergency Management Agency (PEMA) for federal reimbursement for salaries and benefits for the county’s EMA staff for the period of October 1, 2010 through September 30, 2011. Grant amount requested is \$78,809.21.

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 Central Westmoreland Council of Governments Vehicle Purchasing Program to allow McKean County to participate in their vehicle and equipment bidding process. The membership dues are \$175.00 for the 2009-2010 fiscal year.

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 an agreement with R. W. Larson Associates, P.C. for the Domestic Relations Office Project.

Ms. Knight – Haven’t they already been doing work for the county?

Mr. DeMott – Yes, they have been doing a lot of work for the county and they were already under contract with the county – this just clarifies the work for the Domestic Relations Project.

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 16 OF 2010

A RESOLUTION DESIGNATING THE McKEAN COUNTY INDUSTRIAL DEVELOPMENT COUNCIL, INC. AS THE INDUSTRIAL DEVELOPMENT ORGANIZATION FOR McKEAN COUNTY FOR FISCAL YEAR 2010-2011

WHEREAS, the General Assembly of the Commonwealth of Pennsylvania has enacted and amended the Industrial Development Assistance Law for the purpose of promoting the welfare of the people of the Commonwealth by the rendering of financial assistance to industrial development organizations engaged in promoting the development and expansion of business, industry and commerce in the respective counties of the Commonwealth; and

WHEREAS, pursuant to the provisions of the Industrial Development Assistance Law, only one such industrial development organization shall be designated and qualified in each county to receive such financial assistance in accordance with the provision of said law; and

WHEREAS, to so qualify for such financial assistance an industrial development organization must be designated for that purpose by the Board of County Commissioners of the county which such industrial development organization is to represent; and

WHEREAS, the McKean County Industrial Development Council, Inc., with its principal office at 17137 Route 6, Smethport, PA 16749 has been designated by the Board of Commissioners of the County of McKean to be the industrial development organization to represent said county for the purposes of the Industrial Development Assistance Law.

NOW THEREFORE, this 14th day of September 2010, it is hereby **RESOLVED** and enacted as follows:

That the McKean County Industrial Development Council, Inc., is hereby designated as the Industrial Development Organization for the County of McKean to receive the Local Economic Development Assistance Program (LEDA) funds for McKean County, with full power and authority to represent said county in all matters relevant to and for all purposes of the Industrial Development Assistance Law subject to the approval of the Pennsylvania Department of Community and Economic Development for fiscal year 2010-2011.

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 proclaim the week of September 19 through September 25, 2010 as Child Passenger Safety Week and September 25, 2010 as National Seat Check Saturday.

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

Moved by Mrs. Church, seconded by Mr. Pingie, to table the request from Russ Braun, Jones Township Code Enforcement Officer, for receiving a complimentary copy

of the county's GIS Data for Hamilton, Sergeant, and Wetmore Township until Angie has time to come up with a standard policy for providing the GIS Data.

Mrs. Tennes – This initial request came through back in March of 2010 – we discussed it previously at a meeting and it was tabled to give us more time to determine whether we wanted to grant the request. Jones Township is one of the code enforcement officers for some of the municipalities within our county. Ultimately, it is the Commissioners decision to release the data at no fee and that is why I have brought this to you – we do charge for these services at \$25 per tile to anybody that approaches the assessment office for our GIS Data – it is a good idea, but it also has the potential of opening the door to every municipality within the county to expect to receive the GIS Data at no cost. Jones Township's representative communicated with our GIS Coordinator out of North Central to try to determine the status so that is why it has been brought back to the Commissioners for a final yes or no. We will do whatever the county commissioners want to do, but I do caution you that in the past we have told municipalities that our data is there, but it is not free – it costs the county to create the data and to maintain the data. We may reap benefits out of the municipalities having access to our data. I just need direction one way or the other. We either are going to provide it to the municipalities and state agencies at no fee and hope that we will receive benefits back to the county for their services, but there is no guarantee.

Mr. DeMott – We have provided some GIS Data to some entities for free.

Mrs. Tennes – Yes, we have provided it to some entities that have been doing projects for the county at cost which is about \$30.00. We have been doing everything on an individual basis – there is not anything etched in stone that states if I am approached by a municipality or an individual that our information is there and they can have it without paying. We approached one township for their building permits and the response came back – well, we asked for the maps and we didn't get them. I think the direction the county needs to go is to get the data out there so it is a usable tool – we do profit from some of our GIS Data to the point that we are self sufficient by maintaining the sale of our data to support our actual maintenance cost for our GIS department.

Mr. DeMott – Are most of those sales to private entities?

Mrs. Tennes – Landowners, timber companies, oil companies, etc.

After continued discussion on the request for GIS Data, it was decided to table the discussion until the county can come up with a written policy for standard fees for providing the GIS Data to individuals, landowners, timber companies, oil companies, municipalities, entities that the county shares information with, etc. so they don't have to continue to do this on an individual basis.

Mrs. Tennes – I will get with Curt – he is coming this Friday – he is our GIS expert – I will tally together from day one what we have sold and who we have sold it to, etc. One of things that has happened is that when we began originally we were charging \$5.00 for

an area and the whole county fees were around \$2,000 and when the prior Commissioners through communication with North Central agreed that a tile should be sold for \$25 and McKean County adopted that fee – we went from around \$1,500 to \$8,000 and some people purchased our data at that lower rate and all of a sudden we switched to different means of price so I agree that we need to come up with something independently for municipalities and government entities. I agree that the individual, forest landowner, the oil gas mineral companies should be paying the \$25 – I don't feel that should be changed.

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 also table the request from Alexander Metcalf, Penn State School of Forest Resources, for receiving a complimentary copy of the county's GIS Data for the whole county until Angie has time to come up with a standard policy for providing the GIS Data.

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. Knight – Asked about the real estate tax refunds for the Redevelopment Authority – where are the properties located?

Mrs. Tennes – Two of the properties were in Kane Borough, there was one in Bradford City, and one in Port Allegany.

Ms. Knight – How does the Industrial Development Council relate to the county economic development?

Mr. DeMott – There are several different agencies – the County Industrial Development Council is separate from the County Industrial Development Authority – the Industrial Development Council's members are appointed by the ongoing members and they have a contractual relationship with the county to be our Industrial Development Agency and as such they are eligible to receive federal and state funds to be used in industrial development pursuits.

Ms. Knight – And they are a non profit organization?

Mr. DeMott – Yes.

Ms. Knight – How do they relate to Mike Roche, the county economic development department or aren't they?

Mr. DeMott – No, they are not. I am not sure if Mike has been made a member of that group or not – I know he attends their meetings representing the county – I don't know if he is a voting member of their group. We also have the Industrial Development Authority and they do funding and financing for various projects.

Ms. Knight – They have funding which they can grant?

Mr. DeMott – Yes.

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

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

Chief Clerk