

September 13, 2011

McKean County Commissioners in regular session assembled on Tuesday, September 13, 2011 at 10:00 AM in the Commissioners meeting room. Present were Commissioners Joseph DeMott, Al Pingie, and Judy Church, Chief Clerk, Audrey Irons, and County Solicitor, Dan Hartle. Also present were Sandy Thompson, Debbie Lunden, Martha Knight, and Ted Lutz.

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 August 23, 2011 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 - \$3,686.00 – representing the September payment for the 2011/2012 Homeless Assistance Program that they administer for the county – Grants Public Welfare Fund.
2. Foster Township - \$11,159.00 – representing payment for their completed Liquid Fuel Project for the year 2011 – Liquid Fuel Fund.
3. Area Transportation Authority - \$357,998.00 – representing the 1st quarter advance payment for the Medical Assistance Transportation Program that they administer for the county – Grants Public Welfare Fund.
4. Alcohol & Drug Abuse Services, Inc. - \$12,225.00 – representing a portion of their budget allotment for the period ending June 30, 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 following county aid applications for the year 2011.

1. Bradford City \$16,832.00
2. Liberty Township \$ 9,255.00
3. Sergeant Township \$ 1,149.00

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 maintenance agreement with Karpinski's Office Systems (KOS) for a copy machine for the Public Defender's Office. Cost is \$.011 per copy – plan includes parts, toner and labor.

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 accept the following bids for the stream bank stabilization projects.

Property Owner	Contractor	Bid Amount
Seefeldt	Chad Moses	\$12,649.50
Crooks	Solveson Contracting	\$ 2,950.00
Ecumenical	Solveson Contracting	\$ 6,500.00

Sandy Thompson – Mentioned that the money to pay for the Seefeldt property is out of the Grower Greener Grant and the money to pay for the Crooks and Ecumenical property is from the grant they get from the Fish and Boat Commission.

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 No. 14 of 2011

GRANTEE'S STATEMENT OF GOALS

NATIONAL PROGRAM FOR MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

EXECUTIVE ORDER 11625

1. McKean County hereby sets as its goal for utilization of minority and women owned businesses through its contracts for public works, site clearance and demolition, supplies and services, a goal of .5 percent for the 2011 Community Development Block Grant Program. This percentage will be utilized by the Grantee's administering agency, the McKean County Redevelopment Authority.

2. As part of the preparation of the contract documents, McKean County will analyze the specific construction, site clearance and demolition projects and will determine for each specific contract, a goal and percentage amount which represents in the judgment of McKean County and/or the McKean County Redevelopment Authority as to the maximum feasible involvement of minority and/or women owned businesses. Thus, individual projects may vary from the stated percentage goal. It is expected during the course of the year, however, that the total volume awarded to minority and/or women owned businesses

will approximate goals stated above.

3. If applicable, the Redevelopment Authority of McKean County is familiar with the McKean County Affirmative Action Program for Minority and/or Women Owned Business Enterprise and will comply with the plan in all contracts for public works, supplies and services funded by the Community Development Block Grant Program.

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 No. 15 of 2011

FAIR HOUSING RESOLUTION

LET IT BE KNOWN TO ALL PERSONS of the County of McKean that discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability is prohibited by Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the Pennsylvania Human Relations Act. It is the policy of McKean County to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, ancestry, sex, national origin, handicap or disability, or familial status (families with children). Therefore, the McKean County Commissioners do hereby pass the following resolution:

BE IT RESOLVED, that within available resources, the McKean County Commissioners will assist all persons who feel they have been discriminated against because of race, color, religion, ancestry, sex, national origin, handicap, disability or familial status (families with children) to seek equity under federal and state laws by filing a complaint with the Pennsylvania Human Relations Commission of the U.S. Department of Housing and Urban Development, and

BE IT FURTHER RESOLVED, that the McKean County Commissioners shall publicize this Resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law, the Pennsylvania Human Relations Act, and any local laws or ordinances, and

FURTHER PUBLICITY will at a minimum include, but not be limited to: (1) the printing and publicizing of this resolution and other applicable fair housing information through local media and community contacts; (2) distribution of posters, flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.

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 No. 16 of 2011

MCKEAN COUNTY COMMISSIONERS

DISPLACEMENT POLICY

WHEREAS, on June 8, 1992, the McKean County Commissioners adopted an amended Displacement Policy which indicated that the Redevelopment Authority of the County of McKean would not, as a general policy, undertake activities which would involve the permanent involuntary displacement of residents unless such activities are considered to be in the best interest of the Municipality and/or the County of McKean, and

WHEREAS, said policy provided that if any displacement would take place, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 would be adhered to, and

WHEREAS, said Displacement Policy will be applied to the 2011 Community Development Block Grant allocation for McKean County and the Borough of Kane entitlement.

NOW, THEREFORE, BE IT RESOLVED that the McKean County Commissioners on behalf of the McKean County and the Borough of Kane Community Development Block Grant entitlement, herein adhere to the adopted June 8, 1992 Displacement Policy to meet the necessary relocation requirements relative to the Community Development Block Grant Program.

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 No. 17 of 2011

MCKEAN COUNTY

2011 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, under P.L. 906, No. 179, of Pennsylvania's Community Development Block Grant Program for Non-Urban Counties and Certain Other Municipalities, dated October 11, 1984, the Small Communities Program became an entitlement program, and

WHEREAS, according to this Act, the County of McKean is allocated \$242,133 of the Commonwealth's Community Development Block Grant **(CDBG)** Program from the Federal Department of Housing and Urban Development, for fiscal year 2011, and

WHEREAS, the McKean County Commissioners have reviewed the requests for funding presented by the 19 non-entitlement municipalities throughout the County, and

WHEREAS, the McKean County Commissioners have determined that the best use of these entitlement funds would be to authorize the following Activities:

ANNIN TOWNSHIP	\$22,103	Annin Township Municipal Building Unisex Handicapped Accessible Restroom (100% LMI)
MT. JEWETT BORO	\$40,000	LMI Sidewalk Replacement Program (100 % LMI)
WETMORE TWP.	\$ 5,895	East Kane Park – Materials for Perimeter Walking Path (54.95% LMI)
ELDRED BORO	\$28,966	Sewer System Improvements – Hazardous Pump Station Replacement & Sanitary Sewer Line Replacement (59.63% LMI)
HAMILTON TWP.	\$12,738	Wildcat Park Road Improvement (61.38% LMI)
ELDRED TWP.	\$13,875	Eldred Township Municipal Building Handicapped Accessibility Improvements (100% LMI)
FOSTER TWP.	\$74,973	Assist with 2010 CDBG Riley Road & Fosterview Drive Parking, Drainage and Paving Improvements (100% LMI)

WHEREAS, it is understood that the balance of funds will be used to administer the program, and

WHEREAS, the McKean County Commissioners have also reviewed and hereby approve the McKean County Three-Year Plan, and

NOW, THEREFORE, BE IT RESOLVED that the McKean County Commissioners herein authorize the Redevelopment Authority of the County of McKean to file the appropriate application with the Pennsylvania Department of Community and Economic Development to secure these funds on behalf of the 19 non-entitlement municipalities.

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 No. 18 of 2011

**BOROUGH OF KANE
2011 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

WHEREAS, under P.L. 906, No. 179, of Pennsylvania's Community Development Block Grant (**CDBG**) Program for Non-Urban Counties and Certain Other Municipalities, dated October 11, 1984, the Small Communities Program became an entitlement program, and

WHEREAS, according to this Act, the Borough of Kane is "entitled" to \$91,225 from the 2011 Community Development Block Grant Program, and

WHEREAS, in accordance with Act 179, applications for eligible entitlement boroughs, towns and townships with populations less than 10,000 will be submitted by Counties, and

WHEREAS, the McKean County Commissioners and the Borough Council of Kane has determined that the best use of these entitlement funds would be to authorize the following activity:

1. \$ 7,500 Kane Community Center Sidewalk Replacement (56.14% LMI)
2. \$44,000 Kane Evergreen Park Toddler Playground (56.14% LMI)
3. \$10,000 Kane Evergreen Park Pavilion (56.14% LMI)
4. \$13,305 Kane Hazardous Tree Removal Program (56.14% LMI)

WHEREAS, it is understood that the balance of the funds will be used to administer the program, and

WHEREAS, the McKean County Commissioners have reviewed and hereby approve the Borough of Kane's Three-Year Plan, and

NOW, THEREFORE, BE IT RESOLVED that the McKean County Commissioners herein authorize the Redevelopment Authority of the County of McKean to file the appropriate applications with the Department of Community and Economic Development to secure these funds on behalf of the Borough of Kane.

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 NO. 19 of 2011

A RESOLUTION CLOSING OUT COMMUNITY CONSERVATION PARTNERSHIPS GRANT PROJECT (BRC-RTP-15-110)

WHEREAS, McKean County has prepared a Trail Feasibility Study for the Knox Kane Rail Corridor area; and,

WHEREAS, the purpose of the Plan is to assess the feasibility for establishing a rail-trail within the Knox-Kane Rail Corridor, determine the viability of the corridor for motorized and/or non-motorized uses, and provide recommendations for implementation; and,

WHEREAS, the Plan was financed in part by a Community Conservation Partnerships Program grant under the administration of the Pennsylvania Department of Conservation and Natural Resources, Bureau of Recreation and Conservation, under contract number **BRC-RTP-15-110**.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Commissioners of McKean County that:

- a. The project was completed in accordance with the Grant Agreement.
- b. All project expenditures have been made and were in accordance with the Grant Agreement.
- c. The Plan and related materials are acceptable to McKean County.
- d. The Plan and related materials will be used to guide future recreation and conservation decisions.

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

Debbie Lunden – Presented the Commissioners with the final plan for the feasibility study. The study states that the Knox Kane Rail Trail has the potential to provide a continuous 69.9 miles recreational trail that would link the many assets of the region. The corridor connects many unique villages and towns as it makes its way through the ANF. The width of the corridor can support multiple treads in most locations. Some, due to steep banks, may require work arounds or alternate design solutions. There are numerous road crossings that will need to be addressed to provide for safe passage.

There is both support and opposition from municipal and county officials, as well as the general citizens regarding the development of a non-motorized trail and/or a motorized trail. Two rounds of public meetings were held during the planning process to share information about the project with citizens and seek their input. In addition, land owners meetings were held in an open microphone format so that all the attendees could hear the residents' comments and opinions. A notification letter was sent to all property owners located along the corridor, in all counties, so all would know when and where a meeting was scheduled. The mailing also included a list of questions and a comment card for those unable to attend the meeting. 787 letters were mailed and 344 (43.7%) were mailed back with comments. After the comments were analyzed it ended up that about half of the landowners were for the rail trail

and half are not. The most common reasons for the objections to the trail is that they did not want it to be motorized. Another concern is the proximity of the railroad to existing houses. It is close in some cases. There are a number of ways to address that issue by using work arounds, vegetative screening or even fencing. This is just the beginning of what could be years and years of work to start and complete the rail trail. It will take a lot of determination and perseverance from one group or a number of them. It can only be done in phases where there is a willingness to proceed.

Moved by Mr. Pingie, seconded by Mrs. Church, to approve an extension of the program management agreement for The Emergency Food Assistance Program (TEFAP) for the current contract through December 31, 2011 as the Department of Agriculture is in the process of making revisions to a new agreement which will be effective January 1, 2012.

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 Verizon Business Network Services, Inc. for a software upgrade for the 911 Center.

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 support agreement with King Communications for the courthouse phone system for one year. The agreement covers unlimited telephone support and remote programming support. There is a monthly fee of \$200.00, onsite repairs will be billed at a rate of \$75.00 per hours, parts will be billed separately, and project level services will be quoted separately.

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 \$9,486.51 and is effective September 1, 2011 through August 31, 2012.

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 September 19 to September 23, 2011 as Senior Corps Week and urge citizens to recognize Senior Corps volunteers and programs for their valuable impact on our communities.

Mr. DeMott – Commented that he is truly impressed with the number of

volunteers that work for the program and it is an excellent program.

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

Mr. DeMott – Opened the meeting for public comment.

Martha Knight – Asked for an update on the roofing projects for the old barn and the old aging building at the Rt. 6 complex?

Mr. Pingie – We are waiting for a bid from one of the contractors.

Ms. Knight – Has anyone ever been displaced in the county as part of the Community Development Block Grant Program?

Mr. DeMott – Not to my knowledge.

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