

Lewistown, PA

August 5, 2021

The Board of Mifflin County Commissioners met for their Regular Meeting on Thursday, August 5, 2021 at 9:00 a.m. In attendance were Commissioners Kevin Kodish; Mark Sunderland; Robert Postal; Chief Clerk Cathy Romig; Treasurer Deb Civitts; and Fiscal Affairs Assistant Makyla Henry.

Brian Cox was present from The Sentinel.

Guests present were Physical Plant Director Lonnie Griffith, Director of Children and Youth Services Dana Bubb, Director of Public Safety Phil Lucas, Chastity Fultz, Doug Marks, Director of Planning and Development Mark Colussy, Lucas Parkes, Union Township Engineer Dan Taptich, Union Township Supervisor Brian Glick, Simon Peachey and Zoey Wray from MCTV.

The meeting was called to order at 9:00 a.m. by Commissioner Sunderland.

I. Invocation: *The Invocation was given by Commissioner Kodish.*

II. Pledge of Allegiance: *The Pledge of Allegiance was said by all present.*

III. Approval of Minutes:

Motion was made by Commissioner Postal to accept the minutes of the Regular Meeting of July 29, 2021. Commissioner Kodish seconded the motion. The motion was unanimously approved.

IV. Approval of Bills:

1. General Fund, Accounts Payable:

Cks. 133979 – 134034 and EFT #'s 28183 - 28188 in the amount of \$179,950.07

2. 911 Account:

Cks. # 52205 - 52208 in the amount of \$735.22

3. Act 137 Account:

Ck. # 3121 in the amount of \$10.50

4. CDBG Account:

Cks. # 1563 in the amount of \$283.53

5. Liquid Fuels Account/ Local Use

EFT # 70001 in the amount of \$180,388.98

Motion was made by Commissioner Postal to approve payment of bills as listed above. Commissioner Kodish seconded the motion. The motion was unanimously approved.

V. *Treasurer's Report:*

TREASURER'S REPORT

07/28/2021-08/03/2021

General Account Starting Balance **\$198,833.83**

DEBITS

| | |
|----------------------------------|------------|
| Deposits Receipts #107631-107720 | 150,041.97 |
| Transfer from | 0.00 |
| Transfer from CAPITAL RESERVE | 80,600.00 |
| Transfer from LEPC | 0.00 |
| Voided Checks | 0.00 |
| Transfer from 911 | 0.00 |
| Interest | 351.63 |

TOTAL DEBITS **\$230,993.60**

CREDITS

| | |
|--|------------|
| Bills Paid CK #'S 133979-134034, EFT'S # 28183-28188 | 179,950.07 |
| Transfer to Payroll | 0.00 |
| Transfer to Act 137 | 0.00 |
| NSF CHECKS | 0.00 |
| TRANSFER TO ACT 152 | 0.00 |

TOTAL CREDITS **\$179,950.07**

Ending Balance (Interest @ 0.300% as of 08/03/2021) **\$249,877.36**

Liquid Fuels

Invested at JV Bank @ 0.30% as of 08/03/2021 **\$445,249.20**

Liquid Fuels - Act 89

Invested at JV Bank @ 0.30% as of 08/03/2021 **\$402,842.35**

911 Telephone Account

Invested at JV Bank @ 0.30% as of 08/03/2021 **\$958,131.84**

LEPC

Invested at JV Bank @ 0.30% as of 08/03/2021 **\$27,557.29**

Local Use Fund

Invested at JV Bank @ 0.30% as of 08/03/2021 **\$406,854.94**

Capital Reserve Account

Invested at JV Bank @ 0.350% as of 08/03/2021 **\$15,004,592.07**

Report Subject to Audit

Motion was made by Commissioner Postal to approve the Treasurer's Report as received, subject to audit. Commissioner Kodish seconded the motion. The motion was unanimously approved.

VI. *Meetings and Events:*

Chairman Sunderland:

Prison Board Meeting

Commissioner Postal:

*JVRC Quarterly Board
CCAP Community and
Economic Development
meeting
SEDA-COG Natural Gas Co-
Op Executive Committee
Meeting
CCAP Board of Directors
SEDA-COG meeting with
ARP
Black Hospital Meeting
County Enterprise Fleet
Review
CCAP Conference
Attorney General/ Opioid
Speech
Internal Meetings: MCCF,
CDBG, MCPC, JVBDS, and
Annex*

Commissioner Kodish:

*CARS Board
Prison Board
Regional Services Property
Committee*

VII. Public Comment:

Union Township supervisor Brian Glick said they wanted to appear this morning to ask about starting the process of getting funds matched again for the bridges. Mr. Glick mentioned that we are starting to receive some of our inspection reports, some are the biannual inspections for some of the larger bridges located in the Township. He said that the expenses of these repairs are going to be a lot more than the Township was anticipating. Mr. Griffith spoke and said that Mark Colussy was another important party in this bridge program. He mentioned how he and Mark have met with Penn DOT and SEDA-COG looking at all of the bridges and coming up with funding sources beyond the county bridge program. Commissioner Postal added that they were going to address every structurally deficient bridge in Mifflin County one way or another.

VIII. New Business:

- A. *Letter of engagement with the Pennsylvania Emergency Management Agency for the provisioning of NG911 Services*

Mr. Lucas spoke and said this letter of engagement authorizes Mifflin County to participate in a program for assessment and funding of various projects associated with NG911, it also authorizes the state to release funds to the county so that we may continue to pay for equipment upgrades and maintenance of our existing NG911 phone system as it is being upgraded. We need to participate in this program in order to receive upgrades and maintenance.

Motion was made by Commissioner Postal to be accepted. Commissioner Kodish seconded the motion. The motion was unanimously approved.

B. Resolution No. 8 of 2021 on behalf of Brown Township Supervisors approving budget modifications to the FFY 2018 CDBG Program

RESOLUTION NUMBER 2021-8

**RESOLUTION OF THE
MIFFLIN COUNTY COMMISSIONERS (MCC)
ON BEHALF OF THE BROWN TOWNSHIP SUPERVISORS (BTS),
APPROVING BUDGET MODIFICATIONS TO THE FFY 2018 CDBG PROGRAM**

WHEREAS, the BTS and the MCC on behalf of the BTS, funded the Mifflin County Youth Park ADA Upgrades to Restrooms Project in FFY 2018 in the amount of \$2,825.40 and the ADA Ramps and Truncated Domes project in FFY 2018 in the amount of \$61,145.00;

WHEREAS, the BTS and the MCC on behalf of the BTS have decided to delete the Mifflin County Youth Park ADA Upgrades to Restrooms project in the amount of \$2,825.40; reduce ADA Ramps and Truncated Domes project by \$34,355.00, leaving a balance of \$26,790.00; and create the Walnut Street Sidewalk project in the amount of \$37,180.40;

WHEREAS, the BTS adopted a resolution on August 2, 2021 approving said budget modifications and authorized the Mifflin County Planning and Development Department to complete and submit said modification request and required documentation to the (PA- DCED) for review and approval;

WHEREAS, the BTS conducted a public hearing on Monday, August 2, 2021, in accordance with the County's Citizen Participation Plan;

WHEREAS, it is the requirement of the Pennsylvania Department of Community and Economic Development (PA-DCED), to modify the Brown Township FFY 2018 program funding budget, so as to complete the following actions:

1. Delete the FFY 2018 Mifflin County Youth Park ADA Upgrades to Restrooms project in the amount of \$2,825.40.
2. Reduce the FFY 2018 ADA Ramps and Truncated Domes project by the amount of \$34,355.00.
3. Add the Walnut Street Sidewalk project to FFY 2018 in the amount of \$37,180.40.

NOW, THEREFORE, BE IT RESOLVED, by the MCC as follows:

1. That the program modifications affecting the Brown Township FFY 2018 program budget is approved by the MCC on behalf of the BTS through the adoption of this Resolution.
2. That the Mifflin County Planning and Development Department is authorized to complete and submit said modification request and required documentation to the (PA- DCED) for review and approval.

I hereby certify that the above is a true and correct copy of a resolution adopted at a public meeting of the Mifflin County Commissioners held on Thursday, August 5, 2021.

Chastity Fultz spoke at the meeting and said Brown Township has budgeted to do an ADA ramp project in Reedsville. We originally proposed to do 3 different ramps, but due to some PennDOT HOP requirements we cannot do 2 of them. So we are going to reduce that project down to 1 ramp and then incorporate a sidewalk program. It will begin at Main Street, and we will go as far as funds allow us. In order to do this we need to reduce the funds in the ADA ramp project, and we are also deleting the project for the Mifflin County Youth Park ADA upgrades to the restrooms. Mifflin County Youth Park Board has decided that CDBG funds are too prohibitive and are no longer going to use our funds for the restroom project.

Motion was made by Commissioner Postal to be approved. Commissioner Kodish seconded the motion. The motion was unanimously approved.

- C. *Resolution No. 9 of 2021 on behalf of the Brown Township Supervisors approving budget modifications to the FFY 2019 CDBG Program*

RESOLUTION NUMBER 2021-9

**RESOLUTION OF THE
MIFFLIN COUNTY COMMISSIONERS (MCC)
ON BEHALF OF THE BROWN TOWNSHIP SUPERVISORS (BTS),
APPROVING BUDGET MODIFICATIONS TO THE FFY 2019 CDBG PROGRAM**

WHEREAS, the BTS and the Mifflin County Commissioners (MCC) on behalf of the BTS, funded the Honey Brook Area Flood Mitigation Project in FFY 2019 in the amount of \$74,457.00;

WHEREAS, the BTS and the MCC on behalf of the BTS have decided to delete the Honey Brook Area Flood Mitigation Project in the amount of \$74,457.00 and create the Walnut Street Sidewalk Project near the Playground in the amount of \$74,457.00;

WHEREAS, the BTS adopted a resolution on August 2, 2021 approving said budget modifications and authorized the Mifflin County Planning and Development Department to complete and submit said modification request and required documentation to the (PA- DCED) for review and approval;

WHEREAS, the BTS conducted a public hearing on Monday, August 2, 2021, in accordance with the County's Citizen Participation Plan;

WHEREAS, it is the requirement of the Pennsylvania Department of Community and Economic Development (PA-DCED), to modify the Brown Township FFY 2019 program funding budget, so as to complete the following actions:

1. Delete the FFY 2019 Honey Brook Area Flood Mitigation Project in the amount of \$74,457.00.
2. Add the Walnut Street Sidewalk Project near the Playground to FFY 2019 in the amount of \$74,457.00.

NOW, THEREFORE, BE IT RESOLVED, by the MCC as follows:

1. That the program modifications affecting the Brown Township FFY 2019 program budget is approved by the MCC on behalf of the BTS through the adoption of this Resolution.
2. That the Mifflin County Planning and Development Department is authorized to complete and submit said modification request and required documentation to the (PA- DCED) for review and approval.

I hereby certify that the above is a true and correct copy of a resolution adopted at a public meeting of the Mifflin County Commissioners held on Thursday, August 5, 2021.

Chastity spoke about how they originally had funds budgeted for a Honey Brook area Flood Mitigation project. Bids came in low enough for this particular project so Brown Township had another grant that is going to utilize and pay for that. Our funds are no longer needed for that project. We are going to do sidewalk improvements along Walnut

Street, which is near the playground. We are looking at doing 2 blocks there. Commissioner Postal asked if one will add on to another and Chastity said yes, it will eventually.

Motion was made by Commissioner Postal to be approved. Commissioner Kodish seconded the motion. The motion was unanimously approved.

D. Act 152 application from Derry Township for 613 and 615 Woodland Avenue - \$9,100.00

Chastity spoke about the Act 152 application from Derry Township and said they are requesting some funds to help demolish some homes that were destroyed in a fire in November 2019. The fire involved 4 different units, but they are only requesting funds to tear down 2 of those units. The property owner of the other 2 has agreed to tear down the properties that they own. A contractor is going to tear down all 4 units at the same time. The original cost to tear down 4 units is \$18,200.00. It will cost \$9,100.00 to tear down 613 & 615.

Motion was made by Commissioner Postal to be approved. Commissioner Kodish seconded the motion. The motion was unanimously approved.

E. Bids for the Cedar Crest Improvement Project in Wayne Township – CDBG Project

- *HRI, Inc. - \$1,022,252.00*
- *Jay Fulkroad & Sons, Inc. -\$1,027,323.03*
- *Glenn O. Hawbaker, Inc. -\$1,375,000.00*

Mr. Marks spoke about the Cedar Crest Improvement project and he said it has been in the works for a few years now. It is funded with 2 years of CDBG funding and also a competitive grant that we received. The project was recently bid and it came over the amount of funding that we had. We are going to be moving some additional CDBG funds into the project and we also asked Wayne Township to contribute some funding. They are going to contribute funding out of their Federal Infrastructure funds. Cedar Crest is outside of Mount Union. The project is a water line replacement. A lot of the lines are undersized. They have poor water quality, and a storm water problem as well. We also added some sewer work to finish out the project. Lucas Parkes added that Wayne Township is going to contribute anywhere between \$150,000 and \$175,000 for the project.

Motion was made by Commissioner Postal to be approved. Commissioner Kodish seconded the motion. The motion was unanimously approved.

F. Resolution No. 10 of 2021 adopting all provisions for the amended Real Estate Tax Sale Law in accordance with Act 33

RESOLUTION NO. 2021-10

On June 30, 2021, the Governor approved Act 33, which amends the Commonwealth of Pennsylvania Real Estate Tax Sale Law. The amendment adds a provision relating to bidder registration and further provides for date of sale repurchase by owner relatives, certain restrictions on purchases and the sale of property within County Repositories. Act 33 also allows counties to establish a fee for filing an application to register to bid at a sale. Therefore, it is resolved as follows:

1. Mifflin County hereby adopts all provisions of the amended Real Estate Tax Sale Law in accordance with Act 33 and directs that all future Tax Sale proceedings shall comply with

same.

2. Potential bidders for any upset sale or judicial sale to be conducted within Mifflin County must pre-register at the Mifflin County Tax Claim Bureau at least ten (10) days prior to the sale at which they intend to bid (in accordance with Article V(A) and all the provisions of the Real Estate Tax Sale Law).

3. The Tax Claim Bureau is hereby authorized to collect a filing fee of Twenty and 00/100 Dollars (\$20.00) from each and every individual who files an application to register/pre-register in accordance with the terms of Act 33.

This Resolution shall take effect immediately upon enactment.

RESOLVED AND ADOPTED, the 5th day of August, 2021, at a regularly scheduled public meeting of the Board of County Commissioners of the County of Mifflin, Commonwealth of Pennsylvania.

Commissioner Kodish mentioned that this is the companion piece we need to adopt. At last week's meeting Rebecca Ganoë talked about the Real Estate Tax Sale law and everything that goes along with it. Act 33 permits a registration period along with a registration fee.

Motion was made by Commissioner Postal to be approved. Commissioner Kodish seconded the motion. The motion was unanimously approved.

G. Annex Project change order No. 1-025 with Lobar Inc., added doors/frames/hardware - \$2,869.96

Motion was made by Commissioner Postal to be approved. Commissioner Kodish seconded the motion. The motion was unanimously approved.

H. Change proposal No. 2 from Jay Fulkroad & Sons, Inc., McAlisterville, PA for the Dorcas Street Bridge Project for reconciliation of type 2 and type 3 repairs - \$32,130.22

Mr. Griffith spoke and said this project is completed. It was originally bid with type 2 repairs and amounts. They didn't anticipate type 3 repairs. The control joints in the deck were bad.

Motion was made by Commissioner Postal to be approved. Commissioner Kodish seconded the motion. The motion was unanimously approved.

I. First Amendment to existing Appendix A, Service order No. 2 with Zito business correcting an address for the Borough Maintenance location

Motion was made by Commissioner Postal to be approved. Commissioner Kodish seconded the motion. The motion was unanimously approved.

J. Purchase of Service Agreement for use, if needed, by Children and Youth for the period July 1, 2021 through June 30, 2022:

- Center for Arson Research, Lafayette Hill, PA \$250 an evaluation
- Centre County Children's Advocacy Center, Bellefonte, PA \$450 an assessment
- Children of the Ark Day Care Center, Lewistown, PA \$30 per hour

- *Children's Resource Center, Harrisburg, PA* \$45 per hour up to \$525
- *Attorney Michael Kipphan, Huntingdon, PA* \$75 per hour
- *Neuropsychological Services of Clear Vision, Williamsport, PA* \$150 per assessment
- *Raystown Developmental Services, Huntingdon, PA* \$66.72 - \$89.84 per hour
- *Shipperville Project Point of Light, Inc., Shipperville, PA* \$50 - \$525 per evaluation
- *The Law Offices of Shoaf and Wencker, LLC, Huntingdon, PA* \$65 per hour
- *Summit Early Learning, Lewistown, PA* \$11.00 - \$47.25 per hour
- *Tuscarora Intermediate unit (at risk youth), McVeytown, PA* \$58.00 - \$86.00 per hour
- *Tuscarora Intermediate unit (communities that care), McVeytown, PA* \$121,000 annual program
- *Wardell and Associates, Inc., Bellefonte, PA* \$48.41 - \$66.15 per hour
- *Cornell Abraxas Group, LLC, Pittsburgh, PA* \$191.07 - \$343.09 per day
- *The Children's Home of Pittsburgh, Pittsburgh, PA* \$71.00 - \$73.00 per day
- *Diakon Child, Family and Community Ministries, Topton, PA* \$50.00 - \$194.55 per day
- *Professional Family Care Services, Inc., Johnstown, PA* \$67.00 per hour
- *BMZ Law, Lewistown, PA* \$65.00 per hour

Dana explained that these are all contract renewals. We are starting our fiscal year, so that is why there is so many of them. Commissioner Postal asked how the rates are determined and Dana explained that they are all determined by the states licensing center.

Motion was made by Commissioner Postal to be approved. Commissioner Kodish seconded the motion. The motion was unanimously approved.

K. Personnel:

- *Hiring of Rebecca Bain for Judicial Law Clerk effective August 9, 2021*
- *Resignation from part-time Corrections Officer Rhonda Spickler effective August 2, 2021*

Motion was made by Commissioner Postal to be approved. Commissioner Kodish seconded the motion. The motion was unanimously approved.

IX. Adjournment:

With no other business on the agenda, Commissioner Sunderland adjourned the meeting at 9:31 am.

Secretary

ATTEST:

Chief Clerk