

Commissioners:

R. JACK MCKERNAN  
*Chairman*

TONY R. MUSSARE  
*Vice Chairman*

RICHARD MIRABITO  
*Secretary*



MATTHEW A. McDERMOTT  
*Director of Administration  
and Chief Clerk*

J. DAVID SMITH  
*Solicitor*

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**Minutes of the Meeting of  
November 29, 2018  
Board Room, Executive Plaza  
Pine Street, Williamsport**

Commissioner McKernan - Present  
Commissioner Mussare - Present  
Commissioner Mirabito - Present

Solicitor Wiley - Present

**1.0 OPERATIONS**

1.1 CONVENE COMMISSIONERS MEETING. Mr. McKernan convened the Commissioners Meeting 10:06 a.m.

1.2 APPROVE THE MINUTES OF THE PREVIOUS MEETINGS. A motion by Mr. Mirabito and seconded by Mr. Mussare and passed (3-0), approved the minutes of the previous meeting as they are recorded.

1.3 RECEIVE PUBLIC COMMENTS (AGENDA ITEMS ONLY). Mr. McKernan opened the floor to public comment on agenda items only, and none were received.

**2.0 ACTION ITEMS**

2.1 APPROVE INCREASE IN 2018 ACTUARIAL EMPLOYER CONTRIBUTION (ADEC). A motion by Mr. Mirabito and seconded by Mr. Mussare passed (3-0) to allow for the increase in the amount of \$241,229.04 and an additional vote for the disbursement of these funds will be required.

Mr. Mussare – Federal and State governments are broke. It's nonsense. They have borrowed billions of dollars. We are going down the road of destruction here. Look at Detroit's pensions, nothing is guaranteed. We have to open our eyes about these pensions. What happens if the stock market drops? We cannot continue to do this.

Mr. Mirabito – This is a difficult situation. Small businesses can't afford to provide pensions like these. Pensions keep people out of poverty after they have

given many years of service. I am okay with putting money in to retirement, this is not a handout. The employees contribute 8%. I appreciate what Mr. Mussare is saying, we have to be cognizant.

Ms. Brelsford/ Mr. McKernan agreed that county employees have nothing to worry about; the pension is 96% funded. Lycoming County is doing excellent funding the pensions in comparison to other counties across Pennsylvania.

2.2 APPROVE PADEP AIR QUALITY PERMIT. A motion by Mr. Mirabito and seconded by Mr. Mussare and passed (3-0), approved for the 180 day extension to cover the construction of Field 12 and some corresponding changes to the gas collection system.

2.3 APPROVE PSA WITH PENN POWER GROUP. A motion by Mr. Mussare and seconded by Mr. Mirabito and passed (3-0), approved to provide services for LCRMS certified trucks and equipment as additional support on an as needed basis.

2.4 APPROVE 2<sup>ND</sup> AMENDMENT TO AMENDMENT NO. 2 SEEDWAY LLC. AGREEMENT. A motion by Mr. Mussare and seconded by Mr. Mirabito and passed (3-0), approved to extend the term of the agreement for one year November 17, 2018 until November 17, 2019.

2.5 APPROVE PSA WITH MCCLURE COMPANY. A motion by Mr. Mirabito and seconded by Mr. Mussare and passed (3-0), approved to provide services related to HVAC systems.

2.6 APPROVE AMENDMENT NO.2 OF THE 2017 -2018 MAHANTANGO ENTERPRISES, INC AGREEMENT. A motion by Mr. Mirabito and seconded by Mr. Mussare and passed (3-0), approved a one year extension of the Tire Recycling agreement.

2.7 APPROVE COSTARS PURCHASE OF FORTINET HARDWARE. A motion by Mr. Mirabito and seconded by Mr. Mussare and passed (3-0), approved the replacement of our legacy CISCO ASA VPN Concentrators in the amount of \$56,627.34.

2.8 APPROVE COSTARS PURCHASE OF CISCO NETWORKING EQUIPMENT. A motion by Mr. Mirabito and seconded by Mr. Mussare and passed (3-0), approved purchase networking equipment to replace and upgrade legacy equipment at the Prison in the amount of \$13,668.20.

2.9 APPROVE GSA PURCHASE OF MCCAFFEE ENDPOINT THREAT DEFENSE AND RESPONSE ANTIVIRUS UPGRADE. A motion by Mr. Mirabito and seconded by Mr. Mussare and passed (3-0) approved in the amount of \$35,227.50.

- 2.10 APPROVE 2019 PSA NATIONAL MEDICAL SERVICES, DBA (NMS LABS). A motion by Mr. Mirabito and seconded by Mr. Mussare and passed (3-0).
- 2.11 REJECT ALL REQUEST FOR PROPOSALS FOR LEGAL REPRESENTATION FOR POTENTIAL OPIOID -RELATED LITIGATION. A motion by Mr. Mirabito and seconded by Mr. Mussare and passed (3-0) to ethically end the current RFP Process and enable the Commissioners to discuss the potential opioid- related litigation openly.
- 2.12 APPROVE 2018 ORDINANCE 2018-05. A motion by Mr. Mirabito and seconded by Mr. Mussare passed (3-0) to update Ordinance 2016-01 LERTA zones in the City of Williamsport.
- 2.13 APPROVE PSA WITH EDWARD J. RYMSZA, ESQ. A motion by Mr. Mussare and seconded by Mr. Mirabito passed (3- 0) to provide a 2<sup>nd</sup> chair for the death penalty case-Edward Heck.
- 2.14 APPROVE PSA WITH ROBERT A. HOFFA, ESQ. A motion by Mr. Mirabito and seconded by Mr. Mussare and passed (3-0) to provide legal representation for Joseph Coleman.
- 2.15 APPROVE THE FOLLOWING PERSONNEL ACTIONS:  
Prison – Jordan C. Baker – as full time promotion- Correctional Counselor – Pay grade 9 - \$21.62 hour effective 12/02/18.  
Prison – Jerrica D. Mull – as full time replacement – Female Correctional Officer Relief – CO1- \$16.01/hour effective 12/3/18.  
Public Defender – Jon Higgins – new position Assistant Public Defender – APD \$52,764.08 annually effective 12/3/18.  
District Attorney/Central Processing Center – James L. Pfleegor, II – as part time replacement Central Processing Officer – CPO - \$15.64/hour effective 12/16/18 not to exceed 1000 hours annually.  
Maintenance – Cameron J. Boyer – Maintenance III (HVAC) – as full time replacement promotion – Pay Grade 8 – \$19.81/hour effective 12/2/18.

## **5.0 REPORTS / INFORMATION ITEMS.**

- 5.1 Sandra Holdren – Retirement for James Pfleegor, II – Department of Public Safety 34 years.

Sandra Holdren- “Jim Pfleegor has been in every Major event in Lycoming County since 1984, a hero, a life saver, rescuer and a 911/ Telecommunicator extraordinaire, many lives have been saved. He is a real life hero.”

Lycoming County Commissioners thanked Jim for his dedication and long service. Mr. McKernan wished him the best enjoyment of his retirement. Jim Pfleegor, II – Jim said, “ This was the best job in the world! He loved working with his co workers, field units, EMS, Police Departments, first responders.

Department of Public Safety staff stood up and responded, "WE LOVE U, MAN!"

5.2 2019 County of Lycoming Holiday List - see attached.

**6.0 COMMISSIONER COMMENT.** Mr. McKernan opened the floor to commissioner comment and the following were received:

Mr. Mussare – Pennsylvania last executed someone in 1965. What is this telling us? What are the odds, that someone will be executed? Pursing a death penalty case costs the County a million dollars.

**7.0 PUBLIC COMMENT.** Mr. McKernan opened the floor to public comment and the following were received:

Todd Lauer- expressed his concern for the prison needing more guns. There is no way, these guns need replaced. They are designed to last a lifetime or more, if properly maintained. Why on page 7 of the budget are the exact same Tasers priced differently?

Mya Toon – explained the same Taser was priced by differently by different departments to include a holster and without a holster. Her explanation explained the price difference.

Todd Lauer – Requested to know how much the sighting will cost taxpayers, to the sniper rifle? I want to go and inspect this worn out items. Questioning these guns will save \$6-8K just in guns. He would like to have a meeting with the Commissioners to discuss the budget in more details.

Mr. Mirabito – I am not a firearms expert. These are good questions. Thank you for looking at the details.

Chad Riley – Will the PFM report be available to the public?

Mr. McKernan – Yes, Late Dec/Early Jan. There will be a public presentation by PFM and the public will be able to ask questions regarding their suggestions and analysis.

Time will be made to discuss the budget on Thursday, December 6, 2018. The budget is scheduled to be signed on Thursday, December 13, 2018. Questions should be submitted to the Commissioners' Office prior to the Dec 6<sup>th</sup> meeting.

**8.0 NEXT REGULARLY SCHEDULED MEETING.** Mr. McKernan announced the next regularly scheduled public meeting on Thursday, December 6, 2018.

**9.0 ADJOURN COMMISSIONERS' MEETING.** Commissioners' Meeting at adjourned at 11:39 a.m.

## County of Lycoming 2019 Holiday List

New Year's Day – Tuesday, January 1, 2019

Martin Luther King Jr. Day – Monday, January 21, 2019

President's Day – Monday, February 18, 2019

Good Friday - Friday, April 19, 2019

Memorial Day - Monday, May 27 2019

Fourth of July – Thursday, July 4, 2019

Labor Day – Monday, September 2, 2019

Veteran's Day – Monday, November 11, 2019

Thanksgiving Holiday – Thursday & Friday November 28 & 29, 2019

Christmas – Wednesday, December 25, 2019



