

Commissioners:

JEFF C. WHEELAND
Chairman

ERNEST P. LARSON
Vice Chairman

TONY R. MUSSARE
Secretary



ANN M. GEHRET
*Director of Administration
and Chief Clerk*

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**Minutes of the Meeting of
July 12, 2012
Board Room, Executive Plaza
Pine Street, Williamsport**

Commissioner Wheeland - Present
Commissioner Larson - Present
Commissioner Mussare - Present

Solicitor Sees - Present

1.0 OPERATIONS

1.1 CONVENE COMMISSIONERS MEETING. Mr. Wheeland convened the Commissioners Meeting 10:03 a.m.

1.2 APPROVE THE MINUTES OF THE PREVIOUS MEETINGS. A motion by Mr. Larson 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. Wheeland opened the floor to public comment on agenda items only, and none were received.

Mr. Wheeland recessed the Commissioners' Meeting at 10:14 a.m.

Mr. Wheeland convened the Public Hearing to amend zoning ordinance to include Gamble Township.

Cliff Kanz discussed an overview of Gamble Township moving to the County Zoning program/partnership, including a comparison of county zoned areas to township zoned areas. He recommends approval of the ordinance amendment.

Mr. Wheeland opened the floor to public comments and the following were received:

Robert McGuire of Gamble Township stated that he felt the notice was deficient. He also stated he is against the change of his land from agriculture to countryside. He added that the supervisors are moving in the right direction, he just felt a little more time to understand what is going on is needed.

Janet Raker of Gamble Township said she was surprised at the lack of notice. She is also disappointed in the agriculture zoning change.

Gene Sellers of Gamble Township agreed with Janet Raker's comments. David Albert of Gamble Township said that the purpose of zoning is to have regulation on the use of the property. He feels the new zoning ordinance with help to preserve the township. He also felt that the new ordinance will not decrease the value of the properties.

Mark Truman of Gamble Township likes the pristine nature of this area. He owns a small lot and felt that the notice was too short to perform any research on it. He is concerned with his property value and gas development.

Thomas Smith of Gamble Township says that this is a rural community. He wants to be part of county zoning. He feels the Planning Commission did an excellent job.

Ken Bastian of Hepburn Township owns 88 acres on the south side of the lake. He is currently in an area designated as agriculture. This is a drastic change from what the township zoned it. He prefers that it go back to countryside zoning, as it does not have agricultural soil.

George Cook of Washington Township owns 81 acres in Gamble Township. He has mixed emotions on this change. His land is his retirement. He does not want mass development but doesn't want the government telling him what he is allowed to do with his land. He feels this cuts down the value of his property.

Ruth Cook of Washington Township owns land in Gamble Township. She does not want the ordinance amendment to be signed today, but would like to see more time taken to discuss this. She would like to see her land reverted back to how Gamble Township had it zoned, or at least changed to countryside zoning.

Don Hoffman of Gamble Township feels that the zoning districts need to be reconsidered. This affects him personally as his land zoning changed.

Mr. Wheeland asked Mr. Kanz to explain countryside versus agricultural zoning.

Mr. Kanz said that issue can be addressed even if the ordinance is enacted. He also explained that the timeline for an amendment is roughly 90 days.

Mr. Wheeland asked if the supervisor vote in Gamble was unanimous to change to county zoning.

Mr. Kanz said yes.

Mr. Wheeland asked if the township supervisors were in favor of or opposed to an amendment.

Mr. Kanz said he was not sure either way.

Mr. Wheeland asked if the law was followed regarding the timeline for notification.

Mr. Kanz said yes.

Mr. Larson explained that the township can choose to opt out of the county zoning program at any time.

Mr. Mussare asked if there was any expense to amending the ordinance in the future?

Mr. Kanz said only to the county.

Ruth Cook asked why issues cannot be addressed prior to Gamble Township going to county zoning?

Mr. Kanz explained that everything would have to be re-advertised and the process would have to start over. The proposed amendment would be more cost effective.

Bob McGuire explained most of the zoning issues are contiguous. He also explained that Joe Reighard would support the change.

Ben Landon explained the two options: a) pass the ordinance today and amend in the future, which would require a hearing, or b) make the changes which would require recessing and reconvening the current hearing. He added that this is an administrative issue that the Commissioners must decide.

Janet Raker added that she hopes that any changes would include a mass mailing to the property owners in Gamble Township as the process proceeds.

Mr. Kanz replied that it could be done.

Tom Smith, Gamble Township Supervisor explained that the township and county has been working on this change for a year. This ordinance needs done now, and any revisions can be looked at immediately.

Mr. Wheeland said that it is difficult to go against a supervisor's request to join county zoning. He added that the county has a good track record, and that as soon as the ordinance is approved, an amendment will be moved out on soon.

Mr. Mussare explained that the testimony he heard will not sway him from voting for this.

The Public Hearing was adjourned at 10:21 a.m.

Mr. Wheeland reconvened the Commissioners' Meeting at 10:21 a.m.

2.0 ACTION ITEMS

2.1 ENACT ORDINANCE 2012-3. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), enacted Ordinance 2012-3 amending the zoning ordinance to include Gamble Township.

2.2 PROCLAIM PROBATION, PAROLE, & COMMUNITY SUPERVISION WEEK. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved July 15-21, 2012 as "Probation, Parole and Community Supervision Week" in Lycoming County.

2.3 APPROVE GRANT-IN-AID AGREEMENT. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved agreement for grant-in aid for the state offender supervision fund agreement for 2012-2013.

2.4 APPROVE SUPERVISION FUND FINANCIAL STATEMENTS. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved 2011-2012 financial statements for the state offender supervision fund.

- 2.5 APPROVE INTERMEDIATE PUNISHMENT PROGRAM GRANT RECEIPT. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved PCCD grant receipt for Intermediate Punishment Program in the amount of \$34,861.
- 2.6 AWARD CONTRACT TO W.F. WELLIVER & SON, INC. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), awarded contract for new round bale processor with trade to W. F. Welliver & Son, Inc. in the amount of \$31,500.
- 2.7 APPROVE PURCHASE FROM SUNBURY MOTORS. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved purchase from Sunbury Motors from Costars contract for one unmarked 2013 Ford Utility Police Interceptor for the Sheriff's Office in the amount of \$34,916.72.
- 2.8 APPROVE PURCHASE FROM SUNBURY MOTORS. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved purchase from Sunbury Motors from Costars contract of two (2)marked 2013 Ford Utility Police Interceptors for the Sheriff's Office in the amount of \$71,956.08 (\$35,978.04 ea).
- 2.9 APPROVE AGREEMENT WITH PENN COLLEGE OF TECHNOLOGY. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved agreement with Penn College of Technology for consulting services.
- 2.10 APPROVE PSA WITH CHARLES G. STUTZMAN. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved professional service agreement with Charles G. Stutzman for Lycoming/Tioga/Sullivan EMS.
- 2.11 APPROVE 2ND AMENDMENT TO AGREEMENT WITH LCWSA. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved 2nd amendment to agreement with the LCWSA for capital contributions.
- 2.12 APPROVE LOAN REPAYMENT AGREEMENT WITH LCWSA. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved agreement with the LCWSA for public water infrastructure loan repayment.
- 2.13 APPROVE PSA WITH NHS YOUTH SERVICES. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved professional service agreement with NHS Youth Services (Northwestern Academy) for JPO.
- 2.14 APPROVE PSA WITH ALLAT. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved professional service agreement with Allat to serve as conflicts attorney in the amount of \$35,000/annually effective July 1, 2012.

2.15 APPROVE QUOTE FROM SOFTMART. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved quote from Softmart for the maintenance renewal of CA Technologies ARCserve in the amount of \$19,297.95 off of Costars contract.

Mr. Wheeland recessed the Commissioners' Meeting at 10:34 a.m.

3.0 SALARY BOARD

3.1 CONVENE SALARY BOARD. Controller Rogers was absent.

3.2 PRE-RELEASE - A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved Paul J. Shirvinski as full time replacement Resident Supervisor - Pay grade 6 - \$15.39/hour effective 7/23/2012.

3.3 PRISON - A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved Jacqueline A. Fidler as full time replacement CO Female Relief/Cook - COI - \$12.83/hour effective 7/15/2012.

3.4 COURTS - A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved Keely J. Hitchens as full time replacement Clerk IV - Pay grade 5 - \$14.13/hour effective 7/23/2012, and Courts - Ekaterina S. Ferguson as full time replacement Clerk III - Pay grade 4 - \$12.95/hour effective 7/16/2012.

3.5 COOPERATIVE EXTENSION - A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), approved Connie Joell Pentico as full time replacement Clerk I - Pay grade 2 - \$10.94/hour effective 7/23/12..

3.6 ADJOURN SALARY BOARD. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), adjourned the Salary Board at 10:36 a.m.

Mr. Wheeland reconvened the Commissioners' Meeting at 10:36 a.m.

5.0 REPORTS / INFORMATION ITEMS.

5.1 The Commissioners recognized Sgt. Dave Bower on his retirement. Kevin Deeparlos spoke of his service to the County.

5.2 Sandy Adams announced Voter Hall of Fame at 10:00 a.m. on Thursday July 19, 2012 at the Genetti.

6.0 PUBLIC COMMENT. Mr. Wheeland opened the floor to public comment and none were received.

7.0 NEXT REGULARLY SCHEDULED MEETING. Mr. Wheeland announced the next regularly scheduled meeting as a work session on Tuesday, July 24, 2012. There will be no meetings July 17 & 19.

8.0 ADJOURN COMMISSIONERS' MEETING. A motion by Mr. Larson and seconded by Mr. Mussare and passed (3-0), adjourned the Commissioners' Meeting at 10:37 a.m.