

# BEDFORD COUNTY BOARD OF COMMISSIONERS TELECONFERENCE MEETING

January 5, 2021

The Bedford County Board of Commissioners held the teleconference meeting in the Commissioners Suite of the Bedford County Government Building, 200 South Juliana Street, Bedford, PA on Tuesday, January 5, 2021. Commissioner Lang called the meeting to order at 10:00 a.m. and Commissioner Dallara led the prayer of invocation and pledge to the flag.

## **ROLL CALL OF MEMBERS:**

Present: Commissioner Josh Lang. Present via phone Commissioner Barry L. Dallara, and Commissioner Deb Baughman. Others present Debra Brown, Chief Clerk/Director of Elections and present via phone: Melissa Cottle, Treasurer; Terry Stacey, CDBG Administrator; Don Schwartz, Director of Planning, David Cubbison, Director of Emergency Services, the public and the press.

## **PUBLIC COMMENTS:**

There was nothing brought to the Board for discussion.

## **APPROVAL OF MINUTES:**

December 15, 2020 Minutes and the December 17, 2020 Special Meeting Minutes were approved as presented.

## **EXPENDITURES:**

A motion was made by Commissioner Baughman and seconded by Commissioner Dallara to approve the following expenditures. The motion was approved as presented.

Payroll 12.18.20:	\$271,639.52	CK#: 183773-183779
Payroll 12.31.20:	\$285,531.06	CK#: 183780-173785
General 12.09.20:	\$583,870.03	
CYS priority 12.09.20:	\$48,455.04	
CYS nonpriority 12.09.20:	\$161,437.93	
General 12.23.20:	\$599,242.19	
CYS priority 12.23.20:	\$204,299.95	

Commissioner Baughman reported on the large expenditures from the General Priority Accounts.

## **OLD BUSINESS:**

There was no old business to discuss.

## **NEW BUSINESS:**

A motion was made by Commissioner Dallara and seconded by Commissioner Baughman to approve the following personnel based upon the recommendation of their respective department heads. The motion was approved as presented.

1. William P. Decourcy – Deputy Sheriff at \$14.50 per hour per union contract, effective December 1, 2020.

A motion was made by Commissioner Baughman and seconded by Commissioner Dallara to approve the Change of Assessment Notice Control Report changes for the month of December 2020. This is based upon the recommendation of Joyce Hillegass, Director of Tax Assessment. Commissioner Baughman gave an overview of the report. The motion was approved as presented.

A motion was made by Commissioner Dallara and seconded by Commissioner Baughman to approve Barry Clark to the Bedford, Fulton Joint Recreation Authority. This is based upon the recommendation of Jim Edwards, Chairman of the Bedford Fulton Joint Recreation Authority. The motion was approved as presented.

A motion was made by Commissioner Baughman and seconded by Commissioner Dallara to approve the resolution of the County Commissioners of Fulton County and the County Commissioners of Bedford County. This is based upon the recommendation of the Bedford Fulton Joint Recreation Authority. Commissioner Baughman gave a summary of the resolution. The motion was approved as presented.

## **RESOLUTION OF THE BEDFORD COUNTY COMMISSIONERS**

**AND NOW THIS** 5<sup>th</sup> day of January 2021, the undersigned, being the Chairman of the Bedford County Commissioners, hereby adopts the following resolution:

**WHEREAS**, in conjunction with the County Commissioners of Fulton County, Pennsylvania, the undersigned County Commissioners of Bedford County, Pennsylvania, created the Bedford Fulton Joint Recreation Authority ("Authority") to conduct the affairs involved with the ownership of a right-of-way for the property formerly known as the abandoned Pennsylvania Turnpike; and

**WHEREAS**, the Secretary of the Commonwealth of Pennsylvania issued a Certificate of Incorporation evidencing the incorporation of an Authority under the Municipalities Authorities Act of 1945, P.L. 383, as amended, said certificate bearing the date of 28th day of August 2018; and

**WHEREAS**, the Authority's officers adopted the Authority's Bylaws on the 28th day of August 2018; and

**WHEREAS**, the Authority's officers seek to add one (1) additional member from both Bedford and Fulton Counties for the purpose of expanding the Board's resources; and

**NOW THEREFORE BE IT RESOLVED** that the Authority shall add one (1) additional member from Fulton County and one (1) additional member from Bedford County, appointed by said County's commissioners, as reflected in Exhibit A.

A motion was made by Commissioner Dallara and seconded by Commissioner Baughman to approve the Purchase of Service Agreement between Bedford County Children & Youth Services and the following for a period of January 1, 2021 and ending June 30, 2021. This is based upon the recommendation of Lisa Cairo, Administrator Bedford County Children and Youth Services. The motion was approved as presented.

1. Matthew J. McGregor – General Legal Counsel & Consultant and Guardian ad Litem to the Children

A motion was made by Commissioner Baughman and seconded by Commissioner Dallara to approve the updated County Commissioners Association of Pennsylvania (CCAP) Participation Agreement in the unemployment Compensation Program (since it was updated in the Declaration of Trust (bylaws)), effective June 30, 2020. The motion was approved as presented.

A motion was made by Commissioner Dallara and seconded by Commissioner Baughman to re-appoint Ernest Fuller to a 3-year term on the Board of the Bedford County Planning Commission, beginning on January 1, 2021. This is based upon the recommendation of the Board of the Bedford County Planning Commission. The motion was approved as presented.

A motion was made by Commissioner Baughman and seconded by Commissioner Dallara to approve the 2021 Certification of Funds form for the Pennsylvania Farmland Preservation Program. This is based upon the

recommendation of Don Schwartz, Director of the Planning Commission. The motion was approved as presented.

A motion was made by Commissioner Dallara and seconded by Commissioner Baughman to award the engineering contract for the Hyndman Phase V Waterline Replacement project to Gwin, Dobson & Foreman, Inc., in the amount of \$37,216.25, which multi-year project is funded under the Community Development Block Grant (CDBG) utilizing funds from FFYs 2018 and 2019. This is based upon the recommendation of Terry Stacey, CDBG Administrator. Mr. Stacey gave an overview of the project and stated Rick Suder and he reviewed five firms. The motion was approved as presented.

A motion was made by Commissioner Baughman and seconded by Commissioner Dallara to authorize the Bedford County Planning Commission staff to conduct two required public hearings and to prepare a Resolution to be dated prior to the application deadline of February 3, 2021, for the submission of a Community Development Block Grant (CDBG) FFY 2020 Competitive application, in the amount of \$1,602,416.00, for the Hopewell Borough Wastewater Treatment Facility Replacement project. Mr. Stacey gave an overview of the project. The motion was approved as presented.

A motion was made by Commissioner Dallara and seconded by Commissioner Baughman to approve an agreement between Bedford County Board of Commissioners and Stiffler McGraw Architects, LLC for the Feasibility Study for the Day Reporting/Treatment Center. This is based upon the recommendation of Lesley Childers-Potts, District Attorney. The motion was approved as presented.

A motion was made by Commissioner Baughman and seconded by Commissioner Dallara to amend the award amount approved on December 4<sup>th</sup>, 2020 as part of Round II of the Bedford County CARES Small Business, Tourism, and Nonprofit Support Grant Program. This amendment will change the allocated amount of **\$567,117.85 to \$596,225.85**. This is based on adding the award to the Everett Volunteer Fire Company who has been awarded **\$29,108.00**. This is based upon the recommendation of the Bedford County Board of Commissioners. The motion was approved as presented.

A motion was made by Commissioner Dallara and seconded by Commissioner Baughman to approve the Resolution Authorizing Tax and Revenue Anticipation Note dated January 5, 2021. This is based upon the recommendation of the Bedford County Commissioners. Commissioner Dallara summarized the resolution. The motion was approved as presented.

**RESOLUTION AUTHORIZING  
TAX AND REVENUE ANTICIPATION NOTE**

January 5, 2021

**Whereas**, the County of Bedford, of Bedford, Pennsylvania, hereinafter called the Local Government Unit, anticipates current revenues as yet uncollected; and

**Whereas**, the said Local Government Unit has inadequate funds for current expenditures; and

**Whereas**, the said Local Government Unit has determined that it is necessary to borrow for the purpose of meeting current expenses by issuing a note to be repaid from said anticipated revenues; and

**Whereas**, the Hometown Bank (Lender) has submitted to the said Local Government Unit a proposal to purchase a tax anticipation note of the Local Government Unit and the Local Government Unit desires by the adoption of this resolution to accept such proposal and authorize the issuance and sale of its tax and revenue anticipation note;

**Now therefore, Be It Resolved that:**

- (1) The local Government Unit hereby authorizes the issuance of a tax and revenue anticipation note in the amount of \$1,995,000.00 in anticipation of the receipt of current taxes and revenues to be sold at private sale.
- (2) The note shall be in the denomination of \$1,995,000.00, shall be redeemable at any time at the option of the officers of the Local Government Unit without penalty or premium, shall be fully registered without coupons, shall be dated January 5, 2021, bear interest at the rate of 0.75%, fixed, with UCC filing fee of \$84.00 and lawyer fees added, fees shall mature on December 31, 2021, shall be payable to the Bedford office of the Lender, shall be substantially in the form annexed to the resolution as Exhibit A and hereby made part of the resolution as though fully set forth in this place.
- (3) The proposal of the (Lender) to purchase the note dated January 5, 2021 is hereby accepted and shall be incorporated into the minutes of this meeting. A true and correct copy of said Proposal is attached thereto as Exhibit B, and the appropriate executive officers are hereby authorized and directed to execute and deliver a duplicate original of the acceptance of said proposal to the Lender.
- (4) The Local Government Unity hereby pledges to the Lender and grants to the Lender a first lien and charge on its taxes and revenues to be received during the period when the note is outstanding to secure the payment of the indebtedness evidenced hereby and the interest thereon.
- (5) Payment of the principal and interest shall be made in the following amounts and on the following dates:

Principal and Interest due at Maturity

- (6) The appropriated executive officer be and hereby is authorized and directed to execute and deliver in the name of, on behalf of, and under the seal of, the Local Government Unit, the tax and revenue anticipation note in the form and containing terms described above, and the Secretary of the Local Government Unit be and hereby is authorized and directed to attest the same.
- (7) The appropriate executive or fiscal officer be and hereby is authorized and directed to prepare to cause to be prepared and to file a Certificate as to Taxes and Revenues to be Collected as required by Section 8128 of the Local Government Unit Debt Act. A true and correct copy of said Certificate is attached hereto as Exhibit C.
- (8) The executive officers of the Local Government Unit be and hereby are authorized and directed to perform all acts which are necessary and proper for the valid issuance and securing of the note.

**IN WITNESS WHEREOF**, the undersigned has hereunto set his hand and affixed the seal of the Local Government Unit the 5<sup>th</sup> day of January 2020.

A motion was made by Commissioner Baughman and seconded by Commissioner Dallara to ratify the Bedford County Declaration of Disaster Emergency dated December 16-17, 2020. This is based upon the recommendation of the Bedford County Board of Commissioners. The motion was approved as presented.

A motion was made by Commissioner Dallara and seconded by Commissioner Baughman to approve the Master Services Agreement between WorkPartners and Bedford County, effective February 1, 2021. This is based upon the recommendation of Dave Cubbison, Director of Emergency Services. The motion was approved as presented.

A motion was made by Commissioner Baughman and seconded by Commissioner Dallara to approve the following agreements related to Bedford County broadband expansion project under the federal CARES Act. This is based upon the recommendation of the Bedford County Board of Commissioners. Commissioner Lang expressed his appreciation to Rachel Paguda and Dwayne Zimmerman for all of their hard work and efforts on this project. Noting this is Phase I of many projects for the future. Commissioner Baughman noted there will be more broadband projects in the future. The motion was approved as presented.

1. Collocation Agreement between the County of Bedford, and Zito Media Communications, effective December 28, 2020.
2. Collocation Agreement between the County of Bedford, and Crowsnest Broadband, LLC,

effective, January 5, 2021.

3. Standard Initial Antenna Property Lease Agreement at the Martin Hill Tower between the County of Bedford, and Crowsnest Broadband, LLC, effective January 5, 2021.
4. Standard Initial Antenna Property Lease Agreement at the Kinton Knob Tower between the County of Bedford, and Crowsnest Broadband, LLC, effective January 5, 2021.

**COMMENTS/APPOINTMENTS/BID OPENINGS/COUNTY UPDATES:**

PA DCED received a revised allocation of CDBG funding, and has reallocated funding, state-wide, resulting in very small upward adjustments for Bedford County (\$46) and for Bedford Township (\$19). The Pennsylvania Department of Community & Economic Development has announced a reallocation of FFY 2020 Community Development Block Grant funds, resulting in the following changes: Hopewell Borough Wastewater Treatment Facility Replacement, increasing from \$215,959 to \$216,005; and Bedford Township Homeownership Assistance, increasing from \$87,613 to \$87,632. Mr. Stacey gave an overview of the funding.

Commissioner Dallara gave an update on the Bedford County Restaurant Worker's Fund. He stated donations are still be accepted and a committee will review the request with Community Foundation. Please continue to support your local businesses by purchasing gift cards and so forth.

Commissioner Baughman stated she spoke with Rusty Styer, Coroner and he stated he had 300 deaths within the last year, many related to COVID. Commissioner Baughman reminded everyone to please wear masks. She and her husband are recovering from COVID. Take precautions and prevent sharing this epidemic.

**ADJOURNMENT:**

Commissioner Dallara made a motion to adjourn the meeting. Commissioner Baughman seconded the motion. The meeting was adjourned at 10:24 a.m.

The next teleconference meeting will be held February 9, 2021 in the Commissioners Suite unless called sooner by the Board of Commissioners.

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Debra Brown, Chief Clerk

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Deb Baughman, Secretary