

**COMMISSIONERS' MEETING MINUTES**  
**FEBRUARY 8, 2023**

Commissioner R. Michael Keith called the regular meeting of the Indiana County Commissioners to order at 10:30 a.m. in the Commissioners Hearing Room.

**ROLL CALL**

Chairman R. Michael Keith, present  
Commissioner Robin A. Gorman, present  
Commissioner Sherene Hess, present

Also, in attendance were Solicitor Matthew T. Budash and Chief Clerk Robin Maryai.

**PLEDGE OF ALLEGIANCE**

Commissioner Keith led those present in reciting the Pledge of Allegiance to the American Flag.

**APPROVE MINUTES...JANUARY 25, 2023**

A motion was made by Ms. Hess, seconded by Ms. Gorman, and carried unanimously to approve the minutes of January 25, 2023.

**COVID UPDATE**

Thomas Stutzman reported that the PADOH's weekly COVID case count for Indiana County, for the week ending February 1st, totaled 77, this is an increase over the previous week's totals. The CDC's COVID-19 Community Levels, through February 2nd, remain at the "LOW" rate category for Indiana and all surrounding counties. The PADOH reported one additional death, related to COVID-19, in last week's county report, bringing the total number of COVID related deaths in Indiana County to 390. The CDC continues to report increases in the rates of Bivalent Booster shots throughout the region. In the population of those 5 years of age and older, on average, in the six-county region, a 0.1% increase has been reported in last week's update. In comparison to the Full Vaccinated rate average, in the same period is 0% increase. The PADOH Seasonal Flu cases in Indiana County for week 4, of 2023, ending January 28th, reported a total of 1,014 cases documented. The majority being Type A.

**PUBLIC COMMENT**

Alan Wainwright and Therese Wainwright made comment regarding broadband. Ron Riley made comment regarding COVID postings on the county's website.

**EXECUTIVE SESSIONS**

There were no Executive Sessions.

**PROCLAMATION...BLACK HISTORY MONTH**

After a proclamation was read a motion was made by Ms. Hess, seconded by Ms. Gorman and carried unanimously to proclaim the month of February, 2023 as Black History Month in Indiana County and urged all residents to actively raise their own awareness of Black History Month.

**OPIOID SETTLEMENT...WALGREENS, WALMART, CVS, TEVA AND ALLERGAN**

Attorney Bob Marcus was present and explained the \$26 billion national settlements concerning the Big Three Distributors and Johnson & Johnson began making payments last year and there are five additional proposed national settlements with CVS, Walgreens, Walmart, Teva and

Allergan. These proposed settlements will provide up to \$20 billion in additional funding across the nation. The amount that would be distributed to Indiana County is yet to be determined.

Similar to the process that occurred with respect to the Big Three and Johnson & Johnson settlements, these new proposed settlements will have an opt-in procedure before they become effective. Although the time frames are slightly different for each deal, communities generally must decide whether to participate by the end of March 2023.

Attorney Marcus believes it is in the best interest of Indiana County to opt-in to these 5 agreements which all have separate documents and to appoint Marcus & Mack or someone of their choosing to review and sign each settlement agreement.

A motion was made by Ms. Gorman, seconded by Ms. Hess and carried unanimously to opt-in to the national settlement with Walgreens.

A motion was made by Ms. Hess, seconded by Ms. Gorman and carried unanimously to opt-in to the national settlement with Walmart.

A motion was made by Ms. Gorman, seconded by Ms. Hess and carried unanimously to opt-in to the national settlement with CVS.

A motion was made by Ms. Hess, seconded by Ms. Gorman and carried unanimously to opt-in to the national settlement with Teva.

A motion was made by Ms. Gorman, seconded by Ms. Hess and carried unanimously to opt-in to the national settlement with Allergan.

A motion was made by Ms. Gorman, seconded by Ms. Hess and carried unanimously to appoint Marcus & Mack as the signing agent for these contracts.

#### **AGREEMENT...CDW-G / EMA**

At the request of Tom Stutzman, Emergency Management Agency, a motion was made by Ms. Hess, seconded by Ms. Hess and carried unanimously to approve an agreement with CDW-G to renew their Microsoft Server License package in the amount of \$40,682.52. This is a three year license and does not include any software upgrades during the period.

#### **CERTIFICATION OF THE PUBLIC HOUSING AGENCY (PHA) ANNUAL PLAN / HOUSING AUTHORITY**

At the request of Shannon Kundla, Indiana County Housing Authority, a motion was made by Mr. Keith, seconded by Ms. Hess and carried unanimously to approve the Housing Authority of Indiana County Annual Plan. The Plan is a comprehensive guide to their public housing agency policies, programs, operations, and strategies for meeting local housing needs and goals. There are two parts to the Housing Authority Plan: the 5-Year Plan, which is submitted to HUD (Housing and Urban Development) once every 5th fiscal year, and the Annual Plan, which is submitted to HUD every year.

**COOPERATION AGREEMENT – YMCA OF INDIANA COUNTY – RACP GRANT / PLANNING**

At the request of Byron Stauffer, Office of Planning & Development, a motion was made by Ms. Gorman, seconded by Ms. Hess and carried unanimously to enter into a Cooperation Agreement with the YMCA of Indiana County for the administration of a \$2,000,000 Redevelopment Assistance Capital Program (RACP) grant for various facility expansion and improvement projects at the White Township complex. The Indiana County Commissioners shall serve as Grantee and the YMCA of Indiana County shall serve as Sub-grantee of the RACP grant related project. The YMCA of Indiana County shall be responsible for providing both interim and permanent funds, as may be required, assisting in the grant application process, shall be responsible for the design and specifications of each project phase, and shall accept operational control and ongoing maintenance of the completed projects. The Cooperation Agreement designates the Office of Planning & Development as Administrator of the project.

**CONTRACT AWARDS – YMCA OF INDIANA COUNTY ROOF REPLACEMENT PROJECT / PLANNING**

At the request of David Morrow, Office of Planning & Development, and on behalf of The YMCA of Indiana County and Thomas R. Harley Architects, LLC, a motion was made by Mr. Keith, seconded by Ms. Hess and carried unanimously to approve a contract agreement with CE Davis Contracting, LLC from Ford City, PA for the YMCA of Indiana County Roof Replacement Contract. The contract award request in the amount of \$698,578.00 is for the replacement of the existing roofs of the entire facility and the installation of some new metal wall panels. This project is being funded with a Redevelopment Assistance Capital Program Grant and YMCA funds.

**CONTRACT AWARD – INDIANA COUNTY 911 DISPATCH CENTER ACCESS FLOOR PROJECT / PLANNING**

At the request of Dave Morrow, Office of Planning & Development a motion was made by Ms. Gorman, seconded by Ms. Hess and carried unanimously to enter into a contract agreement with Compu-Site Technologies, Inc. from Carnegie, PA for the Indiana County 911 Dispatch Center Access Floor Project. The contract award request in the amount of \$35,486.00 is for the replacement of approximately 1,076 square feet of existing access floor. This project is being funded with County General Funds.

**REJECT BIDS: NORMA BUILDING LOADING DOCK RENOVATION PROJECT / PLANNING**

At the request of Dave Morrow, Office of Planning & Development and on behalf of Stiffler-McGraw & Associates, a motion was made by Ms. Hess, seconded by Ms. Gorman and carried unanimously to reject all bids received for the NORMA Building Loading Dock Renovation Project. This action is being requested due to the bids exceeding the current project budget. It is anticipated the project will be rebid early spring of 2023 at a revised scope of work. Three bids were received on the project ranging from low bid of \$1,204,000 to a high bid of \$1,678,895.

**CHANGE ORDER #GC1 – INDIANA COUNTY CORONER'S OFFICE PROJECT / PLANNING**

At the request of Dave Morrow, Office of Planning & Development, a motion was made by Mr. Keith, seconded by Ms. Gorman and carried unanimously to approve Change Order #GC1 with Don Huey Custom Building and Remodeling, Inc. in the amount of \$25,720.00 on the Indiana County Coroner's Office Project. Change Order #GC1 is to construct a custom-built walk-in

cooler 8' x 10' x 9' H. Cooler will be constructed complete with insulation, 48" x 80" door, lighting, condensing unit, cooler unit and controls. The revised contract with Don Huey Custom Building and Remodeling, Inc. with approval of Change Order #GC1 will be \$416,345.00 and the additional cost will be covered with County General Funds.

### **CONTRACT AMENDMENT – ESG 2021 / PLANNING**

At the request of LuAnn Zak, Office of Planning & Development and on behalf of the Indiana County Community Action Program, Inc. (ICCAP), a motion was made by Ms. Gorman, seconded by Ms. Hess and carried unanimously to approve the reduction of the 2021 ESG contract. The amount of the reduction requested is \$17,794.00 from the original contract amount of \$105,618.00 to \$87,824.00. This request is being made in order to meet the April 6, 2023 contract deadline. Other contract funds are available to continue covering the services provided by the 2021 ESG contract.

### **ARPA MUNICIPALITIES FUNDING**

Indiana County was the recipient of an ARPA Grant made available under the American Rescue Plan Act (ARPA) from the United States Treasury. The townships and boroughs in Indiana County were able to apply for funding from this grant.

A motion was made by Ms. Gorman, seconded by Ms. Hess and carried unanimously to approve a grant agreement for White Township in the amount of \$53,809.25 to be used for storm water replacement on Apache Road.

### **CONTRACT...50 MARKETING**

At the request of Robin Maryai, Chief Clerk, a motion was made by Ms. Gorman, seconded by Ms. Hess and carried unanimously to approve a contract with 50 Marketing to continue website maintenance, security and hosting services for 2-year term from February 1, 2023 through January 31, 2025. The extension provides for a rate increase to \$499 per month from \$414 per month. This increase is due to the increased costs of providing these services. This agreement will automatically renew for an additional 2-year term from February 1, 2025 through January 31, 2027 at the rate of \$549 per month unless discontinued by either party prior to the autorenewal date of February 1, 2025.

### **2023 PCORP SAFETY IMPROVEMENT PROGRAM GRANT APPLICATION**

At the request of Robin Maryai, Chief Clerk, a motion was made by Ms. Gorman, seconded by Ms. Hess and carried unanimously to approve a 2023 PComp Safety Improvement Program Grant Application through the County Commissioners Association of Pennsylvania in the amount \$34,023.56 to replace all lock hardware in the courthouse to meet ADA requirements.

At the request of Robin Maryai, Chief Clerk a motion was made by Mr. Keith, seconded by Ms. Hess and carried unanimously to approve a 2023 PComp Safety Improvement Program Grant Application through the County Commissioners Association of Pennsylvania in the amount of \$976.44 to purchase 2 expiring ballistic vests worn by the Deputy Sheriff's during work hours.

### **OTHER BUSINESS**

Commissioner Keith announced the courthouse will be closed on Monday, February 20, 2023 in observance of the Presidents Day Holiday.

**NEXT REGULAR MEETING...FEBRUARY 22, 2023 AT 10:30 A.M.**

The next regular scheduled Commissioners' Public meeting will be held on Wednesday, February 22, 2023 at 10:30 a.m. in the Commissioners' Hearing Room.

**ADJOURNMENT**

With no other business to come before the Board at this time, a motion was made by Ms. Gorman, seconded by Mr. Keith to adjourn the meeting at 11:10 a.m.

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Sherene Hess, Secretary

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R. Michael Keith, Chairman