

AGENDA
LAWRENCE COUNTY COMMISSIONERS
March 26, 2013

I. OPENING EXERCISES

- A. Call to Order
- B. Pledge of Allegiance & Moment of Silence
- C. Roll Call
- D. Explanation of Procedures to Audience

II. ROW OFFICER REPORTS AND COMMENTS

III. PUBLIC COMMENTS

- A. Dan Cessna-PennDOT

IV. MINUTES AND CORRESPONDENCE

A. Approval of Minutes:

- 1. Tuesday, March 12, 2013

B. Presentation of Written Communications:

- 1. New Castle Sanitation authority, dated March 18, 2013, giving Act 14 notification for a General Permit Application for Sale and Beneficial Reuse of Reclaimed Water, for the New Castle Sanitation Authority.
- 2. R.A.R. engineering group, inc, dated March 18, 2013, giving Act 14 notification for a General Permit for Utility Stream Crossings, for work to be done in Wayne Township by the Pennsylvania American Water Company.
- 3. Beran environmental Services, dated March 19, 2013, giving Act 14 notification for a Restoration Waiver for work to be done in Hickory Township.
- 4. Pennsylvania Department of Transportation, giving notification of a Public Meeting regarding the Replacement of the SR 0288 Bridge over Wampum Run in Wampum PA on April 1, 2013.
- 5. Supreme Court of Pennsylvania, dated March 12, 2013, giving notification of the elimination of Magisterial District 53-3-03 and the realignment of Magisterial Districts 53-3-01 and 53-3-04 effective January 1, 2018, with the reestablishment of Magisterial Districts 53-1-01 and 53-3-02 effective immediately.
- 6. ECSR (Environmental Coordination Services and Recycling) dated March 20,

2013, giving Act 14 notification for the Renewal of State Only Operating Permit #37-00181 for work to be done in New Castle.

V. PROCLAMATIONS AND CERTIFICATES: None

VI. REPORTS AND NEW BUSINESS

- A. Staff Reports: None
- B. Personnel Report: None
- C. Commissioner Reports and Comments
- D. New Business:
 - 1. APO
 - a. Electronic Monitoring
 - 2. Tax Claim
 - a. Exonerated taxes
 - 3. Recycling/Solid Waste
 - a. 903 Grant
 - b. County Fair Contract
 - c. Amend Contract
 - 4. Children and Youth
 - a. Summit School, Inc. (10-11)
 - b. Summit School, Inc.(11-12)
 - c. Summit School, Inc. (12-13)
 - d. KidsPeace National Centers, Inc.
 - 5. Boards/Authorities
 - a. WIB-Ms. Gail Steck
 - 6. CO-Op Ext.
 - a. Contract-West Nile Virus-Dennis Stich
 - b. Contract-West Nile Virus-Pam Stich
 - 7. Treasurer
 - a. Adjusting discount period
 - 8. Planning

a. Selling Wampum Property to Revitalization Group

VII. RESOLUTION

- A. Resolutions on the table
- B. Resolutions to be taken off the table: None
- C. New Resolutions:
 - 1. R-2013-039 Authorization to execute an agreement between the PCCD, PDAI and Lawrence County to implement a SAVIN program, to perform professional services for an amount not to exceed \$2,274.35 for the period of January 1, 2013 through December 31, 2013.
 - 2. R-2013-040 Authorization to execute all documents related to the PCORP (Pennsylvania Counties Risk Pool) Local Producer Commission through the Ron Dunn Ins. Agency, for a commission rate not to exceed 10% for the period July 1, 2013-June 30, 2014.
- D. Motion to amend the agenda. (if necessary)

VIII. ORDINANCES

- A. On the Table: None
- B. For introduction: None
- C. For final action:

IX. FISCAL AND CONTRACTUAL

- A. Advertise for bids/proposals: None
- B. Receipt of bids/proposals:
- C. Fiscal Reports: None
- D. Report on Quotes: None
- E. Warrant Register:
 - 1. March 14, 2013
 - 2. March 15, 2013
 - 3. March 21, 2013
 - 4. March 22, 2013

X. ANNOUNCEMENTS

- A. The next Commissioners' Public Meeting will be held on Tuesday, April 2, 2013 at 10:00 a.m. in the Commissioners' Meeting Room.

B. The Courthouse will be closed Friday, March 29, 2013, in observance of Good Friday.

XI. Public Comments

XII. Adjournment

LAWRENCE COUNTY COMMISSIONERS' MEETING
PUBLIC MEETING
MINUTES OF Tuesday, March 26 2013

The Lawrence County Commissioners' Meeting was opened with the Pledge of Allegiance to the Flag followed by a Moment of Silence.

The Lawrence County Commissioners' Meeting of Tuesday, March 26, 2013 was called to order by Commissioner Dan Vogler, at 10:00 a.m. Office Manager Carol MacDonald called the Roll. Those in attendance were, Commissioners, **Dan Vogler, Robert Del Signore, Sr., Steve Craig,;** Chief Clerk/County Administrator **James Gagliano, Clarence Nelson, J.R. Hardester, Julie DeLillo, Cindy Scaramazza, Jerry Zona, Allen Miller, John Carran, Dan Cessna, Scott Collins, Jerry Zona, Artishia Foster, and Debbie Morris, New Castle News.** It was stated for the record that the meeting is being taped. Those wishing to speak shall be given five minutes. If they need more time, they are to see the Chief Clerk at another time and he will arrange for them to meet with the Commissioners. Those speaking are to state for the record their names, addresses and the nature of their business.

ROW OFFICERS' REPORTS AND COMMENTS

None

GENERAL PUBLIC

Mr. Dan Cessna, PennDOT, gave a presentation.

Mr. Scot Collins, PennDOT, Lawrence County's new Maintenance Manger was introduced.

APPROVAL OF MINUTES

1. Minutes of Tuesday, March 12, 2013

Moved by **Mr. Craig** seconded by Mr. Del Signore to accept and file the minutes. Motion carried 3-0.

WRITTEN CORRESPONDENCE

1. New Castle Sanitation authority, dated March 18, 2013, giving Act 14 notification for a General Permit Application for Sale and Beneficial Reuse of Reclaimed Water, for the New Castle Sanitation Authority.
2. R.A.R. engineering group, inc, dated March 18, 2013, giving Act 14 notification for a General Permit for Utility Stream Crossings, for work to be done in Wayne Township by the Pennsylvania American Water Company.
3. Beran environmental Services, dated March 19, 2013, giving Act 14 notification for a Restoration Waiver for work to done in Hickory Township.
4. Pennsylvania Department of Transportation, giving notification of a Public Meeting regarding the Replacement of the SR 0288 Bridge over Wampum Run in Wampum PA on April 1, 2013.
5. Supreme Court of Pennsylvania, dated March 12, 2013, giving notification of the elimination of Magisterial District 53-3-03 and the realignment of Magisterial Districts 53-3-01 and 53-3-04 effective January 1, 2018, with the reestablishment of Magisterial Districts 53-1-01 and 53-3-02 effective immediately.
6. ECSR (Environmental Coordination Services and Recycling) dated March 20, 2013, giving Act 14 notification for the Renewal of State Only Operating Permit #37-00181 for work to be done in New Castle.

Moved by Mr. Del Signore seconded by Mr. Craig to accept and file the written correspondence. Motion carried 3-0.

Proclamations and Certificates

None

Staff Report

None

Personnel Report

None

COMMISSIONERS' COMMENTS

Mr. Craig had no comments

Mr. Del Signore had no comments

Mr. Vogler had no comments

Resolutions on the table: None

Resolutions to be taken off the table: None

RESOLUTION R-2012-039

Whereas, the Pennsylvania Commission on Crime and Delinquency (PCCD) has applied for and received grant funds to implement a SAVIN program in Pennsylvania; and

Whereas, PDAI (Pennsylvania District Attorneys Institute) has been selected a sub-grantee by PCCD to provide contract administration and maintenance fee collections; and

Whereas, Lawrence County has committed to implementing and using the PA SAVIN system to meet and enhance its responsibilities for victim notification as well as provide additional notification services to county residents; and

NOW THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS; that

1. An agreement is made and entered into by and between PCCD, (Pennsylvania Commission on Crime and Delinquency, PDAI, (Pennsylvania District Attorneys Institute), and Lawrence County to implement a SAVIN program.
2. Effective for the period of January 1, 2013 through December 31, 2013.

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-040

WHEREAS, policies of insurance or surety company bonds are not required to be advertised for bid under Section 1802 of the *County Code*; and

WHEREAS, Bill Dimond of the "Ron Dunn Insurance Agency", the County's insurance broker, solicited on behalf of the County quotes for coverage from insurance companies and presented them to the County.

WHEREAS, the County entered into an agreement through CCAP with PCORP through resolution R-2012-087 on Mary 29, 2012.

NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS; that

1. Authorization is given to execute all documents related to the County's with the Pennsylvania Counties Risk Pool (PCORP) Local Producer Commission Selection.
2. The County agrees to commit to PCORP, with the Ron Dunn Insurance Agency, a one year policy (2013-2014) for a commission rate not to exceed 10%.

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-041

Whereas, Administrative Order 90019 of 2007 created the "Electronic Monitoring Fund" and Administrative Order 9006 of 2012 created "The Adult Probation Office of Lawrence County Administrative Fee Fund." As per the Administrative Orders, all transactions and disbursements shall be used at the discretion of the President Judge.

Whereas, the Controller's Office administers the Electronic Monitoring Fund and the Adult Probation Office of Lawrence County Administrative Fee Fund.

Whereas, the Controller's Office needs the Commissioner approval in order to release funds from either fund.

NOW, THEREAFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONES, hereby approve any expenditure coming out of the Electronic Monitoring fund and the Adult Probation Office of Lawrence County Administrative Fee Fund as approved by the President Judge.

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-042

Whereas, a tax certification was done on parcel ID # 07-39500 through DEVNET system showing that only 2012 taxes were owing; and

Whereas, by law, this certifies the amount of delinquent taxes owed; and

Whereas, when a check was submitted for the 2012, taxes the Lawrence Tax Claim Bureau discovered there also were 2011 taxes owing; and

Whereas, because the certification is a legal document of what is owed, the bureau requests a resolution to exonerate the 2011 county, school and road taxes listed below.

	Face	Penalty	Total
County	3.13	.31	3.44
School	8.64	.86	9.50
Road	9.91	.99	10.90

NOW, THEREFORE BE IT RESOLVED BY THE LAWRNECE COUNTY BOARD OF COMMISSIONERS, that the county, school and road taxes be exonerated for 2011.

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-043

Whereas, the parties hereto entered into an Agreement SAP#4100056043, dated April 7, 2011, to perform those project tasks provided in Section D "Scope of Work." And

Whereas, all Project Tasks were to be completed on or before, April 6, 2013; and

Whereas, the Grantee has determined that the contract period is too short to allow for the completion of all project tasks; and

Whereas, the Department believes that an extension is necessary to allow for the completion of all project tasks; and

Whereas, the proposed modifications to the Agreement will not require additional funds from the Department.

NOW THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that:

1. Section B VII Termination/Department Monitoring of the agreement is modified by three months.
2. No additional funds are authorized to be paid nor any additional costs authorized for this period.
3. All other terms and conditions of this agreement will remain as is.

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-044

Whereas, Lawrence County, through its Children and Youth and Juvenile probation Departments, desires to contract certain social services; and

Whereas, the County has the authority and duty to provide social services to children and youth subject to the regulations established by the Commonwealth of Pennsylvania (DPW) and the Juvenile Code:

NOW, THEREFOR BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that;

1. The Purchase of Service Agreements listed in Attachment A shall be in effect for the period of July 1, 2010 through June 30, 2011
2. Costs are incurred only if the provider or service is being used by Lawrence County per the Agreement.
3. Authorization is hereby given to execute an Agreement with the following service provider:
Summit School, Inc.
839 Herman Road
P. O. Box 13
Herman, Pa. 16039

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-045

Whereas, Lawrence County, through its Children and Youth and Juvenile probation Departments, desires to contract certain social services; and

Whereas, the County has the authority and duty to provide social services to children and youth subject to the regulations established by the Commonwealth of Pennsylvania (DPW) and the Juvenile Code:

NOW, THEREFOR BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that;

1. The Purchase of Service Agreements listed in Attachment A shall be in effect for the period of July 1, 2011 through June 30, 2012
2. Costs are incurred only if the provider or service is being used by Lawrence County per the Agreement.
3. Authorization is hereby given to execute an Agreement with the following service provider:
Summit School, Inc.
839 Herman Road
P. O. Box 13
Herman, Pa. 16039

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-046

Whereas, Lawrence County, through its Children and Youth and Juvenile probation Departments, desires to contract certain social services; and

Whereas, the County has the authority and duty to provide social services to children and youth subject to the regulations established by the Commonwealth of Pennsylvania (DPW) and the Juvenile Code:

NOW, THEREFOR BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that;

1. The Purchase of Service Agreements listed in Attachment A shall be in effect for the period of July 1, 2012 through June 30, 2013
2. Costs are incurred only if the provider or service is being used by Lawrence County per the Agreement.
3. Authorization is hereby given to execute an Agreement with the following service provider:

Summit School, Inc.
839 Herman Road
P. O. Box 13
Herman, Pa. 16039

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-047

Whereas, Lawrence County, through its Children and Youth and Juvenile probation Departments, desires to contract certain social services; and

Whereas, the County has the authority and duty to provide social services to children and youth subject to the regulations established by the Commonwealth of Pennsylvania (DPW) and the Juvenile Code:

NOW, THEREFOR BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that;

1. The Purchase of Service Agreements listed in Attachment A shall be in effect for the period of July 1, 2012 through June 30, 2013
2. Costs are incurred only if the provider or service is being used by Lawrence County per the Agreement.
3. Authorization is hereby given to execute an Agreement with the following service provider:

KidsPeace National Centers, Inc.
4085 Independence Drive
Schnecksville, PA 18078

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-048

WHEREAS, each local area within the State is required to have a Workforce Investment Board whose terms are staggered and are appointed by the local elected officials; and

WHEREAS, the Governor is responsible for establishing the criteria for use by the chief elected officials in appointing the WIB members; and

WHEREAS, the mandatory members of the WIB consist of at least a majority of private sector representatives, at least two representatives of local educational entities, at least two representatives of labor organizations, and at least two representatives of economic development agencies; and

WHEREAS, it has been recommended by the West Central Job Partnership that the following name be appointed to replace the unexpired term of Mr. Gary Gay to the Workforce Investment Board.

NOW, THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that:

<u>Name:</u>	<u>Sector</u>	<u>Term of Office</u>
1. Ms. Gail Steck	OVR	4/01/13-8/31/13

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-049

Whereas, the Lawrence County Real Estate Taxes are currently due on May 3 (discount), July 5 (face), and Dec. 31, (Penalty); and

Whereas, it is the desire of the Lawrence County Treasurer's Department to amend the due dates to help the elderly of the community; and

Whereas, The Lawrence County Treasurer's Department requests that the dates for tax bills be reset.

NOW, THEREAFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that:

1. The Tax bills be set as follows:
 - a. May 8, 2013 for the end of the discount period
 - b. July 8, 2013 for the end of the face period
 - c. December 31, 2013 for the end of the penalty period.

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-050

WHEREAS, Lawrence County Commissioners adopted a County Greenways and Trail Plan in 2008; and

WHEREAS, Wampum Borough is identified in the County Greenways plan as a minor hub and a first priority recreation greenway; and

WHEREAS, the Lawrence County Board of Commissioners purchased property from Mr. Samuel Kelly for the purpose of implementing the Lawrence County Greenways and Trail Plan; and

WHEREAS, the Lawrence County Board of Commissioners would like to convey that property to the Wampum Community Revitalization Group for an amount of \$1.00 (one dollar).

NOW, THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that:

1. authorization is given to execute documents related to the purchase of the property at 301 South Main Street for \$30,000; and
2. the 301 South Main Street property is conveyed to the Wampum Community Revitalization Group for \$1.00.

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-051

Whereas, the Lawrence County Real Estate Taxes are currently due on May 8 (discount), July 31 (face), and Dec. 31, (Penalty); and

Whereas, it is the desire of the Lawrence County Treasurer's/Assessor's Departments to establish Interim Tax Statements; and

Whereas, The Lawrence County Treasurer's/Assessor's Department requests that the dates for Interim Tax bills be.

NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that:

1. The Interim Tax bills be set as follows:
 - a. May 31, 2013 for the end of the discount period
 - b. July 31, 2013 for the end of the face period
 - c. December 31, 2013 for the end of the penalty period.

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2012-052

Whereas, PennDOT has established procedures for the approval of a "Third-Party Agreement" including the construction, inspection and other applicable services for federally-funded projects; and

Whereas, the County has followed the "Municipal Modified Selection Procedures" as provided for by PennDOT in selecting an engineering firm to provide the required services; and

NOW, THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that Frank B. Taylor Engineering is hereby appointed as the County Engineer for all County related transportation projects through April, 2018.

Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

Ordinances

- A. On the Table: None
- B. Remove from Table: None
- C. For final action: None

Fiscal Reports

- A. Proposals: None
- B. Receipt of bids/proposals: None
- C. Fiscal report: None
- D. Report on Quotes: None
- E. Warrant Register:
 1. March 14, 2013 through March 22, 2013

Moved by **Mr. Del Signore** seconded by Mr. Craig to accept and file the warrant register. Motion carried 3-0.

ANNOUNCEMENTS

- A. The next Commissioners' Public Meeting will be held on Tuesday, April 2, 2013 at 10:00 a.m. in the Commissioners' Meeting Room.
- B. The Courthouse will be closed Friday, March 29, 2013 in observance of Good Friday.

PUBLIC COMMENTS

Mr. Nelson had questions concerning the North Street Bridge.

Mr. Craig stated that he and Commissioner Del Signore attended the opening of the new wing at Jameson Hospital.

ADJOURNMENT

Moved by **Mr. Del Signore** seconded by Mr. Craig to adjourn the Lawrence County Commissioners meeting dated Tuesday, March 26, 2013 at 11:25 a.m. Motion carried 3-0.