

AGENDA
LAWRENCE COUNTY COMMISSIONERS
April 16, 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

IV. MINUTES AND CORRESPONDENCE

A. Approval of Minutes:

- 1. Tuesday, April 9, 2013

B. Presentation of Written Communications:

- 1. Commonwealth of Pennsylvania, Office of the Governor, dated April 9, 2013 responding to letter sent to him regarding the Lawrence County Conservation District.
- 2. Markosky Engineering Group, Inc., Dated April 8, 2013, giving Act 14 notification for a PADEP General Permit #5 and #8 and a General Permit Erosion and Sediment Control Permit #2 for work to be done in Perry Township.
- 3. Clearwater Construction, dated April 12, 2013, giving notification of a Detour beginning May 13, 2013 on the Ellwood City/Wayne Twp. Line for the replacement of a bridge.

V. PROCLAMATIONS AND CERTIFICATES:

VI. REPORTS AND NEW BUSINESS

- A. Staff Reports: None
- B. Personnel Report: None
- C. Commissioner Reports and Comments
- D. New Business:
 - 1. Transfer of funds (administrative)

- a. Tax Claim
 - b. Human Resources
 - c. Veterans
 - d. Controller
 - e. Department of Public Safety
2. Department of Public Safety
 - a. Contract-Hazardous Material Emergency Preparedness
3. Controller
 - a. Contract-Maximus
4. Budget Amendment
 - a. Sheriff

VII. RESOLUTION

- A. Resolutions on the table
- B** Resolutions to be taken off the table: None
- C.** New Resolutions:
 1. R-2013-062 Authorization to execute the grant agreement between the County and the Commonwealth of Pennsylvania, Department of Public Welfare for subsidized child care for an amount not to exceed \$3,547,957.00 for the period July 1, 2013 through June 30, 2014.
 2. R-2013-063 Authorization to execute a recommendation to the Lawrence County Industrial Development Authority to appoint Citigroup as the underwriter for the Racino Project.
 - 3 R-2013-064 Authorization to execute an extension to AMEC for the completion of the brownfield assessment project until August 31, 2013.
- 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. April 9, 2013
 - 2. April 11, 2013
 - 3. April 12, 2013

X. ANNOUNCEMENTS

- A. The next Commissioners' Public Meeting will be held on Tuesday, April 23, 2013 at 10:00 a.m. in the Commissioners' Meeting Room.
- B. There will be a Retirement Board Meeting after today's Commissioners' Meeting.

XI. Public Comments

XII. Adjournment

LAWRENCE COUNTY COMMISSIONERS' MEETING
PUBLIC MEETING
MINUTES OF Tuesday, April 16, 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, April 16, 2013 was called to order by Commissioner Dan Vogler, at 10:00 a.m. Chief Clerk/County Administrator called the Roll. Those in attendance were, Commissioners, **Dan Vogler, Robert Del Signore, Sr., Steve Craig,;** Chief Clerk/County Administrator **James Gagliano, Clarence Nelson, Cindy Scaramazza, Brian Melcer, 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

None

APPROVAL OF MINUTES

1. Minutes of Tuesday, April 9, 2013

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

WRITTEN CORRESPONDENCE

1. Commonwealth of Pennsylvania, Office of the Governor, dated April 9, 2013 responding to letter sent to him regarding the Lawrence County Conservation District.
2. Markosky Engineering Group, Inc., dated April 8, 2013 giving Act 14 notification for a PADEP General Permit #5 and #8 and a General Permit Erosion and Sediment Control Permit #2 for work to be done in Perry Township.
3. Clearwater Construction, dated April 12, 2013, giving notification of a Detour beginning May 13, 2013 on the Ellwood City/Wayne Twp. Line for the replacement of a bridge on Route 65.

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. Del Signore had no comments.

Mr. Craig had no comments

Mr. Vogler had no comments

Resolutions on the table: None

Resolutions to be taken off the table: None

RESOLUTION R-2012-062

Whereas, the Department of Public Welfare is responsible for the administration of public assistance programs in the Commonwealth and is authorized to make grants of appropriated funds to programs in fields in which the Department has responsibility; and

Whereas, the Department expects to allocate \$3,547,957.00 from funds expected to be appropriated for the Subsidized Child Care program; and

Whereas, the County was selected to receive this grant in accordance with the Department's established grant policy and procedure; and

Whereas, the County elected to sub-contract the administration of Child Care Information Services to the Midwestern Intermediate Unit IV; and

Whereas, the Midwestern Intermediate Unit IV agrees to supply the County with no less than a 90 days notice if termination of this sub-contract is desired.

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

1. Authorization is given to execute the Grant Agreement between the County and the Commonwealth of Pennsylvania, Department of Public Welfare for subsidized child care and related documents.
2. The county will sub-contract the administration of Child Care Information Services in its' entirety to the Midwestern Intermediate Unit IV.
3. The term of this grant shall be from July 1, 2013 through June 30, 2014.
4. The amount of this grant is \$3,547,957.00.

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

RESOLUTION R-2013-063

Whereas, the County, through the Lawrence County Industrial Development Authority (the "Authority") intends to enter into a debt financing transaction (the "Financing Transaction") pursuant to which the Authority will issue bonds or notes to finance a portion of the costs of a racetrack casino development in the County; and

Whereas, on February 8, 2012, the County and the Authority issued a Request for Proposals for Underwriting/Placement (the "RFP"), seeking an underwriter for the underwriting or placement of bonds or notes for the Financing Transaction; and

Whereas, the County and the Authority received several responses to the RFP, including a response from Citigroup on March 5, 2012; and

Whereas, after receiving and reviewing the written responses to the RFP, the County invited the respondents to interview with the County and its professionals associated with the Financing Transaction and the County conducted interviews of the finalists as part of the procurement process for an underwriter; and

Whereas, after consideration of all the written response to the RFP and all of the statements and representations made by those finalists that participated in the interview process, the Commissioners believe it is in the best interests of the Count for the Authority to appoint Citigroup as underwriter for the Financing Transaction.

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners hereby recommend to the Authority that the Authority appoint Citigroup as underwriter for the Financing Transaction.

FURTHER RESOLVED, that each of the Commissioners is hereby authorized and directed to execute and deliver any contracts, agreements or other documents as are deemed necessary to enable the appointment of Citigroup as underwriter for the Financing Transaction and to further effectuate the purposes of these Resolutions.

FURTHER RESOLVED, that all prior resolutions or parts thereof inconsistent herewith are hereby repealed.

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

RESOLUTION R-2013-064

Whereas, Lawrence County has been awarded a grant to complete a brownfield assessment project; and
Whereas, AMEC Environmental and Infrastructure was awarded a professional services contract to complete the project; and

Whereas, the professional services contract is to expire on May 1, 2013.

NOW, THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that the professional services contract awarded to AMEC for completion of the brownfield assessment project is hereby extended until August 13, 2013

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

Moved by Mr. Del Signore seconded by Mr. Craig to amend the agenda. Motion carried 3-0.

RESOLUTION R-2013-065

WHEREAS, Section 1784 of the County Code, *Supplemental Appropriations Transfer of Fund; Appropriation Limits* authorizes the Board of Commissioners, by resolution, to make supplemental appropriations for any lawful purpose from any funds on hand or estimated to be received within the fiscal year and not otherwise appropriated; and

WHEREAS, various County departments have realized unanticipated income; and

WHEREAS, the adopted 2013 budget must be adjusted to account for the additional income.

NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS; that the 2013 Lawrence County General Fund Budget shall be amended by increasing the following accounts:

1. **Sheriff's Department**

Revenue

Sheriff's Office Revenue	01.341015.334403	\$13,758.00
Insurance Reimbursement	01.341092.341907	2,267.60

Expenditures

Materials & Supplies	01.419700.201000	\$13,758.00
Vehicle Maintenance	01.419700.403100	2,267.60

2. **Prothonotary/Clerk of Courts**

Revenue

COC-Record Preservation Grant	01334085.334100	\$15,860.00
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Expenditures

Materials & Supplies	01419500.201000	1,130.00
Major Equipment	01419500.201300	14,730.00

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. April 9, 2013 through April 12, 2013

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

ANNOUNCEMENTS

- A. The next Commissioners' Public Meeting will be held on Tuesday, April 23, 2013 at 10:00 a.m. in the commissioners' meeting room.
- B. There will be a Prison Board meeting on Wednesday, April 17, 2013 at 12:00 noon in the Commissioners' Meeting Room.
- C. There will be a Retirement Board Meeting after today's Commissioners' Meeting.

PUBLIC COMMENTS

None

ADJOURNMENT

Moved by **Mr. Craig** seconded by Mr. Del Signore to adjourn the Lawrence County Commissioners meeting dated Tuesday, April 16, 2013 at 10:35 a.m. Motion carried 3-0.