

**AGENDA**  
**LAWRENCE COUNTY COMMISSIONERS**  
**June 11, 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, June 4, 2013

**B. Presentation of Written Communications:**

- 1. gai consultants, dated June 4, 2013, giving Act 14 notification for a Pennsylvania Water Obstruction and Encroachment Permit for work to be done in Mahoning Township, North Beaver Township, Pulaski Township, Union Township in Lawrence County
- 2. R.A.R. engineering group, inc., dated June 3, 2013, giving Act 14 notification for a GP-4 (outfall Structure) Permit for work to be done in the City of New Castle.
- 3. RETTEW, dated June 5, 2013, giving Act 14 notification, regarding Hilcorp Energy Company for a PADEP ESCGP-2 permit for work to be done in Neshannock Township.

**V. PROCLAMATIONS AND CERTIFICATES:**

- 1. Proclamation commending and congratulating the New Castle Rotary club #89 on their one-hundred (100) anniversary.

**VI. REPORTS AND NEW BUSINESS**

**A. Staff Reports: None**

**B. Personnel Report:**

- 1. Report dated June 10, 2013

**C.** Commissioner Reports and Comments

**D.** New Business:

1. MHDS
  - a. Contract-K-Mart Pharmacy
2. LCSS
  - a. MATP Contract
3. Treasurer
  - a. Contract-Automated License Systems
4. Department of Public Safety
  - a. HMGP Grant Program (R-2013-097)
5. Transfer
  - a. MDJ Nicholson
  - b. Public Defender
  - c. Commissioners

**VII. RESOLUTION**

**A.** Resolutions on the table

**B** Resolutions to be taken off the table: None

**C.** New Resolutions:

1. R-2013-094 Authorization to update the existing video tour contract with CGI Communications at no cost to the county for the period of June 11, 2013 through June 10, 2013
2. R-2013-095 Authorization to execute an agreement between the City of new Castle and The County of Lawrence for the Edward Byrne Memorial Justice Assistance Grant (JAG).
3. R-2013-096 Authorization to execute a "Memorandum of Understanding" between First Energy Solutions, Corp. and the County of Lawrence to offer and extend its "Friends and Family" program.

**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. June 6, 2013

**X. ANNOUNCEMENTS**

- A. The next Commissioners' Public Meeting will be held on Tuesday, June 18, 2013 at 10:00 a.m. in the Commissioners' Meeting Room.

**XI. Public Comments**

**XII. Adjournment**

**LAWRENCE COUNTY COMMISSIONERS' MEETING**  
**PUBLIC MEETING**  
**MINUTES OF Tuesday, June 11, 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, June 11, 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, Clarence Nelson, Don Dougherty, Amy Lamb, John Altman, Joe Venasco, Brian Melcer, Dave Gettings, and the news NONE.** 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.

Mr. Gagliano was on vacation

**ROW OFFICERS' REPORTS AND COMMENTS**

Mr. Gettings, Controller, gave a report

**GENERAL PUBLIC**

Mr. Nelson asked for an update on the Casino.

Ms. Lamb asked when the next election board meeting will be held.

Ms. Lamb asked if the Commissioners are planning on privatizing the jail.

**APPROVAL OF MINUTES**

1. Minutes of Tuesday, June 4, 2013

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

**WRITTEN CORRESPONDENCE**

1. gai consultants, dated June 4, 2013, giving Act 14 notification for a Pennsylvania Water Obstruction and Encroachment Permit for work to be done in Mahoning Township, North Beaver Township, Pulaski Township, Union Township in Lawrence County
2. R.A.R. engineering group, inc., dated June 3, 2013, giving Act 14 notification for a GP-4 (outfall Structure) Permit for work to be done in the City of New Castle.
3. RETTEW, dated June 5, 2013, giving Act 14 notification, regarding Hilcorp Energy Company for a PADEP ESCGP-2 permit for work to be done in Neshannock Township.
4. A letter was received from Veronica Pacella, thanking the Board of Commissioners for their continued support of the Library system.

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

**Proclamations and Certificates**

1. Proclamation commending and congratulating the New Castle Rotary Club #89 on their one-hundred (100) anniversary.

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

**Staff Report**

None

**Personnel Report**

1. Report dated June 10, 2013.

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

**COMMISSIONERS' COMMENTS**

Mr. Vogler gave an update on the Casino.

Mr. Vogler stated the Election Board met last Friday. Mr. Vogler stated if Ms. Lamb had any concerns to please put them in writing to Mr. Allison, Voter/Election Director.

Mr. Vogler stated RPF's were sent out. Mr. Vogler stated only one firm responded and everything is just exploring the possibility, no formal discussions are being made at this time.

Mr. Del Signore had no comments

Mr. Craig had no comments.

Resolutions on the table: None

Resolutions to be taken off the table: None

**RESOLUTION R-2012-094**

**WHEREAS**, CGI Communications, Inc. of 130 East Main Street, 8<sup>th</sup> Floor, Rochester, New York, 14604 has completed a video tour of the County; and

**WHEREAS**, the completed video tour of the County has been added to the County's home webpage; and

**WHEREAS**, the County's video tour is in need of updating.

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

1. CGI Communications, Inc. is authorized to update the existing video tour and will provide the services listed in the attached agreement; and
2. the County will provide the information requested in the attached agreement; and
3. the County will assume no cost or liability for this project; and
4. the term of the agreement shall be extended for three (3) years from the date identified below.

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

**RESOLUTION R-2012-095**

**Edward Byrne Memorial Justice Assistance Grant (JAG) FY 2013 Local Solicitation**

This Agreement is made and entered into this 11<sup>th</sup> day of June, 2013, by and between the County of Lawrence, acting by and through its governing body, the Commissioners County, hereinafter referred to as COUNTY, and the City of New Castle, acting by and through its governing body, the City Council, hereinafter referred to as CITY, both of Lawrence County, State of Pennsylvania, witnesseth:

**WHEREAS**, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

**WHEREAS**, each governing body finds that the performance of this Agreement is in the best interests of both parties, that the undertaking will benefit the public, and the division of costs fairly compensates the performing party for the services or functions under this Agreement; and

**WHEREAS**, the CITY agrees to provide the COUNTY \$0.00 from the JAG award; and

**WHEREAS**, the CITY and COUNTY believe it to be in their best interests to reallocate the JAG funds.

**NOW THEREFORE, the COUNTY and CITY agree as follows:**

**Section 1**

CITY agrees to pay COUNTY a total of \$0.00 of JAG funds.

**Section 2**

COUNTY agrees to use \$0.00 for the N/A Program until N/A (date).

**Section 3**

Nothing in the performance of this Agreement shall impose any liability for claims against the COUNTY other than claims for which liability may be imposed by the Pennsylvania Tort Claims Act.

**Section 4**

Nothing in the performance of this Agreement shall impose any liability for claims against the CITY other than claims for which liability may be imposed by the Pennsylvania Tort Claims Act.

**Section 5**

Each party to this Agreement will be responsible for its own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishings of the services by the other party.

**Section 6**

The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

**Section 7**

By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

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

#### **RESOLUTION R-2013-096**

**WHEREAS**, First Energy Solutions Corp. currently is the administering agency for supply electric rates; and

**WHEREAS**, the Board of Commissioners desires to enter into a memorandum of understanding (MOU) with First Energy Solutions Corp. to offer and extend its Friends & Family” program to eligible residents of Lawrence County.

**NOW, THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS**, that: “A Memorandum of Understanding (MOU) between First Energy Solutions, Corp. and the County of Lawrence to offer and extend its “Friends & Family” program is hereby authorized establishing a \$10 administrative fee per enrolled customer to be paid one-half to the County and the other half to the municipality.

Moved by **Mr. Craig** seconded by Mr. Del Signore 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-2012-097**

Whereas, Lawrence County is eligible for financial assistance for the Hazard Mitigation Grant Program (HMGP) under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 93-288 as amended by Public Law 100-707)

Whereas, Lawrence County has appointed Allen Miller, Assistant Director of Planning to execute for and on behalf of Lawrence County all required forms and documents for the purpose of obtaining financial assistance for the Hazard Mitigation Grant Program.

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

Authorization is given to Allen Miller to execute on behalf of the Board of Commissioners, Hazard Mitigation Grant Program (HMGP) forms and documents for the purpose of obtaining financial assistance for the Hazard Mitigation Grant Program.

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. June 7, 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, June 18, 2013 at 10:00 a.m. in the Commissioners’ Meeting Room.

#### **PUBLIC COMMENTS**

None

#### **ADJOURNMENT**

Moved by **Mr. Del Signore** seconded by Mr. Craig to adjourn the Lawrence County Commissioners meeting dated Tuesday, June 11, 2013 at 10:50 a.m. Motion carried 3-0.