

AGENDA
LAWRENCE COUNTY COMMISSIONERS
November 19, 2013

I. OPENING EXERCISES

- A.** Call to Order
- B.** Pledge of Allegiance & Moment of Silence
- C.** Roll Call
- D.** Explanation of Procedures to Audience
 - 1. Third announcement of an opening on the Lawrence County Airport Authority
 - 2. Second announcement of opening on Housing Authority (there will be two (2))

II. ROW OFFICER REPORTS AND COMMENTS

III. PUBLIC COMMENTS

- 1. A public hearing will be held on December 11, 2013 at 9:45 in the Commissioners' Meeting Room concerning the proposed ordinance "Amending and Updating the Lawrence County Subdivision and Land Development."

IV. MINUTES AND CORRESPONDENCE

- A.** Approval of Minutes:
 - 1. Tuesday, November 12, 2013
- B.** Presentation of Written Communications:
 - 1. Robb Leonard Mulvihill, dated November 12, 2013, from LeeAnn Fulena requesting that she be reappointed to the Lawrence County Housing Authority as her term is ending in December.
 - 2. Michael Baker Jr., Inc., dated November 11, 2013, giving downstream user notification as per the PA Storage Tank and Spill Prevention Act. On behalf of General Electric Transportation in Grove City, PA.
 - 3. Pennsylvania Emergency Management Agency, dated November 8, 2013, giving the Lawrence County Board of Commissioners notification of receiving a FEMA grant in the amount of \$3,500.00.
 - 4. Pennsylvania Department of Environmental Protection, dated November 8, 2013, giving notification of an amendment application to a Water Management Plan filed by Hilcorp Energy Company regarding the Mahoning River and Shenango River in Lawrence County.
 - 5. Supreme Court of Pennsylvania, Administrative Office of Pennsylvania Courts,

dated November 18, 2013 giving notification of the reimbursement to the County for the purchase of duress alarms for magisterial district courts at an amount of \$11,250.00.

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:

RECYCLING/SOLID WASTE

- 1. Big Blue Bin Contract (R-2013-258)

MARCELLUS SHALE

- 1. Allocation to Plain Grove (R-2013-259)

TRANSF OF FUNDS (ADMINISTRATIVE)

- 1. JPO (\$2,380.00)
- 2. MHDS (\$115,000.00)
- 3. Prothonotary (\$2,050.00)

VII. RESOLUTION

- A. Resolutions on the table
- B. Resolutions to be taken off the table: None
- C. New Resolutions:
 - 1. R-2013-257 Authorization of payment to Lawrence County Social Services, Inc. the amount of \$3,575.00 as part of the local co-payment of the Senior Citizen Nutritional Shopping 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. November 8, 2013
 - 2. November 15, 2013

X. ANNOUNCEMENTS

- A. The next Commissioners' Public Meeting will be held on Tuesday, December 3, 2013 at 10:00 a.m. in the Commissioners' Meeting Room.
- B. There will not be a Commissioners' Public Meeting held on Tuesday, November 26, 2013 as the Commissioners will be attending the CCAP Fall meeting.
- C. The Courthouse will be closed Thursday, November 28, 2013 and Friday November 29, 2013 in observance of Thanksgiving.

XI. Public Comments

XII. Adjournment

LAWRENCE COUNTY COMMISSIONERS' MEETING
PUBLIC MEETING
MINUTES OF Tuesday, November 19, 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, October 29, 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, Don Dougherty, Cindy Scaramazza, Chuck Hutchison, Melinda Cappello, Megan Gahring, Jerry Zona, Dave Gettings, John Carran, Debbie Morris, New Castle News, and Eric Poole, Ellwood City Ledger.** 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, November 12, 2013

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

WRITTEN CORRESPONDENCE

1. Robb Leonard Mulvihill, dated November 12, 2013, from LeeAnn Fulena requesting that she be reappointed to the Lawrence County Housing Authority as her term is ending in December.
2. Michael Baker Jr., Inc., dated November 11, 2013, giving downstream user notification as per the PA Storage Tank and Spill Prevention Act. On behalf of General Electric Transportation in Grove City, PA.
3. Pennsylvania Emergency Management Agency, dated November 8, 2013, giving the Lawrence County Board of Commissioners notification of receiving a FEMA grant in the amount of \$3,500.00.
4. Pennsylvania Department of Environmental Protection, dated November 8, 2013, giving notification of an amendment application to a Water Management Plan filed by Hilcorp Energy Company regarding the Mahoning River and Shenango River in Lawrence County.
5. Supreme Court of Pennsylvania, Administrative Office of Pennsylvania Courts, dated November 18, 2013 giving notification of the reimbursement to the County for the purchase of duress alarms for magisterial district courts at an amount of \$11,250.00.

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. Vogler gave an update on the Casino

Mr. Del Signore had no comments.

Resolutions on the table: None

Resolutions to be taken off the table: None

RESOLUTION R-2012-257

Whereas, the Legislature of the Commonwealth of Pennsylvania has made funds available for assuring that transportation services are provided to eligible older adults who reside in the County; and

Whereas, these funds are made available to the Lawrence County Board of Commissioners through the Shared Ride Program for Older Adults under the provision of the State Lottery Law; and

Whereas, the Lawrence County Board of Commissioners wishes to provide funding for part of the required 15% co-payment for eligible individuals who are at least 65 years of age, and wish to participate in the Senior Citizen Nutritional Shopping Program, to be provided by Allied Coordinated Transportation Services, Inc.

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

1. The County of Lawrence does authorize payment to Lawrence County Social Services, Inc. in the amount of \$3,575.00 as part of the required local co-payment of the Senior citizen Nutritional Shopping program.
2. Lawrence County Social Services, Inc. will administer these funds and utilize them to provide the balance of the 15% co-payment required for eligible Older Adults who receive services through the Senior Citizen Nutritional Shopping Program. Eligible consumers will be required to pay \$1.00 toward the required co-payment for each trip.
3. Allied Coordinated Transportation Services, Inc. will invoice the 85% balance of each Senior Nutritional Shopping trip to the PA Department of Transportation.

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-2012-258

WHEREAS, the Commonwealth of Pennsylvania Department of Environmental Protection provided funds under the Municipal Waste Planning, Recycling and Waste Reduction Act of July 28, 1988, and

WHEREAS, the County received grant funding and established the Big Blue Bin County-wide Recycling Drop-off Program to address its municipalities' desire to expand the County recycling program to provide access for their residents, and

WHEREAS, the countywide recycling drop-off program includes awarding service contract, and

WHEREAS, the County advertised for bids for the collection, processing, and marketing of recyclables collected from the program, and

WHEREAS, after analysis, Tri-County Industries, Inc.'s proposal was found to be complete and acceptable as the lowest responsible bidder.

NOW, THEREFORE BE IT BE RESOLVED that the Lawrence County Board of Commissioners award the bid for service for the County recycling drop-off program to Tri-County Industries, Inc.

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

RESOLUTION R-2012-259

WHEREAS, the County has received Marcellus Shale Legacy Fund support from the Commonwealth of Pennsylvania through the Marcellus Shale impact fee legislation; and

WHEREAS, these funds may be used for a variety of activities, including environmental programs, infrastructure development/preservation projects, community development projects and local planning initiatives as identified in the PA Municipalities Planning Code; and

WHEREAS, the Board of Commissioners have considered requests for the use of the Marcellus Shale Legacy Fund dollars; and

WHEREAS, Marcellus Shale Legacy Fund monies are available.

NOW, THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS that the following allocations from the Marcellus Shale Legacy Fund are hereby approved:

1. \$10,000.00 to the Plain Grove Township Board of Supervisors for community development activities.

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

RESOLUTION R-2012-260

Whereas, Lawrence County through its Children and Youth must appear frequently in court and often has need of legal advice and guidance; and

Whereas, the Agency is desirous of entering into an Agreement with, Carolyn J. Flannery; and

Whereas, the Agency is also desirous of entering into the contract for a one year period.

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

1. Authorization is hereby given to execute the Solicitor Agreement attached hereto;

2. The agreement is for the period of October 7, 2013 through October 6, 2014, at which time the agreement shall be re-evaluated.
3. The amount of the contract shall be \$40,000.00 payable in 26 bi-weekly installments on the same schedule as County employees.

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:

November 8, 2013 through November 15, 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, December 3, 2013 at 10:00 a.m. in the Commissioners' Meeting Room.
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- C. The Courthouse will be closed Thursday, November 28, 2013 and Friday November 29, 2013 in observance of Thanksgiving.

PUBLIC COMMENTS

None

ADJOURNMENT

Moved by **Mr. Craig** seconded by Mr. Del Signore to adjourn the Lawrence County Commissioners meeting dated Tuesday November 19, 2013 at 10:45 a.m. Motion carried 3-0.