

**LAWRENCE COUNTY COMMISSIONERS' MEETING**  
**PUBLIC MEETING**  
**MINUTES OF Tuesday June 28, 2016**

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 28, 2016, was called to order by Commissioner Dan Vogler, at 12:00 Noon in North Beaver. 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, Rhonda Watkins, Kimberly Nelson, Amy Stapleton, Melissa Hamilton, Paul Henry, Jerry Tillia, Doniele Russell, Ken Langford, and Mary Grebieniak, 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. Langford gave an update on the combining of the Shenango and South New Castle Boro Fire Departments.

**APPROVAL OF MINUTES**

1. The minutes of Tuesday, June 21, 2016

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

**WRITTEN CORRESPONDENCE**

1. Moody and Associates, Inc., dated June 21, 2016, giving Act 14 notification on behalf of Salvation Army Camp Allegheny for their intent to submit for an NPDES Permit for work to be done in Wayne Township.
2. Wallace Pancher Group, dated June 22, 2016, giving Act 14 notification on behalf of Hilcorp Energy Company, for an ESCGP-2 permit for work to be done in Pulaski Township.
3. Plenary Walsh Keystone Partners, dated June 20, 2016, giving notification of the closing of Frew Mill Road over Big Run in Slippery Rock Township the first week of July with construction to be completed in mid-September. Traffic detour will use SR 388 to SR 422 to SR 2013 (Mount Herman Church Road.)

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

**Proclamations and Certificates**

None

**Staff Report**

None

**COMMISSIONERS' COMMENTS**

Mr. Del Signore thanked the North Beaver Supervisors for hosting today's meeting;. Mr. Del Signore thanked Wesbanco for providing today's lunch.

Mr. Craig also thanked the Supervisors and Wesbanco

Mr. Vogler stated that later today Bob would be attending a ceremony naming a part of Rt 10 as "Battery B Memorial Highway."

Mr. Vogler stated he will be attending the newly formed racing committee meeting tomorrow.

Mr. Vogler also thanked the Supervisors and Wesbanco.

Resolutions to be taken off the table: None

**RESOLUTION R-2016-130**

Whereas, Word of Life Christian Fellowship of Lawrence County has filed a Tax Appeal *captioned Word of Life Christian Fellowship of Lawrence County vs. Lawrence County Board of Assessment Appeals*, at Case Number 70100 of 2015 MD; and

Whereas, all of the parties to that action have reached compromise settlement regarding the fair market value of the property contingent upon the approval of Lawrence County, and;

NOW, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that: be it resolved by the Lawrence County Commissioners, that County of Lawrence approves the compromise settlement that the property designated by Parcel ID# 02-306600 will have a taxable Assessment value of \$18,000.

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

**RESOLUTION R-2016-131**

Whereas, the Mahoning Avenue Viaduct carries State Route 18 and 108 over the Shenango River and the New Castle Industrial Railroad in the City of New Castle; and

Whereas, plans for the structural rehabilitation of the Mahoning Avenue Viaduct have been approved; and

Whereas, the Pennsylvania Public Utility Commission (PUC) by order dated June 1, 1988, established those portions of the Viaduct which are to be maintained by the County; and

Whereas, the local share is five percent (5%) for the construction and inspection costs of the improvements.

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

1. authorization is given to reimburse the Commonwealth for 5% of the construction and inspection costs, as identified in the attached agreement, estimated to be \$143,660.00; and
2. the Chairman is authorized to sign, on behalf of the Board of Commissioners, all required documentation.

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

**RESOLUTION R-2016-132**

Whereas, the Board of Commissioners have approved the construction of a new Public Safety Building on County Line Road in Hickory Township; and

Whereas, a portion of County Line Road is located in the City of New Castle; and

Whereas, it is the intent of the Board of Commissioners to seek improvement of that portion of County Line Road that services the new Public Safety Building; and

Whereas, the County Liquid Fuels Tax Act of 1931 and the Liquid Fuels Tax Act 655 dated 1956, as amended, provides that the County may allocate money from this fund to political subdivisions within the county for road and bridge maintenance, construction and equipment purchases.

NOW, THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that Liquid Fuels funds in the amount of \$130,108.48 be distributed for the improvement of County Line Road, as follows:

City of New Castle	\$35,579.16
Hickory Township	\$94,529.32

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

**RESOLUTION R-2016-133**

**WHEREAS**, the Lawrence County Board of Commissioners constitutes the chief governing body of the County, with legislative and policy-making powers that affect each resident's quality of life; and

**WHEREAS**, the Board of Commissioners has the responsibility to assure the fiscal health and integrity of Lawrence County; and

**WHEREAS**, the Board of Commissioners has the responsibility of planning for and implementing projects that accomplish and bring forth safe water resource management in Lawrence County; and

**WHEREAS**, Pennsylvania is estimated to have more than more than 83,000 miles of streams, nearly 4,000 lakes, and 80 trillion gallons of groundwater; and

**WHEREAS**, Pennsylvania's ability to attract growing businesses and to provide the quality of life this governing body seeks for its residents depends on the Commonwealth properly prioritizing clean water infrastructure and funding for stormwater management; without such an increase in prioritization and funding to address these issues, our rivers and streams will continue to be susceptible to pollution and the degradation of the Commonwealth's most precious resource – water; and

**WHEREAS**, Article I, Section 27 of the Pennsylvania Constitution states that, "The people have a right to clean air, pure water, and to the preservation of the natural, scenic, historic and esthetic values of the environment. Pennsylvania's public natural resources are the common property of all the people, including generations yet to come. As trustee of these resources, the Commonwealth shall conserve and maintain them for the benefit of all the people"; and

**WHEREAS**, the Lawrence County Board of Commissioners realizes that the Commonwealth is losing more forest, wildlife habitat, farmland and other open spaces to development than it is able to preserve; and that the Commonwealth has approximately 19,000 miles of rivers and streams that do not meet basic water quality standards; and

**WHEREAS**, the Lawrence County Board of Commissioners wishes to encourage greater investment of resources to clean Pennsylvania's rivers and streams through state programs, such as a reboot Growing Greener program, before irreversible damage occurs to the places we live, work and raise our families. Clean water provides for greater health, stronger communities and thriving economies within our region.

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

1. Lawrence County supports increased state investments to be made by the General Assembly and the Governor with dedicated, sustainable and long-term funding sources, such as the creation of a Growing Greener III program focused on water quality, recreation, restoration and preservation, and
2. the signed resolution shall be forwarded to the Governor of Pennsylvania, candidates for Governor, and our respective state legislators.

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-2016-134**

**WHEREAS**, Lawrence County solicited bids for the Mallory Road Improvement Project in North Beaver Township and New Beaver Borough under the FY 2014 CDBG program; and

**WHEREAS**, the Lawrence County Department of Planning and Community Development reviewed the bids and report that Butch and McCree Paving Incorporated of 4862 W. State Street, Hillsville, PA 16132, was the lowest responsible bidder with a bid of \$152,037.92; and

**WHEREAS**, the North Beaver Township and New Beaver Borough, reviewed the bidder lists and had no comments.

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

1. Butch and McCree Paving Incorporated of 4862 W. State Street, Hillsville, PA 16132, is awarded the bid for the completion of the Mallory Road Improvement Project under the FY 2014 CDBG program.
2. the FY 2014 CDBG grant shall not exceed \$152,037.92 and is active through December 2016.
3. the Chairman is authorized to execute all documents related to this contract.

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

#### **RESOLUTION R-2016-135**

**WHEREAS**, Lawrence County solicited bids for the Wampum Road Improvement Project in Mahoning Township under the FY 2013 and FY 2014 CDBG program; and

**WHEREAS**, the Lawrence County Department of Planning and Community Development reviewed the bids and report that Butch and McCree Paving Incorporated of 4862 W. State Street, Hillsville, PA 16132, was the lowest responsible bidder with a bid of \$76,101.99 plus optional bid of \$1,500.00; and

**WHEREAS**, Mahoning Township reviewed the bidder lists and had no comments.

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

1. Butch and McCree Paving Incorporated of 4862 W. State Street, Hillsville, PA 16132, is awarded the bid for the completion of the Overlook Drive Improvement Project under the FY 2013 and FY 2014 CDBG program.
2. the FY 2013 and FY 2014 CDBG grant shall not exceed \$77,601.99 and is active through December 2016.
3. the Chairman is authorized to execute all documents related to this contract.

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

#### **RESOLUTION R-2016-136**

Whereas, the County has office space available at the Almira Building located at 1001 E. Washington Street, New Castle, Pennsylvania; and

Whereas, Midwestern Intermediate Unit desires to lease 1,402 square feet of the Almira Building consisting of 4.2% building floor space.

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

1. Authorization is given to execute a lease agreement with Midwestern Intermediate Unit for 1,402 square feet of office space at the Almira Building under the terms and conditions detailed in the attached lease.
2. The term of the lease shall be from July 1, 2016 and end June 30, 2017.
3. The monthly rental shall be \$1,747.83 per month including utility costs and five (5) parking spaces.

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

#### **RESOLUTION R-2016-137**

**WHEREAS**, County Ordinance No. 203 of 1996 titled *Increasing the Recording Fees of Deeds and Mortgages to Support and/or Enhance the County of Lawrence Local Affordable Housing Efforts* authorized the Recorder of Deeds to increase the fees charged for recording deeds and mortgages; and

**WHEREAS**, 85% of the additional revenue is set aside in a separate account to be used to fund affordable housing efforts in Lawrence County; and

**WHEREAS**, the East Brook Mission Barn is a non-denominational intergenerational program in New Castle that assists homeowners with the installation of handicap access ramps for needy citizens of Lawrence County, PA

NOW, THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that the Eastbrook Mission Barn, 226 Church Lane, New Castle, PA 16105 will be given \$3,500.00 from the Affordable Housing fund to be used to install handicap access ramps for needy citizens in Lawrence County.

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

### **RESOLUTION R-2016-138**

**WHEREAS**, Lawrence County solicited proposals for the Gettings Annex Maintenance and Repair Project and

**WHEREAS**, Arnold S. Blashak, 320 Shaw Street, New Castle, PA 16101 was the lowest responsible bidder with a bid of \$46,700.00; and

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

1. Arnold S. Blashak, 320 Shaw Street, New Castle, PA 16101 is awarded the bid for the Gettings Annex Maintenance and Repair Project.
2. the cost shall not exceed \$46,700.00
3. the Chairman is authorized to execute all documents related to this contract.

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: None

### **ANNOUNCEMENTS**

- A. The next Commissioners' Public Meeting will be held on Tuesday, July 5, 2016 at 10:00 a.m. in the Commissioners' Meeting Room.
- B. The Courthouse will closed Monday July 4, 2016 in observance of Independence Day

### **PUBLIC COMMENTS**

None

### **ADJOURNMENT**

Moved by **Mr. Craig** seconded by Mr. Del Signore to adjourn the Lawrence County Commissioners meeting dated Tuesday, June 28 at 12:55 p.m. Motion carried 3-0.