

LAWRENCE COUNTY COMMISSIONERS' MEETING
PUBLIC MEETING
MINUTES OF Tuesday October 18, 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 October 18, 2016, was called to order by Commissioner Dan Vogler, at 10:00 am in the Lawrence County Commissioners' Meeting Room. Chief Clerk James Gagliano called the Roll. Those in attendance were, Commissioners, **Dan Vogler, Robert Del Signore, Sr., Steve Craig,; Chief Clerk/County Administrator James Gagliano, Rita Chinabel, Edward Ditch, Ronda Wtkins, Frank Merlino, Amy Stapleton, 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. The minutes of Tuesday, October 11, 2016

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

WRITTEN CORRESPONDENCE

1. Civil & Environmental Consultants, Inc, dated October 12, 2016, giving Act 14 notification for a reissuance of a Title V Operating Permit for work to be done at Ellwood Quality Steels Company in New Castle, PA.
2. WallacePancher Group, dated October 12, 2016, giving Act 14 notification for an ESCGP-2 permit on behalf of the Hilcorp Energy Company for work to be done in Pulaski Township.
3. Michael Baker International, dated October 14, 2016, giving notification on behalf of General Electric Transportation's Grove City facility for a downstream user notification
4. Civil & Environmental Consultants, Inc. dated October 13, 2016 giving Act 14 notification for the Submission of an application to the PA Department of Environmental Protection for the renewal of a State Operating Permit, No. 37-0037 for Ellwood Mills Products in New Castle, PA.
5. INMETCO, Ellwood City Plant, dted October 12, 2016 giving notification of the Submittal of a Title V Operating Permit modification to the PA DEP for the incorporation of newly promulgated Reasonably Available Control Technology (RACT) requirements.
6. Beonning & Scattergood, dated October 14, 2016 providing an Underwriting Engagement letter pursuant to MSRB Rule G-17 for Taxable Pension Bonds Issue 2016.

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 had none

Mr. Craig had none

Mr. Vogler had none

Resolutions to be taken off the table: None

RESOLUTION R-2016-240

Whereas, the County of Lawrence applies annually to the Department of Community and Economic Development for their Community Development Block Grant allocation, and;
Whereas, this will serve to advise all residents of Lawrence County that the following actions, if based on race, color, religion, sex, national origin, familial status (families with children), or handicap, are considered discriminatory.

1. Refusing to sell or rent to deal or negotiate with any person.
2. Discriminating on terms or conditions for buying or renting housing.
3. Discriminating by advertising that housing is available only to persons of a certain race, color, religion, sex, national origin, familial status, or handicap.
4. Denying that housing is available for inspection, sale or rent when it rally is available.
5. Blockbusting-for profit, persuading owners to sell or rent housing by telling them that minority groups are moving into the neighborhood.
6. Denying or making different terms or conditions for home loans by financial institutions.
7. Denying to anyone the use or participation in any real estate services, multiple listing services or other facilities related to the selling and renting of housing.

Whereas, all residents are hereby notified that Amy McKinney is designated as the Fair Housing Officer for Lawrence County and that any resident that believes they have been discriminated against under any of the above conditions may file a complaint with the Fair Housing officer at the following address: Amy McKinney, 430 Court Street, New Castle, PA 16101

NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS that the board of Commissioners designate Amy McKinney as the Fair Housing Officer.

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

RESOLUTION R-2016-241

Whereas, entitlement applicants receiving Community Development Block Grant dollars with over fifteen (15) employees must re-designate a Section 503 Officer annually within their municipality; and

Whereas, the officer's duties include

a. Compile and maintain a Self-Evaluation of the grantee's facilities, hiring practice, and citizen participation, as well as each activity funded with the CDBG grant to assure that there has been no discrimination in the providing of services based on race, color, national origin, sex, disability, religion, familial status, age or ancestry. From this self-evaluation, the municipality will develop a transitional Plan to provide a timetable and responsible entity to bring the municipality into compliance. The Section 504 Officer will oversee that the municipality follows the Transition Plan and brings the municipality into compliance.

B The municipality will develop and maintain a grievance procedure that must also be adopted publically, incorporating due process standards and allowing for prompt local resolution of any complaints of discrimination based on disability. Existing grievance procedures can often be adapted to satisfy this requirement. Any individual or authorized representative who believes that they have been denied opportunities or treated differently due to their race, color, national origin, sex disability, religion familial status, age or ancestry may file a complaint with the Section 504 Officer. The Officer must act on the complaint and maintain the records of the process for monitoring; and

Whereas, this will serve to advise all residents of Lawrence County that Rebecca Shaffer is designated as the Section 504 Officer for Lawrence County and she can be contacted at the following address: Rebecca Shaffer, 430 Court Street, New Castle, PA. 16101

NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS THAT THE BOARD OF COMMISSIONERS DESIGNATE REBECCA SHAFFER AS THE SECTION 504 Officer.

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

RESOLUTION R-2016-242

Whereas, discrimination in the sale, rental leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability is prohibited by Title VII of the Civil Rights Act of 1968 (Federal Fair Housing Law,) and the Pennsylvania Human Relations Act. It is the policy of the County of Lawrence to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, ancestry, sex, national origin, handicap or disability, or familial status (families with children)

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

Section 1. That within available resources the County of Lawrence will assist all persons who feel they have been discriminated against because of race, color, religion, ancestry, sex, national origin, handicap or disability or familial status (families with children) to seek equity under federal and state laws by filing a complaint with the Pennsylvania Human Relations Commission and the U.S. Department of Housing and Urban Development.

Section 2. That the County of Lawrence shall publicize this Resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law, the Pennsylvania Human Relations Act, and any local laws or ordinances.

Section 3 Further publicity will at a minimum include, but not be limited to: (1) the printing and publicizing of this resolution and other applicable fair housing information through local media and community contacts; (2) distribution of posters flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and right concerning equal opportunity in housing.

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

RESOLUTION R-2016-243

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 2016 budget must be adjusted to account for the additional income.

NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS; that the 201 Lawrence County General Fund Budget shall be amended by increasing the following accounts:

Revenue

Miscellaneous Revenue	01.341092.341300	\$15,000.00
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Expenditures

Maintenace/Mat/Supplies	01.417000.201000	\$15,000.00
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Moved by **Mr. Del Signore** seconded by Mr. Craig to approve said resolution. Motion carried 3-0.

RESOLUTION R-2016-244

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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-2016-245

Whereas, the Lawrence County Board of Commissioners, upon recommendation by the Lawrence County Department of Planning and Community Development, is implementing the County Greenways and Trails plan, specifically the Countywide Water Trail; and

Whereas, the Lawrence County Department of Planning and Community Development has solicited request for proposals for this project, and recommends the County enter into an agreement with Beyond Corporation LLC to complete a boat launch, parking area and acquire a half acre piece of property to be deeded to the County of Lawrence upon construction completion; and

Whereas, the Lawrence county will use Act 13 funding to complete this eligible project.

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

1. The County enter into a contract with Beyond Corporation LLC, locate at PO Box 136 Edinburg, PA 16116 to complete the construction of a boat launch and parking area.
2. Upon completion, deed the property to the County.
3. The total payment shall not exceed \$39,500.00.

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
 - 1. General Fund Monthly Report
 - 2. Fiscal Report YTD
- D. Report on Quotes: None
- E. Warrant Register: None.

ANNOUNCEMENTS

- A. The next Commissioners' Public Meeting will be held on Tuesday, October 25, 2016 at 12:00 noon at the Hickory Township Municipal Building, 2375 Eastbrook Road, New Castle, PA 16105

PUBLIC COMMENTS

None

ADJOURNMENT

Moved by **Mr. Craig** seconded by Mr. Del Signore to adjourn the Lawrence County Commissioners meeting dated Tuesday, October 18, 2016 at 10:39 a.m. Motion carried 3-0.