

LAWRENCE COUNTY COMMISSIONERS' MEETING
PUBLIC MEETING
MINUTES OF Tuesday, April 18, 2023

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 18, 2023, was called to order by **Commissioner Dan Vogler**, at 10:00 am at the Lawrence County Commissioners Meeting Room. Deputy Chief Clerk, Vanessa Bayless, called the roll. Those in attendance were, **Commissioner Loretta Spielvogel, Commissioner Brian Burick, Jerry Zona, Al Burick, Shenango Twp. Supervisor, Debbie Wachter, 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 Deputy Chief Clerk at another time, and she 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 COMMENTS

Supervisor Burick stated that he was in attendance today on behalf of himself, not representing Shenango Township, however he supports the \$5 Vehicle Registration Fee. He does not want to see the Ordinance rescinded, as the federal government is pushing for electric vehicles, which will lessen the gas tax that the municipalities receive.

FISCAL/CONTRACTUAL

- | | |
|----------------------------------|------|
| A. Repository Properties: | None |
| B. Advertise for Bids/Proposals: | None |
| C. Receipt of Bids/Proposals: | None |
| D. Warrant Registers: | |
| 1. April 14, 2023 | |
| 2. April 13, 2023 | |

Moved by Ms. Spielvogel, seconded by Mr. Burick to approve and file said warrant register(s). Motion carried 3-0.

MINUTES AND CORRESPONDENCE

- A. Approval of Minutes:

a. Thursday, April 11, 2023

Moved by Mr. Burick, seconded by Ms. Spielvogel to approve said minutes. Motion carried 3-0.

B. Presentation of Written Communications:

a. Stephen Caligiuri submit an application for a new NPDES Individual Permit to Discharge Sewage Effluent from Small Flow Treatment Facility & a new WQM Permit for 8 Sunnybrook Drive, New Castle (Neshannock Twp.)

Moved by Ms. Spielvogel, seconded by Mr. Burick to file written correspondence. Motion carried 3-0.

REPORTS

A. Staff Reports None

B. Commissioner Reports

Mr. Burick stated he attended the Braveheart Dinner on Sunday, hosted by Vision Ministries. They work with those in recovery. David Chifullo who was jogging on Wilmington Rd. in December 2022, was struck and killed by an intoxicated driver with THC in his system. He was honored at the dinner. His widow and sister were in attendance. A total of five (5) people were honored at the dinner. Mr. Burick further stated he does not support the legalization of recreational marijuana.

Mr. Vogler stated to follow up on Mr. Wayne Randall's comments last week regarding the flags at the Courthouse, the tree out front of the Courthouse has been trimmed and no longer gets caught in the flag. A new large flag will be raised soon and the new smaller flags along East Washington Street have arrived and will also be put up soon.

Ms. Spielvogel stated she also attended the Braveheart Dinner on Sunday. She said it was very well put together and well attended. It is an excellent program.

NEW BUSINESS RESOLUTIONS

RESOLUTION R-2023-124

Resolution of the Board of Commissioners of Lawrence County to post the sale of a 2000 Ford Truck and a 1998 Ford Club Wagon Van; and

WHEREAS, the vehicles are a 2000 Ford Truck and a 1998 Ford Club Wagon Van with mileage at 74,009 on the truck and 90,004 on the van, both in poor condition; and

WHEREAS, each vehicle is worth less than \$2,000.00; and

NOW, THEREFORE BE IT BE RESOLVED that the County post the sale of the 2000 Ford Truck and a 1998 Ford Club Wagon Van at the Lawrence County Courthouse for bids on the vehicles.

Moved by Ms. Spielvogel, seconded by Mr. Burick to approve said Resolution. Motion carried 3-0.

RESOLUTION R-2023-125

WHEREAS, the Commonwealth of Pennsylvania, under Act 101 Section 903 has provided funds for the reimbursement of 50% of the salary and eligible expenses of county recycling coordinator positions, and

WHEREAS, the County of Lawrence staffed this position funded through the Recycling/Solid Waste Budget, and

WHEREAS, the County of Lawrence, through the Department of Recycling/Solid Waste, is preparing the application for reimbursement for these expenses to be submitted to the Pennsylvania Department of Environmental Protection; and

NOW, THEREFORE, BE IT RESOLVED, by the Lawrence County Board of Commissioners that the Act 101 Section 903 Grant application for reimbursement of the salary and eligible expenses for 2022, for the county recycling coordinator, be submitted to the Pennsylvania Department of Environmental Protection.

Moved by Ms. Spielvogel, seconded by Mr. Burick to approve said Resolution. Motion carried 3-0.

RESOLUTION R-2023-126

WHEREAS, the Lawrence County Commissioners desire to contract certain services; and

WHEREAS, the County has the authority and duty to provide services; and

WHEREAS, the County Commissioners Association of Pennsylvania (CCAP) provides a Web Program for Pennsylvania government entities. This program has been in production for over 18 years. Their expertise is understanding government services and structure and aligning their program offerings to the same. They support a wide variety of counties in their website journey to include design, hosting and supportive services; and

WHEREAS, the County wishes to enter into an Agreement with CCAP Technology Web Services to create a new website for Lawrence County that will span each area identified in the attached Statement of Work Section III: Objectives; and

WHEREAS, the annual fees for these services will be as follows:

1. The first half payment at upon execution of the Statement of Work; and
2. The second and final payment upon completing the project; and

3. Final payment in full is due within 30 days of completing the project; and
4. The Total Engagement Estimate is \$22,350.00

WHEREAS, the term of this Web Program Enrollment Agreement is as follows:

1. Commence on the Enrollment Date of April 12, 2023 and continue within the calendar year of the Enrollment Date to December 31, 2023; and
2. The Agreement term renews each subsequent calendar year beginning January 1 and ending December 31, unless terminated or not renewed pursuant to the terms of this Agreement; and
3. The County (Member) is required to provide CCAP with 90 days written notice, prior to termination of the then-current term, of its intent not to renew the Agreement Term

NOW THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that a Web Program Enrollment Agreement and a Statement of Work be approved and executed to provide website services for Lawrence County.

Moved by Ms. Spielvogel, seconded by Mr. Burick to approve said Resolution. Motion carried 3-0.

RESOLUTION

R-2023-127

WHEREAS, the County entered into a Retainer Agreement for Securities Monitoring and Claims Filing between the Lawrence County Employees' Retirement Board ("Client") and Kessler Topaz Meltzer & Check, LLP ("KTMC"), formerly known as Barroway Topaz Kessler Meltzer & Check, LLP, dated September 14, 2010; and

WHEREAS, for the services it provides under this Agreement, KTMC shall be compensated on a contingency basis of four percent (4%) of gross recoveries from settlement or other claims filed by KTMC on Client's behalf in shareholder and antitrust litigation in the United States and globally; and

WHEREAS, this Addendum shall be effective on January 1, 2023; and remain in effect until December 31, 2024, at which time both parties will evaluate this fee addendum for renewal; and

NOW THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that the attached Addendum to Retainer Agreement for Securities Monitoring be approved, effective January 1, 2023 through December 31, 2024.

Moved by Ms. Spielvogel, seconded by Mr. Burick to approve said Resolution. Motion carried 3-0.

TRANSFER (ADMINISTRATIVE)

- a. CYS from Purchase Services to Gas for \$7,500.00

Moved by Mr. Burick, seconded by Ms. Spielvogel to approve the Administrative Transfer. Motion carried 3-0.

RESOLUTIONS ON THE TABLE

1. Resolution for discussion and possible approval to designate Lawrence County Economic Development as the Industrial Development Organization of Lawrence County.

The resolution will stay on the table.

ORDINANCES

- | | |
|----------------------|--|
| A. Discussion: | None |
| B. On the Table: | Ordinance No. 1 of 2023-An Ordinance for rescinding Lawrence County Ordinance No. 4 of 2020, which implemented a fee for local use as provided by 75 Pa.C.S. §1935, allowing a County, in its discretion, to impose a county fee of \$5.00 for each nonexempt vehicle registered to an address located within its borders. |
| C. For Introduction: | None |
| D. For final action: | None |

The ordinance will stay on the table.

ANNOUNCEMENTS

- A. The next Commissioners' Meeting will be held on Tuesday, April 25, 2023 at 10:00 a.m. in the Commissioners' Meeting Room.
- B. There will be a Special Election Board meeting today immediately following the Commissioners' meeting.

PUBLIC COMMENTS

ADJOURNMENT

Moved by Ms. Spielvogel, seconded by Mr. Burick to adjourn the meeting of the Lawrence County Commissioners meeting dated Tuesday, April 18, 2023, at 10:30 AM.