

LAWRENCE COUNTY COMMISSIONERS' MEETING
PUBLIC MEETING
MINUTES OF Tuesday, May 23, 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, May 23, 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, Amy Stapleton (late), None, 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

None

FISCAL/CONTRACTUAL

A. Repository Properties:

RESOLUTION

R-2023-143

WHEREAS, all bids made to purchase property from the Lawrence County Tax Claim Bureau Repository must be approved by the taxing municipality; and

WHEREAS, Tamra Gorski placed a bid of \$500.00 on property located at Lathrop Street, New Castle, Parcel ID No. 04-2424900; and

WHEREAS, the County of Lawrence wishes to accept the above bid for property located at Lathrop Street, New Castle, with a Parcel ID No. 04-242900; and

NOW THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY COMMISSIONERS, that the Board is authorized to execute the Bid Acceptance Form accepting the bid made by Tamra Gorski the amount of \$500.00 for Repository Property located at Lathrop Street, New Castle, and having a Parcel ID No. 04-242900, City of New Castle.

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

RESOLUTION

R-2023-144

WHEREAS, all bids made to purchase property from the Lawrence County Tax Claim Bureau Repository must be approved by the taxing municipality; and

WHEREAS, Darrian Johnson placed a bid of \$500.00 on property located at E. Reynolds Street, New Castle, Parcel ID No. 05-089400; and

WHEREAS, the County of Lawrence wishes to accept the above bid for property located at E. Reynolds Street, New Castle, with a Parcel ID No. 05-089400; and

NOW THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY

COMMISSIONERS, that the Board is authorized to execute the Bid Acceptance Form accepting the bid made by Darrian Johnson the amount of \$500.00 for Repository Property located at E. Reynolds Street, New Castle, and having a Parcel ID No. 05-089400, City of New Castle.

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

RESOLUTION

R-2023-145

WHEREAS, all bids made to purchase property from the Lawrence County Tax Claim Bureau Repository must be approved by the taxing municipality; and

WHEREAS, Rose Barge placed a bid of \$500.00 on property located at Crescent Avenue, Ellwood City, Parcel ID No. 11-001800; and

WHEREAS, the County of Lawrence wishes to accept the above bid for property located at Crescent Avenue, Ellwood City, with a Parcel ID No. 11-001800; and

NOW THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY

COMMISSIONERS, that the Board is authorized to execute the Bid Acceptance Form accepting the bid made by Rose Barge in the amount of \$500.00 for Repository Property located at Crescent Avenue, Ellwood City, and having a Parcel ID No. 11-001800, Ellwood City.

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

RESOLUTION

R-2023-146

WHEREAS, all bids made to purchase property from the Lawrence County Tax Claim Bureau Repository must be approved by the taxing municipality; and

WHEREAS, Rocco Ierino placed a bid of \$501.50 on property located at Portersville Road, Wayne Township, Parcel ID No. 36-016000; and

WHEREAS, the County of Lawrence wishes to accept the above bid for property located at Portersville Road, Wayne Township, with a Parcel ID No. 36-016000; and

NOW THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY

COMMISSIONERS, that the Board is authorized to execute the Bid Acceptance Form accepting the bid made by Rocco Ierino in the amount of \$501.50 for Repository Property located at Portersville Road, Wayne Township, and having a Parcel ID No. 36-016000, Wayne Township.

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

B. Advertise for Bids/Proposals: None

C. Receipt of Bids/Proposals: None

D. Warrant Registers:

1. May 18, 2023
2. May 12, 2023
3. May 10, 2023
4. May 9, 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. Tuesday, May 9, 2023 (No meeting on May 16th-due to Election Day)

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

B. Presentation of Written Communications:

- a. Blast Notification from Heidelberg Materials Northeast LLC, 2200 Springfield Pike, Connellsville, PA 15425 for blasting at McQuiston Large Non-Coal Surface Mine (North Beaver & Mahoning Twps.)

Moved by Ms. Spielvogel, seconded by Mr. Burick to file said written communication(s). Motion carried 3-0.

REPORTS

A. Staff Reports None

B. Commissioner Reports

Mr. Burick highlighted various meetings over the last two (2) weeks since the Commissioners met last. He also stated that the gentleman that was at our

meeting a few weeks ago inquiring about the large flag out front of the Courthouse, the pulley was broken. We found a company that could fix it last week and a new large flag is flying out front of the Courthouse.

Mr. Vogler congratulated Ms. Spielvogel on her Election Day win on May 16th. He further stated he would like to “share” the chairing of the Commissioners’ meetings. On Tuesday, May 30th, Commissioner Burick will chair the meeting and on Tuesday, June 6th, Ms. Spielvogel will chair the meeting.

Ms. Spielvogel returned the congratulatory greeting to Mr. Vogler. She thanked Mr. Burick for his updates on the various meetings. She also mentioned that this weekend there will be multiple Memorial Day programs and services. People should attend these events and never forget those we’ve lost.

NEW BUSINESS
RESOLUTIONS

RESOLUTION

R-2023-147

WHEREAS, Lawrence County Courts are in need of a maintenance agreement for recording devices; and

WHEREAS, SBM Electronics, 628 California Avenue, Pittsburgh, Pennsylvania, 15202, submitted a quote to provide recording device maintenance services; and

WHEREAS, term of said agreement is June 1, 2023 through May 31, 2024; and

NOW THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS, that: SBM electronics will perform planned equipment maintenance at a cost not to exceed \$5,875.00.

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

RESOLUTION

R-2023-148

WHEREAS, the County entered into an agreement with C. Crump Inc., to complete construction and repairs for the Stavich Bike Trail Storm Damage Repairs on February 7, 2023, Resolution R-2023-50; and

WHEREAS, the original contract amount was for \$41,020.00; and

WHEREAS, the following changes are hereby made to the CONTRACT DOCUMENTS: this change order submission has been developed in conjunction with contract provisions, specifying adjustment in contract items of work due to the overruns and underruns which occurred throughout the performance of the work; and

WHEREAS, it has been reviewed by Frank B. Taylor Engineering to approve Change Order #1 in the amount of \$140.15, for a total contract amount of \$41,160.15; and

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

1. Change Order #1 with C. Crump, Inc., an increase of \$140.15, shall be approved for the construction and repairs for the Stavich Bike Trail Storm Damage Repairs.

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

RESOLUTION

R-2023-149

WHEREAS, “Staples” is a retail business selling office products and related goods and services; and

WHEREAS, the Lawrence County Board of Commissioners entered into an agreement with “Staples” through **Resolution R-2006-276**; and

WHEREAS, the Board of Commissioners wishes to renew the contract with “STAPLES” to purchase such office products and related goods and services, as necessary, for the period January 1, 2023 through December 31, 2025.

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

1. the County hereby amends the agreement with **Staples Business Advantage**, a division of Staples Contract and Commercial, LLC, of 500 Staples Drive, Farmingham, MA 01702, for the purchase of office products and related goods and services; and
2. terms shall be as identified in the attached agreement; and
3. the Chairman is authorized to sign all agreements.

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

RESOLUTION

R-2023-150

WHEREAS, Section 1784 of the County Code, *Supplemental Appropriations Transfer of Funds; 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, it the intent of the Board of Commissioners to adjust the existing FY2023 Budget; and

NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS to amend the 2023 Lawrence County Budget as follows:

INCREASING Prior Year Balance Opioid Revenue Fund Account: 62390000.342000 by \$300,000.00; and

INCREASING Miscellaneous Allocations Opioid Expense Account: 62446500.809900 by \$300,000.00

Reason: To Budget For Approved Allocations

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

RESOLUTION

R-2023-151

WHEREAS, Section 1784 of the County Code, *Supplemental Appropriations Transfer of Funds; 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, it the intent of the Board of Commissioners to adjust the existing FY2023 Budget; and

NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS to amend the 2023 Lawrence County Budget as follows:

INCREASING Transfer from DEA/TFO General Revenue Fund Account: 01391000.391101 by \$10,000.00; and

INCREASING DA-Overtime General Expense Fund Account: 01419400.110400 by \$10,000.00

Reason: DEA/TFO Overtime Reimbursement

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

RESOLUTION

R-2023-152

WHEREAS, budgets cannot always anticipate every extraordinary, ordinary, or contingency situation which arises throughout the fiscal year; and

WHEREAS, Section 1784 of the County code permits the Commissioners by resolution to authorize budget transfers from any encumbered balance; and

WHEREAS, the need to provide additional appropriations to certain accounts now exists; and

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

1. Authorization is hereby given to the appropriate administrative officials to transfer a total of \$11,500.00 described in detail on the attachment(s) designated as T-2023-19.

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

TRANSFER (ADMINISTRATIVE)

- a. Voters from Contingency to Pres/Trans for \$3,000.00
- b. Voters from Process Voter Apps to Security/Trans for \$2,000.00
- c. Voters from Process Voter Apps to Prep/Trans/Store Voting Equipment for \$3,000.00
- d. Planning from CDBG-CV3 Teams to CDBG-CV3 Public Facilities for \$24,000.00
- e. Controller from Contingency to Travel & Training for \$2,000.00
- f. Commissioners from Contingency to Subscriptions & Books for \$250.00
- g. DJ Russo from Contingency to Materials & Supplies for \$821.00
- h. District Attorney from Witness Fees to Toxicology for \$1,000.00
- i. District Attorney from Criminal Investigation to Toxicology for \$5,000.00

Moved by Mr. Burick, seconded by Ms. Spielvogel to approve the Administrative Transfer(s). 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: | None |
| C. For Introduction: | None |
| D. For final action: | None |

ANNOUNCEMENTS

- A. The next Commissioners' Meeting will be held on Tuesday, May 30, 2023 at 10:00 a.m. in the Commissioners' Meeting Room.
- B. The Courthouse will be closed on Monday, May 29, 2023 in observance of Memorial Day.
- C. There will be a Salary Board meeting today at 11:00 am in the Commissioners' Meeting Room.
- D. There will be a West Central Governing Board meeting today at 1:30 pm at the Mercer County Courthouse.

PUBLIC COMMENTS

Mr. Burick stated there will be a Memorial Day event at the Courthouse on Saturday, May 27, 2023 at 9:00 a.m.

ADJOURNMENT

Moved by Ms. Spielvogel, seconded by Mr. Burick to adjourn the meeting of the Lawrence County Commissioners meeting dated Tuesday, May 23, 2023, at 10:35 AM.