

**LAWRENCE COUNTY COMMISSIONERS' MEETING**  
**PUBLIC MEETING**  
**MINUTES OF Tuesday, January 24, 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, January 24, 2023, was called to order by **Commissioner Morgan Boyd**, at 10:00 am at the Lawrence County Commissioners Meeting Room. Deputy Chief Clerk, Vanessa Bayless, called the roll. Those in attendance were, **Commissioner Dan Vogler, Commissioner Loretta Spielvogel, Chad Strobel, 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: None

B. Warrant Registers:

1. January 23, 2023

Moved by Ms. Spielvogel, seconded by Mr. Vogler to approve said Warrant Register. Motion carried 3-0.

**MINUTES AND CORRESPONDENCE**

A. Approval of Minutes:

a. Thursday, January 24, 2023

Mr. Boyd stated he was absent from last week's meeting, however he will vote on the minutes.

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

B. Presentation of Written Communications:

1. AMG Titanium Alloys and Coatings LLC-State Only Operating Permit Renewal Application (Union Twp.)
2. First Energy/Penn Power-Notification of Planned Transmission Line Work-Old Youngstown Rd. (Union Twp.)

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

**REPORTS**

A. Staff Reports None

B. Commissioner Reports

Mr. Boyd had no comment.

Ms. Spielvogel stated she is leaving this afternoon for the CCAP Board meeting and CCAP's legislative priorities will be set for the year.

Mr. Vogler had no comment.

**NEW BUSINESS**  
**RESOLUTIONS**

**RESOLUTION R-2023-29**

**WHEREAS**, the Lawrence County Department of Public Safety has entered a professional service agreement with Thomas Shelby & Co. Inc., of 309 South Park Drive, St. Marys, Ohio 45885, to provide a three (3) year Equipment Lease/Rental Contract, see attached Exhibit "A"

**WHEREAS**, Thomas Shelby & Co. Inc., agrees to provide a three (3) year Equipment Lease/Rental in the amount of Ten Thousand Five Hundred Eighty-four (\$10,584.00) Dollars in yearly payments as described below. This agreement will not be construed to create a partnership, joint venture or employment relationship between Thomas Shelby & Co. Inc., and LAWRENCE. Thomas Shelby & Co.,

Inc. will not represent itself to be an employee or agent of LAWRENCE and cannot enter into any agreement on LAWRENCE's behalf or in LAWRENCE's name without express written authorization from a duly authorized representative of LAWRENCE to do so.

**NOW, THEREFORE, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS** that authorization is given to execute on behalf of the Lawrence County Department of Public Safety, all documents related to the Thomas Shelby & Co., Inc., agreement to provide Equipment Lease/Rental Contract for three (3) years starting in 2023. Thomas Shelby & Co. Inc., will complete the project thirty-six (36) months after the start of the project and will perform the services as an Independent Contractor as follows:

Year 1 – 2023: \$3,492.72;

Year 2 – 2024: \$3,492.72; and

Year 3 – 2025: \$3,492.72

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

**RESOLUTION R-2023-30**

**WHEREAS**, the Collective Bargaining Agreement (CBA) between the Lawrence County Detectives Association and the Lawrence County Board of Commissioners will terminate on December 31, 2022; and

**WHEREAS**, through the negotiation process, an agreement between Lawrence County Detectives Association and the Board of Commissioners has been reached;

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

1. authorization is given to execute a CBA with the Lawrence County Detectives Association; and
2. the CBA shall be for three (3) years, commencing January 1, 2023 and terminating on December 31, 2025.

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

**RESOLUTION R-2023-31**

**WHEREAS**, Lawrence County was awarded \$16,609,704.00 in funding from the American Rescue Plan Act of 2021; and

**WHEREAS**, the Lawrence County Board of Commissioners is the appropriate administrative entity responsible for allocating American Rescue Plan Act funding; and

**WHEREAS**, the Lawrence County Board of Commissioners recognizes that the intended use of this funding is to both respond to the public health and economic impacts of the COVID-19 pandemic and to enhance public health, economic, and community outcomes throughout Lawrence County; and

**WHEREAS**, the Lawrence County Board of Commissioners has identified seven impactful projects which may be undertaken with American Rescue Plan Act funding; and

**WHEREAS**, each individual project has been approved by Lawrence County's third-party auditors as an eligible American Rescue Plan Act expenditure.

**NOW, THEREFORE BE IT RESOLVED by the Lawrence County Board of Commissioners**, that the attached list of projects and accompanying funding for each project is approved and instructs the Lawrence County Department of Planning and Community Development and the Lawrence County Controller to undertake the appropriate administrative actions necessary to facilitate the deployment of American Rescue Plan Act funding for each project.

Mr. Boyd reviewed each project for each allocation.

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

**RESOLUTION R-2023-32**

**WHEREAS**, the Board of Commissioners is permitted to assist in funding transportation projects completed by local municipalities with regard to paving projects and bridge improvements; and

**WHEREAS**, the Board of Commissioners makes such transportation funding available to municipalities in fiscal years where Lawrence County has received surplus transportation funding from the Commonwealth of Pennsylvania in the form of Liquid Fuels, Act 13, Act 44, and Act 89 receipts; and

**WHEREAS**; Lawrence County is projecting enough transportation funding to allow for both required County bridge improvements and municipal transportation project allocations in the 2023 fiscal year; and

**WHEREAS**, the Board of Commissioners made and formalized an official grant process for municipal transportation assistance; and

**WHEREAS**, all twenty-seven municipalities were eligible to submit an application to the County by December 31, 2022; and

**NOW, BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS**; that the attached projects were submitted and have been deemed eligible for funding under the requirements of the Lawrence County Transportation Improvement Grant program.

1. Mahoning Township	\$49,500.00	Paving Project
2. Wayne Township	\$50,000.00	River Road Improvement
3. Wampum Borough	\$23,940.38	Charles/Ella Street
4. Shenango Township	\$50,000.00	Paving Project
5. Slippery Rock Township	\$50,000.00	Equipment Purchase
6. Pulaski Township	\$21,640.24	Paving Project
7. New Beaver Borough	\$31,719.60	Paving Project
8. Neshannock Township	\$50,000.00	Paving Project
9. Hickory Township	\$50,00 0.00	Equipment Purchase
10. City of New Castle	\$50,000.00	South Mill Street 1
11. North Beaver Township	\$8,580.00	Gilmore Road Culvert
12. Washington Township	\$8,463.71	Jordan Road Paving
13. South New Castle Borough	\$31,071.81	Paving Project
14. Union Township	\$20,347.87	Equipment Purchase
15. Wilmington Township	\$50,000.00	Paving Project
16. Shenango Township	\$50,000.00	Paving Project
17. Slippery Rock Township	\$48,904.68	McConnell's Mill Road
18. Wampum Borough	\$33,321.75	Equipment Purchase
19. Pulaski Township	\$9,794.39	Equipment Purchase
20. New Beaver Borough	\$16,264.40	Paving Project
21. Neshannock Township	\$50,000.00	Paving Project
22. Hickory Township	\$24,708.37	Devil's Elbow Road
23. Plain Grove Township	\$21,742.80	Hilmer Road Improvements

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

**RESOLUTION                      R-2023-33**

**WHEREAS**, the County follows the Internal Revenue Service (IRS) for the standard mileage rate and;

**WHEREAS**, the IRS issued the 2023 optional standard mileage rates used to calculate the deductible costs of operating an automobile for business, charitable, medical or moving purposes; and

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

1. Authorization is given to the Controller for 2023 and beyond to pay County employees the IRS standard mileage rate guidelines, whether the rate increases or decreases.

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

**RESOLUTION                      R-2023-34**

**WHEREAS**, the Pennsylvania Commission on Crime and Delinquency (PCCD) has applied for and received grant funds to implement a SAVIN program in Pennsylvania; and

**WHEREAS**, PDAI (Pennsylvania District Attorneys Institute) has been selected a sub-grantee by PCCD to provide contract administration and maintenance fee collections; and

**WHEREAS**, Lawrence County has committed to implementing and using the PA SAVIN system to meet and enhance its responsibilities for victim notification as well as provide additional notification services to county residents; and

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

1. An agreement is made and entered into by and between PCCD, (Pennsylvania Commission on Crime and Delinquency, PDAI, (Pennsylvania District Attorneys Institute), and Lawrence County to implement a SAVIN program.
2. Effective for the period of January 1, 2023 through December 31, 2023.

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

**RESOLUTION                      R-2023-35**

**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** Interest General Revenue Fund Account:01361074.361100 by \$43,8970.00 and;

**INCREASING** General Miscellaneous Allocations Expense Fund Account: 01457900.807200 by \$7,800.00 and;

**INCREASING** General Commissioners' Contingency Expense Fund Account: 01411100.509000 by \$36,070.00; and

**Reason: Interest Transfer from ARPA**

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

**RESOLUTION R-2023-36**

**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 \$526,105.00 described in detail on the attachment(s) designated as T-2023-03.

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

**RESOLUTION R-2023-37**

**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 \$?? described in detail on the attachment(s) designated as T-2023-04.

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

**TRANSFERS (ADMINISTRATIVE)**

- a. Human Resources from Contingency to Association Dues for \$8.00
- b. Voter Services from Contingency to Security/Transportation for \$500.00
- c. Commissioners from Contingency to Association Dues for \$5,821.00

Moved by Ms. Spielvogel, seconded by Mr. Vogler to approve said administrative transfers. 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 was left on the table.

**ORDINANCES**

None

**ANNOUNCEMENTS**

- A. The next Commissioners' Meeting will be held on Tuesday, January 31, 2023 at 10:00 a.m. the Commissioners' Meeting Room.

**PUBLIC COMMENTS**

None

**ADJOURNMENT**

Mr. Boyd adjourned the meeting of the Lawrence County Commissioners meeting dated Tuesday, January 24, at 10:40 AM.