

LAWRENCE COUNTY COMMISSIONERS' MEETING
PUBLIC MEETING
MINUTES OF Tuesday, November 12, 2024

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, November 12, 2024, was called to order by **Commissioner Daniel 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 Dan Kennedy, Commissioner Chris Sainato, Jerry Zona, Amy McKinney, Chad Strobel and no one from the 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

FISCAL/CONTRACTUAL

A. Repository Property:

RESOLUTION

R-2024-335

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

WHEREAS, Niki Moore placed a bid of \$525.00 on property located at Cumberland Ave, Parcel ID No. 03-084000; and

WHEREAS, the County of Lawrence wishes to accept the above bid for property located at Cumberland Ave, with a Parcel ID No. 03-084000; 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 Niki Moore, in the amount of \$525.00 for Repository Property located at Cumberland Ave, and having a Parcel ID No. 03-084000, City of New Castle.

Moved by Mr. Sainato, seconded by Mr. Kennedy to approve said Resolution. Motion carried 3-0.

RESOLUTION R-2024-336

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

WHEREAS, Paul Berry placed a bid of \$526.26 on property located at W. Liberty St., Parcel ID No. 07-043000; and

WHEREAS, the County of Lawrence wishes to accept the above bid for property located at W. Liberty St., Parcel ID No. 07-043000; 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 Paul Berry, in the amount of \$526.26 for Repository Property located at W. Liberty St., and having a Parcel ID No. 07-043000, City of New Castle.

Moved by Mr. Kennedy, seconded by Mr. Sainato to approve said Resolution. Motion carried 3-0.

RESOLUTION

R-2024-337

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

WHEREAS, Rick Sikora placed a bid of \$500.00 on property located at Pearson Street, Parcel Id No. 04-151300; and

WHEREAS, the County of Lawrence wishes to accept the above bid for property located at Pearson Street, with a Parcel ID No. 04-151300; 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 Rick Sikora, in the amount of \$500.00 for Repository Property located at Pearson Street, and having a Parcel ID No. 04-151300, City of New Castle.

Moved by Mr. Sainato, seconded by Mr. Kennedy to approve said Resolution. Motion carried 3-0.

- | | |
|----------------------------------|------|
| B. Advertise for bids/proposals: | None |
| C. Receipt for bids/proposals: | None |

D. Warrant Registers:

1. October 25, 2024
2. October 29, 2024
3. October 31, 2024
4. November 4, 2024
5. November 7, 2024

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

MINUTES AND CORRESPONDENCE

A. Approval of Minutes:

1. October 29, 2024
2. November 7, 2024

Moved by Mr. Sainato, seconded by Mr. Kennedy to approve and file said minutes. Motion carried 3-0.

B. Presentation of Written Communications: None

REPORTS

A. Staff Reports: None
B. Commissioner Reports DK, CS, DV

Mr. Vogler stated that he and Commissioner Sainato attended the Chuck Tanner Day that Mayor Elisco and City Council Members had on Thursday, November 7th. Mr. Vogler commended all those involved to make the event happen and he said it was a wonderful event. He further stated the State Association of Township Officials prints a magazine every quarter. This print has an article on Slippery Rock Township Supervisor George Johnson, as he is a graduate of the PA Municipal Academy. Mr. Vogler congratulated Mr. Johnson.

Mr. Sainato stated he attended the Veterans' service held at the New Castle Fire Station yesterday in honor of Veterans' Day. He stated the Chuck Tanner Day was also a nice event. He also attended the Veterans' Day Parade held downtown on Saturday and it was a great event.

Mr. Kennedy also attended the Veterans' Day Parade on Saturday and said it was a very nice event. He missed the Chuck Tanner Day, as he was out with minor surgery. He told everyone he is on the mend.

NEW BUSINESS RESOLUTIONS

RESOLUTION 2024-338

Resolution of the Board of Commissioners of Lawrence County to apply for an Act 101, Section 904 Municipal Recycling Performance grant.

WHEREAS, the Commonwealth of Pennsylvania, Department of Environmental Protection has provided for funds available under the Municipal Waste Planning, Recycling and Waste Reduction Act of July 28, 1988, and

WHEREAS, the County of Lawrence has embarked on a program to comply with the Pennsylvania Department of Environmental Protection mandate to complete a county municipal solid waste management plan, and

WHEREAS, the County has begun the county recycling program, and

WHEREAS, The Pennsylvania Department of Environmental Protection has funding available to reward municipalities on their recycling performance, and

WHEREAS, the County intends to make an application to receive Act 101, Section 904 performance grant funds from the Department of Environmental Protection.

NOW, THEREFORE, BE IT RESOLVED, that an application for funding an Act 101, Section 904 Recycling grant be submitted to the Pennsylvania Department of Environmental Protection for the materials collected during 2023.

Moved by Mr. Kennedy, seconded by Mr. Sainato to approve said Resolution. Motion carried 3-0.

RESOLUTION 2024-339

WHEREAS, the Commonwealth of Pennsylvania, Department of Environmental Protection has provided Lawrence County with funds available through the Municipal Waste Planning, Recycling and Waste Reduction Act of July 28, 1988, and

WHEREAS, the County of Lawrence has embarked on a program to comply with the Department of Environmental Protection mandate to have a revised Municipal Solid Waste Plan, and

WHEREAS, the funds provided by the Department of Environmental Protection include full reimbursement for the use of a professional consultant; and

WHEREAS , Nestor Resources, Inc. has provided professional assistance in the development of:

- Various county solid waste management plans, including Lawrence County's last plan, and our partner's, Mercer County, newly adopted plan , and
- Recycling programs in and technical assistance to Lawrence County, Lawrence County municipalities, and many other western Pennsylvania communities.

WHEREAS , Nestor Resources , Inc. is qualified and has the expertise to assist Lawrence County in this endeavor.

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

1. Nestor Resources , Inc. be retained to complete the Municipal Solid Waste Plan Revision for a fee not to exceed \$69,715 effective November 1 , 2024.
2. The Chairman is authorized to sign the contract and all related documents on behalf of all the Lawrence County Board of Commissioners, contingent on the review and approval of the contract by the County Solicitor.

Moved by Mr. Sainato, seconded by Mr. Kennedy to approve said Resolution. Motion carried 3-0.

RESOLUTION 2024-340

Resolution of the Board of Commissioners of Lawrence County to extend the contract with Aiken Refuse for the Collection , Processing, and Marketing of Recyclables through the Countywide Recycling Drop-off Program.

WHEREAS, the current contract expires December 31, 2024, and

WHEREAS, the current contract includes options to extend the current

contract for a period of up to two years, and

WHEREAS, Aiken Refuse and Lawrence County mutually agree to extend the contract for an additional two years, and

WHEREAS, the terms and conditions of the extended contract will remain in full force and effect, and

NOW, THEREFORE, BE IT RESOLVED, that Lawrence County execute the Contract Extension with Aiken Refuse.

Moved by Mr. Kennedy, seconded by Mr. Sainato to approve said Resolution. Motion carried 3-0.

LAWRENCE COUNTY, PENNSYLVANIA

RESOLUTION NO. R-2024-341

**A RESOLUTION OF THE COUNTY OF LAWRENCE,
COMMONWEALTH OF PENNSYLVANIA, AUTHORIZING THE
SUBMISSION OF A REQUEST FOR FUNDING THROUGH THE
LOCAL SHARE ACCOUNT – STATEWIDE PROGRAM THROUGH
THE COMMONWEALTH FINANCING AUTHORITY**

Be it RESOLVED, that Lawrence County hereby requests a Local Share Account Statewide Program grant for \$661,685.00 from the Pennsylvania Department of Community and Economic Development to be used for the Stavich Bike Trail Rehabilitation Project.

Be it FURTHER RESOLVED, that the Applicant does hereby designate Dan Vogler, Chairman of the Lawrence County Commissioners and Dan Kennedy, Commissioner, as the officials to execute all documents and agreements between Lawrence County and the Commonwealth Finance Authority to facilitate and assist in obtaining the requested grant.

I, Joe Venasco,

duly qualified County Administrator of Lawrence County, hereby certify that the foregoing is a true and correct copy of a Resolution duly adopted by a majority vote of the Lawrence County Commissioners at a regular scheduled meeting held on November 12, 2024 and said Resolution has been recorded in the Minutes of Lawrence County and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of Lawrence County, this 12th day of November 2024.

Moved by Mr. Kennedy, seconded by Mr. Sainato to approve said Resolution. Motion carried 3-0.

RESOLUTION R-2024-342

WHEREAS, the County of Lawrence has entered into a Letter of Exclusivity AND Letter of Understanding with Clark Energy Management, LLC (hereinafter the "CONTRACTOR" or "CEM").

WHEREAS, the County and CEM have entered into a Letter of Exclusivity attached hereto as Exhibit "A", wherein CEM will be the exclusive broker designated to solicit electric generation supply pricing on behalf of the Lawrence County Department of Public Safety.

WHEREAS, the County and CEM have entered into a Letter of Understanding (LOU), attached hereto as Exhibit "B", whereby CEM, will provide the electric supply procurement on behalf of Lawrence County Department of Public Safety (DPS).

WHEREAS, the County of Lawrence will have no obligation to enter into any Contract and/or Agreement with Clark Energy and Clark Energy can be terminated at any time from being the exclusive broker.

NOW THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS in consideration of their mutual promises, covenants, and agreements, the parties hereto intending to be legally bound, do hereby agree and consent for themselves, their successors and assigns as follows:

1. Clark Energy will be the exclusive broker designated to solicit electric generation supply pricing on behalf of the Lawrence County Department of Public Safety; and
2. The County of Lawrence will have no obligation to enter into any Contract and/or Agreement with Clark Energy and Clark Energy can be terminated at any time from being the exclusive broker.

Moved by Mr. Sainato, seconded by Mr. Kennedy to approve said Resolution. Motion carried 3-0.

RESOLUTION R-2024-343

WHEREAS, the Lawrence County Department of Public Safety has entered a proposal to provide Subscription Based Web Application Services or Software as a Service (Saas) with OnSolve, LLC with its principal office at 780 West Granada Boulevard, Ormond Beach, FL 32714.

WHEREAS, OnSolve, LLC agrees to provide a three (3) year Contract commencing on January 1, 2025, through December 31, 2027, which includes 24/7/365 uninterrupted CodeRed system access as well as other services explained in the Cost Proposal, attached hereto as Exhibit "A", at an annual cost of Nine Thousand Six Hundred Fifty Dollars and ten cents (\$9,650.10) for a total amount of Twenty-Eight Thousand Nine Hundred Fifty Dollars and thirty cents (\$28,950.30).

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 OnSolve, LLC proposal to provide a three (3) year Contract commencing on January 1, 2025, through December 31, 2027, which includes 24/7/365 uninterrupted CodeRed system access as well as other services explained in the Cost Proposal at an annual cost of Nine Thousand Six Hundred Fifty Dollars and ten cents (\$9,650.10) for a total amount of Twenty-Eight Thousand Nine Hundred Fifty Dollars and thirty cents (\$28,950.30).

Moved by Mr. Kennedy, seconded by Mr. Sainato to approve said Resolution. Motion carried 3-0.

RESOLUTION R-2024-344

WHEREAS, the Lawrence County Board of Commissioners desires to enter into an agreement with the Lawrence County Economic Development Corporation regarding the Enterprise Park-City of New Castle project benefiting Keystone Compliance, LLC and Keystone Compliance World Headquarters, LLC, located at 131 North Columbus Innerbelt, New Castle, PA 16101 (City of New Castle); and

WHEREAS, the project was awarded an RACP grant from the Pennsylvania Office of the Budget in the amount of \$1,500,000.00. This agreement with a public taxing body is a required element of all RACP projects from the PA Office of the Budget and follows the same format as agreements in the past; and

NOW, THEREFORE BE IT RESOLVED, by and between the County of Lawrence and the Lawrence County Economic Development Corporation concerning their respective obligations to the Commonwealth of Pennsylvania and each other with respect to the Redevelopment Assistance Capital Program grant for the Enterprise Park-City of New Castle project benefiting Keystone Compliance, LLC and Keystone Compliance World Headquarters, LLC construction of an addition to the 131 North Columbus Innerbelt Property (City of New Castle); and

1. This agreement shall commence upon the date of execution by the last signatory and shall end at such time as all conditions of the Grant have been satisfied.

Moved by Mr. Kennedy, seconded by Mr. Sainato to approve said Resolution. Motion carried 3-0.

RESOLUTION R-2024-345

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 is the intent of the Board of Commissioners to adjust the existing FY2024 Budget; and

NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS to amend the 2024 Lawrence County Budget as follows:

INCREASING HOYT GRANT-PARENTING CLASSES Revenue Fund Account:
01337018.337002 by \$960.00; and

INCREASING Transfer to PARENTING PROGRAM Expense Fund Account:
01418400.999900 by \$960.00

Reason: PARENTING PROGRAM

Moved by Mr. Sainato, seconded by Mr. Kennedy to approve said Resolution. Motion carried 3-0.

RESOLUTION R-2024-346

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 is the intent of the Board of Commissioners to adjust the existing FY2024 Budget; and

NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS to amend the 2024 Lawrence County Budget as follows:

INCREASING GENERAL FUND Revenue Fund Account: 01390000.342000 by \$83,813.00; and

INCREASING Transfer to GENERAL FUND Expense Fund Account: 01418000.703000 by \$83,813.00

Moved by Mr. Kennedy, seconded by Mr. Sainato to approve said Resolution. Motion carried 3-0.

RESOLUTION R-2024-347

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 \$35,020.00 described in detail on the attachment(s) designated as T-2024-30.

Moved by Mr. Sainato, seconded by Mr. Kennedy to approve said Resolution. Motion carried 3-0.

TRANSFERS (Administrative)

- c. MDJ Amodie from contingency to internet services for \$400.00
- d. Adult Probation from contingency to electric for \$600.00
- e. Jail from maintenance and repair to salaries of staff for \$20,000.00
- f. Jail form maintenance and repair to electric for \$10,000.00
- g. CYS from contracted provider care to client transportation for \$10,000.00
- h. CYS from contracted provider care to court related costs for \$10,000.00
- i. Corner from Act 182-contingency to Act 182-major equipment for \$17,500.00
- j. JPO from contingency to travel & training for \$500.00
- k. Assessor's from contingency to staples \$500.00
- l. DJ Nicholson from telephone to electric for \$1,300.00
- m. Tax Claim from contracted consultant to telephone for \$420.00
- n. Tax Claim from contracted consultant to staples for \$265.00
- o. CYS form contracted provider care to unemployment for \$1,200.00
- p. Planning from miscellaneous admin to co admin 2020 for \$2,812.90
- q. MDJ Russo from contingency to unemployment for \$400.00
- r. MDJ Amodie from materials & supplies to staples for \$1,500.00
- s. DJ Russo from Materials and supplies to telephone/internet for \$725.00
- t. Courts from contingency to telephone/internet for \$800.00.

Moved by Mr. Sainato, seconded by Mr. Kennedy to approve said transfers. Motion carried 3-0.

RESOLUTIONS ON THE TABLE

- A. Resolutions on the table: None
- B. Resolutions to be taken off the table: None

ORDINANCES

- | | |
|----------------------|------|
| A. Discussion: | None |
| B. On the Table: | None |
| C. For Introduction: | None |
| D. For Final Action: | None |

ANNOUNCEMENTS

- A. The next Commissioners' Public Meeting will be held on Tuesday, November 19, 2024 @ 10:00AM in the Commissioners' Meeting Room.
- B. There will be a Retirement Board Meeting today, immediately following the Commissioners' Meeting.
- C. There will be a Lawrence County Planning Commission Board Meeting on Wednesday, November 13, 2024 @ 12:00 Noon @ the Union Township Municipal Building.
- D. There will be a Lawrence County Prison Board Meeting on Wednesday, November 20, 2024 @ 12:00 Noon in the Commissioners' Meeting Room.
- E. There will not be a meeting on Tuesday, November 26th, due to the Commissioners' CCAP Conference.
- F. The Lawrence County Government Center will be closed on Thursday, November 28th and Friday, November 29th in observance of the Thanksgiving holiday.
- G. As of December 31, 2024, there will be (1) opening on the Lawrence County Industrial Development Authority. (1st Announcement).

PUBLIC COMMENTS

None

ADJOURNMENT

Moved by Mr. Kennedy, seconded by Mr. Sainato to adjourn the Lawrence County Commissioners' meeting dated Tuesday, November 12, 2024, at 11:05 am.

