

**LAWRENCE COUNTY COMMISSIONERS' MEETING**  
**PUBLIC MEETING**  
**MINUTES OF Tuesday, October 18, 2022**

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, 2022, 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, 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**

None

**FISCAL/CONTRACTUAL**

A. Repository Properties:

**RESOLUTION**

**R-2022-334**

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

**WHEREAS**, Andrea Russo placed a bid of \$600.00 on property located at 705 West Avenue, with a Parcel ID No. 04-026500; and

**WHEREAS**, the County of Lawrence wishes to accept the above bid for property located at 705 West Avenue, with a Parcel ID No. 04-026500; 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 Andrea Russo, in the amount of \$600.00 for Repository Property located at 705 West Avenue, and having a Parcel ID No.04-026500, New Castle.

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

**RESOLUTION**

**R-2022-335**

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

**WHEREAS**, Clayton Williams placed a bid of \$500.00 on property located at S. Crawford Avenue, with a Parcel ID No. 03-141200; and

**WHEREAS**, the County of Lawrence wishes to accept the above bid for property located at S. Crawford Avenue, with a Parcel ID No. 03-141200; 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 Clayton Williams, in the amount of \$500.00 for Repository Property located at S. Crawford Avenue, and having a Parcel ID No.03-141200, New Castle.

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

B. Advertise for Bids/Proposals:

None

C. Receipt of Bids/Proposals:

None

D. Warrant Registers:

1. October 13, 2022
2. October 12, 2022

Moved by Ms. Spielvogel, seconded by Mr. Vogler to file said warrant registers. Motion carried 3-0.

**MINUTES AND CORRESPONDENCE**

- A. Approval of Minutes:
  - a. Tuesday, October 11, 2022

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

- B. Presentation of Written Communications: None

**REPORTS**

- A. Staff Reports
- B. Commissioner Reports

Mr. Boyd had no comment.

Mr. Vogler had no comment.

Ms. Spielvogel had no comment.

**NEW BUSINESS  
RESOLUTIONS**

**RESOLUTION R-2022-336**

**WHEREAS**, Lawrence County, through its Children and Youth Department, desires to contract certain social services; and

**WHEREAS**, the County has the authority and duty to provide social services to children and youth subject to the regulations established by the Commonwealth of Pennsylvania (DHS) and the Juvenile Code:

**NOW, THEREFORE**, be it resolved by the Lawrence County Board of Commissioners, that:

1. The Purchase of Service Agreement under the provider BLUEPRINTS shall be in effect for the period of July 01, 2022, through June 30, 2023.
2. Costs are incurred only if the provider or service is being used by Lawrence County per the Agreement.
3. Authorization is hereby given to execute an Agreement with the following service provider:

**BLUEPRINTS  
150 West Beau Street, Suite 304  
Washington, PA. 15301**

**RESOLUTION R-2022-337**

**WHEREAS**, Lawrence County, through its Children and Youth Department, desires to contract certain social services; and

**WHEREAS**, the County has the authority and duty to provide social services to children and youth subject to the regulations established by the Commonwealth of Pennsylvania (DHS) and the Juvenile Code:

**NOW, THEREFORE**, be it resolved by the Lawrence County Board of Commissioners, that:

1. The Purchase of Service Agreement under the provider Alternative Living Solutions shall be in effect for the period of July 01, 2022, through June 30, 2023.
2. Costs are incurred only if the provider or service is being used by Lawrence County per the Agreement.
3. Authorization is hereby given to execute an Agreement with the following service provider:

**Alternative Living Solutions  
2108 Tartan Court  
Latrobe, PA. 15650**

**RESOLUTION                    R-2022-338**

**WHEREAS**, Lawrence County, through its Children and Youth Department, desires to contract certain social services; and

**WHEREAS**, the County has the authority and duty to provide social services to children and youth subject to the regulations established by the Commonwealth of Pennsylvania (DHS) and the Juvenile Code:

**NOW, THEREFORE**, be it resolved by the Lawrence County Board of Commissioners, that:

1. The Purchase of Service Agreement under the provider Belmont-Harrison Juvenile District shall be in effect for the period of July 01, 2022, through June 30, 2023.
2. Costs are incurred only if the provider or service is being used by Lawrence County per the Agreement.
3. Authorization is hereby given to execute an Agreement with the following service provider:

**Belmont-Harrison Juvenile District  
68131 Hammond Rd.  
Saint Clairsville, OH. 43950**

Moved by Ms. Spielvogel, seconded by Mr. Vogler to approve Resolution R-2022-336 through Resolution R-2022-338. Motion carried 3-0.

**RESOLUTION 2022-339**

Resolution of the Board of Commissioners of Lawrence County to apply for an Act 101, Section 902 Recycling 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 enhance recycling in Lawrence and Mercer Counties, and

**WHEREAS**, the County intends to increase awareness and expand public understanding of recycling and its importance to society, the economy, and environment, and

**WHEREAS**, the County intends to make an application to receive Act 101, Section 902 Grant funds from the Department of Environmental Protection to carry out these goals.

**NOW, THEREFORE, BE IT RESOLVED**, that an application for funding an Act 101, Section 902 County Planning Grant be submitted to the Pennsylvania Department of Environmental Protection and that Morgan Boyd, Chairman, shall be authorized to sign such application and execute any subsequent documentation resulting from said grant.

**RESOLUTION 2022-340**

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 2020.

Moved by Ms. Spielvogel, seconded by Mr. Vogler to approve Resolution R-2022-339 and R-2022-340. Motion carried 3-0.

**RESOLUTION R-2022-341**

See attached Resolution at the end of the minutes.

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

**RESOLUTION R-2022-342**

**WHEREAS**, the American Rescue Plan Act of 2021 provided additional funds to the County of Lawrence to address the COVID-19 pandemic; and

**WHEREAS**, an allowable use of Lawrence County's restricted American Rescue Plan allocation is the creation, expansion, and improvement of public recreation areas; and

**WHEREAS**, the Lawrence Commissioners designated a portion of those fund to create "The 2022 Lawrence County Recreational Improvement Grant Match Program" to assist County municipalities, non-profits and Conservation District in their Fall 2022 DCNR Grant application.

**NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS** that the attached list of applicants being allocated match funds from American Rescue Plan funds to apply for the DCNR Fall 2022 Grant round.

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

**RESOLUTION R-2022-343**

**WHEREAS**, Lawrence County has in effect a Perfect Attendance Policy that reads as follows; and

**WHEREAS**, any regular full time employee who, over a one year calendar period of January 1 through December 31, has not missed any time at work except for vacation or personal days (including any authorized vacation or personal days used concurrently with FMLA leave), shall receive an addition forty (40) hours pay based upon that employees rate of pay during the period over which the benefit has accrued. The lump sum payment shall be made by the end of the second month following the attendance period; and

**WHEREAS**, the intent of this program is to reward employees who have outstanding attendance records. In order to be eligible for such bonus, the employees must have perfect attendance. This means they must have missed only authorized vacation and personal days (including authorized vacation or personal days used concurrently with FMLA leave). Any absence for any other reason will disallow the person from receiving the bonus, with the exception of the donation of time for an employee in need; and

**WHEREAS**, an employee who misses one (1) day due to sickness, leave of absence or other absence other than an authorized vacation day during the calendar year shall be entitled to receive an additional twenty (20) hours pay payable by the end of February following the close of the calendar year. This does not include increments of hours.

**FOR THOSE EMPLOYEES COVERED BY A BARGAINING AGREEMENT, THE CONTRACT SUPERSEDES THIS POLICY.**

**NOW THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS**, that the Lawrence County Board of Commissioners wishes to suspend the Perfect Attendance Policy **FOR NON UNION AND MANAGEMENT EMPLOYEES, FOR THE CALENDAR YEAR 2022, THE PERFECT ATTENDANCE BONUS IS SUSPENDED.**

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

**RESOLUTION R-2022-344**

**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 FY2022 Budget; and

**NOW, THEREFORE BE IT RESOLVED BY THE LAWRENCE COUNTY BOARD OF COMMISSIONERS** to amend the 2022 Lawrence County Budget as follows:

**INCREASING** the Hazmat Rev (HMRF) EM Grants Revenue Fund Account: 27334002.334143 by \$9,173.00; and

**INCREASING** the Hazmat Grant Expenses EM Grants Expense Fund Account: 27421502.999900 by \$9,173.00

**Reason: HMRF Revenues**

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

**RESOLUTION                    R-2022-345**

**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 \$260,685.00 described in detail on the attachment(s) designated as T-2022-028.

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

**RESOLUTION                    R-2022-346**

**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 \$249,940.00 described in detail on the attachment(s) designated as T-2022-029.

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

**TRANSFERS (ADMINISTRATIVE)**

- a. MH/DS from Various Accounts to Various Accounts for \$450,500.00
- b. Commissioners from Contingency to General Adm. for \$4,000.00

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

**RESOLUTIONS ON THE TABLE**

1. **Commissioners (Resolution R-2022-296)**

Resolution for discussion and possible approval of projects that have been deemed eligible for funding under the Lawrence County Transportation Improvement Grant program.

2. **Commissioners (Resolution R-2022-141)**

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

**RESOLUTIONS TO BE TAKEN OFF THE TABLE**

1. **Commissioners (Resolution R-2022-296)**

Resolution for discussion and possible approval of projects that have been deemed eligible for funding under the Lawrence County Transportation Improvement Grant program.

Moved by Ms. Spielvogel, seconded by Mr. Vogler to take Resolution R-2022-296 off the table. Motion carried 3-0.

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

**ORDINANCES**

None

**ANNOUNCEMENTS**

- A. The next Commissioners' meeting will be at 10:00 a.m. on **Tuesday, October 25, 2022** in the Commissioners' Meeting Room.

B. The Prison Board meeting on Wednesday, October 19, 2022 at 12:00 Noon has been **CANCELLED.**

**PUBLIC COMMENTS**

None

**ADJOURNMENT**

Mr. Boyd adjourned the meeting of the Lawrence County Commissioners meeting dated Tuesday, October 18, 2022, at 10:35 AM.