Pledge of Allegiance

Roll Call

Approval of the Minutes – March 21, 2019

Courtesy of the Floor

County Executive Report

Old Business

1. Public Hearing on the Ordinance Removing Two Members from the Gracedale Advisory Board


New Business

1. Introduction of an Ordinance Amending the 2019 Northampton County Budget

2. Consideration of the Pennsylvania DCNR Grant Application – Archibald Johnston Conservation Area – Monocacy Creek Restoration Program Resolution

3. Consideration of the Pennsylvania DCNR Grant Application – Wy-Hit-Tuk County Park Rehabilitation and Improvements Project Resolution

Council Committee Reports

Council Liaison Reports

Council Clerk’s Report

Council Solicitor’s Report

Adjournment
NORTHAMPTON COUNTY COUNCIL - EASTON, PA

Ordinance No. 752
SEASON: 2019

Introduced by Lori Vargo Hafner and Matthew H. Dietz on March 21, 2019

Enacted Effective

Title: AN ORDINANCE REMOVING MS. ROSEMARI FEHR AND MR. KENNETH SUN AS MEMBERS OF THE GRACEDALE ADVISORY BOARD

WHEREAS, Northampton County Home Rule Charter Article X. Authorities, Boards and Commission, Section 1002 Membership (g) entitled Removal from Office provides that the County Council shall have the power by ordinance to remove a member of an authority, board or commission if incapacity or absence prevents him from discharging the duties of his office for a continuous period of more than six (6) months.

WHEREAS, on February 16, 2017, County Council appointed, Ms. Rosemarie Fehr and Mr. Kenneth Sun to the Gracedale Advisory Board; and

WHEREAS, on February 22, 2019, the County Executive requested that Ms. Rosemarie Fehr and Mr. Kenneth Sun be removed from the Gracedale Advisory Board as they have been absent from three (3) consecutive meetings within the past six (6) months.

NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED by the Northampton County Council that Ms. Rosemarie Fehr and Mr. Kenneth Sun shall and are removed as members of the Gracedale Advisory Board.

This ordinance was advertised on the ___ day of _____ 2019, and was adopted by the Northampton County Council on the ___ day of _____ 2019.

ATTEST:

Linda M. Zembo
Clerk to Council

Ronald R. Heckman
County Council President

Lamont G. McClure
County Executive

(J:\2019\bills\bill752)
AN ORDINANCE OF THE COUNTY COUNCIL OF NORTHAMPTON COUNTY
AUTHORIZING THE PURCHASE OF APPROXIMATELY 8.7 ACRES OF REAL
PROPERTY BY THE COUNTY OF NORTHAMPTON IN PLAINFIELD TOWNSHIP,
Pennsylvania from Anthony P. Curcio, Thomas M. Curcio and
Richard J. Curcio

WHEREAS, Northampton County Home Rule Charter Section 602
(a)(6) provides that the Northampton County Council shall enact an ordinance
for any act which conveys, leases, purchases or authorizes the conveyance,
lease or purchase of any real property of the County; and

WHEREAS, on March 13, 2019, Northampton County Council was requested to
authorize the County Executive to enter into an Agreement of Sale, with Mr.
Anthony P. Curcio, Mr. Thomas M. Curcio and Mr. Richard J. Curcio to purchase
approximately 8.7 acres of real property located in Plainfield Township,
County of Northampton, Commonwealth of Pennsylvania, as more fully described
in a Deed recorded in the Office of the Recorder of Deeds of Northampton
County, Pennsylvania (Deed Book Volume 1991-1, Page 099323) also known as
Northampton County Parcel Number E7-1-5-626 in consideration of Forty-three
Thousand Five Hundred and NO/100 dollars ($43,500.00).

NOW, THEREFORE, BE IT HEREBY ORDAINED AND ENACTED by the Northampton
County Council that it does hereby authorize the County Executive to enter
into an Agreement of Sale to purchase approximately 8.7 acres located in
Plainfield Township for $43,500 from Mr. Anthony P. Curcio, Mr. Thomas Curcio
and Mr. Richard J. Curcio in accordance with the Agreement of Sale which is
attached hereto and made a part hereof as Exhibit "A".

This ordinance was advertised on the ____ day of ______ 2019, and was
adopted by the Northampton County Council on the ____ day of ______ 2019.

ATTEST:

Linda M. Zembo
Clerk to Council

Ronald R. Heckman
County Council President

Lamont S. McClure
County Executive

(J:\2019\bills\bill753)
AN ORDINANCE REAFFIRMING AND RATIFYING THE COUNTY OF NORTHAMPTON’S PARTICIPATION IN THE PENNSYLVANIA COUNTIES RISK POOL AND THE EXECUTION OF THE INTERGOVERNMENTAL AGREEMENT PURSUANT TO THE PENNSYLVANIA INTERGOVERNMENTAL COOPERATION LAW, AS AMENDED

WHEREAS, the Intergovernmental Cooperation Law, Act No. 177 of December 19; 1996, P.L. 1158, as amended, 53 Pa.C.S. §2301 et. seq. (the Law), authorizes local governments, including Counties, to jointly cooperate and enter into joint agreements with other Counties in the performance of their governmental functions, powers or responsibilities; and

WHEREAS, certain Counties established the Pennsylvania Counties Risk Pool (PCoRP) pursuant to the Law for the purpose of, inter alia: (a) providing a joint risk management pool to assist members in preventing and reducing losses and injuries to County property and to persons or property which might result in claims being made against members of PCoRP or their employees and officers; (b) creating an entity in perpetuity which will administer a joint risk management pool and using funds contributed by members to defend and indemnify, in accordance with the Bylaws and Intergovernmental Agreement of PCoRP, any member of PCoRP against stated liability or loss to the limit of the financial resources of PCoRP and (c) providing continuing stability and availability of needed coverages at reasonable costs as is more fully set forth in the Bylaws and Intergovernmental Agreement; and

WHEREAS, the County of Northampton is a member of PCoRP as previously Northampton County Council determined that it was in the best interests of the County of Northampton to enter into an intergovernmental cooperation agreement and become a member of PCoRP; and

WHEREAS, through this Ordinance, Northampton County Council reaffirms that determination and to ratify all action previously taken by the County of Northampton with respect to its
membership and participation in PCoRP.

NOW, THEREFORE, Northampton County Council does hereby enact and ordain as follows:

Section 1. Northampton County Council hereby reaffirms and ratifies its membership in PCoRP. The Bylaws and Intergovernmental Agreement of PCoRP, which is attached hereto as Exhibit "A," is ratified, affirmed and approved substantially in the form attached hereto, the terms of which are incorporated herein by reference. Northampton County Council hereby authorizes and directs its officers to execute the PCoRP Bylaws and Intergovernmental Agreement. Northampton County Council also ratifies the execution of any other agreement that was necessary for its participation in PCoRP and is authorized to execute any other agreement necessary for its continued participation in PCoRP.

Section 2. This Ordinance and the Bylaws and Intergovernmental Agreement approved and adopted constitute a binding agreement and shall be sufficient warrant and authority for the officials and agents as appointed by the County of Northampton to participate and represent the County of Northampton's interests in PCoRP.

Section 3. As a condition of participating in PCoRP, the County of Northampton agreed to comply with all the terms and conditions in the Bylaws and Intergovernmental Agreement and that agreement is reaffirmed and ratified.

Section 4. The duration of the Bylaws and Intergovernmental Agreement is indefinite, but is subject to the right of any member County to terminate its participation as set forth therein and subject to its provisions.

Section 5. The purpose and object of the Bylaws and Intergovernmental Agreement is as set forth therein.

Section 6. The organizational structure of PCoRP consists of a Board of Directors, all as is set forth in the Bylaws and Intergovernmental Agreement.

Section 7. The County of Northampton reaffirms and ratifies its delegation to the Board of Directors of PCoRP, the powers enumerated in the Bylaws and Intergovernmental Agreement.
Section 8. Any contributions required to be paid pursuant to the Bylaws and Intergovernmental Agreement shall be made with funds appropriated by the County of Northampton for that purpose and the County of Northampton ratifies any such sums previously paid.

Section 9. On behalf of the County of Northampton, PCoRP is empowered to enter into any contract necessary to effectuate its purposes and any contract entered into by PCoRP to date is hereby ratified and affirmed.

Section 10. Any real or personal property to be owned, or owned, by PCoRP shall be acquired, managed, licensed or disposed of as determined by the Board of Directors of PCoRP.

Section 11. The Bylaws and Intergovernmental Agreement may be modified or amended, as set forth therein.

Section 12. This Ordinance is being enacted pursuant to the provisions of the Intergovernmental Cooperation Law, Act No. 177 of December 19, 1996, P.L. 1158, as amended, 53 Pa.C.S. § 2301, et seq.

Section 13. This Ordinance shall take effect thirty days after date of enactment.

This ordinance was advertised on the ___ day of ____ 2019, and was adopted by the Northampton County Council on the ___ day of ____ 2019.

ATTEST:

__________________________  ____________________________  ____________________________
Linda M. Zembo             Ronald R. Heckman            Lamont G. McClure
Clerk to Council           County Council President    County Executive

(J:\2019\bills\bill754)
Title:
AN ORDINANCE AMENDING THE 2019 NORTHAMPTON COUNTY BUDGET: DEPARTMENT OF ADMINISTRATION - ELECTIONS DIVISION; DEPARTMENT OF FISCAL AFFAIRS - BALANCING OF BUDGET

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Effective Date:

In accordance with Northampton County Home Rule Charter 705 (e) this ordinance shall become effective upon the date of enactment.
This ordinance was advertised on the ___ day of ___ 2019, and was adopted by the Northampton County Council on the ___ day of ___ 2019.

ATTEST:

Linda M. Zembo
Clerk to Council

Ronald R. Heckman
County Council President

Lamont G. McClure
County Executive
WHEREAS, the County of Northampton (applicant) desires to undertake the following project, Archibald Johnston Conservation Area - Monocacy Creek Restoration Program; and

WHEREAS, the applicant desires to receive from the Department of Conservation and Natural Resources (DCNR) a grant for the purpose of carrying out this project; and

WHEREAS, the application package includes a document entitled "Terms and Conditions of Grant" and a document entitled "Signature Page for Grant Agreement"; and

WHEREAS, the applicant understands that the contents of the document entitled "Terms and Conditions of Grant," including appendices referred to therein, will become the terms and conditions of a Grant Agreement between the applicant and DCNR if the applicant is awarded a grant.

NOW THEREFORE, IT IS RESOLVED THAT:

1. The "Signature Page for Grant Agreement" may be signed on behalf of the applicant by the official who, at the time of signing, has the title of Northampton County Executive.

2. If this official signed the "Signature Page for Grant Agreement" prior to the passage of this Resolution, this grant of authority applies retroactively to the date of signing.
3. If the applicant is awarded a grant, the "Signature Page for Grant Agreement," signed by the above official will become the applicant/grantee's executed signature page for the Grant Agreement and the applicant/grantee will be bound by the Grant Agreement.

4. Any amendment to the Grant Agreement may be signed on behalf of the grantee by the official who, at the time of signing of the amendment, has the title specified in paragraph 1 and the grantee will be bound by the amendment.

ATTEST: 

INTRODUCED BY:

______________________________

Linda M. Zembo
Clerk to Council

The above resolution was adopted by the Northampton County Council at the meeting held ________________, 2019.
CERTIFICATION

I hereby certify that this Resolution was adopted by the Northampton County Council on this _____ day of _________ 2019.

Linda M. Zembo
Clerk to Council
THE COUNTY OF NORTHAMPTON

RESOLUTION

Number ??-2019

WHEREAS, the County of Northampton (applicant) desires to undertake the following project, Wy-Hit-Tuk County Park Rehabilitation and Improvements Project; and

WHEREAS, the applicant desires to receive from the Department of Conservation and Natural Resources (DCNR) a grant for the purpose of carrying out this project; and

WHEREAS, the application package includes a document entitled "Terms and Conditions of Grant" and a document entitled "Signature Page for Grant Agreement"; and

WHEREAS, the applicant understands that the contents of the document entitled "Terms and Conditions of Grant," including appendices referred to therein, will become the terms and conditions of a Grant Agreement between the applicant and the Department if the applicant is awarded a grant; and

NOW THEREFORE, IT IS RESOLVED THAT:

1. The "Signature Page for Grant Agreement" may be signed on behalf of the applicant by the official who, at the time of signing, has the title of Northampton County Executive.

2. If this official signed the "Signature Page for Grant Agreement" prior to the passage of this Resolution, this grant of authority applies retroactively to the date of signing.
3. If the applicant is awarded a grant, the "Signature Page for Grant Agreement," signed by the above official, will become the applicant/grantee's executed signature page for the Grant Agreement, and the applicant/grantee will be bound by the Grant Agreement.

4. Any amendment to the Grant Agreement may be signed on behalf of the grantee by the official who, at the time of signing of the amendment, has the title specified in paragraph 1 and the grantee will be bound by the amendment.

ATTEST:                                              INTRODUCED BY:

__________________________________                ____________________________________

Linda M. Zembo                                      
Clerk to Council

The above resolution was adopted by the Northampton County Council at the meeting held _____________, 2019.

(J:\2019\res\r-DCNR Grant WyHitTuk)
CERTIFICATION

I hereby certify that this Resolution was adopted by the Northampton County Council on this _____ day of ________ 2019.

Linda M. Zembo
Clerk to Council