

COUNTY COMMISSIONERS' WORK SESSION MINUTES
TUESDAY, FEBRUARY 22, 2022

The Board of County Commissioners met today in their weekly Work Session.

Present at today's meeting were:

Ray D'Agostino, Chairman
Joshua G. Parsons, Vice-Chairman
BOARD OF COUNTY COMMISSIONERS

Lawrence M. George
COUNTY ADMINISTRATOR/CHIEF CLERK

Tammy Moyer
DEPUTY CHIEF CLERK

Jacquelyn Pfursich, Esquire
COUNTY SOLICITOR

Also present were:

Heather Adams
DISTRICT ATTORNEY

Michael Armer, Deputy Director
PURCHASING

Benjamin Arnold, Chief Ranger
DEPARTMENT OF PARKS AND RECREATION

Michele Bard, CFO
SAINT ANNE'S RETIREMENT COMMUNITY

Heather Chalfant, Senior Buyer
PURCHASING

Lisa Colon
CONTROLLER

Anne Cooper
REGISTER OF WILLS

Robert Devonshire, Director
FACILITIES MANAGEMENT

Rachael Henriquez, Senior Buyer
PURCHASING

Kathleen Morrison, First Assistant
SOLICITOR'S OFFICE

Patrick Mulligan, Director
BUDGET SERVICES

James Noel, Solicitor
HOSPITAL AUTHORITY

Anna Ramos, Chief Operating Officer
WORKFORCE DEVELOPMENT BOARD

Andy Spade
PROTHONOTARY

Tim Stuhldreher, Writer and Editor
ONE UNITED LANCASTER

David Twaddell, Esquire, Seamans, Cherin & Merlott
BOND COUNSEL TO SAINT ANNE'S RETIREMENT COMMUNITY

Paul Weiss, Administrator
DEPARTMENT OF PARKS AND RECREATION

Commissioner D'Agostino called the meeting to order at 10:00 a.m.

Commissioner D'Agostino announced the Board of Commissioners met in Executive Session on February 14, 2022, at 10:35 a.m. to

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discuss labor matters and litigation, Court of Common Pleas, docket No. 22-00306 and held an Executive Session this morning, February 22, 2022, at 9:22 a.m. to discuss labor matters, personnel matters and litigation, the Jenkins case in Lancaster County Court of Common Pleas, docket No. 22-009.

Commissioner D'Agostino announced the approval of the February 8, 2022, Work Session Minutes.

ORDINANCE NO. 151

**AN ORDINANCE BY THE BOARD OF COMMISSIONERS OF THE
COUNTY OF LANCASTER TO APPROVE A CHANGE IN COUNTY CLASSIFICATION
FROM A THIRD-CLASS COUNTY TO A 2A CLASS COUNTY**

On motion of Commissioner Parsons, seconded by Commissioner D'Agostino,

WHEREAS, the County of Lancaster, Pennsylvania (the "County") is currently designated as a Third-Class County; and

WHEREAS, in accordance with the official count of returns of the twenty-third Decennial Census, of the United States on file in the Bureau of the Census, Lancaster County had a population of 519,445 for the 2010 Decennial Census; and

WHEREAS, the Act of December 22, 2011 (P.L. 610), as amended, 16 P.S. § 210, provides that after the results of any Federal Decennial Census are published, any Third Class County having a population of 500,000 and over may, by ordinance or by resolution, elect not to become a 2A Class County; and

WHEREAS, by Resolution No. 86 of 2011, the Board of Commissioners of Lancaster County (the "Board of Commissioners") elected that Lancaster County would remain a Third-Class County; and

WHEREAS, in accordance with the official count of returns of the twenty-fourth Decennial Census, of the United States on file in the Bureau of the Census, Lancaster County had a population of 552,984 for the 2020 Decennial Census; and

WHEREAS, on October 1, 2021, Governor Thomas Wolf, under the Great Seal of the Commonwealth of Pennsylvania, certified that Lancaster County is eligible to be reclassified as a 2A Class County pursuant to the Act of August 9, 1955 (P.L. 323), as amended, 16 P.S. § 201 *et seq.* (the "Certificate"); and

WHEREAS, the Act of October 1, 2021 (P.L. 408), as amended, 16 P.S. § 211, provides that, as a result of the delays in the 2020 Decennial Census and the COVID-19 pandemic, the classification of all counties shall remain unchanged until the 2030 census, unless the board of commissioners of a county meeting the requisite county population levels in 16 P.S. § 210 enacts an ordinance or adopts a resolution approving a change of classification prior to February 22, 2022; and

WHEREAS, the Certificate was filed with the Lancaster County Recorder of Deeds on October 5, 2021, Instrument No. 6636412; and

WHEREAS, as Lancaster County meets the requisite population levels in 16 P.S. § 210, the Board desires to approve a change of classification to a 2A Class County, such change being deemed appropriate and proper;

NOW, THEREFORE, BE IT HEREBY ORDAINED AND ENACTED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LANCASTER, PENNSYLVANIA, as follows:

Section 1. Short Title.

This Ordinance shall be known and may be cited as the Lancaster County 2A Class County Change Ordinance.

Section 2. Election of Class Change.

The Board of Commissioners does hereby elect that Lancaster County shall become a 2A Class County.

Section 3. Severability

In the event any provision, section, sentence, clause, or part of this Ordinance shall be held to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such invalidity, illegality, or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses, or parts of this Ordinance, it being the intent of the Board that the remainder of the Ordinance shall be and shall remain in full force and effect.

Section 4. Repeal of Prior Resolutions and Ordinances.

All prior resolutions and ordinances in conflict or inconsistent herewith, including Resolution No. 86 of 2011, are hereby expressly repealed.

Section 5. Effective Date.

This Ordinance shall take effect January 1, 2022, pursuant to 16 P.S. § 211(c).

Commissioner Parsons said he has not heard any negative feedback from elected officials or department heads regarding the move to a 2A Class County. It has been discussed at public meetings for several months now. There will have to be the creation of an Investment Board and there will be some changes to the Youth Intervention Center's board of managers, but no changes will have to be made to the Prison Board. He said Commissioner Trescot had previously expressed he was supportive of the change if the prison board issue was resolved. Commissioner Lehman had also been generally supportive before he left the Board.

Commissioner D'Agostino said he is supportive of the move and there is no downside to it.

Ms. Colon said she is in favor of moving to a 2A County because of having to form an investment board. She said it makes sense as a fiscal aspect and for being responsible for the funds the County has to be able to invest them and to have an investment policy. The investment board would be made up of the Controller, Treasurer and chairman of the board of Commissioners and would work together to develop an investment policy.

Mr. Spade said with the change to a 2A County, he likes the notion of reflecting what the County really is and that is one of the leading counties in the Commonwealth. By staying a third Class County, he feels the County is reflecting the past when it should be moving forward, focusing on growth and development.

Ms. Adams said the District Attorney's office would not be impacted much by the change except for statewide association fees but is fully supportive of it. She said the criminal trends of Lancaster are probably more in line with the Class 2A counties.

Ms. Cooper said the Register of Wills office would not be impacted but she likes the idea of an investment board and the fact that it would be a collaborative effort to determine where the funds are invested.

Commissioner Parsons – Yes
Commissioner D'Agostino – Yes
Commissioner Trescot – Absent for the vote.

Motion passed.

1. Mr. Noel, Lancaster County Hospital Authority Solicitor, David Twaddell, Esquire from Seamans Cherin & Merlott and Bond Counsel to Saint Anne's Retirement Community, and Michele Bard, CFO of Saint Anne's Retirement Community, presented Resolution No. of 2022: Issuing of Bonds for the benefit of Saint Anne's Retirement Community.

Commissioner Parsons reiterated that the County has no financial obligation to this and that they are the final governmental authority of the law in the process.

Mr. Stuhldreher has questions regarding savings and refinancing of the bonds.

2. Ms. Morrison, First Assistant County Solicitor, Paul Weiss, Administrator, Department of Parks and Recreation, and Benjamin Arnold, Chief Ranger, presented Ordinance No. 152: Rules and Regulations of the Lancaster County Park System.

Ms. Morrison said the Rules and Regulations of the Park System have not been updated since 2010. Some of the revisions made to the ordinances include the definition of Park Ranger to more accurately track the County definition, changes to the motor vehicle code, waterways, model airplane, dams, and pets. The maximum fine was increased for violations from \$300 to \$600 and decreased jail time from 90 days to 10 days.

3. Ms. Ramos, Chief Operating Officer, Workforce Development Board, presented a Signatory Authorization Form.

Ms. Ramos said the Workforce Development Board has appointed John Moser as interim executive director for a term of 90 to 120 days to provide oversight to the organization.

4. Ms. Adams, District Attorney, presented Agreement with Aspirant Consulting Group Inc. to Update Policies and Procedures for the Lancaster County Detective Unit.

5. Mr. Armer, Deputy Director, and Rachael Henriquez, Senior Buyer, Purchasing – Contract Award to Alpha Space Control for Road/Traffic Line Painting.

It was mentioned that the line painting is for roads in the County parks because the County does not own any roads.

6. Ms. Schreiner, Director, and Heather Chalfant, Senior Buyer, Purchasing, presented Resolution No. 20 of 2022: Annual Vehicle Lease Procedures.
7. Ms. Schreiner, Director and Heather Chalfant, Senior Buyer, Purchasing, presented Agreement with Enterprise Fleet Management for Vehicle Leases.
8. Mr. Mulligan, Director, Budget Services, presented Resolution No. 21 of 2022: Allocation of Funds for Housing Programs.

Mr. Mulligan said this Resolution could be avoided in the future by instead, having it included in the annual budget presentation.
9. Mr. Devonshire, Director, Facilities Management, presented an Agreement with Gannett Flemming for Little Chiques #1 Bridge Replacement.
10. Mr. Devonshire, Director, Facilities Management, presented an Agreement with Edwin L. Heim Company for Sewage System Repair at the Prison.
11. Mr. Devonshire, Director, Facilities Management, presented an Agreement with Guardian CSC for Water Treatment Services at County Buildings.
12. Mr. Devonshire, Director, Facilities Management, presented an Agreement with Johnson Controls, Inc. for HVAC Services at County Buildings.
13. On motion of Commissioner Parsons, seconded by Commissioner D'Agostino, the following appointments were made to the Lancaster County Housing, Redevelopment and Land Bank Authorities.

Ms. Melinda Fisher Kaufman and Mr. Mike Callahan
Lancaster County residents.

Motion passed unanimously.
14. Ms. Moyer presented the February 23, 2022, Commissioners' Meeting Agenda.
15. On motion of Commissioner Parsons, seconded by Commissioner D'Agostino, the meeting was adjourned at 10:42 a.m.

Motion passed unanimously.

Respectfully submitted,



Lynn Commero, Administrative Secretary
Commissioners' Office