

**COUNTY COMMISSIONERS' MINUTES**  
**WEDNESDAY, MARCH 15, 2023**

The Board of County Commissioners met today for a Commissioners' Meeting.

Present at today's meeting were:

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

**Jacquelyn Pfursich, Esquire**  
**COUNTY SOLICITOR**

Also present were:

**Jodi Barone, Director**  
**VETERANS AFFAIRS**

**George Custer, Director of Administration**  
**BEHAVIORAL HEALTH/DEVELOPMENTAL SERVICES**

**Judy Erb, Director**  
**BEHAVIORAL HEALTH/DEVELOPMENTAL SERVICES**

**Drew Fredericks, Director**  
**YOUTH INTERVENTION CENTER**

**Ben Herskowitz, Deputy Director**  
**EMERGENCY MANAGEMENT AGENCY**

**Brian Koenig, Deputy Chief Information Officer**  
**INFORMATION TECHNOLOGY**

**Tom Lisi, Reporter**  
**LNP**

**Patrick Mulligan, Director**  
**BUDGET SERVICES**

**Joel Saint, Pastor**  
**IRBC**

**Cheryl Steberger, Warden**  
**PRISON**

Commissioner D'Agostino called the meeting to order at 9:15 a.m. followed by the Pledge of Allegiance.

Commissioner D'Agostino announced approval of the March 8, 2023, Commissioners' Meeting Minutes.

Commissioner D'Agostino announced there is no Work Session scheduled for Tuesday, March 21, 2023 and No Commissioners' Meeting scheduled for Wednesday, March 22, 2023.

***PROCLAMATION***

**National Women's History Month**

**March 15, 2023**

**WHEREAS**, every year since 1980 the President of the United States has issued a special National Women's History Month Proclamation; and

**WHEREAS**, women have influenced and advanced every facet of American life and culture. The strength, ingenuity, and spirit of our female leaders, innovators, and pioneers shape our Nation's character, government, industry, families, and communities; and

**WHEREAS**, women have played and continue to play critical economic, cultural, and social roles in every sphere of the life of Lancaster County by constituting a significant portion of the labor force working inside and outside of the home; and

**WHEREAS**, women were particularly important in the establishment of early charitable, philanthropic, and cultural institutions in our County; and

**WHEREAS**, this month, we pause as a County to pay tribute to women who strengthen and enrich our society through civic action, devotion to family, and tireless dedication to community, innovation and prosperity; and

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and **WHEREAS**, women have and continue to serve our country courageously in the military, including many from Lancaster County;

**WHEREAS**, women have been leaders, not only in securing their own rights of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, and other important endeavors here in Lancaster County and beyond; and

**WHEREAS**, during Women's History Month, we honor the women who have changed our County, Commonwealth, and Nation, and we reaffirm our commitment to supporting the next generation of female trailblazers and dreamers as they carry forward this distinguished legacy; and

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF LANCASTER COUNTY, PENNSYLVANIA**, that the County of Lancaster does hereby celebrate the month of March, 2023 as ----- **National Women's History Month** ----- in Lancaster County and invite all citizens of Lancaster County to continue to explore the critical economic, cultural and social roles women have played and continue to play in every sphere of life in this County, Commonwealth, and Nation.

On motion of Commissioner Parsons, seconded by Commissioner Trescot, it was agreed for the County of Lancaster, acting on behalf of the Emergency Management Agency, to approve the following:

- Grant Agreement With:** Pennsylvania Emergency Management Agency (PEMA)  
Harrisburg, PA
- For:** To receive hazard mitigation planning grant funds for conducting the hazard mitigation planning process with the purpose of identifying, assessing, and reducing the long-term risk to life and property from hazard events.
- Amount/Term:** \$105,000.00 for the period August 6, 2022 through September 5, 2025.
- Funding:** 100% State funding.
- Authorization to Sign:** The Board of Commissioners authorizes Brian P. Pasquale, Director, to sign the Hazard Mitigation Grant Program agreement.

Motion passed unanimously.

**RESOLUTION NO. 26 of 2023**

On motion of Commissioner Trescot, seconded by Commissioner Parsons, it was agreed for the County of Lancaster to recognize an increase of \$105,000.00 in Federal revenues and the same amount in Federal appropriations attributable to the Department of Homeland Security (DHS) Hazard Mitigation Grant Program through Pennsylvania Emergency Management Agency (PEMA).

To receive hazard mitigation planning grant funds for conducting the hazard mitigation planning process with the purpose of identifying, assessing, and reducing the long-term risk to life and property from hazard events. See attached for approved budget.

<b>REVENUE:</b>	Federal Revenue PEMA Hazard Mitigation Planning Grant Program A2400 A 12011 6311	<b><u>\$105,000.00</u></b>
<b>EXPENDITURE:</b>	Federal Appropriations PEMA Hazard Mitigation Planning Grant Program A2400 A 12011 7300	<b><u>\$105,000.00</u></b>

Motion passed unanimously.

On motion of Commissioner Parsons, seconded by Commissioner Trescot, it was agreed for the County of Lancaster, acting on behalf of the Youth Intervention Center, to approve the following:

- Agreement With:** National Partnership for Juvenile Services, Inc. (NPJS)  
Lexington, KY
- Purpose:** To provide the user licensing, support and hosting fees for the Youth Intervention Center's Unified Case Management (UCM) platform. Access to software and hardware allows accurate and complete collection and analysis of data to evaluate performance and make informed operational

decisions.

**Amount/Term:** \$22,000.00, for the period January 1, 2023 to December 31, 2023.

**Funding:** No budgetary impact, this is budgeted for on an annual basis.  
0% increase from 2022 rate.

Motion passed unanimously.

On motion of Commissioner Trescot, seconded by Commissioner Parsons, it was agreed for the County of Lancaster, acting on behalf of the Youth Intervention Center, to approve the following:

**Agreement With:** Odin Technologies  
Woodbury, NJ

**Purpose:** To provide security system maintenance and technical support services including CCTV switcher interface, cameras and monitors at the Youth Intervention Center.

**Amount/Term:** \$24,000.00, consisting of twelve (12) monthly payments of \$2,000.00 for the period March 29, 2023 to March 29, 2024.

The cost will be split between three programs with three different reimbursement rates which will also be submitted as part of the state budget.

Detention: \$12,000.00 reimbursement 50/50 split -  
State reimbursement \$6,000.00.

Shelter: \$9,000.00 reimbursement 90/10 split -  
State reimbursement \$8,100.00.

PULSE: \$4,000.00 reimbursement 80/20 split -  
State reimbursement \$3,200.00.

State Reimbursement: \$17,300.00.  
County Share: \$6,700.00.

**Funding:** No budgetary impact, this is budgeted for on an annual basis.  
0% increase from 2022/2023 rate.

Motion passed unanimously.

On motion of Commissioner Parsons, seconded by Commissioner Trescot, it was agreed for the County of Lancaster, acting on behalf of Behavioral Health/Developmental Services (BH/DS), to approve the following:

1. **Amended Agreement With:** Community Services Group  
Mountville, PA

**For:** To add additional funding for Supported Housing services and to add the Master Leasing Program to the contract, as well as grant funding for Crisis Outpatient Therapy Access.

Community Services Group provides blended case management services including psychiatric evaluations, medication management, individual therapy and group therapy to adults and children who experience serious mental illness. They also provide partial hospitalization, social rehabilitation, vocational day program, supportive employment and job loss prevention, to adults who experience serious mental illness.

**Amount:** Additional \$264,997.00, which is a 5.75% increase, for a total of \$4,876,481.00.

**Term:** Fiscal Year July 1, 2022 through June 30, 2023.

**Funding:** Human Services Block Grant; the Community Mental Health Block Grant (Federal); Health Choices Reinvestment funds (State); the American Rescue Plan Act Therapy Grant (Federal); and Project Assistance to Transition from

- Continued -

Homelessness funding (Federal and State).

2. **Amended Agreement With:**

TW Ponessa & Associates, Inc.  
dba Ponessa Behavioral Health  
Lancaster, PA

**For:**

To add additional grant funding for Crisis Outpatient Therapy Access.

TW Ponessa & Associates, Inc.  
TW Ponessa and Associates, Inc., dba Ponessa Behavioral Health provides psychiatric and mental health outpatient services to individuals within its service area.

**Amount:**

Additional \$25,000.00, which is a 208.33% increase, for a total of \$37,000.00.

**Term:**

Fiscal Year July 1, 2022 through June 30, 2023.

**Funding:**

Lancaster County Workforce Development Board Pathways Home Grant; and the American Rescue Plan Act Therapy Grant (Federal).

Motion passed unanimously.

On motion of Commissioner Trescot, seconded by Commissioner Parsons, it was agreed for the County of Lancaster, acting on behalf of Information Technology, to approve the following:

**Contract Renewal With:**

Wiedenhammer  
Wyomissing, PA

**Purpose:**

To provide renewal of licensing and support for VMware virtual server environment.  
VMware is the product used to create and maintain virtual desktops and servers that are used throughout the County network.

**Amount/Term:**

\$32,190.00 for the period April 2, 2023 through April 1, 2024.

**Funding:**

Approved in the 2023 budget.  
Increase of 7%.

Motion passed unanimously.

**RESOLUTION NO. 27 OF 2023**

**RESOLUTION OF THE BOARD OF COMMISSIONERS**

On motion of Commissioner Parsons, seconded by Commissioner Trescot;

**WHEREAS**, the United States is facing an ongoing public health crisis of opioid abuse, addiction, overdose, and death. The Commonwealth of Pennsylvania and Pennsylvania local governments spend billions of dollars each year to address the direct consequences of this crisis.

**WHEREAS**, since at least 2017, state and local governments in Pennsylvania and around the United States have been pursuing investigations and litigation against certain manufacturers, distributors, and retailers of opioid pharmaceuticals (the "Opioid Defendants") in an effort to hold the Opioid Defendants financially responsible for the impact of the Opioid Epidemic on Lancaster County and resources necessary to combat the opioid epidemic;

**WHEREAS**, negotiations to settle claims against several of the Opioid Defendants, specifically Teva, Allergan, Walgreens, Walmart and CVS (the "Settling Defendants") have been ongoing for several years;

**WHEREAS**, negotiations with the Settling Defendants have resulted in proposed nationwide settlements of state and local government claims to settle the Litigation;

**WHEREAS**, the proposed terms of those proposed nationwide settlements have been set forth in the individual settlement agreements with each of the Settling Defendants (collectively "Settlement Agreements");

**WHEREAS**, copies of the Settlement Agreements as well as summaries of the main terms of the Settlement Agreements have been provided to Lancaster County and are made publicly available on the National Opioid Settlement website;

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**WHEREAS**, the Settlement Agreements provide, among other things, for the payment of a certain sum to settling government entities in Pennsylvania including to the Commonwealth of Pennsylvania and Participating Subdivisions upon occurrence of certain events as defined in the Settlement Agreements ("Pennsylvania Opioid Funds");

**WHEREAS**, Pennsylvania local governments as well as the attorneys representing those local governments have engaged in extensive discussions with the Commonwealth's Office of Attorney General ("OAG") as to how the Pennsylvania Opioid Funds will be allocated, which has resulted in the creation of the Pennsylvania Opioid Misuse and Addiction Abatement Trust (the "Trust");

**WHEREAS**, the Counties and Litigating Subdivisions, their Associations, such as the County Commissioners Association of Pennsylvania, have participated in a series of meetings to draft allocation formulas for the County Abatement Account and the Litigating Subdivision Account and establish a Local Allocation Share under each Account for Eligible Local Subdivisions. The funds in the County Abatement Account have been allocated to each County in accordance with this formula.

**WHEREAS**, Lancaster County is an Eligible Local Government will receive its Local Allocation share only when it becomes a Participating Subdivision by signing the Participation Agreements to the Settlements.

**NOW, THEREFORE, BE IT RESOLVED:** the Lancaster County Board of Commissioners hereby approves and authorizes the settlement and release of Lancaster County's claims against the Settling Defendants in exchange for the consideration set forth in the Settlement Agreements and Trust Agreement including taking the following measures:

1. The execution of the Participation Agreement to the individual Settlement Agreements with the Settling Defendants and any and all documents ancillary thereto.
3. The execution of the Memorandum of Understanding agreeing to the allocations to the County Abatement and Litigating Subdivision Accounts and agreeing to be a beneficiary of the Trust under the terms set forth in the Trust. Proposed Pennsylvania Opioid Misuse and Addiction Abatement Trust by executing the signature pages to that Trust Agreement.

Motion passed unanimously.

Mr. Saint addressed the Commissioners.

On motion of Commissioner Parsons, seconded by Commissioner Trescot, the meeting adjourned at 9:42 a.m.

Motion passed unanimously.

Respectfully submitted,



Lynn Commero, Executive Assistant  
Commissioners' Office