

**COUNTY COMMISSIONERS' WORK SESSION MINUTES**  
**TUESDAY, APRIL 16, 2019**

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

Present at today's meeting were:

**Joshua G. Parsons, Chairman**  
**Dennis P. Stuckey, Vice-Chairman**  
**BOARD OF COUNTY COMMISSIONERS**

**Lawrence M. George**  
**CHIEF CLERK**

**Lisa Johnson**  
**ASSISTANT CHIEF CLERK**

**Christina Hausner, Esquire**  
**COUNTY SOLICITOR**

Also present were:

**Eric Bachman, Hazardous Materials Administrator**  
**EMERGENCY MANAGEMENT AGENCY**

**Vicki Bricker, Deputy Director of Intellectual and Developmental Disabilities**  
**BEHAVIORAL HEALTH/DEVELOPMENTAL SERVICES**

**Charles Douts, Director**  
**FACILITIES MANAGEMENT**

**Judith Erb, Executive Director**  
**BEHAVIORAL HEALTH/DEVELOPMENTAL SERVICES**

**David Hogle, County Bridge Engineer**  
**RETTEW**

**Donna Kreiser, Esquire**  
**MCNEES WALLACE & NURICK, LLC**

**Crystal Natan, Executive Director**  
**CHILDREN & YOUTH AGENCY**

**Linda Schreiner, Senior Buyer**  
**PURCHASING**

**John Ulaky, Grounds Superintendent**  
**FACILITIES MANAGEMENT**

**Paul Weiss, Administrator**  
**DEPARTMENT OF PARKS AND RECREATION**

Commissioner Parsons called the meeting to order at 10:00 a.m.

Commissioner Parsons announced that the Board of Commissioners met in Executive Session yesterday, April 15, 2019 at 10:00 am to discuss Litigation, including Stevenson Case, Eastern District of Pennsylvania, Federal Court, docket number 0357-2018; Stedman v. Board of Commissioners, Commonwealth Court, docket number 0146-2019, and Stedman v. Carter Walker which is a Right-to-Know Intervention case, Court of Common Pleas, docket number 1185-2019. They also discussed Potential Litigation, Personnel matters, including an EEOC matter and Labor Negotiations.

Commissioner Parsons announced the postponement of approval of the March 12, 2019 Work Session Minutes, April 2, 2019 Work Session Minutes and April 9, 2019 Work Session Minutes.

Commissioner Parsons made the following re-announcement:  
The Commissioners' Meeting scheduled for Wednesday, April 24, 2019 at 9:15 a.m. has been canceled.

1. Ms. Kreiser, Esquire, presented the Dauphin County General Authority Financing of Costs for Elizabethtown College Project.

**NOTE:** For more information please refer to Resolution No. 24 of 2019, County Commissioners' Meeting Minutes dated April 17, 2019.

2. Mr. Bachman, Hazardous Materials Administrator, presented the 2018 Hazardous Materials Safety Program Annual Report on behalf of the Emergency Management Agency.

**Lancaster County Commissioners' Work Session  
Tuesday, April 16, 2019**

**NOTE:** For more information please refer to the County Commissioners' Meeting Minutes dated April 17, 2019.

3. Mr. Douts, Director, and Mr. Hoglund, County Bridge Engineer, presented a Bid Award for Conoy No. 1 Bridge Replacement; Agreements and Easement Agreement; Budget Adjustments, and Authorization to Use Act 13 Funds for Kinseyville Road Bridge Superstructure Replacement on behalf of the Facilities Management Department.

**NOTE:** For more information please refer to Resolution No. 25 of 2019; Resolution No. 26 of 2019, and Resolution No. 27 of 2019, County Commissioners' Meeting Minutes dated April 17, 2019.

4. Mr. Weiss, Administrator, and Mr. Ulaky, Grounds Superintendent, presented an Agreement of Sale and Residential Lease Agreements on behalf of the Department of Parks and Recreation.

**NOTE:** For more information please refer to the County Commissioners' Meeting Minutes dated April 17, 2019.

5. Ms. Schreiner, Senior Buyer, Ms. Erb, Executive Director, and Ms. Bricker, Deputy Director of Intellectual and Developmental Disabilities, presented an Amended Agreement and Sublease Agreement on behalf of Behavioral Health/Developmental Services and the Purchasing Department.

**NOTE:** For more information please refer to the County Commissioners' Meeting Minutes dated April 17, 2019.

6. Ms. Erb, Executive Director, presented Amended Agreements and Discussion regarding Amendment to the Mental Health Procedures Act on behalf of Behavioral Health/Developmental Services.

Ms. Erb discussed the amendment to the Mental Health Procedures Act (MHPA) that goes into effect on April 22, 2019. The MHPA details the process for voluntary and involuntary Mental Health commitment to inpatient or outpatient treatment (both based on behavior that is dangerousness to self and others and level of immediacy). This amendment now allows for Involuntary Assisted Outpatient Treatment (AOT) and provides a mechanism through the court system by which an individual who has a serious mental illness and is clinically determined to be at risk of surviving safely in the community can be committed to services on an involuntary basis. The amendment identifies eligibility criteria, implementation procedures, and outpatient services and treatment. It mandates MH case management, and includes services such as group therapy, peer support, financial assistance, housing support, Drug & Alcohol treatment, and any service that will help the person function in the community or prevent a relapse that would result in substantial risk of harm.

The County Administrator has the choice of Opting Out of AOT but still has to ensure that existing commitments within the MH Procedure Act are being followed. This Opt Out option would be in place until December 31, 2019. Ms. Erb is recommending that they choose this option at this time primarily based upon the fact that they have had an insufficient amount of time to adequately assess the feasibility of implementing this in Lancaster County. Some of the concerns are:

- 1) The financial implication to the County is unclear; there will be an increase in court costs to hold these hearings;
- 2) They have not seen the final version of the new commitment papers, so they are not sure of the language;
- 3) Their current Mental Health Review Officers (MHRO) have questions and concerns regarding the process and procedure if the individual fails to comply;
- 4) They need time to determine their available resources.

In addition to their MHRO's, Ms. Erb spoke with the Behavioral Health/Developmental Services (BHDS) Advisory Board and the Executive Director of Mental Health America (MHA), and all are supportive of Opting Out. Their attorney from Blakinger Thomas Law Firm reviewed and summarized the amendment and confirmed the Opting Out option is viable. (For what it is worth, to date, there are currently no counties choosing to Opt In due to the uncertainty and vagueness of the amendment.) If a county chooses to Opt Out, it can Opt In at any point during the calendar year, but it cannot Opt Out during the year if the county initially decided to Opt In. The choice to Opt out must be done on an annual basis.

The Commissioners thanked Ms. Erb for keeping them in the loop and asked that she keeps them informed going forward.

**NOTE:** For more information please refer to the County Commissioners' Meeting Minutes dated April 17, 2019.

7. Ms. Natan, Executive Director, presented Agreements and Amended Agreement on behalf of the Children and Youth Agency and/or the Office of Juvenile Probation.

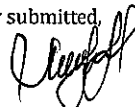
**NOTE:** For more information please refer to the County Commissioners' Meeting Minutes dated April 17, 2019.

8. Ms. Johnson presented the April 17, 2019 Commissioners' Meeting Agenda noting there will be a Letter of Commendation presented to a Lancaster County Penn Extension employee, and also a presentation of National Donate Life Month Proclamation, and an Election Board meeting will follow tomorrow's Commissioners' meeting.

9. On motion of Commissioner Stuckey, seconded by Commissioner Parsons, the meeting was adjourned at 10:46 a.m.

Motion passed unanimously.

Respectfully submitted,



Lydia Kovalchuk, Executive Assistant  
Commissioners' Office