

COUNTY COMMISSIONERS' MINUTES
WEDNESDAY, MAY 24, 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

Lawrence M. George
COUNTY ADMINISTRATOR/CHIEF CLERK

Jacquelyn Pfursich, Esquire
COUNTY SOLICITOR

Also present were:

Diana Bray, Senior Account Manager
8x8

Matt Bryner, Supervisor of Electronic Monitoring Unit
ADULT PROBATION AND PAROLE

Steven Clements, Chief Information Officer
INFORMATION TECHNOLOGY

Adam Crossen, Teamster, Secretary/Treasurer
ADULT PROBATION & PAROLE SERVICES

Darrell Fisher, President
EMA COUNCIL

Annie Flaud, Deputy Court Administrator
COURT ADMINISTRATION

Rachael Henriquez, Buyer II
PURCHASING

Chris Hume
Lititz resident

Tom Lisi, Reporter
LNP

Thomas Martin, Executive Director
OFFICE OF AGING

Dan Medbury
LANCASTER COUNTY RESIDENT

Pat Mulligan, Budget Services
DIRECTOR

Brian Pasquale, Director
EMERGENCY MANAGEMENT AGENCY

Tiffany Rice, Contract Manager
OFFICE OF AGING

Valerie Ritter, Director of Emergency Services
PENN STATE HEALTH

Joe Saint, Pastor
IRBC

Linda Schreiner, Director
PURCHASING

Carmen Simone, Deputy Director
GENERAL SERVICES

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**Lancaster County Commissioners' Meeting
Wednesday, May 24, 2023**

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

Commissioner D'Agostino announced that an executive session was held this morning at 9 a.m. to discuss a labor matter.

Commissioner D'Agostino announced approval of the May 10, 2023 Commissioners' Meeting Minutes and approval of the amended June 29, 2022 Commissioners' Meeting Minutes.

PROCLAMATION

EMERGENCY MEDICAL SERVICES WEEK

May 24, 2023

WHEREAS, Emergency medical services is a vital public service; and

WHEREAS, The members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, Access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, Emergency medical services has grown to fill a gap by providing important, out of hospital care, including preventative medicine, follow-up care, and access to telemedicine; and

WHEREAS, The emergency medical services system consists of first responders, emergency medical technicians, paramedics, emergency medical dispatchers, firefighters, police officers, educators, administrators, pre-hospital nurses, emergency nurses, emergency physicians, trained members of the public, and other out of hospital medical care providers; and

WHEREAS, The members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, It is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF LANCASTER COUNTY, PENNSYLVANIA, that the week of May 21-27, 2023 be proclaimed

-----**EMERGENCY MEDICAL SERVICES WEEK**-----

The community is encouraged to observe this week with appropriate programs, ceremonies and activities.

RESOLUTION NO. 39 OF 2023

**FUNDING THROUGH THE
NEXT GENERATION FARM LOAN PROGRAM**

On motion of Commissioner Trescot, seconded by Commissioner Parsons;

WHEREAS, the Penn Township Lancaster County Industrial Development Authority has held a public hearing on an application/project in the total amount of \$1,600,000.00 for the Next Generation Farm Loan for Mark F. and Susie S. Beiler. The Industrial Development Authority financing is in the amount of \$616,000.00. The farm is located at 412 Rohrer Mill Road, Paradise Township, Lancaster County, Pennsylvania, which is in accordance with the Tax Equity and Fiscal Responsibility Act of 1982; and

WHEREAS, the Penn Township Lancaster County Industrial Development Authority has determined that the application/project conforms to the public purpose, eligibility, and financial responsibility requirements of the Pennsylvania Economic Development Financing Law and has approved the above application/project at a publicly advertised meeting; and

WHEREAS, the project's details are set forth in the public notice announcement on file in the Penn Township Lancaster County Industrial Development Authority Office.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LANCASTER, PENNSYLVANIA, that the Board hereby approves the revenue obligation or tax-exempt issues as stated above; and

BE IT FURTHER RESOLVED, that the approval granted hereby shall not, in any way, pledge or obligate the credit or taxing power of the County, nor shall the County be liable for the payment of the principal of, or interest on, any obligations issued by the Authority.

Motion passed unanimously.

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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:

- Agreement With:** Governor's Office of Administration
Harrisburg, PA
- Purpose:** To provide early warning notification alerts through the CodeRed® system for the Amish population within Lancaster County.
- Amount:** There is no impact on the budget because there is no cost involved.
- Term:** Five-year period from May 24, 2023 through May 23, 2028.
- Note:** Approval is given to Ray D'Agostino, Chairman of the Board of Commissioners, to electronically sign the Agreement.

Motion passed unanimously.

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

- Second Addendum to Lease Agreement With:** Trent Properties, LLC
Lancaster, PA
- Purpose:** To extend the current lease agreement for ten additional years for Magisterial District Court 02-3-04 located in Quarryville.
- Amount:** \$2,745.52 per month for years one through five.
\$3,107.43 per month for years six through ten.
- Term:** July 1, 2023 through June 30, 2033.
- Funding:** This is incorporated in the 2023 budget.
Increase of 12.5% for years one through five and increase of 12.5% for years six through ten.

Motion passed unanimously.

On motion of Commissioner Parsons, seconded by Commissioner Trescot, it was agreed for the County of Lancaster, acting on behalf of Adult Probation and Parole Services, to approve the following:

- Grant Application With:** Pennsylvania Commission on Crime and Delinquency
Harrisburg, PA
- Purpose:** To submit a grant application for Lancaster County's Intermediate Punishment Program (IPP) for continued funding to lease electronic monitoring equipment for Intermediate Punishment offenders.
- Amount/Term:** \$34,997.00 for a one year period from _____ July 1, 2023, through June 30, 2024.
- Funding:** 100% State Funds.
Increase of .04%.
- Authorization to Sign:** The Board of Commissioners authorizes Mark Wilson, Director, to sign the Intermediate Punishment Treatment Program agreement.

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 Office of Aging, to approve the following:

- 1) **Renewal Agreement With:** Berks County Center for Independent Living
dba Abilities in Motion (AIM)
Reading, Pennsylvania
- For:** To provide personal care assistance with various activities of daily living to the consumers remaining in the program.

-Continued-

Per PA Department of Aging (PDA) program and policy directives and upon their phasing-out & discontinuing this option of care, services are required to be maintained until further attrition occurs. No new referrals for this service are to be accepted and no rate increase is to occur.

Amount/Term:

\$17.10/consumer model hour for the period July 1, 2023 through June 30, 2024.

The average cost to sustain two consumers currently is approximately \$1,000.00/month.

Funding:

Pennsylvania Department of Aging funds.

2) **First Amended Agreement With:**

United Churches Elizabethtown Area
dba Elizabethtown Meals on Wheels
Elizabethtown, PA

Purpose:

To amend the rate of home delivered meals in the Elizabethtown area.

Amount/Term:

\$5.90/meal for the period May 1, 2023 through June 30, 2024.

Funding:

Included in the 2023 budget.
Increase of 10.3%.

3) **First Extension Physician Consultant Agreement With:**

Kristen Nebel, DO
Lampeter, PA

Purpose:

To perform competency evaluations for older adults and act as an expert consultant to the Protective Services Unit.

Pennsylvania Code Title 6, Chapter 15, Section 15.92(b)(4) and (10) relates to the need for an evaluation of mental functioning and the need for medical or psychiatric evaluation.

These evaluations facilitate the provision of emergency involuntary services pursuant to Pennsylvania Code Title 6, Chapter 15, Section 15.71.

Amounts:

Medical services rendered at Office of Aging - \$275.00/initial hour of service per contract.

\$275.00/each additional consecutive hour of service with minimum billable increment of one quarter of an hour.

Medical services rendered at physician consultant's place of business - \$275.00/hour with minimum billable increment of one quarter of an hour.

Monthly Retainer Fee - \$500.00/Month.

Travel Time - \$275.00 with a minimum billable increment of one quarter of an hour.

Term:

July 1, 2023 through June 30, 2023.

Funding:

Incorporated in the 2023 budget.

4) **First Extension and Amended Agreement With:**

South Central Transit Authority
Lancaster, PA

Purpose:

To provide shared-ride advance-scheduled transportation services through which eligible consumers are enabled to travel to or from community facilities which provide service and activities of a social, recreational, educational or nutritional nature, or which otherwise promote independent living such as transportation between a consumer's home and medical facilities, etc.

Lancaster County Office of Aging is required to contract with a common carrier approved by PennDOT.

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- Amount/Term:** \$325,000.00 annual maximum amount for the period July 1, 2023 through June 30, 2024.
 - Funding:** Included in the 2023 budget.
- 5) **Agreement With:** Lobar Associates Construction
Dillsburg, PA
- Purpose:** To provide construction and remodeling of the Office of Aging conference room, reception and storage areas.
 - Amount/Term:** \$84,604.31 for the period April 14, 2023 through June 30, 2023.
 - Funding:** Included in the 2023 budget.
- 7) **Agreement With:** Mental Health America of Lancaster County
Lancaster, PA
- Purpose:** To provide mental health education services and screenings for seniors and staff at eight senior center locations, one virtual senior center, and/or community settings where seniors reside; provide training and support to staff; and provide staff attendance at expo outreach events.
 - Amount/Term:** \$50,000.00 maximum amount for the period July 1, 2023 through June 30, 2024 and broken down as follows:
 - \$128.00/hour for Rate One.
 - \$95.00/hour for Rate Two.
 - \$35.00/hour for Rate Three.
 - Funding:** Included in the 2023 budget

Motion passed unanimously.

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

- Contract Award With:** 8x8, Inc.
Campbell, CA
- Purpose:** To update phone hardware and provide easier, faster and more efficiently reliable modernized voice services and support over multiple platforms.
- Amount/Term:** \$25,204.78 per month for 58-month term from June 30, 2023 to April 30, 2028. Plus one-time implementation costs of \$59,515.00
- Funding:** Budgeted in the 2023 and future IT budgets.
Decrease of 2.98%.
- Authorization to Sign:** The Board of Commissioners authorizes Lawrence M. George, County Administrator/Chief Clerk, to sign any future change orders related to these specific contracts on behalf of the County of Lancaster.

Motion passed unanimously.

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

- Memorandum of Understanding (MOU) With:** City of Lancaster
Lancaster, PA
- Purpose:** To temporarily place a fence on County property located around Binns Park while the City performs landscaping and other construction restoration in

-Continued-

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Binns Park.

Term: Beginning May 25, 2023, with the anticipated completion date of September 12, 2023, or six months, whichever occurs first.

Motion passed unanimously.

RESOLUTION NO. 40 OF 2023

On motion of Commissioner Parsons, seconded by Commissioner Trescot, it was agreed for the County of Lancaster to allocate \$10,000,000 from its General Fund Balance to the Capital Improvement Reserve Fund for the purposes of providing additional funding for the Lancaster County Capital Improvement Plan.

The Lancaster County Board of Commissioners approved the Lancaster County Capital Improvement Policy and Plan by Resolution 11-2022, which permits the Board of Commissioners to transfer funding as available and desirable for the continuation of the Lancaster County Capital improvement Program.

Fund Balance:	
Lancaster County	
General Fund Balance	
A1120 00000 A-2951	(\$10,000,000)
Fund Balance:	
Lancaster County Capital	
Improvement Reserve Fund	
(Fund TT)	(\$10,000,000)

Motion passed unanimously.

Mr. Crossen, Teamsters Local 771, asked the Commissioners what they are doing about the fact that the Adult Probation office is down 14 probation officers and Juvenile Probation is down seven officers. He said it is a public safety issue for the County. He also cited favoritism on behalf of the board and not bargaining in good faith.

Commissioner Parsons said the County is in the middle of bargaining with a bargaining unit and they always negotiate in good faith. Evidence of that is the fact that in the time he has been on the board, very few have gone to arbitration. He said they have always been able to work things out through the bargaining process. He said Mr. Crossen's comments are untrue and insulting as they try to go through the bargaining process. Regarding public safety, Lancaster is one of the safest counties in Pennsylvania and one of the reasons for that is the Commissioners support of public safety. He said each unit is a different bargaining situation and is based on many factors depending on what the retention rate is. He said it is not helpful when a member of a department comes in and provides false information to the public.

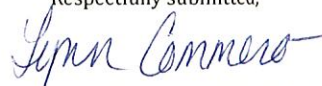
Mr. Hume of Lititz expressed his concern with the Proclamation the Commissioners signed on May 3 commemorating Asian American and Pacific Islander Heritage Month. He said his concern is with the offensiveness of the Proclamation, stating it is offensive to the legacy of Mr. Hong Neok Woo and to the King of this County, the Lord Jesus Christ. He said by signing the Proclamation, the Commissioners officially recognized the public good of Hindu religious celebrations. He said the three Commissioners publicly proclaimed that multiple religions and pagan celebrations make the County stronger. He asked the Commissioners to reconsider.

Pastor Saint addressed the Commissioners.

Mr. Medbury also spoke about the Proclamation and said he has an issue with the pagan religion of Hinduism. He went on to quote scripture.

On motion of Commissioner Parsons, seconded by Commissioner Trescot, the meeting adjourned at 10:09 a.m.

Motion passed unanimously.

Respectfully submitted,

Lynn Commero, Executive Assistant
Commissioners' Office