

COUNTY COMMISSIONERS' MINUTES
WEDNESDAY, JULY 3, 2019

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

Present at today's meeting were:

Joshua G. Parsons, Chairman
Dennis Stuckey, Vice-Chair
Craig E. Lehman
BOARD OF COUNTY COMMISSIONERS

Lawrence George
CHIEF CLERK

Lisa Johnson
ASSISTANT CHIEF CLERK

Christina Hausner, Esquire
COUNTY SOLICITOR

Also present were:

Melissa Anderson, Supervisor
COURT REPORTERS

Leigh Bardell, Project Manager
EDC FINANCE CORPORATION

Jeff Bell, County Detective
DISTRICT ATTORNEY'S OFFICE

Dale Brubaker, Grant Specialist
DISTRICT ATTORNEY'S OFFICE

Charlie Douts, Director
FACILITIES MANAGEMENT

Judith Erb, Executive Director
BEHAVIORAL HEALTH/DEVELOPMENTAL SERVICES

Mark Lauriello, County Engineer
RETTEW

Lisa Miller, Director
COURT REPORTERS

Randall Wenger, Chief Clerk
BOARD OF ELECTIONS

Carter Walker, County Government Reporter
LANCASTER NEWSPAPERS

Commissioner Parsons called the meeting to order at 9:16 a.m. followed by the Pledge of Allegiance.

Commissioner Parsons announced to postpone approval of the May 29, 2019 Commissioners' Meeting Minutes, June 12, 2019 Commissioners' Meeting Minutes, June 19, 2019 Commissioners' Meeting Minutes and June 29, 2019 Commissioners' Meeting Minutes.

Commissioner Parsons re-announced there is no Work Session scheduled for Tuesday, July 16, 2019, and there is no Commissioners' Meeting scheduled for Wednesday, July 17, 2019.

On motion of Commissioner Stuckey, seconded by Commissioner Lehman, it was agreed for the County of Lancaster, acting on behalf of the Court Reporters, to approve the following:

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| I. <u>Per Diem Court Reporter Agreement With:</u> | Allen Blank
Paradise, Pennsylvania |
| <u>Purpose:</u> | To provide computerized reporting services and transcription services to the Lancaster County Court of Common Pleas as needed. |
| <u>Amount:</u> | \$150.00 for the morning session and \$175.00 for the afternoon session, with compensation not to exceed \$325.00 per day. Page rate for transcripts shall be commensurate with the rate established by Lancaster County Rule of Judicial Administration 4008 as amended. |
| <u>Term:</u> | The contract period shall commence July 3, 2019 and shall terminate December 31, 2019. The term of this Agreement may be extended only by prior written approval of both parties. |

- 2. **Per Diem Court Reporter Agreement With:** Michelle Park
Millersville, Pennsylvania

Purpose: To provide computerized reporting services and transcription services to the Lancaster County Court of Common Pleas as needed.

Amount: \$150.00 for the morning session and \$175.00 for the afternoon session, with compensation not to exceed \$325.00 per day. Page rate for transcripts shall be commensurate with the rate established by Lancaster County Rule of Judicial Administration 4008 as amended.

Term: The contract period shall commence July 3, 2019 and shall terminate December 31, 2019. The term of this Agreement may be extended only by prior written approval of both parties.

- 3. **Per Diem Court Reporter Agreement With:** Brenda Pardun
Maytown, Pennsylvania

Purpose: To provide computerized reporting services and transcription services to the Lancaster County Court of Common Pleas as needed.

Amount: \$150.00 for the morning session and \$175.00 for the afternoon session, with compensation not to exceed \$325.00 per day. Page rate for transcripts shall be commensurate with the rate established by Lancaster County Rule of Judicial Administration 4008 as amended.

Term: The contract period shall commence July 3, 2019 and shall terminate December 31, 2019. The term of this Agreement may be extended only by prior written approval of both parties.

- 4. **Per Diem Court Reporter Agreement With:** Angela Kilby
Columbia, Pennsylvania

Purpose: To provide computerized reporting services and transcription services to the Lancaster County Court of Common Pleas as needed.

Amount: \$150.00 for the morning session and \$175.00 for the afternoon session, with compensation not to exceed \$325.00 per day. Page rate for transcripts shall be commensurate with the rate established by Lancaster County Rule of Judicial Administration 4008 as amended.

Term: The contract period shall commence July 3, 2019 and shall terminate December 31, 2019. The term of this Agreement may be extended only by prior written approval of both parties.

Motion passed unanimously.

RESOLUTION NO. 44 OF 2019

FUNDING THROUGH THE NEXT GENERATION FARM LOAN PROGRAM

On motion of Commissioner Lehman, seconded by Commissioner Stuckey;

WHEREAS, The Penn Township Lancaster County Industrial Development Authority has held a public hearing on an application/project in the total amount of \$543,000.00 for the Next Generation Farm Loan for Israel B. and Katie G. Kinsinger. The farm is located at 124 Nottingham Road, Nottingham, Little Britain 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 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.

RESOLUTION NO. 45 OF 2019

FUNDING THROUGH THE NEXT GENERATION FARM LOAN PROGRAM

On motion of Commissioner Stuckey, seconded by Commissioner Lehman;

WHEREAS, The Penn Township Lancaster County Industrial Development Authority has held a public hearing on an application/project in the total amount of \$250,000.00 for the Next Generation Farm Loan for Michael A. and Laura L. Findley. The farm is located at 283 Hollow Road, New Providence, Providence 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 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.

RESOLUTION NO. 46 OF 2019

FUNDING THROUGH THE NEXT GENERATION FARM LOAN PROGRAM

On motion of Commissioner Lehman, seconded by Commissioner Stuckey;

WHEREAS, The Penn Township Lancaster County Industrial Development Authority has held a public hearing on an application/project in the total amount of \$375,000.00 for the Next Generation Farm Loan for Samuel M. and Lena K. Esch. The farm is located at 1324-A Village Road, Strasburg, West Lampeter 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 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.

On motion of Commissioner Stuckey, seconded by Commissioner Lehman, it was agreed for the County of Lancaster, acting on behalf of the District Attorney's Office, to approve the following:

1. **Grant Application With:** Pennsylvania Commission on Crime and Delinquency
Harrisburg, Pennsylvania

Purpose: To submit a continuation grant application for year two of the JAG Single Solicitation Local Initiatives funding to be used to replace the County Detective Unit's Leica 3D scanner with a FARO FocusS 150 3D Laser Scanner.

Amount/Term: Not to exceed \$64,398.00 for the period October 1, 2019 through September 30, 2020 (100% Federal funding).
2. **Grant Award With:** Pennsylvania Commission on Crime and Delinquency
Harrisburg, Pennsylvania

Purpose: To accept the JAG Under \$10K Initiatives grant award to be used to pay the 2019 and 2020 annual subscription licenses (\$25,000.00 per year) for the County Detective Unit's COBRA.net: C.tac Only Edition which will allow for the Unit's continued use

of the CODY COBRA.net RMS information sharing program.

Amount/Term:

Not to exceed \$50,000.00 for the period July 1, 2019 through June 30, 2020 (100% Federal funding).

Note:

The 2020 portion of the project will be budgeted during the annual budget process.

Motion passed unanimously.

RESOLUTION NO. 47 OF 2019

On motion of Commissioner Lehman, seconded by Commissioner Stuckey, it was agreed for the County of Lancaster to approve the following budget adjustments:

REVENUE ACCOUNT:

District Attorney's Office -
Federal Grant -
Continuation of Cody Cobra Grant
B1300 19024 A-6311

\$25,000.00 (+)

EXPENDITURE ACCOUNT:

District Attorney's Office -
CODY RMS Municipal
B1300 19024 A-7343

\$25,000.00 (+)

Motion passed unanimously.

On motion of Commissioner Stuckey, seconded by Commissioner Lehman, 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 No. 1 With:** Lighthouse Vocational Services
New Holland, Pennsylvania

Purpose: To adjust services to meet actual utilization and to add supported employment – job coaching and support services for individuals being served by Lancaster County Intellectual and Developmental Disabilities.

Amount/Term: Decrease the amount of the existing contract by \$4,198.83, for a total contract amount not to exceed \$55,669.78 for Fiscal Year 2018-2019.
2. **Amended Agreement No. 3 With:** The Arc of Lancaster County
Lititz, Pennsylvania

Purpose: One-time purchases which reflect Lancaster County's portion of the costs.

Amount/Term: Increase the amount of the existing contract by \$3,720.40, for a total contract amount not to exceed \$161,580.40 for Fiscal Year 2018-2019.
3. **Agreement With:** A New Direction – What's Next
Macungie, Pennsylvania

Purpose: To provide community support and respite services to individuals being served by Lancaster County Intellectual and Developmental Disabilities.

Amount/Term: Not to exceed \$25,540.46 for the period May 31, 2019 through June 30, 2019.
4. **Agreement With:** Aspirations, LLC
Sommerdale, Pennsylvania

Purpose: To provide social work and special instruction services to children being served by Lancaster County Early Intervention.

Amount/Term: Not to exceed \$32,691.25 for Fiscal Year 2019-2020.
5. **Agreement With:** Helping Hands Therapy, Inc.
Denver, Pennsylvania

- Purpose:** To provide special instruction and therapies to children being served by Lancaster County Early Intervention.
- Amount/Term:** Not to exceed \$351,691.76 for Fiscal Year 2019-2020.
6. **Agreement With:** Lehman Speech & Language Services
Manheim, Pennsylvania
- Purpose:** To provide special instruction and speech therapy services to children being served by Lancaster County Early Intervention.
- Amount/Term:** Not to exceed \$82,459.00 for Fiscal Year 2019-2020.
7. **Agreement With:** Playtime Therapy, LLC
Lancaster, Pennsylvania
- Purpose:** To provide physical therapy services to individuals being served by Lancaster County Early Intervention.
- Amount/Term:** Not to exceed \$23,920.00 for Fiscal Year 2019-2020.
8. **Agreement With:** Your Language Connection
Lancaster, Pennsylvania
- Purpose:** To provide translation/interpretation services to individuals being served by Lancaster County Early Intervention. Mileage will be reimbursed at the prevailing U.S. General Services Administration rate currently at \$.058.
- Amount/Term:** Not to exceed \$58,375.00 for Fiscal Year 2019-2020.
9. **Agreement With:** Faithful Homes, LLC
Manheim, Pennsylvania
- Purpose:** To provide residential community homes services to individuals being served by Lancaster County Intellectual and Developmental Disabilities.
- Amount/Term:** Not to exceed \$389,025.80 for Fiscal Year 2019-2020.
10. **Agreement With:** Goodwill Keystone Area
Harrisburg, Pennsylvania
- Purpose:** To provide community participation and small employment services to individuals being served by Lancaster County Intellectual and Developmental Disabilities.
- Amount/Term:** Not to exceed \$77,557.15 for Fiscal Year 2019-2020.
11. **Agreement With:** South Central Transit Authority
Lancaster, Pennsylvania
- Purpose:** To provide transportation services to individuals being served by Lancaster County Intellectual and Developmental Disabilities.
- Amount/Term:** Not to exceed \$21,000.00 for Fiscal Year 2019-2020.
12. **Agreement With:** The Lodge Life Services, Inc.
Lancaster, Pennsylvania
- Purpose:** To assist adults with serious mental illness to obtain and maintain independent housing in the community who are being served by Lancaster County Mental Health.
- Amount/Term:** Not to exceed \$400,845.00 for Fiscal Year 2019-2020.

Motion passed unanimously.

RESOLUTION NO. 48 OF 2019

**A RESOLUTION REGARDING A LEASE PURCHASE AGREEMENT FOR THE
PURPOSE OF FINANCING THE HART VERITY 2.3.4 VOTING EQUIPMENT SYSTEM**

On motion of Commissioner Stuckey, seconded by Commissioner Parsons;

**Lancaster County Commissioners' Meeting Minutes
Wednesday, July 3, 2019**

WHEREAS, The County of Lancaster desires to enter into that certain Lease-Purchase Agreement No. 8709, by and between Government Capital Corporation, Southlake, Texas and the County of Lancaster, for the purpose of financing the Hart Verity 2.3.4 voting equipment system referenced in Resolution No. 40 of 2019 adopted on June 26, 2019. The County of Lancaster desires to designate Lawrence M. George, Chief Clerk, as an authorized signer of the Agreement.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LANCASTER, PENNSYLVANIA:

Section 1. That the County enters into a Lease Purchase Agreement with Government Capital Corporation for the purpose of financing the Hart Verity 2.3.4 voting equipment system effective July 3, 2019 as follows:

<u>Year:</u>	<u>Lease Payment</u>	<u>Option to Purchase After Payment:</u>
July 2020	\$ 595,257.73	N/A
July 2021	\$ 595,257.73	\$1,703,365.35
July 2022	\$ 595,257.73	\$1,148,988.39
July 2023	\$ 595,257.73	\$ 581,306.38
July 2024	\$ 595,257.73	\$ 1.00
	\$2,976,288.65	

Section 2. That the County of Lancaster designates Lawrence M. George, Chief Clerk, as an authorized signer of the Lease Purchase Agreement Number 8709, by and between the County of Lancaster and Government Capital Corporation.

Commissioner Lehman discussed his concerns regarding how the payment options and possible reimbursements place additional stressors on future county budgets. He said the process handled by the Governor was done poorly, then the Legislature compounded the problem by deciding they are not going to use surplus funds; they are going to issue debt, which is a pro-spend approach. Commissioner Lehman's goal is to try to minimize the cost to the taxpayer and he has argued from the beginning having two loans on the same purchase is completely fiscally irresponsible.

Commissioner Stuckey said he respects Commissioner Lehman's position as he is trying to save money but thinks the prudent thing to do is the lease option as it gives us flexibility and future boards the opportunity to evaluate where they want to go. He was happy to have another discussion because of the uncertainty coming out of Harrisburg and commended Mr. Wenger, his staff, the other members of the Election Board and this Board for establishing the criteria by which we were able to make a selection. Commissioner Stuckey noted while our budgets have been structurally balanced, he is uncomfortable spending money when we may have something else come up.

Commissioner Parsons said the governor is the one who put us in this untenable position, but his opinion is, they build it into the budget. He is not actually criticizing or calling Commissioner Lehman's position fiscally irresponsible, he thinks it is legitimate, but he is criticizing the frustrating position we have been put in.

Motion passed.

Commissioner Parsons—Yes
Commissioner Stuckey—Yes
Commissioners Lehman—No

On motion of Commissioner Lehman, seconded by Commissioner Stuckey, it was agreed for the County of Lancaster to replace the Little Chiques No. 1 Bridge located on Cloverleaf Road in Mount Joy Township and Rapho Township with a two-lane bridge with no weight restrictions to comply with State and/or Federal funding requirements.

Motion passed unanimously.

Commissioner Lehman said we just had a spirited debate and obviously he is very passionate about the position he has taken but he wanted to thank his colleagues for the ability to have this kind of debate. He thinks local government is the one place where government can and still does work, but that does not mean we do not have disagreements or strong feelings about a position. He tries not to take any of this personally because it is not personal, it is business and usually when things become personal, they spin out of control. Hopefully we have not done that and we will continue to not do that and regardless of whether he is in the majority or minority of a decision, he is always grateful for the opportunity to have a voice and speak his mind on issues that he thinks matter to Lancaster County. If we want our country to function, if we want Washington and Harrisburg to function, in his opinion this is the only way it can function. At least for his part, he thinks things here in the County and local government in general maybe because it is the form of government closest to the public makes that more possible, he does not know. Whatever decisions get made or positions get taken in the future, he hopes that never gets lost or goes away because if local government becomes as dysfunctional as State and Federal government he fears there will not be any place where government decisions get made that are beneficial to the community at least not that other decisions at the State level get made that are not beneficial to the community, but where government actually works.


Commissioner Parsons agreed and appreciated the points, noting they are appropriate before ending for the fourth of July.

Commissioner Stuckey also thanked them for the spirited debate and collegiality that we show here, saying it does indicate and set an example of how government should function while having different viewpoints on how to solve problems and get things done for the taxpayers.

Lancaster County Commissioners' Meeting Minutes
Wednesday, July 3, 2019

On motion of Commissioner Lehman, seconded by Commissioner Stuckey, the meeting adjourned at 10:01 a.m.

Respectfully submitted,



Christine M. Carrigan, Executive Assistant
Commissioners' Office