

**COUNTY COMMISSIONERS' MINUTES**  
**WEDNESDAY, JULY 12, 2023**

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

Present at today's meeting were:

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

**Lawrence M. George**  
**COUNTY ADMINISTRATOR/CHIEF CLERK**

Also present were:

**Matt Acker, Deputy Treasurer & Director of Tax Claim Bureau**  
**TREASURER'S OFFICE**

**Michael Armer, Buyer III**  
**PURCHASING**

**Robert Cronin, Esquire**  
**NIKOLAUS & HOHENADEL, LLP**

**Amber Martin**  
**TREASURER**

**Mary Moore**  
**LANCASTER CITY RESIDENT**

**Pat Mulligan, Director**  
**BUDGET SERVICES**

**Brian Pasquale, Director**  
**EMERGENCY MANAGEMENT DIRECTOR**

**Miguel Rivera, Buyer II**  
**PURCHASING**

**Joel Saint**  
**Pastor**

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

Commissioner Parsons announced approval of the June 21, 2023, Commissioners' Meeting Minutes.

Commissioner Parsons announced there is no Work Session scheduled for Tuesday, July 15, 2023 and no Commissioners' Meeting scheduled for Wednesday, July 26, 2023.

**RESOLUTION NO. 49 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 \$1,800,000.00 for the Next Generation Farm Loan for Amos G. and Betsie S. Zook. The Industrial Development Authority financing is in the amount of \$616,000.00. The farm is located at 989 Smyrna Road, Salisbury 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

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**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.

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

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

- Annual Grant Agreement With:** Pennsylvania Emergency Management Agency  
Harrisburg, PA
- For:** To receive funds through the Radiological Emergency Response Fund (RERF) grant to support requirements for Act 147 and prepare a radiological emergency response program including equipment, supplies and training for the County and municipalities.
- Amount/Term:** \$45,859.00 for the period July 1, 2023 through June 30, 2024.
- Funding:** 100% State funding.
- Note:** Approval is given to Brian P. Pasquale, Director, to sign the Radiation Emergency Response Fund Grant.

Motion passed.

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

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

- Agreement With:** Capella University  
Minneapolis, MN
- Purpose:** To provide site-based learning (SBL) experiences for learners enrolled in certain degree programs at Capella, which may include Counseling, Education, Health Administration, Human Resources, Nursing, Psychology, Public Health, Marriage and Family Therapy, Human Services, and Social Work.
- Amount:** There is no impact on the budget because there is no cost involved.
- Term:** One year term for the period June 15, 2023 through June 14, 2024 with an automatic renewal for an additional one year. Agreement may be terminated by either party with 60 days' notice.
- Note:** Approval is given to Brian P. Pasquale, Director, to electronically sign the Agreement.

Commissioner Trescot wanted to add a line about EMA staff assessing the program and reporting back to us before it is renewed and Commissioner Parsons agreed to the amendment.

Motion passed.

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

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

1. **Agreement With:** TriVan Truck Body  
Ferndale, WA

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- Purpose:** To purchase the truck body to go on the truck chassis, the purchase of which was approved on January 4, 2023.
  - Amount:** \$313,350.04.
  - Funding:** ARPA funding approved by Resolution No. 93 of 2022 on October 19, 2022.  
Sole Source.
2. **Agreement With:** Radio Maintenance, Inc.  
Reading, PA
- Purpose:** To purchase radios and related equipment to outfit the new HazMat truck.
  - Amount:** \$28,101.22.
  - Funding:** ARPA funding approved by Resolution No. 93 of 2022 on October 19, 2022.

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

- Agreement With:** Tetra Tech  
Maitland, FL
- Purpose:** To update the 2019 Hazard Mitigation Plan which is required every five years to maintain eligibility for Federal disaster mitigation grants.
- Amount:** \$90,000.00 for the period July 1, 2023 through June 30, 2025.
- Funding:** The project is being reimbursed through a Pennsylvania Emergency Management Agency (PEMA) grant. Resolution No. 26 of 2023 which was approved on March 15, 2023 added those funds to the Emergency Management Agency budget.

Motion passed.

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

**RESOLUTION NO. 50 OF 2023**

**AUTHORIZING AN AMENDED AGREEMENT BETWEEN THE COUNTY OF LANCASTER AND PALMETTO POSTING, INC. OF SOUTH CAROLINA TO MAKE PERSONAL SERVICE AND PERFORM OTHER RELATED SERVICES IN ACCORDANCE WITH THE PENNSYLVANIA REAL ESTATE TAX SALE LAW (72 P.S. §§5860.101 et. seq.)**

On motion of Commissioner Trescot, seconded by Commissioner Parsons;

**WHEREAS**, The County of Lancaster, acting by and through the Lancaster County Tax Claim Bureau, is required to take certain service measures pursuant to the Pennsylvania Real Estate Tax Sale Law prior to the sale of property for delinquent real estate taxes; and

**WHEREAS**, Pursuant to Section 5860.601(a)(3) of the Pennsylvania Real Estate Tax Sale Law, the County Commissioners may appoint persons other than the Sheriff or Sheriff's Deputies to make personal service; and

**WHEREAS**, Palmetto Posting, Incorporated, a South Carolina corporation, has a patent for its system and method for notice posting and verification; and

**WHEREAS**, Palmetto Posting, Inc. possesses the requisite expertise, experience and qualifications to make personal service and post notices pursuant to the Pennsylvania Real Estate Tax Sale Law; and

**WHEREAS**, Palmetto Posting, Inc. is the only known entity providing these services in Pennsylvania; and

**WHEREAS**, The County had previously approved contracts with Palmetto Posting, Inc. to provide these services pursuant to Resolution No. 30 of 2011, Resolution No. 28 of 2012, Resolution No. 16 of 2016, and Resolution No. 73 of 2019; and

**WHEREAS**, The Lancaster County Tax Claim Bureau would like to amend the existing agreement with Palmetto Posting, Inc.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF LANCASTER COUNTY, PENNSYLVANIA**, That the Board of Commissioners hereby approves the Amended Agreement, as follows, between the County of Lancaster and Palmetto Posting, Inc. to make personal service in accordance with the applicable provisions of the Pennsylvania Real Estate Tax Sale Law and to engage in related services in connection therewith:

• **Section Four – Pricing and Payment**

Paragraph 4.1 shall be amended to provide for payments as follows:

- i. Posting of Notice of Return and Claim: \$30.00 per post commencing in 2024, and \$35.00 per post commencing in 2025, which cost shall not be increased in any subsequent renewal years through at least December 31, 2028.
- ii. Posting of Notice of Public Tax Sale: \$30.00 per post commencing in 2024, and \$35.00 per post commencing in 2025, which cost shall not be increased in any subsequent renewal years through at least December 31, 2028.
- iii. Subsequent Visit for Personal Service: \$30.00 per post commencing in 2024, and \$35.00 per post commencing in 2025, which cost shall not be increased in any subsequent renewal years through at least December 31, 2028.
- iv. On owner occupied properties, there is no additional charge if the service is successful on the first attempt; however, the County agrees to pay Palmetto Posting, Inc. for subsequent visits as set forth above.

**BE IT FURTHER RESOLVED**, That Lancaster County staff and officials are authorized to take all steps necessary or appropriate to

implement the provisions of this Resolution with Palmetto Posting, Inc. to perform the services in accordance with this Resolution for an amount not to exceed \$100,000.00 for any one-year period

Motion passed.

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

**RESOLUTION NO. 51 OF 2023**

**Extending the Real Estate Tax Discount Period for East Cocalico Township to May 8, 2023**

On motion of Commissioner Trescot, seconded by Commissioner Parsons;

**WHEREAS**, 2023 tax bills for East Cocalico Township were mailed late, resulting in 21 payments of the base amount being received after the discount period (but prior to May 8, 2023), and 3 payments of the discount amount being received after the discount period (but prior to May 8, 2023); and

**WHEREAS**, All taxpayers subject to the payment of real estate taxes are entitled to a 2% discount from the amount of such tax upon making payment of the whole amount within two months after the date of the tax notice; and

**WHEREAS**, the Local Tax Collection Law, 72 P.S. 5511.10, provides that the rates of discounts and penalties on real estate taxes shall be established by the taxing district; and

**WHEREAS**, The East Cocalico Board of Supervisors has extended their discount period to May 8, 2023, per Resolution 2023-06, Adoption of 2023 Tax Exonerations.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LANCASTER, PENNSYLVANIA** that the period in which the discount amount of County real property taxes may be paid shall be extended until May 8, 2023. Taxes paid after May 8, 2023 shall be subject to the previously determined on-time and penalty rates, as applicable. Accordingly, the Lancaster County Treasurer is directed to apply a 2% discount to County real estate taxes paid by East Cocalico Township taxpayers received after the discount period but prior to May 8, 2023, and issue refunds as appropriate, in accordance with East Cocalico Township Resolution 2023-06.

**AND BE IT FURTHER RESOLVED**, that the Chief Clerk deliver this Resolution to the County Treasurer who collects County real estate taxes.

Motion passed.

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

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

<u>Agreement With:</u>	<u>For:</u>	<u>Amount</u>	<u>% Increase/ Decrease</u>
Little Voices, LLC Reading, PA	Speech pathology & therapy services.	\$87,034.70	N/A
<b><u>Renewal Agreements With:</u></b>			
Aspirations, LLC Mechanicsburg, PA	Social work, therapy, & special instruction services.	\$130,785.59	+0.07%
Cerebral Palsy Association of Chester County, Inc. Exton, PA	Special instructions & therapies.	\$33,644.34	-0.54%
The PAI Corporation, dba Excentia Human Services Lancaster, PA	Special instruction & various therapies.	\$375,251.84	+1.38%
HealthPRO Pediatrics, LLC Greenville, SC	Occupational, speech, physical therapy & special instructions.	\$744,140.26	+12.27%
J. Cornack Therapy Group, LLC Lititz, PA	Special instruction & therapy services.	\$732,876.19	+0.59%
JG Early Intervention Specialists, Inc. Pittsburgh, PA	Special instruction services & various therapies.	\$130,006.42	+17.47%
<b><u>Renewal Agreements With:</u></b>			
Lehman Speech & Language Services Manheim, PA	Special instruction & speech therapy.	\$176,475.54	+8.36%
Pediatric Therapeutics, Inc. Newton, PA	Various evaluation services.	\$365,671.00	+4.78%
Schreiber Center for Pediatric Development Lancaster, PA	Special instruction & various therapies.	\$306,600.54	+0.24%
Therapy Resource Center, LLC Reading, PA	Special instruction & various therapies.	\$47,143.96	+41.95%
Your Language Connection Lancaster, PA	Interpretation & translation services.	\$107,875.00	+9.59%

Ms. Moore asked if BHDS contracts for early intervention services were local.

Motion passed unanimously.

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

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On motion of Commissioner Trescot, seconded by Commissioner Parsons, it was agreed for the County of Lancaster, acting on behalf of Purchasing and the Lancaster County Cooperative Purchasing Board, to approve the following:

<b><u>Contract Award With:</u></b>	Chemung Supply Corp Elmira, NY
<b><u>Purpose:</u></b>	To provide road signs, signposts and traffic control items.
<b><u>Amount/Term:</u></b>	\$21,265.70 for a two-year period from July 1, 2023 through June 30, 2025.
<b><u>Funding:</u></b>	No effect on the current budget as these are not typically utilized services. Decrease of 62.3% for bids provided.

**RESOLUTION NO. 52 OF 2023**

On motion of Commissioner Trescot, seconded by Commissioner Parsons, it was agreed for the County of Lancaster to recognize \$44,246.16 in revenues from County American Rescue Plan Act (ARPA) funds to the General Fund and appropriate them for the same total in the following General Fund account for purpose listed below. See Attachment A for details.

The allocation of revenue and expenditures presented below were reviewed by the ARPA Work Group and found to be in accordance with the U.S. Department of the Treasury Overview of the Final Rule in the pages identified in the Attachment. Approval of the projects and referenced allocations below, and subsequent disbursement are contingent upon adherence with the County's approved Community Project Guidelines, the United States Treasury guidelines and the executing of the Certification and Acknowledgment of American Rescue Plan Funds County form, Agreement and any other documents required by the County. The County hereby authorizes the signing of an approved ARPA funding Agreement upon completion by the recipients.

<b>Revenue:</b>	Lancaster County General Fund Revenues 6311-A-A1111-45050	\$44,246.16
<b>Expenditures:</b>	Lancaster County General Fund Expenditures County Operating Costs:  Firefighting Foam Replacement A1111-A-45051-7300	\$44,246.16

Motion passed.

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

Pastor Saint asked if the 62.3 percent decrease regarding Purchasing's contract award was a record decrease. He also asked the question, 'if gender is fluid' then why are people cutting off body parts.

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

Motion passed.

Respectfully submitted,



Lynn Commero, Executive Assistant  
Commissioners' Office