

COUNTY COMMISSIONERS' WORK SESSION MINUTES
TUESDAY, OCTOBER 4, 2016

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

Present at today's meeting were:

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

Robert T. Still
CHIEF CLERK

Lisa Johnson
ASSISTANT CHIEF CLERK

Christina Hausner, Esquire
COUNTY SOLICITOR

Also present were:

Robert Bini, Director for Transportation Planning
PLANNING COMMISSION

AJ Bryant
STANTEC, INC., ON BEHALF OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION DISTRICT
8-0

Ramiro Carbonell
STEVENS & LEE

Bruce Clark, Resident
NEW HOLLAND

James Cowhey, Executive Director
PLANNING COMMISSION

Charles Douts, Director
FACILITIES MANAGEMENT

Drew Fredericks, Director
YOUTH INTERVENTION CENTER

Malynda Hivner
PRESBYTERIAN VILLAGE AND SENIOR HOUSING

Lisa Paulson, Senior Center Program Director
OFFICE OF AGING

Scott Russell, County Engineer
RETTEW

Linda Schreiner, Senior Buyer
PURCHASING

Matthew Sternberg, Executive Director
LANCASTER COUNTY HOUSING AND REDEVELOPMENT AUTHORITIES

Kathryn Swiontek, Assistant Buyer
PURCHASING

Commissioner Stuckey called the meeting to order at 10:12 a.m.

Commissioner Stuckey announced that the Board of Commissioners met in Executive Session on Tuesday, October 4, 2016 at 9:00 a.m. to discuss litigation including the Nicolas case, Rosario case, Christaldi case, Kanney case, Chobert case, Pugliese case, Padilla case, prospective litigation and personnel issues.

Commissioner Stuckey announced the approval of the September 13, 2016 Work Session Minutes and postponement of approval of the September 20, 2016 Work Session Minutes and September 27, 2016 Work Session Minutes.

1. Mr. Sternberg, Executive Director, Ramiro Carbonell, Stevens & Lee and Malynda Hivner, Presbyterian Village and Senior Housing, presented Approval of Financing by the Lancaster County Redevelopment Authority regarding Westminster Place at Ware Senior Housing Project and Approval of Financing by the Lancaster County Redevelopment Authority regarding Westminster Place at Ware Presbyterian Village Project.

-Continued-

**Lancaster County Commissioners' Work Session
Tuesday, October 4, 2016**

- NOTE:** For more information please refer to Resolution No. 76 of 2016 and Resolution No. 77 of 2016 dated October 5, 2016.
2. Mr. Fredericks, Director, presented an Agreement on behalf of the Youth Intervention Center.
NOTE: For more information please refer to the County Commissioners' Meeting Minutes dated October 5, 2016
 3. Ms. Schreiner, Senior Buyer and Kathryn Swiontek, Assistant Buyer, presented a Bid Award for Emergency Food Boxes on behalf of the Purchasing Department.
NOTE: For more information please refer to Resolution No. 78 of 2016 dated October 5, 2016.
 4. Mr. Douts, Director, presented Authorization to Execute Agreements for Acceptance of Transportation Improvement Program Funds on behalf of Facilities Management.
NOTE: For more information please refer to Resolution No. 79 of 2016 dated October 5, 2016.
 5. Mr. Douts, Director, Mr. Russell, County Engineer, and Mr. Bryant, Stantec, Inc. discussed the recommendation for the County to proceed with the Condemnation of Property by Eminent Domain for the required right-of-way for the Pequea #5 Bridge Replacement project in Paradise Township. Mr. Douts and Mr. Russell presented a timeline summarizing the steps taken to try to come to an agreement on the settlement between the property owners, Mr. and Mrs. Charles Hooper, and PennDOT, District 8-0. It was reported that PennDOT offered a maximum settlement of \$6,000.00 for the right-of-way, which is an increase from the initial offer of \$3,400.00. However, the Hoopers are unwilling to reduce their counter offer of \$10,000.00. If eminent domain is used, Mr. Bryant pointed out there is a strong possibility that the Hoopers would only receive \$3,400.00.

Commissioner Parsons stated that he does not prefer to use eminent domain and that there should be a reasonable resolution without using eminent domain, and that he is not prepared to vote on this today. He said that he would like to meet with the Hoopers to make it clear that they could potentially lose \$3,600.00 through eminent domain. He also believes that the use of eminent domain will almost certainly be more expensive to the taxpayers in the end because of legal and other costs and that it would be more beneficial to work out a resolution with the property owners given how close to a deal they are with PennDOT.

The Board recommended to remove Resolution No. 80 from the October 5, 2016 Commissioners' Meeting Agenda and for this to be rescheduled for the following week's meetings.
 6. Mr. Douts, Director and Mr. Russell, County Engineer, presented a Change Order on behalf of Facilities Management.
NOTE: For more information please refer to the County Commissioners' Meeting Minutes dated October 5, 2016.
 7. Ms. Hausner, County Solicitor, presented an Amendment to Ordinance No. 120 regarding Creation of the Lancaster County Land Bank Authority.
NOTE: For more information please refer to Ordinance No. 122 dated October 5, 2016.
 8. Mr. Still, Chief Clerk, presented Budget Adjustments on behalf of Capital Area Behavioral Health Collaboration Loan.
NOTE: For more information please refer to Resolution No. 75 of 2016 dated October 5, 2016.
 9. Mr. Cowhey, Executive Director, and Robert Bini, Director for Transportation Planning, presented the 2016-2040 Long-Range Transportation Plan Element and PennDOT Agreements Work Order Amendments on behalf of the Planning Commission.
NOTE: For more information please refer to Resolution No. 74 of 2016 dated October 5, 2016 and the County Commissioners' Meeting Minutes dated October 5, 2016.
 10. Ms. Johnson, Assistant Chief Clerk, presented the October 5, 2016 Commissioners' Meeting Agenda and the October 5, 2016 Election Board Agenda noting for the Commissioners' Meeting there will be a Presentation of a Proclamation for National Domestic Violence Awareness Month and for the 40th Anniversary of Domestic Violence Services, a Presentation of Star Performer Award to Jodi Wendling, Corrections Officer and the removal of Resolution No. 80 of 2016. For Election Board there will be a Resolution regarding a polling place change.
 11. On motion of Commissioner Lehman, seconded by Commissioner Parsons, the meeting was adjourned at 11:22 a.m.

Motion passed unanimously.

Respectfully submitted,

Heather E. McDevitt, Executive Assistant
Commissioners' Office