

**COUNTY COMMISSIONERS' MINUTES**  
**WEDNESDAY, OCTOBER 5, 2016**

The Board of County Commissioners met today in their weekly Commissioners' Meeting.

Present at today's meeting were:

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

**Robert T. Still**  
**CHIEF CLERK**

**Christina L. Hausner, Esquire**  
**COUNTY SOLICITOR**

Also present were:

**Robert Bini, Director for Transportation Planning**  
**PLANNING COMMISSION**

**Ramiro Carbonell, Esquire**  
**STEVENS & LEE**

**James Cowhey, Executive Director**  
**PLANNING COMMISSION**

**Jeff Davis, Presbyterian Village and Senior Housing**

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

**Drew Fredericks, Director**  
**YOUTH INTERVENTION CENTER**

**Bonnie Glover, Director**  
**DOMESTIC VIOLENCE SERVICES**

**Debbie Neal, resident**  
**Lancaster**

**Harriet Parcels, Senior Transportation Planner**  
**PLANNING COMMISSION**

**Lisa Paulson, MIS Unit Supervisor**  
**OFFICE OF AGING**

**Bill Peters, Director**  
**HUMAN RESOURCES**

**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**

**Jodi Wendling, Corrections Officer**  
**PRISON**

Commissioner Stuckey called the meeting to order at 9:19 a.m. followed by the Pledge of Allegiance.

Commissioner Stuckey announced the approval of August 31, 2016 Commissioners' Meeting Minutes, September 7, 2016 Commissioners' Meeting Minutes and September 28, 2016 Commissioners' Meeting Minutes, along with the postponement of approval of September 13, 2016 Evening Commissioners' Meeting Minutes, and September 21, 2016 Commissioners' Meeting Minutes.

**Presentation of Proclamation – National Domestic Violence Awareness Month and 40<sup>th</sup> Anniversary of Domestic Violence Services**

Fran Kane, Chair, Domestic Violence Services Advisory Board  
Christine Pfau Laney, Legal Systems Advocacy Attorney, Legal Clinic Coordinator, Domestic Violence Services  
Joyce Overly, Legal Advocacy Supervisor, Domestic Violence Services

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Yolanda Jackson, Legal Advocate, Domestic Violence Services  
Kathy Sofoka, Volunteer Coordinator, Domestic Violence Services  
Jenn Orantes, Communication Coordinator, Community Action Program  
Bonnie Glover, Director, Domestic Violence Services

Commissioner Parsons read the proclamation. Ms. Glover accepted and thanked the Board, appreciating the partnership over the past 40 years of the County, Community Action Partnership and Domestic Violence Services. Ms. Glover stated how important it is that the County and the City take a stand about domestic violence.

The Board expressed their congratulations and appreciation to Ms. Glover, staff, volunteers and supporters for all their efforts in defending against domestic violence in Lancaster County and making such a positive impact in our community.

Commissioner Lehman said he is proud because Lancaster County has been working to address this issue for 40 years, but also sad that we have to continue addressing it as he does not think domestic violence is going to go away anytime soon.

**Presentation of Star Performer Award to Jodi Wendling**

Jodi Wendling, Recipient of Star Performer Award, and Corrections Officer, Prison  
Bill Peters, Director, Human Resources  
Ashley Garcia, Administrative Assistant, Human Resources Coordinator, Prison  
Arla Brown, Human Resources Manager, Prison  
Robert Wolfe, Corrections Major, Prison  
Jason Leese, Corrections Lieutenant, Prison  
Alexander Croci, Deputy Warden of Operations, Prison  
Anthony Haws, Inmate Services Supervisor, Prison

Mr. Peters read the Star Performer Award and Ms. Wendling thanked the Board.

Commissioner Parsons said she is a shining example of what they are trying to do at the prison, noting the inmate might not appreciate it now, but the Board appreciates all the good things that she and the rest of the staff are doing at the prison.

Commissioner Lehman said Ms. Wendling's actions speak volumes about her character and he does not think the public understands how challenging public sector work is today. Commissioner Lehman noted there are many capable and committed people working throughout County government, especially at the prison, and they do it every day with a great deal of professionalism not looking for a lot of attention so it is really great that the Board has an opportunity to say thank you today and recognize her work at the prison.

Commissioner Stuckey stated Ms. Wendling is owed a debt of gratitude for her quick action in saving a life and thanked her for the honor she brings to Lancaster County.

**ORDINANCE NO. 122**

**APPROVING CERTAIN AMENDMENTS TO ORDINANCE NO. 120 OF THE COUNTY ENACTED ON  
JUNE 22, 2016; CREATING THE LANCASTER COUNTY LAND BANK AUTHORITY.**

On motion of Commissioner Parsons, seconded by Commissioner Lehman;

**WHEREAS**, by Ordinance No. 120, enacted June 22, 2016, ("Ordinance No. 120"), the County of Lancaster, Pennsylvania (the "County"), created the Lancaster County Land Bank Authority, which will use available resources to facilitate the return of vacant, blighted, abandoned and/or tax delinquent properties to productive use, thereby combating community deterioration, creating economic growth and stabilizing the house and job market; and

**WHEREAS**, throughout Ordinance No. 120 the Lancaster County Land Bank Authority is referred to as the "Lancaster County Land Bank"; and

**WHEREAS**, the County desires to amend Ordinance No. 120 to replace all instances of "Lancaster County Land Bank" to accurately reflect "Lancaster County Land Bank Authority".

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED, BY THE BOARD OF COMMISSIONERS OF LANCASTER COUNTY, PENNSYLVANIA** as follows:

1. All instances of "Lancaster County Land Bank" referenced in Ordinance No. 120 are hereby amended to reflect "Lancaster County Land Bank Authority".
2. All other terms, definitions and conditions contained in Ordinance No. 120 hereby remain the same and in full effect.
3. This Ordinance shall become effective immediately.

Motion passed unanimously.

**Public Hearing re. 2016-2040 Long-Range Transportation Plan Element, entitled Connections 2040-2016 Update**

Commissioner Stuckey suspended the public meeting at 9:38 a.m. Mr. Cowhey said they have been working on the plan for about a year and the long process is to gain public input.

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Mr. Bini gave a presentation which summarized the process regarding establishing this long range transportation plan, noting that it satisfies Federal transportation planning requirements and becomes the element for Lancaster County's long range comprehensive plan. The fundamental purpose is to establish a safe, interconnected and multi-mobile transportation network which will direct growth while at the same time preserving all of Lancaster County's valuable agricultural, historic, cultural and natural resources.

Ms. Parcels, who is the manager for the plan, discussed public involvement and how survey results and the nationwide emphasis on health were incorporated into the plan which is designed to support growth management.

No public comment.

Commissioner Stuckey closed the public hearing at 9:56 a.m.

**RESOLUTION NO. 74 OF 2016**

On the motion of Commissioner Lehman, seconded by Commissioner Parsons;

**WHEREAS**, The Board of County Commissioners charged the Lancaster County Planning Commission with developing and implementing the Comprehensive Plan for the County; and

**WHEREAS**, The Lancaster County Comprehensive Plan currently consists of six functional elements and the Policy Element (*Revisions*) and the Growth Management Element; and

**WHEREAS**, Lancaster County's Transportation Element is designed to help achieve the goals and strategies in *Balance* and to provide an interconnected, multimodal transportation network that strengthens linkages between transportation planning and land use planning; and

**WHEREAS**, The Lancaster County Planning Commission staff, guided by the Transportation Technical Advisory Committee, which acted as the Long Range Transportation Plan Update Task Force and with substantial public involvement throughout the process, have prepared the 2016-2040 Long-Range Transportation Plan element (LRTP), entitled *Connections 2040:2016 Update*, of the Lancaster County Comprehensive Plan, as required by both Federal and State legislation; and

**WHEREAS**, *Connections 2040:2016 Update* identifies significant transportation needs throughout the County and opportunities and improvements to enhance the County's transportation system; and

**WHEREAS**, *Connections 2040:2016 Update* is consistent with and supports the other elements of the Lancaster County Comprehensive Plan; and

**WHEREAS**, The Lancaster County Planning Commission made *Connections 2040:2016 Update* available to all segments of the community, sought public comment on the Long Range Transportation Plan from May 1, 2016-May 31, 2016 and, consistent with Federal and State planning requirements and the PA Municipalities Planning Code, held a public meeting on May 19, 2016 and has considered, responded to and incorporated all comments received as appropriate into *Connections 2040: 2016 Update*; and

**WHEREAS**, The Lancaster County Transportation Coordinating Committee (the county's federally required Metropolitan Planning Organization) adopted *Connections 2040:2016 Update* as the Metropolitan Planning Organization's Long Range Transportation Plan on June 27, 2016; and

**WHEREAS**, The Lancaster County Planning Commission, at its regular meeting of September 26, 2016, held a public meeting to receive comments on the plan and took formal action to recommend that the Board of County Commissioners adopt *Connections 2040:2016 Update* as an official functional element of the Lancaster County Comprehensive Plan; and

**WHEREAS**, The Board of County Commissioners in compliance with the PA Municipalities Planning Code held a 45-day public review and comment period on *Connections 2040: 2016 Update* from August 12, 2016-September 25, 2016 to receive comments from Lancaster County and from Planning Commissions, municipalities, and school districts in contiguous counties; and

**WHEREAS**, Lancaster County Planning Commission responded in writing to all comments received during the comment period and provided these comments to the Board of County Commissioners for their review, and held a public hearing today, October 5, 2016, to receive any additional comments on the Long Range Transportation Plan.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF LANCASTER COUNTY, PENNSYLVANIA** that the Board hereby adopts *Connections 2040:2016 Update* as a functional element of the Lancaster County Comprehensive Plan.

Motion passed unanimously.

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On motion of Commissioner Parsons, seconded by Commissioner Lehman, it was agreed for the County of Lancaster, acting on behalf of the Planning Commission, to approve the following:

- PennDOT Agreement No. 08A024,  
Work Order No. 4, Amendment B  
With:** Pennsylvania Department of Transportation (PennDOT)  
Engineering District 8-0  
Harrisburg, Pennsylvania

**Purpose:** To extend the term of the contract from December 1, 2016 through December 31, 2016 to allow sufficient time for completion of the Preliminary Engineering Phase for the Rohrerstown Road – Good Drive Intersection Improvements project.
- PennDOT Agreement No. 08A024,  
Work Order No. 5, Amendment B  
With:** Pennsylvania Department of Transportation (PennDOT)  
Engineering District 8-0  
Harrisburg, Pennsylvania

**Purpose:** To extend the term of the contract from December 1, 2016 through December 31, 2016 to allow sufficient time for completion of the Preliminary Engineering Phase for the Columbia Avenue and Rohrerstown Road Intersection Improvements project.

Motion passed unanimously.

**RESOLUTION NO. 75 OF 2016**

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

**REVENUE ACCOUNT:**

Capital Area Behavioral Health Collaboration Loan - **\$2,115,437.00 (+)**  
6731-A A-1114 00000

**EXPENDITURE ACCOUNT:**

Capital Area Behavioral Health Collaboration Loan - **\$2,115,437.00 (+)**  
7953-A A-1114 00000

Motion passed unanimously.

**RESOLUTION NO. 76 OF 2016  
BOARD OF COMMISSIONERS OF  
THE COUNTY OF LANCASTER, PENNSYLVANIA**

On motion of Commissioner Parsons, seconded by Commissioner Lehman;

**WHEREAS**, the Redevelopment Authority of the County of Lancaster (the “Authority”) is a public body corporate and politic organized and existing under the Urban Redevelopment Law, 35 P.S. 1701 *et seq.*, as amended and supplemented (the “Act”); and

**WHEREAS**, Westminster Place at Ware Senior Housing, a Pennsylvania nonprofit corporation determined to be a 501(c)(3) charitable organization (the “Borrower”), has requested the assistance of the Authority in connection with the temporary and permanent financing of a project (the “Project”) consisting of, among other things, the refinancing (permanent financing) of (i) the acquisition, construction, and furnishing of the residential rental housing project to be known as Westminster Place at Ware Senior Housing; and (ii) the payment of a portion of the costs of issuance of the Notes (as hereinafter defined); and

**WHEREAS**, in order to finance the Project, the Borrower has requested the Authority to issue its Housing Revenue Notes (Westminster Place at Ware Senior Housing Project), Series of 2016 in the principal amount of not to exceed \$3,000,000 (the “Notes”); and

**WHEREAS**, the Board of Commissioners (the “Board”) of the County of Lancaster, Pennsylvania (the “County”) approves the financing of the Westminster Place at Ware Senior Housing Project for the benefit of the Borrower and in accordance with the Act consents to the financing of the within the Borough of Oxford, Chester County, Pennsylvania; and

**WHEREAS**, pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), the “applicable elected representative” of the governmental unit on behalf of which the Notes are issued must approve the issuance of the debt after a public hearing following reasonable public notice; and

**WHEREAS**, pursuant to the Code, the term “applicable elected representative” means, among other things, the elected legislative body of the governmental unit on behalf of which the Bonds are issued; and

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**WHEREAS**, the Board is the "applicable elected representative" of the County within the meaning of the Code; and

**WHEREAS**, the Board desires to authorize and direct its Chair, or in his absence, any other member of its Board to certify on its behalf as such "applicable elected representative."

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

In connection with the financing of the Project by the Authority, this Board hereby declares it to be desirable for the health, safety and welfare of the people of the County and outside of the County and in the area served by the Borrower to have the Project provided by, and financed through, the Authority and approves of the Project pursuant to the Act and Section 147(f) of the Code.

The Board hereby empowers, authorizes and directs its Chair, or in his absence, any of its members, to execute and deliver an "approval of applicable representative" in the form attached hereto. The Board intends that this Resolution shall constitute the "approval by a government unit" required by Section 147(f) of the Code.

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.

This Resolution shall become effective immediately.

In the event any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence or clause of this Resolution, it being the intent of this County that such remainder shall be and remain in full force and effect.

Motion passed unanimously.

**RESOLUTION NO. 77 OF 2016  
BOARD OF COMMISSIONERS OF  
THE COUNTY OF LANCASTER, PENNSYLVANIA**

On motion of Commissioner Lehman, seconded by Commissioner Parsons;

**WHEREAS**, the Redevelopment Authority of the County of Lancaster (the "Authority") is a public body corporate and politic organized and existing under the Urban Redevelopment Law, 35 P.S. 1701 *et seq.*, as amended and supplemented (the "Act"); and

**WHEREAS**, Westminster Place at Ware Presbyterian Village, L.P., a Pennsylvania limited partnership (the "Borrower"), has requested the assistance of the Authority in connection with the temporary and permanent financing of a project (the "Project") consisting of, among other things, (i) the acquisition, construction, and furnishing of the low income residential rental housing project to be known as Westminster Place at Ware Presbyterian Village; and (ii) the payment of a portion of the costs of issuance of the Notes (as hereinafter defined); and

**WHEREAS**, in order to finance the Project, the Borrower has requested the Authority to issue its Housing Revenue Notes (Westminster Place at Ware Presbyterian Village, L.P. Project), Series A and B of 2016 in the principal amount of not to exceed \$6,500,000 (the "Notes"); and

**WHEREAS**, the Board of Commissioners (the "Board") of the County of Lancaster, Pennsylvania (the "County") approves the financing of the Westminster Place at Ware Presbyterian Village Project for the benefit of the Borrower and in accordance with the Act consents to the financing of the within the Borough of Oxford, Chester County, Pennsylvania; and

**WHEREAS**, pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), the "applicable elected representative" of the governmental unit on behalf of which the Notes are issued must approve the issuance of the debt after a public hearing following reasonable public notice; and

**WHEREAS**, pursuant to the Code, the term "applicable elected representative" means, among other things, the elected legislative body of the governmental unit on behalf of which the Bonds are issued; and

**WHEREAS**, the Board is the "applicable elected representative" of the County within the meaning of the Code; and

**WHEREAS**, the Board desires to authorize and direct its Chair, or in his absence, any other member of its Board to certify on its behalf as such "applicable elected representative."

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

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In connection with the financing of the Project by the Authority, this Board hereby declares it to be desirable for the health, safety and welfare of the people of the County and outside of the County and in the area served by the Borrower to have the Project provided by, and financed through, the Authority and approves of the Project pursuant to the Act and Section 147(f) of the Code.

The Board hereby empowers, authorizes and directs its Chair, or in his absence, any of its members, to execute and deliver an "approval of applicable representative" in the form attached hereto. The Board intends that this Resolution shall constitute the "approval by a government unit" required by Section 147(f) of the Code.

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.

This Resolution shall become effective immediately.

In the event any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence or clause of this Resolution, it being the intent of this County that such remainder shall be and remain in full force and effect.

All resolutions or parts of resolutions inconsistent herewith are repealed.

Motion passed unanimously.

**RESOLUTION NO. 78 OF 2016**

On motion of Commissioner Parsons, seconded by Commissioner Lehman;

**WHEREAS**, Sealed proposals were received by the County of Lancaster and publicly opened and read on Wednesday, September 14, 2016 at 11:00 a.m. for emergency food boxes for the Lancaster County Office of Aging Senior Centers and home delivered meal provider sites for a period of five months.

**NOW, THEREFORE, BE IT RESOLVED BY THE LANCASTER COUNTY BOARD OF COMMISSIONERS**, That a contract be awarded to the following company, for the item and amount specified, which is the lowest and/or best bid received, and is in accordance with the advertisements, specifications and bids received therefore, and a contract therefore directed to be drawn.

<b><u>Contract Awarded To:</u></b>	<b><u>For:</u></b>	<b><u>Amount:</u></b>
CPI Foods, Inc. Dallas, Texas	Emergency food boxes for the Lancaster County Office of Aging Senior Centers and home delivered meal provider sites for a period of five months (November 1, 2016 – March 31, 2017)	\$14,280.00

Motion passed unanimously.

**RESOLUTION NO. 79 OF 2016**

**A RESOLUTION OF THE COUNTY OF LANCASTER AUTHORIZING THE EXECUTION OF AGREEMENTS WITH THE DEPARTMENT OF TRANSPORTATION FOR ACCEPTANCE OF TRANSPORTATION IMPROVEMENT PROGRAM (TIP) FUNDS.**

On motion of Commissioner Lehman, seconded by Commissioner Parsons;

**WHEREAS**, the County of Lancaster has been awarded TIP funds under the Pennsylvania Department of Transportation's Transportation Improvement Program for bridge replacement projects.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LANCASTER, PENNSYLVANIA**, that the County of Lancaster does hereby approve the acceptance of the TIP funding.

**BE IT FURTHER RESOLVED** that the County of Lancaster does hereby authorize Charles Douts, Facilities Management Director, or Robert T. Still, Chief Clerk, to execute the agreements within the Engineering and Construction Management System (ECMS), on behalf of the County of Lancaster, Federal Aid Reimbursement Agreement and any supplements between the County of Lancaster and the Department of Transportation and have same delivered to the Commonwealth of Pennsylvania.

Motion passed unanimously.

On motion of Commissioner Parsons, seconded by Commissioner Lehman, it was agreed for the County of Lancaster, acting on behalf of the Facilities Management Department, to approve the following:

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**Change Order No. 1 With:**

Eastern Highway Specialists  
Wilmington, Delaware

**Purpose:**

To provide additional services for the Big Conestoga No. 3 Bridge Rehabilitation project as follows:

Full replacement of the existing steel stringers due to deterioration and unfavorable conditions which was revealed upon the removal of the deck.

**Total Change Order:**

**Add \$33,550.00**

**Total Project Cost:**

**\$404,105.50**

Motion passed unanimously.

On motion of Commissioner Lehman, seconded by Commissioner Parsons, it was agreed for the County of Lancaster, acting on behalf of the Youth Intervention Center, to approve the following:

**Agreement With:**

Dauphin County  
Harrisburg, Pennsylvania

**Purpose:**

To allow Dauphin County to purchase secure detention bed space and shelter bed space at the Youth Intervention Center, with the stipulation that Lancaster County has top priority in terms of bed space usage and certain rights of refusal.

**Amount/Term:**

\$299.37/day per child for secure detention area and \$182.63/day per child for secure shelter area for the period July 1, 2016 through June 30, 2017. The rate for both secure detention and secure shelter areas shall be increased by \$75.00 per day for one Unit if the Unit requires individualized staffing, including constant watches, court ordered seclusions, medical watches and extreme mental health issues.

Motion passed unanimously.

Commissioner Stuckey announced there will be an Election Board meeting immediately following the Commissioners' Meeting.

Ms. Neal brought up concerns about child safety on motorcycles which she thinks the public is unaware and she has a four year old granddaughter who rides with her mother. She has talked to local and state law enforcement along with PennDOT and there is no age or size requirement for a passenger on the back of a motorcycle, only that they wear a helmet. Ms. Neal asked for the Board guidance and Commissioner Lehman advised her to contact all four transportation committees, the majority and minority, in the House and Senate as this may be more of a legislative matter. Commissioner Parsons noted that if there is an ongoing custody action it may be a court issue also.

On motion of Commissioner Parsons, seconded by Commissioner Lehman, the meeting adjourned at 10:34 a.m.

Motion passed unanimously.

Respectfully submitted,

Christine M. Carrigan, Executive Assistant  
Commissioners' Office