

COUNTY COMMISSIONERS' MINUTES
WEDNESDAY, JANUARY 16, 2019

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

Present at today's meeting were:

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

Lawrence M. George
CHIEF CLERK

Lisa Johnson
ASSISTANT CHIEF CLERK

Christina Hausner, Esquire
COUNTY SOLICITOR

Also present were:

Charles Douts, Director
FACILITIES MANAGEMENT

Benjamin Herskowitz, Radiological Planner
EMERGENCY MANAGEMENT AGENCY

John Hewlett, Director
SUSQUEHANNA GROUP ADVISORS

Matt Knepper, Director
AGRICULTURAL PRESERVE BOARD

Donna Kreiser, Esquire, Bond Counsel
MCNEES WALLACE AND NURICK LLC

Deborah Lovett, Community Education Supervisor
LANCASTER - LEBANON IU13

Joe Shiffer, Deputy Warden
PRISON - INMATE SERVICES

Lou Verdelli, Director
RBC CAPITAL MARKETS

Lon Wible, Executive Director
OFFICE OF AGING

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

Commissioner Parsons announced the approval of the December 5, 2018 Commissioners' Meeting Minutes, December 12, 2018 Commissioners' Meeting Minutes and December 19, 2018 Commissioners' Meeting Minutes. Postpone approval of the September 18, 2018 Evening Commissioners' Meeting Minutes, October 24, 2018 Commissioners' Meeting Minutes, November 21, 2018 Commissioners' Meeting Minutes, November 27, 2018 Special Commissioners' Meeting Minutes, December 26, 2018 Commissioners' Meeting Minutes, January 2, 2019 Commissioners' Meeting Minutes and January 9, 2019 Commissioners' Meeting Minutes.

ORDINANCE NO. 137
OF THE BOARD OF COMMISSIONERS
OF THE
COUNTY OF LANCASTER, PENNSYLVANIA

On motion of Commissioner Stuckey, seconded by Commissioner Parsons;

AUTHORIZING THE INCURRENCE OF NONELECTORAL DEBT IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$24,000,000 IN CONNECTION WITH THE ISSUANCE OF ONE OR MORE SERIES OF GENERAL OBLIGATION BONDS FOR THE PURPOSE OF PROVIDING FUNDS TO FINANCE A PROJECT AS DESCRIBED HEREIN; AND AUTHORIZING AND DIRECTING THE PROPER OFFICERS OF THE COUNTY TO TAKE ALL APPROPRIATE ACTION IN CONNECTION THEREWITH.

WHEREAS, the County of Lancaster (the "County"), in accordance with the provisions of the Pennsylvania Local Government Unit Debt Act, 53 Pa. C.S. §8001 *et seq.*, as amended (the "Debt Act"), has heretofore issued its General Obligation Bonds, Series A of 2009 (the "2009A Bonds") (DCED Approval NO. GOB-17156, August 6, 2009), in the initial aggregate principal amount of \$41,220,000 and currently outstanding in the principal amount of \$4,510,000, the proceeds of which were used to finance a project consisting of (i) the current refunding of the County's

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outstanding General Obligation Variable Rate Demand Bonds, Series B of 2003 and the outstanding General Obligation Bonds, Series of 2008 (and to pay a termination payment required to be paid under a qualified interest rate management agreement corresponding to all of the 2008 Bonds being refunded); (ii) the payment of a portion of the costs of various capital projects of the County, and (iii) the payment of related costs, including the costs of issuing the 2009A Bonds ((i) through (iii) collectively, the "2009A Bonds Project"), all as described in Ordinance No. 93, authorizing the issuance of the 2009A Bonds, duly enacted on July 15, 2009 (the "2009A Bonds Ordinance"); and

WHEREAS, the County, in accordance with the provisions of the Debt Act, has heretofore issued its General Obligation Bonds, Series of 2014 (the "2014 Bonds") (DCED Approval NO. GOB-13080102, August 1, 2013), in the initial aggregate principal amount of \$8,185,000 and currently outstanding in the aggregate principal amount of \$4,510,000, the proceeds of which were used to finance a project consisting of (i) the advance refunding of the County's General Obligation Bonds, Series A of 2004; and (ii) the payment of related costs, including the costs of issuing the 2014 Bonds ((i) and (ii) collectively, the "2014 Bonds Project"), all as described in Ordinance No. 108, authorizing the issuance of the 2014 Bonds, duly enacted on July 10, 2013 (the "2014 Bonds Ordinance"); and

WHEREAS, the Board of Commissioners of the County (the "Governing Body") has determined to issue one or more series of general obligation bonds, in the maximum aggregate principal amount of \$24,000,000 (the "Bonds"), with the proceeds to be applied for and toward a project, consisting of (i) the current refunding (the "Refunding Project") of (a) the outstanding 2009A Bonds (the "2009A Refunded Bonds"); and (b) the outstanding 2014 Bonds (the "2014 Refunded Bonds", and together with the 2009A Refunded Bonds, the "Refunded Bonds"); (ii) the financing of certain capital projects of the County (the "2019 Capital Projects"), including (A) the design, planning, acquisition, construction and equipping of renovations to the County's Courthouse Building; (B) the acquisition of agricultural preservation easements by the County; (C) upgrades to the County's media technology; and (D) improvements to the surveillance systems at the County's prison facilities; and (iii) the payment of the costs of issuing the Bonds ((i) - (iii) collectively, the "Project"); and

WHEREAS, the County has obtained realistic cost estimates for portions of the 2019 Capital Projects through actual bids, option agreements or professional estimates from registered architects, professional engineers or other persons qualified by experience, as required by Section 8006 of the Act, and has determined that the costs of the Project, as such costs are defined in Section 8007 of the Act, together with issuance costs of the Bonds, will be equal to or in excess of the amount proposed by the County to be borrowed hereunder; and

WHEREAS, RBC Capital Markets, LLC, Lancaster, Pennsylvania (the "Underwriter") has presented to the County a written contract as its proposal for the purchase of the Bonds (the "Proposal"); and

WHEREAS, the Governing Body has determined to appoint The Bank of New York Mellon Trust Company, N.A., Philadelphia, Pennsylvania (the "Paying Agent"), as paying agent and sinking fund depository with respect to the Bonds, and has determined to provide that the principal of and interest on the Bonds shall be payable, when due, at such office of the Paying Agent; and

WHEREAS, the County desires to approve the form of the Bonds, authorize and approve the execution and delivery of the Proposal and related instruments, and to execute and deliver such other documents as may be necessary to implement the Proposal and to authorize such further action by its officers consistent with this Ordinance, the Debt Act, and all other applicable law.

NOW, THEREFORE, BE AND IT HEREBY IS ENACTED AND ORDAINED by the Board of Commissioners of the County of Lancaster:

Section 1. Incurrence of Debt; Amount and Purpose of Bonds; Realistic Cost Estimates; Estimated Project Completion Date. The Governing Body of the County hereby authorizes and directs the incurring of non-electoral debt through the issuance of the Bonds to provide funds for the Project.

Pursuant to the 2009A Bonds Ordinance, the 2009A Bonds stated to mature on or after November 1, 2019, are subject to redemption prior to maturity at the option of the County in whole or, from time to time, in part, in any order of maturities as the County shall select, on any date or dates on or after May 1, 2019, at a price equal to 100% of the principal amount of the 2009A Bonds to be redeemed plus accrued interest thereon to the date fixed for such optional redemption. The County, pursuant to authorization contained herein, has elected to exercise its option to redeem in whole the 2009A Bonds on May 1, 2019 (the "2009A Bonds Redemption Date").

Pursuant to the 2014 Bonds Ordinance, the 2014 Bonds stated to mature on or after November 1, 2019, are subject to redemption prior to maturity at the option of the County in whole or, from time to time, in part, in any order of maturities as the County shall select, on any date or dates on or after May 1, 2019, at a price equal to 100% of the principal amount of the 2014 Bonds to be redeemed plus accrued interest thereon to the date fixed for such optional redemption. The County, pursuant to authorization contained herein, has elected to exercise its option to redeem in whole the 2014 Bonds on May 1, 2019 (the "2014 Bonds Redemption Date", and together with the 2009A Bonds Redemption Date, the "Bonds Redemption Date").

The Refunding Project is being undertaken by the County for the purpose of reducing total debt service over the life of the Refunded Bonds, in compliance with Section 8241(b)(1) of the Debt Act.

The County hereby reserves the right to undertake components of the Project in such order and at such time or times as it shall determine and to allocate the proceeds of the Bonds and other available moneys to the final costs of the Project in such amounts and order of priority as it shall determine; but the proceeds of the Bonds shall be used solely to pay the "costs," as defined in the Debt Act, of the Project described herein or, upon appropriate amendment hereto, to pay the costs of other capital projects for which the County is authorized to incur indebtedness.

The estimated completion date of the Refunding Project is Bonds Redemption Date. The estimated completion date of the 2019 Capital Projects is March 1, 2022.

Section 2. Realistic Estimated Useful Life. The 2009A Bonds were issued for the purpose of providing funds for the 2009A Bonds

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Project. The realistic estimated useful life of projects financed or refinanced by the 2009A Bonds was determined at the time of issuance of the 2009A Bonds to be in excess of twenty (20) years, and the principal amount of the 2009A Bonds equal to the cost of the 2009A Bonds Project was scheduled to mature on or before November 1, 2029, based on the unexpired useful life thereof. Such determination is hereby ratified and confirmed and the principal amount of the Bonds equal to the cost of the 2009A Bonds Project has been scheduled to mature prior to the unexpired useful life of the 2009A Bonds Project.

The 2014 Bonds were issued for the purpose of providing funds for the 2014 Bonds Project. The realistic estimated useful life of the projects financed or refinanced by the 2014 Bonds was determined at the time of issuance of the 2014 Bonds to be in excess of ten (10) years, and the principal amount of the 2014 Bonds equal to the cost of the 2014 Bonds Project was scheduled to mature on or before November 1, 2023, based on the unexpired useful life thereof. Such determination is hereby ratified and confirmed and the principal amount of the Bonds equal to the cost of the 2014 Bonds Project has been scheduled to mature prior to the unexpired useful life of the 2014 Bonds Project.

Components of the 2019 Capital Projects have useful lives ranging from in excess of ten (10) years to in excess of twenty-five (25) years. The principal amount of the Bonds equal to the separate cost of such capital projects having a shorter useful life than the period during which the Bonds will be outstanding has been scheduled to mature prior to the end of such useful life, and the balance prior to the end of the longest useful life.

Section 3. Debt Statement and Borrowing Base Certificate. The Chairman or Vice Chairman of the Governing Body of the County or any one of them, and/or any other duly authorized or appointed officer of the County, are hereby authorized and directed to prepare and certify a debt statement required by Section 8110 of the Debt Act and a borrowing base certificate.

Section 4. Covenant to Pay Bonds. It is covenanted with the holder of the Bonds that the County shall: (i) include the amount of the debt service for the Bonds for each fiscal year in which the sums are payable in its budget for that year; (ii) appropriate those amounts from its general revenues for the payment of the debt service; and (iii) duly and punctually pay, or cause to be paid, from its sinking fund or any other of its revenues or funds the principal of, and the interest on, the Bonds at the dates and places and in the manner stated in the Bonds according to the true intent and meaning thereof. For such budgeting, appropriation and payment, the County pledges its full faith, credit and taxing power. The covenant contained in this **Section 4** shall be specifically enforceable.

Section 5. Form of Bonds; Description of Bonds. For purposes of this **Section 5**, the following defined terms have the meaning stated below:

"DTC" means The Depository Trust Company, New York, New York, the securities depository for the Bonds, and its successors.

"Paying Agent" has the meaning given to that term in the recitals.

"Representation Letter" means the Blanket Letter of Representations, together with DTC's Operational Arrangements referred to therein, of the County on file with DTC and incorporated herein by reference.

A. Amount and Term of Bonds.

The Bonds shall be in fully registered form without coupons, shall be numbered, shall be in the denomination of Five Thousand Dollars (\$5,000) or any integral multiple thereof, shall be dated as of the date of registration and authentication of such Bonds (the "Series Issuance Date") and shall bear interest from the dates, which interest is payable at the maximum rates provided herein, until maturity or prior redemption, all as set forth in the form of Bond attached hereto as Exhibit A and made a part hereof.

The Bonds shall bear interest until maturity or prior redemption at the maximum rates per annum and shall mature in the maximum amounts and on certain years, all as set forth in the maturity schedule attached hereto as Exhibit B and made a part hereof.

The stated maturities of the Bonds as shown on Exhibit B have been fixed in compliance with Section 8142(b)(2) of the Debt Act.

The Bonds are subject to redemption prior to maturity as set forth in Exhibit B attached hereto.

The Paying Agent is hereby authorized and directed, upon notification by the County of its option to redeem the Bonds in part, to select by lot the particular Bonds or portions thereof to be redeemed, to cause a notice of redemption to be given once by first-class United States mail, postage prepaid, not less than thirty (30) days prior to the redemption date, to each registered owner of the Bonds to be redeemed. Such notice shall be mailed to the address of such registered owner appearing on the registration books of the Paying Agent, unless such notice is waived by the registered owner of the Bonds to be redeemed. Any such notice shall be given in the name of the County, shall identify the Bonds to be redeemed, including Committee on Uniform Security Identification Procedures ("CUSIP") numbers, if applicable, which may, if appropriate, be expressed in designated blocks of numbers (and, in the case of partial redemption of any Bonds, the respective principal amounts thereof to be redeemed), shall specify the redemption date and the place where such Bonds are to be surrendered for payment, shall state the redemption price, and shall state that on the redemption date the Bonds called for redemption will be payable and from such redemption date interest will cease to accrue. Failure to give any notice of redemption or any defect in the notice or in the giving thereof to the registered owner of any Bond to be redeemed shall not affect the validity of the redemption as to other Bonds for which proper notice shall have been given. The costs incurred for such redemptions shall be paid by the County.

For so long as DTC is affecting book-entry transfers of the Bonds, the Paying Agent shall provide the notice specified above only to DTC in accordance with its applicable time requirements. It is expected that DTC in turn will notify its participants and that the participants, in turn, will

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notify or cause to be notified the beneficial owners. Any failure on the part of DTC or a participant, or failure on the part of a nominee of a beneficial owner of a Bond (having been mailed notice from the Paying Agent, a participant or otherwise) to notify the beneficial owner of the Bond so affected, shall not affect the validity of the redemption of such Bond.

In addition to the notices described in the preceding paragraphs, further notice shall be given by the Paying Agent as set forth below, but no defect in said further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed above.

(i) Each further notice of redemption given hereunder shall contain the information required above for an official notice of redemption, plus (A) the date of issue of the Bonds as originally issued; (B) the rate of interest borne by each Bond being redeemed; (C) the maturity date of each Bond being redeemed; and (D) any other descriptive information needed to identify accurately the Bonds being redeemed.

(ii) Each further notice of redemption shall be sent at least twenty-five (25) days before the redemption date by registered or certified mail or overnight delivery service or indirectly through the Electronic Municipal Market Access ("EMMA") System through the Municipal Securities Rulemaking Board, at www.emma.msrb.org.

(iii) Upon the payment of the redemption price of Bonds being redeemed, each check or transfer of funds issued for such purpose shall bear the CUSIP number identifying, by issuer and maturity, the Bonds being redeemed with the proceeds of such check or other transfer.

The notice required to be given by this Section 5 shall state that no representation is made as to the correctness or accuracy of CUSIP numbers listed in such notice or stated on the Bonds.

If at the time of the mailing of any notice of optional redemption the County shall not have deposited with the Paying Agent moneys sufficient to redeem all the Bonds called for redemption, such notice shall state that it is conditional, that is, subject to the deposit or transfer of the redemption moneys with the Paying Agent not later than the opening of business on the redemption date, and that such notice shall be of no effect unless such moneys are so deposited.

B. Book-Entry Only System. The foregoing provisions of this Section 5 to the contrary notwithstanding:

(i) The Bonds, upon original issuance, will be issued in the form of a single, fully registered bond for each maturity in the denomination equal to the principal amount of Bonds maturing on each such date and will be deposited with DTC. Each such Bond will initially be registered to Cede & Co., the nominee for DTC, or such other name as may be requested by an authorized representative of DTC, and no beneficial owner will receive certificates representing their respective interest in the Bonds, except in the event that the use of the book-entry system for the Bonds is discontinued. It is anticipated that during the term of the Bonds, DTC will make book-entry transfers among its participants and receive and transmit payment of principal and premium, if any, and interest on, the Bonds to participants until and unless the Paying Agent authenticates and delivers Replacement Bonds to the beneficial owners as described in subsection (vi).

(ii) The execution and delivery by the County of the Representation Letter shall not in any way create, expand or limit any undertaking or arrangement contemplated or provided for herein in respect of DTC or the book-entry registration, payment and notification system or in any other way impose upon the County or the Paying Agent any obligation whatsoever with respect to beneficial owners having interest in the Bonds, any such obligation extending solely to DTC, as sole bondholder, as shown on the registration books kept by the Paying Agent. The Paying Agent shall take all action necessary for all representations of the County in the Representation Letter with respect to the Paying Agent to be complied with at all times.

(iii) So long as the Bonds or any portion thereof are registered in the name of Cede & Co., or such other DTC nominee, all payments of principal, premium, if any, or redemption price of, and interest on, the Bonds shall be made to DTC or its nominee in accordance with the Representation Letter on the dates provided for such payments under this Ordinance. All payments made by the Paying Agent to DTC or its nominee shall fully satisfy the County's obligations to pay principal, premium, if any, and interest, on the Bonds to the extent of such payments, and no beneficial owner of any Bond registered in the name of Cede & Co., or such other DTC nominee, shall have any recourse against the County or the Paying Agent hereunder for any failure by DTC or its nominee or any participant therein to remit such payments to the beneficial owners of such Bonds.

(iv) If all or fewer than all Bonds of a maturity are to be redeemed, the Paying Agent shall notify DTC within the time periods required by the Representation Letter. If fewer than all Bonds of a maturity are to be redeemed, DTC shall determine by lot the amount of the interest of each participant in the maturity of Bonds to be redeemed. In the event of the redemption of less than all of the Bonds outstanding, the Paying Agent shall not require surrender by DTC or its nominee of the Bonds so redeemed, but DTC (or its nominee) may retain such Bonds and make an appropriate notation on the Bond certificate as to the amount of such partial redemption; provided that, in each case the Paying Agent shall request, and DTC shall deliver to the Paying Agent, a written confirmation of such partial redemption and thereafter the records maintained by the Paying Agent shall be conclusive as to the amount of the Bonds of such maturity which have been redeemed.

(v) In the event DTC resigns or is no longer qualified to act as a securities depository and registered clearing agency under the Securities Exchange Act of 1934, as amended, the County may appoint a successor securities depository provided the Paying Agent receives written evidence satisfactory to the Paying Agent with respect to the ability of the successor securities depository to discharge its responsibilities. Any such successor securities depository shall be a registered clearing agency under the Securities Exchange Act of 1934, as amended, or other applicable statute or regulation that operates a securities depository upon reasonable and customary terms. The Paying Agent upon its receipt of a Bond or Bonds for cancellation shall cause the delivery of Bonds to the successor securities depository in appropriate denominations and form as provided herein.

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(vi) If DTC resigns and the County is unable to locate a qualified successor to DTC in accordance with subsection (v), then the Paying Agent, based on information provided to it by DTC, shall notify the beneficial owners of the Bonds of the availability of certificates to beneficial owners of Bonds requesting the same, and the Paying Agent shall register in the name of and authenticate and deliver the Bonds (the "Replacement Bonds") to the beneficial owners or their nominees in principal amounts representing the interest of each, making such adjustment as it may find necessary or appropriate as to the date of such Replacement Bonds, accrued interest and previous calls for redemption. In such event, all references to DTC herein shall relate to the period of time when DTC or its nominee is the registered owner of at least one Bond. Upon the issuance of Replacement Bonds, all references herein to obligations imposed upon and/or to be performed by DTC shall be deemed to be imposed upon and performed by the Paying Agent, to the extent applicable with respect to such Replacement Bonds. The Paying Agent may rely on information from DTC and its participants as to the names, addresses, taxpayer identification numbers of and principal amount held by the beneficial owners of the Bonds.

Section 6. Appointment of Paying Agent, Sinking Fund Depository and Registrar; Payment of Principal and Interest without Deduction for Taxes. The proper officers of the County are hereby authorized and directed to contract with the Paying Agent for its services as sinking fund depository, paying agent and registrar with respect to the Bonds, and the Paying Agent is hereby appointed to act in such capacities with respect to the Bonds.

The principal or redemption price of the Bonds shall be payable upon surrender thereof when due in lawful money of the United States of America at the designated office of the Paying Agent, or the designated office of any additional or appointed alternate or successor paying agent or agents. Such payments shall be made to the registered owners of the Bonds so surrendered, as shown on the registration books of the County on the date of payment. Interest on the Bonds shall be paid by check mailed to the registered owner of such Bonds as shown on the registration books kept by the Paying Agent, as of the close of business on the fifteenth (15th) day (whether or not a day on which the Paying Agent is open for business) next preceding each interest payment date, respectively (the "Record Date"), irrespective of any transfer or exchange of such Bond subsequent to such Record Date and prior to such interest payment date, unless the County shall default in the payment of interest due on such interest payment date. In the event of any such default, such defaulted interest shall be payable to the person in whose name the Bond is registered at the close of business on a special record date for the payment of such defaulted interest established by notice mailed by the Paying Agent to the registered owners of Bonds not less than fifteen (15) days preceding such special record date. Such notice shall be mailed to the persons in whose names the Bonds are registered at the close of business of the fifth (5th) day preceding the date of mailing.

If the date for payment of the principal or interest on any Bonds shall be a Saturday, Sunday, legal holiday or on a day on which banking institutions in the Commonwealth of Pennsylvania are authorized or required by law to close, then the date for payment of such principal or interest shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which banking institutions are authorized or required to close, and payment on such date shall have the same force and effect as if made on the nominal date established for such payment.

The principal or redemption price of, and interest on, the Bonds are payable without deduction for any tax or taxes, except inheritance and estate taxes or any other taxes now or hereafter levied or assessed on the Bonds under any present or future laws of the Commonwealth of Pennsylvania, all of which taxes, except as above provided, the County assumes and agrees to pay.

Any corporation or association into which the Paying Agent, or any additional or appointed alternate or successor to it, may be merged or converted or with which it, or any additional or appointed alternate or successor to it, may be consolidated, or any corporation or association resulting from any merger, conversion or consolidation to which the Paying Agent shall be a party, or any corporation or association to which the Paying Agent, or any additional or appointed alternate or successor to it, sells or otherwise transfers all or substantially all of its corporate trust business shall be the successor paying agent hereunder, without the execution or filing of any paper or any further act on the part of the parties hereto, anything herein to the contrary notwithstanding.

Section 7. Registration, Transfer and Exchange of Bonds. The County shall keep, at the corporate trust and/or payment office of the Paying Agent, as registrar, books for the registration, transfer and exchange of Bonds. The County authorizes and directs the Paying Agent, as registrar and transfer agent, to keep such books and to make such transfers or exchanges on behalf of the County.

The ownership of each Bond shall be recorded in the registration books of the County, which shall contain such information as is necessary for the proper discharge of the Paying Agent's duties hereunder as Paying Agent, registrar and transfer agent.

The Bonds may be transferred or exchanged as follows:

(a) Any Bond may be transferred if endorsed for such transfer by the registered owner hereof and surrendered by such owner or his duly appointed attorney or other legal representative at the designated office of the Paying Agent, whereupon the Paying Agent shall authenticate and deliver to the transferee a new Bond or Bonds of the same maturity and in the same denomination as the Bond surrendered for transfer or in different authorized denominations equal in the aggregate to the principal amount of the surrendered Bond.

(b) Bonds of a particular maturity may be exchanged for one or more Bonds of the same maturity and in the same principal amount, but in a different authorized denomination or denominations. Each Bond so to be exchanged shall be surrendered by the registered owner thereof or his duly appointed attorney or other legal representative at the designated office of the Paying Agent, whereupon a new Bond or Bonds shall be authenticated and delivered to the registered owner.

The Paying Agent shall not be required to (i) issue or to register the transfer of or exchange any certificated Bonds then considered for redemption during a period beginning at the close of business on the fifteenth (15th) day next preceding any date of selection of such Bonds to be redeemed and ending at the close of business on the day on which the applicable notice of redemption is given, or (ii) to register the transfer of or exchange any portion of any certificated Bond selected for redemption, in whole or in part, until after the date fixed for redemption. No charge shall be imposed in connection with any transfer or exchange except for taxes or governmental charges related thereto.

No transfers or exchanges shall be valid for any purposes hereunder except as provided above.

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New Bonds delivered upon a transfer or exchange of outstanding Bonds shall be valid general obligations of the County, evidencing the same debt as the Bonds surrendered.

The County and the Paying Agent may treat the registered owner of any Bond as the absolute owner thereof for all purposes, whether or not such Bond shall be overdue, and any notice to the contrary shall not be binding upon the County or the Paying Agent.

Section 8. Execution, Delivery and Authentication of Bonds; Disposition of Proceeds. The Bonds shall be executed by the manual or facsimile signature of the Chairman or Vice Chairman of the Governing Body of the County and shall have the corporate seal of the County or a facsimile thereof impressed thereon, duly attested by the manual or facsimile signature of the Chief Clerk of the County, and such officers are hereby authorized and directed to execute the Bonds in such manner. In case any official of the County whose manual or facsimile signature shall appear on the Bonds shall cease to be such official before the authentication of the Bonds, such signature or the facsimile signature thereof shall nevertheless be valid and sufficient for all purposes the same as if such official had remained in office until authentication; and any Bond may be signed on behalf of the County, even though at the date of authentication of such Bond such person was not an official. The Chairman or Vice Chairman of the Governing Body of the County is authorized and directed to deliver, or cause to be delivered, the Bonds to the purchasers thereof against the full balance of the purchase price therefor. The Bonds shall be authenticated by the Paying Agent.

The proceeds of the Bonds shall be deposited in one or more settlement accounts created under **Section 16** of this Ordinance and shall be disbursed, transferred or deposited as directed in this Ordinance and a closing receipt duly executed and delivered by an authorized officer of the County on the date of issuance and delivery of the Bonds (the "Closing Receipt").

Section 9. Form of Bonds, CUSIP Numbers. The form of the Bonds, Paying Agent's authentication certificate and assignment shall be substantially as set forth in Exhibit A attached hereto.

The Bonds shall be executed in substantially the form as set forth in Exhibit A hereto with such appropriate changes, additions or deletions as may be approved by the officers executing the Bonds in the manner provided in **Section 8** hereof; such execution shall constitute approval by such officers on behalf of the County. The opinion of bond counsel is authorized and directed to be printed upon the Bonds.

The County, pursuant to recommendations promulgated by CUSIP, has caused CUSIP numbers to be printed on the Bonds. No representation is made as to the accuracy of said numbers either as printed on the Bonds or as contained in any notice of redemption, and the County shall have no liability of any sort with respect thereto. Reliance upon any redemption notice with respect to the Bonds may be placed only on the identification numbers printed thereon.

Section 10. Temporary Bonds. Until Bonds in definitive form are ready for delivery, the proper officers of the Governing Body may execute, and upon their request in writing, the Paying Agent shall authenticate and deliver in lieu of such Bonds in definitive form, one or more printed or typewritten bonds in temporary form substantially of the tenor of the Bonds hereinbefore described with appropriate omissions, variations and insertions, as may be required (the "Temporary Bonds"). The Temporary Bonds may be for the principal amount of Five Thousand Dollars (\$5,000) or any whole multiple or multiples thereof, as such officers may determine. The aforesaid officers, without unnecessary delay, shall prepare, execute and deliver Bonds in definitive form to the Paying Agent, and thereupon, upon presentation and surrender of the Temporary Bonds the Paying Agent shall authenticate and deliver in exchange therefor, Bonds in definitive form in an authorized denomination of the same maturity for the same aggregate principal amount as the Temporary Bonds surrendered. Such exchange shall be made by the County at its own expense and without any charge therefor. When and as interest is paid upon Temporary Bonds without coupons, the fact of such payment shall be endorsed thereon. Until so exchanged, Temporary Bonds shall be in full force and effect according to their terms.

Section 11. Manner of Sale; Award of Bonds. The Governing Body of the County after due deliberation and investigation has found that a sale by negotiation is in the best financial interest of the County and based upon such finding, the Governing Body of the County hereby awards the Bonds, at a negotiated sale, to the Underwriter upon the terms set forth in the Proposal.

As set forth in the Proposal, the aggregate principal amount of the Bonds shall not exceed \$24,000,000; the latest maturity date of the Bonds shall not be later than November 1, 2044; the maximum rate of interest on the Bonds shall not exceed 5.00% per annum; and the purchase price for the Bonds, including underwriting discount and net original issue discount or original issue premium, shall not be less than 95.0% nor more than 125.0% of the aggregate principal amount of the Bonds (collectively, the "Bond Parameters"). The Proposal will be supplemented by an addendum to such Proposal containing the final terms and conditions of the sale and issuance of the Bonds, consistent with the Bond Parameters. Such details are hereby approved. The proper officers of the County are hereby authorized to approve the final terms and conditions of the Bonds, to be presented by the Underwriter, within the Bond Parameters. The addendum to the Proposal so approved shall be executed and delivered by such officer of the County and included as a part of such Proposal accepted by this Ordinance.

Section 12. Sinking Fund; Appropriation of Annual Amounts for Payment of Debt Service. There is hereby established one or more separate sinking funds for the County designated as the "County of Lancaster, General Obligation Bonds, [Name of Series] Sinking Fund" (the "Sinking Fund") and into the appropriate Sinking Fund there shall be paid, when and as required, all moneys necessary to pay the debt service on the Bonds, and the Sinking Fund shall be applied exclusively to the payment of the interest covenanted to be paid upon the Bonds and to the principal thereof at maturity or prior redemption and to no other purpose whatsoever, except as may be authorized by law, until the same shall have been fully paid. The Paying Agent as sinking fund depository shall, as and when said payments are due, without further action by the County, withdraw available monies in the Sinking Fund and apply said monies to the payment of the principal of and interest on the Bonds.

The maximum amounts set forth in Exhibit C attached hereto and made a part hereof shall be pledged in each of the fiscal years shown in Exhibit C to pay the debt service on the Bonds, and such amounts are annually hereby appropriated to the Sinking Fund for the payment thereof.

All monies deposited in the Sinking Fund for the payment of the Bonds which have not been claimed by the registered owners thereof after two years from the date when payment is due, except where such monies are held for the payment of outstanding checks, drafts or other instruments of the Paying Agent, shall be returned to the County. Nothing contained herein shall relieve the County of its liability to the registered owners of the unrepresented Bonds.

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Section 13. Debt Proceedings. The Chief Clerk of the County is hereby authorized and directed to certify to and file with the Pennsylvania Department of Community and Economic Development, in accordance with the Debt Act, a complete and accurate copy of the proceedings taken in connection with the increase of debt authorized hereunder, including the debt statement and borrowing base certificate referred to hereinabove, and to pay the filing fees necessary in connection therewith.

Section 14. Tax Covenants and Representations. So long as the Bonds are outstanding, each of the following covenants shall apply:

a. The County shall make no use of the proceeds of the Bonds during the term thereof which would cause such Bonds to be "arbitrage bonds" within the meaning of section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and shall comply with the requirements of all Code sections necessary to ensure that the Bonds are described in Code section 103(a) and not described in Code section 103(b) throughout the term of the Bonds.

b. If and to the extent the County is required to remit any amounts to the United States pursuant to Code section 148(f) (the "Rebate Amounts") in order to cause the Bonds not to be arbitrage bonds, the County will remit the Rebate Amounts at such times and in the manner required by Code section 148(f) and the regulations thereunder. The obligation to remit the Rebate Amounts and to comply with all other requirements of this Section 14 shall survive the defeasance and payment in full of the Bonds.

c. The County shall file IRS Form 8038-G and any other forms or information required by the Code with respect to the Bonds to be filed in order to permit the interest on the Bonds to be excluded from gross income for federal income tax purposes.

Section 15. Preliminary Official Statement; Official Statement; Continuing Disclosure. The Preliminary Official Statement in the form presented at this meeting (a copy of which shall be filed with the records of the County), is hereby approved with such subsequent, necessary and appropriate additions or other changes as may be approved by the proper officer of the County with the advice of counsel. The use and distribution of the Preliminary Official Statement by the Underwriter in the form hereby approved, and the distribution thereof on and after the date hereof, with such subsequent additions or other changes as aforesaid, is hereby authorized in connection with the public offering by the Underwriter of the Bonds. An Official Statement in substantially the same form as the Preliminary Official Statement, with such additions and changes, if any, as may be approved by the County's officer executing the same with the advice of counsel, such approval to be conclusively evidenced by the execution thereof, is hereby authorized and directed to be prepared and upon its preparation, to be executed by the Chairman or Vice Chairman of the County following such investigation as such officer deems necessary as to the contents thereof. The County hereby further approves the distribution and use of the Official Statement as so prepared and executed in connection with the sale of the Bonds.

The County covenants to provide such continuing disclosure, at such times, in such manner and of such nature as is described in the Official Statement and to execute and deliver such agreements and certificates with respect to continuing disclosure as are described in the Official Statement. Any continuing disclosure filing under this Ordinance may be made solely by transmitting such filing through the EMMA System through the Municipal Securities Rulemaking Board, at www.emma.msrb.org.

Section 16. Disposition of Proceeds; Settlement Account. The County hereby establishes with the Paying Agent one or more special funds to be known as the "County of Lancaster [Name of Series] Bonds Settlement Account" (the "Settlement Account"). All money derived from the sale of the Bonds shall be deposited in the applicable Settlement Account created hereunder and shall be and hereby is appropriated substantially to payment of the cost of the Project, including but not limited to payment of the costs and expenses of preparing, issuing and marketing the Bonds, and shall not be used for any other purposes, except as to any insubstantial amounts of money which may remain after fulfilling the purposes set forth herein, which minor amounts of remaining money shall promptly upon their determination be deposited in the applicable Sinking Fund and used for the payment of interest on the Bonds.

Each Settlement Account shall be held as trust funds for the benefit of the County until disbursed in accordance with the provisions hereof. The County shall deliver the net proceeds (including accrued interest, if any) derived from the sale of the Bonds to the Paying Agent for deposit to the Settlement Account. The Paying Agent shall disburse, transfer or deposit such proceeds as directed herein and in the Closing Receipt.

The County hereby creates with the Paying Agent, a special fund to be known as the "County of Lancaster 2019 Capital Project Fund" (the "Capital Project Fund"). The Capital Project Fund shall be held in trust for the benefit of the County until disbursed in accordance with the provisions hereof. The proceeds of the Bonds on deposit in the Capital Project Fund shall be used, upon written requisition to the Project Fund Depository by any one of the proper officers of the County, to pay the costs of the 2019 Capital Projects or other eligible costs related to the 2019 Capital Projects. Proceeds of the Bonds remaining on deposit in the Capital Project Fund upon completion of the 2019 Capital Projects shall, upon the advice of and as directed by Bond Counsel, be either (i) transferred to the Sinking Fund and used by the County to pay debt service on the Bonds, or (ii) used by the County to optionally redeem the Bonds, as appropriate, pursuant to the redemption provisions of this Ordinance.

Section 17. Current Refunding of the 2009A Refunded Bonds. Subject only to completion of delivery of, and settlement for, the Bonds, the County hereby authorizes and directs the irrevocable deposit in trust, in the sinking fund for the 2009A Bonds (the "2009A Bonds Sinking Fund") established with TD Bank, National Association, the paying agent under the 2009A Bonds Ordinance (for purposes of this Section 17, the "2009A Bonds Paying Agent"), proceeds of the Bonds in an amount which will be sufficient, without regard to investment earnings, to effect the current refunding and redemption of the 2009A Bonds on the 2009A Bonds Redemption Date. The 2009A Bonds Paying Agent, in the name, place and stead of the County, shall mail, with respect to the 2009A Bonds, a notice of redemption as required by the terms of the 2009A Bonds and the 2009A Bonds Ordinance. Such notice, substantially in the form attached hereto as Exhibit D is hereby approved, subject to such subsequent additions, changes, variations, omissions, insertions and modifications, if any, as may be approved by the Chairman or Vice Chairman of the County, with the advice of the County's solicitor and Bond Counsel.

On the 2009A Bonds Redemption Date, the 2009A Bonds Paying Agent is irrevocably authorized and directed to pay from the 2009A Bonds Sinking Fund the principal or redemption price of, and interest due on, the 2009A Bonds and to transfer any balance remaining in the 2009A Bonds Sinking Fund not required for such redemption and payment to the Paying Agent for deposit in the Sinking Fund established

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hereunder for application to the payment of interest due on the Bonds on the first interest payment date. The County gives and grants the 2009A Bonds Paying Agent full authority to do and perform all and every act and thing whatsoever requisite and necessary to effectuate said purposes as the County might do on its own behalf, and hereby ratifies and confirms all that said agent shall do or cause to be done by virtue hereof.

Subject only to completion of delivery of, and settlement for, the Bonds, the County hereby calls for redemption and payment on the 2009A Bonds Redemption Date the outstanding 2009A Bonds.

Section 18. Current Refunding of the 2014 Refunded Bonds. Subject only to completion of delivery of, and settlement for, the Bonds, the County hereby authorizes and directs the irrevocable deposit in trust, in the sinking fund for the 2014 Bonds (the "2014 Bonds Sinking Fund") established with The Bank of New York Mellon Trust Company, N.A., the paying agent under the 2014 Bonds Ordinance (for purposes of this Section 18, the "2014 Bonds Paying Agent"), proceeds of the Bonds in an amount which will be sufficient, without regard to investment earnings, to effect the current refunding and redemption of the 2014 Bonds on the 2014 Bonds Redemption Date. The 2014 Bonds Paying Agent, in the name, place and stead of the County, shall mail, with respect to the 2014 Bonds, a notice of redemption as required by the terms of the 2014 Bonds and the 2014 Bonds Ordinance. Such notice, substantially in the form attached hereto as Exhibit E is hereby approved, subject to such subsequent additions, changes, variations, omissions, insertions and modifications, if any, as may be approved by the Chairman or Vice Chairman of the County, with the advice of the County's solicitor and Bond Counsel.

On the 2014 Bonds Redemption Date, the 2014 Bonds Paying Agent is irrevocably authorized and directed to pay from the 2014 Bonds Sinking Fund the principal or redemption price of, and interest due on, the 2014 Bonds and to transfer any balance remaining in the 2014 Bonds Sinking Fund not required for such redemption and payment to the Paying Agent for deposit in the Sinking Fund established hereunder for application to the payment of interest due on the Bonds on the first interest payment date. The County gives and grants the 2014 Bonds Paying Agent full authority to do and perform all and every act and thing whatsoever requisite and necessary to effectuate said purposes as the County might do on its own behalf, and hereby ratifies and confirms all that said agent shall do or cause to be done by virtue hereof.

Subject only to completion of delivery of, and settlement for, the Bonds, the County hereby calls for redemption and payment on the 2014 Bonds Redemption Date the outstanding 2014 Bonds.

Section 19. Appointment of Bond Counsel. The County hereby appoints McNees Wallace & Nurick LLC, Lancaster, Pennsylvania, as Bond Counsel for the Bonds.

Section 20. Incidental Actions. The proper officers of the County are hereby authorized, directed and empowered on behalf of the County to execute any and all papers and documents and to do or cause to be done any and all acts and things necessary or proper for the carrying out of the provisions of this Ordinance, and the issuance and delivery of the Bonds.

Section 21. Payment of Issuance Costs. The proper officers of the County are hereby authorized and directed to pay the costs of issuing the Bonds at the time of delivery of the Bonds to the Underwriter, such costs being estimated in the Proposal.

Section 22. Rescinding Inconsistent Ordinances. All ordinances or parts of ordinances inconsistent herewith be and the same hereby are rescinded, cancelled and annulled.

Section 23. Severability. In the case any one or more of the provisions of this Ordinance shall, for any reason, be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions of this Ordinance, and this Ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein.

Section 24. Effective Date. This Ordinance shall become effective on the earliest date permitted by the Debt Act.

Commissioner Stuckey stated he will be supporting the motion and pointed out that the County is on a very good track from a financial standpoint. He said they have been building up the reserve for the last five years, but they are not deep in reserve, so they cannot call on a deep pocket of reserves to do some of these projects. Perhaps, future Boards will have that ability as the debt service decreases, and with the accelerated debt service payment, there are some bright spots in the future that will provide future Boards with flexibility in terms of what projects can be done. Commissioner Stuckey believes very strongly that they need to utilize the empty sixth and seventh floors of the Courthouse for the District Attorney, and floors four and five for the expansion of the Court system.

Commissioner Lehman noted he is not in favor of the addition of the third secure corridor on the fifth floor of the Main Courthouse, and he has concerns with some pieces of the proposed borrowing for the Main Courthouse. Commissioner Lehman felt that we should address the infrastructure needs of the Historic Courthouse and Courtroom A and eliminate the fifth floor renovations in the Main Courthouse. He said he agrees that it makes sense to renovate the vacant sixth and seventh floors but does not believe that from a long term prospective, the fifth floor renovations make sense and he does not believe the equipment purchases makes sense, and for these reasons he is voting "No" on Ordinance 137. He stated he has no objection to borrowing for Farmland Preservation.

Commissioner Parsons said the sixth and seventh floors of the Courthouse were vacated in 2007 and it makes no sense that they have been vacant all that time when they are needed by the County. He believes the Courthouse project is a very high priority project because in order to be good stewards of the County's existing assets, they need to maintain and make good use of it. Commissioner Parsons said the majority of the new money will be used for the Courthouse project as they continue to build their reserve. He is hopeful that in the future they will continue to make capital project borrowings as the Board and the county team are working together and continue being very fiscally responsible.

Motion passed.

Commissioner Parsons: Yes
Commissioner Stuckey: Yes
Commissioner Lehman: No

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Commissioner Lehman said even though he voted against Ordinance 137, since the majority has already decided to issue these bonds, he has no problem voting for the next two Motions because Susquehanna Group Advisors, Inc. and RBC Capital Markets, LLC have done good work for the County in the past, so he will vote "Yes" on the next two Motions.

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

- Agreement With:** Susquehanna Group Advisors, Inc.
Harrisburg, Pennsylvania
- Purpose:** To assist the County with the planning and execution of the issuance of debt to refund its currently outstanding fixed rate, general obligation bonds, series of 2009A; refund its currently outstanding fixed rate, general obligation bonds series of 2014; finance various capital projects; and to pay the costs of issuance in accordance with the Scope of Services set forth in the Agreement.
- Compensation:** Not to exceed \$30,000.00 in connection with the work related to the issuance of any notes, bonds, or loans. Any such transaction fee shall be paid upon the successful closing of the financing transaction.
- Method of Payment:** Compensation for services shall be upon closing for any note issue, bond issue, or bank loan.
- Term:** This Agreement shall terminate on the closing date of the refunding issue.

Motion passed unanimously.

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

- Letter of Agreement With:** RBC Capital Markets, LLC
Lancaster, Pennsylvania
- Purpose:** To engage RBC Capital Markets, LLC as the underwriter relating to the General Obligation Bonds, Series of 2019 pursuant to the Securities and Exchange Commission's Municipal Advisor Rule; and provide certain disclosures as required by the Municipal Securities Rulemaking Board (MSRB) Rule G-17 as set forth in MSRB Notice 2012-25 (May 7, 2012).
- Compensation:** The underwriter will be compensated by a fee and/or an underwriting discount that will be set forth in the bond purchase agreement negotiated and entered into in connection with the issuance of the Bonds. Payment or receipt of the underwriting fee or discount will be contingent on the closing of the transaction and the amount of the fee or discount may be based, in whole or in part, on a percentage of the principal amount of the Bonds.
- Term:** Effective January 16, 2019.

Motion passed unanimously.

RESOLUTION NO. 2 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:

Facilities Management -	<u>\$91,990.00 (+)</u>
State Grant -	
Mosquito Borne Disease Control Program	
A3100 43030 A-6321	

EXPENDITURE ACCOUNTS:

Facilities Management -	<u>\$38,400.00 (+)</u>
Personnel Services	
A3100 43030 A-7100	

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Facilities Management - Supplies A3100 43030 A-7200	\$15,995.00 (+)
Facilities Management - Purchased Services A3100 43030 A7300	\$12,095.00 (+)
Facilities Management - Capital Expenditures A3100 43030 A-7500	\$25,500.00 (+)
	<u>\$91,990.00 (+)</u>

Motion passed unanimously.

RESOLUTION NO. 3 OF 2019

On motion of Commissioner Stuckey, seconded by Commissioner Lehman;

WHEREAS, Through the *Lancaster County Comprehensive Plan* and the recommendations of the *Blue Ribbon Commission for Agriculture*, Lancaster County has identified the importance of preserving agriculture and agricultural land in Lancaster County; and

WHEREAS, Through policy and programs, the Board of County Commissioners has made a commitment to a balanced and cooperative approach to farmland preservation in Lancaster County; and

WHEREAS, The Board of Commissioners has established the *Farmland Preservation Fund* to implement the recommendations of the *Lancaster County Comprehensive Plan* and the *Blue Ribbon Commission for Agriculture* to permanently preserve farmland in areas planned for agriculture.

NOW, THEREFORE, BE IT RESOLVED BY THE LANCASTER COUNTY BOARD OF COMMISSIONERS, That the County of Lancaster, Pennsylvania, appropriate agricultural conservation easement purchase funds for Fiscal Year 2019 in the amount of \$1,760,639.35, which is inclusive of \$1,500,000 of new County funds through the *Farmland Preservation Fund*, \$100,018.35 of Clean & Green rollback tax interest as required by Act 156 of 1998, \$24,771.00 of other County Funds reserved exclusively for easement purchase, and \$135,850.00 of local government funds used for the acquisition of agricultural conservation easements.

BE IT FURTHER RESOLVED, That the above funding is available as of January 1, 2019, and that such funds have been collected or received by Lancaster County and placed in a restricted account, or are reserved exclusively for the purchase of easements, and that any of these funds not expended by December 31, 2020 will be available for use in subsequent fiscal periods for the same purpose; as required by the Act of June 30, 1981 (P.L. 128, No. 43), known as the Agricultural Area Security Law, as amended.

BE IT FURTHER RESOLVED, That said funds will be used for the purpose of providing matching funds for the purchase of agricultural conservation easements pursuant to the authority contained in the Act of June 30, 1981 (P.L. 128, No. 43), known as the Agricultural Area Security Law, as amended.

BE IT FURTHER RESOLVED, That \$60,000.00 of Clean & Green rollback tax interest will be used to monitor and enforce agricultural conservation easements, including the payment of legal costs associated with defending agricultural conservation easements, as permitted by Act 46 of 2006.

BE IT FURTHER RESOLVED, That \$250,000.00 from the Marcellus Shale Legacy Fund established by Act 13 of 2012 will be used for 50% matching challenge grant is hereby awarded to the Lancaster Farmland Trust through the *Farmland Preservation Fund* to permanently preserve farmland in areas planned for agriculture in accordance with guidelines prepared for the program.

Motion passed unanimously.

RESOLUTION NO. 4 OF 2019

Lancaster County Hazard Mitigation Plan

On motion of Commissioner Lehman, seconded by Commissioner Stuckey;

WHEREAS, the municipalities of Lancaster County, Pennsylvania are most vulnerable to natural and human-made hazards, which may result in loss of life and property, economic hardship, and threats to public health and safety; and

WHEREAS, Section 322 of the Disaster Mitigation Act of 2000 (DMA 2000) requires state and local governments to develop and submit for approval to the President a mitigation plan that outlines processes for identifying their respective natural hazards, risks, and vulnerabilities; and

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WHEREAS, Lancaster County acknowledges the requirement of Section 322 of DMA 2000 to have an approved Hazard Mitigation Plan as a prerequisite to receiving post-disaster Hazard Mitigation Grant Program funds; and

WHEREAS, the Lancaster County Hazard Mitigation Plan has been developed by Lancaster County Emergency Management Agency in cooperation with other County departments, local municipal officials, and the citizens of Lancaster County; and

WHEREAS, a public involvement process consistent with the requirements of DMA 2000 was conducted to develop the Lancaster County Hazard Mitigation Plan; and

WHEREAS, the Lancaster County Hazard Mitigation Plan recommends mitigation activities that will reduce losses to life and property affected by both natural and human-made hazards that face the County and its municipal governments.

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

- The 2019 Lancaster County Hazard Mitigation Plan is hereby adopted as the official Hazard Mitigation Plan of the County, and
- The respective officials and agencies of Lancaster County identified in the implementation strategy of the 2019 Lancaster County Hazard Mitigation Plan are hereby directed to execute the recommended activities assigned to them.

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 Prison, to approve the following:

Agreement With: Lancaster-Lebanon Intermediate Unit 13
Lancaster, Pennsylvania

Purpose: To provide Adult Basic Education and High School Equivalency Test (HiSET) preparation classes and testing for male and female offenders at the Lancaster County Prison.

Amount/Term: Not to exceed \$165,885.00 for the period July 1, 2018 through June 30, 2021 (\$50,795.00 per year for classroom services and \$4,500.00 per year for HiSET testing).

Motion passed unanimously.

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

**Amendment to Service Agreement
No. AWP-PSA26AAA-2018-2021
With:** Aging Well PA, LLC
Harrisburg, Pennsylvania

Purpose: To increase the reimbursement rate for assessment services provided by the Office of Aging, on behalf of Aging Well PA, LLC, for consumers requiring level of care determinations for MA funded programs.

Amount/Term: Reimbursement rate increased from \$237.12 to \$274.11 per consumer Level-of-Care Assessment for the period July 1, 2018 through March 31, 2019.

Motion passed unanimously.

On motion of Commissioner Stuckey, seconded by Commissioner Lehman, it was agreed for the County of Lancaster to approve the following appointment to the Capital Area Behavioral Health Collaborative (CABHC) Board of Directors effective January 16, 2019:

Capital Area Behavioral Health Collaborative (CABHC) Board of Directors:

New Appointment
Judith Erb, Executive Director
Lancaster County Behavioral Health/Developmental Services
150 North Queen Street, Suite 610
Lancaster, Pennsylvania 17603
(Succeeds Lawrence M. George)

Motion passed unanimously.

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On motion of Commissioner Stuckey, seconded by Commissioner Lehman, the meeting adjourned at 9:39 a.m.

Motion passed unanimously.

Respectfully submitted,



Lydia Kovalchuk, Executive Assistant
Commissioners' Office