

COUNTY COMMISSIONERS' MINUTES
WEDNESDAY, FEBRUARY 1, 2023

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

Present at today's meeting were:

Ray D'Agostino, Chairman
Joshua G. Parsons, Vice-Chairman
John B. Trescot
BOARD OF COUNTY COMMISSIONERS

Lawrence George
COUNTY ADMINISTRATOR/CHIEF CLERK

Jacquelyn Pfursich, Esquire
COUNTY SOLICITOR

Also, present were:

Heather Chalfant, Deputy Director
PURCHASING

Lisa Colon, Controller
CONTROLLER'S OFFICE

Robert Devonshire, Director
GENERAL SERVICES

Joshua Hunter, Director
CRISPUS ATTUCKS COMMUNITY CENTER/CAP

L. Thomas Martin, Executive Director
OFFICE OF AGING

Patrick Mulligan, Director
BUDGET SERVICES

Joel Saint, Pastor
IRBC

Patricia Schorn, Resident
LANCASTER CITY

Blanding Watson, President
LANCASTER NAACP

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

Commissioner D'Agostino announced that the Board of Commissioners met in Executive Session on Monday, January 30, 2023, at 10:35 a.m. to discuss two litigation matters: Miller case in Lancaster County Court of Common Pleas, docket number CI-22-08146, and Carl case in the Eastern District Court of Pennsylvania, docket number 5:22-CV-02464. They also discussed a potential litigation matter; Personnel matters, and a Workers' Compensation matter.

Commissioner D'Agostino announced the approval of the January 25, 2023, Commissioners' Meeting Minutes.

Commissioner D'Agostino made the following announcement:

- There is no Work Session scheduled for Tuesday, February 14, 2023 and no Commissioners' Meeting scheduled for Wednesday, February 15, 2023.

PROCLAMATION

Black History Month

February 1, 2023

WHEREAS, Carter G. Woodson, noted African American scholar and historian, founded "Black History Week," the second week in February, on February 12, 1926; and

WHEREAS, In 1976, as part of the nation's bicentennial, "Black History Week" was expanded and established as "Black History Month" with the hope that through this special observance all Americans would be reminded of their ethnic roots and develop a mutual respect for the contributions of all racial groups in America; and

WHEREAS, February is significant and recognized in African American history for the accomplishments and contributions of great African American pioneers and institutions; and

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WHEREAS, historically, Lancaster County played a significant role in African American history and the cause of freedom for all people. This history includes the underground railroad, and the "Christiana Riot" or "Christiana Resistance," which some consider to be the unofficial first battle of the civil war, where armed citizens of Lancaster County, including many local African Americans, actively resisted southerners seeking to recapture escaped slaves here; and

WHEREAS, Lancaster County has been home to many prominent Black citizens, including abolitionists, who advocated for freedom; and

WHEREAS, African Americans have made significant contributions to Lancaster County and to American society, including in medicine, science, art, religion, education, entertainment and the United States military; and

WHEREAS, We owe a great deal of gratitude to African Americans in Lancaster County and beyond for their contributions, and for their efforts to help ensure justice for all; and

WHEREAS, "Black History Month" draws our collective attention to the facts and experiences of African Americans in this country from slavery, through the abolitionist movement; through the backlash of the oppressive laws of "Jim Crow" and the legalized institutional separation of the races; through the Harlem Renaissance; through the Civil Rights movement; and to the numerous and significant gains of freedom; and

WHEREAS, We are all indebted to these leaders as well to the many the silent heroes for their valiant struggles and sacrifices. We honor those in Lancaster County and beyond who worked and to end discrimination throughout society. We further honor all those who have led and served their communities in their respective fields.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF LANCASTER COUNTY, PENNSYLVANIA, that the County of Lancaster does hereby celebrate the month of February 2023 as

----- **Black History Month** -----
in Lancaster County. The Lancaster County Board of Commissioners recognize and appreciate the benefits of "Black History Month" to our culture and urge all Lancaster County citizens to take the opportunity during this month to explore this rich history and to also make a personal commitment to create a "more perfect union" and advance our nation's founding ideals of liberty and justice for all.

On motion of Commissioner Parsons, seconded by Commissioner Trescot, it was agreed for the County of Lancaster, acting on behalf of the Sheriff's Office, to approve the following:

<u>Third Extension Agreement With:</u>	Schaad Detective Agency York, PA
<u>Purpose:</u>	To supply Level 1 guards services for the Sheriff's Office.
<u>Amount:</u>	Level 1 rate (unarmed)- \$37.93/hour, \$78,894.40 - approximate cost for four guards.
<u>Term:</u>	February 8, 2023, through May 9, 2023.
<u>Funding:</u>	Funding for this extension is budgeted for in the 2023 Budget for Fiscal Affairs. Rate has remained unchanged & the number of guards is being reduced from ten to four.

Motion passed unanimously.

On motion of Commissioner Trescot, seconded by Commissioner Parsons, it was agreed for the County of Lancaster, acting on behalf of the Solicitor's Office, to approve the following:

<u>First Memorandum of Lease Agreement With:</u>	Derrin Sample Pequea, PA
<u>Purpose:</u>	To memorialize the change in ownership for the Pequea tower lease site.
<u>Term:</u>	20 year lease which commenced February 6, 2004.
<u>Funding:</u>	This is budget neutral.

Motion passed unanimously.

On motion of Commissioner Parsons, seconded by Commissioner Trescot, it was agreed for the County of Lancaster, acting on behalf of the Solicitor's Office, to approve the following:

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First Amendment of Lease Agreement With:

David & Sadie Glick
Kirkwood, PA

Purpose:

To restrict the use of County fencing for containment of livestock for the Kirkwood tower site.

Term:

Nine year, ten month lease option which commenced on or about March 18, 2022.

Funding:

This is budget neutral.

Motion passed unanimously.

On motion of Commissioner Trescot, seconded by Commissioner Parsons, it was agreed for the County of Lancaster, acting on behalf of the Solicitor's Office, to approve the following:

Second Memorandum of Lease Agreement With:

David & Sadie Glick
Kirkwood, PA

Purpose:

To memorialize the change in ownership for the Kirkwood tower lease site.

Term:

Nine year, ten month lease option which commenced on or about March 18, 2022.

Funding:

This is budget neutral.

Motion passed unanimously.

On motion of Commissioner Parsons, seconded by Commissioner Trescot, it was agreed for the County of Lancaster, acting on behalf of the Solicitor's Office, to approve the following:

First Amendment of Lease Agreement, Termination & Release With:

J. Elaine Rohrer
Rohrer Real Estate
Mountville, PA

Purpose:

To memorialize the early termination of the Mountville tower site lease.

Term:

Twenty year lease agreement signed February 13, 2004.

Funding:

This is budget neutral.

Motion passed unanimously.

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

Agreement With:

Aging Well
Harrisburg, PA

Purpose:

To provide home and community-based assessment services and supportive fair hearing and appeal services for individuals being served by the Office of Aging's' managed long-term services and support programs.

Amounts:

Federal Preadmission Screening, Resident Review (PASRR-EV), and Redetermination Assessments all-inclusive rate of:
Year 1 - \$249.22
Year 2 - \$256.70
Year 3 - \$264.40

Preparation and attendance at each consumer appeal hearing all-inclusive rate of:
Year 1 - \$136.76
Year 2 - \$140.86

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Year 3 - \$145.09

Term: Three-year term, for the period April 1, 2023 through January 31, 2026, with two one-year renewals through January 31, 2028.

Funding: In current budget.
Increase of 5.1% for Year 1.
Increase of 8.3% for Year 2.
Increase of 11.5% for Year 3.

Motion passed unanimously.

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

**Permanent Easement &
Temporary Construction
Easement With:**

Frank Nevin Weaver & Kristina Weaver
Narvon, PA

Purpose: To grant and convey to the County of Lancaster a permanent easement and a temporary construction easement to access the Big Conestoga #1 bridge in Caernarvon Township, which requires demolition and construction of a new bridge, in accordance with the terms and conditions set forth in the Agreement.

Amounts/Term: \$8,518.11 total broken down as follows:

\$3,758.85 for the permanent easement.

\$4,759.26 for the temporary construction easement through the end of the construction period.

Funding: 2023 County Liquid Fuels (CLF) budget.

Motion passed unanimously.

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

Bid Award To: Kinsley Construction, Inc.
York, PA

Purpose: To replace the Big Conestoga #1 Bridge located on Boot Jack Road in Caernarvon Township.

Amount/Term: \$1,163,000.00 for the period March 1, 2023, through November 10, 2023.

Funding: This project is funded through Liquid Fuels funds, specifically:

Act 44 - \$290,750.00 (25%) &

Act 89 - \$872,250.00 (75%).

Motion passed unanimously.

RESOLUTION NO. 8 OF 2023

On motion of Commissioner Parsons, seconded by Commissioner Trescot, it was agreed for the County of Lancaster to draw down from FY 23 General Fund Balance \$1,886,000.00 in resources to pay down unbudgeted costs associated with the refinancing of Lancaster County General Obligation Bonds.

Based upon the advice of the County's financial advisors and present financial conditions and having received approval by the Commissioners' and Solicitors offices, the County initiated this refinancing transaction to provide long term debt service savings of approximately \$345,000 annually to the County.

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Revenue:

Lancaster County General Fund Balance 2951 A A1111 00000	(\$1,886,000.00)
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Expenditures:

Lancaster County Charges from County Agents 7900 A A1114 00000	\$1,886,000.00
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Motion passed unanimously.

Pastor Saint and Ms. Schorn, Lancaster City Residents, addressed the Board.

On motion of Commissioner Parsons, seconded by Commissioner Trescot, the meeting adjourned at 10:02 a.m.

Motion passed unanimously.

Respectfully submitted,



Lydia Kovalchuk, Executive Assistant
Commissioners' Office