

COUNTY COMMISSIONERS' MINUTES  
WEDNESDAY, FEBRUARY 23, 2022

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**  
**BOARD OF COUNTY COMMISSIONERS**

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

**Tammy Moyer**  
**DEPUTY CHIEF CLERK**

**Jacquelyn Pfursich, Esquire**  
**COUNTY SOLICITOR**

Also present were:

**Heather Adams**  
**DISTRICT ATTORNEY**

**Michael Armer, Deputy Director**  
**PURCHASING**

**Benjamin Arnold, Chief Ranger**  
**DEPARTMENT OF PARKS AND RECREATION**

**Michelle Bard, CFO**  
**SAINT ANNE'S RETIREMENT COMMUNITY**

**Heather Chalfant, Senior Buyer**  
**PURCHASING**

**Robert Devonshire, Director**  
**FACILITIES MANAGEMENT**

**Rachael Henriquez, Senior Buyer**  
**PURCHASING**

**Mary Moore, Resident**  
**LANCASTER CITY**

**Kathleen Morrison, First Assistant**  
**SOLICITOR'S OFFICE**

**Patrick Mulligan, Director**  
**BUDGET SERVICES**

**James Noel, Solicitor**  
**HOSPITAL AUTHORITY**

**Brian Pasquale, Director**  
**EMERGENCY MANAGEMENT AGENCY**

**Anna Ramos, Chief Operating Officer**  
**WORKFORCE DEVELOPMENT BOARD**

**Hilda Sierra-Marrero, Resident**  
**LANCASTER CITY**

**David Twaddell, Esquire, Seamans, Cherin & Merlott**  
**BOND COUNSEL TO SAINT ANNE'S RETIREMENT COMMUNITY**

**Paul Weiss, Administrator**  
**DEPARTMENT OF PARKS AND RECREATION**

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

Commissioner D'Agostino announced approval of the January 26, 2022, Commissioners' Meeting Minutes.

RESOLUTION NO. 19 OF 2022

On motion of Commissioner Parsons, seconded by Commissioner D'Agostino;

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF LANCASTER, APPROVING THE FINANCING BY THE LANCASTER COUNTY HOSPITAL AUTHORITY OF A FINANCING PROJECT FOR THE BENEFIT OF SAINT ANNE'S RETIREMENT COMMUNITY, INCORPORATED, A NONPROFIT CORPORATION SERVING THE PUBLIC THROUGH ITS HEALTH CENTER FACILITIES LOCATED IN THE TOWNSHIP OF WEST HEMPFIELD, LANCASTER COUNTY, PENNSYLVANIA, COMPRISED OF (I) THE REFUNDING OF CERTAIN OUTSTANDING INDEBTEDNESS OF SAINT ANNE'S RETIREMENT COMMUNITY, INCORPORATED, CONSISTING OF THE OUTSTANDING HEALTH CENTER REVENUE BONDS, SERIES OF 2012 (SAINT ANNE'S RETIREMENT COMMUNITY, INCORPORATED PROJECT), HERETOFORE, ISSUED BY SAID AUTHORITY, (II) FUNDING OF A DEBT SERVICE RESERVE FUND TO THE EXTENT NECESSARY AND (III) THE PAYMENT OF THE COSTS AND EXPENSES RELATED TO SUCH FINANCING; DECLARING THAT IT IS DESIRABLE FOR THE HEALTH, SAFETY AND WELFARE OF THE PEOPLE IN THE AREA SERVED BY SAINT ANNE'S RETIREMENT COMMUNITY, INCORPORATED TO HAVE THE PROJECT PROVIDED BY AND FINANCED THROUGH THE AUTHORITY; DESIGNATING THE CHAIRMAN OF THE BOARD OF COMMISSIONERS OR, IN HIS ABSENCE, ANY OTHER MEMBER OF THE BOARD OF COMMISSIONERS AS THE PERSON TO ACT ON BEHALF OF THE BOARD OF COMMISSIONERS AS THE "APPLICABLE ELECTED REPRESENTATIVE" WITHIN THE MEANING OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED; AUTHORIZING SUCH CHAIRMAN OR ANY SUCH MEMBER OF THE BOARD OF COMMISSIONERS TO TAKE CERTAIN ACTIONS ON BEHALF OF THE BOARD OF COMMISSIONERS AS SUCH "APPLICABLE REPRESENTATIVE"; AND AUTHORIZING OTHER NECESSARY AND APPROPRIATE ACTION.**

WHEREAS, Lancaster County Hospital Authority (the "Authority") is a municipality authority incorporated pursuant to a resolution of the Board of Commissioners of the County of Lancaster, Pennsylvania, and is existing under and governed by the provisions of the Pennsylvania Municipality Authorities Act, as amended and supplemented (the "Authorities Act"); and

WHEREAS, The Authorities Act permits the Authority to assist in the financing of buildings and facilities for health centers; and

WHEREAS, Saint Anne's Retirement Community, Incorporated ("Saint Anne's") has represented to the Authority that it is an integrated health center facility which provides substantial health care services on a nonsectarian basis and reasonably related services and is a nonprofit corporation existing under the laws of the Commonwealth of Pennsylvania (the "Commonwealth"); and

WHEREAS, Saint Anne's has requested that the Authority finance a project which consists of the: (i) refunding and retirement of the Authority's Health Center Revenue Bonds, Series of 2012 (Saint Anne's Retirement Community, Incorporated Project), in the original maximum principal amount of \$21,130,000; (ii) funding of a debt service reserve fund to the extent necessary; and (iii) payment of costs of issuing the Bonds (hereinafter defined) (collectively, the "Project"); and

WHEREAS, In order to finance the Project, Saint Anne's has requested that the Authority issue its Revenue Bonds, Series of 2022 (Saint Anne's Retirement Community, Incorporated Project), in the maximum aggregate principal amount of \$14,000,000 (the "Bonds"); and

WHEREAS, The County of Lancaster (the "County") approves the financing of the Project for the benefit of Saint Anne's, and has determined that it is in the best interests of the people in the County of Lancaster, and is desirable for the health, safety and welfare of the people in the area served by Saint Anne's and the Project to have the Project provided, and undertaken, by the Authority; and

WHEREAS, Pursuant to the Internal Revenue Code of 1986, as amended (the "Code"), the Bonds to be executed by the Authority to finance the Project for the benefit of Saint Anne's, must be approved by the "applicable elected representative" of the governmental units having jurisdiction over the Authority and the area in which the Project is located 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 in which the Project is located; and

WHEREAS, The Project is located in the County; and

WHEREAS, The Board of Commissioners of the County (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 Chairman, or in his absence, any other member of its Board to act on its behalf as such "applicable elected representative."

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF LANCASTER COUNTY, PENNSYLVANIA AS FOLLOWS:

1. In connection with the financing of the Project by the Authority, this Board of Commissioners hereby declares it to be desirable for the health, safety, and welfare of the people in the area served by Saint Anne's and the Project, to have the Project provided by, and financed through, the Authority.
2. The Board hereby empowers, authorizes, and directs its Chairman, or in his absence, any of its members, to execute and deliver an "approval of applicable representative" in the form attached hereto; provided that, such approval shall be delivered only following a public hearing, held on behalf of the County by the Authority, which has followed reasonable

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- public notice, with respect to the Project (described on such approval). The Board intends that this resolution and the subsequent execution and delivery of the approval of "applicable elected representative" by any Commissioner of this County shall constitute the "approval by a governmental unit" required by Section 147(f) of the Code.
3. 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.
  4. The County acknowledges that the Authority is entitled to rely upon, and will rely upon, the findings and determinations of this County as set forth in Paragraph 1 above.

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

Motion passed unanimously

**ORDINANCE NO. 152**

**AN ORDINANCE OF THE COUNTY OF LANCASTER REPEALING ORDINANCE NO. 98 OF 2010 AND PROVIDING FOR RULES AND REGULATIONS GOVERNING THE USE OF THE LANCASTER COUNTY PARK SYSTEM**

On motion of Commissioner Parsons, seconded by Commissioner D'Agostino,

WHEREAS, on March 6, 1991, the Board of Commissioners of Lancaster County (hereinafter, the "Board") enacted Ordinance No. 10, which set forth the rules and regulations of the Lancaster County Park System; and

WHEREAS, there have been several amendments to the rules and regulations of the Lancaster County Park System, including Ordinance No. 15 in 1986, Ordinance No. 53 in 2000 and Ordinance No. 55 in 2001; and

WHEREAS, on December 15, 2010, the Board enacted Ordinance No. 98 of 2010, which repealed Ordinance No. 10 of 1991 and any amendments thereto in their entirety and adopted updated rules and regulations for the Park System; and

WHEREAS, the County of Lancaster desires to revise and update provisions of the rules and regulations for the Park System; and

WHEREAS, the County wishes to repeal Ordinance No. 98 of 2010 in its entirety, and any amendment thereto, and adopt the rules and regulations as set forth in this Ordinance.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Lancaster County, Pennsylvania as follows:

Ordinance No. 98 of 2010, and any amendments thereto, are repealed in their entirety effective February 23, 2022.

NOW, THEREFORE, BE IT FURTHER ENACTED AND ORDAINED by the Board of Commissioners of Lancaster County, Pennsylvania as follows:

**SECTION 1: TITLE**

This document shall be known as "The Lancaster County Department of Parks & Recreation Rules and Regulations."

**SECTION 2: PURPOSE**

These regulations are established to govern the conduct of the members of the public in parks and recreational facilities established and maintained by Lancaster County Department of Parks and Recreation and to protect the public property.

**SECTION 3: DEFINITIONS**

Except where the context clearly indicates otherwise, the following terms used in this Ordinance shall have the following meanings:

- A. The term "County" shall mean the County of Lancaster.
- B. The term "Park System" shall mean any parks, buildings, and other properties owned or leased by the County of Lancaster, including but not limited to those designated or used by the County for park or open space purposes.
- C. The term "Park Ranger" shall mean any employee in the Park Ranger Division of the Department who has been authorized to enforce the Lancaster County Department of Parks & Recreation Rules and Regulations within the Park System.
- D. The term "Department" shall mean the Lancaster County Department of Parks and Recreation.
- E. The term "Administrator" shall mean the Administrator for the Lancaster County Parks and Recreation Department as designated by the Lancaster County Commissioners.

**SECTION 4: HOURS**

- A. The Park System and recreational facilities established, maintained, and operated by the Department is open to all members of the public, unless posted or designated otherwise.
- B. The Park System shall be open to the public between the hours of sunrise to sunset each day unless different hours are established by general or specific notification made by the Administrator. The lighted athletic fields in Central Park shall be available for use until 10:00 p.m. each day unless otherwise established by the Administrator.
- C. Any section or part of any park or recreational facility may be declared closed to the public by the Administrator at any time and for any interval of time, either temporarily or at regular and stated intervals and either entirely or for certain uses, as the Administrator shall find necessary. Any aggrieved party may appeal to the Administrator in writing within ten (10) business days of the Administrator's declaration.

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**SECTION 5: PERMITS**

Permits are required for the following purposes:

- A. Use of recreational buildings, pavilions, and camping grounds.
- B. Use of athletic fields.
- C. To reserve any area in the Park System for use.
- D. An event or activity which 50 or more people are expected to attend.
- E. Any other purpose as set forth in this Ordinance.

**SECTION 6: APPLICATION FOR PERMITS**

- A. Any person or association of persons desiring to obtain a permit shall make request at the office of the Department either in person or by telephone.
- B. When a fee is required, permits will not be issued until payment is received. The Administrator may make periodic or monthly payment arrangements with groups requiring additional department services, with ballfield leagues, and with other groups, where a single payment is not practical for proper accounting procedures established by the Department.
- C. Permits are issued on a first come, first serve basis; however, priority shall be given to the activities of the Department. Requests for permits can be made for any dates, up to one (1) year in advance.
- D. No person under the age of eighteen (18) years shall be issued a permit to use the Park System.

**SECTION 7: GUIDELINES FOR ISSUANCE OF PERMITS**

- A. The Department shall issue a permit hereunder when it is satisfied that:
  1. The proposed use will not unreasonably interfere with or detract from the general public use and enjoyment of the Park System.
  2. The proposed use does not present a substantial or unwarranted safety hazard.
  3. The facilities desired have not been already reserved.
  4. The proposed use will not cause damage or injury to property.
  5. The proposed use complies with all applicable provisions of the Parks & Recreation Rules and Regulations.
- B. The Department shall take the following additional considerations into account in considering permit requests to fairly determine whether a permit should be issued hereunder and may require the requester to complete a special event application to aid in its determination:
  1. The size and purpose for which the park is normally used.
  2. The location of the park and the area surrounding it.
  3. The facilities available to accommodate the intended use.
- C. Any person or association of persons denied the issuance of a permit, or a fee waiver may appeal to the Board of Commissioners of Lancaster County in writing within ten (10) business days of being notified of said denial.

**SECTION 8: OPERATION AND PARKING OF MOTORIZED VEHICLES**

The County of Lancaster hereby exercises its power to control traffic within the physical boundaries of the Park System pursuant to 75 Pa.C.S.A. § 6102(b) and § 6109. In accordance with this authority,

- A. No person shall:
  1. Park a vehicle in the Park System between the hours of sunset and sunrise unless different hours are established by general or specific notifications or by permit or written permission from the Administrator.
  2. Operate a vehicle and stop, stand, or park said vehicle in any place marked as a passenger or loading zone, other than for expeditious loading or unloading of passengers, or for the unloading and delivery or pickup and loading of materials.
  3. Operate and stop, stand, or park a vehicle upon any roadway or in any parking area in such a manner as to form an obstruction to traffic thereon.
  4. Drive upon or park upon any lawn in any park unless specifically authorized to do so by the Department.
  5. Operate and stop, stand, or park a vehicle in such a manner as to block or restrict use of a campsite road, maintenance road, boat ramp, gate, bollard, pavilion access road, or bike/hiking/horse trail.
  6. Operate a vehicle or park in any place where "No Parking," "Do Not Enter," "Road Closed," or "Authorized Vehicles Only" signs or any sign and/or barricades have been erected that would indicate that the area is not open to the general public without first obtaining permission from the Department.
  7. Operate or park a vehicle in such a manner as to block the exit or removal of another vehicle.
  8. Operate or park a vehicle in such a manner as to take up more than one designated parking spot.
  9. Park in an area designated for persons with disabilities only without displaying a placard or license plate legally issued to the operator.
  10. Operate a vehicle in excess of fifteen (15) M.P.H. within the Park System unless a higher rate of speed has been posted.
  11. Operate a vehicle in any park or place other than park roadways open to the general public, with the exception of vehicles authorized by the Department for the purpose of park maintenance, improvement, or patrol functions, or to areas set aside as special use areas.
  12. Operate any vehicle within the Park System in a manner which carelessly disregards the rights and safety of others or endangers any person or property.
  13. Operate any type of minibike, scooter, dirt bike, ATV, snowmobile, or other motorized vehicle that is not authorized for operation on the public highways.
  14. Wash or make mechanical repairs on vehicles except in cases of emergency.
  15. Fail to yield the right of way to any person riding a horse, hiking, walking, or biking on designated trails where such trails cross streets or roadways.
  16. Disobey the direction of a traffic control device or a duly authorized Park employee or designee.

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17. Operate a vehicle in a manner that causes damage or injury to turf, lawn, or Park System property.
- B. In conjunction with this section, the Motor Vehicle Code of Pennsylvania shall apply to all park roadways within the Park System.
  - C. The Department is hereby authorized to design and issue parking tickets and to establish, from time to time, by resolution, certain fines or penalties for violation of any provisions of this Ordinance and may prescribe the place where such fines or penalties of this Ordinance may, in lieu of issuing a citation, issue a notice of parking violation in such form as is prescribed by the Department. If such fine or penalty is not paid within the time limits prescribed by the Department, the person issuing said ticket shall appear before a district justice or other judicial officer having jurisdiction for the purpose of securing the issuance of a citation for the violation. In any case where the Department has not, by resolution, established a fine or penalty for any violation of Section 8 of this Ordinance, the prescribed violation shall be presumed to be thirty-five dollars (\$35.00) for parking in a designated handicapped parking space and twenty dollars (\$20.00) for any other violation.
  - D. The Department is hereby authorized and designated to establish areas which will be subject to the afore described violation and to provide for the installation of the necessary warning signs, traffic lines, and directional devices.
  - E. Whenever any vehicle has been parked in violation of the provisions of this Section prohibiting or restricting parking and no responsible driver is present, the person in whose name such vehicle is registered shall be responsible for such violation and subject to the penalty, therefore.
  - F. All vehicles must be removed from the Park System within forty-eight (48) hours of discovery by a Park Ranger or other Park employee. Any vehicle remaining in the Park System after 48 hours has elapsed will be considered abandoned and will be subject to towing unless written permission for an extended stay is granted by the Administrator or his/her designee.

**SECTION 9: HORSES**

No person shall:

- A. Ride or lead a horse or pony upon any property within the Park System except on specifically designated areas or trails and paved roads.
- B. Ride a horse or pony in a careless, negligent, or reckless manner so as to create a nuisance or to endanger the life or property of persons within the Park System.
- C. Ride a horse or pony in a careless, negligent, or reckless manner causing damage to a trail or property within the Park System.

**SECTION 10: OPERATION OF BICYCLES**

No person shall:

- A. Ride a bicycle upon any property within the Park System except on specifically designated areas or trails and paved roads.
- B. Ride a bicycle in a careless, negligent, or reckless manner so as to create a nuisance or to endanger the life or property of persons within the Park System.
- C. Ride a bicycle in a careless, negligent, or reckless manner causing damage to a trail or property within the Park System.

**SECTION 11: LITTERING**

- A. No person shall bring any wastepaper, sweepings, ashes, household waste, glass, metal, yard waste, animal waste or carcass, refuse or rubbish or any dangerous or detrimental substance into the Park System and deposit the same, either in a receptacle or any other place.
- B. Nothing in this section prohibits trash or waste generated in the Park System from a picnic or similar activity to be put into receptacles supplied for that purpose.

**SECTION 12: VANDALISM**

No person shall:

- A. Climb upon or in any way injure any statue, fountain, wall banister, ledge, fence, balustrade, railing, pavilion, tree, athletic equipment, bridge, or other equipment or structure or play on wet grounds in a manner injurious to turf.
- B. Tamper with, mar, remove, or destroy any official or authorized sign.
- C. Deposit any bodily waste or fluids in or on any portion of any restroom or similar facility or other public structure except directing into such particular fixtures as may be provided for that purpose.
- D. Place any bottle, can, rag, cloth, metal, wood, or stone substance in any of the plumbing fixtures in any restroom or similar facility or any other structure.
- E. Cut, deface, mar, destroy, break, write on, or scratch any walls, floor, ceiling, partition, tree, rock, fixture, or furniture.
- F. Use paper towels, toilet paper, or waste soap in any improper manner.
- G. Cause damage to any Park System facilities, including restrooms, buildings, structures, property, or equipment.
- H. Engage in any form of graffiti activity within the Park System.

**SECTION 13: OTHER PROHIBITED ACTIVITIES IN PARKS**

No person shall:

- A. Tamper with drinking fountains, hydrants, or other water system facilities or use water other than for drinking or cooking unless otherwise designated.
- B. Gamble in any form.
- C. Pour or cause to spill or permit to escape in any area any oil, gas, salt, acid, or other harmful or noxious substance whether liquid, solid, or gas, except pursuant to the provisions of an official permit.
- D. Urinate or defecate anywhere in the Park System except in a restroom or other facility provided for such purposes.
- E. Engage in any form of golfing activity.
- F. Throw rocks, stones, or other objects from any overlook or cliff.
- G. Fail to obey a posted park sign.

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- H. Use a skateboard, in-line skates, or similar wheeled apparatus or equipment except within an area designated as a skate park or on paved roadways.
- I. Camp in the Park System except in designated areas with a permit or in other areas with a special event permit.
- J. Construct or occupy any man-made "survival" shelters in the Park System unless part of an official Park System program.
- K. Draft water from waterways that run through the Park System without obtaining written permission from the Administrator.
- L. Operate any type of model airplane, model rocket, drone, or any other type of remote-controlled airborne device in the Park System without obtaining written permission from the Administrator.

**SECTION 14: DESTRUCTION OF PLANT LIFE AND NATURAL SURROUNDINGS**

No person shall:

- A. Cut, remove, or destroy any tree, sapling, seedling, bush, or shrub, living or dead, or chip, blaze, box, girdle, trim, or otherwise deface or injure any tree or shrub, or break or remove any branch, foliage, tree, or shrub, or pick, gather, uproot, remove, or destroy any flower, plant, or grass, or chisel, drill, or remove any natural stone deposit except with written permission from the Administrator.
- B. Remove or cause to be removed or to dig any sod, earth, humus, peat, boulder, rock, gravel, or sand except with written permission from the Administrator.
- C. Build a makeshift dam, or any other device or structure that interferes with the natural flow of water in waterways that run through the Park System.

**SECTION 15: ATTACHMENTS**

No person shall hitch, tie, fasten, nail, anchor, screw, or otherwise attach any wire, cable, chain, rope, card, sign, poster, advertisement, notice, announcement, handbill, board, or other articles or device to any post, tree, shrub, rock outcropping, traffic or park sign, or structure except in accordance with a special event permit issued by the Department.

**SECTION 16: METAL DETECTING**

No person shall use a metal detector in any fenced-in area or upon any athletic field or archeological site.

**SECTION 17: ALCOHOLIC BEVERAGE**

- A. No person shall:
  - 1. Consume or possess an alcoholic beverage while in or upon property within the Park System.
  - 2. Enter or remain within the Park System while under the influence of alcohol to the degree that they may be a danger to themselves or other persons or property.
- B. The Park Rangers shall confiscate alcoholic beverages in any person's possession while in or upon property within the Park System.

**SECTION 18: ILLEGAL DRUGS AND CONTROLLED SUBSTANCES**

- A. No person shall:
  - 1. Consume or possess any illegal drug, drug paraphernalia, or controlled substance, as listed and defined in the act of April 14, 1972 (P.L. 233, No. 64), 35 P.S. § 780-101 et. seq, known as the Controlled Substance, Drug Device and Cosmetic Act, while in or upon any property within the Park System.
  - 2. Enter or remain within the Park System while under the influence of any illegal drug or controlled substance to the degree that they may be a danger to themselves or other persons or property.
- B. The Park Rangers shall confiscate illegal drugs, drug paraphernalia, or controlled substances in any person's possession while in or upon property within the Park System.
- C. Nothing in this section shall prohibit or interfere with the use or possession of a controlled substance pursuant to a lawful order of a practitioner as defined by the Controlled Substance, Drug, Device and Cosmetic Act.

**SECTION 19: PERSONAL CONDUCT**

No person shall:

- A. With the intent to cause public inconvenience, annoyance, or alarm, or recklessly creating a risk thereof:
  - 1. Engage in fighting or threatening, or in violent or tumultuous behavior;
  - 2. Make unreasonable noise; or
  - 3. Engage in any other behavior which would constitute the offense of disorderly conduct.
- B. Engage in any form of sexual activity.
- C. Appear in public in a manner that exposes genitalia or buttocks.
- D. Appear in public in a manner that exposes the female breast, including but not limited to topless sunbathing.

**SECTION 20: PEDDLING AND SOLICITING**

No person shall:

- A. Peddle or solicit business of any nature whatsoever or collect any fund for any service or charity or distribute handbills or post other advertising matter including unauthorized signs on property within the Park System unless first obtaining permission in writing from the Administrator.
- B. Display or post political signs or engage in any form of electioneering on property within the Park System except that posting of political signs and materials are permitted within one hundred (100) yards of buildings which are officially designated as polling places by the Lancaster County Board of Elections. Allowable materials may be posted two (2) days prior to an election and must be removed within one (1) day following the election. Any political signs or materials posted in or around the polling place must conform to the Election Code.

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**SECTION 21: USE OF AUDIO EQUIPMENT**

No person shall:

- A. Use a loudspeaker, public address system, or amplifier within or upon property within the Park System without a special event permit issued by the Department.
- B. Play or cause to play any radio, audio device, television or stereo equipment, or similar device, at a volume which is reasonably anticipated to disturb or annoy others.

**SECTION 22: FIRES**

No person shall:

- A. Set or cause to be set on fire any tree, woodland, brush, grassland, or meadow.
- B. Set or cause to be set on fire any material, item, or property within the Park System which is not intended for such purposes.
- C. Build any fire except:
  1. Within fireplaces, metal grills, or approved fire rings using appropriate materials; or
  2. Fires in open spaces may be allowed with written approval from the Administrator and only in the area designated by the Administrator for such purposes.
- D. Drop, dump, throw, or otherwise scatter lighted matches, ashes, burning cigars, cigarettes, tobacco paper, or other flammable material.
- E. Leave fires unattended at any time or not fully extinguished before being abandoned within the Park System.

**SECTION 23: FIREWORKS AND EXPLOSIVES**

The possession or discharge of any fireworks or explosives on property within the Park System is prohibited, except with written permission from the Administrator.

**SECTION 24: ANIMALS, BIRDS AND REPTILES**

No person shall:

- A. Pursue, catch, attempt to catch, strike, molest, wound, or kill any bird, animal, or reptiles or disturb any nest, lair, den, burrow, or the like of any animal, except in such limited areas which the Department may from time to time designate as authorized hunting areas.
- B. Drive or pursue any wild bird or animal from the confines of the Park System.
- C. Spotlight or use vehicle headlights to view animals except in accordance with the Pennsylvania Game and Wildlife Code and the rules and regulations of the Pennsylvania Game Commission.
- D. Leave or abandon any animal in the Park System.

**SECTION 25: FISHING**

- A. Fishing with an appropriate license is permitted in all areas within the Park System except those areas specifically posted otherwise.
- B. Fishing must be done in accordance with the Pennsylvania Fish and Boat Code and the rules and regulations of the Pennsylvania Fish and Boat Commission.

**SECTION 26: HUNTING AND TRAPPING**

- A. Hunting is prohibited on all property within the Park System unless posted or designated otherwise.
- B. Hunting within the Park System, where permissible, shall be limited to shotgun, muzzle loader, and archery hunting. Hunting with a rifle is prohibited within the Park System at all times.
- C. Hunting must be done in accordance with the Pennsylvania Game and Wildlife Code and the rules and regulations of the Pennsylvania Game Commission.
- D. Trapping within the Park System is prohibited.

**SECTION 27: FIELD TRIAL AREAS**

The Department may set aside park areas on a permit basis to be used as field trial areas. Such areas will be open in compliance with the Pennsylvania Game and Wildlife Code and the rules and regulations of the Pennsylvania Game Commission.

**SECTION 28: DOGS, PETS AND OTHER ANIMALS**

- A. Dogs, pets, and other animals must be under control of the owner at all times either by leash or voice command unless otherwise posted.
- B. Animals must be attended and cared for at all times within the Park System.
- C. Dogs, if unleashed, must remain in the direct line of sight of their handlers and may not be permitted to stray from their handlers' fields of view.
- D. Any domestic animal which has injured another animal or patron in an unprovoked attack within the Park System is prohibited from returning to the Park System for the remainder of its natural life.
- E. No person shall:
  1. Permit dogs, cats, or other domesticated animal within one hundred (100) feet of any picnic pavilion, play equipment, or other areas so posted.
  2. Bring a dog, cat, or other domesticated animal into the Park System unless said animal holds a current year's license and up-to-date rabies vaccination tags.
  3. Bring, drive, or lead any farm animal into the Park System except that horses may be ridden by persons in charge thereof or driven before a vehicle attached thereto in accordance with Section 9 of this Ordinance.
  4. Torture, abuse, or neglect any animal.

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5. Fail to remove any feces deposited by dogs or cats.
- F. Nothing in this Section or this Ordinance shall prohibit or interfere with the use of guide, signal, or service animals as defined by the Americans with Disabilities Act.

**SECTION 29: TRESPASS**

No person shall:

- A. Enter upon any grounds or enter into any fenced-in area that have been posted by the Department with "No Trespassing" signs or any sign that would indicate that the area is not open to the general public without first obtaining a permit issued by the Department.
- B. Enter any building or area that is not open to the public.
- C. Enter upon any construction site or disturb any construction equipment on property within the Park System, with the exception of authorized personnel.
- D. Enter upon any grounds or any building in violation of an expulsion order issued by the Department.

**SECTION 30: UNLAWFUL OBSTRUCTION**

- A. No person shall force, threaten, intimidate, fence, enclose, or by any other means prevent or obstruct any person from:
1. Entering, leaving, or making full use of the Park System.
  2. Accessing their personal property while within the Park System.
- B. This section shall not apply to lawful activities of authorized employees of the Department consistent with the terms of this ordinance and other applicable statutes, rules, and regulations.

**SECTION 31: HINDERING EMPLOYEES**

No person shall:

- A. Interfere with or hinder any Park Ranger, Park employee, or designee in the performance of his/her duties.
- B. Fail or refuse to obey any lawful command by a Park Ranger, Park employee, or designee.
- C. Provide false information to a Park Ranger, Park employee, or designee.

**SECTION 32: FIREARMS AND WEAPONS**

- A. Possession of a firearm within the Park System shall be in accordance with the Pennsylvania Uniform Firearms Act (18 Pa.C.S.A. §§ 6101 et seq.).
- B. Discharge of a firearm is prohibited, except in the following circumstances:
1. By any law enforcement officer or military personnel while carrying out the duties and responsibilities of his/her position;
  2. For hunting purposes in designated hunting areas as established by the Department and in accordance with Section 26 of these Rules and Regulations;
  3. In defense of human life or residence or place of business of the person discharging the firearm in accordance with applicable state laws;
  4. In accordance with a special event permit granted in accordance with these Rules and Regulations.
- C. Possession or use of a weapon is prohibited within the Park System unless specifically excepted as set forth in Title 18 of the Pennsylvania Statutes and Consolidated Statutes Annotated.
- D. Use or possession of an electric or electronic incapacitation device shall be in accordance with Title 18 of the Pennsylvania Statutes and Consolidated Statutes Annotated.
- E. No person shall use a firearm or weapon in a manner which places another in fear of imminent serious bodily injury.
- F. Use or discharge of an air rifle, air gun, paintball gun, BB gun, sling-shot, cross bow, bow and arrow, or any other tension/air-propelled device is prohibited unless in connection with a permissible fishing or hunting activity or in accordance with a special event permit granted in accordance with these Rules and Regulations.
- G. A Park Ranger shall confiscate any firearm or weapon in the possession of any person in violation of this section while in or upon property within the Park System.
- H. For the purposes of this section, "firearm" shall be defined in accordance with the Pennsylvania Uniform Firearms Act.
- I. For purposes of this section "weapon" shall mean:
1. Any bomb, grenade, blackjack, sandbag, or metal knuckles;
  2. Any dagger, knife, razor, or cutting instrument, the blade of which is exposed in an automatic way by switch, push-button, spring mechanism, or otherwise or the blade is three (3) inches or longer and serves no common lawful purpose; or
  3. Any other implement for the infliction of serious bodily injury which serves no common lawful purpose.

**SECTION 33: FEES AND CHARGES**

- A. No person shall use any facility, campsite, land, or area for which a fee or charge has been established by the Department without pre-payment of such fee or charge.
- B. The Department may establish and, from time to time, revise fees and/or charges associated with use of the Park System.

**SECTION 34: NATURAL AREAS**

Natural areas in the Park System will be specific sites set aside where no buildings or structures are permitted. These areas are to be used by the public for their intended purpose and shall remain as nearly as possible uninfluenced by man, excepting accommodations for visitors for passive recreational uses.



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SECTION 35: STATE STATUTES, OTHER APPLICABLE REGULATIONS

All applicable statutes, rules, and regulations of the Commonwealth of Pennsylvania shall have full force and effect upon any property within the Park System and shall be enforced by those having appropriate jurisdiction.

SECTION 36: PENALTIES

Any person who violates any provisions of this ordinance shall, for every such offense, upon conviction thereof in a summary proceeding before a magistrate or district justice or other appropriate judicial official, be sentenced to pay a fine not more than six hundred dollars (\$600.00), as well as the cost of restitution, as applicable, and/or to undergo imprisonment for a term not exceeding ten (10) days. In addition, such person shall be liable to the full extent for any damage that he/she causes. Furthermore, any violation of this Ordinance may, at the discretion of the Administrator or his/her designee, result in an expulsion from all Park System properties or any portion thereof for a minimum of six (6) months but not to exceed two (2) years depending on the severity of the violation.

SECTION 37: PARK RANGER AUTHORITY

Park Rangers are appointed pursuant to 16 P.S. § 2511(a) and are authorized to perform all necessary duties relating to maintaining public parks, recreational areas, and related buildings within the Park System, to perform police or guard duties within the Park System or other County owned property, and to enforce these Rules and Regulations. Pursuant to 16 P.S. § 2512(a), Park Rangers are hereby authorized to arrest, without warrant, any offender against the provisions of these Rules and Regulations and to take such persons before a magistrate, district justice, or other appropriate judicial officer having competent jurisdiction.

SECTION 38: SEVERABILITY

The provisions of this Ordinance are severable. If any sentence, clause, or section of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not invalidate the remainder of this Ordinance, and it is hereby declared to be the intention of the Board of Commissioners of the Lancaster County that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, or section not have been included herein.

SECTION 39: REPEALER

All ordinances and resolutions or parts thereof which are inconsistent herewith are hereby repealed insofar as they are inconsistent.

SECTION 40: EFFECTIVE DATE

This Ordinance shall become effective on February 23, 2022.

Ms. Moore asked questions about the park policy.

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

Ordinance passed.

On motion of Commissioner Parsons, seconded by Commissioner D'Agostino, it was agreed for the County of Lancaster, as fiscal agent to the Lancaster County Workforce Development Board, to approve and process the Signatory Authorization Form, which is required by State and Federal mandates due to a change in personnel.

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

Motion passed.

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

|                        |   |
|------------------------|---|
| <u>Agreement with:</u> | Aspirant Consulting Group, Inc.<br>Westtown, PA   |
| <u>Purpose:</u>        | To complete the update or rewrite of the Lancaster County Detectives written directive system, including creating a comprehensive policy manual, to make their policies and procedures compliant with applicable laws and best practices. |
| <u>Amount:</u>         | \$23,500.00, payable in full or six monthly installments of \$3,916.66.   |
| <u>Funding:</u>        | This amount was already budgeted and will have no impact on the District Attorney's 2022 budget.  |

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

Motion passed.

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

**Contract Award To:**

Alpha Space Control  
Chambersburg, PA

**Purpose:**

To provide road/traffic line painting services for the participating members of the Lancaster County Cooperative Purchasing Board.

**Amount/Term:**

\$970,466.19 for one year commencing March 1, 2022 through February 28, 2023, with an option to extend for an additional one year.

This is a 10.8% increase in costs.

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

Motion passed unanimously.

**RESOLUTION NO. 20 OF 2022**

On motion of Commissioner Parsons, seconded by Commissioner D'Agostino;

WHEREAS, on March 2, 2016, the Board of Commissioners of Lancaster County approved an agreement for Enterprise Fleet Management (hereinafter, "EFM") to provide vehicle leases and applicable maintenance programs which allow for cost control, improved vehicle maintenance, and increased resale values; and

WHEREAS, current market conditions have resulted in early closure of order windows, negatively impacting the County's ability to order new vehicles and compelling the County to keep vehicles in service longer, with the result of decreased resale values and increased potential maintenance issues; and

WHEREAS, the Lancaster County Purchasing Department has developed procedures for an annual vehicle lease process which is anticipated to alleviate these issues; and

WHEREAS, the Board of Commissioners of Lancaster County deems it desirable and in the best interest of the County to approve the implementation of those procedures;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF LANCASTER COUNTY, PENNSYLVANIA, to proceed with the annual Enterprise Vehicle Lease process as proposed by the Purchasing Department and set forth as follows:

1. At the beginning of each fiscal year, the Purchasing Department shall present to the Board of Commissioners the anticipated vehicle leases within that year's approved budget.
2. Upon determination of the upcoming fiscal year's budget recommendations by Budget Services, the Purchasing Department is empowered to enter into lease agreements for the upcoming fiscal year up to ninety (90) days in advance of January 1 of said year.

BE IT FURTHER RESOLVED to approve language to be included in all lease documentation to address availability of next year fiscal funds as follows, "Enterprise Fleet Management (EFM) agrees not to hold the County responsible for vehicles ordered before the following January 1 fiscal year start if the County's budget for vehicle leases is not approved for the upcoming fiscal year. If the County's vehicle lease budget is not approved for the upcoming fiscal year, the Purchasing Department must notify EFM prior to the vehicle's delivery to the County, otherwise the County will be held responsible for the vehicle's cost to sell."

BE IT FURTHER RESOLVED to grant the County Administrator/Chief Clerk the authority to sign all Enterprise vehicle lease documents on behalf of the County Board of Commissioners.

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

Motion passed unanimously.

On motion of Commissioner Parsons, seconded by Commissioner D'Agostino, it was agreed for the County of Lancaster, acting on behalf of the Purchasing Department, to approve the following:

**Agreement With:**

Enterprise Fleet Management  
Harrisburg, Pennsylvania

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**Purpose:** To lease 22 vehicles for twelve County departments - Adult Probation and Parole Services, Coroner's Office, District Attorney's Office, Emergency Management, Juvenile Probation, County Wide Communications, Public Safety Training Center, Parks, Prison, Sheriff's Office, Veterans Affairs and the Youth Intervention Center.

**Amount/Term:** \$99,228.60 for 60 months.  
**Funding:** Costs are covered in the 2022 Budget.

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

Motion passed unanimously.

**RESOLUTION NO. 21 OF 2022**

On motion of Commissioner Parsons, seconded by Commissioner D'Agostino, it was agreed for the County of Lancaster to allocate the following sums in Fiscal Year 2022 for the following housing programs:

**Revenues:**

|   |                        |
|---|------------------------|
| Commissioner's Office:<br>Emergency Rental<br>Assistance Fund (State ERAP I)<br>Revenue Account<br>6311 A A1111 45032 | <b>\$19,637,800.89</b> |
| Emergency Rental<br>Assistance Fund (Federal ERAP II)<br>Revenue Account<br>6311 A A1111 45040                        | <b>\$ 7,866,488.30</b> |
| Lancaster County-<br>Emergency Rental<br>Assistance Fund (State ERAP II)<br>Revenue Account<br>6311 A A1111 45041     | <b>\$ 6,228,740.63</b> |

**Appropriations:**

|  |                        |
|--|------------------------|
| Commissioners Office-<br>Emergency Rental<br>Assistance Fund (State ERAP I)<br>Appropriation/Expenditure Account<br>7300 A A1111 45032 | <b>\$19,637,800.89</b> |
| Emergency Rental<br>Assistance Fund (Federal ERAP II)<br>Appropriation/Expenditure Account<br>7300 A A1111 45040                       | <b>\$ 7,866,488.30</b> |
| Emergency Rental<br>Assistance Fund (State ERAP II)<br>Appropriation/Expenditure Account<br>7300 A A1111 45041                         | <b>\$6,228,740.63</b>  |

This is a technical resolution that must be completed at the close of the Fiscal Year 2021 budget in order to make the unexpended balances available for spending in Fiscal Year 2022 for the same specific programmatic purposes.

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

Motion passed unanimously.

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

**Agreement With:**

Gannett Flemming  
Camp Hill, PA

**Purpose:**

To provide construction inspection services for Little Chiques #1 bridge replacement. Work to include attending job meetings, review of payment applications and other required processes during construction.

**Amount:**

\$68,169.80.

**Funding:**

This project is funded from the County Liquid Fuels (CLF) fund.

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

Motion passed unanimously.

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

**Agreement With:**

Edwin L. Heim Company  
Harrisburg, PA

**Purpose:**

To repair the bar screen for the sewage system at the Lancaster County Prison. Work to include replacing a faulty motor, various bearings and other parts.

**Amount:**

\$43,900.00

**Funding:**

This is funded in the Facilities Management 2022 operating budget.

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

Motion passed unanimously.

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

**Agreement With:**

Guardian CSC  
York, PA

**Purpose:**

To provide water treatment at the Government Center, Courthouse, Prison and Youth Intervention Center.

**Amount/Term:**

\$29,751.00 for the period January 1, 2022 through December 31, 2022.

Courthouse - \$8,378.00  
Government Center - \$8,055.00  
Prison - \$5,335.00  
Youth Intervention Center - \$6,633.00

Cooling Tower Ligenonella testing - \$1,350.00  
(three tower sites, tested two times per year)

**Funding:**

This is funded from the Facilities Management 2022 operating budget.

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

Motion passed.

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

- Agreement With:** Johnson Controls, Inc.  
New Cumberland, PA
- Purpose:** To inspect, maintain and repair chillers at the Government Center, Courthouse and Youth Intervention Center. Work to include routine inspections, adjustments and preventative maintenances for the County's 6 HVAC chillers.
- Amount/Term:** Total of \$311,568.00, paid annually at \$103,856.00 over three years.  
  
Courthouse - \$31,676.00  
Government Center - \$31,676.00  
Youth Intervention Center - \$40,504.00
- Funding:** This is funded from operating budgets of the three facilities.

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

Motion passed.

On motion of Commissioner Parsons, seconded by Commissioner D'Agostino, it was agreed to appoint Craig Haertter as Director of Property Assessment for the County of Lancaster, effective as of June 2, 2021.

Mr. George said that Mr. Haertter has more than 20 years of experience with the department which will prove invaluable as the County is about to conduct another Countywide assessment.

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

Motion passed.

On motion of Commissioner Parsons, seconded by Commissioner D'Agostino, it was agreed to appoint Brian Pasquale as Director of the Emergency Management Agency for the County of Lancaster effective, February 23, 2022.

Mr. George introduced Mr. Pasquale, who previously worked for Montgomery County's Public Safety Department, has a PhD and was an air medic during Desert Storm and remains active in EMS.

Mr. Pasquale said he appreciates and values the Commissioners' faith and confidence in him to consider him for the appointment to the position and is proud to join an incredible team at Lancaster County Emergency Management.

Commissioner Parsons said they were fortunate to have many highly qualified applicants for the position, but Mr. Pasquale had an incredible background with his work in another county and academically and in the military. Mr. Pasquale serves in the Army Reserve as a Detachment Sergeant.

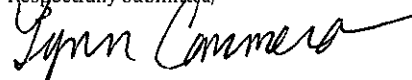
Commissioner Parsons – Yes  
Commissioner D'Agostino – Yes  
Commissioner Trescot – Absent for the vote.

Motion passed.

On motion of Commissioner Parsons, seconded by Commissioner D'Agostino, the meeting was adjourned at 9:58 a.m.

Motion passed.

Respectfully submitted,



Lynn Commero, Administrative Secretary  
Commissioners' Office