

**COUNTY COMMISSIONERS' WORK SESSION MINUTES**  
**TUESDAY, MAY 28, 2019**

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

Present at today's meeting were:

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

**Lawrence George**  
**CHIEF CLERK**

**Lisa Johnson**  
**ASSISTANT CHIEF CLERK**

**Christina Hausner, Esquire**  
**COUNTY SOLICITOR**

Also present were:

**Charlie Douts, Director**  
**FACILITIES MANAGEMENT**

**Judy Erb, Executive Director**  
**BEHAVIORAL HEALTH/DEVELOPMENTAL SERVICES**

**Jim Fasnacht, Senior Buyer**  
**PURCHASING**

**Todd Kirkpatrick, Director**  
**PUBLIC SAFETY TRAINING CENTER**

**Matt Knepper, Director**  
**AGRICULTURAL PRESERVE BOARD**

**Cathy Rychalsky, Executive Director**  
**LANCASTER COUNTY WORKFORCE DEVELOPMENT BOARD**

**Linda Schriener, Senior Buyer**  
**PURCHASING**

**Carter Walker, Reporter**  
**LANCASTER NEWS**

Commissioner Parsons called the meeting to order at 10:06 a.m.

Commissioner Parsons announced the Board of Commissioners met in Executive Session on Tuesday, May 28, 2019 to discuss potential litigation, personnel including EEOC matter, litigation of the Artist Carol vs. Madera Case (docket #2059-2019) and Stedman vs. Board of Commissioners (docket #146-2019) in the Commonwealth Court and Labor Negotiations. Last week there was an Administrative meeting and no executive session held due to quorum.

Commissioner Parsons read the following announcements:

- (1) The County of Lancaster will conduct public hearings to discuss the County's proposed Human Services Block Grant categorical funding allocations for Fiscal Year 2019-2020 on the following dates:
  - Tuesday, May 28, 2019 at 6:00 p.m., Public Safety Training Center, 101 Champ Boulevard, Manheim;
  - Monday, June 3, 2019 at 3:00 p.m., Room 701, 150 North Queen Street, Lancaster;
  - Wednesday, June 5, 2019 at 9:15 a.m. during the County Commissioners' Meeting, Room 701, 150 North Queen Street, Lancaster, at which time the Board of Commissioners will consider the adoption of the Human Services Block Grant categorical funding allocations for Fiscal Year 2019-2020.

The block grant encompasses mental health and intellectual disabilities base funds, Act 152 drug and alcohol funds, behavioral health services initiative funds, Human Services Development Fund, and homeless assistance funding. Public participation is invited.

- (2) The Board of Commissioners will hold a public hearing on June 4, 2019 at 7:00 p.m. at the Mount Joy Township Office, 8853 Elizabethtown Road, Elizabethtown, Pennsylvania. The purposes of the hearing is the proposed closure and elimination of the Little Chiques #1 Bridge on Cloverleaf Road in Mount Joy and Rapho Townships. Public participation is invited.

-Continued-

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- (3) An evening Commissioner's Meeting is scheduled on Wednesday, June 12, 2019 at 7:00 p.m. at East Drumore Township Municipal Building, 925 Robert Fulton Highway, Quarryville, Pennsylvania. There will be no Commissioners' Meeting held on Wednesday morning, June 12, 2019 at 9:15 a.m.

1. Mr. Kirkpatrick, Director, presented an Amendment to Financial Support Agreement on behalf of the Public Safety Training Center.

Mr. Kirkpatrick noted that the terms will not change, only the language from 2011 needs to be put back into sections 2c and 2d of this current agreement to allow the Fire Service Coordinator to schedule classes and allow training at their facility.

Commissioner Lehman remembers the agreement but not the specific change dating back to 2011. Commissioner Lehman questioned what is offered at the Public Safety Center and the Pequea Lane Facility and what are the priorities. Mr. Kirkpatrick noted there are pros and cons to both facilities, but the burn building at the Public Safety Center is the biggest difference. Commissioner Lehman is requesting that the agreement be amended to add language to the Public Safety Center as a priority. Commissioner Lehman drafted up language for the agreement noting that his goal is to mitigate the question before it is asked down the line.

Commissioner Parsons has no objections to the amendment, to be presented at the May 29, 2019 Commissioners' Meeting.

**NOTE:** For more information, please refer to the County Commissioners' Meeting Minutes dated May 29, 2019.

2. Mr. Fasnacht, Senior Buyer, presented a Bid Award for Bulk Delivery of Gas, Diesel Fuel and #2 Heating Oil.

**NOTE:** For more information, please refer to the County Commissioners' Meeting Minutes dated May 29, 2019.

3. Mr. Knepper, Director, presented an Agreement of Sale of Agricultural Conservation Easement and Enforcement Agreement to Agricultural Conservation Easement on behalf of the Agricultural Preserve Board.

Commissioner Stuckey stated that this seems to be the easiest way to fix this solution to just not enforce something that was given to us instead of undoing it all and restructure it. This has been reviewed two solicitors and the Ag Preserve Board which voted affirmatively to do it.

Commissioner Lehman raised concerns with the language and the approach. He stated he has never seen an Enforcement Agreements where the County has chosen not to enforce the terms of an Agricultural Conservation Easement Agreement and if so, what were they? Mr. Knepper noted there is another one in the works and mentioned the closest situation that had occurred was a rerecorded easement that was recorded with the wrong description attached to it, which included language that shouldn't have been included or the opposite. Previously we would have taken the step to complete the rerecord the original preservation easements and changed the description that applies to the land that they are preserving. Mr. Knepper believes this is the better mechanism to do the same thing.

Commissioner Parsons adds this has huge implications, and so much money has been spent preserving farmland in Lancaster County. The whole system exists under the idea that nothing is ever going to change it, but now we are going to say we are not enforcing it. Commissioner Parsons adds it's better to say we've made a mistake at the time.

Commissioner Lehman agrees with Commissioner Parsons views. On one hand there is nothing to enforce because it's already been developed when it was preserved in 1998 to the best of our ability, but to have an action by the Board of Commissioners and the Ag Preserve Board implying that we are not going to enforce part of a preserved farm. He understands the dilemma but wishes there was a cleaner way to solve this besides opening pandora's box.

Mr. Knepper believes that if the County does not act to resolve this in one way that the owners will seek remedy through the Courts and ultimately end up in the same place. Commissioner Parsons asked if Mr. George Cook would be available to attend the Commissioners Meeting to explain why a un-not enforcement is better for Agricultural Preservation program of Lancaster County than fixing a mistake, Commissioner Parsons is all for listening stated we need to think about the overall Act Preservation Program and not just this issue.

**NOTE:** For more information, please refer to the County Commissioners' Meeting Minutes dated May 29, 2019.

4. Mr. Douts, Director, presented an Easement Agreement on behalf of the Facilities Management Department.

**NOTE:** For more information, please refer to the County Commissioners' Meeting Minutes dated May 29, 2019.

5. Ms. Erb, Executive Director, presented Amended Agreements and Agreements on behalf of the Behavioral Health/Developmental Services.

**NOTE:** For more information, please refer to the County Commissioners' Meeting Minutes dated May 29, 2019.

6. Ms. Schreiner, Senior Buyer, and Mr. Wible, Executive Director, presented Office of Aging Contract Extensions on behalf of Office of Aging.

**NOTE:** For more information, please refer to the County Commissioners' Meeting Minutes dated May 29, 2019.

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- 7. Commissioner Dennis Stuckey presented the Agreement with the Lancaster County Transportation Authority on behalf of the Planning Commission.

Commissioner Lehman advised the Board he will be voting no to stay consistent with his position on the Transportation Authority.

**NOTE:** For more information, please refer to the County Commissioners' Meeting Minutes dated May 29, 2019.

- 8. Sheriff Christopher Leppler, Chief Deputy Christopher Riggs and Lieutenant Marc Shaffer had a discussion of Summary Warrant Dismissal Under Certain Circumstances

The Sheriff's office updated the board mentioning there have been 38,000 identified summary warrants dating back to 1984 that are deemed to be not served. The Department has met with Judge Reinaker and Court Administration staff to the warrant dismissals. There intension is to seek permission to dismiss these warrants, money will never be collect just being spent managing and looking after each one.

Commissioner Parsons addressed his concerns regarding the Sheriff's Department originally taking over the MDJ Warrants. The whole point of MDJ's having their own constables working their own warrants because they are familiar with the community and know who needs to be served and the issues. Commissioner Parsons states he would like to take the individuals in the warrant unit and give them back to the Courthouse for security. Since the beginning, Commissioner Parsons has been getting feedback from the MDJ's stating that serving warrants have been unsuccessful. With regards to the dismissal, if each warrant has been searched and there are no other options but to cancel.

Commissioner Stuckey believes they should take another look at how these warrants are issues, why they are issued and the volume. Maybe this is the only way they must resolve the issue.

Commissioner Lehman states the financial impact on the County will be minimum nor expecting any revenue. For Commissioner Lehman the optics of eliminating a batch of warrants is troubling, harshly because of the message that is sent. He agrees that it makes sense for the MDJ's to determine if the status of a warrant should be changed. Commissioner Lehman stated he prefers that if warrants are going to be dismissed, there should be a standard procedure as to how we do it and then make it a routine thing that the MDJ's handle. Commissioner Lehman is not comfortable with the overall optics of getting rid of a warrant and wants us to be cautious.

- 9. Ms. Rychalsky, Executive Director, presented the Board with WDB's Lease Options and Possible Need for Relocation. The following options below are possibilities moving forward.

- Liberty Place                      Current location, increasing rent costs, waiting on updated proposal from landlord; current lease expires December 31, 2020.
- Burle Complex                      Current LGH spaces are being reviewed by landlord to determine pricing
- 1046 Manheim Pike              Build to suit, need 15-month window (short window to decide), located right outside city limits

Ms. Rychalsky is open to suggestions for spaces to accommodate 15,000 sq. ft. within the city limits, parking and on a bus route. She will continue to keep the board informed and if there are any other options, and she is open to other suggestions.

- 10. On motion of Commissioner Stuckey, seconded by Commissioner Lehman, the following re-appointments were made to the Lancaster County Agricultural Preserve Board for a three-year term through May 31, 2022.

Jeffrey R. Frey  
13 Radcliff Road  
Willow Street, PA 17584

Gary Landis  
110 Yummerdall Road  
Lititz, PA 17543

Roger Rohrer  
22 Girven Road  
Strasburg, PA 17579

Lancaster County Residents

Motion passed unanimously.

- 11. On a motion of Commissioner Lehman, seconded by Commissioner Stuckey, the following re-appointments were made to the Lancaster County Assessment Auxiliary Board for a one-year term through May 31, 2020.

Ms. Mary L. Clinton  
295 West Main Street  
Leola, PA 17540

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Mr. David R. Lombardo, Jr.  
21 Thresher Court  
Lititz, PA 17543

Mr. James Joseph Lombardo  
608 Dorset Street  
Lititz, PA 17543

Ms. Kim E. Ludewig  
1657 Sunset Avenue  
Lancaster, PA 17601

Mr. M. Steven Weaver  
401 Alden Drive  
Lancaster, PA 17601

Mr. Thomas Benton  
21 Solar Drive  
New Providence, PA 17560

Lancaster County Residents

Motion passed unanimously.

12. Ms. Johnson, Assistant Chief Clerk, presented the May 29, 2019 Commissioners' Meeting Agenda noting the Presentations of "Child Welfare Professionals Appreciation Week" and "Lyme Disease Awareness Month" and adding additional language to the Amendment to Financial Support Agreement for the Public Safety Training Center.
13. On motion of Commissioner Stuckey, seconded by Commissioner Lehman, the meeting was adjourned at 11:30 a.m.

Motion passed unanimously.

Respectfully submitted,



Latoya Westbrook-Thomas, Executive Assistant  
Commissioners' Office