

**COMMISSIONERS' MEETING
MINUTES**

07/15/20

The July 15, 2020 York County Board of Commissioners Meeting was held at the York County Administrative Building, 28 E. Market St., 2nd Fl. York, PA 17401.

1. CALL TO ORDER

President Commissioner Julie Wheeler called to order the July 15, 2020 meeting at 10:00 a.m.

Present: Vice President Commissioner Doug Hoke, Commissioner Ron Smith, Administrator Mark Derr, Solicitor Michelle Pokrifka, Controller Greg Bower, Treasurer Barbara Bair and Executive Assistant to the President Commissioner Rebecca Laird.

A. Opening Ceremony/ Pledge of Allegiance

Veteran, Paul Hershey, Marine Corps.

B. Invocation

Laura Shue, Recorder of Deeds.

2. CONSENT AGENDA

Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to approve the Consent Agenda Items A through G listed below.

- A. Minutes from the July 1, 2020 Commissioners' Meeting as submitted.
- B. Budget Line Adjustments for the month of June 2020 submitted by the York County Budget Director.
- C. Letter of Agreement and HIPAA Business Associate Agreement between the County of York, on behalf of the York County Office of Children, Youth & Families, and **Bilingual Conexion**, 155 South Queen Street, York, PA, 17401, to provide Interpretation and Translation Services, as documented in the 2020-21 pricing schedule for the period of July 1, 2020 through June 30, 2021.
- D. Letter of Agreement and HIPAA Business Associate Agreement between the County of York, on behalf of the York County Office of Children, Youth & Families, and **Herre Consulting**, PO Box 62263, Harrisburg, PA, 17106, to provide a maintenance contract for the Lektriever Electronic Filing System, at the annual rate of \$3,360.00 for the period of July 1, 2020 through June 30, 2021.

E. Letter of Agreement and HIPAA Business Associate Agreement between the County of York, on behalf of the York County Office of Children, Youth & Families, and **Pediatric Services of America, Inc.** dba Aveanna Healthcare, 2085 Old Post Road, Suite 210 Harrisburg, PA, 17100 for the period of July 1, 2020 through June 30, 2021, to provide medical assessment services at the following rates:

Up to Forty hours per RN/LPN	\$48.00/hour
Hours in excess of 40 per RN/LPN	\$53.00/hour
Parking reimbursement for each RN/LPN,	not to exceed \$45.00/month
County Holidays per Holiday schedule* noted below	\$48.00/Hr for 8 hrs/Fulltime resource

F. Agreement between the County of York, on behalf of the York County Office of Children, Youth & Families, and **Avanco International, Inc.**, 12685 Wiltonshire Drive, Clifton VA 20124, for the continued development and implementation of CWIS in regard to its interface with the Child Accounting and Profile System (CAPS). The cost has been proportionally allocated across 55 counties based on the number of users in each county compared to the total number of CAPS users. The total cost of CWIS FY20-21 is a fixed price of \$350,000.00. The cost to CYF is a fixed price of \$18,881.80 for the period of July 1, 2020 through June 30, 2021.

G. Agreement between the County of York, on behalf of the York County Office of Children, Youth & Families, and the following service provider at the rates indicated, for the period of July 1, 2020 through June 30, 2021:

PAC Center of Healing and Wellness, LLC - 3301 W. Market Street, York, PA 17404

<u>Program</u>	<u>Unit Cost</u>
Outpatient Therapy Services	
Intake Sessions	\$ 98.00 / Each
30-Minute Therapy Session	\$ 42.50 / Each
45-Minute Therapy Session	\$ 68.50 / Each
60-Minute Therapy Session	\$ 98.00 / Each

3. CONTRACTS

A. Lancaster General Hospital, Lancaster, Pennsylvania

Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to approve a Contract Agreement between the County of York, on behalf of the Human Services Department, and Lancaster General Hospital, Lancaster, Pennsylvania, to provide rental assistance to York County reentrants, for a total cost of \$21,926.00.

B. Engie, North America, Houston, Texas

Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to ratify a contract between the County of York, on behalf of the Facilities Management Department, and **Engie, North America, Houston, Texas**, for the purchase of electricity for all county facilities for calendar year 2022 and 2023 at a rate of \$0.05027 per kilowatt hour. – Administrator Derr commented that we are locking in new rates.

C. Office of Conflict Counsel

Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to approve an agreement between the County of York, on behalf of the Office of Conflict Counsel and the below listed attorneys, to provide legal representation to qualified individuals in criminal proceedings conducted in York County at a rate of \$27,768.00 annually (\$2,314.00 per month) effective August 1, 2020, with the first monthly payment due August 2020. The initial term is for one year and continues annually unless terminated by either party. – Solicitor Pokrifka commented that this is 2 out of the 5 attorneys.

Heather A. Reiner, Esquire
Ronald J. Gross, Esquire

D. Wayne County

Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to approve an agreement between the County of York, on behalf of the Youth Development Center, and Wayne County to house Wayne County youth at a daily rate of \$375.60 for the period of July 1, 2020 through June 30, 2021.

4. AMENDMENT

A. ICE/Detention Compliance & Removals Immigration and Customs Enforcement Office

Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to approve an amendment to a contract between the County of York, on behalf of the York County Prison, and ICE/Detention Compliance & Removals Immigration and Customs Enforcement Office (ICE), amending the previously approved effective date from June 1, 2020 to May 1, 2020. – Commissioner Hoke commented the Prison Board approved this and the effective date was the only change.

5. LEASE AGREEMENT

A. Kinsley Equities LP

Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to approve a lease agreement between the County of York, on behalf of the Facilities Management Department, and Kinsley Equities LP, for space in the Meadowlands Business Center located at 3566-3568 Concord Road, York, PA 17402 for the District Justice Magisterial Office for District 19-2-01 (Springettsbury Township), for an initial period of 10 years starting at an annual base rent of \$73,012.50 for the first year with additional operating expenses, rent and operating expenses to be paid monthly. – Commissioner Wheeler commented that the District Court needed to be relocated due the sale of the Annex.

6. MEMORANDUM OF UNDERSTANDING

A. WellSpan Health

Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to approve a memorandum of understanding between the County of York and WellSpan Health to apply for 340B status under the Public Health Services Act to enable them to provide healthcare services to indigent/uninsured individuals in York County.

– Commissioner Wheeler commented that this is a reimbursement that can be received if they apply for the 340B status, many hospitals apply for this.

7. FILING OF AN AMENDED PETITION

A. Babst, Calland, Clements and Zomnir, P.C

Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to approve the filing of an amended petition with the Courts to add Babst, Calland, Clements and Zomnir, P.C., as legal counsel for representation regarding litigation in the United States District Court for the Western District of Pennsylvania titled Donald J. Trump for President, Inc., et al., vs. Kathy Boockvar, et al., and to execute the firm's fee agreement.

– Solicitor Pokrifka commented that York County is joining with other counties that are involved in the same law suit to save costs.

8. PROFESSIONAL SERVICES

A. NuTec Design, York, Pennsylvania

Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to approve a professional services agreement between the County of York, on behalf of the Facilities Management Department, and NuTec Design, York, Pennsylvania, for the programming and design for the next phase of renovations at the Pleasant Valley Road Facility, for a cost not to exceed \$19,700.00. – Administrator Derr commented that this is phase 2 of the renovations and relocation of offices at Pleasant Valley Road.

9. GRANTS

A. Pennsylvania Commission on Crime and Delinquency (PCCD)

Commissioner Smith made a motion, seconded by Commissioner Hoke and unanimously carried to approve the submission of a grant application, on behalf of the York County Department of Probation Services to the Pennsylvania Commission on Crime and Delinquency (PCCD) in the amount of \$300,000 with no matching amount for the ongoing funding of the Intermediate Punishment Program and the Day Reporting Center to be administered by the York County Department of Probation Services. The project period is July 1, 2020 through June 30, 2021. The breakdown of funding is as follows:

Partial Salaries Probation Officers	\$41,346.00
Salaries and Benefits for 3 D/A Assessors	\$218,059.00
Drug Testing	\$40,595.00

10. RECESS

Commissioner Wheeler recessed the meeting at 10:15 a.m. for the purpose of holding a public hearing on the adoption of Ordinance 2020-02.

- David Payne, PNC Capital Markets, Steve Hovis, Stock and Leader and Brad Remig, PFM commented on the purpose of the ordinance and answered questions the commissioner's had concerning the possible issuance of county debt. The recommendation was to move forward in this low interest rate environment.

11. RECONVENE

Commissioner Wheeler reconvened the meeting at 10:33 a.m.

12. ORDINANCE

A. Ordinance 2020-02

Commissioner Smith made a motion, seconded by Commissioner Hoke and unanimously carried to adopt Ordinance 2020-02 of the County of York authorizing the incurrence of non-electoral debt in a maximum aggregate principal amount of \$130,000,000 by the issuance of general obligation bonds for the purpose of (1) funding a capital project of the county; (2) currently refunding all or a portion of the County of York General Obligation Floating Rate Notes, Series of 2015 (including the payment of a termination payment on the interest rate management agreements related to the 2015 floating rate note); (3) advance refunding all or a portion of the County of York General Obligation Bonds, Series of 2013; and (4) paying all costs and expenses of issuance of the bonds; and authorizing certain other matters in connection with the issuance of the bonds and the refunding's.

13. DEVELOP A PROGRAM

A. CARES Act Funds

Commissioner Smith made a motion, seconded by Commissioner Hoke and unanimously carried to develop a program and processes to implement the allocation and utilization of the CARES Act Funds in an effective and efficient manner.

- A. "CARES Act"- federal funds received by the County of York under the Coronavirus Aid, Relief, and Economic Security Act.
- B. The Act authorizes the County to use the funds to cover costs that are necessary expenditures incurred due to the public health emergency caused by the Coronavirus Disease 2019 (COVID-19)
 - Commissioner Wheeler commented on the brake down of the allocations that the commissioners presented in a power point to the public. No final decisions have been made yet as to how much each bucket will be receiving.

14. MEMORANDUM OF UNDERSTADING

A. York County Economic Alliance

Commissioner Smith made a motion, seconded by Commissioner Hoke and unanimously carried to enter into a memorandum of understanding with the York County Economic Alliance (YCEA) to be the York County CARES Act Coordinator. To implement and supervise a program to be established jointly between the County of York and the YCEA to distribute a portion of the CARES Act Fund. Such allocations to be determined by the York County Commissioners. – Kevin Schreiber, CEO/ President of the York County Economic Alliance, commented on the economic impact and the community needs. Silas Chamberlin, York County Economic Alliance, commented on the YoCo Task Force that was put together in order to help establish where the greater needs are in the community.

15. TAX REFUND REGISTER

A. Register 2020-11

Commissioner Smith made a motion, seconded by Commissioner Hoke and unanimously carried to approve the Tax Refund Register 2020-11 authorizing payment of York County real estate tax refunds totaling \$143.78.

16. CHECK REGISTER

Commissioner Smith made a motion, seconded by Commissioner Hoke and unanimously carried to approve Check Register for the week of July 8, 2020 totaling \$2,337,408.55.

Weekly Disbursement Totals for July 08, 2020

<u>Fund</u>	<u>Name</u>	<u>Amount</u>
01	General Fund	\$ 1,133,498.99
01	230014 ~ Records Improvement Escrow	
01	230034 ~ ROD Automation Fees Escrow	\$ 8,366.56
01	230036 ~ ROW Automation Fees Escrow	
01	230037 ~ COC Automation Fees Escrow	
01	230039 ~ Proth Automation Fees Escrow	\$ 10,763.00
01	Payroll	\$ 3,607.73
01	Ag Land Preservation	
01	Escrow	
01	Marcellus Shale	
03	Unclaimed Money	
04	Donations	\$ 101.00
05	Controlled Substance	\$ 7,388.78
06	Human Services	\$ 16.50
07	Children & Youth	\$ 274,614.58
08	911	\$ 211,233.75
08	911 Act 12	
09	YC Capital Reserve	
10	Liquid Fuels	\$ 8,212.00
10	YC Local Use Fee	
10	Liquid Fuels Act 44	
10	Marcellus Shale Bridge Maintenance	
11	Prison Telephone	
25	Aging	\$ 46,536.95
28	MH-IDD	\$ 379,067.97
32	YAHC Joinder Gov Capitation	\$ 5,323.78
32	YAHC Joinder Gov Reinvestment	\$ 10,397.82
35	Domestic Relations	\$ 272.65
36	Earn-It	
40	Weatherization Liheap	\$ 1,510.66
45	Block Grant	\$ 1,215.80
46	Affordable Housing	\$ 495.83
47	Revolving Fund	
50	Continuum of Care	
51	Weatherization Doe	
71	Land Preservation Fund	
72	Tax Claim	\$ 57.00
74	OPEB Trust	
75	Retirement	\$ 57,832.85
80	Bonds	\$ 9,847.61
90	Drug & Alcohol	\$ 186,176.30
	Total	\$ 2,337,408.55

Commissioner Smith made a motion, seconded by Commissioner Hoke and unanimously carried to approve the Check Register for the week of July 15, 2020 totaling \$9,191,389.75.

Weekly Disbursement Totals for July 15, 2020

<u>Fund</u>	<u>Name</u>	<u>Amount</u>
01	General Fund	\$ 2,509,597.06
01	230014 ~ Records Improvement Escrow	
01	230034 ~ ROD Automation Fees Escrow	\$ 9,825.75
01	230036 ~ ROW Automation Fees Escrow	
01	230037 ~ COC Automation Fees Escrow	
01	230039 ~ Proth Automation Fees Escrow	
01	Payroll	
01	Ag Land Preservation	\$ 9,600.00
01	Escrow	
01	Marcellus Shale	
03	Unclaimed Money	
04	Donations	\$ 150.00
05	Controlled Substance	\$ 10,471.96
06	Human Services	
07	Children & Youth	\$ 680,741.91
08	911	\$ 17,040.81
08	911 Act 12	
09	YC Capital Reserve	\$ 8,047.73
10	Liquid Fuels	\$ 3,366.12
10	YC Local Use Fee	\$ 235,470.00
10	Liquid Fuels Act 44	\$ 9,081.18
10	Marcellus Shale Bridge Maintenance	\$ 21,782.03
11	Prison Telephone	
25	Aging	\$ 541,056.04
28	MH-IDD	\$ 786,717.38
32	YAHC Joinder Gov Capitation	\$ 7,340.01
32	YAHC Joinder Gov Reinvestment	\$ 16,680.38
35	Domestic Relations	\$ 127,396.79
36	Earn-It	
40	Weatherization Liheap	
45	Block Grant	\$ 38,278.64
46	Affordable Housing	\$ 2,581.54
47	Revolving Fund	
50	Continuum of Care	\$ 9,957.91
51	Weatherization Doe	
71	Land Preservation Fund	
72	Tax Claim	\$ 4,129,245.48
74	OPEB Trust	
75	Retirement	\$ 2,596.84
80	Bonds	\$ 636.12
90	Drug & Alcohol	\$ 23,553.82
	Total	\$ 9,191,389.75

17. REPORT OF EXECUTIVE SESSIONS

Commissioner Wheeler reported that there was an executive session held to discuss the Donald J. Trump for President, Inc., et al., vs. Kathy Boockvar law suit.

18. OTHER BUSINESS

John Klinedinst, C.S Davidson, spoke about the recent ribbon cutting at Truss Bridge 226 located on Hull Drive, Washington Township. The bridge was built in 1896 and is on the historic preservation list.

19. PERIOD OF PUBLIC COMMENT

No public comments were received.

20. ADJOURNMENT

There being no further business to come before the Board at this time, Commissioner Hoke made a motion, seconded by Commissioner Smith and unanimously carried to adjourn the meeting at 11:00 a.m.

Respectfully submitted

Mark E. Derr,
Administrator /Chief Clerk