

**COMMISSIONERS' MEETING
MINUTES**

12/16/15

1. CALL TO ORDER

Commissioner Chronister called the meeting to order at 10:00 a.m. with all board members present.

A. Opening Ceremony

Coroner Pam Gay led the Pledge of Allegiance.

Marc Benton, retired pastor, gave the invocation.

2. APPROVAL OF MINUTES

Commissioner Hoke made a motion, seconded by Commissioner Reilly and unanimously carried to approve the minutes from the December 9, 2015 Commissioners' Meeting as submitted.

3. PERIOD OF PUBLIC COMMENT

The following is a letter prepared and read by Dallastown resident, Mr. Dennis Ness:

On October 21, 2015, I attended the York County Commissioners meeting. I spoke during the period of public comment about a court case that I had involving the county and I asked for the resignation of the county commissioners and the county solicitor, Mr. Flannelly.

After that meeting, an article appeared in the local newspaper quoting Solicitor Flannelly, reporting the county's opinion on the court case.

Mr. Flannelly stated the county had nothing to do with the case and it was a clerical error, so to clarify the record, I am attaching a copy of the case record from the prothonotary office. The record shows York County Commissioners were faxed a copy of the notice of service, so they were aware the case existed.

The record shows on January 9, 2014 there was an entry of appearance of Michael Flannelly on behalf of the York County Commissioners. More than six months later, Mr. Flannelly was at the hearing on July 22, 2014 in Judge Linebaugh's court. Later in July, Mr. Flannelly was faxed the order granting the petition for sanctions.

If the county had no interest in the matter, why didn't Mr. Flannelly have the court be aware of the county's position in the matter in January and put it on record? He received many notices by fax.

Prior to the hearing, the county was aware by notice there was to be a hearing of the case in York County court and Mr. Flannelly was at the hearing and he could have presented a motion at that time to withdraw, but he didn't.

I am sorry to say, Mr. Flannelly is a liar.

4. SOLICIT BIDS

A. York County Coroner

Motion was made by Commissioner Hoke, seconded by Commissioner Reilly and unanimously carried to authorize the Purchasing department to solicit bids, on behalf of the York County Coroner, for local transportation services of decedents to the York Hospital Morgue, for the period of January 1, 2016 through December 31, 2016, with the option to renew for one additional year.

5. RESOLUTIONS

A. City of York, Bureau of Housing Services, York, PA

Commissioner Hoke made a motion, seconded by Commissioner Reilly and unanimously carried to approve a resolution, on behalf of the Housing Division of the York County Planning Commission, authorizing a contract agreement between the County of York and the City of York, Bureau of Housing Services, York, PA, to conduct Uniform Physical Conditions Standards (UPCS) inspections under the City's First Time Homebuyers program on an as-needed basis, at a reimbursement rate to the County not to exceed \$80.00 per hour, for the period of January 1, 2016 through December 31, 2016.

B. City of York, Bureau of Housing Services, York, PA

Motion was made by Commissioner Hoke, seconded by Commissioner Reilly and unanimously carried to approve a resolution, on behalf of the Housing Division of the York County Planning Commission, authorizing a contract agreement between the County of York and the City of York, Bureau of Housing Services, York, PA, to provide annual Occupancy and Physical Monitoring services for the City's HOME assisted housing program, at a reimbursement rate to the County not to exceed \$80.00 per hour, for a total amount not to exceed \$10,000.00, for the period of January 1, 2016 through December 31, 2016.

6. CONTRACT AGREEMENT

A. G.R. Sponaule, Harrisburg, PA

Commissioner Hoke made a motion, seconded by Commissioner Reilly and unanimously carried to approve a contract agreement between the County of York, on behalf of the York County Prison, and G.R. Sponaule, Harrisburg, PA, to provide Infrared and Visual Inspection services of the electrical system, at a cost of \$8,791.00 per year, for a total cost of \$26,373.00, for the period of January 1, 2016 through December 31, 2018.

7. MEMORANDUMS OF UNDERSTANDING

A. West Manchester Township Board of Supervisors, York, PA

Motion was made by Commissioner Hoke, seconded by Commissioner Reilly and unanimously carried to approve a memorandum of understanding between the County of York, on behalf of the York County District Attorney's Office, and the West Manchester Township Board of Supervisors, York, PA, to provide one (1) full-time police officer to work on the York County Drug Task Force (DTF) with salary reimbursement to the Township on a monthly basis, at no cost to the County, for the period of March 1, 2016 through February 28, 2019.

B. Springettsbury Township Board of Supervisors, York, PA

Commissioner Hoke made a motion, seconded by Commissioner Reilly and unanimously carried to approve a memorandum of understanding between the County of York, on behalf of the York County District Attorney's Office, and the Springettsbury Township Board of Supervisors, York, PA, to provide one (1) full-time police officer to work on the York County Drug Task Force (DTF) with salary reimbursement to the Township on a monthly basis, at no cost to the County, for the period of December 2, 2015 through December 1, 2018.

C. York Area Regional Police Board of Commissioners, York, PA

Motion was made by Commissioner Hoke, seconded by Commissioner Reilly and unanimously carried to approve a memorandum of understanding between the County of York, on behalf of the York County District Attorney's Office, and the York Area Regional Police Board of Commissioners, York, PA, to provide one (1) full-time police officer to work on the York County Drug Task Force (DTF) with salary reimbursement to the YARPD on a monthly basis, at no cost to the County, for the period of February 5, 2016 through February 4, 2019.

8. INDEMNIFICATION AGREEMENT

A. Glen Rock Borough, Glen Rock Emergency Medical Services, Inc., and the Glen Rock Caroler's Association, Glen Rock, PA

Commissioner Hoke made a motion, seconded by Commissioner Reilly and unanimously carried to approve an indemnification agreement between the County of York, on behalf of the York County Solicitor's Office, and Glen Rock Borough, Glen Rock Emergency Medical Services, Inc., and the Glen Rock Caroler's Association, Glen Rock, PA, for any liabilities detailed in the agreement that are associated with the installation, maintenance or repair of the Glen Rock Caroler's bronze statue and pedestal.

9. ASSIGNMENT AGREEMENT AND BILL OF SALE

A. Cellco Partnership dba Verizon Wireless, Basking Ridge, NJ

Motion was made by Commissioner Reilly, seconded by Commissioner Hoke and unanimously carried to approve an assignment agreement and bill of sale between the County of York, on behalf of the York County Department of Emergency Services, and Cellco Partnership dba Verizon Wireless, Basking Ridge, NJ, in the amount of \$1.00 for the transfer and assignment of a generator, and associated fixtures and equipment located at a former radio transmission site no longer being used by the County.

10. GRANT AGREEMENT

A. Pennsylvania Emergency Management Agency (PEMA), Harrisburg, PA

Commissioner Reilly made a motion, seconded by Commissioner Hoke and unanimously carried to approve a grant agreement between the County of York, on behalf of the York County Office of Emergency Management, and the Pennsylvania Emergency Management Agency (PEMA), Harrisburg, PA, in the amount of \$65,719.00, through the 2015-2016 Radiation Emergency Response Fund (RERF) grant, to provide training and equipping of emergency response organizations and county agencies in responding to radiological incidents, for the period of July 1, 2015 through June 30, 2016.

11. HUMAN SERVICES

A. Subsidized Adoption Assistance Agreements – York County Office of Children, Youth & Families

Motion was made by Commissioner Reilly, seconded by Commissioner Hoke and unanimously carried to approve subsidized adoption assistance agreements between the County of York, on behalf of the York County Office of Children, Youth & Families, and the following adoptive parents for adoption assistance at the rates indicated for the following minor children until each child reaches the age of 18 years, and a one-time payment for costs incidental to the adoption of each child not to exceed \$800.50, according to the schedule attached to the agreements:

<u>Adoptive Parents</u>	<u>Minor Child</u>	<u>Rate per day</u>
BK and CK, York, PA	TJK fka TASH	\$37.00
PD and BS, Poplarville, MS	CRS fka CRD	\$27.00
MW and BW, Hanover, PA	DEW fka DB	\$27.00

B. Subsidized Permanent Legal Custodian Agreement Termination – York County Office of Children, Youth & Families

Commissioner Reilly made a motion, seconded by Commissioner Hoke and unanimously carried to approve a subsidized permanent legal custodian agreement termination between the County of York, on behalf of the York County Office of Children, Youth & Families, and AA and JA, Baltimore, MD, the permanent legal custodians of AMM, a minor child, as they are no longer providing any form of financial support for the child, who was returned to the full-time care of the biological mother.

C. Subsidized Permanent Legal Custodianship Agreement First Amendment – York County Office of Children, Youth & Families

Motion was made by Commissioner Reilly, seconded by Commissioner Hoke and unanimously carried to approve a subsidized permanent legal custodianship agreement first amendment between the County of York, on behalf of the York County Office of Children, Youth & Families, and AA, Hanover, PA, as custodian of SMR, a minor child, correcting the subsidy amount from \$27.00 to \$31.00 per day, with no other changes being made to the original agreement.

D. Service Provider Contract Agreement Renewals – York County Office of Children, Youth & Families

Commissioner Reilly made a motion, seconded by Commissioner Hoke and unanimously carried to service provider contract agreement renewals between the County of York, on behalf of the York County Office of Children, Youth & Families, and the following service providers at the rates indicated, for the period of July 1, 2015 through June 30, 2016:

Provider	Location	Program Name	Cost	Opt
KidsPeace National Centers, Inc.	4807 Jonestown Road Harrisburg, PA 17109	Regular Foster Care Foster Care	\$53.58/diem	01
KidsPeace National Centers, Inc.	4807 Jonestown Road Harrisburg, PA 17109	Specialized Foster Care Foster Care	\$91.40/diem	03
KidsPeace National Centers, Inc.	4807 Jonestown Road Harrisburg, PA 17109	Intensive Foster Care Foster Care	\$101.91/diem	06
KidsPeace National Centers, Inc.	5300 KidsPeace Drive Orefield, PA 18069	Kidspeace Diagnostic/Shelter Care	\$314.23/diem	14
KidsPeace National Centers, Inc.	Orchard Campus, 530 Orefield, PA 18069	Trauma Care Treatment (MA Approved) Community Residential Services	\$0.00/diem	61
KidsPeace National Centers, Inc.	Orchard Campus, 530 Orefield, PA 18069	Kidshope Intensive Residential Treatment (MA Approved – Males)	\$0.00/diem	62
KidsPeace National Centers, Inc.	5300 Kidspeace Drive Orefield, PA 18069	Sexual Issues Residential Community Residential Services	\$0.00/diem	63
KidsPeace National Centers, Inc.	764 Corporate Circle New Cumberland, PA 17010	CRR Host Home /TOP MA Approved Foster Care	\$14.98/diem	66
Family Care Services, Inc.	4385 Edenville Road Chambersburg, PA 17201	Specialized Foster Care Foster Care	\$53.29/diem	01

Family Care Services, Inc.	4385 Edenville Road Chambersburg, PA 17201	General Foster Care Foster Care	\$40.70/diem	02
Family Care Services, Inc.	4385 Edenville Road Chambersburg, PA 17201	Enhanced Foster Care Level II Foster Care	\$103.46/diem	03
Family Care Services, Inc.	4498 Edenville Road Chambersburg, PA 17201	Enhanced Foster Care Level I Foster Care	\$78.72/diem	04
Family Care Services, Inc.	4385 Edenville Road Chambersburg, PA 17201	Host Home Foster Care (CRR) (MA Approved)	\$26.99/diem	60
Esperanza Hope for the Future Counseling Services, Inc.	1148 Elizabeth Avenue Lancaster, PA 17601	Psychiatric Evaluation Counseling	\$250.00/each	01

E. 1st Quarter 2015-2016 Cumulative Report of Expenditure and Revenue – York County Office of Children, Youth & Families

Motion was made by Commissioner Reilly, seconded by Commissioner Hoke and unanimously carried to approve the submission of the 1st Quarter 2015-2016 cumulative Report of Expenditure and Revenue, on behalf of the York County Office of Children, Youth & Families, to the Pennsylvania Department of Human Services, Office of Children, Youth & Families, Harrisburg, PA, in the amount of \$10,906,644.00.

12. TAX REFUND REGISTER

A. Tax Refund Register 2015-43

Commissioner Reilly made a motion, seconded by Commissioner Hoke and unanimously carried to approve Tax Refund Register 2015-43 authorizing payment of York County real estate tax refunds totaling \$1,288.48.

13. CHECK REGISTER

Motion was made by Commissioner Reilly, seconded by Commissioner Hoke and unanimously carried to approve the Check Register for the week of December 16, 2015 totaling \$6,137,530.71.

<u>Weekly Disbursement Totals for December 16, 2015</u>		
<u>Fund</u>	<u>Name</u>	<u>Amount</u>
01	General Fund	3,040,250.61
01	Payroll	
01	Ag Land Preservation	
01	Escrow	
01	FEMA Disaster Grant	
01	Marcellus Shale	
01	York Co Agriculture Society Sinking Fund	
02	York County Nursing Home	22,892.43
03	Unclaimed Money	
04	Donations	
05	Controlled Substance	6,793.62

06	Human Services	50,648.63
07	Children & Youth	793,688.86
08	911	161,339.02
08	911 Act 78	
08	E-911 Wireless	
10	Liquid Fuels	163,719.80
10	Marcellus Shale Bridge Maintenance	
11	Prison Telephone	7,350.04
25	Aging	435,614.28
28	MH-IDD	307,303.56
30/31	York/Adams HealthChoices	16,115.34
30	York Reinvestment	20,195.07
31	Adams Reinvestment	3,608.00
35	Domestic Relations	335,433.94
36	Earn-It	
40	Weatherization Liheap	10,622.77
45	Block Grant	749.18
46	Affordable Housing	
47	Revolving Fund	149.00
48	Downtown Hanover	
49	ARRA Weatherization	
50	Continuum of Care	5,231.50
51	Weatherization Doe	14,145.93
72	Tax Claim	698,265.35
75	Retirement	12,866.87
82	2013 PLGIT GOB Fund	30,462.11
84	911 Capital Projects Fund	
85	P/A Capital Projects Fund	
90	Drug & Alcohol	84.80
	Total	<u><u>6,137,530.71</u></u>

14. REPORT OF EXECUTIVE SESSIONS

Commissioner Chronister reported there were no Executive Sessions held since the last Commissioners' Meeting.

15. SOLICITOR'S REPORT

Solicitor Michael Flannelly submitted his written report for the Board's review. Solicitor Flannelly also responded to Dallastown resident Mr. Ness' presentation and accusations made earlier in the meeting by explaining the miniscule involvement the County had with Mr. Ness' lawsuit, clarifying that Mr. Ness' complaints were unjustifiable. Solicitor Flannelly also announced that today would be his last day to attend the Commissioners' Meeting as York County Solicitor, as he will be taking the bench as a Court of Common Pleas Judge with the County of York beginning January 4, 2016. He stated that it has been a privilege and an honor to serve and work with the County's elected officials and department heads.

16. OTHER BUSINESS AND ADDITIONAL PUBLIC COMMENTS

No other business or public comments were received.

17. ADJOURNMENT

There being no further business to come before the Board at this time, Commissioner Hoke made a motion, seconded by Commissioner Reilly and unanimously carried to adjourn the meeting at 10:25 a.m.

Respectfully submitted,

Sherry L. Baer
Chief Clerk/Office Manager