

**COMMISSIONERS' MEETING  
MINUTES**

**05/11/16**

The May 11, 2016 York County Board of Commissioners Meeting was held at the York County Administrative Center, 28 E. Market Street, York, PA 17401.

**1. CALL TO ORDER**

President Commissioner Susan Byrnes called the meeting to order at 10:00 a.m., with Vice President Commissioner Doug Hoke, Commissioner Christopher Reilly, Administrator Mark Derr, Chief Clerk Sherry Baer, Solicitor Glenn Smith, Controller Robb Green and Treasurer Barbara Bair present.

**A. Opening Ceremony**

The new Veterans' Affairs Director Terry Gendron led the Pledge of Allegiance.

Reverend Brenda Marin of Hayshire United Church of Christ 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 May 4, 2016 Commissioners' Meeting as submitted.

**3. PRESENTATION**

**A. Youth Development Center**

Youth Development Center Director Rodney Wagner and Assistant Director Kevin Shephard gave an overview of the services that the Center provides. The Center is a residential community and shelter established to provide a safe and secure environment for court-ordered troubled youth, typically 10-21 years of age. The Center also has established a Community Outreach program, collaborated with the York County Sheriff's Office, designed to make a positive impact on the youth and the community by taking part in community service projects. Commissioner Byrnes presented both Rodney and Kevin a Commissioners Gold Coin award.

**4. PERIOD OF PUBLIC COMMENT**

No public comments were received.

**5. RECESS**

Commissioner Byrnes recessed the meeting at 10:12 a.m. for the purpose of holding a public hearing to receive comments on the adoption of proposed Ordinances 2016-03 and 2016-04.

**6. RECONVENE**

Commissioner Byrnes reconvened the meeting at 10:22 a.m.

**7. ORDINANCES**

**A. Ordinance 2016-03**

Motion was made by Commissioner Hoke, seconded by Commissioner Reilly and unanimously carried to adopt Ordinance 2016-03 amending Ordinance 2001-08 to increase the York County Hotel Excise Tax rate in Section 107-4 of the York County Code from 3% to 5%, effective July 1, 2016.

**B. Ordinance 2016-04**

Commissioner Hoke made a motion, seconded by Commissioner Reilly and unanimously carried to adopt Ordinance 2016-04 authorizing the termination of the General Obligation Bonds, Series 2006, Interest Rate Management Agreement with the Royal Bank of Canada in order to manage interest rate risk associated with the 2006 Bonds.

**8. RESOLUTIONS**

**A. Resolution 2016-18**

Motion was made by Commissioner Hoke, seconded by Commissioner Reilly and unanimously carried to adopt Resolution 2016-18 authorizing the termination of the 2006 Basis Swap Interest Rate Management Agreement at such time that the net payment to the County equals at least \$1,100,000.00, and further authorizing the County Administrator to approve the final terms of the termination.

**B. U.S. Department of Housing and Urban Development (HUD), Washington, D.C.**

Commissioner Hoke made a motion, seconded by Commissioner Reilly and unanimously carried to approve a Resolution, on behalf of the Community Development division of the York County Planning Commission, authorizing the following amendments to the 2012 and 2015 Action Plans under the U.S. Department of Housing and Urban Development (HUD), Washington, D.C., funded through the Community Development Block Grant program:

<u>Activity</u>	<u>Amount</u>	<u>From</u>	<u>To</u>
Peach Bottom Township	\$ 41.62	Unprogrammed Funds	45561985 (increase)
Delta Borough	\$ 543.83	Unprogrammed Funds	45592090 (increase)
Glen Rock Borough	\$ 353.88	Unprogrammed Funds	45592091 (increase)
Hanover Borough	\$ 83.26	Unprogrammed Funds	45592092 (increase)
Penn-Mar Organization	\$ 166.52	Unprogrammed Funds	45592087 (increase)
York Haven Borough	\$ 453.47	Unprogrammed Funds	45592095 (increase)

## **9. PURCHASES**

### **A. Hondru Dodge Chrysler Jeep Ram, Elizabethtown, PA**

Motion was made by Commissioner Hoke, seconded by Commissioner Reilly and unanimously carried to approve Purchases between the County of York, on behalf of the York County Fleet department, and Hondru Dodge Chrysler Jeep Ram, Elizabethtown, PA, for the following vehicles at the costs indicated, for a total cost of \$49,480.00 under PA COSTARS contracts, for the following York County departments:

District Attorney's Office

(1) 2016 Dodge Charger (4dr Sdn Police RWD)  
\$29,190.00

Fleet Department

(1) 2016 Dodge Grand Caravan (4dr Wgn)  
\$20,290.00

### **B. Hondru Ford, Manheim, PA**

Commissioner Hoke made a motion, seconded by Commissioner Reilly and unanimously carried to approve a Purchase between the County of York, on behalf of the York County Fleet department, and Hondru Ford, Manheim, PA, for one (1) 2017 Ford Escape (4wd 4dr SE U9G), at a cost of \$23,995.00 under a PA COSTARS contract, for the York County Fleet department.

## **10. SETTLEMENT AGREEMENTS**

### **A. Steven E. Landis, Plaintiff**

Motion was made by Commissioner Hoke, seconded by Commissioner Reilly and unanimously carried to approve a Settlement Agreement between the County of York, on behalf of the York County Solicitor, and Steven E. Landis, Plaintiff, in the amount of \$10,000.00, for final settlement of all civil claims against York County District Attorney Thomas L. Kearney, Defendant.

### **B. David M. Wright, Plaintiff**

Commissioner Hoke made a motion, seconded by Commissioner Reilly and unanimously carried to approve a Settlement Agreement between the County of York, on behalf of the York County Solicitor, and David M. Wright, Plaintiff, in the amount of \$60,000.00, for final settlement of all civil claims against former York County Prison Corrections Officer Mark A. Haynes, Defendant.

## **11. PROPOSAL AGREEMENT**

### **A. Echo Financial Products, LLC, King of Prussia, PA**

Motion was made by Commissioner Reilly, seconded by Commissioner Hoke and unanimously carried to approve a Proposal between the County of York and Echo Financial Products, LLC, King of Prussia, PA, in the amount of \$10,000.00 to serve as the Swap Advisor in relation to the County's plan to terminate the outstanding Basis Swap transaction with the Royal Bank of Canada that was entered into on February 22, 2006.

## **12. INTERGOVERNMENTAL TRANSFER AGREEMENT**

### **A. Pennsylvania Department of Human Services, Office of Long-Term Living (DHS-OLTL), Harrisburg, PA**

Commissioner Reilly made a motion, seconded by Commissioner Hoke and unanimously carried to approve an Intergovernmental Transfer Agreement between the County of York, on behalf of the York County Pleasant Acres Nursing and Rehabilitation Center (PAN&RC), and the Pennsylvania Department of Human Services, Office of Long-Term Living (DHS-OLTL), Harrisburg, PA, for the transfer of funds to DHS-OLTL in order to provide the non-federal share of Medical Assistance payments to county nursing facilities.

## **13. AGREEMENT OF SALE AND TEMPORARY CONSTRUCTION EASEMENT AGREEMENT**

### **A. The Richard A. Tully and Janet L. Tully Irrevocable Trust**

Motion was made by Commissioner Reilly, seconded by Commissioner Hoke and unanimously carried to approve an Agreement of Sale and Temporary Construction Easement Agreement between the County of York, on behalf of C.S. Davidson, Inc., County Engineer, and Michael and Julie Carr, Trustees of The Richard A. Tully and Janet L. Tully Irrevocable Trust, in the amount of \$506.00, to provide right-of-way access for the replacement of Bridge No. 233 (Bentz Mill Road over the North Branch of Bermudian Creek in Washington Township), with 100% of the related costs reimbursable by PennDOT.

## **14. CONTRACT AGREEMENT**

### **A. Lobar Associates, Dillsburg, PA**

Commissioner Reilly made a motion, seconded by Commissioner Hoke and unanimously carried to approve a Contract Agreement between the County of York, on behalf of the York County Facilities Management department, and Lobar Associates, Dillsburg, PA, for the repair and replacement of windows, trim and associated surrounding areas at the York County Human Services Center, at a cost not to exceed \$279,177.27 through the Keystone Purchasing Network eZIQC program.

## 15. GRANT APPLICATIONS

### A. Bureau of Justice Assistance, U.S. Department of Justice, Washington, D.C.

Motion was made by Commissioner Reilly, 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 Bureau of Justice Assistance, U.S. Department of Justice, Washington, D.C., in the amount of \$6,350.00 with a County match of \$6,350.00, for a total grant amount of \$12,700.00, to provide funding for twenty (20) armored vests for probation officers through the Bulletproof Vest Partnership, as required by the union contract agreement.

### B. Pennsylvania Commission on Crime and Delinquency (PCCD), Harrisburg, PA

Commissioner Reilly 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), Harrisburg, PA, in the amount of \$236,000.00, with no County match, to provide funding for the salaries and benefits for a new probation officer position in the Adult Probation department and a new Drug & Alcohol Case Management Specialist position contracted through the York/Adams Drug and Alcohol department, expanding the existing Pretrial Services program and to implement a Vivitrol pilot program, for the period of October 1, 2016 through September 30, 2018.

## 16. HUMAN SERVICES

### A. Letters of Agreement – York/Adams HealthChoices Management Unit of York County Human Services

Motion was made by Commissioner Reilly, seconded by Commissioner Hoke and unanimously carried to approve Letters of Agreement between the County of York, on behalf of the York/Adams HealthChoices Management Unit of the York County Human Services department, and the following service providers to provide Trauma Informed Care training services on May 26, 2016, to be funded with HealthChoices Management funds not to exceed the costs indicated:

<u>Service Provider</u>	<u>Cost</u>
Dr. Gordon Hodas, Philadelphia, PA	\$ 225.00
Rebecca Louick, West Chester, PA	\$1,000.00
Marilyn Stein, Lancaster, PA	\$ 300.00
Judge Elizabeth Trosch, Charlotte, NC	\$1,175.00
Lancaster-Lebanon Intermediate Unit #13, Lancaster, PA	\$ 931.00
Alice Collier, York, PA	Gratis
National Resource Center on Children & Families of the Incarcerated at Rutgers University, Camden, NJ	\$2,060.00

**B. Subsidized Permanent Legal Custodianship Agreement – 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 Custodianship Agreement between the County of York, on behalf of the York County Office of Children, Youth & Families, and MA, Lancaster, PA, as custodian of IC, a minor child, authorizing custodianship subsidy payments in the amount of \$31.00 per day until the child reaches the age of 21 years.

**17. TAX REFUND REGISTER**

**A. Tax Refund Register 2016-13**

Motion was made by Commissioner Reilly, seconded by Commissioner Hoke and unanimously carried to approve Tax Refund Register 2016-13 authorizing payment of York County real estate tax refunds totaling \$1,788.38.

**18. CHECK REGISTER**

Commissioner Reilly made a motion, seconded by Commissioner Hoke and unanimously carried to approve the Check Register for the week of May 11, 2016 totaling \$4,964,000.48.

Weekly Disbursement Totals for May 11, 2016

<u>Fund</u>	<u>Name</u>	<u>Amount</u>
01	General Fund	2,172,059.44
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	161,810.63
03	Unclaimed Money	
04	Donations	1,080.00
05	Controlled Substance	25,577.16
06	Human Services	16,560.77
07	Children & Youth	189,860.18
08	911	43,682.51
08	911 Act 12	
10	Liquid Fuels	2,202.74
10	Marcellus Shale Bridge Maintenance	1,000.00
11	Prison Telephone	
25	Aging	51,338.02
28	MH-IDD	2,055,665.09
30/31	York/Adams HealthChoices	16.65

30	York Reinvestment	
31	Adams Reinvestment	
35	Domestic Relations	954.54
36	Earn-It	
40	Weatherization Liheap	26,196.88
45	Block Grant	27,788.25
46	Affordable Housing	6,378.10
47	Revolving Fund	392.00
48	Downtown Hanover	
49	ARRA Weatherization	
50	Continuum of Care	4,532.68
51	Weatherization Doe	6,762.50
72	Tax Claim	7,898.88
75	Retirement	115,424.80
82	2015 PLGIT GOB Fund	
84	911 Capital Projects Fund	
85	P/A Capital Projects Fund	
90	Drug & Alcohol	46,818.66
	Total	<u><u>4,964,000.48</u></u>

## 19. REPORT OF EXECUTIVE SESSIONS

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

## 20. SOLICITOR'S REPORT

Solicitor Glenn Smith submitted his written report for the Board's review. Solicitor Smith also reported that the newly created Task Force for the York County Pleasant Acres Nursing & Rehabilitation Center met for the first time last week. He stated that this group was established to improve the efficiency of the County's nursing home operations.

## 21. OPEN POSITIONS REPORT

Tiffany Trout, York County Human Resources Department, gave a report of open positions within the County of York as of May 11, 2016.

## 22. OTHER BUSINESS AND ADDITIONAL PUBLIC COMMENTS

Commissioner Byrnes congratulated John Klinedinst, County Engineer, for being honored this morning at the Four Chaplains Prayer Breakfast for his dedication and extraordinary service to the community.

### **23. 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 10:48 a.m.

Respectfully submitted,

Sherry L. Baer  
Chief Clerk/Office Manager