

WEDNESDAY, MAY 30, 2012:

The Adams County Board of Commissioners met this date in regularly scheduled session at 9:00 a.m. in the Ceremonial Courtroom with Board Chairman Randy L. Phiel presiding. The following were in attendance: Commissioners James E. Martin and Marty Karsteter Qually; Solicitor John M. Hartzell; Albert Penksa, County Manager; Controller Steve Renner; Register & Recorder Linda Myers; Department Directors: Nick Colonna, Planning Department, Kathy McConaghay, Children & Youth, Daryl Crum, Tax Appraising, Barbara Walter, Tax Assessing, Don Fennimore, Court Administration; County Employees: Anne Thomas, Planning Office, Candi Clark, HR, Sherri DePasqua, Children & Youth, Rick Hise, Mapping & GIS, Beth Smith, Treasurer, Anna Thompson, Treasurer, William McClain, Intern; Adams County Housing Authority Representatives Ed Jenkins, Stephanie McIlwee; County Citizens: Jim Behm, Alexandra Escalera, Stan Clark and Bob Jackson; News Reporters: Jess Haines, *The Gettysburg Times*, Steve Maroni, *Hanover Evening Sun*, and Chief Clerk Paula V. Neiman.

Pledge of Allegiance:

Minutes:

Mr. Martin moved, seconded by Mr. Qually to approve the Minutes of the May 16, 2012 Commissioners' Meeting as presented.

Motion carried.

Proclamation:

Mr. Qually moved, seconded by Mr. Martin to recognize and to present a plaque to Kathy McConaghay, Administrator, Adams County Children & Youth Services for her 20 years of service to the County.

Motion carried.

Public Comment:

- Alexandra Escalera – Made an inquiry into the request for various e-mails and if anything has been done to correct the re-assessment.

HOME Grant Application:

On behalf of the Pennsylvania Interfaith Community Programs, Inc. (PICPI), Mr. Martin moved seconded by Mr. Qually to approve and sign for submission to the Department of Community & Economic Development the HOME Grant Application in the amount of \$500,000 and to approve and sign the following:

RESOLUTION No. 9 of 2012

RESOLUTION OF THE COUNTY OF ADAMS AUTHORIZING THE FILING OF AN APPLICATION FOR FUNDS WITH THE DEPARTMENT OF COMMUNITY & ECONOMIC DEVELOPMENT (DCED), COMMONWEALTH OF PENNSYLVANIA.

WHEREAS, the HOME Applicant is desirous of obtaining funds from DCED for affordable housing activities fundable under Title II of the National Affordable Housing Act of 1990 (42 U.S.C. 12701 through 12839) and the implementing regulations at 24 CFR Part 92.

NOW, THEREFORE, BE IT RESOLVED, that a housing need exists that has been identified in the local or state Consolidated Plan and the proposed housing activity addresses this need.

BE IT FURTHER RESOLVED, that the HOME Applicant has conducted the required citizen participation process.

BE IT FURTHER RESOLVED, that the HOME Applicant will assure the provision of the other necessary funds to make the activity feasible.

BE IT FURTHER RESOLVED, that the HOME Applicant will reimburse the Commonwealth for any expenditures found by DCED to be ineligible.

BE IT FURTHER RESOLVED, that the appropriate officer of the HOME Applicant is directed to execute a certificate attesting to the adoption of this Resolution to furnish a copy of this Resolution to DCED.

IN WITNESS WHEREOF, this Resolution has been duly adopted this 30th day of May, 2012.

ATTEST:

ADAMS COUNTY COMMISSIONERS

s/s
Paula V. Neiman
Chief Clerk

s/s
Randy L. Phiel, Chairman

s/s
James E. Martin, Vice-Chairman

s/s
Marty Karsteter Qually, Commissioner

Motion carried.

Tax Assessment:

Upon the recommendation of Chief Assessor Barbara Walter, that the Board of Commissioners, sitting as the Board of Assessment Appeals, Mr. Qually moved, seconded by Mr. Martin to approve the application for real property tax exemption requests as follows due to the fact that they are owned by government entities and have a current or future public use:

- Cumberland Township Authority – Parcel #09E12-0106A
- Borough of Carroll Valley – Parcel #43012-0055
- Littlestown Borough Authority – Parcel #27004-0268
- Germany Township – Parcel #15J18-0111A

Motion carried.

Planning Department:

With the recommendation from Nick Colonna, Director, Mr. Martin moved, seconded by Mr. Qually to appoint the following:

- Alan Fleckner – Adams County Housing Committee for a two-year term effective through December 31, 2013.
- Peter Martin – Adams County Planning Commission for a four-year term effective through December 31, 2015.

Motion carried.

Court:

With the recommendation from Don Fennimore, Court Administrator, Mr. Qually moved, seconded by Mr. Martin to approve and sign an Assured Print Pricing Plan with West, A Thompson Reuters Business in the amount of \$1,530/month for a period of 12 months with a second and third year increase of no more than 5% for the remainder of the term.

Motion carried.

Children & Youth Services:

With the recommendation from Kathy McConaghay, Administrator, Mr. Martin moved, seconded by Mr. Qually to approve the following:

- Purchase of Service Agreements:

<u>2011-2012</u>	<u>Per Diem</u>
Glen Mills Schools	See Contract
Diversified Treatment Alternatives	Medical Assistance
<u>2012-2013</u>	
Hempfield Behavioral Health, Inc.	See Contract
Pennsylvania Counseling Services	See Contract
MacGregor Behavioral Health Services	See Contract
Adams County Children’s Advocacy Center	See Contract
Children’s Aid Society	See Contract
Bruce Kelly, Outpatient Professional Services	See Contract
Adams-Hanover Counseling Services, Inc.	See Contract
Chester G. Schultz, Solicitor	See Contract

Motion Carried.

Commissioners:

- Mr. Qually moved, seconded by Mr. Martin to approve and sign Resolution No. 7 of 2012 establishing the County Tax Services Department, and eliminating and restructuring various tax related offices.

A RESOLUTION OF THE COUNTY OF ADAMS, COMMONWEALTH OF PENNSYLVANIA, ESTABLISHING THE COUNTY TAX SERVICES DEPARTMENT, ELIMINATING VARIOUS TAX-RELATED DEPARTMENTS, AND UNDERTAKING RE-ORGANIZATIONAL EFFORTS THAT WILL BETTER SERVE CITIZENS AND PROVIDE GREATER EFFICIENCIES

RESOLUTION NO. 7 OF 2012

WHEREAS, the County of Adams, acting under the Pennsylvania Constitution, Acts of the Legislature, and various other legal authorities, has the obligation to ensure the fair, uniform, and efficient undertaking of all duties related to the ad valorem real property tax assessment program; and

WHEREAS, such responsibilities are called for in the Pennsylvania Constitution, Article VIII; the Consolidated County Assessment Law, Act 93 of 2010, as amended, codified at 53 Pa. C.S. §§8001 – 8868; the Pennsylvania Farmland and Forest Land Assessment Act of 1974, commonly known as the Clean and Green Act, Act 319 of 1974, as amended, codified at 72 P.S. §§ 5490.1 – 5490.13; the Real Estate Tax Sale Law, Act 542 of 1947, as amended, codified at 72 P.S. §§5860.101 – 5860.803; in regulations; in case law; and in other legal authorities; and

WHEREAS, the Board of Commissioners’ objective is to provide more efficient, effective, and collaborative efforts in the services provided to taxpayers, all aspects of work undertaken pursuant to the aforementioned legal authorities, and services related to all components of ad valorem real property taxation, including assessment, appraising, tax claim matters, Clean and Green administration, and related responsibilities; and

WHEREAS, the Board of Commissioners acknowledge such change will require a modified, overarching framework within which later, more detailed evolution will take place; and

WHEREAS, the Board of Commissioners believes that changing the structure of the offices related to ad valorem real property taxation, developing goals, and establishing broad parameters, will allow for more refined evolution, and development of attainable organizational goals, providing consistent improvement.

NOW THEREFORE, BE IT RESOLVED, and it is hereby **RESOLVED**, by the County of Adams, Pennsylvania, by its governing body, the duly elected and incumbent Board of County Commissioners, Randy L. Phiel, James E. Martin, and Marty Karsteter Qually, as follows:

1. The following departments of the County of Adams are hereby eliminated: Tax Assessing; Tax Appraising; Tax Claim; and Mapping/Geographic Information Systems (GIS).

2. Subject to the authority of the County Salary Board, as may be necessary for the creation or elimination of any County positions pursuant to the authority contained in the Pennsylvania County Code, 16 P.S. §§1620 – 1625, and related case law, the following positions are eliminated as employment positions within the County of Adams: Director/Chief Appraiser, Tax Appraising Department; Director, Mapping/Geographic Information Systems (GIS); Director, Tax Claim Bureau; Deputy Director, Tax Claim Bureau; and Director, Tax Assessment Office. To the extent any such positions were created by formal appointments, all such appointments are hereby rescinded.

3. Subject to the authority of the County Salary Board, the following new positions are created: Director, Tax Services Department; Assistant Director, Tax Services Department; Tax Claim Coordinator; Assistant Tax Claim Coordinator; and Tax Mapping Coordinator.

4. Coordination of Statutory Authority: The following coordination ensures compliance with the identified and related statutory authorities:

a. The Director, Tax Services Department, shall also serve as the Director, County Tax Claim Bureau, 72 P.S. §5860.202(a); and as an Assistant Assessor, 53 Pa.C.S. §8832.

b. The Assistant Director, Tax Services Department, is appointed Chief Assessor, 53 Pa.C.S. §8831; and is understood to fulfill the statutory requirements contained in the Clean and Green Act for the County Assessor, 72 P.S. §§5490.1 – 5490.13.

c. The appointments of Chief Assessor and Director, Tax Claim Bureau, are individual appointments, and are not permanently linked to the respective positions of Tax Services Director and Assistant Tax Services Director, and shall be assigned as most appropriate in future undertakings.

5. Effective Date: This Resolution shall be effective as of May 30, 2012.

IN WITNESS WHEREOF, the present Resolution has been duly adopted this 30th day of May 2012 in a duly advertised and convened public session.

ATTEST:

s/s
Paula V. Neiman
Chief Clerk

ADAMS COUNTY COMMISSIONERS

s/s
Randy L. Phiel, Chairman

s/s
James E. Martin, Vice-Chairman

s/s
Marty Karsteter Qually, Commissioner

Motion carried.

- Mr. Martin moved, seconded by Mr. Qually to approve and sign Resolution No. 8 of 2012 restructuring the County Planning and Development Department, and eliminating and restructuring various related offices.

A RESOLUTION OF THE COUNTY OF ADAMS, COMMONWEALTH OF PENNSYLVANIA, RESTRUCTURING THE COUNTY DEPARTMENT OF PLANNING AND DEVELOPMENT, AND ELIMINATING VARIOUS RELATED DEPARTMENTS, TO BETTER SERVE CITIZENS AND PROVIDE GREATER EFFICIENCIES

RESOLUTION NO. 8 OF 2012

WHEREAS, the County of Adams, acting under the Pennsylvania Constitution, Acts of the Legislature, and various other legal authorities, has the obligation or opportunity to ensure efficient land development, comprehensive planning, farm land preservation, and related efforts; and

WHEREAS, such responsibilities are called for in the Pennsylvania Municipalities Planning Code, 247 of 1968, reenacted as Act 170 of 1988, as amended, codified at 53 P.S. §§10101-11202; the Agricultural Area Security Law, Act 43 of 1981, as amended, codified at 3 P.S. §§901-915; and the Municipal Waste Planning, Recycling and Waste Reduction Act, Act 101 of 1988, as amended, codified at 53 P.S. §§14000.101-4000.1904, and in regulations, case law, and other legal authorities; and

WHEREAS, the Board of Commissioners wishes to improve the services provided to the citizens, all aspects of work undertaken pursuant to the aforementioned legal authorities, and services related to all components of comprehensive planning, zoning, economic development, agricultural land preservation, solid waste planning, recycling, and related responsibilities, so as to ensure efficient, effective and collaborative government; and

WHEREAS, the Board of Commissioners acknowledge such change will require a modified, overarching framework within which later, more detailed evolution will take place.

NOW THEREFORE, BE IT RESOLVED, and it is hereby **RESOLVED,** by the County of Adams, Pennsylvania, by its governing body, the duly elected and incumbent Board of County Commissioners, Randy L. Phiel, James E. Martin, and Marty Karsteter Qually, as follows:

1. The following departments of the County of Adams are hereby eliminated: Agricultural Farmland Preservation; Environmental Services; and Mapping/Geographic Information Systems (GIS). The Department of Planning and Development assumes the responsibilities of the above eliminated departments.

2. Subject to the authority of the County Salary Board, as may be necessary for the creation or elimination of any County positions pursuant to the authority contained in the Pennsylvania County Code, 16 P.S. §§1620 – 1625, and related case law, the following positions are eliminated as employment positions within the County of Adams: Director, Agricultural Land Preservation Department; and Director, Environmental Services Department. To the extent any such positions were created by formal appointments, all such appointments are hereby rescinded.

3. Subject to the authority of the County Salary Board, the following new positions are created: Rural Resources Manager; and Rural Resources Project Coordinator.

4. Coordination of Statutory Authority: The following coordination ensures compliance with the identified and related statutory authorities:

a. The Rural Resources Manager shall coordinate programmatic efforts as required by the Agricultural Area Security Law, and as specifically contained at 3 P.S. §§914.1-915 and regulations adopted thereto, concerning the agricultural easement purchase program.

b. The Rural Resources Program Coordinator shall coordinate programmatic efforts as required by the Municipal Waste Planning, Recycling and Waste Reduction Act, 53 P.S. §§4000.101-4000.1904, and regulations adopted thereto, concerning the solid waste program.

5. Effective Date: This Resolution shall be effective as of May 30, 2012.

IN WITNESS WHEREOF, the present Resolution has been duly adopted this 30th day of May 2012 in a duly advertised and convened public session.

ATTEST:

s/s
Paula V. Neiman
Chief Clerk

ADAMS COUNTY COMMISSIONERS

s/s
Randy L. Phiel, Chairman

s/s
James E. Martin, Vice-Chairman

s/s
Marty Karsteter Qually, Commissioner

Motion carried.

Personnel Report:

Mr. Qually moved, seconded by Mr. Martin to approve the Personnel Report as follows:

Separation of Employment:

- Daniel Chiteji, Probation Officer II, effective May 29, 2012
- Becky Coe, Probation Officer III, effective June 8, 2012
- Keegan Wenner, Probation Officer I, effective June 8, 2012
- Cynthia Romero, Caseworker 2, effective May 14, 2012
- Richard Keefer, Chief Deputy in the Sheriff's Department, effective June 1, 2012
- James Cool, Sergeant, effective June 30, 2012
- Chad Jovich, Corrections Officer, effective May 16, 2012
- Ronald Hoffman, Corrections Officer, effective May 29, 2012

Motion carried.

Expenditures:

Mr. Martin moved, seconded by Mr. Qually to approve the following expenditures for the period May 14, 2012 through May 25, 2012:

General Fund	\$ 1,167,318.87
911 Fund	\$ 291.53
Domestic Relations	\$ 131.91
Children & Youth Services	\$ 292,924.89
HazMat Fund	\$ 73.25
Liquid Fuels	\$ 48,382.14
Emergency Shelter	\$ 6,535.91
Unclaimed Money	\$ 22.05
HOME Grant	\$ 44.00
Block Grant	\$ 8,404.11
Commissary Fund	\$ 9,283.72
Capital Project GO Note 09	\$ 20,389.18

Motion carried.

Other Business:

Commissioner Phiel:

- Thanked Nick Colonna and Albert Penksa for their efforts in moving the merge forward and working with the employees involved in the merging of the county offices.
- Noted on June 11 the Fred Snyder Show will have Daryl Crum and Marty Qually to outline the Tax Services Department.

Commissioner Qually:

- Noted that past Commissioner Harry Stokes was honored in Sweden with the World Bio Award for his invention of alcohol burning stoves. Mr. Stokes was among six finalists.

Commissioner Martin:

- Thanked Kathy McConaghay for her dedication and efforts in keeping families together.

Salary Board Meeting:

The Salary Board Meeting will be held following the Commissioners Meeting.

Adjournment:

Mr. Martin moved, seconded by Mr. Qually to adjourn the Commissioners Meeting at 9:40 a.m. this date.

Motion carried.

Respectfully submitted,

Paula V. Neiman
Chief Clerk