

WEDNESDAY, OCTOBER 16, 2013:

The Adams County Board of Commissioners met this date in regularly scheduled session at 9:00 a.m. in the Ceremonial Courtroom with Chairman Randy L. Phiel presiding. The following were in attendance: Commissioners James E. Martin and Marty Karsteter Qually; John Hartzell, Solicitor; Albert Penksa, County Manager; Steven Renner, Controller; Lisa Chilcoat, Human Resources Administrative Assistant; Beth Cissel, Deputy Controller; John Eline, Emergency Services Director; Anne Thomas, Grants Coordinator; Don Fennimore, Court Administrator; Melissa Devlin, Finance Director; Steven Scherm, IT Director; Marianne Snyder, Human Resources Specialist; County Citizens: Stan Clark, John Hewitt, Susquehanna Group Advisors, Christine Glatfelter, Adams County Arts Council, Eileen Grennell, Collaborating For Youth; News Reporters: Jarrad Hedes, *The Gettysburg Times*, and Mark Walters, *Hanover Evening Sun* and Chief Clerk Paula Neiman.

Pledge of Allegiance

Minutes:

Mr. Martin moved, seconded by Mr. Phiel to approve the Minutes of the October 2, 2013 Commissioners' Meeting as presented.

Motion carried.

Proclamations:

Mr. Qually moved, seconded by Mr. Martin to approve the following proclamations:

- **“National Red Ribbon Week Campaign”** – October 23-31, 2013. This proclamation was presented to Eileen Grennell, Collaborating for Youth.
- **“National Arts & Humanities Month”** – October 2013. This proclamation was presented to Christine Glatfelter, Adams County Arts Council.

Motion carried.

Public Comment:

There was no Public Comment addressed to the Board at this time.

Commissioners:

Mr. Martin moved, seconded by Mr. Qually to approve and sign Resolution No. 14 of 2013 Declaring the official intent of the County of Adams, Commonwealth of Pennsylvania, to reimburse the County for expenditures with respect to certain projects made prior to and after the date of adoption of this Resolution. At this time Chairman Phiel recognized John Hewitt from Susquehanna Group Advisors. Mr. Hewitt noted there were seven (7) banks that received the proposal for the line of credit – PNC, Wells Fargo, Integrity, ACNB Bank, M&T, Susquehanna and Bank of New York. They will be receiving the proposals until 4:00 p.m. on Tuesday, October 22, 2013. Chairman Phiel noted by pursuing a line of credit it will help to protect our reserves which helps the County maintain a good bond rating. Also with the low interest rates helps provide good financial management.

**COUNTY OF ADAMS
COMMONWEALTH OF PENNSYLVANIA**

**RESOLUTION
No. 14 of 2013**

A RESOLUTION

DECLARING THE OFFICIAL INTENT OF THE COUNTY OF ADAMS, COMMONWEALTH OF PENNSYLVANIA, TO REIMBURSE THE COUNTY FOR EXPENDITURES WITH RESPECT TO CERTAIN PROJECTS MADE PRIOR TO AND AFTER THE DATE OF ADOPTION OF THIS RESOLUTION; REPRESENTING THAT REIMBURSEMENTS SHALL BE MADE FROM PROCEEDS OF A CERTAIN TAX-EXEMPT OBLIGATION OR OBLIGATIONS HEREAFTER TO BE ISSUED TO FINANCE THE COSTS OF THE PROJECTS; DECLARING THE INTENT OF THE COUNTY THAT THIS RESOLUTION COMPLY WITH THE PROVISIONS OF UNITED STATES TREASURY REGULATION SECTION 1.150-2.

WHEREAS, The County of Adams, Commonwealth of Pennsylvania (the "County"), is a county of the fifth class and a political subdivision organized and existing under the laws of the Commonwealth of Pennsylvania (the "Commonwealth"); and

WHEREAS, The County is a local government unit as defined in the Local Government Unit Debt Act [53 Pa. C. S. §8001 *et seq.*] (the "Debt Act") which Debt Act defines "projects" that may be financed by the County pursuant to the Debt Act; and

WHEREAS, The County has determined to undertake certain projects, as such term is defined in the Debt Act, consisting of, but not limited to: (A) the purchase and acquisition of (i) real property located within the County, and as thereafter deemed necessary, the improvement thereof, for governmental use, (ii) motor vehicles for County services, (iii) the planning, design and implementation of capital additions, improvements and upgrades to the Adams County emergency services and communication system, including buildings and facilities, the purchase, acquisition, furnishing and installation of equipment and material therefor, and initial training in the use thereof, (each a "Capital Project" and, collectively, the "Capital Projects") and (B) the costs of issuing the obligations used to pay for the Capital Projects; each Capital Project constituting a "project" as defined under the Debt Act; and

WHEREAS, The County has obtained estimates of the cost of various components constituting, collectively, the Capital Projects from persons qualified by education, training and experience, including County employees and consultants to the County, to provide to the County reasonable estimates of the costs thereof; and

WHEREAS, Given the scope and variety of the Capital Projects, the County has determined it is in the best interests of the County to finance the Capital Projects in phases over a period of, approximately, three (3) years; and

WHEREAS, The County has determined, based on estimates of the costs and expenses of the Capital Projects, to finance a portion of the Capital Projects in Calendar Year 2013 through the issuance of a series of tax-exempt general obligations in an estimated maximum aggregate principal amount reasonably anticipated not to exceed \$10,000,000 to finance the costs of the first phase of the Capital Projects (the "2013 Obligations") and to pay costs associated with the issuance of such obligations, with the issuance thereof projected for Calendar Year 2013; and

WHEREAS, The County may have made heretofore, and anticipates that hereafter it will make, expenditures for the Capital Projects from County funds which it would otherwise pay from proceeds of the 2013 Obligations if such funds were available at the time of the expenditure; and

WHEREAS, The County desires to reimburse itself for expenditures paid from County funds on behalf of the Capital Projects not more than sixty (60) days prior to the date of the adoption of this Resolution and anytime after adoption thereof, from proceeds of the 2013 Obligations, and to do so in accordance with regulations promulgated by the United States Treasury as 26 C.F.R. §1.150-2 (the "Reimbursement Regulations"), proposed under authority of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, This Resolution is being presented to the Board of Commissioners of the County for its consideration and approval at a regularly scheduled public meeting duly advertised and notice given in accordance with applicable law.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Adams (the "Board") after consideration of the County's budgetary and financial practices and circumstances:

1. This Resolution constitutes a declaration of official intent under the Reimbursement Regulations to reimburse the County for expenditures made on behalf of the Capital Projects from proceeds of the 2013 Obligations when issued. This official intent encompasses original expenditures made from County funds, first, not more than sixty (60) days prior to the date of adoption of this Resolution and, second, after adoption of this Resolution.

2. The County expresses its reasonable expectation that County funds will be expended prior to issuance of the 2013 Obligations for costs of the Capital Projects, and the County reasonably expects to issue the 2013 Obligations and to reimburse itself therefrom.

3. The Recitals including the general, functional description of the Capital Projects are incorporated herein. Payment of the costs of the Capital Projects constitutes capital expenditures under applicable accounting practices, the Code and the Debt Act. The County funds to be used for the Capital Projects expenditures are reasonably expected to be made from the County General Fund and, where appropriate, the County 911 Account.

4. With respect to each expenditure made heretofore and made hereafter, to the extent a specific designation is to be made for each expenditure paid from County funds for which a reimbursement allocation will be made from proceeds of the 2013 Obligations under authority of this Resolution, the Board or the County Manager, with approval from the Board, is empowered to designate such expenditures and to specify the amount of each expenditure. The Chief Clerk of the County shall provide to the Board, from time to time, a written list of the expenditures so designated.

5. This Resolution will be made available after adoption to any member of the public upon request in any form made to the offices of the Board of Commissioners at the earliest practical time, but in no event more than thirty (30) days after the latter of the date of adoption hereof or the date a request has been made to the County.

6. The reasonable expectations set forth in this Resolution are consistent with the budgetary and financial circumstances of the Capital Projects ; the County has no other funds budgeted, nor does it expect to receive any funds, for the payment of the costs, including expenditures hereafter reimbursed, of the Project other than the proceeds of the 2013 Obligations.

DULY ADOPTED this 16th day of October 2013.

COUNTY OF ADAMS
COMMONWEALTH OF PENNSYLVANIA

/s/
Randy L. Phiel, Chairman

ATTEST:

/s/
Paula V. Neiman, Chief Clerk

/s/
James E. Martin, Vice Chairman

(SEAL)

/s/
Marty Karsteter Qually, Commissioner

Motion carried.

Sheriff:

With recommendation from Sheriff James Muller, Mr. Qually moved, seconded by Mr. Martin to approve the ACNB Bank Resolution to update the required signatures for accounts #2451239; #2526425; #1935747; #9317619; #9317627 and #9343652.

Motion carried.

Emergency Services:

With recommendation from John Eline, Director, Mr. Martin moved, seconded by Mr. Qually to approve the Adams County 9-1-1 Triennial Plan for submission to the PA Emergency Management Agency and to sign Resolution No. 15 of 2013 approving the plan and contribution rate in the amount of \$1.25/month for the residents of Adams County.

**RESOLUTION OF THE COUNTY OF ADAMS, PENNSYLVANIA APPROVING THE 9-1-1
TELEPHONE ACCESS PLAN AND CONTRIBUTION RATE FOR ADAMS COUNTY
RESIDENTS**

RESOLUTION No. 15 of 2013

WHEREAS, the County of Adams ("County"), Pennsylvania, a fifth class county and municipal corporation, operating under the laws of the Commonwealth of Pennsylvania, by and through its duly elected and appointed Board of County Commissioners ("Commissioners"), has implemented a county-wide centralized Communications Center to dispatch all County emergency services; and

- Nicol Myers, Caseworker 2, effective October 21, 2013
- Christina Brant, County Fiscal Technician, effective October 28, 2013

Domestic Relations:

Note the employment of Brett Dillman, Enforcement Officer, effective October 28, 2013.

Separation of Employment:

- Douglas Hitchens, Corrections Officer, effective October 9, 2013
- Katie Seymore, West Nile Virus Monitor, effective October 4, 2013

Motion carried.

Expenditures:

Mr. Qually moved, seconded by Mr. Martin to approve the following expenditures for the period September 30, 2013 through October 11, 2013:

General Fund	\$ 1,403,208.54
911 Fund	\$ 44,556.95
Children & Youth Services	\$ 123,873.23
HazMat Fund	\$ 123.64
Liquid Fuels	\$ 48,575.53
CDBG	\$ 18,301.00
Law Enforcement	\$ 476.00
Block Grant	\$ 20,234.00
Capital Project GO 2012	\$ 10,568.60
Hotel Tax Fund	\$ 279,739.80
Coroner VISA	\$ 505.00
Commissary Fund	\$ 7,535.52
Radio Project	\$ 38,396.62

Motion carried.

Other Business:

There was no Other Business brought before the Board at this time.

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 9:32 a.m. this date.

Motion carried.

Respectfully submitted,

Paula V. Neiman, Chief Clerk