

WEDNESDAY, SEPTEMBER 18, 2013:

The Adams County Board of Commissioners met this date in regularly scheduled session at 9:03 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; Albert Penksa, County Manager; Assistant Solicitor Kurt Behn; Steven Renner, Controller; Beth Cissel, Deputy Controller; Michele Miller, Human Resources Director; Bicky Redman, Rural Resource Project Coordinator; County Citizens: Stan Clark and Bob Jackson; 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. Qually to approve the Minutes of the September 4, 2013 Commissioners' Meeting as presented.

Motion carried.

Waste Contractors

As publicly advertised the opening of the Bids for the Waste Collection Contract on behalf of Adams County Municipalities were opened and read to the public at this time. The following bids were received:

Summary of Bid Proposals Received on September 18, 2013 for the Curbside Collection, Transportation and Processing/Disposal of Municipal Waste and Recyclables For Multiple Municipalities in Adams County

NORTHWEST COLLECTIVE GROUP - PROPOSAL FORM 1 (Arendtsville, Bendersville, Biglerville, Butler, Franklin, Menallen)

Option 1 <u>Company Name</u>	<u>Waste (incl lg item)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$116.28	\$42.00	\$3.50
IESI	\$209.16	\$36.00	\$3.00
Waste Management	\$199.92	\$45.00	\$3.75
Parks	\$148.64	\$42.00	\$5.50
Republic Services	No Bid		

Option 2 <u>Company Name</u>	<u>Waste (incl lg item)</u>	<u>Bi-Weekly Recycling (opt)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$116.28	\$40.92	\$42.00	\$3.50
IESI	\$209.16	\$24.00	\$36.00	\$3.00
Waste Management	\$199.92	\$62.88	\$45.00	\$3.75
Parks	\$148.64	\$60.00	\$42.00	\$5.50
Republic Services	No Bid			

Option 3 <u>Company Name</u>	<u>Waste - (incl lg item & bi-wkly recycling)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$157.20	\$42.00	\$3.50
IESI	\$233.16	\$36.00	\$3.00
Waste Management	\$205.44	\$45.00	\$3.75
Parks	\$158.64	\$42.00	\$5.50

Republic Services No Bid

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NORTHEAST COLLECTIVE GROUP - PROPOSAL FORM 2 (Huntington, Latimore, Tyrone)

Option 1			
<u>Company Name</u>	<u>Waste (incl lg item)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$163.36	\$42.00	\$3.50
IESI	\$207.72	\$36.00	\$3.00
Waste Management	\$199.92	\$45.00	\$3.75
Parks	\$289.40	\$42.00	\$5.50

Republic Services No Bid

Option 2				
<u>Company Name</u>	<u>Waste (incl lg item)</u>	<u>Bi-Weekly Recycling (opt)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$163.36	\$42.00	\$42.00	\$3.50
IESI	\$207.72	\$24.00	\$36.00	\$3.00
Waste Management	\$199.92	\$103.80	\$45.00	\$3.75
Parks	\$289.40	\$60.00	\$42.00	\$5.50

Republic Services

No Bid

Option 3			
<u>Company Name</u>	<u>Waste - (incl lg item & bi-wkly recycling)</u>	<u>Per Bag (min 12 bags)</u>	
Advanced Disposal	\$205.36	\$42.00	\$3.50
IESI	\$231.72	\$36.00	\$3.00
Waste Management	\$210.48	\$45.00	\$3.75
Parks	\$299.40	\$42.00	\$5.50

Republic Services

No Bid

SOUTHWEST COLLECTIVE GROUP - PROPOSAL FORM 3 (Carroll Valley, Fairfield, Freedom, Hamiltonban, Highland, Liberty)

Option 1			
<u>Company Name</u>	<u>Waste (incl lg item)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$131.76	\$42.00	\$3.50
IESI	\$207.12	\$36.00	\$3.00
Waste Management	\$199.92	\$45.00	\$3.75
Parks	\$148.64	\$42.00	\$5.50

Republic Services

No Bid

Summary of Bid Proposals Received on September 18, 2013 for the Curbside Collection, Transportation and Processing/Disposal of Municipal Waste and Recyclables For Multiple Municipalities in Adams County

Option 2				
<u>Company Name</u>	<u>Waste (incl lg item)</u>	<u>Bi-Weekly Recycling (opt)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$131.76	\$42.00	\$42.00	\$3.50
IESI	\$207.12	\$24.00	\$36.00	\$3.00
Waste Management	\$199.92	\$62.88	\$45.00	\$3.75
Parks	\$148.64	\$60.00	\$42.00	\$5.50

Republic Services

No Bid

Option 3	<u>Waste - (incl lg</u>	<u>Per Bag</u>	<u>Add'l Bags</u>
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<u>Company Name</u>	<u>item & bi-wkly recycling)</u>	<u>(min 12 bags)</u>	<u>(after initial 12)</u>
Advanced Disposal	\$173.76	\$42.00	\$3.50
IESI	\$231.12	\$36.00	\$3.00
Waste Management	\$205.44	\$45.00	\$3.75
Parks	\$158.64	\$42.00	\$5.50
Republic Services	No Bid		

SOUTHEAST COLLECTIVE GROUP - PROPOSAL FORM 4 (Abbottstown, Cumberland, Straban)

<u>Option 1</u> <u>Company Name</u>	<u>Waste (incl lg item)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$137.28	\$42.00	\$3.50
IESI	\$184.56	\$36.00	\$3.00
Waste Management	\$199.92	\$45.00	\$3.75
Parks	\$154.28	\$42.00	\$5.50
Republic Services	No Bid		

<u>Option 2</u> <u>Company Name</u>	<u>Waste (incl lg item)</u>	<u>Bi-Weekly Recycling (opt)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$137.28	\$44.28	\$42.00	\$3.50
IESI	\$184.56	\$24.00	\$36.00	\$3.00
Waste Management	\$199.92	\$103.80	\$45.00	\$3.75
Parks	\$154.28	\$60.00	\$42.00	\$5.50
Republic Services	No Bid			

Summary of Bid Proposals Received on September 18, 2013 for the Curbside Collection, Transportation and Processing/Disposal of Municipal Waste and Recyclables For Multiple Municipalities in Adams County

<u>Option 3</u> <u>Company Name</u>	<u>Waste - (incl lg item & bi-wkly recycling)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$181.56	\$42.00	\$3.50
IESI	\$208.56	\$36.00	\$3.00
Waste Management	\$206.16	\$45.00	\$3.75
Parks	\$164.28	\$42.00	\$5.50
Republic Services	No Bid		

CONEWAGO TOWNSHIP - PROPOSAL FORM 5

<u>Company Name</u>	<u>Waste (incl lg item, wkly recycling & leaf waste)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>
Advanced Disposal	\$219.72	\$42.00	\$3.50
IESI	\$289.80	\$36.00	\$3.00
Waste Management	\$184.44	\$45.00	\$3.75
Parks	No Bid		
Republic Services	\$197.04	\$60.00	\$5.00

GETTYSBURG BOROUGH - PROPOSAL FORM 6

<u>Company Name</u>	<u>Waste - (incl lg item & weekly recycling)</u>	<u>Per Bag (min 12 bags)</u>	<u>Add'l Bags (after initial 12)</u>	<u>Borough Services (monthly cost)</u>	<u>Annual Total (Waste/Boro Svcs combined cost)</u>
Advanced Disposal	No Bid				
IESI	\$219.84	\$36.00	\$3.00	\$0.00	\$22,753.44

Waste Management	\$204.96	\$45.00	\$3.75	\$1,900.00	\$23,113.36
Parks	\$299.40	\$42.00	\$5.50	\$1,305.00	\$32,292.90
		Republic Services	No Bid		

All Bids will be delivered to the respective municipalities and the municipalities will make the award determinations.

Proclamations:

- Mr. Qually moved, seconded by Mr. Martin to approve **“Fetal Alcohol Spectrum Disorders Awareness Month”** – September 2013. This proclamation was presented to Eileen Grennell, Collaborating for Youth.

Motion carried.

- Mr. Martin moved, seconded by Mr. Qually to approve **“Hispanic Heritage Month”** – September 15, 2013 – October 15, 2013.

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. 13 of 2013 for the re-appointment of Michael Strausbaugh to the Workforce Investment Board for a term to expire September 30, 2016.

RESOLUTION No. 13 of 2013

REAPPOINTMENT TO THE SOUTH CENTRAL WORKFORCE INVESTMENT BOARD

On motion duly made by Commissioner James E. Martin, seconded by Commissioner Marty Karsteter Qually, it is resolved that Michael Strausbaugh, United Steelworkers, 770 Forest Drive, Abbottstown, PA is hereby reappointed to the South Central Workforce Investment Board to serve for a term expiring on September 30, 2016.

This Resolution is executed this 18th day of September 2013.

ATTEST

ADAMS COUNTY COMMISSIONERS

Randy L. Phiel, Chairman

James E. Martin, Vice-Chairman

Marty Karsteter Qually, Commissioner

Motion carried.

Probation Services:

With recommendation from Neil Burkholder, Director, Mr. Qually

moved, seconded by Mr. Martin to approve and sign an Amendment to the Monitoring Service Agreement No. 120902TC2 with BI Incorporated to include rental and service of Soberlink (SL2) units for cell base units.

Motion carried.

Victim Witness:

With recommendation from Cindy Keeney, Director, Mr. Martin moved, seconded by Mr. Qually to approve and sign the Modification of Federal Victims of Crime Act (VOCA) Grant application which reflects an increase of \$7,380.50 per year for the 2-year grant.

Motion carried.

Planning:

With recommendation from Ellen Dayhoff, Rural Resource Division Manager, Mr. Qually moved, seconded by Mr. Martin to approve offers for easement purchase for the following:

- Jean Arentz, 78.25 acres, Germany Township, \$1,940/acre.
- Richard & Kathryn Patterson Farm, 30.18 acres, Union Township, \$1,000/acre.
- Wayne Rodgers, 202.35 acres, 127+/-, Butler Township, \$2,000/acre to be preserved through State/County, remaining through Land Conservancy Adams County.

Motion carried.

Community Development Block Grant:

Mr. Martin moved, seconded by Mr. Qually to approve and sign Resolution No. 12 of 2013 Adopting a Policy with respect to the use of excessive force relating to nonviolent civil rights demonstrations.

RESOLUTION No. 12 of 2013

A RESOLUTION OF THE COUNTY OF ADAMS BY THE ADAMS COUNTY BOARD OF COMMISSIONERS, ADOPTING A POLICY WITH RESPECT TO THE USE OF EXCESSIVE FORCE RELATING TO NONVIOLENT CIVIL RIGHTS DEMONSTRATIONS.

WHEREAS, the Congress of the United States has passed Section 104(l) to Title I of the Housing and Community Development Act, 42 U.S.C. § 5304(l), stating that no Community Development Block Grant funds under 42 U.S.C. § 5303 may be obligated or expended by any unit of general local government that fails to adopt and enforce a policy of prohibiting the use of excessive force by local law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations, or fails to adopt and enforce a policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of nonviolent civil rights demonstrations within its jurisdiction; and

WHEREAS, the County of Adams (“County”) has received a Community Development Block Grant and is required to comply with Title I of the Housing and Community Development Act; and

WHEREAS, the failure to adopt or enforce such policies may cause the County to lose its grant or eligibility for future federal grants; and

WHEREAS, the County, as a fifth class county under Pennsylvania Law, 16 P.S. § 210, has no authority to establish, maintain, or regulate the conduct of local law enforcement agencies; and

WHEREAS, the County nevertheless endorses the policy goals of 42 U.S.C. 5304(l);

NOW THEREFORE, WITH THE FOREGOING INCORPORATED HEREIN AND MADE AN ESSENTIAL PART HEREOF, BE IT RESOLVED BY THE ADAMS COUNTY BOARD OF COMMISSIONERS:

SECTION 1 It is the policy of the County that excessive force by local law enforcement agencies should not be used against individuals engaged in lawful and nonviolent civil rights demonstrations within the County boundaries.

SECTION 2 It is the policy of the County to enforce applicable state and local laws against the physical barring of an entrance to or exit from a facility or location which is the subject of nonviolent civil rights demonstrations within its jurisdiction.

This Resolution is executed this 18th day of September 2013.

ATTEST

ADAMS COUNTY COMMISSIONERS

By: _____
Paula V. Neiman, Chief Clerk

By: _____
Randy L. Phiel, Chairman

By: _____
James E. Martin, Vice-Chairman

By: _____
Marty Karsteter Qually, Commissioner

Motion carried.

Personnel Report:

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

Children & Youth Services:

Recommendation from Sue Cohick, Administrator, to approve the employment of Jayne LeGore, Caseworker 2, effective September 23 2013.

District Attorney:

Note the employment of James R. Sadler, County Detective/CIT Coordinator, effective November 4, 2013.

Domestic Relations:

Note the promotion of Leighton McCleaf from Enforcement Officer to Conference Officer, effective September 23, 2013.

Separation of Employment:

- Scott Mailen, Enforcement Officer, effective September 11, 2013

Motion carried.

Expenditures:

Mr. Martin moved, seconded by Mr. Qually to approve the following expenditures for the period September 3, 2013 through September 13, 2013:

General Fund	\$ 1,523,262.91
911 Fund	\$ 4,224.90
Children & Youth Services	\$ 119,314.25
HazMat Fund	\$ 120.71
Law Enforcement	\$ 131.06
Hotel Tax	\$ 292,429.00
Coroner VISA	\$ 550.00
Commissary Fund	\$ 2,313.07
Radio Project	\$ 3,700.00

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 9:55 a.m. this date.

Motion carried.

Respectfully submitted,

Paula V. Neiman
Chief Clerk