

**WEDNESDAY, AUGUST 17, 2016:**

The Adams County Board of Commissioners met this date in regularly scheduled session at 9:00 a.m. in the Ceremonial Courtroom with Vice Chairman James E. Martin presiding. Others in attendance: Commissioner Marty Karsteter Qually; Albert Penksa, County Manager; John Hartzell, Solicitor; Steve Renner, Controller; Beth Cissel, Deputy Controller; Don Fennimore, Court Administrator; Laura Rowland, Executive Director of Probation Services; Paul Wege, HR Generalist; Melissa Devlin, Finance Director; Phil Swope, Staff Accountant; Sara Brensinger, Purchasing Coordinator; Mike Baltzley, Security Director; Karla Trout, Executive Director of Adams County Library System; David Twaddel, Esquire; Bob Jackson, Citizen Representative; News Reporters Alex Hayes, *Gettysburg Times* and Dustin Levy, *Evening Sun* and Deputy Chief Clerk Lisa A. Moreno-Woodward.

**Pledge of Allegiance**

**Minutes:**

Mr. Qually moved, seconded by Mr. Martin, to approve the Minutes of the August 3, 2016 Commissioners' Meeting as presented.

Motion carried.

**Public Comment:**

No public comment was addressed to the Board at this time.

**Courts:**

**Probation Services:**

With recommendation from Laura Rowland, Executive Director, Mr. Qually moved, seconded by Mr. Martin, to approve and sign the 2016 2017 Grant-in-Aid Application and Agreement with the PA Board of Probation and Parole.

Motion carried.

**Commissioners:**

At the request of David Twaddell, counsel for the Brethren Home Community, and after review by County Solicitor John Hartzell, Mr. Qually moved, seconded by Mr. Martin, that the Board of Commissioners approve and execute Resolution No. 10 of 2016 as follows, evidencing the County's

determination via the Board of Commissioners that it is desirable for the health, safety and welfare of the people in the area served by the Cross Keys Village – Brethren Home Community, that improvements to such facility be financed through the Adams County General Authority, for the sole purposes of satisfying requirements of the Authorities Act, and for no purpose related to the actual financing or funding of the improvements:

**COUNTY OF ADAMS**  
**Pennsylvania**

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**No. 10 of 2016**

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WHEREAS, The Brethren Home Community doing business as Cross Keys Village – The Brethren Home Community (the “Borrower”), is a corporation not-for-profit organized and existing under laws of the Commonwealth of Pennsylvania, and owns and operates health center facilities in the Township of Oxford, Adams County, Pennsylvania, located at the southwest corner of the intersection of Pennsylvania Routes 30 and 94, in the Township of Oxford, Adams County, Pennsylvania (the “Facilities”); and

WHEREAS, Adams County General Authority (the “Authority”), a municipality authority organized and existing under the Pennsylvania Municipality Authorities Act, 53 Pa. C.S. Chapter 56 (the “Authorities Act”) of the Commonwealth, proposes to issue obligations aggregating not more than \$20,000,000 in principal amount, including tax-exempt obligations in one or more series and in an aggregate principal amount not to exceed \$20,000,000 (the “Obligations”), to finance the acquisition and construction of additions and improvements to the Facilities that will include construction of 50 independent living apartments; construction of a new single level memory care residence composed of a 32 unit personal care licensed facility, and the expansion of the current Harmony Café located in the campus community center, and other alterations, additions, furnishing, and equipping of the Facilities, and to pay costs and expenses of financing, all of which undertakings herein are referred to as the “Project”; and

WHEREAS, The Project will constitute the financing by the Authority of a “health center” for a “nonprofit corporation health center,” all within the meaning of the Authorities Act; and

WHEREAS, Under the Authorities Act, the Authority may undertake to finance a health center to be leased to or financed with a loan or loans to a nonprofit corporation health center serving the public only if this County, as the municipality that organized the Authority, declares by resolution or ordinance that it is desirable for the health, safety and welfare of the people in the area served by such health center facilities to have those facilities provided by or financed through the Authority; and

WHEREAS, The Authority has asked this County to declare the financing or refinancing of the Facilities by the Authority to be desirable for the health, safety and welfare of the people in the area served by the Facilities for purposes of the Authorities Act.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ADAMS, AS FOLLOWS:

1. The Board of County Commissioners of the County of Adams does hereby find and declare that it is desirable for the health, safety and welfare of the people in the area served by the Facilities to be financed as part of the Project to have such facilities provided by or financed through the Authority.

2. The approval granted by this Resolution shall not, in any way, pledge or obligate the credit or taxing power of this County, nor shall this County be liable for the payment of the principal of, or interest on, any obligations issued by the Authority in connection with the Project or the Facilities.

3. Nothing in this Resolution is intended to be, nor shall it be construed as, an approval of the Obligations or of the Project by this County for any purposes other than the exception for health center projects set forth in Section 5607(b)(2)(iv) of the Authorities Act (53 Pa.C.S. §5607(b)(2)(iv)).

4. All prior actions of this County and of the Authority taken in conformity with the intent and purposes of this Resolution are ratified, confirmed and approved.

5. All prior resolutions or parts of resolutions, insofar as such shall be inconsistent herewith, shall be and the same expressly are repealed.

6. This Resolution shall become effective immediately upon its adoption.

DULY ADOPTED, this 17 day of August, 2016, by the Board of County Commissioners of the County of Adams, Pennsylvania, in lawful session duly assembled.

ATTEST:

COUNTY OF ADAMS  
BOARD OF COMMISSIONERS  
Commonwealth of Pennsylvania

\_\_\_\_\_/s/\_\_\_\_\_  
Assistant Chief Clerk  
(SEAL)

By: \_\_\_\_\_/s/\_\_\_\_\_  
Randy L. Phiel, Chairman

By: \_\_\_\_\_/s/\_\_\_\_\_  
James E. Martin, Vice Chairman

By: \_\_\_\_\_/s/\_\_\_\_\_  
Marty Karsteter Qually, Commissioner

CERTIFICATE

I, the undersigned Assistant Chief Clerk of the County of Adams, Pennsylvania (the "County"), certify: that the foregoing is a true and correct copy of a Resolution that duly was adopted by affirmative vote of a majority of all members of the Board of County Commissioners of the County at a meeting duly convened and held according to law on August 17, 2016, at which meeting a quorum was present; that said Resolution duly has been recorded in the minutes of the Board of County Commissioners of the County; and that said Resolution is in full force and effect, without amendment, alteration or repeal, as of the date of this Certificate.

I further certify that the Board of County Commissioners of the County met the advance notice and public comment requirements of the Sunshine Act, 65 Pa.C.S. §701, *et seq.*, by advertising the time and place of said meeting, by posting prominently a notice of said meeting at the principal office of the County or at the public building in which said meeting was held, and by providing a reasonable opportunity for public comment at such meeting prior to adopting said Resolution, all as required by such Act.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the County, this 17 day of August, 2016.

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/s/

Assistant Chief Clerk of the County of Adams

Motion carried.

**Security**

With recommendation from Michael Baltzley, Security Director, and after review by Solicitor John Hartzell, Mr. Qually moved, seconded by Mr. Martin, that the Board of Commissioners enter into a Termination Agreement with LowV Systems, Inc. concerning security services for the Human Services Building.

Motion carried.

**Personnel Report:**

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

Courts:

Domestic Relations – Note the employment to the position of Conference Officer for Joshua Matos Ortiz, effective August 8, 2016.

Separation of Employment:

- District Judge Bowman - Barbara Gillin, Administrative Assistant, effective August 19, 2016.
- Probation – Lisa Kasten, General Clerk, effective September 16, 2016.
- Probation – Eduardo Ponce, Probation Officer 1, effective August 19, 2016.

Children & Youth Services:

Note the employment of the following:

- Sharon Kuykendall, Office Assistant, effective August 8, 2016.
- Chaurice Capps, Caseworker 1, effective August 22, 2016.

Adams County Adult Correctional Complex:

Note the employment to the position of Lieutenant for Robert Gerrity, effective September 6, 2016.

Conservation District:

Note the employment to the position of Chesapeake Bay Program Technician for Tyler Echard, effective August 15, 2016.

Separation of Employment:

- Charles Goodrich, Custodian, effective August 3, 2016.
- Cody Myers, Corrections Officer, effective August 6, 2016.
- Candice Reagan, Program Specialist 1 – Mentoring Specialist, effective August 10, 2016.
- Cynthia Knight, Docketer, effective August 26, 2016.
- Kaitlyn Erickson, Caseworker 2, effective August 26, 2016.
- Brian Cooper, Corrections Officer, effective August 29, 2016.

Motion carried.

**Expenditures:**

Mr. Qually moved, seconded by Mr. Martin, to approve the following expenditures for the period August 1, 2016 through August 12, 2016:

General Fund	\$ 1,576,402.32
911 Fund	\$ 37,023.17
Children & Youth Services	\$ 266,687.08
HazMat Fund	\$ 250.00
Liquid Fuels	\$ 17,367.48
CDBG	\$ 3,500.00
Act 137	\$ 561.00
Human Services Building	\$ 1,835.90
Hotel Tax Fund	\$ 212,653.84
Capital Project	\$ 927.50
Commissary Fund	\$ 1,749.06

Motion carried.

**Other Business:**

- Solicitor Hartzell noted that he spoke to John Phillips, Esquire, Solicitor for York Springs Borough. Attorney Phillips indicated that the Borough appointed a new Tax Collector last evening during their meeting.
- Commissioner Qually noted the Brew Fest is this weekend at Seminary Ridge.
- Commissioner Martin noted that he will be participating in the “Good Ole Days” parade in Littlestown tomorrow evening. Commissioner Martin also noted the Commissioners toured the Clarks Plant last evening. It is a very sophisticated operation.

**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 9:23 a.m. this date.

Motion carried.

Respectfully submitted,  
Lisa A. Moreno-Woodward, Deputy Chief Clerk