

THURSDAY, AUGUST 24, 2022:

The Adams County Board of Commissioners met this date in regularly scheduled session at 9:00 a.m. at the Adams County Courthouse, Historic Courtroom and via conference call with Chairman Randy Phiel presiding. Others in attendance: Commissioners James E. Martin and Marty Karsteter Qually; Steve Nevada, County Manager; Solicitor Molly R. Mudd; John Phillips, Controller; Beth Cissel, Deputy Controller; Sherri Clayton-Williams, Director of Planning; Andrew Merkel, Planning Assistant Director; Robert Thaeler, Senior Planning; Don Fennimore, Court Administrator; Warden Katy Hileman; Deputy Warden Larry Snyder; Sarah Finkey, ACCYS Administrator; Sherri DePasqua, ACCYS Assistant Administrator; Leasia Ayers, Mary Charisse and Morgan Rodriguez, ACCYS staff; Warren Bladen, Director of Department of Emergency Services; Melissa Devlin, Director of Accounts and Budgets (phone); Todd Garrett, Budget Analyst II; Phil Swope, Assistant Director Accounts & Budgets; Danette Laughman, HR Deputy Director; Heather Redifer, HR Department; Candi Clark, Court HR Generalist; Larry Steinour, Building & Maintenance Director; Numerous county employees for Paula Neiman presentation; News Reporter Vanessa Pellechio Sanders, *Gettysburg Times*, Chief Clerk Paula V. Neiman and Deputy Chief Clerk Lisa A. Moreno-Woodward.

Minutes:

Mr. Martin moved, seconded by Mr. Qually, to approve the Minutes of the August 11, 2022 Commissioner's Meeting as presented.

Motion carried.

Presentation:

At this time Board Chairman Phiel diverged from the agenda and the Board of Commissioners surprised Chief Clerk Paula Neiman with a proclamation declaring August 28, 2022 as **"PAULA NEIMAN DAY"** in Adams County. Ms. Neiman was recognized for her 50 years of service to the County of Adams and was presented a proclamation, a new chair for her office and some fine tunes from 1972, the year she started employment with the County.

PROCLAMATION

"PAULA NEIMAN DAY IN ADAMS COUNTY"

AUGUST 28, 2022

WHEREAS, the Adams County Board of Commissioners, and the Staff of Adams County, is honored and privileged, to recognize and celebrate one esteemed staff member's 50 years of significant, loyal, unwavering, and compassionate service to the staff and residents of Adams County; and

WHEREAS, Adams County Chief Clerk Paula Neiman, began her service to Adams County on August 28th, 1972 with the Adams County Planning Department, when the department consisted of two employees. Paula was with the Planning Department for 6 years, and during that time assisted at the county home (Green Acres) when the need arose. After those first 6 years, Paula was transferred to The Adams County Commissioners Office, where she has been a professional and steady anchor, as well as a friend to many, for the past 44 years!; and

WHEREAS, in the role of Chief Clerk & Assistant Chief Clerk, the need to deal with a staggering amount of staff inquiries, public inquiries, internal and public meetings, commissioners schedules, plus internal and external documents, is a never-ending responsibility that requires exceptional patience, good listening skills, superior organizational skills, and outstanding interpersonal skills. It also requires a fair degree of discipline (which she exhibits most of the time) when Paula is in a meeting with the Commissioners where decisions are being made that she may, or may not, agree with. That is evidenced by the fact that she has navigated and succeeded 15 different Adams County Commissioners from 1978 to the present Board today; and

WHEREAS, anyone who knows or has worked with Paula, certainly knows that she loves music, is a music aficionada, goes to concerts, listens to the radio at her desk and even sings along in the office. Thus, it is only fitting and proper, that as part of this tribute, we now play for Paula a selection of the most popular hits of 1972; and

WHEREAS, it is also well-known that Paula is frugal with County resources, with duct tape being a teammate of her “sharpened pencil” to keep costs under control. Paula’s worn out and duct taped office chair, and duct taped file folders, are prime examples of that trait. She puts a new chair in the budget each year as directed, but a new chair never appears. She keeps claiming that she will go to St. Francis to search for a used one. On behalf of all the Adams County staff, it is our privilege to present to Paula today, a brand-new exact replacement office chair, with the old one to be retired to the Adams County Historical Society for permanent display; and

WHEREAS, according to Adams County HR records, Paula, has achieved the distinction of the longest serving county employee in the history of Adams County. In 50 years Paula, you have touched countless lives, have been a superior co-worker, been many positive things to many people, have gained the respect and trust of your co-workers, have always performed professionally and with integrity, and in a superhuman effort – have been able to navigate hundreds of Commissioners, Judges, Department Directors and Elected Officials. This recognition today is not only for you, but also to give your co-workers and friends at Adams County, the opportunity to recognize your 50 years of service – and tell you how special you are to all of us!; and

WHEREAS, on this 24TH day of August 2022, the Adams County Board of Commissioners, declare ***Sunday, August 28TH, 2022 as “PAULA NEIMAN DAY IN ADAMS COUNTY”***, granting the rights, privileges, and recognition that declaration entails.

WHEREAS, in conjunction with the just completed courthouse staff lunchroom renovation, there will be a reception in the lunchroom immediately following salary board, so staff has an opportunity to provide their own thanks and well wishes for your past and future service to Adams County.

IN WITNESS THEREOF, We have herewith set our hands and caused the Great Seal of the County of Adams to be affixed on this 24th day of August, 2022.

ADAMS COUNTY COMMISSIONERS

_____/s/_____
Randy L. Phiel, Chairman

_____/s/_____
James E. Martin, Vice-Chairman

_____/s/_____
Marty Karsteter Qually, Commissioner

Proclamations:

- Mr. Qually moved, seconded by Mr. Martin, to adopt and proclaim August 31, 2022 as **“International Overdose Awareness Day”** in Adams County. This proclamation was presented to Nate Sterner and Lisa Lindsey of Collaborating for Youth.

Motion carried.

- Mr. Martin moved, seconded by Mr. Qually, to adopt and proclaim September 2022 as **“HUNGER ACTION MONTH”** in Adams County. This proclamation was presented to Ryan Prater and Kathy Gaskin of the Adams County Food Policy Council.

Motion carried.

Public Comment:

No Public Comment was brought before the Board at this time.

Public Hearing:

Chairman Phiel called the public hearing to order at 9:49 a.m. this date and noted this is the date advertised to hold the public hearing to accept public comment on the Notice to Adopt the Adams County Zoning Ordinance Curative Amendment. At this time, he turned the hearing over to Solicitor Molly Mudd who recognized Rob Thaeler, Principal Planner in the Planning Department. Mr. Thaeler announced, as required, the public notice was advertised two times in a local newspaper of general circulation *The Gettysburg Times*. Mr. Thaeler noted the County on March 9, 2022, during a public meeting, declared portions of the Adams County Zoning Ordinance to be invalid initiating a municipal curative amendment process and on April 6, 2022, adopted Resolution #4 of 2022 to begin the process. The Adams County Zoning Ordinance was substantively invalid because of its failure of the following:

- Permitted uses - Alternative energy, both principal and accessory uses; medical marijuana; small wireless facilities; rural event venues; recreational vehicle/tent hosting; rental storage; shooting ranges, both principal and accessory uses; nursing homes; assisted living; continuing care retirement community; short-term rentals; certain prohibited uses outlined in Section 401 (related to Employment Center District) should be expressly permitted in the Employment Center District and other zoning districts.
- Sufficient quantity or scope – Manufacturing/industrial use classes; various residential uses; group home and related types of institutional housing; places of worship; cultural and entertainment classes (museums, theaters, etc.); health care classes (hospitals, clinics, etc.)
- Unconstitutional content-based regulation of signs.

After adoption of Resolution #4 of 2022 provided the County a 180 day period to make the corrections. This new document will be shared with the two (2) Townships, Germany and Menallen, that still use the County ordinance for the opportunity to comment. It is the intent of the Board of Commissioners to adopt this ordinance at their public meeting on Wednesday, September 7, 2022.

At this time Chairman Phiel asked if there was any public comment to be received on the Adams County Zoning Ordinance Curative Amendment. The record shall show that no public comment was received.

The hearing adjourned at 9:54 a.m. this date.

Court Administration:

With recommendation by Court Administrator Don Fennimore, and after review by Solicitor Molly R. Mudd, Mr. Qually moved, seconded by Mr. Martin, to approve the following:

- Quote MLS-220708A with Sage Technology Solutions, Inc. This Quote provides for maintenance services of the audio-visual equipment previously installed by Sage in the various courtrooms. Total cost of the service “block” is \$8,000, with service costs credited against that amount as needed. This Quote is made pursuant to COSTARS Contract 034-E22-130 and is effective August 24th, 2022.
- Lease Agreement with the Township of Reading, Adams County. This Lease provides office space for Magisterial District Judge Tony Little at 50 Church Road in East Berlin, PA. Beginning in 2023, the rent will be \$1,800 per month (previously \$1,650). The Lease is effective January 1st, 2023 and expires December 31st, 2024.

Motion carried.

Treasurer:

With recommendation from Treasurer Christine Redding, Mr. Martin moved, seconded by Mr. Qually, to approve and sign an Account Agreement, Corporate Authorization Resolution, and Customer Certification Form with ACNB Bank for authorized signatures on Account #XXXXXXXX0966.

Motion carried.

Children & Youth Services:

Board Chairman Phiel called the Public Hearing to order at 10:01 a.m. this date and noted this is the date advertised to hold the public hearing to accept public comment on the 2023-2024 Adams County Children & Youth Services & Department of Probation Services Needs Based Budget. At this time, he turned the hearing over to Sarah Finkey, Children & Youth Administrator who announced, as required, the public notice was advertised two times in a local newspaper of general circulation and provided a power point presentation with the following highlights:

- State Reimbursements – Various Services with reimbursements from 50% to 100%
- State Reimbursements on Special Grant Initiatives – Family Group Decision Making; PA Promising Practices; Housing Grants; Alternatives to Truancy Prevention; New Evidence-Based Programs all with local match from 5% to 15%
- Total Revenues for FY 2023-2024 - \$8,212,114 with total County funds of \$1,532,247
- Act 148 constitutes payment for In-home services; Community Based Placement; Institutional Placement; Administrative Costs
- Referrals received for 2021-2022 = 3,470
- Percentages of Placement Stability for 2022 – 85.0% of children in care 12 months or less whose placement history is stable and 81.8% for children 12-24 months
- 2023/2024 Budget Planning – Practice improvement; In-home services; Supports for families so that permanency can be achieved; More time with families; Family Engagement; Self-care and staff feeling appreciated; MDIT Improvements; Child Well-being; Staff Retention and Professional Development; Limited English proficiency; Technology and mobility; Enhanced data management system; Improving contracts; Championing Child Welfare

At this time Chairman Phiel asked if there was any public comment to be received on the Adams County Children & Youth Services & Department of Probation Services Needs Based Plan and Budget for 2023-2024. The record shall show that no public comment was received. The Plan will be submitted to the PA Department of Human Services.

The hearing adjourned at 10:17 a.m. this date.

- With recommendation from Sarah Finkey, Administrator, Mr. Qually moved, seconded by Mr. Martin, to approve and sign the Subsidized Permanent Legal Custodianship Agreement with F.S. on behalf of N.W.

Motion carried.

Emergency Services:

With recommendation from Warren Bladen, Director and after review by Solicitor Molly R. Mudd, Mr. Martin moved, seconded by Mr. Qually, that the Board of Commissioners approve and adopt the following Intergovernmental Agreement and Resolution with the counties of Dauphin, Franklin, and Cumberland related to establishment of the emergency communication system known as the South Central Inter-County Phone Network (“SCIPNet”):

- Intergovernmental Agreement (IGA) Relating To South Central Inter-County Phone Network (“SCIPNet”) – This Agreement outlines the terms and conditions for the consolidation and enhancement of the current emergency communication system and formal establishment of SCIPNet amongst the four (4) counties. SCIPNet will

allow for a shared regional 911 call-handling system for the member counties that will provide additional technical, operational, and economic benefits. The Agreement is effective as of the date last signed by the parties and shall remain in effect for an initial five-year term with annual renewal thereafter.

- Resolution No. 13 of 2022 – This Resolution formalizes the Intergovernmental Agreement for the creation of SCIPNet, as required by the Intergovernmental Cooperation Act (Act 177 of 1996) as follows:

RESOLUTION NO. 13 OF 2022

A RESOLUTION OF THE COUNTY OF ADAMS, IN CONJUNCTION WITH THE COUNTIES OF DAUPHIN, FRANKLIN, AND CUMBERLAND, UNDERTAKEN UNDER THE AUTHORITY OF THE PENNSYLVANIA INTERGOVERNMENT COOPERATION ACT, 53 PA. C.S. § 2301, ET SEQ., PLANNING FOR THE DEVELOPMENT AND OPERATION OF A REGIONAL TELECOMMUNICATION SYSTEM KNOWN AS THE SOUTH CENTRAL INTER-COUNTY PHONE NETWORK, PLANNING FOR THE MANAGEMENT, FUTURE ACTIVITIES AND FUNDING OF THAT NETWORK, AGREEING TO WORK IN CONCERT WITH AND TO UNDERTAKE FINANCIAL AND OTHER OBLIGATIONS WITH EACH OF THE OTHER COUNTIES, AND CREATING AN AGREEMENT FOR SUCH ACTIVITIES

RECITALS

WHEREAS, the County of Adams (“Adams”), is a fifth class county organized under the laws of the Commonwealth of Pennsylvania, operating through the executive and legislative powers of the Adams County Board of Commissioners, with a business address of 117 Baltimore Street, Suite 201, Gettysburg, Pennsylvania 17325; and

WHEREAS, the County of Dauphin (“Dauphin”), is a third class county organized under the laws of the Commonwealth of Pennsylvania, operating through the executive and legislative powers of the Dauphin County Board of Commissioners, with a business address of 2 South Second Street, 4th Floor, Harrisburg, Pennsylvania 17101, and a mailing address of P.O. Box 1295, Harrisburg, Pennsylvania 17108; and

WHEREAS, the County of Franklin (“Franklin”), is a fourth class county organized under the laws of the Commonwealth of Pennsylvania, operating through the executive and legislative powers of the Franklin County Board of Commissioners, with a business address of 272 North Main Street, Chambersburg, Pennsylvania 17201; and

WHEREAS, the County of Cumberland (“Cumberland”), is a third class county organized under the laws of the Commonwealth of Pennsylvania, operating through the executive and legislative powers of the Cumberland County Board of Commissioners, with a business address of 1 Courthouse Square, Room 200, Carlisle, Pennsylvania 17013; and

WHEREAS, Dauphin, Franklin, Cumberland and Adams Counties each have duties to operate a Public Safety Answering Point (PSAP) in their respective county, such responsibilities flowing from, but not limited to, the Public Safety Emergency Telephone Act, Act 118 of 2010, P.L. 1181, codified at 35 Pa. C.S. § 5301 – 5398; the Hazardous Material Emergency Planning and Response Act, Act 165 of 1990, P.L. 639, codified at 35 P.S. §

6022.101 – 6022.307; the Counterterrorism Planning, Preparedness and Response Act, Act 227 of 2002, P.L. 1967, codified at 35 P.S. § 2140.101 – 2140.303; and the Emergency Management Services Code, Act 323 of 1978, P.L. 1332, codified at 35 Pa. C.S. § 7101 – 7904; and

WHEREAS, the Boards of County Commissioners of Dauphin, Franklin, Cumberland and Adams Counties each believe that the ability to rapidly and securely communicate over large regions of southcentral Pennsylvania, including beyond the boundaries of each county when needed, to provide back-up communications systems to each of the other counties, to comply with recognized standards for emergency and interoperable communications systems, to ensure infrastructure redundancy, all while operating more cost effectively, are desirable goals; and

WHEREAS, the Intergovernmental Cooperation Act, Act 177 of 1996, P.L. 1158, codified at 53 Pa. C.S. 2301 – 2317, allows local governments as that term is defined in the Act, which definition includes counties, to enter into agreements to provide for the sharing of responsibilities, costs, and fulfillment of statutory and related duties; and

WHEREAS, Dauphin, Franklin, Cumberland and Adams Counties, through their respective Departments of Emergency Services or Public Safety, have been working to develop a consolidated emergency communication system, known as the South Central Inter-County Phone Network (hereafter “SCIPNet”), which will be able to provide planned redundancies and back-up capabilities for all four counties, and meet the goals noted above.

NOW THEREFORE, BE IT RESOLVED by the Adams County Board of Commissioners, and it is hereby **RESOLVED** by the authority of the same, as follows:

SECTION 1. Incorporation of Recitals. The Recitals stated above are incorporated into this Resolution as if fully repeated herein and made an essential part hereof.

SECTION 2. Intergovernmental Agreement. It is the intention of Dauphin County, Adams County, Cumberland County, and Franklin County that this Resolution and the referenced exhibits shall also serve as the Intergovernmental Agreement among the four counties. Unless stated otherwise, the use of “agreement,” “intergovernmental agreement” and “resolution” shall refer to the same document.

SECTION 3. System Overview. In 2018, the Counties of Adams, Dauphin and Franklin adopted ordinances to create the South Central Inter-County Communications Network (“SCICNet”). The SCICNet vision is to establish a regional public safety system which increases resiliency, redundancy, and interoperability while reducing the overall cost of ownership. Today, the SCICNet membership governs, operates, and shares a regional P25 Public Safety Radio Network covering an area of 1,850 square miles. The SCICNet Executive Board believes expanding the SCICNet vision to include a shared 911 Call Handling System will provide member counties additional technical, operational, and economic benefits.

Adams, Dauphin, Cumberland, and Franklin Counties process 911 telephone calls and text messages utilizing separate VESTA®911 Call Handling Systems and networks and desire to partner for the purpose of designing, procuring, implementing, operating, and maintaining a fully redundant 911 Call Handling Solution. Pennsylvania Emergency Management Agency has awarded the SCICNet Member Counties a 2020 9-1-1 Statewide Interconnectivity Funding Program Grant for this purpose (Exhibit A). Pennsylvania Emergency Management Agency awarded a 2021 9-1-1 Statewide Interconnectivity Funding Program Grant to include Cumberland County in 911 Call Handling Solution Project (Exhibit A-1).

The Next Generation 911 Call Handling System will incorporate the core services and transport functionality of the Commonwealth of Pennsylvania's Emergency Services IP Network (ESINet). The network and core services are provided by Comtech Telecommunications Corporation as contracted by Pennsylvania Emergency Management Agency.

SECTION 4. Purpose. The purpose of this Agreement is to provide establishment of and legal framework for SCIPNet to share the procurement, implementation, operation, maintenance, and strategic planning of a regional 911 Call Handling System.

SECTION 5. Governance. The SCIPNet will be organized, managed, and governed under the auspices of a document identified as the "South Central Inter-County Phone Network (SCIPNet) Shared 911 Call Handling Equipment Charter and Governance Procedures for SCIPNet Users" (hereafter referred to as the "Charter"), which is incorporated by reference thereto.

SECTION 6. Representation. The Charter provides details as to the SCIPNet Communications Council (hereafter "SCIPNet – CC"), of which SCIPNet – CC shall have day to day responsibility for management and operation of the SCIPNet. The SCIPNet – CC shall be managed by the SCIPNet Executive Board (hereafter "SCIPNet – EB"). Each County shall have one (1) vote for the conducting of business under the Charter as a member of the SCIPNet – EB, with a majority of the Charter signatories being considered a quorum for meetings. Telephonic or other remote attendance, participation and voting are authorized for SCIPNet – EB representatives so long as the remote attendee can clearly identify himself or herself with the use of chosen technology. Each County Board of Commissioners shall appoint a representative to the SCIPNet – EB, which shall be done by action of the Board, followed by written confirmation of appointment sent to the SCIPNet – CC, in care of the Dauphin County Department of Public Safety. It is understood that the appointee will typically be a member of the Department of Public Safety or Emergency Services, and that he or she will be fully conversant with SCIPNet and SCIPNet – CC management issues, and shall be empowered by the respective County to act in and on their behalf.

SECTION 7. New Members. New members may be added to the SCIPNet upon approval by a majority vote of the existing members. Any new member will be entitled to one (1) vote on the SCIPNet – EB, provided all contractual and other duties have been met. Addition of other governmental entities will require the adoption of a new Intergovernmental

Agreement, wherein the new cost share and members will be identified therein. Pro rata costs for the year to date, and other costs when determined to be fair and equitable, may be assessed to new members. All such costs, if assessed, must be agreed to by the SCIPNet – CC prior to addition of new members, and must be captured in a written offer of membership.

SECTION 8. Cost Sharing. The County of Dauphin, County of Franklin, County of Cumberland and County of Adams agree to share the cost of operating and maintaining SCIPNet. Such cost shall be identified by July 15 of each year, to allow the respective counties to ensure such costs are included within their respective annual budgets. Such operational and management costs shall be apportioned equally on an annual basis, with the initial cost share being 25% percent per County. This pro rata cost share may be reduced if other governmental entities join the SCIPNet. It is understood that such membership will be on an equal, pro rata share basis.

SECTION 9. Understandings. The following understandings exist among the four Counties:

- a. The members agree to participate in the prescribed hardware, software upgrades and maintenance strategies for the SCIPNet Shared NG911 Call Handling Equipment, as recommended by the solution manufacturer and as necessary to ensure a comprehensive cyber security framework. The costs of this strategy shall be considered an operational cost of SCIPNet.
- b. All members agree to maintain and keep current all facilities and equipment, both core and ancillary, deemed essential for the continued operations and successful interface of subsystems appliances that are an operational part of the SCIPNet and its Shared NG911 Call Handling Equipment.
- c. A SCIPNet member may elect to cancel their participation in the Agreement after the initial Five (5) term. Otherwise, the agreement shall continue for each member on an annual basis beginning the first day of January 1st of each subsequent year, if notice is not received as required in subsection 9(d) below.
- d. It is understood by all parties that this agreement relates to the provisioning of a dedicated public safety network and its associated telecommunication systems components, of which require extended lead times for establishing service, testing, or modifying the system or its components. For this reason, termination of member participation requires at least eighteen (18) months advance notice. Any action to terminate the Agreement shall be by written notice to all members describing the intention to withdraw their participation in the Agreement. Such notice shall be signed by the Board of Commissioners or government executive and shall include the desired date the member plans to exit SCIPNet membership.
- e. Upon the departure of a member county, the SCIPNet Agreement shall continue in force with the remaining members until such time as the advice of the SCIPNet – CC suggest otherwise. The decision to continue membership in the SCIPNet

Agreement shall remain the sole responsibility of the individual members, in accordance with their contractual obligations and authority.

- f. Any member county who, upon dissolving its participation in SCIPNet, shall have no right of ownership or right of further use of the utility or core components of the SCIPNet as described by the Agreement.
- g. No separate governmental or organizational structure is necessary for the administration or implementation of this agreement. No additional employee of any member government is required for the operation and management of the SCIPNet.
- h. No real or personal property shall be required for the establishment of the SCIPNet.
- i. The Communication Center resources of each county shall not be considered a common resource and utilized at the discretion of any member. Rather, any and all requirements to augment a member's workforce and/or seek backup or expanded call handling capability due to a current or impending event shall be accomplished in accordance with established policy and procedure.

SECTION 10. Finances. The County of Dauphin will act as the fiduciary agent for the SCIPNet. In that role, Dauphin County shall administer the approved SCIPNet operating budget, and invoice all member counties (and other entities, as applicable), for their proportionate share on a quarterly basis. Dauphin County shall also ensure that any initial costs, specific to member participation, be invoiced to the respective County. The initial cost for establishment of the SCIPNet shall be determined through a competitive procurement process which presents the member counties with the best value. Future members shall have the responsibility and cost of ensuring its 911 Call Handling Equipment is compatible with the SCIPNet. Ambiguous interpretations concerning compatibility shall be decided by the SCIPNet – CC and its vendors.

SECTION 11. Governing Law. This agreement is governed by the laws of the Commonwealth of Pennsylvania.

SECTION 12. Severability. If any provision of this agreement, or the application of any provision of this agreement to any entity or circumstance, is held to be invalid, illegal, or unenforceable, or inconsistent with any present or future law, ruling, rule, policy or regulation of any court or governmental or regulatory authority having jurisdiction over the subject matter of this agreement, then the validity, legality, and enforceability of the remaining provisions of this agreement and ordinance shall not in any way be affected or impaired and such provision shall be deemed to be rescinded or modified in accordance with such law, ruling, rule, policy or regulation, and the remainder of this agreement and ordinance, and the application of such provision to any entity or circumstances other than those to which it shall be held inconsistent, shall not be affected.

SECTION 13. Assignment. No member may assign its rights under this agreement and ordinance without the prior written consent of all other members.

SECTION 14. Multiple Enactments. This Intergovernmental Agreement may be adopted in multiple original agreements, as ordinances and agreements both, and all such enactments will be considered as one agreement for purposes of enforceability and interpretation.

THIS RESOLUTION IS DULY ADOPTED ON this 24th day of August, 2022 at a duly advertised meeting of the Board of Commissioners of the County of Adams

ATTEST

ADAMS COUNTY COMMISSIONERS

By: /s/
Paula V. Neiman, Chief Clerk

By: /s/
Randy L. Phiel, Chairman

By: /s/
James E. Martin, Vice-Chairman

By: /s/
Marty Karsteter Qually, Commissioner

Motion carried.

Elections & Voter Registration:

With recommendation by Director Angie Crouse, and after review by Solicitor Molly R. Mudd, Mr. Qually moved, seconded by Mr. Martin, that the Board ratify the approval of the Election Integrity Grant Program eContract (No. C000083358) with the Commonwealth of Pennsylvania through the Department of Community and Economic Development. This Contract allocates \$365,842.48 in grant funding to the County for eligible election costs between July 1st, 2022 and June 30th, 2023. The effective date of the Contract is August 24th, 2022 and shall expire on June 30th, 2023.

Motion carried.

Agricultural Land Preservation:

With recommendation from Ellen Dayhoff, Director of Rural Resources, and after review by Solicitor Molly Mudd, Mr. Martin moved, seconded by Mr. Qually, that the Board of Commissioners approve the offer letters for the purchase of conservation easements for five (5) Hanover Shoe Farms in partnership with Conewago and Union Townships as follows:

- Parcel # 41K16-0023---000 90.47 Acres \$3,570/acre no exclusions - Union Township contributing
- Parcel # 41K16-0023A—000 32.72 Acres \$2,530/acre no exclusions - Union Township contributing
- Parcel # 41K16-0021---000 69.35 Acres \$2,790/acre no exclusions - Union Township contributing
- Parcel # 08K15-0018---000 79.12 Acres \$3,870/acre no exclusions - Conewago Township contributing
- Parcel # 08K15-0014---000 55.75 Acres \$3,440/acre (exclusion of 1 +/- acre of a jointly utilized driveway) - Conewago Township contributing

Motion carried.

Commissioners:

With recommendation by Solicitor Molly R. Mudd, Mr. Qually moved, seconded by Mr. Martin, that the Board of Commissioners approve the following in regards to the Settlement Proceeds from the national class-action lawsuits against certain manufacturers and distributors of prescription opioid drugs:

- Approve Resolution No. 12 of 2022 whereby the Adams County Board of Commissioners do hereby Resolve to use opioid settlement funds allocated to the County in accordance with the opioid remediation and abatement measures as outlined in Exhibit E of the Distributors Settlement Agreement and the J&J Settlement Agreement, incorporated by reference into this Resolution as follows:

RESOLUTION NO. 12 OF 2022

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE
COUNTY OF ADAMS THAT SETTLEMENT PROCEEDS FROM CERTAIN
OPIOID LITIGATION BE USED FOR THE PURPOSE OF ABATING THE
OPIOID EPIDEMIC.**

WHEREAS, there exists a national and local opioid epidemic marked by substantial increase in prescription opioid misuse and related overdoses; and

WHEREAS, the County was a Litigating Subdivision to national class-action lawsuits against certain manufacturers and distributors of prescription opioid drugs, alleging that the manufacturers and distributors engaged in the improper manufacture, sale, and promotion of prescription opioid products; and

WHEREAS, the class-action lawsuits have resulted in settlement agreements whereby the manufacturers and distributors will deliver over \$1 billion in opioid abatement funding to the Commonwealth of Pennsylvania over 18 years to be managed by the Pennsylvania Opioid Misuse And Addiction Abatement Trust ("Trust"); and

WHEREAS, of the total opioid abatement funds allocated to the Commonwealth of Pennsylvania, Adams County is anticipated to receive 0.344%, or approximately \$3,087,983 over the course of the 18-year payment term ("Settlement Funds"); and

WHEREAS, the County has agreed to exclusively use these the Settlement Funds for opioid remediation measures as a condition of the Pennsylvania Subdivision Intrastate Allocation Participation Form and the Opioids Trust And Allocation Order; and

WHEREAS, it is the intention of the County to use the settlement funds in accordance with appropriate opioid remediation measures, as outlined in Exhibit E of the Distributors Settlement Agreement and the J&J Settlement Agreement and as interpreted by the PA Attorney General's Office and the Trust (together, "Exhibit E"), which is hereby incorporated by reference.

NOW, THEREFORE, BE IT RESOLVED by the Adams County Board of Commissioners, and it is hereby **RESOLVED** by authority of the same Board of Commissioners, as follows:

1. The County shall establish and manage a separate bank account for the purposes of receiving and disbursing Settlement Funds. Settlement Funds shall not be comingled with other County funds.
2. The County may choose to use the Settlement Funds for various abatement strategies as listed in Schedule B ("Approved Uses") of Exhibit E, but priority shall be given to the following core abatement strategies ("Core Strategies"):

- a. Naloxone or other FDA-approved drugs to reverse opioid overdoses.
 - b. Medication-Assisted Treatment (“MAT”) distribution and other opioid-related treatment.
 - c. Services related to at-risk pregnant & postpartum women.
 - d. Expanding treatment for Neonatal Abstinence Syndrome (“NAS”).
 - e. Expansion of warm hand-off programs and recovery services.
 - f. Treatment for the incarcerated population.
 - g. Prevention programs.
 - h. Expanding syringe service programs.
 - i. Evidence-based data collection and research analyzing the effectiveness of the abatement strategies within the state.
3. The County shall abide by all other terms of the settlements and allocation orders and shall so certify to the Attorney General’s Office and the Trust, as required.
 4. The Board of Commissioners shall retain sole authority over disbursement of Settlement Funds, but may designate elected officials and/or employees of the County to assist with such disbursement, at its discretion.

THIS RESOLUTION IS DULY ADOPTED ON this 24th day of August, 2022, at a duly advertised meeting of the Board of Commissioners of the County of Adams.

ATTEST

By: /s/
Paula V. Neiman, Chief Clerk

ADAMS COUNTY COMMISSIONERS

By: /s/
Randy L. Phiel, Chairman

By: /s/
James E. Martin, Vice-Chairman

By: /s/
Marty Karsteter Qually, Commissioner

Motion carried.

- Mr. Martin moved, seconded by Mr. Qually, to review to approve the Adams County Litigating Subdivision Settlement Funds Certification Affidavit, whereby the Board agrees to use Litigating Subdivision Entity Settlement Funds in a manner consistent with the Abatement uses described in Exhibit E of the Settlements and in accordance with all other terms of the Settlements.

Motion carried.

Personnel Report:

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

- Probation Services:
 - Employment of Jordan Spidle, Probation Officer, effective August 22, 2022
 - Employment of Tiffani Brownley, General Clerk, effective August 15, 2022
- Transfers within MDJ Offices:
 - Transfer for Tamara Bittle from General Clerk Floater between MDJ Little and MDJ Snyder’s Office, to Administrative Assistant in MDJ Snyder’s Office, effective August 22, 2022
 - Transfer of Lori Griffith, from Administrative Assistant in MDJ Snyder’s office to General Clerk in MDJ Beauchat’s Office, effective August 22, 2022

- Domestic Relations: Employment of Leyda Hernandez, General Clerk, effective August 15, 2022

Department of Emergency Services:

Recommendation from Warren Bladen, Director, to rescind the offer of employment to Amber Arredondo, 911 Telecommunicators, effective August 12, 2022.

Adams County Adult Correctional Complex:

Recommendation from Warden Katy Hileman to approve the following:

- Corrections Officers, pending successful completion of background screenings: Christopher Aspenwall, effective August 8, 2022; Gary Heikes, Jeffrey Kerns, Michael Walker, Zachary Groft, Wesley Garner, effective August 22, 2022
- Transfer of Sakena Gwynn, Corrections Officer, from fulltime to part time regular, scheduled for 24 hours/week, not to exceed 29 hours/week, effective August 15, 2022
- Rehire Denise Duarte, Corrections Officer, Part time as needed, minimum of 8 hours/pay period, with additional hours as needed (not to exceed 29 hours/week, effective September 5, 2022

Separation of Employment with permission to post:

- Michael Mull, Investigator – Public Defender’s Office, effective August 11, 2022
- Joshua Abreght, IT Document Management Specialist, effective August 26, 2022
- Rescind offer of employment to Jeffrey Kerns, Corrections Officer, effective August 22, 2022

Motion carried.

Expenditures:

Mr. Martin moved, seconded by Mr. Qually, to approve the following expenditures for the period August 8 through August 18, 2022

General Fund Total	\$ 2,192,249.97
General Fund	\$ 1,182,591.53
Payroll – Week #33	\$ 1,009,658.44
Children & Youth Services	\$ 204,198.48
Liquid Fuels	\$ 9,388.23
HazMat Fund	\$ 4,394.76
Commissary Fund	\$ 1,435.87
Records Management	\$ 26,495.74
Act 137 (Affordable Housing)	\$ 53,357.68
Hotel Tax Fund	\$ 267,063.34
Human Services	\$ 1,722.26
American Rescue Plan Act 2021	\$ 580.00
911 Fund	\$ 4,884.99
Internal Service Fund	\$ 414,832.46

Motion carried.

Other Business:

No Other Business was brought before the Board at this time.

Salary Board Meeting:

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

Adjournment:

Mr. Qually moved, seconded by Mr. Martin, to adjourn the Commissioner's Meeting at 10:40 a.m. this date.

Motion carried.

Respectfully submitted,

Paula V. Neiman
Chief Clerk

Lisa A. Moreno-Woodward
Deputy Chief Clerk