

Friday, January 2, 2015 9:30 a.m.

The Board of County Commissioners convened today to reorganize for the year 2015. All members present. Comm. Litz presiding.

The meeting opened with observance of a moment of silence and the Pledge to the Flag.

The Commissioners approved the minutes of the previous meeting.

On motion of Comm. Phillips, seconded by Comm. Ames to elect Commissioner **William E. Ames as Chairman of the Board.**

On motion of Comm. Litz, seconded by Comm. Ames to elect Commissioner **Robert J. Phillips as Vice-Chairman of the Board.** Vote unanimous.

On motion of Comm. Phillips, seconded by Comm. Ames to elect Commissioner **Jo Ellen Litz as Secretary of the Board.** Vote unanimous.

On motion of Comm. Litz, seconded by Comm. Phillips to reappoint **Jamie A. Wolgemuth as County Administrator to the Board of County Commissioners** for the year 2015. Vote unanimous.

On motion of Comm. Phillips, seconded by Comm. Litz to reappoint **Attorney David R. Warner, Jr. as Solicitor to the Board of County Commissioners** for the year 2015. Vote unanimous.

On motion of Comm. Litz, seconded by Comm. Phillips to **re-appoint all employees on the County payroll to their respective positions, effective January 1, 2015.** Vote unanimous.

On motion of Comm. Phillips, seconded by Comm. Litz to approve the following **schedule for meetings of the Board of Commissioners for the year 2015:** Notice to be posted and advertised in accordance with the law. Vote unanimous.

PUBLIC NOTICE

The Lebanon County Commissioners will hold regularly scheduled meetings to transact county business on the following days for the Year 2015.

- Every first and third Thursday on the following dates in Room 207, of the Municipal Building, 400 S. 8th Street, Lebanon, Pennsylvania beginning at 9:30 a.m. and continuing until all business is transacted.

January 2 (special call)	July 2
January 15	July 16
February 5	August 6
February 19	August 20
March 5	September 3
March 19	September 17
April 2	October 1
April 16	October 15
May 7	November 5
May 21	November 19

June 4
June 18

December 3
December 17
December 24

- The Commissioners will meet on Wednesdays, beginning at 1:30 p.m. in Room 207 of the Municipal Building for the purpose of work sessions dealing with county government functions.
- * A special meeting will be held on Thursday, July 30, 2015 at the Lebanon Valley Expo Center in conjunction with the Lebanon Area Fair at the Lebanon Valley Expo Center & Fairgrounds, 80 Rocherty Road, Lebanon, PA 17042 beginning at 9:30 a.m. and continuing until all business is transacted.

Individuals, committees or groups wishing to meet with Board of Commissioners are requested to call the office at 717-228-4427 prior to the date of the meeting to arrange for an appointment. Meetings arranged by appointment will be given priority to avoid unnecessary delay.

The Lebanon County Salary Board will meet during the regularly scheduled meeting of the County Commissioners in Room 207 of the Municipal Building, Lebanon, Pennsylvania.

BOARD OF COUNTY COMMISSIONERS

*William E. Ames, Chairman
Robert J. Phillips, Vice Chairman
Jo Ellen Litz, Secretary*

Attest: *Jamie A. Wolgemuth*
County Administrator

On motion of Comm. Phillips, seconded by Comm. Ames to assigned **Commissioners as liaison to the following departments**. Comm. Phillips and Comm. Ames voted "Aye", Comm. Litz voted "Nay". Motion carried.

William Ames - Building & Grounds
Chamber of Commerce
Conservation District
Economic Development Corp/Industrial Development Association
Elections
Expo Center
Lebanon Transit
Lebanon Valley Destination Marketing Organization (DMO)
Management Information Systems
South Central Workforce Investment Board

Robert Phillips – City of Lebanon
Commission on Drug & Alcohol
Community Action Partnership
Emergency Management Agency
Housing & Redevelopment Authority
Penn State Cooperative Extension
Planning
Renova Center

Jo Ellen Litz - Area Agency on Aging
 Assessment
 Children & Youth
 Central Pennsylvania Energy Consortium (CPEC)
 Geographical Information Systems
 Mental Health/Mental Retardation/Early Intervention
 United Way
 Veterans Affairs
 Women's Commission

On motion of Comm. Litz, seconded by Comm. Phillips to approve **Depository Banks for 2015** as follows:
 Vote unanimous.

FIRST NATIONAL BANK OF FREDERICKSBURG	SAVINGS #	CHECKING#	TRUST#
LEB CO COMM CEDAR HAVEN DIRECT DEPOSIT		643759	
LEB CO COMM CEDAR HAVEN OPERATING ACCOUNT		643742	
LEB CO COMM CEDAR HAVEN ASSESSMENT		983346	
LEB CO COMM DOMESTIC RELATIONS TITLE IV-D		959254	
LEB CO COMM DOMESTIC RELATIONS INCENTIVES		972422	
LEB CO COMM FINES, COSTS & RESTITUTION		703397	
LEB CO SWEEP ACCOUNT		947747	
LEB CO COMM GENERAL FUND	2103192	673129	1213016
LEB CO COMM CHILDREN & YOUTH		959288	
LEB CO COMM GOVERNOR DICK ACCOUNT		673772	
LEB CO COMM INDEPENDENT LIVING GRANT (C&Y)	2113253		
LEB CO COMM OFFENDER SUPERVISION FUND		703389	
LEB CO CRIME VICTIM ACT 96 STATE GRANT	2110100		
LEB CO CRIME VICTIM VOCA FEDERAL GRANT	2110231		
LEB CO EMPLOYEES RETIREMENT FUND		503763	
LEB CO CAPP DEVELOPMENT FUND	2103412		
LEB CO CAPP EMERGENCY SHELTER GRANT	2117144		
LEB CO CAPP EMERGENCY FOOD & SHELTER PROG	2123325		
LEB CO CAPP PLANNING GRANT	2103416		
LEB CO CAPP SUPPORTED WORKS PROGRAM	2108041		
LEB CO CAPP SUPPORTIVE HOUSING PROGRAM	2110553		
LEB CO CAPP HOUSING ASSISTANCE PROGRAM	2103414		
LEB CO CAPP CLIENT FEEDS BRIDGE HOUSE GRANT	2107710		
LEB CO CAPP COMMUNITY SERVICE BLOCK GRANT	2103408		
LEB CO CAPP CRISIS INTERVENTION	2103410		
LEB CO CAPP WORK FORCE INVESTMENT AREA	2117686		
LEB CO CAPP HPRP FORMULA	2125344		
LEB CO CAPP HPRP COMPETITIVE	2125345		
LEB CO CAPP CSBG STIMULUS	2125137		
LEB CO CAPP MEDICAL ASSISTANCE TRANSF PROG	2105774		
LEB CO PA LICENSE FEES		623439	
LEB CO SEWAGE-DLA (PLANNING)	2113639		
SUBDIVISION BOND ACCOUNT (PLANNING)		653337	
LEB CO TAX CLAIM BUREAU SALES	2103792		
LEB CO COMM CITY TAX REVENUE		983205	
LEB CO COMM N.L. PIZZA HUT (PLANNING)	2123211		
LEB CO COMM 2008 CAPITAL PROJECT		983437	

LEB CO ROW AUTOMATION FUND		982496	
EAST HANOVER TOWNSHIP		993402	
HEIDELBURG TOWNSHIP		993394	
NORTH LEBANON TOWNSHIP		993600	
PALMYRA BORO		993436	
RICHLAND BORO		993618	
SOUTH ANNVILLE TOWNSHIP		993386	
SOUTH LEBANON TOWNSHIP		993626	
SOUTH LONDONDERRY TOWNSHIP		993410	
UNION TOWNSHIP		993345	
WEST CORNWALL TOWNSHIP		993428	
CORNWALL TOWNSHIP		994864	
NORTH LONDONDERRY TOWNSHIP		99752677	
ANNVILLE TOWNSHIP		99723280	
SANTANDER BANK			
CO OF LEB GEN FUND INVEST ACCT		9551018419	
JONESTOWN BANK & TRUST CO			
AREA AGENCY ON AGING CONGREGATE FEED PROG	60058321		
LEB CO COMM GENERAL FUND		869610	
LEB CO RENOVA CENTER SPEC GIFT		883306	
LEB CO RENOVA CENTER		883223	1213045
FULTON			
LEB CO COMM ACT 89		0008-44275	
LEB CO COMM GEN FUND MONEY MARKET		0009-61630	
AREA ON AGING		0009-59124	
LEB CO COMM PAYROLL ACCOUNT		0009-12778	1213087
LEB CO COMM LIQUID FUELS		0017-25986	
LEB CO COMM ACT 44 BRIDGE		3623-64679	
LEB CO COMM RECORD IMPROVEMENT COUNTY FD		3624-20456	
LEB CO COMM PARK & RECREATION FEES		3623-64645	
LEB CO COMM INDUSTRIAL DEVELOPMENT		0009-61019	
LEB CO COMM HOTEL TAX COUNTY SHARE		3624-20455	
LEB CO COMM 2009 GOB		3624-20454	
LEB CO COMM SIGNAL PROJECT		3623-64614	
LEB CO COMM MH/ID/EI		3631-62450	1213029
METRO BANK			
LEB CO COMMISS GENERAL FUND		537097271	
LEB CO COMM DRUG & ALCOHOL		536866718	1213139
LEB CO COMM EMA ACT 78		536866502	
LEB CO COMM RERF TMI		536866395	
LEB CO COMM EMA HAZ-MAT 165		536866387	
LEB CO COMM E-911 PROGRAM		536867062	
LEB CO COMM MANAGED CARE INITIATIVE		536866726	
LEB CO COMM RECORD IMPROVEMENT		536867765	
LEB CO COMM LAND PRESERVATION		539004317	
LEB CO COMM ACT 13		539009191	
LEB CO COMM ACT 13 TRANSPORATION		539009209	

At 9:35 a.m. the Commissioners sat as the **Salary Board** to reorganize for the year 2015.

At 9:40 a.m. the Commissioners sat as the **County Board of Assessment Revision** to reorganize for the year 2015.

At 9:45 a.m. the Commissioners sat as the **County Board of Elections/Registration Commission** to reorganize for the year 2015.

The Commissioners convened the regular meeting. Comm. Ames presiding.

The Commissioners asked for public comment and no comments were heard.

Sallie Neuin, County Treasurer, met with the Commissioners to present the weekly Treasurer's report for consideration.

The Commissioners accepted the Treasurer's report as read. Expenditures are in the amount of \$1,518,878.39.

Michelle Edris, Director of Human Resources, met with the Commissioners to present the weekly personnel transactions and conference/seminar requests for consideration.

Jamie Wolgemuth, County Administrator, met with the Commissioners to present the following item for consideration.

The Commissioners approved the **sale from the Repository for Unsold Properties** to Nathali M. Calzado, 429 Lehman Street, Lebanon, PA 17046 on property located at 40 Cumberland Street, Lebanon, PA 17042, district/map & lot #04:2341191-369577-0000 in the bid amount of \$1,900.00.

The Commissioners approved the **sale from the Repository for Unsold Properties** to Vanderhomes, LLC, 2379 Brandt Road, Annville, PA 17003 on property located at 548 Palm City Park, Annville, PA 17003, district/map & lot #29:2301080-350333-3650 (Mobile Home) in the bid amount of \$1.00.

The Commissioners approved the following **resolution to designate the Lebanon Valley Destination Marketing Organization as the Tourism Promotion Agency for Lebanon County**:

RESOLUTION NO. 1-2-2015

WHEREAS, the General Assembly of the Commonwealth of Pennsylvania has enacted the Tourist Promotion law (Act of April 28, 1961 being Act No. 50, of 1961 Regular Session, 73 P.S. §401 et seq) for the purpose of promoting tourism within the Commonwealth by the granting of financial assistance to tourism agencies engaged in the promotion, development and expansion of tourist attractions and commerce in the respective counties of the Commonwealth; and

WHEREAS, pursuant to the provisions of the Tourist Promotion Law only one such agency shall be designated and qualified in each county to receive such financial assistance in accordance with the provision of said law; and

WHEREAS, to so qualify for such financial assistance a Tourist Promotion Agency must be designated for that purpose by the Board of County Commissioners of the county which such agency is to represent and such designation must be concurred in by resolutions of the governing bodies of cities, boroughs, towns or townships within the

respective county having in aggregate over fifty (50) percentum of the population of said county; and

WHEREAS, the Lebanon Valley Destination Marketing Organization (LVDMO) whose principal office is located at 400 South Eighth Street, Room 207, Lebanon, Pennsylvania, has requested the Lebanon County Commissioners to designate it as the Tourist Promotion Agency to represent the County of Lebanon for the purpose of the Tourist Promotion Law.

NOW, THEREFORE, BE IT RESOLVED, that the Lebanon Valley Destination Marketing Organization hereby designated as the Tourist Promotion Agency for the County of Lebanon with full power and authority to represent the County in all matters relevant to and for all purposes of the Tourist Promotion Law.

DULY ADOPTED: This 2nd day of January, Two Thousand Fifteen.

BOARD OF COUNTY COMMISSIONERS

/s/ William E. Ames

/s/ Robert J. Phillips

/s/ Jo Ellen Litz

Attest: /s/ Jamie A. Wolgemuth
County Administrator

It was moved by Comm. Litz, seconded by Comm. Phillips to adjourn the meeting.

Wednesday, January 14, 2015 1:30 p.m.

The Board of Commissioners met in a workshop session, all members present.

The following individuals, met with the Commissioners to discuss their application for Act 137, Affordable Housing Funds: Community Homes intends to renovate Willow Terrace, 800 Willow Street, over the next few years, at a cost of \$10,000,000. The application requests a non-performing loan of \$500,000.00 from the Affordable Housing Fund for the renovations. Community Homes will be submitting an application to the Pennsylvania Housing Finance Agency.

Charles Rush, COO – Community Homes of Lebanon of Valley, Inc.
Michael Kearney, President/CEO – Mullin & Lonergan Associates, Inc.
Robert Hoffman, AIA/ Director Lebanon Office - Beers & Hoffman Ltd
Frederick Wolf, Esquire – Henry and Beaver Law Firm

Kenneth Smith, Executive Director and Thomas Eisemann, Development Director of Community Basics, Inc. 941 Wheatland Avenue, Lancaster, PA 17603, met with the Commissioners to discuss their application for Act 137 Affordable Housing Funds. Community Basics intends to build a sixty-two (62) unit apartment complex in West Cornwall Township for tenants sixty percent (60%) and below the Lebanon County median income. The total project cost is \$13,000,000.00 and Community Basics is requesting \$150,000.00 in a thirty (30) year non-performing loan from the Act 137 Affordable Housing Fund.

Melissa Wolf, Regional Field Director of Coalition Against Bigger Trucks, 1001 N. Fairfax Street, Alexandria, VA 22314, met with the Commissioners to discuss her organizations concerns and opposition to truck size and weight increases. Ms. Wolf cited six (6) dangers that longer combination vehicles (LCVs), long double-and triple-trailer trucks, are likely have on our highways.

Thursday, January 15, 2015 9:30 a.m.

The regular meeting of the County Commissioners was held today all members present. Comm. Ames presiding.

The meeting opened with the Pledge to the Flag and observance of a Moment of Silence.

The Commissioners asked for public comment. LTC Dale Waltman, Directorate of Personnel and Community Activities at Fort Indiantown Gap (FIG), Annville, PA, informed the Commissioners of events that will be held at the Gap. He also stated that FIG Fire Company responded to seventy-seven (77) fire calls off base for surrounding municipalities. Once again, an information line (861-2007) is available where citizens may call to hear a list of activities taking place at FIG.

The Commissioners approve the minutes from the January 2, 2015 reorganization/regular meetings. Vote unanimous.

Sallie Neuin, Lebanon County Treasurer, met with the Commissioners to present the weekly Treasurer's report for consideration.

The Commissioners accepted the Treasurer's report as read with expenditures in the amount of 1,424,759.21. The gross payroll for January 8, 2015 was in the amount of \$952,348.56.

Michelle Edris, Human Resources Director and Leeanne Shank, HR Assistant of Lebanon County Human Resources, met with the Commissioners to present the weekly personnel transactions and conference/seminar requests for consideration.

Richard Miller and Ron Fouche of the Pennsylvania State Association of Township Supervisors (PSATS), met with the Commissioners to inform them that Lebanon County will be featured at the PSATS 2015 Convention at the Hershey Lodge, Hershey, PA. A booth will be set up to exhibit brochures, flyers, pamphlets, etc. on Sunday, April 19th. The Destination Marketing Organization (DMO) Board of Director are invited and several representatives of DMO will attend. Members of the Chamber of Commerce and the Community of Lebanon Association are also invited to attend.

Jamie Wolgemuth, County Administrator, presented the following items for consideration:

The Commissioners approved and signed the **Certification for Authorized Use of 9-1-1 Funds Under Chapter 53, Emergency Telephone Service, of Title 35 Of The Pennsylvania Consolidated Statutes State Fiscal Year 2015-2016**. Emergency Management Agency (EMA) Director Wilson, will apply for Wireless E9-1-1 funding pursuant to Section 5311.5 of the Act and will submit the application for the funds with the Pennsylvania Emergency Management Agency (PEMA).

The Commissioners approved and signed the **Radio System Maintenance Contract** between the County of Lebanon Emergency Management Agency, and Capital Area Communications, 4120 Swatara Drive, Harrisburg, PA 17113.

The Commissioners approved and signed the **Bureau of Farmland Preservation, Department of Agriculture the Certification of County Funds for 2015 Program Year**. The purpose of providing the county matching funds is for the purchasing of agricultural conservation easements pursuant to the authority contained in the Act of June 30, 1981 (P.L. 128, No. 43) known as the Agricultural Area Security Laws, as amended. The accumulated total certified county match funds are in the amount of \$133,029.78.

The Commissioners approved and signed the **Amendment No. 1 to the Comprehensive Management Services Agreement** by and Amongst the Counties of Cumberland, Dauphin, Lancaster, Lebanon and Perry and Community Behavioral Healthcare Network of Pennsylvania, Inc., (dba "PerformCare"). This amendment reflects the items contained in Amendment #5 which addressed provisions pertaining to the Commonwealth's *Healthy PA* Plan, which was scheduled become effective January 1, 2015.

The Commissioners approved and signed the **Pennsylvania Department of Transportation, Center for Program Development & Management, the Report of Act 44 Tax Fund**, Act of July 14, 2007, as Amended for the year 2014. **The balance in Act 44 Fund at close of this period is in the amount of \$196,542.96.**

The Commissioners approved and signed the **Pennsylvania Department of Transportation, Center for Program Development & Management, the Report of Act 89 Tax Fund for the year 2014**. **The balance in Act 89 Fund at close of this period is in the amount of \$16,988.39.**

The Commissioners approved and signed the **farm lease agreement between the County of Lebanon and Kenneth J. Reist**, Lebanon, PA, for rental of thirteen (13) acres of county-owned property located along 422 East in South Lebanon Township, Lebanon, PA. The term of this lease shall be from January 1, 2015 to December 31, 2015 at an annual rental of \$1,200.00 per year. Vote unanimous.

Elizabeth Bowman, Executive Director and Daniel Lyons, Community Development Specialist of the Lebanon County Redevelopment Authority, met with the Commissioners to present items pertaining to the Community Development Program, and a Fair Housing Resolution for consideration. A public hearing was held in early October.

The Commissioners approved and signed the **FY 2014 Community Development Program (CDBG) grant in the approximate amount of \$291,655.00** which will be allocated as follows: An available amount of an additional \$107,000 remaining from FY 2011 and 2012 will be reprogrammed, as well as approximately \$30,000 anticipated in Program Income for the coming program year.

<u>Applicant</u>	<u>Activity</u>	<u>Amount of Request</u>	<u>Recommended Allocation</u>
Welsh Mountain Dental Clinic	Public Service	\$20,000.00	\$9,500.00(2014 CDBG) \$12,500.00(Anticipated PI)
Cleona Borough	Public Facility–Curb Cuts	\$100,000.00	\$84,000.00(2014 CDBG)
N. Lebanon Twp.	Demolition	\$20,000.00	\$22,000.00(Reprogrammed)
W. Cornwall Twp.	Public Facility-Curb Cuts Sidewalk	\$50,657.10	\$50,657.10(2014 CDBG) \$2,842.90(Reprogrammed)
Anncville Township	Public Facility-Curb & Sidewalk	\$50,000.00	\$53,500.00(2014 CDBG) \$11,900.00 (Reprogrammed)
P.R.O.B.E.	Public Service	\$19,500.00	\$21,500.00(2014 CDBG)
Myerstown Borough	Demolition	\$25,000.00	\$27,000.00(Reprogrammed)
Myerstown Borough	Public Facility-Curb Cuts	\$51,371.00	\$44,867.10(Reprogrammed) \$10,003.90(Anticipated PI)
County	Housing Rehab	-	\$10,000.00 (2014 CDBG) \$796.00 (Anticipated PI)
County	1 st Time Homebuyer	-	\$10,000.00(2014 CDBG) \$700.00 (Anticipated PI)
County	Administration	<u>\$52,497.90</u>	\$52,497.90(2014 CDBG) \$6,000.00(Anticipated PI)
Totals		\$335,871.00	\$291,655.00 (2014 CDBG) \$108,610.00 (Reprogrammed Funds) \$30,000.00 (Anticipated PI)

The Commissioners approved and signed the **Contract for Program Administration, County of Lebanon FY 2013 Community Development Program**, between the County of Lebanon and the Redevelopment Authority of the County of Lebanon. The Redevelopment Authority shall perform and carry out, in a satisfactory and proper manner, all activities necessary to the administration of the Lebanon County Fiscal Year 2013 Community Development Program.

The Commissioners approved and signed the **Contract for Program Administration, County of Lebanon OBO South Lebanon Township, FY 2013 Community Development Program**, between the County of Lebanon and the Redevelopment Authority of the County of Lebanon. The Redevelopment Authority shall perform and carry out, in a satisfactory and proper manner, all activities necessary to the administration of the Lebanon County OBO South Lebanon Township Fiscal Year 2013 Community Development Program.

The Commissioners approved and signed a **Resolution on behalf of the Lebanon County Redevelopment Authority** as follows:

RESOLUTION

RESOLUTION OF THE COMMISSIONERS OF LEBANON COUNTY MODIFYING THE FISCAL YEARS 2011 AND 2012 COMMUNITY DEVELOPMENT BLOCKS GRANT PROGRAM BUDGET.

WHEREAS, Lebanon County receives an annual allocation of federal Community Development Block Grant funds under Act 179 of the Commonwealth of Pennsylvania, Department of Community and Economic Development and acts on behalf of South Lebanon Township, an entitlement as well; and,

WHEREAS, the County desires to make efficient and effective use of the federal funds in a timely manner; and,

WHEREAS, funds remain in completed activities and are available to reprogram.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF LEBANON COUNTY THAT:

1. The remaining funds from completed activities in FY 2011 and 2012 be reallocated to new activities of demolition in North Lebanon Township and Myerstown Borough, and curb cuts in Myerstown Borough.
2. That the Chairman of the Board of Commissioners is hereby authorized to submit same to the Pennsylvania Department of Community and Economic Development.

Approved this 15th day of January 2015

By: /s/ William E. Ames, Chairman
Board of Commissioners

Attest:

/s/ Jamie Wolgemuth, Chief Clerk

The Commissioners adopted the following **Fair Housing Resolution**:

COUNTY OF LEBANON FAIR HOUSING RESOLUTION

LET IT BE KNOWN TO ALL PERSONS of the County of Lebanon that discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability is prohibited by Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the Pennsylvania Human Relations Act. It is the policy of Lebanon County to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, ancestry, sex, national origin, handicap or disability, or familial status (families with children). Therefore, the Commissioners of Lebanon County do hereby approve the following resolution.

BE IT RESOLVED, that within available resources, the County of Lebanon will assist all persons who feel they have been discriminated against because of race, color, religion, ancestry, sex, national origin, handicap or disability or familial status (families with children) to seek equity under federal and state laws by filing a complaint with the Pennsylvania Human Relations Commission and the U.S. Department of Housing and Urban Development.

BE IT FURTHER RESOLVED, that the County of Lebanon shall publicize this Resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of this respective responsibilities and rights under the Federal Fair Housing Law, the Pennsylvania Human Relations Act, and any local laws or ordinances.

FURTHER PUBLICITY will at a minimum include, but not be limited to: (1) the printing and publicizing of this resolution and other applicable fair housing information through local media and community contacts; (2) distribution of posters, flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.

Approved this 15th day of January, 2015.

ATTEST:

Board of Commissioners:

/s/ Jo Ellen Litz
Secretary

/s/ William E. Ames

Jamie Wolgemuth, County Administrator, presented Affordable Housing Fund requests for consideration.

The Commissioners approved **a loan to Lebanon County Community Homes in an amount not to exceed \$ 500,000.00 from the Affordable Housing Trust "Act 137" Fund account**. These funds shall be used to assist with the proposed substantial rehabilitation and preservation of the existing 100 units at Willow Terrace in the City of Lebanon, Lebanon County, PA.

It was moved by Comm. Phillips, seconded by Comm. Ames to approve a **loan to Community Basics, Inc., Lancaster, PA in an amount not to exceed \$ 150,000.00 from the Affordable Housing Trust "Act 137" Fund account**. These funds shall be used to assist with the proposed Quentin Apartments Project, to be located on SW side of the intersection of 72 & 419 on an 8.65-acre vacant tract of land adjacent to Alden Place in Lebanon County, PA. Comm. Phillips and Comm. Ames voted "Aye", Comm. Litz voted "Nay". Motion carried.

Thomas Kotay, Transportation Planning Consultant of the Lebanon County Planning Department, met with the Commissioners to present various items pertaining to the Lebanon Valley Rail-Trail for consideration.

The Commissioners approved **Wilson Consulting Group as the firm to do construction inspection for the Lebanon Valley Rail Trail (LVRT) Cornwall Trailhead Project**, using Pennsylvania Department of conservation and Natural Resources (DCNR) funds and possibly Phase 7 easements.

The Commissioners approved and signed an **Agreement of Easement between Supreme Mid-Atlantic Corporation and the County of Lebanon for the Lebanon Valley Rail Trail (LVRT) Phase 9 near Jonestown** as follows:

AGREEMENT OF EASEMENT

This AGREEMENT OF EASEMENT, made this 3rd day of November, 2014, is by and between SUPREME MID-ATLANTIC CORPORATION, a Pennsylvania corporation, with an address of 2490 State Route 72, Jonestown, Pennsylvania, 17038 ("GRANTOR"), and COUNTY OF LEBANON, a Fifth Class County, with an address of 400 South 8th Street, Lebanon, Pa 17042 ("COUNTY"). For and in consideration of payment of One Dollar (\$1), receipt of which is hereby acknowledged, and intending to be legally bound, the parties agree as follows:

1. BACKGROUND: GRANTOR is the owner of a certain tract of lands located in Union Township, Lebanon County, Pennsylvania (Tax Parcel #33-2319590-396080-0000). LEBANON VALLEY RAILS-TO-TRAILS, INC. ("LVRT") is developing a recreational rail-trail through northern Lebanon County and wishes to gain an easement, to be owned by COUNTY, across a portion of GRANTOR's property for that purpose, subject to the terms and conditions set forth herein.
2. GRANTING OF EASEMENT: GRANTOR grants and conveys to COUNTY a perpetual and permanent easement, as described and depicted on Exhibit "A" attached, for purposes of a recreational rail-trail, limited to use by pedestrians, bicycles, and equestrian (horseback riding). Motorized vehicles shall be prohibited, except motorized vehicles authorized for official use by COUNTY, LVRT or their agents. GRANTOR consents and agrees to the uninterrupted and perpetual right, use and privilege of using the areas included within the easement.
3. CONSTRUCTION AND MAINTENANC EASEMENT: In addition, GRANTOR consents to a temporary construction and maintenance easement over GRANTOR'S residual lands, a width of twenty (20) feet beyond the boundary of the permanent easement (Hereinafter "construction and maintenance easement"), for purposes of constructing and maintaining the trail to be located within the permanent easement.

The construction and maintenance easement will be made available to COUNTY, LVRT or their contractors and agents, from time to time, as circumstances require for the construction and maintenance of the trail facilities located in the permanent easement. COUNTY agrees that its representative, agents and contractors, including LVRT, will utilize the construction and maintenance easement in a way designed to utilize the lease amount of GRANTOR's residual lands. COUNTY agrees to repair and restore, at COUNTY'S sole cost, any damages to GRANTOR's residual lands caused by work within the construction and maintenance easement area. Consistent with this paragraph, GRANTOR authorizes COUNTY, its agents and contractors the right to enter upon the construction and maintenance easement for purposes of surveys and to otherwise investigate and design the trail improvements.

4. COOPERATION: GRANTOR will cooperate with COUNTY by signing any necessary permits, applications or other documents needed to carry out the intent of this Easement Agreement and/or the construction of the trail improvements. GRANTOR will sign any and all such documents within twenty (20) business days of presentation by COUNTY or its agents.
5. DURATION OF EASEMENT: Except as set forth herein, the rights granted in this Easement Agreement are permanent. They are not subject to suspension, termination or other impairment, except upon the written consent of COUNTY or its assignees.
6. LIMITATIONS ON GRANTOR'S USE: GRANTOR, as a covenant running with the land, agrees and covenants that no above-grade buildings, structures or other improvements shall be erected or maintained within the permanent easement area.

7. CONSERVATION EASEMENT: This conservation easement was either acquired with, or donated as a match for, funds provided by the Pennsylvania Department of conservation and Natural Resources (“Department”) under the Keystone Recreation, Park and Conservation Fund Act, the Act of July 2, 1993 (P.L. 359, No. 50) (32 P.S. §§ 2011 *et seq.*) (“Act”). This easement is conservation servitude over the property in perpetuity and as such is binding on all current and subsequent easement holders and their personal representatives, successors and assigns. The Department and its successors have the following rights with respect to this easement: a) the right to compel transfer of Holder’s rights and duties under this easement to another Qualified Organization should Holder fail to uphold and enforce in perpetuity the restrictions applicable to the State Program Area or to other portions of the Property to the extent that Holder’s failure to enforce the easement materially adversely affects the State Program Area; b) a right of prior approval of any amendment of this easement to determine whether the amendment permits uses of the State Program Area not permitted under the State Program or permits uses of other portions of the Property in a manner that would materially adversely affect the State Program Area; c) a right of prior approval of any transfer of Holder’s rights and duties under this easement with respect to the State Program Area; and d) the right to exercise the Holder’s rights and duties under this easement if Holder fails to uphold and enforce the provisions applicable to the State Program Area or to other portions of the Property to the extent that Holder’s failure to enforce the easement materially adversely affects the State Program Area.

ATTEST: SUPREME MID-ATLANTIC CORPORATION

BY: /s/ Mark I. Weber
President

ATTEST: COUNTY OF LEBANON

Jamie A. Wolgemuth

BY: /s/ William E. Ames
Authorized Representative

ATTEST: LEBANON VALLEY RAILS-TO-TRAILS, INC.

BY: _____
Authorized Representative

The Commissioners approved and signed an **Agreement of Easement between Lebanon County Historical Society and the County of Lebanon for the Lebanon Valley Rail Trail Phase 7 in N. Lebanon Township** as follows:

AGREEMENT OF EASEMENT

This AGREEMENT OF EASEMENT, made this 3rd day of November, 2014, is by and between LEBANON COUNTY HISTORICAL SOCIETY, a Pennsylvania corporation, with an address of 924 Cumberland Street, Lebanon, Pennsylvania, 17042 (“GRANTOR”), and COUNTY OF LEBANON, a Fifth Class County, with an address of 400 South 8th Street, Lebanon, Pa 17042 (“COUNTY”). For and in consideration of payment of One Dollar (\$1), receipt of which is hereby acknowledged, and intending to be legally bound, the parties agree as follows:

1. BACKGROUND: GRANTOR is the owner of a certain tract of lands located in Union Township, Lebanon County, Pennsylvania (Tax Parcel #33-2319590-396080-0000). LEBANON VALLEY RAILS-TO-TRAILS, INC. ("LVRT") is developing a recreational rail-trail through northern Lebanon County and wishes to gain an easement, to be owned by COUNTY, across a portion of GRANTOR's property for that purpose, subject to the terms and conditions set forth herein.
2. GRANTING OF EASEMENT: GRANTOR grants and conveys to COUNTY a perpetual and permanent easement, as described and depicted on Exhibit "A" attached, for purposes of a recreational rail-trail, limited to use by pedestrians, bicycles, and equestrian (horseback riding). Motorized vehicles shall be prohibited, except motorized vehicles authorized for official use by COUNTY, LVRT or their agents. GRANTOR consents and agrees to the uninterrupted and perpetual right, use and privilege of using the areas included within the easement.
3. CONSTRUCTION AND MAINTENANC EASEMENT: In addition, GRANTOR consents to a temporary construction and maintenance easement over GRANTOR'S residual lands, a width of twenty (20) feet beyond the boundary of the permanent easement (Hereinafter "construction and maintenance easement"), for purposes of constructing and maintaining the trail to be located within the permanent easement. The construction and maintenance easement will be made available to COUNTY, LVRT or their contractors and agents, from time to time, as circumstances require for the construction and maintenance of the trail facilities located in the permanent easement. COUNTY agrees that its representative, agents and contractors, including LVRT, will utilize the construction and maintenance easement in a way designed to utilize the lease amount of GRANTOR's residual lands. COUNTY agrees to repair and restore, at COUNTY'S sole cost, any damages to GRANTOR's residual lands caused by work within the construction and maintenance easement area. Consistent with this paragraph, GRANTOR authorizes COUNTY, its agents and contractors the right to enter upon the construction and maintenance easement for purposes of surveys and to otherwise investigate and design the trail improvements.
4. COOPERATION: GRANTOR will cooperate with COUNTY by signing any necessary permits, applications or other documents needed to carry out the intent of this Easement Agreement and/or the construction of the trail improvements. GRANTOR will sign any and all such documents within twenty (20) business days of presentation by COUNTY or its agents.
5. DURATION OF EASEMENT: Except as set forth herein, the rights granted in this Easement Agreement are permanent. They are not subject to suspension, termination or other impairment, except upon the written consent of COUNTY or its assignees.
6. LIMITATIONS ON GRANTOR'S USE: GRANTOR, as a covenant running with the land, agrees and covenants that no above-grade buildings, structures or other improvements shall be erected or maintained within the permanent easement area.
7. CONSERVATION EASEMENT: This conservation easement was either acquired with, or donated as a match for, funds provided by the Pennsylvania Department of conservation and Natural Resources ("Department") under the Keystone Recreation, Park and Conservation Fund Act, the Act of July 2, 1993 (P.L. 359, No. 50) (32 P.S. §§ 2011 *et seq.*) ("Act"). This easement is conservation servitude over the property in

perpetuity and as such is binding on all current and subsequent easement holders and their personal representatives, successors and assigns. The Department and its successors have the following rights with respect to this easement: a) the right to compel transfer of Holder's rights and duties under this easement to another Qualified Organization should Holder fail to uphold and enforce in perpetuity the restrictions applicable to the State Program Area or to other portions of the Property to the extent that Holder's failure to enforce the easement materially adversely affects the State Program Area; b) a right of prior approval of any amendment of this easement to determine whether the amendment permits uses of the State Program Area not permitted under the State Program or permits uses of other portions of the Property in a manner that would materially adversely affect the State Program Area; c) a right of prior approval of any transfer of Holder's rights and duties under this easement with respect to the State Program Area; and d) the right to exercise the Holder's rights and duties under this easement if Holder fails to uphold and enforce the provisions applicable to the State Program Area or to other portions of the Property to the extent that Holder's failure to enforce the easement materially adversely affects the State Program Area.

ATTEST: LEBANON COUNTY HISTORICAL SOCIETY
/s/ Ian Ehrgood BY: /s/ Barbara Gaffney
President

ATTEST: COUNTY OF LEBANON
/s/ Jamie A. Wolgemuth BY: /s/ William E. Ames
Authorized Representative

ATTEST: LEBANON VALLEY RAILS-TO-TRAILS, INC.
_____ BY: _____
Authorized Representative

Lori Oliver, Chief Clerk of Lebanon County Voter Registration, presented a Certification of County Maintenance of Effort Report and a Purchase Order for approval.

The Commissioners approved and signed the **Certification of County Maintenance Effort**. Whereas, pursuant to Section 254(a) of Help America Vote Act and in accordance with its agreement for HAVA Title II Financial Assistance with the Commonwealth of Pennsylvania, Lebanon County certifies that it has maintained its level of expenditures (as identified in Element No. 7 of the County Plan) for the administration of voting programs at a level that is not less than the level of such expenditures maintained by the County for the fiscal year ending prior to November of 2000. This certification is for the reporting period of January 1, 2014 through December 31, 2014. The level of expenditures required in the County Plan, Element No.7 equals \$181,680 and the level of expenditures, current report period equals \$139,322.11.

It was moved by Comm. Phillips, seconded by Comm. Litz to adjourn the meeting.