

Lewistown, PA

July 18, 2019

The Board of Mifflin County Commissioners met for their Regular Meeting on Thursday, July 18, 2019 at 9:00 a.m. In attendance were Commissioners Kevin Kodish, Stephen Dunkle and Robert Postal, Jr; Solicitor Stephen Snook, BMZ Law; Chief Clerk Cathy Romig and Assistant Chief Clerk Angela Shuey.

Joe Cannon of The Sentinel/County Observer was the only representative present from the news media.

Guests present: Treasurer Deb Civitts; Director of Fiscal Affairs Mike Baker; Director of Planning Bill Gomes; Warden Josh Garver; Director of Human Services Allison Fisher; Theresa Bottorf; Aleta Kammerer, Communities that Care; Andrew Wargo, Geisinger; Kristy Hine, Geisinger; Malini Mattler, Geisinger; Kirk Thomas, Geisinger; Mitch Leiby, Geisinger; Fern Silfies; Denise McMaster; Ethan Kauffman; Joseph Peachey; Kenzie McCarter; Madison Ream and Clayton Hetrick, MCTV

I. Invocation: *The Invocation was given by Commissioner Postal.*

II. Pledge of Allegiance: *The Pledge of Allegiance was said by all present.*

III. Approval of Minutes:

Chairman Kodish mentioned that Item M. Personnel of the July 3, 2019 had a motion to approve and was seconded, but no vote was taken on the item. He asked that this be formally approved, seconded and a vote taken.

Motion was made by Commissioner Dunkle to accept the minutes of the Regular Meeting of July 3, 2019 and affirm that Item M. Personnel was approved. Commissioner Postal seconded the motion. The motion was unanimously approved.

IV. Approval of Bills:

1. General Fund, Accounts Payable:

Cks. #124480 to 124691 and EFTs # 25321 to 25399 in the amount of \$1,251,396.23

2. Payroll Account:

Cks. #78672 to 78678 and Direct Deposit Advices # 26547 to 26791 in the amount of \$348,481.81

3. 911 Account:

Cks. # 51776 to 51782 and EFTs #20603 to 20606 in the amount of \$46,296.07

4. CDBG Account:

Cks. # 1461 to 1463 in the amount of \$31,887.90

5. CDBG Home Account:

Ck. # 462 in the amount of \$2,412.50; voided check # 457

6. Act 137 Account:

Cks. # 3046 to 3053 in the amount of \$12,051.02

7. *LEPC Account:*

Ck. # 1466 to 1468 in the amount of \$423.03

Motion was made by Commissioner Postal to approve payment of bills as listed above. Commissioner Dunkle seconded the motion. The motion was unanimously approved.

V. **Treasurer's Report:**

TREASURER'S REPORT
07/02/2019-07/16/2019

General Account Starting Balance	\$2,901,590.23
DEBITS	
Deposits Receipts #97774 – 98025	692,452.81
Transfer from 911	50.94
Transfer from Capital Reserve	0.00
Transfer from LEPC	213.45
Voided Checks	0.00
Interest	0.00
TOTAL DEBITS	\$692,717.20
CREDITS	
Bills Paid CK #'S 124480-124691, EFT'S # 25321-25399	1,251,396.23
Transfer to Payroll CKS 78672-78678, DD 26547-26791	348,327.61
NSF Checks	100.00
Transfer to Capital Reserve	1,000,000.00
TOTAL CREDITS	\$2,599,823.84
<u>Ending Balance (Interest @ 01.390% as of 07/16/2019)</u>	<u>\$994,483.59</u>
Liquid Fuels	
Invested at JV Bank @ 01.390% as of 7/16/2019	\$364,122.01
Liquid Fuels - Act 89	
Invested at JV Bank @ 01.390% as of 7/16/2019	\$286,388.83
911 Telephone Account	
Invested at JV Bank @ 01.390% as of 7/16/2019	\$1,728,817.66
LEPC	
Invested at JV Bank @ 01.390% as of 7/16/2019	\$35,892.84
Local Use Fund	
Invested at JV Bank @ 01.390% as of 7/16/2019	\$291,712.53
Capital Reserve Account	
Invested at JV Bank @ 02.46% as of 7/16/2019	\$10,351,711.51
CERTIFICATE OF DEPOSIT	
Invested at FNB @ 2.55%	\$3,054,389.22
Report Subject to Audit	

Motion was made by Commissioner Postal to approve the Treasurer's Report as received, subject to audit. Commissioner Dunkle seconded the motion. The motion was unanimously approved.

VI. Meetings and Events:

Chairman Kodish:

- J-Way Architect Meeting*
- Newton Hamilton Canal House Meeting*
- Operation Fairness Meeting*
- Cell Phone Security Meeting*
- Department Head Meeting*
- Enterprise Fleet Analysis Meeting*
- Chamber of Commerce Board Meeting*
- Regional Services Corporation Board Meeting*
- Solid Waste Authority Board Meeting*

Commissioner Dunkle:

- Airport Authority Meeting*
- J-Way Architect Meeting*
- Newton Hamilton Canal House Meeting*
- Operation Fairness Meeting*
- Department Head Meeting*
- Enterprise Fleet Analysis Meeting*
- Central Counties Youth Detention Center Meeting*
- Meeting with Union and Menno Townships regarding bridge replacement*

Commissioner Postal:

- J-Way Architect Meeting*
- Newton Hamilton Canal House Meeting*
- Operation Fairness Meeting*
- Department Head Meeting*
- Enterprise Fleet Analysis Meeting*
- Meeting with 911 and GIS to discuss complementary operations*
- Youth Park Association Meeting*
- JVBDS Executive Committee Meeting*
- DLI Executive Committee Meeting*
- Juniata Valley Chamber of Commerce Meeting*

VII. Public Comment:

Theresa Bottorf of Lewistown, a former Mifflin County Correctional Facility employee, voiced that she has major concerns about the Facility. She referenced that there was an incident recently and she feels the problem is with a certain Corrections Officer. She also mentioned that she was a part-time employee that worked in the Correctional Facility kitchen. Since she left, she says that full-time employees are being paid to do the same job at a much higher rate than that of a part-time employee. Lastly, she discussed that she experienced sexual discrimination while working at the Correctional Facility. Her original intent was to file a lawsuit against the County as a result. She believes this is an issue with other female employees as well. She reiterated that something needs to be done about the Facility.

Chairman Kodish mentioned her concerns will be looked into.

VIII. New Business:

Recess Regular Meeting at 9:15 a.m.

- *TEFRA (Tax Equity and Fiscal Responsibility Act) Hearing – Chaired by Solicitor Snook*

Solicitor Snook mentioned this item is a Bond Issue with Geisinger. It will retire some old debt. It is a system wide bond issue. He also noted this was properly published on July 10, 2019.

Mr. Wargo, with Geisinger’s Treasury Operations Department began by introducing several other members of the Geisinger team including Kristy Hine in Western Region Finance, Malini Mattler in Marketing Communications, Kirk Thomas in Clinical Operations and Mitch Leiby in the Planning and Construction Department. He thanked the Commissioners for having them today. Geisinger is here today to request the TEFRA hearing and approve the Resolution that was previously delivered. Geisinger Authority, based in Montour County, is the governmental unit that will issue the bonds. Neither Geisinger Authority nor Mifflin County or any other local authority that approves the use of said bonds is responsible for repayment. Repayment falls back to Geisinger Health, the parent company of Geisinger. The bond series 2019 will be up to \$1 Billion. It will include some refinancing of previous outstanding debt and some new money for equipment, buildings and items that come up at other locations. Mr. Wargo then presented some statistics including the fact that 900 Mifflin County residents are employed by Geisinger, 1,239 Geisinger employees work in Mifflin County, there were 7,200 Mifflin County inpatients during 2018 and over 35,000 unique Mifflin County residents treated during that same timeframe. Based on the 2010 census, that makes up 76% of Mifflin County residents.

Mr. Thomas then thanked the Commissioners and shared a few things regarding the clinical operations in Lewistown. One of the driving forces is to improve access to care, improve the quality of care and provide care close to home. Much of this funding will go toward new radiology equipment and new technology, as well as some renovations to facilities. A multipurpose procedure room is in the process of being constructed. This will allow procedures normally done in the operating room to be done in the multipurpose room, freeing up the operating room for additional procedures. This goes back to Geisinger’s commitment to grow services locally. The use of these funds will allow that to happen.

Mr. Wargo stated the bond issue is up to \$1 Billion but will depend on conditions at the time of the issue. He doesn’t anticipate any more than \$200 Million in new money.

Chairman Kodish thanked Geisinger for being a good neighbor and appreciates the upgrades and the increased access to care they provide.

Commissioner Dunkle echoed those comments and praised the services provided by the Urgent Care Clinic.

Mr. Thomas then briefly discussed the Quest Award recently received by Geisinger-Lewistown Hospital. This is the second year in a row winning the award.

Reconvened regular meeting at 9:23 a.m.

A. Resolution No. 12 of 2019 approving a plan of finance by the Geisinger Authority

BOARD OF COUNTY COMMISSIONERS

COUNTY OF MIFFLIN

COMMONWEALTH OF PENNSYLVANIA

RESOLUTION NO. 12 OF 2019

APPROVING A PLAN OF FINANCE BY THE GEISINGER AUTHORITY; IN ACCORDANCE WITH SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, DECLARING THAT IT IS DESIRABLE FOR THE HEALTH, SAFETY AND WELFARE OF THE PEOPLE OF MIFFLIN COUNTY FOR THE GEISINGER AUTHORITY TO UNDERTAKE A PROJECT INVOLVING THE ISSUANCE OF HEALTH SYSTEM REVENUE BONDS, SERIES 2019 (GEISINGER HEALTH SYSTEM); AND AUTHORIZING OTHER PROJECTS INVOLVING GEISINGER HEALTH AND ITS AFFILIATES SERVING THE PEOPLE OF MIFFLIN COUNTY

WHEREAS, the Geisinger Authority (the “Authority”) was duly incorporated under the provisions of the Pennsylvania Municipality Authorities Act, (the Act of May 2, 1945, P.L. 382) (as amended and continued pursuant to the Act of June 19, 2001, P.L. 287, No.22 (53 Pa.C.S.Ch.56, as amended) (the “Act”) pursuant to an ordinance (the “Ordinance”) enacted by the Board of County Commissioners of the County of Montour on November 20, 1975; and

WHEREAS, the Ordinance provides that the Authority shall be organized for the purpose of acquiring, holding, constructing, improving, maintaining and operating, owning, leasing, either in the capacity of lessor or lessee, hospitals, health centers and similar facilities as provided in the Act; and

WHEREAS, the Authority in the future intends to acquire, hold, construct, improve, maintain, operate, own and lease, either in the capacity of lessor or lessee, hospitals, health centers, non-profit corporations serving the public and similar facilities as provided in the Act, the owners or operators of which are Geisinger Health or one of its affiliates listed below; and

WHEREAS, pursuant to the Act, the Authority intends to issue one or more series of bonds the proceeds of which will be used to finance or refinance costs of health care facilities for the benefit of the following entities affiliated with Geisinger Health, some of whose facilities are located within the boundaries of the County of Mifflin, Pennsylvania: (1) Geisinger Health (“Geisinger Health”) (formerly, Geisinger Health System Foundation); (2) Geisinger System Services; (3) Geisinger Medical Center; (4) Marworth; (5) Geisinger Wyoming Valley Medical Center; (6) Geisinger Clinic; (7) Geisinger Community Health Services; (8) Geisinger – Bloomsburg Hospital; (9) Community Medical Center DBA Geisinger-Community Medical Center; (10) Geisinger Commonwealth School of Medicine; (11) West Shore Advanced Life Support Services, Inc.; (12) AtlantiCare Regional Medical Center; (13) Geisinger-Lewistown Hospital; and (14) Geisinger Jersey Shore Hospital (collectively, the “Affiliates” and together with Geisinger Health, the “System”); and

WHEREAS, Geisinger Health or one or more of the Affiliates serve the people of the County of Mifflin, Pennsylvania (the “County”); and

WHEREAS, in accordance with Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), a public hearing was held by the County Commissioners of the County on July 18, 2019, at 9:00 a.m. at the Mifflin County Courthouse, 20 N. Wayne Street, Lewistown, Pennsylvania in connection with the proposed issuance by the Authority of one or more series of its Health System Revenue Bonds (the “Bonds”) in an aggregate principal amount not to exceed \$1,000,000,000, as described in the attached published notice of the hearing; and

WHEREAS, Section 147(f) of the Code requires that the applicable elected representative of the governmental unit on behalf of which bonds were issued and of each governmental unit having jurisdiction over the area in which any facility, with respect to which financing is to be provided from the net proceeds of the bonds, is located, approve the bonds after a public hearing in order for a private activity bond to be a qualified bond under the Code; and

WHEREAS, the Board of County Commissioners of the County is the applicable elected representative of the governmental unit having jurisdiction over the System's facilities located in Mifflin County; and

WHEREAS, pursuant to the Act, Geisinger Health and the Authority have requested the Board of County Commissioners of the County to declare, by this resolution, that the Project is desirable for the health, safety and welfare of the people in the County served by the Project.

NOW, THEREFORE,

1. The issuance of the Bonds for the Project described in the attached notice is approved.

2. The Board of County Commissioners of the County hereby determines that it is desirable for the health, safety and welfare of the people in the County to have the Authority issue the Bonds, including future refundings or refinancings thereof, and to have future projects undertaken by the Authority to finance and refinance the System facilities within the County that serve people in the County.

The foregoing action of this Board shall not in any way pledge or obligate the credit or taxing power of Mifflin County or any municipality therein, nor shall Mifflin County or any municipality therein be liable for the payment of the principal of, premium, if any, or interest on the Bonds or any other cost related thereto.

Motion was made by Commissioner Postal to approve Resolution No. 12 of 2019 approving a plan of finance by the Geisinger Authority. Commissioner Dunkle seconded the motion. The motion was unanimously approved.

B. Communities That Care Positive Message Campaign winners

Ms. Kammerer discussed that this is a program focused on youth prevention. This year's campaign focused on positive messaging. She thanked the Mifflin County School District and Mr. Herto in particular who had the media students create and develop projects that promoted the campaign. She presented awards to the top three winners in each of three categories. In the video category, the winners were as follows: 1st place – Kenzie McCarter, 2nd place – Joseph Peachey and 3rd place – Fern Silfies. In the audio/radio category, the winners were as follows: 1st place – Joseph Peachey, 2nd place – Steven Gibson and 3rd place – Kenzie McCarter. In the graphic design category, the winners were as follows: 1st place – Ethan Kauffman, 2nd – place Joseph Peachey and 3rd place – Kenzie McCarter. These videos, radio ads and posters will be displayed throughout Mifflin County and at two state-wide conferences. She thanked the students for their collaboration with Communities That Care.

The meeting was recessed at 9:35 a.m. to take photos with the award winners.

The meeting reconvened at 9:39 a.m.

C. Request for exoneration of 2019 county portion per capita taxes:

- Armagh Township Tax Collector Linda Marks - 5*

Motion was made by Commissioner Dunkle to approve the request for exoneration. Commissioner Postal seconded the motion. The motion was unanimously approved.

D. Amending the action taken on May 16, 2019 to exonerate Armagh Township Tax Collector Linda Marks from collecting 2019 per capita tax bills as presented (39) – corrected total 36

Motion was made by Commissioner Dunkle to amend the action taken on May 16, 2019 to exonerate Armagh Township Tax Collector Linda Marks from collecting 2019 per capita tax bills as presented (39) – corrected total 36. Commissioner Postal seconded the motion. The motion was unanimously approved.

E. Request for a refund of a portion of the 2019 County real estate taxes:

- *Parcel No. 12,28-625 located in Armagh Township – structure demolished - \$163.74*

Motion was made by Commissioner Dunkle to approve the request for a refund of a portion of the 2019 County real estate taxes. Commissioner Postal seconded the motion. The motion was unanimously approved.

F. Request for exoneration of 2019 county real estate tax bill and relieve the Tax Collector from collecting this bill:

- *Parcel No. 17,12-400C,011 located in Granville Township – mobile home was destroyed - \$9.46*

Motion was made by Commissioner Dunkle to approve the request for exoneration. Commissioner Postal seconded the motion. The motion was unanimously approved.

G. Medical Assistance Transportation Program (MATP) Grant Agreement with Call-A-Ride Service and allocation for the fiscal year 2019-2020 - \$466,523.00

Ms. Fisher mentioned that this is the annual agreement with Call-A-Ride Services to provide MATP program in Mifflin County. This is a slight increase over last year's amount. She also thanked legislators who lobbied for legislation to halt the brokerage attempt. This will allow the Department of Human Services to do a study before proceeding.

Motion was made by Commissioner Postal to approve the MATP Grant Agreement with Call-A-Ride Service and allocation for the fiscal year 2019-2020 - \$466,523.00. Commissioner Dunkle seconded the motion. The motion was unanimously approved.

H. Application for County Aid – 2019 Liquid Fuels Allocation:

- *Derry Township - \$8,939.05*

Motion was made by Commissioner Dunkle to approve the application for County Aid for Derry Township - \$8,939.05. Commissioner Postal seconded the motion. The motion was unanimously approved.

I. Engagement letter with Zelenkofske Axelrod LLC, Harrisburg, PA for the 2018 County Audit

Chairman Kodish explained Zelenkofske Axelrod is under contract to do the County Audit every year. This letter is in reference to the audit for 2018.

Motion was made by Commissioner Postal to approve the Engagement letter with Zelenkofske Axelrod LLC, Harrisburg, PA for the 2018 County Audit. Commissioner Dunkle seconded the motion. The motion was unanimously approved.

J. Easement Agreement Juniata Concrete Company for the Juniata River Trail

Mr. Gomes explained that the trail proposal is moving forward. In this grant proposal we needed an easement agreement with Juniata Concrete Company, Lewistown Borough and Mifflin County. Lewistown Borough has signed it and today, Mr. Gomes has asked for approval and signature from the County. A representative from the Juniata Concrete Company will also be in sometime today to sign the agreement. The agreement will then be forwarded to the State. The legislature approved an easement across the Fire Academy property. The next step in the process is waiting for the State to approve the grant. When the new portion of the trail is added, the total trail length will be about 1 ½ miles long. There will also be a parking lot added at the Fire Academy property, which will allow parking at each end of the trail.

Motion was made by Commissioner Dunkle to approve the Easement Agreement with Juniata Concrete Company for the Juniata River Trail. Commissioner Postal seconded the motion. The motion was unanimously approved.

K. Personnel:

- *Resignation of Dakotah Roe from Part-time Corrections Officer effective July 5, 2019*
- *Hiring of Probation Officer Nathan Wyland effective July 15, 2019*
- *Hiring of Lance Dressler for Part-time Corrections Officer effective August 5, 2019*

Motion was made by Commissioner Postal to accept the above personnel items. Commissioner Dunkle seconded the motion. The motion was unanimously approved.

IX. Adjournment:

With no other business on the agenda, Chairman Kodish adjourned the meeting at 9:45 a.m.

Secretary

ATTEST:

Chief Clerk