

**COUNTY OF LEHIGH, PENNSYLVANIA
COMMISSIONERS BILL 2016-07
SPONSORED BY COMMISSIONERS DOUGHERTY & HARTZELL
REQUESTED DATE: APRIL 6, 2016
ORDINANCE NO. 2016 -**

**AUTHORIZING THE TRANSFER OF FUNDS FROM STABILIZATION TO
INTERGOVERNMENTAL TRANSFER**

WHEREAS, the County of Lehigh (County) owns and operates Cedarbrook Nursing Homes, which are an enrolled nursing facility provider in the Commonwealth's Medical Assistance (MA) Program; and

WHEREAS, the MA Program is administered by the Pennsylvania Department of Human Services (DHS). DHS has established a new funding mechanism to provide increased financial support to county nursing facilities under the MA Program; and

WHEREAS, this new funding mechanism requires the cooperation and participation of county governments. Specifically, the counties are transferring funds to DHS which DHS, in turn, will use to increase payments to county nursing facilities, including Cedarbrook Nursing Homes; and

WHEREAS, the County funding that is being provided to DHS is called an intergovernmental transfer (IGT) and the new funding mechanism is called the "IGT program"; and

WHEREAS, on April 13, 2016, the Lehigh County Board of Commissioners approved an agreement with the Commonwealth for a transfer of \$7,992,023.00 to the Pennsylvania Department of Human Services, Office of Long Term Living and Lehigh County via Resolution 2016-16; and

WHEREAS, at the request of the Department of Administration, the Director has proposed the transfer of \$7,992,023.00 from the Stabilization Fund Balance to Intergovernmental Transfer to participate in the IGT; and

WHEREAS, in order to effectuate this transfer, the funds must be moved in two steps, an appropriation step and a transfer step; and

WHEREAS, ordinance approval is required for both steps of this process, pursuant to section 706 of the Home Rule Charter and Ordinance No. 2003-168; and

WHEREAS, upon return of the IGT funds to the County, the \$7,992.023.00 will be moved back to the Stabilization Fund from Intergovernmental Transfer.

**NOW, THEREFORE, IT IS HEREBY ENACTED AND ORDAINED BY
THE BOARD OF COMMISSIONERS OF THE COUNTY OF LEHIGH,
PENNSYLVANIA, THAT:**

1. The foregoing WHEREAS clauses are incorporated herein as if set forth in their entirety.

2. The County Executive is hereby authorized to move the sum of \$7,992,023.00 from line item 1142.151300.29912 Stabilization Fund Balance to line item 1233.070131.32342 Intergovernmental Transfer. These transfers shall occur immediately.

3. The proper officers and other personnel of Lehigh County are hereby authorized and empowered to take all such further action, including any necessary transfers of funds, and execute additional documents as they may deem appropriate to carry out the purpose of this Ordinance.

4. The County Executive shall distribute copies of this Ordinance to the proper offices and other personnel of Lehigh County whose further action is required to achieve the purpose of this Ordinance.

5. Any Ordinance or part of any Ordinance conflicting with the provisions of this Ordinance is hereby released insofar as the same affects this Ordinance.

6. This Ordinance shall become effective in ten (10) days after enactment.

ADOPTED this _____ day of _____, 2016 by the following

vote:

Commissioners

AYE

NAY

Geoff Brace
Thomas C. Creighton, III
Percy H. Dougherty
Dan Hartzell
Amanda Holt
David S. Jones, Sr.
Brad Osborne
Marty Nothstein
Michael Schware

ATTEST: _____
CLERK TO THE BOARD OF COMMISSIONERS

APPROVED this _____ day of _____, 2016.

Thomas S. Muller
LEHIGH COUNTY EXECUTIVE

ENACTED this _____ day of _____, 2016.