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THE COUNTY OF DAUPHIN COUNTY
COMMONWEALTH OF PENNSYLVANIA

RESOLUTION NO. 20 - 2008

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF DAUPHIN COUNTY, COMMONWEALTH OF PENNSYLVANIA, DESIGNATING AN OPEN-RECORDS OFFICER FOR THE NEW RIGHT-TO-KNOW LAW.

WHEREAS, the County of Dauphin ("County"), Commonwealth of Pennsylvania, is a county of the third class governed under the County Code ("County Code"), Act of August 9, 1955, P.L. 323, No. 130, as amended, 16 P.S. § 101 *et seq.*; and

WHEREAS, under the County Code, the Board of Commissioners ("Board") of the County is vested with the County's corporate power, 16 P.S. § 203; and

WHEREAS, under the County Code, the Board "may adopt resolutions . . . prescribing the manner in which the powers of the county shall be carried out and generally regulating the affairs of the county," 16 P.S. § 509 (a); and

WHEREAS, on February 14, 2008, Governor Edward G. Rendell signed Senate Bill No. 1 (Printer's No. 1763), which is known and referred to as the new Right-to-Know Law; and

WHEREAS, certain provisions of the new Right-to-Know Law took effect immediately, including those provisions that establish an Office of Open Records in the Department of Community and Economic Development; and

WHEREAS, the Officer of Open Records shall, among other matters, provide information relating to the implementation and enforcement of the new Right-to-Know Law; and

WHEREAS, other provisions of the new Right-to-Know Law took effect on July 1, 2008, including certain repeals, while the remainder of the Law will take effect on January 1, 2009; and

WHEREAS, the County is a "local agency" for purposes of the new Right-to-Know Law; and

WHEREAS, as a local agency, the County may promulgate regulations and policies necessary to implement the new Right-to-Know Law; and


WHEREAS, as a local agency, the County is required to designate an open-records officer who, among other matters, shall receive Right-to-Know requests, direct such requests to other appropriate persons, track the County's progress in responding to requests, and issue interim and final responses under the new Right-to-Know Law; and

WHEREAS, the Board, as an exercise of the County's corporate power, wishes to adopt this Resolution so as to, (i) satisfy its duty to designate an open-records officer, and (ii) prescribe the manner in which such officer shall perform his functions.

NOW, THEREFORE, be it resolved by the Board as follows:

1. J. Scott Burford, the Deputy Chief Clerk/Chief of Staff, is hereby designated the County's open-records officer ("Officer").
2. The Officer shall obtain from the Office of Open Records information relating to the implementation and enforcement of the new Right-to-Know Law.
3. In consultation with the County Solicitor's Office, the Officer shall forthwith recommend to the Board a written policy to implement the new Right-to-Know Law.
4. The Officer shall, on a routine basis, report to the Board on his activities and findings under the new Right-to-Know Law.
5. This Resolution was duly adopted by a motion of the Board.

ATTEST:


Chad Saylor
Chief Clerk/Chief of Staff

COUNTY OF DAUPHIN
BOARD OF COMMISSIONERS


Jeff Haste, Chairman


Dominic D. DiFrancesco II, Vice Chairman


George P. Hartwick III, Secretary