

**DAUPHIN COUNTY BOARD OF COMMISSIONERS
COMMISSIONERS' LEGISLATIVE MEETING
WEDNESDAY, DECEMBER 29, 2004 (10:00 A. M.)**

Final
Wed. 12/29//04
9:45 a.m.

- I. CALL TO ORDER
- II. MOMENT OF SILENCE
- III. PLEDGE OF ALLEGIANCE
- IV. APPROVAL OF MINUTES
 - December 1, 2004 Legislative Mtg.
 - December 1, 2004 Election Bd. Mtg.
 - December 1, 2004 Salary Bd. Mtg.
 - December 8, 2004 Workshop Mtg.
 - December 8, 2004 TEFRA Mtg.
- V. EXECUTIVE SESSIONS HELD BETWEEN MEETINGS
- VI. PUBLIC PARTICIPATION
- VII. DEPARTMENT DIRECTORS
 - A. Faye Fisher, Personnel Director
 - Approve Agreement between AFSCME Council 90 and Dauphin County for Court-Appointed Non-professional employees. (Domestic Relations, Adult Probation, Court Reporters, District Justices, Law Library and Court Administrative Offices.
- VIII. SALARY BOARD
 - A. Spring Creek
 - 1. Eliminate a full-time Custodian position, range 5027, step 01, salary \$8.15 p/h.
 - 2. Create a part-time Custodian position, range 9042, step 01, grade 04, salary \$8.15 p/h, effective January 17, 2005.
- IX. PERSONNEL PACKET
- X. PURCHASE ORDERS
- XI. REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR
- XII. REPORT FROM CHIEF CLERK/CHIEF OF STAFF – CHAD SAYLOR
- XIII. SOLICITOR'S REPORT – CHIP VANCE, ESQ., ASST. SOLICITOR
- XIV. MATTERS REQUIRING BOARD ACTION
 - A. Training Packet

- B. Approval of FY04/05 Per Diem Rates between Children & Youth Agency and:
 - 1. Family Service Partners
Report Writing fee \$15.00/not to exceed 1 hr.
- C. Refunds/exonerations of Real Estate Taxes:
 - 1. Partial refund of 2004 County Interim real estate taxes to Keith & Sherry Robinson, 880 Dry Run Road, East Hanover Township, Grantville, parcel #25-014-149, in the amt. of \$59.55.
 - 2. Real estate tax refund to Derry Township Tax Collector, on parcel #24-056-095, in the amt. of \$533.25.
(Reduced assessment)
- D. Change Orders for Phase I Renovations to the Dauphin County Courthouse:
 - 1. Change Order No. 2002-01-32 with Edwin L. Heim in a **credit** amt. of \$12,087.98.
 - 2. Change Order No. 2002-01-34 with Herre Brothers, Inc., in a **credit** amt. of \$95,395.99.
 - 3. Change Order No. 2002-01-33 with Jay R. Reynolds, Inc. in a **credit** amt. of \$75,957.31.
- E. Participation Agreement with AllHealth Group Purchasing Program for group purchasing at Spring Creek.
- F. Outpatient Dialysis Services Agreement between Spring Creek and FMA of the Capital Area for outpatient dialysis services for Spring Creek residents.
- G. Consent to Assignment of Laboratory Services Agreement between Spring Creek and Omega Medical Laboratories to Quest Diagnostics.
- H. Business Associate Agreement with Complete Healthcare Resources-Eastern, Inc., regarding access to protected health information at Spring Creek.
- I. Adopt Resolution #47-2004 authorizing and approving a Settlement of Appeals filed with the Pennsylvania Environmental Hearing Board by the Pennsylvania Waste Industries Association, Republic Services of Pennsylvania, LLC and Penn Waste, Inc., regarding the County's 2002 and 2004 Revisions to its Act 101 Waste Management Plan. (Approved 12/22/04)
- J. Proposal from Zelenkofske Axelrod LLC to extend audit services to Dauphin County for the years ending December 31, 2004, 2005 and 2006.
- K. Subordination Agreements with the following individuals:
 - 1. Kimberly R. Ferguson on property located at 3538 N. 6th Street, Harrisburg.
 - 2. Brenda Jeffries on property located at 538 Seneca Street, Harrisburg.
 - 3. Henry O. Houze, III on property located at 1611 Herr Street, Harrisburg.

- L. Satisfaction Piece with the following individuals:
 - 1. Constance L. Weller on the property located at 938 Norwood Street, Harrisburg.
 - 2. David P. Kahn and Leslie A. Gonzalez on the property located at 604 2nd Street, Oberlin.
 - 3. Christopher M. Dowell on the property located at 43 Shirley Drive, Middletown.
 - 4. Karla J. Roach on the property located at 500 St. Mary's Drive, Steelton.
- M. Agreement between Information Technology and XO Communications for a Voice Communication Service and Equipment Lease.
- N. Adoption Assistance Agreement 2004-25.
- O. Human Services Development Fund Agreement with the Commonwealth of Pennsylvania that amends the HSDF Pre-expenditure Plan to include a \$5,000.00 Community Investment Initiative to help fund the Greater Harrisburg Foundation service coordination study.
- P. Amendment #1 to FY03/04 Purchase of Service Agreement between Mental Health/ Mental Retardation and Bonnie J. Glass, MA, CCC-SLP.
- Q. Agreement for Performance between Dauphin County Solid Waste and Illusion Maker.
- R. Approval by the Board of Commissioners to participate in the (Potential) Settlement/PILOT Agreement for the pending Tax Assessment litigation involving Three Mile Island, Units 1 and 2.
- S. Approval by the Board of Commissioners to file a Complaint in Mandamus in the Commonwealth Court of PA to amend the Dauphin County Board of Elections Certifications of the November 2, 2004 General Election.
- T. Deny a request by Zion Evangelical Congregational Church located at 210 McKelvey Road, Dauphin, parcel #43-017-192 for Rollback Tax Relief.
- U. Approval by the Board of Commissioners to contribute its pro rata share (\$543.00) for appraisal services and Court testimony (if necessary) needed to ascertain the true value of Ljubisa Stankovic located at 1320 Wyndham Road, Tax Parcel #24-056-221.
- V. Approval by the Board of Commissioners to accept the proposed Settlement figure for the Tax Assessment Appeal of James Fleck for property located at 2426 Derry St. Tax parcel #13-067-026.
- W. Appoint Shirley Radel to the Dauphin County Conservation District Board. (Term expires – December 31, 2008.)
- X. Appoint Herbert, Rowland & Grubic, Inc., as County Engineers.
- Y. Construction and demolition Waste Processing & Disposal Capacity Agreements: (Approved 12/22/04)
 - 1. Waste Management, Inc.
 - 2. Commonwealth Environmental Systems Landfill
 - 3. Republic Services of PA d/b/a Modern Landfill

- Z. Bypass Waste Disposal Capacity Agreements:
(Approved 12/22/04)
1. Commonwealth Environmental Systems Landfill
 2. Keystone Sanitary Landfill
 3. Republic Services of PA d/b/a Modern Landfill
 4. Waste Management of Pennsylvania, Inc.
- AA. Appointment/reappointments to the Dauphin County Planning Commission:
(Terms will expire December 31, 2008)
1. Thomas Shaffer
 2. Keith Oellig
 3. Paul Clark
 4. Skip Memmi as designee for Commissioner DiFrancesco
 5. Edward Carney
- BB. Appointments to the Mental Health/Mental Retardation Advisory Board:
(Terms will expire – December 31, 2007)
1. James Dull
 2. Alfredo Gonzalez
- CC. Appoint George Conner to the Housing & Redevelopment Authority.
(Term will expire – August 26, 2007 – completing Marlin Zimmerman’s term)
- DD. Reappoint Todd Pagliarulo to the to the Capitol Area Transit Board.
(Term will expire – December 31, 2009)
- EE. Reappointments/appointments to the Dauphin County Schaffner Youth Detention Center Advisory Board:
1. Gary A. Crissman
 2. Ernest Davis
 3. Sanford Krevsky
 4. Nathaniel Gadsden
 5. Rev. Ronald B. Tilley, II
 6. Theotis W. Braddy
- FF. Appointments to the Dauphin County Executive Commission on Drugs & Alcohol, Inc., Board of Directors:
(Terms will expire December 31, 2007)
1. Katherine Summers
 2. Dwindal Toliver
 3. John Fry, Jr.
 4. Nelson Muhammed
- GG. Appoint David Transue to the Dauphin County General Authority.
(Term will expire 1st Monday, 2010)

XV. FORMER BUSINESS

XVI. NEW BUSINESS

XVII. COMMISSIONERS' DISCUSSION & ACTIONS

XVIII. CORRESPONDENCE

- A. Notification from Hershey Foods indicating they intend to submit an application to DEP for a Reasonably Available Control Technology (RACT) which addresses the RACT determination for volatile organic compound emissions control at the chocolate manufacturing facility located at 19 East Chocolate Avenue, Hershey, Dauphin County.
- B. Notification from Harsco Corporation, on behalf of Taylor-Wharton Facility, indicating they intend to submit an application to DEP for a NPDES permit. The facility is located on Herr Street, Harrisburg, Dauphin County.
- C. Notification from Glace Associates, Inc., on behalf of Elizabethville Area Authority, indicating they intend to apply to DEP for renewal of the NPDES Part I permit. This is for the Authority's waste water treatment plant which discharges into the Wiconisco Creek in Washington Township, Dauphin County.
- D. Notification from Light-Heigel & Associates, Inc., indicating Hershey Mini Storage intends to apply to DEP for a NPDES for discharge of stormwater associated with construction activities of an office/storage building plus approximately 400 storage units.
- E. Notification from Raudenbush Engineering, Inc., on behalf of the Harrisburg Gastroenterology, Inc., indicating the applicant is preparing an erosion and sedimentation control plan for a land development project located at 4760 Union Deposit Road in Lower Paxton Township, Dauphin County.
- F. Notification from Pennsy Supply indicating they will be moving a permitted portable primary jaw crusher to the Fiddler's Elbow Quarry.
- G. Notification from NRG Energy Center Harrisburg LLC and NRG Center Paxton LLC, located at 9th and Walnut Streets, Harrisburg, indicating they intend to submit an application to DEP to renew the current Title V State Operating Permit (#22-05005).
- H. Notification from Brinjac Engineering indicating they intend to submit an application to DEP for a general permit for discharge of stormwater associated with construction activities in reference to the Commerce Bank Park Playing Field reconstruction, City of Harrisburg, Dauphin County.
- I. Notification from Angel Pet Services indicating they intend to submit an application to DEP for renewal of their permit to operate an incinerator/crematory for animal remains on their property located at 885 Allegheny Street, Dauphin.

XIX. PUBLIC PARTICIPATION

XX. ADJOURNMENT

THE NEXT SCHEDULED MEETING WILL BE WEDNESDAY, JANUARY 5, 2005 AT 10:00 A.M. - A COMMISSIONERS' WORKSHOP MEETING.

“THE BOARD RESERVES THE RIGHT, PURSUANT TO ACT 84 OF 1986 AS AMENDED, TO HOLD EXECUTIVE SESSIONS BETWEEN THE TIMES OF THE BOARD'S OPEN MEETINGS FOR ANY PURPOSE AUTHORIZED BY STATUTE.”