



**DAUPHIN COUNTY BOARD OF COMMISSIONERS**

**LEGISLATIVE MEETING**

**MARCH 4, 2009**  
**10:00 A.M.**

**MEMBERS PRESENT**

Jeff Haste, Chairman  
Dominic D. DiFrancesco, II, Vice Chairman  
George P. Hartwick, III, Secretary

**STAFF PRESENT**

Chad Saylor, Chief Clerk; Marie E. Rebeck, Controller; Janis Creason, Treasurer; Guy Beneventano, Esq., Solicitor's Office; William Tully, Esq., Solicitor; Chuck Sheaffer, Sheriff's Office; Kay Lenge, Personnel; Dave Schreiber, Personnel; Melissa Wion, Personnel; Randy Baratucci, Director of Purchasing; Steve Chiavetta, Director of Registration & Elections; Leila Brown, Solicitor's Office; Jason Miller, Commissioners' Office; Mike Yohe; Director of Budget & Finance; Jena Wolgemuth, Commissioners' Office; Diane McNaughton, Commissioners' Office; Amy Richards, Commissioners' Office; Brenda Hoffer, Commissioners' Office and Richie-Ann Martz, Assistant Chief Clerk

**GUESTS PRESENT**

Dan Miller

**MINUTES**

**CALL TO ORDER**

Mr. Haste, Chairman of the Board, called the meeting to order at 10:00 a.m.

**MOMENT OF SILENCE**

Everyone observed a moment of silence.

## **PLEDGE OF ALLEGIANCE**

Everyone stood for the Pledge of Allegiance.

## **APPROVAL OF MINUTES**

**It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve the February 11, 2009 Workshop Meeting Minutes and the February 18, 2009 Legislative Meeting Minutes; motion carried.**

**It was moved by Mrs. Rebeck and seconded by Mr. DiFrancesco that the Board approve the February 18, 2009 Salary Board Meeting Minutes; motion carried.**

## **ELECTION BOARD**

A complete set of Election Board Minutes are on file in the Commissioners' Office.

## **EXECUTIVE SESSIONS HELD BETWEEN MEETINGS**

Mr. Saylor: We met this morning in Executive Session to discuss matters of litigation.

## **PUBLIC PARTICIPATION**

Mr. Haste: We are at the point in time in the Meeting for public participation. Is there anyone in the audience that would like to address the Board at this time? (There was none.)

## **DEPARTMENT DIRECTORS/GUESTS**

(There was none.)

## **SALARY BOARD**

A complete set of Salary Board Meeting Minutes are on file in the Commissioners' Office.

## **PERSONNEL**

Ms. Lingle: I have an Addendum with the Personnel Packet. Are there any questions on the Addendum? (There was none.)

On the Personnel Transaction Listing I presented last week, New Hire #9 I would like to change that start date. The employee was scheduled to start March 9<sup>th</sup>. She is now

going to start this evening. She is working in the evening/night shift so the start date would be March 4<sup>th</sup>.

**It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve the Personnel Packet as amended; motion carried.**

### **PURCHASE ORDERS**

Mr. Baratucci: There are a couple of things on the Purchase Order Packet. There are some changes from last week. I want to give you a heads-up on Page 9, the Coroner's Office. They had asked for approval to purchase an autopsy saw ahead of time. When they went to do that the item that they wanted to get was not available. It was going to be four months until it was. There were some problems with it, etc. Graham went out and found another place where he could get the saw. Unfortunately, it is a lot more expensive than the first one he found. Since the first one was not available and he is in dire need of this that is on Page 9 the new one. They found it now and ordered it. I just wanted to bring that to your attention that it is a different autopsy saw. It is a little bit more money, but according to Graham there was nothing that they could do about that. Also on Pages 18 and 19, we added an item that has to do with the water power out at the Schaffner Center with the new water line. They have to install a temporary water line. This was approved to add it to the Packet. It is divided up between Schaffner Center and Emergency Management Agency's budget. That item was added. The last thing is just some PO maintenance. On Page 30, last week we approved a purchase order for the Solid Waste Department to purchase a skid front-end loader, John Deere, off the State contract. We did the PO to Valley Ag, who is the local dealer. We found out later that the PO was supposed to go to John Deere, because it is a State contract item and it has to be made out to the manufacturer. We canceled the PO that you approved last week. We have it on here for John Deere. The net effect is zero. We just have to do a new PO, because it has to be made out to John Deere so John Deere can be paid directly. The one from last week was canceled. The budget issues were all taken care of and the Packet is there for your approval.

**It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve the Purchase Order Packet as amended; motion carried.**

### **Blackberry Requests**

Mr. Baratucci: I have two Blackberry Requests from last week. Again, both are personal items that they will be paying for themselves. One is Gregory Mills in the Public Defender's Office and Laura Singh of Children & Youth.

Mr. Hartwick: Because they will be at the personal expense of the individuals making the request I will approve them.

**It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve the Blackberry Requests of Gregory Mills and Laura Singh; motion carried.**

Bid Award – Modifications to HVAC Systems in Springcreek Cell Blocks G, H, I, J & K at the Dauphin County Prison

Mr. Baratucci: In your packet you should have received a recap of the Prison bid that we opened on February 25<sup>th</sup> for modifications to the HVAC systems. Randy Paul & Associates did that for us. We had a number of bids on each of the three contracts. There was HVAC, General and Electrical. They are summarized on the front sheet and the individual bids are attached. Randy Paul & Associates is recommending the low bidders on each item, totaling \$1,069,912. They are anxious to get started on that. I would ask that you approve that unless you have any questions.

**It was moved by Mr. DiFrancesco and seconded by Mr. Hartwick that the Board award the bid for modifications to HVAC Systems in Springcreek Cell Blocks G, H, I, J & K at the Dauphin County Prison to the low bidders: HVAC – G. R. Sponaugle & Sons, Inc. - \$996,400.00; General – East Coast Contracting - \$38,700.00 and Electrical – Pro Electric - \$34,812.79; motion carried.**

REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR

**Report from the Office of Budget & Finance  
March 4, 2009**

- **February 20, 2009** transferred **\$207,338.06** to the **Payables** account from the County's Concentration account for checks issued that week.
- **February 27, 2009** transferred **\$6,637,923.71** to the **Payables** account and **\$1,844,885.52** to the **Payroll** account from the County's Concentration account for checks issued that week.

Mr. Yohe: Today is the first time I report on our new investment term.

- **Total Term Investments**
  - None
- **Balance today in INVEST account \$195,708.35 rate 0.776%**
- **Balance today in Susquehanna Bank investment account \$108,508.96 rate 0.750% (This rate is fixed for the month)**
- **Balance today in Sovereign Bank investment account \$24,749,752.23 rate 1.050% (This rate equals today's 3-month LIBOR rate of 1.250% minus 20 basis points)**

- **Balance today in Citizens Bank investment account \$112,648.16 rate 1.000%** (This rate is fixed for the month)
- **Balance today in Citizens Bank Flex CD Program \$32,529,193.45 rate 2.320%** (This is a 9-month CD maturing on 9/8/09 and the rate is fixed for the term)
- **Balance today in Citizens Bank Flex CD Program \$30,000,000.00 rate 1.510%** (This is a 6-month CD maturing on 9/3/09 and the rate is fixed for the term)
- **Balance today in PNC Bank investment account \$1,000.00 rate 0.200%** (This equals today's Fed Funds rate of 0.250% minus 5 basis points)
- **Balance today in Graystone Bank investment account \$1,000.00 rate 0.050%** (This equals today's Fed Funds rate of 0.250% minus 20 basis points)
- **Balance today in Commerce Bank investment account \$100.00 rate 0.020%** (This equals today's 90-day T-Bill rate of 0.270% minus 25 basis points)

**No T.R.A.N. Line of Credit required for 2009.**

**REPORT FROM CHIEF CLERK/CHIEF OF STAFF – CHAD SAYLOR**

Mr. Saylor: I have nothing unless there are any questions of me.

**SOLICITOR'S REPORT – GUY BENEVENTANO, ESQ.**

Mr. Beneventano: Our office has submitted its final report. County Solicitor Mr. Tully is here. We would be happy to answer any questions you have or follow-up on anything you wish to give us direction on. (There was none.)

**MATTERS REQUIRING BOARD ACTION**

- A. Training Packet.
- B. Ordinance #2-2009 – An Ordinance providing for the compensation of duly elected or appointed tax collectors for services rendered in collecting County taxes. **(Item PULLED Pending further discussion.)**
- C. Satisfaction Piece for Sherrieann Hawkins on the property located at 1506 Hunter Street, Harrisburg, PA 17104 (\$5,000.00).
- D. Proposed Tax Assessment Appeal Settlements of:
  1. Sears Roebuck & Company, a/k/a Algon Realty Company, 4600 Jonestown Road, Tax Parcel #35-037-005.
  2. Harrisburg Properties, Ltd. (Linden Terrace Apartments), 1201 N. Front St., Tax Parcel #05-001-001, Dauphin County Docket No. 2008-CV-14951-TX.

3. 225 Market Street Venture, L.P., Tax Parcel #03-001-045, Dauphin County Docket No. 2008-CV-12918-TX.
- E. Proposed payment for trial costs to determine Tax Assessment Valuation Methodology for American Tower – LP.
  - F. Zelenkofske & Axelrod, LLC (ZA) 2008 Engagement Letter for the audit of financial statements of governmental activities, business-type activities, aggregate discretely presented component units, each major fund and aggregate remaining fund information for the year ended December 31, 2008.
  - G. Zelenkofske & Axelrod, LLC Addendum to 2008 County Audit.
  - H. Revised Family Medical Leave Act Policy.
  - I. Purchase of Service Agreements between Children and Youth and:
    1. A Place to Go, Inc.
    2. George Junior Republic in Pennsylvania, Inc.
    3. Norris ChildCare Consultants, Inc. t/d/b/a Best Friends Day Care Center
    4. United Methodist Home for Children, Residential Care, Inc.
    5. Vision Quest National, Inc., Ltd.
  - J. MH Purchase of Service Agreement between MH/MR and:
    1. Express Scripts, Inc.
    2. Sharp Visions, Inc.
  - K. MR Waiver Purchase of Service Agreements between MH/MR and:
    1. Sharp Visions, Inc.
    2. Wyndham Healthcare, Inc. t/d/b/a Integrity Care
  - L. Amendment #1 to Purchase of Service Agreement between MH/MR and Capital Area Behavioral Health Collaborative, Inc.
  - M. Long Term Structured Resident (LTSR) Program Agreement between MH/MR and Franklin and Fulton Counties.
  - N. FY 2009/2010 PA Emergency Shelter Grant Program Application.
  - O. Agreement between Dauphin County (Juvenile Probation) and Drug Impairment Detection Services, LLC for SleepTime Lease for 15 SteepTime units, 1 software module and 1 reader.
  - P. Purchase of Service Agreement between Dauphin County (Courts) and RSR Appraisers & Analysts for appraisal of 1520 Walnut Street, Harrisburg.
  - Q. Request to retain expert witness to give testimony on accounting procedures in CIT litigation.
  - R. Appointment of Stephan Michael Letavic to the Solid Waste Advisory Committee.
  - S. Purchase of Service Per Diem Rates between Children & Youth and Sleber Associates, Inc.

- T. Partial Refund of 2007 Real Estate Taxes – Chester & Lena Stoltzfus – Parcel #39-010-010 - \$220.94.
- U. Proposal from American Appraisal to update portfolio and statement of values for County properties. **(Item Pulled pending further discussion.)**
- V. Service Product Agreement between Dauphin County and Highmark Blue Shield to provide non-Highmark employees the opportunity to participate in Highmark Wellness Programs (Lifestyle Returns).
- W. Municipality Right-of-Way Agreement between Dauphin County and PP&L.

Mr. Haste: We have Matters Requiring Board Action on the Agenda today, Items A through W. Are there any items that need to be pulled out and discussed separately? (There was none.)

**It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve Matters Requiring Board Action, Items A through W, listed above; motion carried.**

### **FORMER BUSINESS**

(There was none.)

### **NEW BUSINESS**

(There was none.)

### **CORRESPONDENCE**

Mr. Haste: We have correspondence listed on the Agenda, Items A through G, which has been received since our last meeting and will be handled by the staff accordingly.

- A. Notification from HRG advising that they have submitted to DEP a Submerged Lands License Agreement with regard to Dauphin County Bridge #122.
- B. Notification from Exelon Nuclear advising that they have filed an application with the Susquehanna River Basin Commission related to Exelon's existing consumptive water use docket for Three Mile Island Generating Station, Unit 1 located in Londonderry Township.
- C. Notification from BL Companies advising that RVG Management & Development Co. is applying to DEP for an application regarding the proposed Sheetz store development in Swatara Township at the northwest corner of the intersection of Derry Street and 61<sup>st</sup> Street.
- D. Notification from Lake Roeder Hillard & Associates advising that Ralph Luttrell is applying to DEP for a General NPDES Permit for discharges associated with construction activities at a project located at the intersection of Primrose Drive (T-331) and Azalea Drive (T-333).

- E. Receipt of a copy of a letter from DEP to Ladnar, Inc. enclosing a renewed mining permit No. 22031301R & AR2009, Rocky Top Mine Operation, Williams Township.
- F. Notification from CET advising that the Lower Paxton Township Authority is applying to DEP for General Permit 5 for the mini-basin PC-3B Sanitary Sewer Replacement.
- G. Notification from Terr-Aqua Consultants advising that the Derry Township Municipal Authority is applying to DEP for a GP-5 Utility Line Stream Crossing Permit to construct a force main from the proposed site of the School Heights Village subdivision to the Derry Township Municipal Authority Southwest Treatment Plant.

## **PUBLIC PARTICIPATION**

Mr. Haste: We are again at the point in time for public participation. Is there anyone in the audience that would like to address the Board? (There was none.)

## **ADJOURNMENT**

**There being no further business, it was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board adjourn.**

Respectfully submitted,

Chad Saylor, Chief Clerk

Transcribed by: Richie-Ann Martz