



DAUPHIN COUNTY BOARD OF COMMISSIONERS

LEGISLATIVE MEETING

APRIL 25, 2012
10:00 A.M.

MEMBERS PRESENT

Jeff Haste, Chairman
Mike Pries, Vice Chairman
George P. Hartwick, III, Secretary

STAFF PRESENT

J. Scott Burford, Deputy Chief Clerk; Marie E. Rebeck, Controller; Janis Creason, Treasurer; Joseph A. Curcillo, III, Esq., Solicitor; Randy Baratucci, Director of Purchasing; Mike Yohe, Director of Budget & Finance; August Memmi, Director of Community & Economic Development; Faye Fisher, Director of Human Resources; Fred Lighty, Esq., Human Services Director's Office; Amy Richards Harinath, Press Secretary; Dave Schreiber, Human Resources; Kay Lenge, Human Resources; Tom Guenther, Director of IT; Carolyn Thompson, Court Administrator; Troy Petery, Court Administration; Greg Schneider, Budget & Finance; Bob Long, IT; Leila Brown, Solicitor's Office; Julie Mackey, Commissioners' Office; Abby Gabner, Commissioners' Office; Brenda Hoffer, Commissioners' Office and Richie-Ann Martz, Assistant Chief Clerk

GUESTS PRESENT

Matt Miller, James Roxbury, James Creason and Ed Baker

MINUTES

CALL TO ORDER

Mr. Haste, Chairman of the Board, called the meeting to order at 10:12 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. Pries that the Board approve the April 4, 2012 Workshop Meeting Minutes and the April 11, 2012 Legislative Meeting Minutes; motion carried.

It was moved by Ms. Rebuck and seconded by Mr. Pries that the Board approve the April 11, 2012 Salary Board Meeting Minutes; motion carried.

EXECUTIVE SESSIONS HELD BETWEEN MEETINGS

There were no Executive Sessions held between meetings.

PUBLIC PARTICIPATION

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. Fisher indicated that there were three changes to the Personnel Packet, Items #2, #16 and #33.

It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve the Personnel Packet as amended.

Question: Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Aye; motion carried.

PURCHASE ORDERS

Mr. Baratucci indicated that there are no changes. The over budget items have been corrected.

Purchase Orders

It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve the Purchase Order Packet.

Question: Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Aye; motion carried.

Blackberry Request

It was moved by Mr. Pries and seconded by Mr. Haste that the Board approve the Blackberry Request from the Drug Task Force.

Question: Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Nay; motion carried.

Bid Award – Multi-Deck Rehabilitation

HRG provided a letter to the Commissioners indicating that the Advertisement for Bids and the Bid Form required that contractors provide a copy of their PennDOT prequalification certificate. The low bidder, Jay Fulkroad and Sons, Inc., neglected to include their prequalification certificate with their bid. The Solicitor's Office reviewed the bids and suggested that the low bidder's bid could be considered non-responsive.

Mr. Baker from HRG is suggesting, due to the cost to rebid the project, rebidding may result in higher bid results in that firms may not be competing as aggressively for work later in the year and rebidding will add additional time to the schedule which could be a factor when attempting to complete final paving, to the Commissioners that they award the bid to the second low bidder, Kinsley Construction, Inc.

The second low bidder challenged the low bid indicating that there are several places in the bid documents that indicate that a prequalification certificate is required as part of the bid documents.

It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board reject the low bid from Jay Fulkroad and Sons, Inc. as non-responsive for the Multi-Deck Rehabilitation project.

Question: Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Aye; motion carried.

It was moved by Mr. Pries and seconded by Mr. Hartwick that the Board award the bid for the Multi-Deck Rehabilitation Project to the second low bidder, Kinsley Construction, Inc. at a bid price of \$453,967.00.

Question: Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Aye; motion carried.

It was noted that the form will be adjusted so there is some flexibility with providing the prequalification certificate.

Bid Award – Guide Rails

Mr. Baratucci indicated that three bids were received for this project. The bids received were \$264,875.00, \$577,773.33 and \$424,093.00. It was obvious that there was something wrong with the low bid. The low bidder, Collinson, Inc., sent a letter to the Commissioners requesting permission to withdraw their bid based on discovery of substantial errors in their bid preparation and requesting release of their bid bond.

Mr. Baker indicated that the second low bid was close to HRG's estimate for this project and is recommending that the Board award to Wm. Orr & Sons, Inc. This is a lump sum project.

It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve the request of Collinson, Inc. to withdraw their bid and release them from their bid bond for the Bridge Guide Rail Project.

Question: Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Aye; motion carried.

It was moved by Mr. Pries and seconded by Mr. Hartwick that the Board award the bid for the Guide Rail Project to the second low bidder, Wm. Orr & Sons, Inc. at a bid price of \$424,093.00.

Question: Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Aye; motion carried.

REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR

Mr. Yohe provided the following Report:

Report from the Office of Budget & Finance April 25, 2012

- **April 13, 2012** transferred **\$1,354,582.60** to the **Payables** account from the County's Concentration account for checks issued that week.

- **April 20, 2012** transferred **\$6,806,631.67** to the **Payables** account and **\$1,944,247.14** to the **Payroll** account from the County's Concentration account for checks issued that week.
- **Wire Payments since last report: \$8,973,868.22**
- **Debt Service Payments since last report: \$51,179.78**
- **Total Term Investments**
 - 3/29/12 - **\$10,000,327.99** 6-mo. CD - Susquehanna Bank – **0.400%** - matures 9/27/12
 - 4/19/12 - **\$10,071,083.89** 12-mo. CD - Susquehanna Bank – **0.550%** - matures 4/18/13
 - 4/19/12 - **\$10,000,000.00** 6-mo. CD - Susquehanna Bank – **0.350%** - matures 10/18/12
- **Balance today in PA INVEST account #2100017144860: \$1,378.61 rate 0.050%**
- **Balance today in Susquehanna Bank investment account #119002023: \$44,784,753.65 rate 0.250%**
- **Balance today in First National Bank investment account #97014743: \$7,510,047.42 rate 0.450%**
- **Balance today in Integrity Bank Money Market Checking account - #2206001209 - \$26,688,731.14 rate 0.440%**
- **Balance today in PNC Bank investment account #5004319839: \$1,236.20 rate 0.100%**
- **Balance today in Susquehanna Bank investment account #1610000596: \$251,677.32 rate 0.480%**
- **Balance today in Metro Bank investment account #0536557523: \$101.48 rate 0.090%**

No T.R.A.N. Line of Credit required for 2012.

REPORT FROM DEPUTY CHIEF CLERK/CHIEF OF STAFF – J. SCOTT BURFORD

Mr. Burford reported on the following:

Tomorrow is “National Take Your Child to Work Day”. The events include a mock trial with the Public Defender’s Office, nature walk, children’s craft and a K-9 demonstration.

The County’s Recycling Center and Criminal Investigation Division are teaming up to host a prescription drug take-back event on April 28th from 10:00 a.m. to 2:00 p.m. at the Recycling Center. Anyone can drop off and safely dispose of unwanted or expired prescription medications.

Dauphin and Lebanon Counties participate in the Joint Land Use Study Committee with Fort Indiantown Gap. A meeting was held on April 20th. RFPs have been issued for the study and once they are received they will be reviewed by a review team.

SOLICITOR'S REPORT – JOSEPH A. CURCILLO, III, ESQ.

Mr. Curcillo indicated that the items under Matters Requiring Board Action, Items C through Z, CC and DD have been reviewed by the Solicitor's Office and are ready for a vote.

MATTERS REQUIRING BOARD ACTION

- A. Training Packet.
- B. Budget Amendments for the quarter ending March 31, 2012 – first quarter for those funds on a calendar year and third quarter for those funds on a fiscal year.
- C. Partial Refund of 2012 Real Estate Taxes – Parcel #36-009-323 (491 Hamilton Drive) – Margaret Pelen - \$92.78.
- D. Partial Refund of 2012 Real Estate Taxes – Parcel #35-005-004 (1600 Larry Lane) – Gerald Yingst - \$617.51.
- E. Partial Refund of 2011 Real Estate Taxes – Parcel #01-057-058 (98 Tuscarora St.) – Polliard Family Trust c/o Judith Polliard - \$100.31.
- F. Partial Refund of 2011 & 2012 Real Estate Taxes – Parcel #24-004-035 (176 E. Hershey Park Dr.) – Hershey Vacations Limited c/o Financial Service - \$12,305.13.
- G. Proposed Stipulations of Settlement:
 - 1. Creedon L. & Laura Stammel/Jay R. & Rony I. Ziegler c/o CJ Pony Properties, Docket No. 2010-CV-15962-TX, Parcel #68-028-097 (7481 Allentown Blvd.) and Docket No. 2010-CV-15965-TX, Parcel #68-028-098 (7461 Allentown Blvd.)
 - 2. Pep Boys, 4949 Jonestown Rd., Lower Paxton Township, Parcel #35-053-179, Docket No. 2011-CV-10042-TX.
 - 3. Weis Markets, Inc., 4300 Linglestown Road, Lower Paxton Township, Parcel #35-009-008, Docket No. 2011-CV-10807-TX.
- H. Repository Bids received for the following Properties:
 - 1. Christopher M. McGraw – Parcel #09-043-045 (133 Sylvan Terrace) - \$500.00
 - 2. Jeremy Scott Hunter – Parcel #02-012-059 (241 Hummel Street) - \$500.00
- I. Agreement between Dauphin County and Case Systems, Inc. for Cellular Call Box maintenance for the period 1/1/2012 – 12/31/2012.
- J. Extended Term Pricing Agreement between Dauphin County and UGI Utilities, Inc. for Natural Gas service at the Dauphin County Prison for the period 8/2011 to 7/2012.
- K. Performing Artists Contracts:

1. Dauphin County Jazz & Wine Festival
 - Nick Colionne - \$7,500.00 – September 8, 2012
 - ZOE, Michael Tozzi & Reggie Harris – \$2,000.00 – September 9, 2012
 - Marc Antoine - \$3,000.00 – September 9, 2012
 - The Sax Pack - \$7,500.00 – September 9, 2012
2. Dauphin County Cultural Festival
 - SOS Band - \$12,500.00 – August 3, 2012
3. Dauphin County Music & Wine Festival
 - Erin Cruise & Cruise Control Band - \$800.00 – June 10, 2012
- L. Grant Application and Eligibility Form for SYF 2012-2014 Hazardous Materials Response Fund - \$218,446.36.
- M. Herberling Associates, Inc. Proposal – Phase 2 Archeological Study – Fort Hunter Parking Construction Project in Susquehanna Township.
- N. Herbert, Rowland & Grubic Proposal – Phase 1, Lykens Glen Flood Restoration.
- O. Delta Development Group Consultant Agreement Proposal for transportation funding services to develop and implement an Infrastructure Bank for Dauphin County.
- P. Purchase of Service Agreements between Area Agency on Aging and:
 1. Masonic Homes of The R.W. Grand Lodge of F&A.M. of Pennsylvania, Inc.
 2. Portraits of Life Adult Day Services, Inc.
 3. Cumberland/Perry ARC, Inc. t/d/b/a Life Time Adult Day Care
- Q. Purchase of Service Agreements between Children & Youth and:
 1. Vinyl Groove, LLC
 2. Family Services of Northwestern Pennsylvania, Inc.
 3. Barak, Inc.
 4. Diakon Lutheran Social Ministries, Inc.
 5. Catholic Charities of the Diocese of Harrisburg, Inc.
 6. Rocco Manfredi, MD
 7. The Impact Project, Inc.
 8. Families United Network, Inc.
- R. Adoption Assistance Agreement #2012-13.
- S. Purchase of Service Agreements between Drug and Alcohol and:
 1. Scientifically Sound Youth Solutions, Inc.
 2. Temple University of the Commonwealth System of Higher Education, Inc.
- T. Subsidized Child Care Grant Agreement between Dauphin County and the Commonwealth of Pennsylvania Department of Public Welfare.
- U. Purchase of Service Agreement between Dauphin County and The WS Group, LLC.
- V. Satisfaction Piece for Bojan Rodic on the property located at 8100 Somerset Street, Hummelstown, PA 17036 - \$3,000.00.

- W. Notification of Grant Awards – Dauphin County’s Consolidated Plan for FY 2012-2016 and Action Plan for FY 2012.
- X. Request for Strike-off of 2011 County penalties and Bureau costs – Parcel #51-006-022 - Brandon Dameshek - \$58.59.
- Y. Extension of existing Independent Contractor Agreement with Terry Haines to continue work with DCED for a period ending May 31, 2012.
- Z. Rescind the approval of a Second Amendment to Contract No. C000048810 between Dauphin County and the PA Department of Community & Economic Development increasing the period from 7/1/2009 – 6/30/2014 and the total amount to \$189,000.00. (This action was taken on April 11, 2012.)
- AA. 2012 Tourism Grant Applications:
 - 1. Dauphin County EDC - \$10,000.00
 - 2. Millersburg Borough - \$2,000.00
 - 3. Open Stage of Harrisburg - \$2,000.00
 - 4. Capital Area Soccer Association - \$30,000
- BB. Unrestricted Gaming Allocations:
 - 1. Dauphin County Redevelopment Authority Main Street - \$50,000.00
 - 2. Capital Area Soccer Association - \$30,000.00
 - 3. Dauphin County Parks & Recreation (Capital Improvements) - \$200,000.00
 - 4. Dauphin County Parks & Recreation (Highspire Park Project) - \$328,285.00
 - 5. Dauphin County Information Technology (E-Government Strategic Planning and Content Management Portal Development) - \$125,000.00
- CC. Local Share Municipal Grant Agreement No. 2012-04 between Dauphin County and the Capital Area Soccer Association.
- DD. Application for reimbursement for a County Recycling Coordinator (903) with the Commonwealth of PA Department of Environmental Protection, Bureau of Waste Management. This is for reimbursement of 50% of Recycling Coordinator’s salary. (This approval is contingent upon final review and approval by the Solicitor’s Office.)

It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve Matters Requiring Board Action, Items A through DD, noting that Mr. Hartwick is abstaining from Items Q5 and U.

Question: Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Aye (abstaining on Items Q5 and U; motion carried.

FORMER BUSINESS

There was none.

NEW BUSINESS

There was none.

COMMISSIONERS' COMMENTS & DISCUSSIONS

Mr. Pries congratulated the staff in the Registration & Elections Bureau for the tremendous job that they did with the Primary Election yesterday. The Election poll workers and staff did a great job and provided the community with a great service on behalf of the Dauphin County residents.

They will begin counting the provisional ballots on Friday morning for the 103rd District. The race has not been contested.

Mr. Curcillo indicated that as of this morning there has been nothing filed.

CORRESPONDENCE

The following correspondence was received and will be handled by the staff appropriately.

- A. Notification from HRG advising that Derry Township is applying to DEP for a BWM-GP-11 General Permit, a Water Obstruction and Encroachment Permit for the Bullfrog Valley Area Bridge and Erosion Repair Project.
- B. Notification from Waste Management advising that Dauphin Meadows is applying to DEP for major modifications to their Solid Waste Permits. The modifications are: revise the frequency of groundwater and surface water sampling from quarterly to semi-annual, revise the current list of parameters to the quarterly list of parameters, reduce the frequency of benthic macroinvertebrate sampling and reporting in steps to once every five years, revise the existing groundwater monitoring system by decommissioning three groundwater monitoring wells and adding one monitoring well and increase the permit area by 0.3 acres to accommodate the new monitoring well.
- C. Receipt of a letter from The Harrisburg Authority advising that a CPI increase for 2012 will be applied to the tipping fee for Municipal Solid Waste collected in Dauphin County (excluding City of Harrisburg) and disposed of at the Harrisburg Resource Recovery Facility – \$76.02 per ton.
- D. Notification from Alpha Consulting Engineers, Inc. advising that the McNaughton Co. is applying to DEP for the renewal of their NPDES Permit PAR-10-I-061R for a project on Catherine Drive/Anthony Drive.
- E. Notification from HRG advising that Lower Paxton Township is applying to DEP for a BWM-GP-11 General Permit for the installation of a DW-Endwall on an existing culvert on Curvin Drive.
- F. Notification from HRG advising that the Boy's and Girl's Club of Central Pennsylvania is applying to DEP for a General Permit for stormwater discharges associated with the reconstruction of existing baseball field and related improvements at 1227 Berryhill Street, Harrisburg.
- G. Notification from Robert Hawkins advising that he is applying to DEP for a General Permit 6 for the installation of Agricultural Crossings and Ramps on property located at 1948 Hillsdale Road in Londonderry Township.

- H. Notification from HRG advising that The Harrisburg Authority is applying to DEP for a Part II Water Quality Management Permit and General NPDES Permit to add new treatment tanks, piping, an electrical building and all associated site improvements to the existing wastewater treatment facility.
- I. Notification from Raudenbush Engineering, Inc. advising that Lykens Township is applying to DEP for a General Permit BWM-GP-11 for the replacement of two culverts (Haven Lane and Garden Spot Road) in Lykens Township.
- J. Notification from Light-Heigel & Associates, Inc. advising that William and Sophia Kotsalos is applying to DEP for a NPDES Permit for a townhome and single family home construction project in South Hanover Township.

PUBLIC PARTICIPATION

Jim Roxbury had a question on Item U, the WS Group - what service are they providing? He asked if he could get a copy.

Mr. Curcillo indicated that it is for the preparation of a human services newsletter. There is a cap of \$20,000.

Mr. Burford indicated that he would email a copy of the agreement to him.

ADJOURNMENT

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

Transcribed by: Richie-Ann Martz