



DAUPHIN COUNTY BOARD OF COMMISSIONERS

LEGISLATIVE MEETING

MAY 27, 2009

10:00 A.M.

MEMBERS PRESENT

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

STAFF PRESENT

J. Scott Burford, Deputy Chief Clerk; Marie E. Rebeck, Controller; William Tully, Esq., Solicitor; Randy Baratucci, Director of Purchasing; Michael Yohe, Director of Budget & Finance; Kelly Wolf, Manager of Solid Waste; Kay Lengle, Personnel; Mike Potteiger, Director of Adult Probation; Diane McNaughton, Commissioners' Office; Leila Brown, Solicitor's Office; Carl Dickson, Director of Parks & Recreation; Larry Moore, Parks & Recreation; Melissa Wion, Personnel; August Memmi, Community & Economic Development; Tracey McCall, Law Librarian; Carolyn Thompson, Court Administrator; Stephanie Barnes, Parks & Recreation; Elizabeth Johnson, Parks & Recreation; Brenda Hoffer, Commissioners' Office and Richie-Ann Martz, Assistant Chief Clerk

GUESTS PRESENT

Dan Miller, Daniel Malpezzi, William Pugh, Tom Clark; Bob Bobincheck, Suzanne Cassel, Joseph Rebarchak, Jr., Eileen Emanuel, Bob Horner, Iya Isoke, Karen Richards, Jennifer Phillipkosky, Kevin Henry, Lisa Scullin, Nadine Hall, Glenn White, Kelly Summerford, Joe Massaro, Kelly Gambini, Sean McShea and Clyde McGearry

MINUTES

CALL TO ORDER

Mr. Haste, Chairman of the Board, called the meeting to order at 10:13 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 May 6, 2009 Workshop Meeting Minutes and the May 13, 2009 Legislative Meeting Minutes; motion carried.

It was moved by Ms. Rebeck and seconded by Mr. DiFrancesco that the Board approve the May 13, 2009 Salary Board Meeting Minutes; motion carried.

EXECUTIVE SESSIONS HELD BETWEEN MEETINGS

Mr. Burford: Commissioners, there was one Executive Session held this morning, May 27, 2009, at 9:00 a.m. regarding personnel matters.

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

A. Daniel Malpezzi, McNees, Wallace & Nurick, LLC

1. Resolution #13-2009 – 2009 Pinnacle Health System Financing Approval (Listed as Item B under Matters Requiring Board Action)

Mr. Malpezzi: I'm Dan Malpezzi from McNees, Wallace & Nurick. I have with me Bill Pugh from Pinnacle Health System. He is the Senior Vice President/Chief Financial Officer. I have handed out a Resolution. I believe copies have been distributed to everyone. What is before you this morning is a request from Pinnacle for a TEFRA approval and a health, safety and welfare approval of a Series of Bonds to be reissued and/or refunded or converted through the Dauphin County General Authority. The project involves the issuance of one or more Series of Bonds up to a maximum principal amount of \$320 million for purposes of either refunding three Series of outstanding bonds through the Dauphin County General Authority, which are the Series 2004, 2005 and Series 2007. The 2004 and 2007 are auction rate securities and the 2005 are

variable rate demand obligations. Also included would be a refunding of an outstanding loan from a pool under the VHA Program issued by the Sayre Higher Educational Facilities Authority. That would be part of the refunding as well.

The second component of the project is a new money issue to finance several capital improvements for Pinnacle. One is an expansion of the emergency department facilities of Pinnacle and the second being the construction of a new outpatient cancer diagnostic and treatment center. The Bonds are Revenue Bonds secured solely by the revenues paid by the Pinnacle Health System and the other members of the obligated group to the Authority. There is no financial obligation whatsoever on the part of the County. The County is being asked for approval as the highest elected official of the jurisdiction having authority over the issuing body, being Dauphin County General Authority. It is required under TEFRA and under the Municipality Authorities Act under which the Authority is organized.

The Authority has approved the transaction. Its approval was given last Wednesday, May 20th. The TEFRA Hearing was held at which no public comment was offered. The Minutes of that meeting are attached to the Resolution. We would ask your favorable consideration of the request this morning.

Mr. Haste: Are there any questions?

Mr. Hartwick & DiFrancesco: No.

Mr. Haste: I think this is a good thing. Pinnacle has been a great partner of ours and the community. It is good to see that the General Authority could help Pinnacle in your efforts. Unless there is an issue we will take this up on our voting session, which is later in the Agenda. I don't see any reason why it won't pass.

Mr. Pugh: On behalf of Pinnacle Health thank you very much.

B. Carl Dickson and Larry Moore, Parks & Recreation

1. 2009 Performing Arts Series

Mr. Haste: I would just like to say this is actually a very good day for us. About six years ago this Board asked the Parks and Recreation Department to get more proactive and try to do more things so that the law abiding citizens of the County had their tax dollars put to use for their benefit. It seems like a lot of what we do with our tax dollars goes to support other measures. It was good to have something that the law abiding citizens could appreciate. It took a little while, but last year Carl and Larry and the entire department took this on as a personal mission to actually follow through with what we had asked. Last year was a very successful inaugural year for this. Larry loves challenges and he stepped to the plate and they have an even better year this year.

Mr. Dickson: We are here to announce the summer Performing Arts Series and the sponsors to give them recognition for their support. First we wanted to point out the new Dauphin County Events Logo that you see to your left. Hot Nights/Cool Sounds represents the festivals and special events. They will be posted on the County's website to assist visitors in navigating special events web page. You will see the logo on printed media and on a banner displayed throughout the County and on the stage at the Music Festivals. Our program staff has done a great job and they are very excited to tell you about the lineup this year. The staff includes Larry, Steph Barnes, Elizabeth Johnson and our consultant Glenn White. Larry will tell you about the first event coming right up.

Mr. Moore: As Carl said we are very excited about this year's Series. We will have four large music festivals, seven free sunset shows at six different venues throughout Dauphin County. We have music ranging from pop, soul, bluegrass, rock, blues, R&B, country and also smooth jazz to round out the season. The Commissioners have really set the sights for us to expand our two music festivals. The regular music festival, like last year, was our Blues Festival. It's now our Music Festival this year and also our Jazz Festival. It is two days, Saturday and Sunday. Some of those visions of the Commissioners were brought about due to the dismal economy that we have. We realize that most of the residents can't afford an expensive concert and travel out of town and stay overnight, what we did we got together and really took a good look at things during November and December. We are bringing in ten national artists for the season. We believe we are going to have a great year starting with the first event in two weeks. June 13-14, 2009 is the Music Festival. We have Billy Price coming in as our headliner who was just named the best Blues and R&B band in Pittsburgh. We also have the Mahoney Brothers coming. The Mahoney Brothers are one of those bands that you will see in Atlantic City. As a matter of fact they are either there this week or next week for a couple weeks. They are that legend type of group. They do everything from Elvis Presley to the Beach Boys to Jerry Lee Lewis. It is a fine mix of music. Also with the opening acts that day we have The Little Ivory Band and Nate Myers, local groups, Voxology and Don Johnson.

Mr. Dickson: On July 18, 2009 we are going to have the Fort Halifax Second Annual Music Festival featuring Class Act with Rita and Pentagon, which is a crowd pleaser. On August 7th we will have the Cultural Festival here on Market Street, right in front of the Courthouse with Kindred the Family Soul.

Mr. Moore: We are very excited about that. The Cultural Fest is Commissioner Hartwick's baby and also the Multi-Cultural Task Force Committee for the County. September 12-13, 2009 our finale where we feel that the artist that we have coming in for our Third Annual Jazz Festival, that is really where we are working to start to bring people in over night. We are working with the Hilton on a nice package and several other sponsors and partners to make that weekend a great weekend. September 12th will be Q-Uncut and Sudden M Pack Band. Eric Roberson out of New Jersey/New York, I just saw him a few weeks ago. He is outstanding. September 13th with Hunter Hayes, who was just in town over the weekend. He is from the New Jersey area.

Dauphin County Jazz Band with Bernie Stevenson, the music director and a special feature. We went to the Berks County Jazz Festival and saw the Berks Horns and contracted them so they will play with our Dauphin County Jazz Band. So we got Berks and Dauphin County together and hopefully Dauphin County will go the Berks Jazz Festival next year. Berks Jazz Festival in Reading is probably one of the top jazz festivals in the nation. We are very excited to have them come on board and work with us. We also have a group to be announced. I'm not announcing it today, but you can see the group on the poster and also the brochure. It's not officially released yet, but we did think that it would be a treat for the partners and sponsors today that we did release that to them. We only made a few of the brochures and posters and we won't release that. The Commissioners will release that at a later date, but you can see who that group is also.

The Sunset Series is a series that we do Sunday evenings and there is one Wednesday night in there, but we travel around the County and we do seven free shows and then of course with the Cultural Fest would be eight. The free shows are titled sponsored by Pennsylvania Housing & Finance Agency. They will start June 13th and that will be Don Johnson up at the Ned Smith Center. July 8th will be the New Cumberland Bank at Lykens. Lykens is a great place up there where Kevin's Place is at. Red Molly is a band that is coming in through Susquehanna Folk Music. Diva Night with Diane Wilson is on August 2nd. We worked out a great deal with the Dickinson College Faculty Brass Quintet. It should be a nice night. Then we have an outdoor family night. We have an outdoor movie. We haven't selected the movie as of yet, but we think that will be a great night also. Then we finish up with Fort Hunter Day with the Keystone Concert Band at 3:00 p.m. We will have entertainment all day long during Fort Hunter Day also.

At this time we would like to talk about the sponsors a little bit. The sponsors as you can see, last year we probably had about 15 sponsors and this year we doubled the sponsors. We have a total of 27 sponsors, whether they are corporate sponsors, state grants, media trades and/or community partners, but all of the people in this room, and some of the people couldn't make it to have a value to them. We can call the sponsors up at this time. We would like to get a picture with everyone.

The Performing Arts Corporate Sponsors are: Pennsylvania Housing & Finance Agency (Bob Bobincheck), Giant Food Stores (Chris Brand), M&T Bank (Marcus Hite), Highmark Blue Shield (Suzanne Cassel), Mid Penn Bank (Joseph Rebarchak, Jr.), Downtown Improvement District (Todd Vanderwoude), Hershey Entertainment (Monica Dixon) and Wal-Mart (Justin Sierer).

The State Arts Grants are: Pennsylvania Council on the Arts (Clyde McGreary), Pennsylvania Partners in Arts, Jump Street (Eileen Emanuel) and Pennsylvania Festivals Tourism Department (Lenwood Sloan).

We have a lot of media sponsors, which will help us out. The Media Sponsors & Trades are: 92.7 Smooth Jazz (Bob Horner), Cumulus Media 95.3 The Touch (Iya Isoke & Karen Richards), Clear Channel 97.3 (Jennifer Phillipkosky), 98.9 WQLV (Ric Cooper),

ABC 27 (Kevin Henry & Lisa Scullins), Hollywood Casino (Nadine Hall), Patriot-News (Rosemarie Zdrojewski), Showcase PA (Kelly Summerford & George Sheetz), Harrisburg Hilton (Lori Weber & Joe Massaro), Urban Connection (Vera Cornish & James Ligons and Women Connect Magazine (Marsha Blessing).

We have some Community Partners, because all of our shows we partner together. We couldn't make it without them, because it is almost like they do a lot of shows themselves, but they may not have the money to do the shows. We contacted them and said lets work together. They are: Blues Society of Central PA, Music Festival (Gary Rothrock), Dauphin County Cultural Diversity Task Force Committee Cultural Fest (Kay Lengle), Demin, Inc. Jazz Festival (Chadd Scott), Halifax Township Supervisors Fort Halifax Music Festival (Linda Ruff & Carol Eppley) and Susquehanna Folk Society Music Festival (Jess Hayden).

Mr. Dickson: That is our list of sponsors. We would like to have a photo op with the Commissioners if you wouldn't mind.

(Pictures were taken and applause was given.)

Mr. DiFrancesco: First of all I want to thank each and every one of you for partnering on what I believe is going to be a great summer in Dauphin County. It really does take a lot of partners to create a community. The real strength in my opinion, there are some great talented artists on this, but I think it was mentioned earlier, to me the strength of this is the fact that residents from across the County, regardless of the situation that they are in, can take part in and be an active part of what is going on this summer. There are some great shows scheduled to take place in venues from northern Dauphin County to southern Dauphin County. This is really a schedule of events that is designed for everybody in the County for everyone to take part in. Today I just want to urge the community to come out and take advantage of it, because our staff has done a topnotch job. They put forth great effort over the last couple of years to bring us to where we are and it gets better and better every year. Jazz Fest two years ago was the first and it was such a fabulous day. We really put together a program through cooperation with all of the bodies in this room and again I want to thank you all for making it happen to allow our residents to have a real strong quality of life. That is the way a community is supposed to work. We are all supposed to come together and produce for the citizens that we represent. I'm very proud to be here today. This is probably one of the greatest announcements that we'll make all summer long and I just want to thank each and every one of you for being a part of it.

Mr. Hartwick: There will be no new taxes! By the way no property taxes are being used to support this particular project. We made the decision as a Board, along with the partners that are assisting us, to put on this concert series with the hotel tax revenues that are generated in Dauphin County and working along with the hotels we are trying to do in a way that helps support their business as well to assist you in times that may be a little slow. While this is for Dauphin County residents we are hoping to see tourists from all over Pennsylvania and this becoming an event that we can all be proud of. I would

like to thank Carl Dickson and Larry Moore. Larry I know you are not coaching Harrisburg Girls Basketball anymore and the time that you spent on this shows that you obviously know how to direct and coach and pull together a good team. Your experience on the court translates into great success for the residents of Dauphin County. Carl, through your leadership, we are certainly grateful for what you have put together. We had this vision a while ago and we made a conscientious decision not to go after those huge acts that are usually reserved for Hershey. Again, we wanted to be very careful and not be in competition, but also offer an opportunity for residents to be able to enjoy some great quality acts. Kindred the Family Soul is an unbelievable act. We are closing down Market Street again. We want to make sure that you all come out for our Cultural Celebration. It is going to be bigger and better this year. We are celebrating our differences as a greater strength. It has been something that we wanted to make sure that is very clear in the message from Dauphin County, but Diane Wilson and the Average White Band, we got some phenomenal acts here and we are going to be set up for the summer. Hopefully long after this Board of Commissioners here this tradition will continue. The opportunity for residents has been started here through some great partnerships and I want to thank all of you who are involved.

Mr. Haste: Again just another big thank you. This is a big vegetable soup pot for partners and venues. When we look at Ned Smith Center, Lykens Park, Market Square, Fort Hunter, Fort Halifax and all the unique venues that we have for these performing artists and then to add this year, again something that we kicked around with the previous director five years ago, the idea was started with a movie night at the Park. Movie nights got put on hold and we went into the performing arts, but to add that family movie night at Fort Hunter Park will be another great addition to this year's series. It can start a whole new trend of its own. Hats off to the entire department at Parks & Recreation and all the partners, you guys have really shined. Thank you!

(Applause was given.)

C. Tracey McCall, Law Librarian

1. Painting of Fire Hydrants Event promoted by the Harrisburg Downtown Improvement District

Ms. McCall: I'm here to give a little presentation. I was chosen to paint two fire plugs for the Harrisburg Downtown Improvement District Fire Hydrant Project, which is after the Shipoke one that was done. My purpose here was to ask to be sponsored for one of the two that I'm doing.

Mr. Haste: Who is sponsoring the other one?

Ms. McCall: My mother. You can pick the one that you would like if you want to.

Mr. Hartwick: I'm a fan of the beach so I prefer the beach scene.

Mr. Haste: I like that one, but Wildwood is our park.

Mr. Hartwick: That's true. Can you switch them up?

Ms. McCall: That is what I was thinking.

Mr. DiFrancesco: Am I the deciding vote?

Mr. Haste: Yes you are.

Mr. DiFrancesco: Which one did your Mom want to sponsor?

Ms. McCall: She doesn't care. Initially they picked three, but then when I got the letter it said two.

Mr. DiFrancesco: These difficult decisions that we have to make as County Commissioners. Sorry George, I have to go with Wildwood, because it is our park. So, we might as well sponsor our park.

Ms. McCall: I can put some sand around the bottom of it.

Mr. Haste: We'll sponsor the Wildwood Park one.

Ms. McCall: Thank you!

D. August Memmi and Kelly Wolf

1. Solid Waste Grant Award to Derry Township for Litter and Illegal Dumping Cleanup (Listed as Item AA on Matters Requiring Board Action)

Ms. Wolf: We are here today because Derry Township has applied for a Solid Waste grant through our department to remediate an illegal dump site in the Township. I brought along today Tom Clark and Skip Memmi. Tom is going to give a brief overview of the project, as well as Skip.

Mr. Memmi: Our request is to clean up an illegal dump site that was pointed out a couple of years ago by the Conservation District. We want to get this cleaned up because it will help with a stormwater issue that we are dealing with on the south side of the railroad tracks. This illegal dump is blocking a culvert underneath the railroad tracks. So, when heavy storms vents the water is backing up, because it can't get through the pipe and it is actually flooding a resident's basement. He is very anxious to see this take place. The landowner who abuts on where we are going to be doing the work has agreed to let the stormwater flow across his property into a culvert that then takes it to the quarry. There isn't going to be a backlash of water going into someone else's property that isn't ready for it or willing to accept it, because it will move across

his property and then eventually get to the quarry. There are multiple issues that we are dealing with here. I'll let Tom explain the site a little bit and what he plans to do.

Mr. Clark: (Provided a pamphlet to the Commissioners.) Page 2 is from the north side of the railroad tracks. The building that you see through the trees is the Reese's Peanut Butter Cup factory. In that depression that you see along the railroad tracks there at some point in time was a pipe outlet for the stormwater pipe that Mr. Memmi referenced on the south side of the railroad tracks. Over the years that has been filled in with a little bit of construction debris, trees that you will see a little later and various household materials. Page 3 is looking to the north from the railroad tracks. The small stake right next to the railroad tracks marks the location of the pipe outlet that we are looking for to relieve the stormwater problem. Page 4 gives you an indication of the dump area. The next to the last page shows some of the material that has been deposited there over the years. This was identified by the County Conservation District as one of four in the Township that are in need of being cleaned up and as a result of the stormwater problem has become a high priority. The final page shows another angle on the left side of the page you will see the small stake with the orange ribbon on it, that indicates the location of the pipe. To move the stormwater to the north of the railroad tracks, the challenge here would be the large white stake you see sometime in the last ten years or less Norfolk Southern installed a fiber optic line along the length of their railroad tracks. So, that is something that we are going to have to deal with. This can all be done with equipment and personnel that we have in our public works department and a lot of the material will be disposed of via our recycling center in the Township.

Mr. Haste: Who owns the land now where the site is?

Mr. Memmi: We believe that it is owned by the Fratti family. There is a mobile home park in front of this site where we can actually access it from the other property.

Mr. Haste: How is the debris getting back there?

Mr. Memmi: That probably has been back there for decades. I believe and I may be incorrect but when the owner of the trailer park would have tenants move out or he did a water heater replacement and other fix ups to those properties he just deposited the debris back there, but there is no evidential trail so that we could go after him to clean it up. We are dealing with something that has been in existence for decades.

Mr. Haste: After it is cleaned how are we going to keep it that way?

Mr. Memmi: That is going to be up to the police department to make sure they monitor it and that there will no longer be any dumping allowed on that site. There hasn't been in the last five or ten years, but we are dealing with an old site and we want to get it cleaned up and get the stormwater to flow. We can fix two problems at one time and with the County's assistance we can offset some of the costs.

Mr. Haste: Any other questions? (There was none.)

SALARY BOARD

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

PERSONNEL

Ms. Lengle: I have several Addendums. Are there any questions on the items in the Addendums? (There was none.) I apologize for the number of Addendums. We were just learning of new things yesterday with the holiday on Monday we were short one day.

It was moved by Mr. DiFrancesco and seconded by Mr. Haste that the Board approve the Personnel Packet and Addendums; motion carried.

PURCHASE ORDERS

Mr. Baratucci: We have one addition to the Purchase Order Packet on Page 22 for Adult Probation. It was approved by Commissioner Haste to add that item. They had a DVD/VCR combo unit that wasn't working anymore and they needed to get it right away for one of their programs. We added that to the Packet so it could be approved today, otherwise the Packet is the same as last week with the couple budget adjustments taken care of. It is there for your approval unless you have any questions. (There was none.)

It was moved by Mr. DiFrancesco and seconded by Mr. Haste that the Board approve the Purchase Order Packet, including the addition on Page 22; motion carried.

REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR

Report from the Office of Budget & Finance May 27, 2009

- **May 15, 2009** transferred **\$541,484.16** to the **Payables** account from the County's Concentration account for checks issued that week.
- **May 22, 2009** transferred **\$9,108,226.15** to the **Payables** account and **\$1,871,186.48** to the **Payroll** account from the County's Concentration account for checks issued that week.
- **Total Term Investments**
 - 3/27/09 - **\$20,000,000** 6-Month CD at Citizens Bank – **1.510%** - matures 9/23/09
 - 4/13/09 - **\$20,000,000** 7-Month CD at Citizens Bank – **1.555%** - matures 11/10/09
 - 4/27/09 - **\$20,000,000** 8-Month CD at Citizens Bank – **1.500%** - matures 12/23/09

- **Balance today in INVEST account \$1,372.52 rate 0.448%**
- **Balance today in Susquehanna Bank investment account \$31,008,896.37 rate 0.750%**
(This rate is fixed for the month)
- **Balance today in Sovereign Bank investment account \$1,381.80 rate 0.550%** (This rate equals today's 3-month LIBOR rate of 0.750% minus 20 basis points)

Mr. Yohe: I got a phone call from Sovereign with the takeover that Santander Bank they are essentially... My understanding is that they are getting out of government banking business, because the cost of collaterals is too high. They are getting no return on their collateral that they have to hold. Therefore it is not cost effective for them to be in this business. I don't know if that is permanent. I have left \$1,000 in the account. My contacts have all left. They have been let go. So, I'm kind of up in the air right now. I have a new contact, but I'm not sure if he is aware of our policy yet. I'm going to leave this account open until the next RFP and see if they are still interested.

- **Balance today in Citizens Bank investment account \$3,309.18 rate 0.500%** (This rate is fixed for the month)
- **Balance today in Citizens Bank Flex CD Program \$32,788,773.78 rate 2.400%** (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 \$30,034,750.68 rate 1.510%** (This is a 6-month CD maturing on 9/6/09 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 0.000%** (This equals today's 90-day T-Bill rate of 0.180% minus 25 basis points)

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

Mr. Yohe: A reminder that our Fiscal Public Hearing will be Monday morning.

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

Mr. Burford: Just an update for you. You will recall about a month ago Larry Bickford from L. Robert Kimball, was in to give a presentation on a proposal for new construction at the Schaffner Youth Center for juvenile court, renovations at Woodside Center and the construction of the female work release center. We are still working through the project and I hope to bring before you in the next couple weeks an agreement.

REPORT FROM THE SOLICITOR – WILLIAM TULLY, ESQ.

Mr. Tully: All of the matters requiring board action have been reviewed and are ready for a vote. I would be happy to answer any questions you have.

Mr. DiFrancesco: Just one comment. I understand that all of our tower site issues have now been resolved.

Mr. Tully: That is my understanding.

Mr. DiFrancesco: I want to thank you for putting that portion of the project at rest. That puts us on track to get this thing completed and hopefully in operation by the end of the year.

MATTERS REQUIRING BOARD ACTION

- A. Training Packet.
- B. Resolution #13-2009 approving the financing of certain Pinnacle Health System Health Care Facilities located in Dauphin County through the Dauphin County General Authority.
- C. Subordination Agreement for Eugene and Naomi Harris on the property located at 1925 Market Street, Harrisburg, PA 17103.
- D. Resolution #14-2009 adopting a Dauphin County Parks, Recreation, Open Space and Greenway Plan as an amendment to the Dauphin County Comprehensive Plan.
- E. Termination of Amended and Restated Intergovernmental Cooperation Agreement with Benchmark Solutions.
- F. Artist Contracts and Riders for Festival and Performing Arts Programs: Dauphin County Fort Halifax MusicFest – Shotgun & The Blowhard Horns (July 18, 2009) and Dauphin County Jazz Festival – Sudden M Pack Band and Q Uncut (September 12, 2009).
- G. Professional Services Agreement between Dauphin County and GeographIT to update the County's enterprise GIS System to ArcGIS Service 9.3.
- H. Partial Refund of 2009 Real Estate Taxes – S & G Home Office Associates – Parcel #35-074-076 - \$727.62.
- I. Refund of 2009 Real Estate Taxes – Jeff Chandler – Parcel #63-019-050 – \$676.29.
- J. Partial Refund of 2009 Real Estate Taxes – Trevor & Michele Laverdiere – Parcel #25-004-028 - \$401.76.
- K. Proposal from Rutherfordord for property and casualty insurance renewal effective June 1, 2009 – June 1, 2010.
- L. Purchase of Service Agreements between Area Agency on Aging and:
 - 1. Cumberland/Perry ARC, t/d/b/a Life Time Adult Day Care

2. Cumberland County Aging & Community Services
 3. Jewish Family Service of Greater Harrisburg
 4. Messiah Home
 5. Portraits of Life Adult Day Services, Inc.
 6. Good News Consulting, Inc.
 7. Harrisburg Senior Care, LLC t/d/b/a Grayson View Harrisburg Assisted Living Community
 8. Neighborhood Services of Lancaster
- M. Purchase of Service Agreements between Children and Youth and:
1. Alternative Living Solutions, Inc.
 2. ChildFirst Services, Inc.
 3. National Mentor Healthcare, LLC t/d/b/a Pennsylvania Mentor
 4. Pinkney's Vineyard of Faith, Inc.
 5. Colleen Kwiatkowski t/d/b/a Colleen Kwiatkowski's Daycare
 6. Holy Family Social Services, Inc.
 7. YWCA of Greater Harrisburg, Inc.
 8. City of Harrisburg Department of Parks & Recreation
- N. MH Purchase of Service Agreement between MH/MR and Harrisburg Senior Care, LLC t/d/b/a Grayson View Harrisburg.
- O. MR Waiver Purchase of Service Agreement between MH/MR and Harrisburg Senior Care, LLC t/d/b/a Grayson View Harrisburg.
- P. Homeless Assistance Program Assurance of Compliance Certificate.
- Q. Amendment #1 to LTSR Agreement between Dauphin County and Cumberland/Perry County.
- R. Hotel tax distribution for Invica, LLC/City Islanders.
- S. Addendum #4 to the Agreement between Dauphin County and Devnet, Inc.
- T. Appointment of Andrea L. Addison and Eugene D. Alexander to the Dauphin County Council of Aging. Terms will expire December 31, 2011.
- U. Release of all claims – settlement of Taven Glasgow and Robert Glasgow v. Dauphin County, et al.
- V. Appointment of Sue Cohick, Director of Children & Youth, as an ex-officio member of the Schaffner Youth Center Advisory Board.
- W. Approval of Option 2 with regard to Morley Stable Value Fund under the Dauphin County Deferred Compensation Plan.
- X. Approval of a \$2,000 Petty Cash Advance for the Parks & Recreation Music Festival on June 13-14, 2009.
- Y. Purchase of Service Per Diem Rates between Children & Youth and:
1. Christian Psychotherapy Services (FY 2008/2009)
 2. New Beginnings Youth & Adult Services, Inc. (FY 2008/2009)
 3. Christian Psychotherapy Services (FY 2009/2010)
 4. New Beginnings Youth & Adult Services, Inc. (FY 2009/2010)

- 5. Kwiatkowski, Colleen (FY 2008/09)
- Z. Addendum No. 1 to the Lease Agreement between Dauphin County and the Donlo Partnership.
- AA. Solid Waste Grant Award to Derry Township for Litter and Illegal Dumping Cleanup.
- BB. Change Order #1 regarding construction of Dauphin County Bridge No. 42 carrying T-550 over Wiconisco Creek in Washington Township – Nestlerode Contracting Co., Inc.
- CC. Letter of Engagement (in light of dissolution of Wolf Block) from Mark Stewart, Eckert Seamans, to continue as Special Counsel to Dauphin County relating to receipt and distribution of local share assessment under the PA Race Horse Development and Gaming Act.
- DD. Production Contract between Dauphin County and First Generation Video Productions.

Mr. Haste: We have Matters Requiring Board Action. We have Items A through DD on the Agenda. Are there any that need to be pulled out and voted 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 DD, as listed above; motion carried.

FORMER BUSINESS

(There was none.)

NEW BUSINESS

Mr. DiFrancesco: Just to say congratulations to our colleague who is now among the ranks of the married. Congratulations! Hopefully your trip to Florida was wonderful.

Mr. Hartwick: You'll see him smile for six months.

Mr. DiFrancesco: Let the honeymoon roll and congratulations.

CORRESPONDENCE

Mr. Haste: We have correspondence on the Agenda, Items A through P, which will be handled by the staff accordingly.

- A. Notification from Raudenbush Engineering, Inc. advising that they are applying to DEP for a General NPDES Permit for stormwater discharges associated with construction activities with regard to the William Howard Day Homes project at 1300 Community Drive, Harrisburg.

- B. Notification from HRG advising that the Borough of Steelton is applying to DEP for a Water Obstruction and Encroachment Permit for the storm sewer separation project in the Borough of Steelton.
- C. Notification from Skelly and Loy advising that Lenker Estates Homeowners Association is applying to DEP for the renewal of an existing NPDES Permit No. PA 0246816. The existing sewage treatment and disposal system discharges approximately 2,000 gallons per day of treated effluent to an unnamed tributary to the Susquehanna River in Halifax Township.
- D. Notification from Spectra Energy advising that Texas Eastern intends to submit an application to DEP to renew the existing NPDES Permit for the Grantville Compressor Station in Grantville, PA.
- E. Receipt of a copy of a letter from Rhoads & Sinon, LLP to the PA Public Utility Commission enclosing the "Answer of Township of Derry to the Petition of the Middletown and Hummelstown Railroad to Modify the July 8, 1985 Order".
- F. Receipt of a copy of a letter from Rhoads & Sinon, LLP to the PA Public Utility Commission enclosing the "Petition to Intervene on Behalf of the Township of Derry".
- G. Notification from CET Engineering Services advising that the Lower Paxton Township Authority is submitting notification to DEP to use General Permit 3 for stream bank restoration, General Permit 5 for stream and wetland crossings and General Permit 8 for temporary road crossings as part of the Mini-Basin AR-A Sanitary Sewer Replacement.
- H. Notification from Pennoni Associates, Inc. advising that the PA Department of Transportation is applying for a General Permit with the US Army Corps of Engineers and DEP for the replacement of the existing concrete culvert with a new concrete culvert over an unnamed tributary in Jefferson Township.
- I. Notification from Pennoni Associates, Inc. advising that the PA Department of Transportation is applying for a General Permit with the US Army Corps of Engineers and DEP for the replacement of the existing concrete culvert with a new concrete culvert over an unnamed tributary in Wayne Township.
- J. Receipt of a copy of a letter from Nestico, Druby & Hildabrand, LLP to the PA Public Utilities Commission enclosing a copy of an "Entry of Appearance" on behalf of the Middletown-Hummelstown Railroad.
- K. Notification from NRG Energy Center Harrisburg LLC advising that they are applying to DEP for a Title V State Operating Permit Renewal.
- L. Notification from CEDG Engineers advising that Turkey Hill, L.P. is applying to DEP for a General Permit 11 for the replacement of storm sewer along Route 22 as part of the Turkey Hill Minit Market improvements in West Hanover Township.
- M. Notification from Pennoni Associates, Inc. advising that the Hershey Trust Company, Trustee for Milton Hershey School, will be applying to DEP for a NPDES General Permit for stormwater discharge with regard to the construction of 16 new student homes on the Venice Site in South Hanover Township.
- N. Receipt of a copy of a letter from Hawke, McKeon & Sniscak LLP to the PA Public Utility Commission enclosing a copy of the Borough of Hummelstown's Prehearing Memorandum regarding the application for approval of the suspension of the crossings

where the Middletown & Hummelstown Railroad crosses Duke, Second, Main, High and Birch Streets and State Route 322.

- O. Receipt of a copy of a letter from Rhoads & Sinon to the PA Public Utility Commission enclosing a copy of the "Prehearing Memorandum of the Township of Derry" regarding the Middletown & Hummelstown Railroad Crossings.
- P. Receipt of copies of letters from the PA Public Utility Commission Law Bureau to the Secretary of the PA Public Utility Commission regarding the Middletown & Hummelstown Railroad: Notice of Appearance of Law Bureau Prosecutory Staff on behalf of the Bureau of Transportation & Safety of the PUC and the Prehearing Conference Memorandum of Law Bureau Prosecutory Staff on behalf of the Bureau of Transportation and Safety of the PUC.

PUBLIC PARTICIPATION

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

Just a reminder that today is one of our marathon Retirement Board meetings. We will convene at 11:15 a.m.

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