



DAUPHIN COUNTY BOARD OF COMMISSIONERS

Commissioners' Legislative Meeting

Wednesday, July 18, 2007 (10:00AM)

MEMBERS PRESENT

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

STAFF PRESENT

Chad Saylor, Chief Clerk/Chief of Staff; Marie Rebeck, Controller; Robert Dick, Treasurer; Randy Baratucci, Purchasing Director; Kay Lengle, Personnel and Payroll Office; Tom Guenther, Director of Information Technology; Kacey Truax, Commissioners' Office; Elke Moyer, Human Services Directors Office; Richie Martz, Assistant Chief Clerk; Diane McNaughton, Press Secretary; Michael Yohe, Director of Budget and Finance; William Tully, Esquire, Solicitor's Office; Scott Burford, Commissioners' Office; Dave Schreiber, Personnel and Payroll Office; Brenda Hoffer, Commissioners' Office; Michael Pries, Safety and Security; Mitch Baylarian, Solicitor's Office.

GUESTS PRESENT

Nancy Eshelman, Patriot News

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

Mr. Haste: We have the May 30, 2007 Legislative Meeting Minutes, the June 13, 2007 Legislative Meeting Minutes, the June 20, 2007 Workshop Meeting Minutes and the June 27, 2007 Legislative Meeting Minutes for approval.

Mr. DiFrancesco made the motion to approve the May 30, 2007 Legislative Meeting Minutes, the June 13, 2007 Legislative Meeting Minutes, the June 20, 2007 Workshop Meeting Minutes and the June 27, 2007 Legislative Meeting Minutes. Mr. Hartwick seconded the motion. All were in favor. Motion carried.

Mr. Haste: We have the May 30, 2007 Salary Board Meeting Minutes, the June 13, 2007 Salary Board Meeting Minutes and the June 27, 2007 Salary Board Meeting Minutes for approval.

Mr. Hartwick made the motion to approve the May 30, 2007 Salary Board Meeting Minutes, the June 13, 2007 Salary Board Meeting Minutes and the June 27, 2007 Salary Board Meeting Minutes. Ms. Rebuck seconded the motion. All were in favor. Motion carried.

EXECUTIVE SESSIONS HELD BETWEEN MEETINGS

Mr. Saylor: There was one executive Session on July 10, 2007 to discuss litigation.

PUBLIC PARTICIPATION

There were none.

DIRECTORS/GUESTS

There were none.

PERSONNEL

Ms. Lingle: I have an addendum.

Mr. DiFrancesco: There is a name correction on number three. It should be Tory Pinto.

Mr. Hartwick made the motion to approve the Personnel Packet as amended. Mr. DiFrancesco seconded the motion. All were in favor. Motion carries.

PURCHASE ORDERS

Mr. Baratucci: We did add one item since the Workshop and it is on page twelve. This was approved by Commissioner DiFrancesco. It was for a repair to the filing system at MDJ Pianka's Office. It is an electronic system and was for an emergency repair.

Mr. DiFrancesco made the motion to approve the Purchase Order Packet as amended. Mr. Hartwick seconded the motion. All were in favor. Motion carries.

REPORT FROM BUDGET & FINANCE – Mike Yohe

- **June 29, 2007** transferred **\$1,196,618.11** to the **Payables** account from the County's Concentration account for checks issued that week.
- **July 6, 2007** transferred **\$8,748,535.62** to the **Payables** account and **\$1,633,875.46** to the **Payroll** account from the County's Concentration account for checks issued that week.
- **July 13, 2007** transferred **\$225,913.64** to the **Payables** account from the County's Concentration account for checks issued that week.
- **Total Term Investments – N/A**
- **Balance today in INVEST account \$136,408.58 rate 5.190%**
- **Balance today in Community Banks investment account \$71,633,311.66 rate 5.250%** (This rate equals today's Community Banks 90-day TBill rate of 4.750% plus 50 basis points)
- **Balance today in Sovereign Bank investment account \$23,600,891.05 rate 5.200%** (This rate equals today's 1-month LIBOR rate of 5.320% minus 12 basis points)
- **Balance today in PNC Bank investment account \$101,789.38 rate 5.100%** (This rate equals today's Fed Funds rate of 5.250% minus 15 basis points)
- **Balance today in Graystone Bank investment account \$102,567.67 rate 4.920%** (This rate equals last month's average 1-month LIBOR rate of 5.320% minus 40 basis points)
- **Balance today in Commerce Bank investment account \$102,403.48 rate 4.565%** (This rate equals today's 90-day T-Bill rate of 4.815% minus 25 basis points)

No T.R.A.N. Line of Credit required for 2007.

Mr. Yohe: The RFP is ready to go out. If it is ok, I can send it out this afternoon. We have two additional banks who asked to be included and they are Centric Bank and M&T Bank.

Mr. Hartwick: The more competition, the better it is.

Mr. Yohe: I mentioned that if at any time the rates on a monthly basis is less than what we are getting at INVEST, we reserve the right to move that share to INVEST for that month.

Mr. DiFrancesco: How much do we have to keep in these banks? Commerce is almost $\frac{3}{4}$ percentage point behind the rest of the banks. It doesn't make much sense to me to keep the money in there.

Mr. Yohe: I keep enough in there to keep it open. I started with \$100,000 years ago in INVEST as a comparison.

Mr. DiFrancesco: Can we take it down further than that?

Mr. Yohe: Sure.

Mr. DiFrancesco: I just can't see keeping that much in there.

Mr. Yohe: The reason I like to keep \$100,000 in is because we have to allocate interest every month to all of the funds. Sometimes we are allocating a penny or nickel to a fund. At that point, I do not know how that would work with my spread sheet when you allocate maybe \$70.00 interest.

Mr. DiFrancesco: I just never thought a bank would be so behind everyone else.

Mr. Yohe: The T-Bill's rate is coming up quickly. The web site that I go to gives me the rate for next week and it is already 8 basis points higher. Am I ok to send the rfp out?

All: Yes.

REPORT FROM CHIEF CLERK/CHIEF OF STAFF – CHAD SAYLOR

Mr. Saylor: I have nothing to report.

SOLICITOR'S REPORT—WILLIAM TULLY, ESQ., SOLICITOR

Mr. Tully: Nothing to add but would be happy to answer any questions you may have.

MATTERS REQUIRING BOARD ACTION

- A. Training Packet.
- B. Purchase of Service Per Diem Rates for 2006/07 between Children and Youth and Jo Ann Jankowski.

- C. Purchase of Service Per Diem Rates for 2007/08 between Children and Youth and:
1. Centre County Youth Service Bureau
 2. Childfirst Services, Inc.
 3. COBYS Family Services
 4. Pinkey's Vineyard of Faith
 5. Diakon Lutheran Social Ministries
 6. Families United Network, Inc.
 7. Boy's & Girl's Club of Central Pennsylvania, Inc.
 8. Children's Choice, Inc.
 9. Clear Brook, Inc.
 10. Felder and Wright Independent Living and Aftercare Services, Inc.
 11. King's Kids Camp
- D. Resolution #17-2007 approving Amendment Number Two to the Dauphin County, PA Deferred Compensation Plan.
- E. Ordinance #1-2007 – Dauphin County Industrial Development Authority purchase of MDJ Shugars' Office.
- F. Satisfaction Pieces for:
1. Loretta Roebuck for property located at 734 S. 25th St., Harrisburg, PA 17103 (\$3,500.00)
 2. Nicole Minahan for property located at 2322 Berryhill St., Harrisburg, PA 17104 (\$5,000.00)
 3. Shari L. Taylor for property located at 2465 Adrian St., Harrisburg, PA 17104. This mortgage from 1996 carries a 10-year forgiveness clause.
 4. Evelyn Caraballo for property located at 2180 Brookwood St., Harrisburg, PA 17104 (\$2,888.00)
- G. Subordination Agreement for Tyrone Peoples and Shirley Vaninwegen on the property located at 335 Crescent St., Harrisburg, PA 17104.
- H. Lease Agreement between Dauphin County and Hasler Financial Services, LLC for Priority Systems Mail Machine for downtown complex. Contract lease will replace existing mail machine and scale contract. Term: 60 months (first 12 months \$358.20; next 48 months \$593.20)
- I. Letter of Understanding between Dauphin County and Zelenkofske Axelrod, LLC for the Dauphin County audit for the year ended December 31, 2006.
- J. Taxpayer Relief Act Grant Program Contract for project C000027241.
- K. Service Agreement between Dauphin County EMA and Verizon to renew annual maintenance for the Vesta, MAARS/ComCentrex and MagIC equipment in services at the 911 Center, 123 Walnut Street, Harrisburg. Term: 12 months, charge \$14,902.20 at the monthly rate of \$1,241.85.
- L. Service Agreement between Dauphin County EMA and Verizon to renew annual maintenance for the Vesta, MAARS/ComCentrex equipment in services at the 911 Center, 911 Gibson Blvd. Term: 12 months, charge \$25,584.00 at the monthly rate of \$2,132.00.
- M. Verizon Authorization Form enabling Information Technology to order aircards for County employees as per Commissioners' approval.

- N. Policy approval for IT Remote Access.
- O. Synergy Software Technologies, Inc. Non-Disclosure Agreement to enable Dauphin County Area Agency on Aging and Information Technology to obtain a copy of the SAMS database dictionary used for creating custom reports.
- P. Proposal from Morgan, Lewis & Bockius, LLP to prepare the Affirmative Action Plan for 2007/2008.
- Q. Application for Amendment to the 2006/2007 Support for Area Plan on PA Department of Aging Waiver Agreement.
- R. Purchase of Service Agreements for FY 2007/08 between Area Agency on Aging and:
 - 1. Caring Companions, Inc.
 - 2. Capitol Area Transit
 - 3. Messiah Home, Inc.
 - 4. Widener University
 - 5. Yoffe & Yoffe, P.C.
 - 6. Jose Johnson
 - 7. ComForCare Senior Services, Inc.
 - 8. United Cerebral Palsy of Central Pennsylvania, Inc.
 - 9. Jean A. Gabsewics, RD
 - 10. Pinnacle Health Medical Services
 - 11. Visiting Nurse Association of Central Pennsylvania
 - 12. Dr. Michael Greevy
- S. Senior Center Agreement between Area Agency on Aging and Heinz-Menaker Senior Center.
- T. Purchase of Service Agreements for FY 2007/08 between Children and Youth and:
 - 1. Scientifically Sound Youth Solutions
 - 2. National Mentor Healthcare, LLC
 - 3. Alternative Rehabilitation Communities, Inc.
 - 4. The Bair Foundation of Pennsylvania, Inc.
 - 5. Clear Brook, Inc.
 - 6. Diversified Treatment Alternatives, Inc.
 - 7. Family Support of Central Pennsylvania, Inc.
 - 8. Halifax United Methodist Church
 - 9. Hempfield Behavioral Health, Inc.
 - 10. Program for Female Offenders of South Central Pennsylvania, Inc.
 - 11. The Shawnee Academy, Ltd., Inc.
 - 12. There's Room in the Inn, Inc. t/d/b/a Boys Ranch Academy
 - 13. YMCA – Northern Dauphin County Branch, Inc.
- U. Adoption Assistance Agreement #2007-13.
- V. MH Purchase of Service Agreements for FY 2007/08 between MH/MR and:
 - 1. Paxton Ministries
 - 2. Cherie Rodgers, SLP-CCC, M.A. t/d/b/a 2 Communik8
 - 3. Ho-Thanh Nguyen
 - 4. Starobin & Blanc Counseling Services
 - 5. Boyo Transportation Services, Inc.
 - 6. Speechcare, Inc.

7. Center for Independent Living of Central Pennsylvania
 8. Center for Community Building, Inc.
 9. Dr. Lou Picchio
 10. Red Rose Transit Authority
 11. TW Ponessa & Associates Counseling Services, Inc.
 12. Capital Area Transit
 13. Darryl K. Guistwite, DO
- W. Medicaid Waiver Service Agreements between MH/MR and
1. Cherie Rodgers, SLP-CCC, M.A. t/d/b/a 2 Kommunik8
 2. Speechcare, Inc.
- X. Homeless Assistance Program Fund Agreement between MH/MR and Shalom House.
- Y. Sublease Agreement between Dauphin County and the Upper Dauphin Human Services Center, Inc.
- Z. Cooperation and Grant Agreement between the County, the Harrisburg Realty Improvements Corporation and the City of Harrisburg for the Dewberry Street Project.
- AA. Approval to sell the following parcels from the Repository List:
1. Parcel #8-25-29, 119 ½ Linden St. to Harrisburg Redevelopment Authority for \$350.00.
 1. Parcel #8-25-30, 119 Linden St. to Harrisburg Redevelopment Authority for \$350.00.
 2. Parcel #9-14-15, 78 N. 14th St. to Angelo Rodriquez, Jr. for \$300.00.
 3. Parcel #9-14-16, 76 N. 14th St. to Angelo Rodriquez, Jr. for \$300.00.
 4. Parcel #10-16-46, 2428 Jefferson St. to Lavrette Jo Henry for \$300.00.
 5. Parcel #10-16-47, 2426 Jefferson St. to Lavrette Jo Henry for \$300.00.
- BB. Change Order No. 1 for Dauphin County Prison – East Coast Contracting, Inc. adds \$2,175.06 for additional security work to main door.
- CC. Contribute the County's pro rata share (\$1,025.00) for appraisal services and trial costs needed to ascertain the true value of the Ajazuddin Ajazuddin property at 5906 Eshenaur Drive, Tax Parcel #35-003-047.
- DD. Grant Agreement for the Emergency Management Performance Grant.
- EE. Agreement for Janitorial Services between Dauphin County and Michelle A. Starr for MDJ Wenner's Office.
- FF. Agreement & Purchase Order with FirstEnergy Service Company for Weatherization's WARM Program with a two-year period of performing, ending June 30, 2009.

Mr. Haste: On Item E and I believe I spoke to Bruce Foreman about this, can we make sure that the walk through occurs before we finalize that? The understanding in the sale was that there is a clause in the lease that at five years into the lease there would be a walk through and cosmetic issues would be addressed. This should occur before the sale is finalized. I was told by the District Justice that they came in and did the lobby only. I will ask that we approve Item E upon successful completion of a walk through.

Mr. Tully: We will make sure we do not finalize the paperwork until the walk through is successfully completed.

Mr. Haste: On Item EE. Is that contract written in such a way that if we were to move that office that the cleaning comes with it? I just do not want us to have two contracts.

Mr. Tully: Lighty did review it and made sure that is the case.

Mr. DiFrancesco: I did follow up on the pre-payment penalty and found out that is non negotiable and PNC is standing by it. Even though they were the lowest percentage rate, it was not the best deal. I will be following IDA's recommendations.

Mr. DiFrancesco made the motion to approve Items A through FF, noting that Item E was approved pending successful completion of a walk through. Mr. Hartwick seconded the motion. All were in favor. Motion carries.

FORMER BUSINESS

(There was none.)

NEW BUSINESS

(There was none.)

COMMISSIONERS' DISCUSSION & ACTIONS

Mr. Haste: This is a reminder that we have Prison Board at 1:30 today.

CORRESPONDENCE

Mr. Haste: You see the items of correspondence received by the Board lettered A through V that will be handled by the staff appropriately.

- A. Notification from Pennoni Associates, Inc. advising that the Milton Hershey School is applying to DEP for a General Permit 5 Application for the construction of an overhead utility line over Swatara Creek and associated wetlands in Derry and South Hanover Townships.
- B. Notification from PP&L advising that they have submitted a Title V Permit Renewal Application to DEP for the Harrisburg CTG (22-05011) in order to comply with the PA Air Pollution Control Act. This application only applies to the PPL Harrisburg Combustion Turbine Site.
- C. Notification from HRG, Inc. advising that the Dauphin County Commissioners are applying to DEP for a joint application for a PA Water Obstruction & Encroachment Permit and a U.S. Army Corps of Engineers Section 404 Permit for the Dauphin County Bridge #122 (T-422) Replacement project.
- D. Notification from Diane Hammaker advising that the Millersburg Ferry Boat Association is applying to DEP for a permit to restore the ferry wall in the Susquehanna River.

- E. Notification from Rettew advising that Steelton Terminals Corp. is applying to DEP for a Chapter 105 General Permit No. 4 – Intake/Outfall Structure Permit for roadway improvements to L Street and its intersection with Front Street in the Borough of Steelton.
- F. Notification from Osman Environmental Solutions, LLC advising that Consolidated Scrap Resources is submitting a State Only Operating Permit Renewal Application to DEP's Air Quality Program. This application includes the shredder and shredder material handling system.
- G. Notification from Light-Heigel & Associates, Inc. advising that the South Hanover Sewer Authority is applying to DEP for a Water Quality Management Permit for an upgrade to their Kellock Run Pump Station.
- H. Notification from R. J. Fisher & Associates, Inc. advising that Triple Crown Corporation is applying to DEP for a GP-5 Permit to install a sanitary sewer within the floodplain of a tributary to Paxton Creek and a GP-4 Permit for a stormwater pipe outlet within the floodplain of a tributary to Paxton Creek for "Apple Creek Farms Phase 3" residential development in Susquehanna Township.
- I. Notification from Light-Heigel & Associates, Inc. advising that UGI Utilities, Inc. is applying for General Permit 5 for the installation of approximately 10,000 L.F. of 8" steel gas pipe from Bullfrog Valley Road east to Forest Avenue (south of Hershey Medical Center); then north to US Rt. 322, then east to Cherry Dr.
- J. Notification from Raudenbush Engineering, Inc. advising that the Church Without Walls is applying to DEP for General Permits No. 4 (Intake/Outfall Structures) and #7 (Minor Road Crossing) for the proposed Church Building to include sanctuary and office, with on-site parking in Susquehanna Township.
- K. Notification from Jere Troutman advising that the Strohecker Mobile Home Park is applying to DEP for the renewal of their National Pollutant Discharge Elimination System Permit for the Strohecker Mobile Home Park Wastewater Treatment Facility located in Halifax Township.
- L. Notification from Mark A. Erdman advising that he is applying to DEP for a General Permit #3 (Bank Rehabilitation, Bank Protection & Gravel Bar Removal) for an unnamed tributary stream stabilization project in Upper Paxton Township.
- M. Notification from K & W advising that Ionni Properties, LTD will be applying to DEP for a General NPDES Permit for Stormwater Discharges for the proposed residential subdivision project in Susquehanna Township.
- N. Notification from Alfa Laval, Inc. advising that they are applying to DEP for the renewal of their air pollution control permit at the Lykens manufacturing facility.
- O. Notification from Erdman Anthony advising that they are filing a Maintenance Force Permit E22-9999 with DEP concerning the proposed bridge rehabilitation work on SR 0325 Bridge over Clarks Creek.
- P. Notification from DEP advising that S & M Coal Company regarding the Underground Coal Mining Permit No. 22851304R4 & C2 in Wiconisco Township. Any person aggrieved by this action may appeal to the Environmental Hearing Board.
- Q. Notification from Urban Engineers, Inc. advising that the Susquehanna Area Regional Airport Authority is in the process of applying for Act 14 and Act 67/68/127 Notification for State and Federal Permits for the demolition of the Crawford Generating Station.

- R. Notification from Lari Gonzales advising that Rosehil Farm intends to submit an application to DEP for an NPDES Permit for a Concentrated Animal Feeding operation in Washington Township.
- S. Notification from Raudenbush Engineering, Inc. advising that the Seven Sorrows BVM School is applying to DEP for a General NPDES Permit for stormwater discharges associated with the proposed addition to the school building with new parking facilities and stormwater management at 280 North Race St.
- T. Notification from Rettew advising that Sander Mednick is applying to DEP for permit coverage regarding the construction of a hotel, parking areas, sewer and water utilities and stormwater improvements at the northwest corner of Station Road and Ridge Road in East Hanover Township.
- U. Notification from K & W advising that the Salvation Army will be applying to DEP for a General NPDES permit for stormwater discharges associated with a building expansion project in Susquehanna Township.
- V. Notification from Evans Engineering, Inc. advising that Allan & Annette Grossman will be applying to DEP for a General NPDES Permit for stormwater discharges associated with the construction of a new access drive onto Crums Mill Road and to relocate an existing access drive onto Linglestown Road.

PUBLIC PARTICIPATION

There was none.

ADJOURNMENT

Mr. Haste: Is there a motion to adjourn?

Mr. Hartwick made the motion to adjourn. Mr. DiFrancesco seconded the motion. All were in favor. Meeting adjourned.

Transcribed by: Kacey Truax