



**DAUPHIN COUNTY BOARD OF COMMISSIONERS**

**LEGISLATIVE MEETING**

**AUGUST 6, 2008**

**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; Dave Schreiber, Personnel; Leila Brown, Solicitor's Office; David Feidt, Solicitor's Office; William Struemke, Solicitor's Office; Gary Serhan, Deputy Controller; Mike Yohe, Director of Budget & Finance; Randy Baratucci, Director of Purchasing; Kay Lengle, Personnel; Fred Lighty, Esq., Human Services Director's Office; Mike Pries, Director of Safety & Security; Brenda Hoffer, Commissioners' Office; Jena Wolgemuth, Commissioners' Office and Richie-Ann Martz, Assistant Chief Clerk

**GUESTS PRESENT**

Garry Lenton and Susan Sheaffer

**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 July 9, 2008 Salary Board Meeting Minutes; motion carried.**

**It was moved by Mr. DiFrancesco and seconded by Mr. Hartwick that the Board approve the July 16, 2008 Workshop Meeting Minutes and the July 23, 2008 Legislative Meeting Minutes; motion carried.**

**It was moved by Mr. Hartwick and seconded by Mr. Haste that the Board approve the July 23, 2008 Election Board Meeting Minutes; motion carried.**

## **EXECUTIVE SESSIONS HELD BETWEEN MEETINGS**

Mr. Saylor: There were no Executive Sessions held between meetings.

## **PUBLIC PARTICIPATION**

Mr. Haste: We are 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**

(None)

## **PERSONNEL**

Mr. Lengle: I have an Addendum. They are New Hires for Safety and Security. New Hire #1 and #4, the hourly rate should be \$10 instead of \$8.20 because they have Act 235 Certification.

Mr. Haste: Everybody knows as of August 1, 2008 there will be a security post out at the entrance of the Dauphin County jail. Since a lot of court activities are going on in the hearing room there, the Courts had some time ago asked that we consider that spot a security spot. So, the vestibule is a security post where screenings, just as if you were going into the Courthouse, will be done. The Court will be able to function and have the same screening as they have in the Courtroom over in the Courthouse.

Ms. Lengle: In the Personnel Transactions Listing I gave you last week, I would like to pull Change #12. I have no other changes.

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

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

### **PURCHASE ORDERS**

Mr. Baratucci: Since last week we do have two additions to the Purchase Order Packet. One is on Page 6 for District Justice Wenner and one is on Page 14 for Parks & Recreation. Both of the oversights for those approved those additions to the Packet. Are there any other questions about those two? If not, also last week there was a question on the one item for the Prison, Page 10, I think I emailed the Commissioners and I believe I answered your question. Do you have any other questions on that? (There was none.)

Also last week we had one Remote Access request from MH/MR. I believe you were going to act on that based on approving that until the end of the year. Is that correct?

Mr. Hartwick: Yes.

Mr. Baratucci: I will need a vote on that one. I will make a note on that like some of the others. That is a northern Dauphin County issue.

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

**It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve a Remote Access Request from a MH/MR employee in northern Dauphin County until the end of this year and that it be reevaluated at that time; motion carried.**

Mr. Baratucci: The other item is from HRG. We opened the bids last week for the 2008 Bridge Maintenance Repairs Program. We did receive six bids and actually got an attractive low bid from Redrock Construction compared to the others. They did check it out to be sure that it was acceptable. I am recommending approval of Redrock's bid of \$79,870.00. Unless you have any questions, I would ask for your approval.

Mr. Haste: This will be paid out of the Liquid Fuels Fund.

Mr. Baratucci: The bids ranged from \$79,870 all the way up to \$188,000. Redrock's was lower than the rest. HRG checked it out and they are comfortable with it. They have done work before and feel comfortable with them.

Mr. DiFrancesco: With the changing market and the cost of everything going up so rapidly, I just wanted to make sure that, they may be a responsible company, but we still want to make sure they were in the ballpark. It looks good.

Mr. Hartwick: Keep us informed of change orders.

Mr. Haste: There usually are change orders, because you have a company out doing the physical maintenance, they sometimes find structural damages, which is not unusual.

Mr. DiFrancesco: Are we contracting them for a specific...

Mr. Haste: How this works is we do an inspection after the winter months, after the heavy rains and debris. HRG goes out and does an inspection. They do a list of items that they see that need to be repaired at that time. That is what is bid. When a company is out there sometimes, again, since they viewed it maybe March or April and now maybe somebody has done graffiti or a car has hit an abutment or something else has occurred and while they are there they will say do you want us to take care of this and this is how much it will cost. That will be the change orders.

Mr. DiFrancesco: That is where we will see specific damage.

Mr. Hartwick: We will withhold them to what they actually bid on to the actual inspection.

Mr. Haste: These would be things that they find while they are out there.

Mr. Baratucci: I'm sure HRG will verify if they are part of the original spec and they would report that to you guys.

**It was moved by Mr. DiFrancesco and seconded by Mr. Hartwick that the Board award the bid for the 2008 Bridge Maintenance Repairs to the low qualified bidder, Redrock Construction, Inc. at a bid price of \$79,870.00; motion carried.**

## **REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR**

Mr. Yohe gave the following report:

### **Report from the Office of Budget & Finance August 6, 2008**

- **July 25, 2008** transferred **\$4,139,045.92** to the **Payables** account from the County's Concentration account for checks issued that week. (RE Transfer Tax - \$1.2M and Library Tax payment - \$2.7M)

- **August 1, 2008** transferred **\$14,988,031.27** to the **Payables** account and **\$1,730,852.79** to the **Payroll** account from the County's Concentration account for checks issued that week.
- **Total Term Investments – N/A**
- **Balance today in INVEST account \$169,971.83 rate 2.186%**
- **Balance today in Susquehanna Bank investment account \$33,175,081.85 rate 2.500%**  
(This rate equals the Susquehanna Bank 91-day T-Bill rate plus 78 basis points. It is fixed for the month)
- **Balance today in Sovereign Bank investment account \$1,099,882.41 rate 2.340%** (This equals today's 1-month LIBOR rate of 2.460% minus 12 basis points)
- **Balance today in Citizens Bank investment account \$95,900,315.98 rate 2.600%** (This rate is fixed for the month)
- **Balance today in PNC Bank investment account \$1,000.00 rate 1.850%** (This equals today's Fed Funds rate of 2.000% minus 15 basis points)
- **Balance today in Graystone Bank investment account \$1,000.00 rate 1.800%** (This equals today's Fed Funds rate of 2.000% minus 20 basis points)
- **Balance today in Commerce Bank investment account \$1,000.00 rate 1.380%** (This equals today's 90-day T-Bill rate of 1.630% minus 25 basis points)

**No T.R.A.N. Line of Credit required for 2008.**

Mr. Yohe: The Investment RFPs are due Monday. Hopefully by next Wednesday or so, I will have a report on what that is looking like.

Mr. Haste: What does the interest look like from the potential banks?

Mr. Yohe: I have had some calls. I have a feeling that the main players are going to remain the same.

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

Mr. Saylor: I have just one item that I would like to draw your attention to and that is Item CC, the Guaranteed Energy Savings Program. I'm asking for your authorization to move forward with this program. We had a presentation on this in the past. Specifically we are going to be requesting Letters of Interest from folks to help us begin to implement the guaranteed energy savings program on 13 different County buildings. The measures to be considered as part of this program will include high efficiency windows, water usage controls, HVAC control systems, upgraded lighting among others. I see the estimated utility cost on those 13 buildings climbs to approximately \$3

million a year. The potential for savings is great. Today would just basically kickoff our efforts to begin this process and will allow us to move forward to obtain Letters of Interest. I know Scott Burford and Matt Davies have been working hard on this project. I just wanted to highlight that we are ready to begin this process.

Mr. DiFrancesco: Obviously since we started talking about this we have had a lot of companies coming up to us and talking to us, just in general. Down at the CCAP Meeting this week I had some people come up to me just sharing some ideas and thoughts. Every time someone comes up and talks to me what they are talking about is very logical, easy ways for us to save money. This is going to be a great project for us.

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

Mr. Beneventano: We have submitted our regular report to you. Mr. Tully is here as well. We have nothing else to add to the written report, but would be pleased to follow up on anything if you have any direction for us.

Mr. Hartwick: I'm not as familiar with the MATP Agreement between us and Philhaven. Is this just a renewal or a different? I have not had a chance to review it. Fred, do you have any of the details?

Mr. Lighty: I really don't have the details of the contract. I do know that it is for the Medical Assistance Transportation Program and what they are going to be doing is transporting a lot of the patients by Philhaven Transportation. That turned out to be more cost effective than what CAT was doing. First of all I don't believe CAT could get some of our people. It is all part of the overall plan in the MATP to have more than one provider doing the least cost trips.

Mr. Hartwick: More efficient and cost effective.

Mr. Lighty: It is part of the overall expansion of the program and that is why Philhaven is in this year.

Mr. Hartwick: I'm familiar with the other contracts. I didn't know you were working on a contract with Philhaven.

Mr. Lighty: I think that takes us to four or five now.

Mr. Hartwick: Are you comfortable with the terms? It should be something that saves us money.

Mr. Lighty: Their contract is fine by me from a form and legality point of view.

Mr. Hartwick: I'll have Dan give me an update following the meeting.

## **MATTERS REQUIRING BOARD ACTION**

- A. Training Packet.
- B. Children and Youth Needs Based Budget.
- C. Approval of the following Repository Sales:
  - 1. Parcel #2-48-25 – William Harding - \$300.00
  - 2. Parcel #9-16-29 – Veronica Belcher - \$300.00
  - 3. Parcel #2-19-61 – Aubra Perdue & Hugo Pastor - \$300.00
  - 4. Parcel #9-26-8 – Aubra Perdue & Hugo Pastor - \$300.00
- D. Tax Refunds:
  - 1. Refund of 2008 Real Estate Taxes – Parcel #12-012-001 – HarrisPenn Trust – \$544.56.
  - 2. Refund of 2007 Real Estate Taxes – Parcels #06-009-002, #06-009-003 and #07-025-020 – Buonarroti Trust - \$623.16.
  - 3. Refund of 2008 Real Estate Taxes – Parcel #63-011-065 – Charles VanSickle – \$952.46.
  - 4. Refund of 2008 Real Estate Taxes – Parcel #63-073-041 – Huedillard M. Cundiff - \$101.97.
  - 5. Refund of 2008 Real Estate Taxes – Parcel #35-067-035 – Select Medical – \$50,357.11.
  - 6. Refund of 2008 Real Estate Taxes – Parcel #34-006-017 – Gary Thorpe – \$1,436.12.
  - 7. Refund of 2008 Real Estate Taxes – Parcel #24-088-148 – Anita E. Hayward – \$1,139.48.
  - 8. Refund of 2008 Real Estate Taxes – Parcel #09-089-022 – Miguel A. Guzman – \$637.33.
  - 9. Refund of 2008 Real Estate Taxes – Parcel #30-003-034 – Robert Klock – \$612.54.
  - 10. Refund of 2008 Real Estate Taxes – Parcel #36-002-018 – Stephanie S. Saylor – \$1,312.20.
  - 11. Refund of 2008 Real Estate Taxes – Parcel #68-015-044 – Kurt Steward – \$70.81.
  - 12. Refund of 2008 Real Estate Taxes – Parcel #62-032-218 – Ermilo P. Flores – \$562.26.
  - 13. Refund of 2008 Real Estate Taxes – Parcel #25-004-039 – Bryan & Barbara Perry - \$202.53.
- E. Appointment of David R. Ranck to the South Central Workforce Investment Board. Term expires September 30, 2010.
- F. Request for Exoneration – Shady Back Acres Mobile Home Community – Parcel #25-013-016-405-0016 (Robert Morningwake) - \$160.32.
- G. Satisfaction Agreements for:
  - 1. Sharon L. Frazier on the property located at 316 N. Progress Avenue, Harrisburg, PA 17109 (\$3,500.00).
  - 2. Dwayne Collier on the property located at 3714 Green Street, Harrisburg, PA 17110 (\$3,364.00).

- H. Subordination Agreement for Walter Howard on the property located at 348 S. 7<sup>th</sup> Street, Harrisburg, PA 17113.
- I. Zelenkofske Axelrod LLC December 31, 2007 Year End Audit of financial statements of government activities.
- J. 2008 Performing Artists Contract and Rider: 2<sup>nd</sup> Annual Jazz Festival – September 13, 2008 – Dauphin County Jazz Band.
- K. HP Buy-Out Letter of formerly leased equipment at Dauphin County Prison (Annex A).
- L. Grant application to United States Department of Housing and Urban Development for the Public Housing Capital Fund Program in the amount of \$953,321.00.
- M. Agreement for Janitorial Services at Adult Probation.
- N. Senior Center Grant Agreement between Area Agency on Aging and Millersburg Senior Advisory, Inc.
- O. Purchase of Service Agreements between Children and Youth and:
  - 1. It Takes a Village, Inc. (Contract #1)
  - 2. It Takes a Village, Inc. (Contract #2)
  - 3. YMCA – Northern Dauphin County Branch, Inc.
- P. Adoption Assistance Agreements #2008-32, #2008-35, #3008-41, #2008-43, #2008-44, #2008-45, #2008-46, #2008-47, #2008-49 and #2008-51.
- Q. Subsidized Legal Custodianship Agreement #2008-02.
- R. Child Welfare Education for Leadership (CWEL) Program Agreement between Dauphin County, the University of Pittsburgh and Jessica M. Coy.
- S. MH Purchase of Service Agreements between MH/MR and:
  - 1. Lynch Homes-Montgomery County, Inc.
  - 2. The ARC of Dauphin and Lebanon Counties
  - 3. Volunteers of America of Central Pennsylvania, Inc.
  - 4. YWCA of Greater Harrisburg
  - 5. Aurora Social Rehabilitation Services
  - 6. Colonial Pines Golden Age Home, Inc.
  - 7. Riverside Associates, P.C.
  - 8. TMB Development Therapy and Infant Massage, Inc.
  - 9. Lawrence Vuxta
  - 10. Paxton Ministries
  - 11. International Service Center
  - 12. Darryl K. Guistwite, D.O.
  - 13. Community Interactions, Inc.
  - 14. Kelly L. Rice, OTR/L, t/d/b/a Sovia Therapy
  - 15. Barbara Weber, M.S., CCC-SLP
  - 16. Patch-N-Match
  - 17. James M. Petrascu
  - 18. TW Ponessa and Associates Counseling Services, Inc.
  - 19. 106 Walnut Law Office
  - 20. Wyoming Valley Professional Ambulance Service, Inc.
  - 21. Debra A. Ziegler, OTR/L



- 22. Elwyn
  - 23. Community Service Group, Inc.
  - 24. Covenant Counseling Services, Inc.
  - 25. National Mentor Healthcare, LLC, t/d/b/a Pennsylvania Mentor
  - 26. Healthsouth Rehabilitation of Mechanicsburg
  - 27. Cherie Rodgers, SLP-CCC, M.A. t/d/b/a 2 Communik 8
- T. MR Waiver Purchase of Service Agreements between MH/MR and:
- 1. The ARC of Dauphin and Lebanon Counties
  - 2. Riverside Associates, P.C.
  - 3. Community Interactions, Inc.
  - 4. National Mentor Healthcare, LLC t/d/b/a Pennsylvania Mentor
- U. ITF Medicaid Waiver Service Agreement between MH/MR and:
- 1. TMB Developmental Therapy and Infant Massage, Inc.
  - 2. Kelly L. Rice, OTR/L, t/d/b/a Sovia Therapy
  - 3. Barbara Weber, M.S., CCC-SLP
  - 4. Debra Zeigler, OTR/L
  - 5. Healthsouth Rehabilitation of Mechanicsburg
  - 6. Cherie Rodgers, SLP-CCC, M.A. t/d/b/a 2 Communik 8
- V. Medical Assistance Transportation Agreement between MH/MR and Philhaven.
- W. Homeless Assistance Program Fund Agreement between MH/MR and The Delta Community, Inc.
- X. State Food Purchase Program Participation Statement.
- Y. Children and Youth Purchase of Service Per Diem Rates with:
- 1. Hempfield Behavioral Health, Inc.
  - 2. It Takes a Village, Inc.
  - 3. It Takes a Village, Inc. #2
  - 4. YMCA-Northern Dauphin County Branch
- Z. HRG Change Order #1 for Real Services, Inc. on MDJ Office in Lower Paxton Township – decrease \$12,500.00.
- AA. HRG Change Order #2 for Real Services, Inc. on MDJ Office in Lower Paxton Township – decrease \$760.00.
- BB. Human Services Development Fund Certification Statement.
- CC. Approval for the County to participate in the Guaranteed Energy Savings Program with the Commonwealth of Pennsylvania.
- DD. FY 2008-2009 Application and Agreement, Grant-in-Aid Continuing Program for Improvement of Adult Probation Services (\$3,230,743.00).

Mr. Haste: We have items on the Agenda, A through DD. Are there any items that need to be pulled out and discussed separately? (There was none.)

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

### **FORMER BUSINESS**

Mr. Hartwick: Just a thank you to all of those who were involved in both events this past weekend. On Friday, we had a great day for the Cultural Celebration. We had an unbelievable amount of participation from the community. The people that did the work for that event certainly should be commended and I want to say thank you and I appreciate it very much. The Upper Dauphin Family Fun Day was on Saturday, which was tampered by storms earlier in the day, but through prayer and good works and deeds cleared up through the middle of the day. Although I thought it was chilly for the swimming pool for my kids, there were a lot of folks in the pool nonetheless. It was great watching the watermelon eating contest and the frozen t-shirt contest, even though Steve Libhart never showed up and I signed him up. Thanks for everyone who actually attended those events. I thought they went off extremely successfully.

### **NEW BUSINESS**

(There was none.)

### **COMMISSIONERS' DISCUSSION & ACTIONS**

(There was none.)

### **CORRESPONDENCE**

Mr. Haste: We have correspondence listed on the Agenda, Items A through I, which have been received by the office and will be handled by the staff accordingly.

- A. Notification from Kimmel's Coal and Packaging advising that they are filing a State Only Operating Permit Renewal application with DEP.
- B. Notification from K & W advising that the Diocese of Harrisburg is applying to DEP for General Permits GP-5 and GP-7 with regard to a residential subdivision project in West Hanover Township.
- C. Receipt of the Examination Report for the period January 1, 2004 to December 31, 2006 for District Court 12-3-04 from the PA Department of Auditor General.
- D. Notification from Skelly and Loy advising that they are applying to DEP for permits regarding the Del Gundy Project in Middle Paxton Township.
- E. Notification from Millersburg Borough, Inc. advising that they have accepted the resignation letter of Marilyn Cowan, Tax Collector. (Ms. Cowan's resignation letter attached.)
- F. Receipt of the semi-annual report of Spring Creek operations.

- G. Notification from Cornerstone Surveying & Design, Inc. advising that they are applying to DEP for a General NPDES Permit for stormwater discharges associated with construction activities (Preliminary/Final Subdivision Plan for Marian Cassel – Orchard Road, Hershey, PA).
- H. Notification from Raymond G. Williams advising that he is applying to DEP for a General Permit -11 regarding the residential stream crossing replacement project in Lykens Township.
- I. Notification from LRHA advising that Thomas DeDonatis is applying to DEP for a General NPDES Permit for discharges associated with construction activities (southwest corner of the intersection of Waltonville Road and Brookline Drive, Derry Township, PA).

## **PUBLIC PARTICIPATION**

Mr. Haste: We are again at the point in time in the meeting for public participation. Is there anyone in the audience that would like to address the Board?

Ms. Sheaffer: I'm Susan Sheaffer. I was here originally because I was very interested in accessibility in the polling places. I am involved with the Obama campaign and I just wanted to mention that there is a big party for the grand opening tomorrow at 5:00 p.m. It is 22 S. Third Street if anybody would like to attend. There will be a lot of food and there is a speaker as well.

## **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