



DAUPHIN COUNTY BOARD OF COMMISSIONERS

LEGISLATIVE MEETING

SEPTEMBER 17, 2008
10:00 A.M.

MEMBERS PRESENT

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

Jeff Haste, Chairman (ABSENT)

STAFF PRESENT

Marie E. Rebuck, Controller; Janis Creason, Treasurer; William Tully, Esq., Solicitor; Randy Baratucci, Director of Purchasing; Mike Yohe, Director of Budget & Finance; J. Scott Burford, Deputy Chief Clerk; Kay Lengle, Personnel; Diane McNaughton, Commissioners' Office; Amy Richards, Commissioners' Office; Leila Brown, Solicitor's Office; Fred Lighty, Esq., Human Services Director's Office; Donna S. Miller, Risk Management; Greg Schneider, Budget & Finance; Jena Wolgemuth, Commissioners' Office; Brenda Hoffer, Commissioners' Office and Richie-Ann Martz, Assistant Chief Clerk

GUESTS PRESENT

Garry Lenton and Jeannine Miller

MINUTES

CALL TO ORDER

Mr. DiFrancesco, Vice 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 August 27, 2008 Workshop Meeting Minutes and the September 3, 2008 Legislative Meeting Minutes; motion carried.

It was moved by Mr. Hartwick and seconded by Ms. Rebuck that the Board approve the August 27, 2008 Salary Board Meeting Minutes and the September 3, 2008 Salary Board Meeting Minutes; motion carried.

It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve the September 3, 2008 Election Board Meeting Minutes; motion carried.

EXECUTIVE SESSIONS HELD BETWEEN MEETINGS

Mr. Burford: We had one Executive Session on September 3, 2008 to discuss matters of litigation.

PUBLIC PARTICIPATION

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

DEPARTMENT DIRECTORS/GUESTS

(There was none.)

PERSONNEL

Ms. Lengle: I have an Addendum and are there any questions? (There was none.) I have no changes to what was presented last week.

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

PURCHASE ORDERS

Mr. Baratucci: We had one item that was added to the Packet. It is on Page 18. It was for the rental of a tent for the Jazz Fest. It was a last minute idea, because of the weather. Commissioner Haste had approved that being added to the Packet. With that

addition, the rest of the Packet is as presented last week. All the budget issues were taken care of. It is there for your approval. Do you have any questions?

Mr. Hartwick: Page 19, what is the device that we are purchasing for Children & Youth?

Mr. Baratucci: PDA, a Personal Data Assistant. It is almost like a Blackberry.

Mr. Hartwick: Do we have any idea on what exactly it is? I know it is a small amount, but you know how I feel about those devices in the County.

Mr. Baratucci: I'll see if there is any more information on the requisition. It came from IT. It went through Human Services per requirements and then to IT.

Mr. Hartwick: I was just interested to find out why we are starting to do PDAs.

Mr. Baratucci: It says it is assigned to Dave Mattern. The device that he has is not working properly. They are getting quite old and difficult to support. They are replacing them with HP iPAQ that run windows operating system. It makes them more compatible with computers and Outlook. So, evidently they are upgrading it from an older model. That was the recommendation from IT. Peter did okay it. Do you want to hold it?

Mr. Hartwick: Yes, I would like to hold that.

Mr. Baratucci: Sure. Are you going to talk directly with Peter about this?

Mr. Hartwick: I will do that.

Mr. Baratucci: I'll hold that for next week and then you can let me know. Are there any other questions? (There was none.)

It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve the Purchase Order Packet, minus Page #18, Requisition R103184, which is being held for further discussion; motion carried.

Mr. DiFrancesco: One thing that I have been meaning to share with you and I forgot. I don't know if we do this as a matter of course, but I know that our colleagues in York and Lancaster are now doing it and I believe it was a Lancaster idea. When they negotiate contracts like food service contracts and big contracts, they put a piggyback provision in that if the deal is good enough and other counties want to come in that the vendor has to accept the other counties. I thought that was a pretty neat idea. It may be something that we should start looking at to see what impact that has. If we negotiate good contracts and other counties want to piggyback on ours we would be able to save some money for some of the counties around us.

Mr. Baratucci: I just put in your boxes, we are just now sending out bids for the food service contract at the Prison, which expires next month. We have a bid opening

coming up October 16th for that. If you can get me a contact person from one of those other places I can get a copy of what they add.

Mr. DiFrancesco: I deal directly with Scott Martin down in Lancaster and the food service contract at the Prison was one of the things he mentioned.

Mr. Baratucci: If I could get a copy of that contract. If you can give me his phone number I'll contact him.

Mr. Hartwick: I think the piggyback provision is a great idea. What about the idea of trying to look at the multiple counties in the Central Pennsylvania region to try to negotiate as one bulk contract. That could reduce costs for everyone involved.

Mr. Baratucci: We need to have a longer discussion than what we can have here, because there have been some things that we tried before. It involves a lot of cooperation and people giving up their own priorities sometimes because usually each has something different. If you look at our specifications for our Prison food service for instance, there are an awful lot of particulars in there. When you get into a situation where you are trying to get everybody to agree for one thing it becomes a challenge. I'm not saying that it is impossible, but it does become a little bit of a challenge.

Mr. Hartwick: The particulars are...

Mr. Baratucci: Things that of course are necessary. I'm not criticizing.

Mr. Hartwick: It is not a matter of criticizing. I was going to make a joke about the quality of food.

Mr. Baratucci: That was one of the concerns with this bid. It was very much expanded on the requirements of the calories per day and a specific menu. This specification expanded from about 8 pages to about 14 pages just on things that he wants to add from the last time. There is also a bunch of new equipment that he requested to be included in there as well. He has expanded his requirements greatly. We use the piggyback provision a lot with the State. With their purchasing power we use that a lot for many things. We also allow the municipalities to piggyback on some of our contracts. We are active in that area and we find that we can save the smaller communities a lot of money. The larger ones like Derry Township and Lower Paxton Township, they pretty much have quantities that get them a good deal on their own. The smaller ones really benefit and they have been happy with the process.

Mr. DiFrancesco: I want to spend some time with you now regarding this Prison food contract to find out exactly what changes are being made.

Mr. Baratucci: I can provide you with a complete copy of the bid specs. It just went out this morning. We just finished it yesterday. I just put a copy of the ad in your bins to let you know that it is out there. I'll give you all a copy of the specs.

REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR

Mr. Yohe presented the following report:

Report from the Office of Budget & Finance September 17, 2008

- **September 5, 2008** transferred **\$5,738,582.57** to the **Payables** account from the County's Concentration account for checks issued that week. (RE Transfer Taxes - \$828,000 and Motorola payment - \$4.7 million)
- **September 12, 2008** transferred **\$5,772,530.15** to the **Payables** account and **\$1,760,942.28** 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 \$170,605.85 rate 2.158%**
- **Balance today in Susquehanna Bank investment account \$54,286,434.40 rate 2.800%** (This rate equals the Susquehanna Bank 90-day T-Bill rate plus 109 basis points. It is fixed for the month)
- **Balance today in Sovereign Bank investment account \$27,604,254.39 rate 2.700%** (This equals today's 1-month LIBOR rate of 2.750% minus 5 basis points)
- **Balance today in Citizens Bank investment account \$27,652,888.03 rate 2.750%** (This rate is fixed for the month)
- **Balance today in PNC Bank investment account \$1,000.00 rate 1.950%** (This equals today's Fed Funds rate of 2.000% minus 5 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 0.800%** (This equals today's 90-day T-Bill rate of 1.050% minus 25 basis points)

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

Mr. DiFrancesco: Is \$1,000 the minimum are can we go lower?

Mr. Yohe: We could go lower I guess.

Mr. DiFrancesco: Call it my own little pet peeve, but under 1%.

Mr. Yohe: I think it might even go a little lower next time.

Mr. DiFrancesco: Do me a favor, why don't you put the minimum balance in there. At a .8% rate that is a little outrageous.

Mr. Yohe: I actually looked at the 90 day T-Bills and they are down to .85%. I checked with Commerce today and they set it once a week. Two weeks from now, unless something happens, it might be lower.

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

Mr. Burford: I have nothing to report this morning, but I am happy to answer any questions. (There was none.)

SOLICITOR'S REPORT

Mr. Tully: All of the items, contract wise, that are set for today have been reviewed and are ready for action. If you have any questions, I would be happy to answer them. (There was none.)

MATTERS REQUIRING BOARD ACTION

- A. Training Packet.
- B. Refunds of 2008 Real Estate Taxes
 - 1. John & Anna Beatty – Parcel #25-020-002 - \$1,134.46
 - 2. Charles VanSickle – Parcel #63-011-065 - \$952.46
- C. Approval of Repository Sale – Parcel #10-8-26, Murwin Mills LLC - \$750.00.
- D. Purchase of Service Per Diem Rates between Children and Youth and:
 - 1. Pinnacle Health Hospital – Women's & Children's Services
 - 2. Little Rays of Sunshine
 - 3. Family Care Services, Inc.
 - 4. Triad Treatment Specialists, Inc.
 - 5. Sleber Associates, Inc.
 - 6. T. W. Ponessa and Associates
- E. Approval of a one-time payment to Inservco for our escrow accounts in the amount of \$75,000 (\$21,000 for workers compensation and \$54,000 for liability).
- F. Approval of the Rights and Services Act, VWAP and Rights and Services Act, DA Subgrant Applications.
- G. Approval of the Victims of Juvenile Offenders Grant.
- H. Approval of the Modification to the Stop Violence against Women Grant.
- I. Tax Collection Agreement for Millersburg Borough.

- J. Satisfaction Agreements for:
1. Starr L. Wiest on the property located at 1015 Sherman Street, Harrisburg, PA 17112 (\$5,000.00).
 2. Jaime Lampman on the property located at 5803 F Hidden Lake Drive, Harrisburg, PA 17111 (\$5,000.00).
 3. Charles C. Cobaugh, III on the property located at 1210-A Hampton Hill Court, Harrisburg, PA 17111 (\$1,519.00).
- K. Subordination Agreement for Kathleen M. Ewings on the property located at 811 Mountainview Street, Harrisburg, PA 17112.
- L. Purchase of Service Agreements between Children and Youth and:
1. Jo Ann Jankoski
 2. Pressley Ridge, Inc.
 3. Program for Female Offenders of South Central Pennsylvania, Inc.
 4. Jacobs Brothers Quartet, Inc. t/d/b/a King's Kids Camp
 5. Alisha I. Flemister t/d/b/a Little Rays of Sunshine
- M. Adoption Assistance Agreement #2008-58.
- N. Purchase of Service Agreements between the Department of Drug and Alcohol Services and:
1. AIDS Community Alliance
 2. Pennsylvania Recovery Organizations Alliance, Inc.
- O. Amendments to Purchase of Service Agreements between the Department of Drug and Alcohol Services and:
1. Genesis House, Inc. – Amendment #1
 2. Naaman Center – Amendment #1
 3. Shalom House – Amendment #1
 4. Catholic Charities of the Diocese of Harrisburg – Amendment #1 **(Pulled)**
 5. Clear Brook, Inc. – Amendment #1
 6. Substance Abuse Services, Inc. – Amendment #1
 7. Firetree Ltd. – Amendment #1
 8. Advanced Treatment Systems, Inc. – Amendment #1
 9. Spanish American Civic Association for Equality, Inc. – Amendment #1
 10. Pennsylvania Counseling Services, Inc. – Amendment #1
 11. Daystar Center for Spiritual Recovery – Amendment #1
 12. YWCA of Greater Harrisburg – Amendment #1
 13. Pyramid Healthcare, Inc. – Amendment #1
 14. Eagleville Hospital – Amendment #1
 15. Lower Dauphin Communities that Care – Amendment #1
 16. Ponessa, T. W. and Associates Counseling Services, Inc. – Amendment #1
 17. H.E.A.R., Inc. – Amendment #1
 18. Contact Helpline – Amendment #1
 19. Bowling Green Inn of Brandywine, Inc. – Amendment #1
 20. Center for Behavioral Health HA, Inc. – Amendment #1
 21. Mazzitti & Sullivan Counseling Services, Inc. – Amendment #1
 22. The Center for Champions of PA, Inc. – Amendment #1
 23. The Pennsylvania D.U.I. Association, Inc. – Amendment #1
 24. Omsted Recreational Board – Amendment #1

- 25. YMCA of Greater Harrisburg – Amendment #1
 - 26. Capital Region Health System of Hamilton Health Center, Inc. – Amendment #1
 - 27. White Deer Run, Inc. – Amendment #1
- P. MH Purchase of Service Agreements between MH/MR and:
- 1. Commonwealth of Pennsylvania, Department of Public Welfare t/d/b/a Work Advancement Center
 - 2. AHEDD
- Q. MR Waiver Purchase of Service Agreements between MH/MR and:
- 1. LDH Partners, Inc. t/d/b/a Home Instead Senior Care
 - 2. The Advocacy Alliance
 - 3. AHEDD
 - 4. Acumen Fiscal Agent, LLC
- R. Medical Assistance Transportation Program Agreement between MH/MR and Northwestern Human Services of the Susquehanna Valley t/d/b/a Susquehanna Developmental Services.
- S. Amendments to Purchase of Service Agreements between MH/MR and:
- 1. Debra A. Ziegler, OTR/L – Amendment #1
 - 2. Barbara Weber, M.S., CCC-SLP – Amendment #1
 - 3. TMB Developmental Therapy & Infant Massage, Inc. – Amendment #1
 - 4. Speechcare, Inc. – Amendment #1
 - 5. Red Rose Transit Authority – Amendment #1
 - 6. Gayle Z. Goepfert, M.S., CCC-SLP t/d/b/a Goepfert Speech Associates – Amendment #1
- T. Amendment #1 to Purchase of Service Agreement between Dauphin County and Family and Children Services of Pennsylvania.
- U. Approval of the Pennsylvania Council on the Arts Grant Application (JumpStreet).
- V. Approval of the Pennsylvania on the Arts Local Government Grant for Parks & Recreation's Second Annual Performing Artist Series for 2009 in the amount of \$10,000.
- W. Approval of the Newspaper Ad, the poster and the "Dauphin County Facilities Regulated by NPDES" handout regarding the Municipal Separate Storm Sewer System (MS4) Annual Permit Requirements.
- X. Change Order #1 for Dauphin County 2008 Bridge Maintenance Repairs for Bridges #8, #11 and #12.
- Y. Approval of Expert Witness (Dr. Roger Niemann) for Jenkins vs. CHR case.
- Z. Change Order #3 – MDJ Wenner's Office.
- AA. Purchase of Service Agreement for temporary employees for the Presidential Election.
- BB. Appointment of Peter Vriens to the Schaffner Youth Center Advisory Board, term expires December 31, 2009. (Mr. Vriens will replace Sandy Moore.)

Mr. DiFrancesco: We have items A through BB. Are there any items that need to be pulled for further discussion?

Mr. Hartwick: I was hopeful Commissioner Haste would be here, because it may pose a challenge to the approval. Under Item O, number 4, I must reclude myself from the vote. The reason behind it is that I serve on the Catholic Charities Board and I cannot vote on things that involve Catholic Charities.

Mr. Lighty indicated that there is no problem with holding it until next week.

It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve Matters Requiring Board Action Items A through BB, minus Item #4 under O; motion carried.

FORMER BUSINESS

(There was none.)

NEW BUSINESS

(There was none.)

COMMISSIONERS' DISCUSSION & ACTIONS

(There was none.)

CORRESPONDENCE

Mr. DiFrancesco: We have several items of correspondence that staff will continue to work on that are listed on today's Agenda.

- A. Notification from Rettew advising that the Highspire Borough Authority is applying to DEP for a Pennsylvania Chapter 106 Floodplain Management Permit for a project located on Industrial Road and Lumber Street in Highspire.
- B. Received from the PA State Department of Agriculture the Agency Summary Report for fiscal year 2007/2008 summarizing the USDA commodity activity.
- C. Notification from Cremation Society of Pennsylvania Crematories advising that they are applying to DEP for a General Permit 14 for replacement of the two existing cremation retorts with one new state-of-the-art retort.
- D. Notification from Pennoni Associates, Inc. advising that the PA State Department of Transportation is applying to DEP for a General Permit 11 Application to replace the existing concrete culvert with a new concrete culvert over a tributary to Fishing Creek in West Hanover Township.
- E. Notification from Rettew advising that the Highspire Borough Authority is applying to DEP for a Chapter 105 GP-5 Permit Application for the Ann Street sanitary sewer replacement project in the Borough of Highspire.

- F. Notification from Millersburg Area Authority advising that they are applying to DEP for permits necessary for the installation of a new water line across the Little Wiconisco Creek.
- G. Receipt of an Order adopted by the PUC at its meeting on September 11, 2008 regarding the PennDOT's application for approval to suspend the grade-separated crossing and remove the bridge where SR 0230 (Cameron St.) and SR 3009 (Paxton St.) cross beneath a single track of Norfolk Southern Railway Company in the City of Harrisburg.
- H. Receipt of the Amended Financial Report for the Dauphin County Children & Youth Services for the period July 1, 2005 – June 30, 2006 from the PA Auditor General.
- I. Receipt of a copy of a letter from DEP to Meadowbrook Coal Company, Inc. regarding the Annual Bond Review for 2008, Authorization to Mine No. 1691-22850201-05, Medco Bank Operation in Wiconisco Township.
- J. Notification from H. Edward Black and Associates, P.C. advising that Verdelli Farms, Inc. is applying to DEP for a General NPDES Permit for stormwater discharges associated with construction activities in Swatara Township.

PUBLIC PARTICIPATION

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

ADJOURNMENT

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

Respectfully submitted,

Chad Saylor, Chief Clerk

Transcribed by: Richie-Ann Martz