



**DAUPHIN COUNTY BOARD OF COMMISSIONERS**

**LEGISLATIVE MEETING**

**OCTOBER 28, 2009**

**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; J. Scott Burford, Deputy Chief Clerk; William Tully, Esq., Solicitor; Randy Baratucci, Director of Purchasing; Mike Yohe, Director of Budget & Finance; Kay Lengle, Personnel; Dave Schreiber, Personnel; Diane McNaughton, Commissioners' Office; Garry Esworthy, Risk Manager; August Memmi, Director of Community & Economic Development; Amy Richards, Commissioners' Office; Leila Brown, Solicitor's Office; Brenda Hoffer, Commissioners' Office; Jena Wolgemuth, Commissioners' Office and Richie-Ann Martz, Assistant Chief Clerk

**GUESTS PRESENT**

Emily Opilo

**MINUTES**

**CALL TO ORDER**

Mr. Haste, Chairman of the Board, called the meeting to order at 10:18 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. Haste that the Board approve the October 7, 2009 Workshop Meeting Minutes and the October 14, 2009 Legislative Meeting Minutes; motion carried.**

**It was moved by Ms. Rebeck and seconded by Mr. Hartwick that the Board approve the October 14, 2009 Salary Board Meeting Minutes; motion carried.**

## **EXECUTIVE SESSIONS HELD BETWEEN MEETINGS**

Mr. Saylor: Commissioners, there were no executive sessions held between meetings.

## **PUBLIC PARTICIPATION**

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

## **DEPARTMENT DIRECTORS/GUESTS**

(There were none.)

## **PERSONNEL**

Ms. Lingle: Do you have any questions on the Addendum? (There were none.) I have no changes to the Packet.

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

## **PURCHASE ORDERS**

Mr. Baratucci: We do have one item that was added since last week. It is on Page 9. It was approved by Commissioner Haste. It was a request from the Sheriff's Office to purchase a vehicle from the State's surplus program. It is first come, first serve, so they wanted to have it on reserve. They wanted to get it as soon as possible. I checked with Mr. Yohe and they did have money in their budget to buy vehicles. All the other budget issues were fixed. It is there for your approval.

It was moved by Mr. DiFrancesco and seconded by Mr. Hartwick that the Board approve the Purchase Orders as presented; motion carried.

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

Mr. Yohe presented the following Report:

**Report from the Office of Budget & Finance  
October 28, 2009**

- **October 16, 2009** transferred **\$158,815.82** to the **Payables** account from the County's Concentration account for checks issued that week.
- **October 23, 2009** transferred **\$6,251,568.48** to the **Payables** account and **\$1,896,385.65** to the **Payroll** account from the County's Concentration account for checks issued that week.
- **Total Term Investments**
  - 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 \$1,374.82 rate 0.168%**

Mr. Yohe: You are going to see a little bit of switching around today. Citizens called me earlier this week and are putting some limits on the amount of money we can put in there.

- **Balance today in Susquehanna Bank investment account \$10,439,108.77 rate 0.500%**  
(This rate is fixed for the month)

Mr. Yohe: Citizens capped their money market accounts.

- **Balance today in Sovereign Bank investment account \$0.00 rate 0.000%**
- **Balance today in Citizens Bank Municipal Money Market account \$57,000,000.00 rate 0.950%** (This rate is fixed through 12/31/09)
- **Balance today in Citizens Bank Municipal Money Market Checking account \$2,005,868.74 rate 0.800%** (This rate is fixed through 12/31/09)
- **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 Metro Bank investment account \$100.00 rate 0.000%** (This equals today's 90-day T-Bill rate of 0.080% minus 25 basis points)

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

Mr. Haste: Have we started to see the State funds?

Mr. Yohe: Yes, we got most of them.

Mr. Haste: Are we caught up with those?

Mr. Hartwick: We are.

Mr. Yohe: We got a whole bunch of State funds in last week.

Mr. DiFrancesco: We still haven't gotten the mental health money, so the line of credit is still outstanding.

Mr. Yohe: We got mental health dollars.

Mr. DiFrancesco: But the line of credit is still outstanding.

Mr. Yohe: It is outstanding. I put a call in to end that. I just checked again yesterday. They were supposed to be getting the payoff amount. I'm going to make sure since that phone call of last week that we are not incurring any interest. I haven't gotten a payoff amount yet.

Mr. Hartwick: We got the quarterly advances for both Mental Health and for Children & Youth about a week ago.

Mr. Yohe: Drug and Alcohol got some money.

Mr. Hartwick: We settled up for our final quarter for them. We should be in good shape for the categoricals.

Mr. Yohe: I'm pretty sure we are caught up. Maybe Drug and Alcohol I think they still owe. I don't think we got the settlement money yet. We got the first couple months of the 2009/2010 year.

Mr. Hartwick: I know we signed an agreement. I don't know if we got the check yet.

Mr. DiFrancesco: Do we have a grasp yet on the cuts in areas like Drug and Alcohol and what that will mean on personnel staffing and services provided? Do we have that yet or are we still working on it?

Mr. Hartwick: I actually sent out an email last week, and I copied all of you on it, talking about trying to get at least an assessment in front of the Board of Commissioners. If we need to re-budget we are going to do it at a future Workshop Meeting. What I'm getting in initial responses from each one of the categoricals is that they are already responding to ideas that there are going to be cuts. We are still going to have to do the final calculation of what we spent in interest, what we spent in that initial quarter and then determine for the last three quarters how much money is left to be able to fill out the year for services. I suspect within the next workshop or the following one, we will have each one of the categoricals or at least the Human Services Office come in and give us a presentation.

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

Mr. Saylor: Commissioners, I have nothing unless there are questions of me. (There were none.)

### **SOLICITOR'S REPORT – WILLIAM TULLY, ESQ., SOLICITOR**

Mr. Tully: There are no changes to the Report. If you have any questions, I would be happy to address them. (There were none.)

### **MATTERS REQUIRING BOARD ACTION**

- A. Training Packet.
- B. Purchase of Service Per Diem Rates between Children & Youth and:
  - 1. COBYS Family Services
  - 2. Jewish Family Service of Greater Harrisburg, Inc.
  - 3. United Methodist Home for Children Residential Care, Inc.
  - 4. Mikayla's Place Child Development Center
  - 5. Harborcreek Youth Services, Inc.
  - 6. YWCA of Greater Harrisburg
- C. Subordination Agreement for John G. Boland on the property located at 2313 Valley Road, Harrisburg, PA 17104.
- D. Smart Links Contract between Dauphin County and LexisNexis for tracking services for Work Release and Domestic Relations.
- E. Encroachment Agreement between Dauphin County and PPL on Parcel #14-041-023 for the installation of a prefabricated restroom in Wildwood Park.
- F. Pest Control Service Agreement between Dauphin County and Ehrlich for the Recycling Center.
- G. Service Contract between Dauphin County (Adult Probation) and Dunbar Armored Inc.
- H. Purchase of Service Agreements between the Dauphin County Department of Drug and Alcohol Services and:

1. Pennsylvania Recovery Organizations Alliance, Inc. (Contract #1)
  2. Pennsylvania Recovery Organizations Alliance, Inc. (Contract #2)
  3. ACCESS
- I. Adoption Assistance Agreements #2009-65 and #2001-22 Amendment #2.
- J. Subsidized Legal Custodianship Agreement #2008-07 Amendment #1.
- K. Child Welfare Education for Leadership (CWEL) Program Agreement between Dauphin County, the University of Pittsburgh and Jo-Anne Browne.
- L. MH Purchase of Service Agreement between MH/MR and:
1. Pressley Ridge
  2. Victoria Kern, MPT
- M. ITF Medicaid Waiver Service Agreements Amended and Restated between MH/MR and:
1. Victoria Kern, MPT
  2. Educational Based Services, Inc. t/d/b/a EBS Early Intervention
  3. Heather L. Katchmore, M.A., CCC-SLP
  4. Pediatric Physical Therapy, Inc.
- N. ITF Medicaid Waiver Service Agreement between MH/MR and Victoria Kern, MPT.
- O. Amendments to Purchase of Service Agreements between MH/MR and:
1. NAMI Pennsylvania (Amendment #1)
  2. T. W. Ponessa and Associates Counseling Services, Inc. (Amendment #1)
- P. Purchase of Service Agreement between Dauphin County and MetSYS, Inc.
- Q. Request to retain Garry D. Ruben, M.D. as an expert witness in the Jenkins v. CHR case.
- R. Commercial Energy Sales Agreement between Dauphin County and Champion Energy, LLC for retail electricity as part of the CPEC agreement.
- S. Approval to appoint Herbert, Rowland & Grubic, Inc. as the County's Bridge Engineer for a term of five years.
- T. Budget Amendments for the quarter ending September 30, 2009 (third quarter figures for those funds on a calendar year and first quarter for those on a fiscal year).
- U. Satisfaction Piece for Nicholas Horting on the property located at 5948 Avis Lane, Harrisburg, PA 17112 (\$3,100.00).
- V. Purchase of Service Agreements between Children and Youth and:
1. Pamela McCloskey
  2. Safe Haven Quality Care, LLC
  3. YWCA of Greater Harrisburg, Inc.
  4. Harborcreek Youth Services
- W. Resolution #25-2009 designating the Dauphin County Community and Economic Development Department as the Industrial Development Organization for the County of Dauphin.

- X. Proposal from Fry Communications, Inc. for preparation and delivery of 2010-2012 County/Municipal Real Estate Tax Bills.
- Y. HRG Reservoir Park Proposal in Highspire Borough, Dauphin County.
- Z. Agreement between Dauphin County and WITF for production and broadcast of a Drug and Alcohol Abuse Forum.

Mr. Haste: We have Items on today's Agenda for action, Items A through Z. Are there any that need to be pulled out or acted on separately? (There were none.)

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

### **FORMER BUSINESS**

Mr. DiFrancesco: Nothing, but to advise that things are still moving forward on the radio communications project. Testing has been complete and the system does meet all the standards that we set forth. As a matter of fact, I'm not sure exactly what the percentage will be, but we've exceeded 95% coverage in 95% of the County. Now it is just a matter of shifting some pilot cases over to make sure that the system runs and we identify what bugs are there. Everything is on track by early next year to get this new system up and running.

### **NEW BUSINESS**

(There was none.)

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

(There were none.)

### **CORRESPONDENCE**

Mr. Haste: We have correspondence that has been received by the Board this week, Items A through G, which will be handled by the staff appropriately.

- A. Notification from The Harrisburg Authority advising that they are applying to DEP for an application for an air quality Title V Operating Permit for the Harrisburg Resource Recovery Facility at 1670 S. 19<sup>th</sup> St., Harrisburg.
- B. Notification from Navarro & Wright advising that 2901 Linglestown Road, LLC is applying to DEP for a General NPDES Permit for stormwater discharges associated with construction of a commercial site in Susquehanna Township.
- C. Notification from Gannett Fleming advising that the Mountainview Thoroughbred Racing Association is applying to DEP for the renewal of their existing National NPDES Permit to

discharge treated wastewater from its wastewater treatment facility to an unnamed tributary to the Swatara Creek.

- D. Notification from the PA Department of Environmental Protection advising that the Local Municipality Involvement Process is meeting on December 3, 2009 to discuss the application submitted by Edie's Waste for a new construction/demolition transfer station in Highspire Borough.
- E. Receipt of a copy of a letter from DEP to Meadowbrook Coal Company, Inc. advising that the information submitted on May 21, 2009 in support of the annual bond review for Surface Mining Permit No. 22030201 has been determined, by both the Compliance and Technical Services Sections of the Pottsville District Mining Office, to adequately represent current/planned site operating conditions and is acceptable to DEP.
- F. Notification from Michael Benko advising that he is applying to DEP for a General Permit 6 for the installation of an agricultural stream crossing on his property in Londonderry Township.
- G. Notification from Linda Corson advising that Angel Pet Services is applying to DEP for the renewal of their permit to operate an incinerator/crematory for animal remains on their property at 885 Allegheny Street, Dauphin.

### **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? (There were none.)

We have a Retirement Board Meeting, which we'll convene at 10:30 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