



DAUPHIN COUNTY BOARD OF COMMISSIONERS

LEGISLATIVE MEETING

OCTOBER 10, 2007

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; William Tully, Esq., Solicitor's Office; Mike Pries, Director of Security; Jack Wright, Human Services Director's Office; Kay Lengle, Personnel; William Struemke, Solicitor's Office; Ken Rapp, Public Defender's Office; Bruce Foreman, Esq., Solicitor's Office; Kelly Wolf, Manager of Solid Waste; Brenda Hoffer, Commissioners' Office; Jena Wolgemuth, Commissioners' Office; Diane McNaughton, Commissioners' Office; Scott Burford, Commissioners' Office; Amy Richards, Commissioners' Office; Gary Serhan, Deputy Controller; Mike Yohe, Director of Budget & Finance; Randy Baratucci, Director of Purchasing; Dan Eisenhauer, Director of MH/MR; Tom Guenther, Director of IT; Leila McAdoo, Solicitor's Office; Dan Robinson, Director of Community & Economic Development; Edgar Cohen, Director of Facilities Maintenance; Pamela Hammaker, Personnel and Rose M. Schultz, MH/MR

GUESTS PRESENT

Gary Lenton, James Ellison, Rev. Alvin Taylor, Chris Bryce, Jay Wenger, Matt Kopetchey and Charles B. Zwally, Esq.

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 September 12, 2007 Legislative Meeting Minutes, the September 19, 2007 Workshop Meeting Minutes and the September 26, 2007 Legislative Meeting Minutes; motion carried.

It was moved by Ms. Rebuck and seconded by Mr. Hartwick that the Salary Board approve the September 12, 2007 Salary Board Meeting Minutes and the September 26, 2007 Salary Board Meeting Minutes; motion carried.

EXECUTIVE SESSIONS HELD BETWEEN MEETINGS

Mr. Saylor: We met three times in Executive Session over the past couple weeks. The first one was on September 27, 2007 to discuss labor contractual issues. The second one was on October 3, 2007 on matters of litigation. The last one was held this morning to discuss matters of litigation.

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. Commissioners

- 1. Proclamation – World Mental Health Day (MH/MR Director Dan Eisenhauer)**

Mr. Hartwick: The Dauphin County Board of Commissioners is proud to recognize World Mental Health Day in Dauphin County. Since we have been on this Board of Commissioners, we have had to undergo a lot of challenges as it relates to how the community views and how we were able to transition the State Hospital folks, despite all objections, back into the community in a way that is certainly better for them, in the sense of independent living, and also puts a great strain on our providers and the

amount of work that has come with that was something that I'm very proud of as being the oversight of health and human services. We have been extremely successful also in taking a look at our Prison population. Our Mental Health Department, through the leadership of Dan Eisenhauer, has also played a much closer role with the Prison than ever before in trying to identify the mental health issues of prisoners in attempting to deal with the core roots of their problems in trying to get them out of a place where clearly they are not going to be served best and into a facility that can deal with the mental issues not in a punitive way, but in a constructive and therapeutic way. We are getting ready to hopefully break ground very soon on a new 16 to 20 bed mental health facility that is going to deal with low level offenders from Dauphin County Prison to be able to allow them to receive 24-hour a day, seven days a week care rather than them being a strain on the County's financial purse of the General Fund. We are also wanting to make sure we took care of why they entered into the Prison and hopefully not see them back through the revolving door and get them the help that they need. We have faced a lot of challenges and a large mental retardation waiting list and are very proud of the leadership that we have shown within our department through all of this transition. In honor thereof, not just with what is happening here in Dauphin County, but what is happening around the world and trying to gain a better understanding of the issues of mental health. It is not just crazy people. All of us have people in our families that have been affected by mental health.

(Mr. Hartwick read the Proclamation.)

Office of County Commissioner
Dauphin County, Pennsylvania

Proclamation

We, the Dauphin County Board of Commissioners, are dedicated to supporting families in need and raising awareness about important issues in the community, and we are thus joining mental health professionals and affected families across the globe in a spirit of kinship and love in proclaiming the 10th day of October, 2007 as World Mental Health Day;

Whereas, mental disorders ranging from depression to schizophrenia cast a dark shadow over the lives of many residents in Dauphin County and more than 44 million people nationwide;

Whereas, about 20 percent of children and adolescents are estimated to have mental disorders with at least mild functional impairment, while 5 to 9 percent of children ages 9 to 17 are diagnosed with a serious emotional disturbance;

Whereas, public knowledge and understanding of the unique needs of those affected have the power to foster acceptance and uphold the rights of each individual;

Whereas, citizens with mental health concerns must be supported at all ages to empower them to be productive and independent and to achieve their maximum potential;

Whereas, Dauphin County joins the World Health Organization in raising awareness of this issue during the month of October, focusing on recovery and resiliency and the power of each person to recover from their illness, lead a full and productive life and play a meaningful role in society;

Therefore, we join with counties throughout the Commonwealth in proclaiming October 10th, 2007 as "World Mental Health Day" in Dauphin County, and we urge all citizens to support people with mental health issues and join them in their quest to enjoy productive, peaceful, healthy and happy lives.

Mr. Hartwick: Joining us today from our Dauphin County MH/MR Department is both Dan Eisenhauer and Rose Schultz. We also have Chris Bryce from Pinnacle Health, Behavioral Health Services and Matt Kopetchey from CMU, the Case Management Unit.

(Applause was given and pictures were taken.)

Mr. Eisenhauer: On behalf of Dauphin County MH/MR and our provider network, we would just like to thank you for recognizing the important work that our staff and our providers perform in Dauphin County. We all truly appreciate the support of our County Commissioners in both our mental health and our mental retardation department. Also your support in our various ventures including the jail diversion program, which has proven to be successful are all opportunities for Dauphin County and our provider network to improve the quality of life for all the citizens of Dauphin County. We thank you for your support.

Mr. Haste: I was just going to add to everything that George had said was again just a thanks to you and your department for being the catalyst for the jail diversion and the development of a mental health court. I know with our busy schedule and the Courts busy schedule, if it wasn't for your dedication I'm not sure we would get to where we want to be so thank you.

B. Charles B. Zwally, Esq., and Jay Wenger

1. Presentation on the Dauphin County Incinerator

Mr. Zwally: I'm Chuck Zwally, Special Counsel, and with me is Jay Wenger, Financial Advisor, on the Resource Recovery Retrofit Project. As you know, the current status is that Covanta Energy Services is operating the Resource Recovery Facility under an Interim Agreement. They have not been paid for their services under this Agreement since the end of September. They have indicated that unless they are paid they will discontinue providing services, threatening a possible shutdown of the facility. As a result of that, there has been a proposal that the three governmental parties involved, being the Authority, the City and the County, attempt through a Cooperation Agreement to provide funds to make partial payment on the past due amounts. Covanta will be allowed to stay on the job and will also be allowed to proceed with the bidding process for the recovery plan. We have recommended that the County participate in this plan on condition that the other parties, the Authority and the City, agree to proceed promptly with a comprehensive recovery plan and approve and implement it. As a result, there have been documents that have been proposed and we are now operating under the third week extension by Covanta and unless this matter is consummated by this Friday, we understand that Covanta will close down the plant and terminate their services. To date, the Harrisburg Authority has already paid Covanta \$800,000 on account of the

management services due and the City has contributed \$225,000, which also has been paid. As you know, the proposal is that the County would advance \$2,250,000 to the Harrisburg Authority for immediate payment to Covanta Energy Services. This will commit them to remain on the job until the comprehensive recovery plan is implemented and also they are covenanting under the Cooperation Agreement, as I indicated, to begin the bidding process for completion of construction of the Retrofit Project. We would be happy to respond to any questions that the Board might have. At some point I have a Resolution, which I am recommending.

Mr. Haste: I think we have debated this back and forth quite a bit. I think just to reiterate in case Covanta does pull out on Friday we, a couple weeks ago, had passed emergency waivers. Those waivers are still in place so that folks in the County do not have to worry about trash being picked up. We did take precautions to make sure that the trash would be picked up and taken elsewhere, if in fact this fails. The only thing that I would like to add to that is that I have had numerous conversations with different members of Council and the Authority and yesterday I did have the pleasure of sitting down with the President of the Authority and I know that they are earnest in getting this worked out as well. I think contrary to what you may see or hear in the media as they try to sensationalize this I think there are a lot of hardworking people trying to make sure that this does come to a good conclusion. I want to make sure that is noted as well. Resolutions?

Mr. Zwally: We recommend that this Board adopt the following Resolution to authorize and approve an advance of \$2,250,000 to the Harrisburg Authority for immediate payment to Covanta Energy Services in payment of past due management fees under the Interim Operating Agreement, subject to the following: the execution and delivery of a Cooperation Agreement between the County, the Authority, the City and Covanta pursuant to which Covanta will agree to remain as operator of the plant and to proceed with the bidding process for the completion of the Retrofit construction. Also subject to the execution and delivery of a Tri-Party Interim Funding Agreement under which these advances are to be made. The Tri-Party Interim Funding Agreement is being offered for approval in either one of two forms. Form I would provide in Section 2.2 that the City and the County would be committed to approve a Comprehensive Recovery Plan consistent with the outline in the Agreement. Form II contains changes which have been proposed by Note Counsel for the City and the Authority in which it permits some discretion by both the City and the County in terms of finding a comprehensive recovery plan acceptable, but also provides for the delivery of a note to the County and the delivery of the City's guaranty of that note in the event the advance made by the County is not repaid by December 1, 2007. As contemplated under the document, just as a matter of explanation, it is anticipated that the recovery plan would be submitted to both parties by November 1 and adopted by December 1, 2007 in which case payment of the advance would be made from the Recovery Plan working capital facility.

The Resolution is also subject to receipt of a letter from FSA, the bond insurer, in which they acknowledge this transaction and indicate they have no objection thereto. Also resolved that the form of agreements presented to this meeting are hereby approved,

that proper officers of the Board of Commissioners are authorized to execute and deliver the same subject to any technical changes or amendments, which shall be approved by your special counsel and chairman.

Mr. Haste: Are there any comments on the Resolution?

Mr. Hartwick: I think this is it. We need action to be taken and I think the tolerance of the Board to try to be involved with other language changes or not being able to come to an agreement on these two actions now. Again, the County now has given two options to the City. As one Commissioner, I am not willing to move forward with anything unless there is an agreement reached on either one of these two proposals. We need to take action and we are today and I encourage all parties involved to do their part in taking action tomorrow evening.

Mr. DiFrancesco: With all due respect to my colleagues, I'm done. I was done last week. I said it for many weeks that this thing has pushed on for several months with no resolution. Putting off a problem that costs us \$1 million a month I realize it is a difficult issue. I realize that the answer is not going to be popular, but the bottom line to put it off especially with the justification that has been presented in the newspaper, at least to me, is just not acceptable. At this point, as of Friday, I was done. I'm going to vote no on these today, but I fully realize that at some point folks are going to have to come together and get this problem under control, because this will be the death sentence of the City if it is not resolved. At this point, in order to enter into an agreement you have to have confidence in both parties and I'm not so sure either side has confidence in the other, but at this point I certainly do not have confidence in the folks that would be required to act on the terms of the Agreement and I will not put any more County money on the line when I'm so uncertain about the outcome and the parties that we are dealing with on the other side of the table. I know this is a tough issue and I know we are all struggling with what's right to do, but I'm done.

Mr. Hartwick: That will make two of us done if things are not accomplished by tomorrow. One other thing I want to note. We hear things. All of us do, from the grocery store to the supermarket to Sam's Club, about this particular issue. I think it's clear to note that we would do this in partnering with any of the other 39 municipalities when the situation is such that it would have such an economic impact on the entire region. I just don't understand how you would partner with a group and then become the blame of a group for this particular problem. The finger pointing and we are out here trying to be a partner. Any of the other municipalities would be grateful that we are being a partner in trying to assist them in this endeavor and not be the subject of name calling and finger pointing and trying to play the blame game in something that we have clearly, despite any of our political consequences, have still remained a partner despite all the name calling and finger pointing. We understand the responsibility we have as public servants and I'm just going to also agree with Nick that if something is not agreed to by tomorrow I will be the second vote that will step away from the table.

Mr. Haste: I think I used this analogy before. I feel like that Coast Guard rescuer where if you recall the previous Board had decided to send our waste to the incinerator, starting the partnership between the County and the City on this and when the Authority got into trouble three or four years ago and asked for us to help them out to be a co-signer so they could get a better interest rate thus saving dollars to get this plant finalized, I think the County dove into the water as that Coast Guard rescuer trying to make sure this plant did get to safety. Unfortunately, there was some bad intelligence and some bad information given to all parties involved at that time and the plan and the picture were not as presented. Unfortunately, the County is in that water. Somehow we have to try to bring this to a resolution. I think we have made every effort to do that. I know as one Commissioner I'm amazed that over the last three months how much this project has taken up my time when it is not even our facility. As was mentioned the vote to push this forward and try to help out probably is politically not a good thing for me to do. I've had a lot of my supporters and a lot of folks out there who have strongly urged me to let the ship sink. In good conscience I can't do that yet. I'm going to try to get this forward, but on the other hand there are only so many times you can have the person you're trying to save, push your head under the water until it's time to swim on your own. I really feel that is where we are at. As I've said, I've been encouraged over the last few days. I think some folks have realized the sincerity of this and maybe they did before, but they have expressed their desire to get this completed and I have faith in that happening. I think this is our, in fact, last shot to see this happen. If not, I think some bad consequences are about to occur.

Mr. Tully: Just a point of clarification. What we are doing is kind of procedurally unusual. Just so everyone has to follow through afterwards understands you are basically publicly voting on two options, either one of which can be accepted by the other two parties without any further action by you, which would then commit us to immediately transferring the \$2,250,000 without further vote of this Board. With that understanding then I think...

Mr. Haste: It is our understanding that Council is scheduled to meet tomorrow night and this is being proposed in anticipation of that meeting. We had heard that our first attempt that we thought was agreeable to everybody last week is not. That is why there is option B and the idea is if this passes there is not a need for a special meeting then on Friday, if this in fact is our action. We are trying again to show our cooperation in saying okay we heard the one did not work and here is another option that would work for us. As George said, we are now offering two options to Council for consideration tomorrow.

It was moved by Mr. Hartwick and seconded by Mr. Haste, with Mr. DiFrancesco voting "No" that the Board adopts the following Resolution #27-2007; motion carried.

RESOLUTION #27-2007

RESOLVED, that the Board of Commissioners of the county of Dauphin hereby authorize and approve an advance in the amount of \$2,250,000 to The Harrisburg

Authority (the “Authority”) for immediate payment to Covanta Energy Services, Inc. (“Covanta”) for past due management fees under a certain Interim Operation and Maintenance Agreement by and between the Authority and Covanta (the “Interim Agreement”), subject to the following conditions:

- (1) the execution and delivery of a Cooperation Agreement among the City of Harrisburg (the “City”), the Authority, the County and Covanta in the form presented to this meeting, providing for, inter alia, Covanta to remain as operator of the Resource Recovery Facility (the “Facility”) and for the commencement of the bidding process to complete construction of the Retrofit Project; and**
- (2) execution and delivery of a Tri-Party Interim Funding Agreement among the County, the City and the Authority in either one of the two forms presented to this meeting, as follows:**
 - (i) Form I, which provides, inter alia, in section 2.2 that the City and the County are required to approve a Comprehensive Recovery Plan; or**
 - (ii) Form II, which provides, inter alia, that the City and the County are required to approve a Comprehensive Recovery Plan only if it is acceptable to each of them respectively and which provides for delivery of a note and City Guaranty with respect to repayment of the County’s advance in the event a Comprehensive Recovery Plan is not adopted on or before December 1, 2007; and**
 - (iii) An acknowledgement by FSA, the bond insurer with respect to the Retrofit bonds that it has notice of these transactions and no objection thereto.**

FURTHER RESOLVED, that the Board of Commissioners hereby authorizes and approves the execution and delivery of the Cooperation Agreement and Tri-Party Interim Funding Agreement in the forms presented to this meeting with such changes as shall be approved by the Chairman of the Board of Commissioners and the Board’s special counsel with respect to this matter.

SALARY BOARD

A complete set of Salary Board Minutes are on file in the Chief Clerk’s Office.

PERSONNEL

Ms. Lengle: I have an Addendum. Are there any questions on the Addendum? (There was none.) I have no changes to the Personnel Packet.

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

PURCHASE ORDERS

Mr. Baratucci: The Packet is the same as it was last week. However, there was a request yesterday, through Commissioner Hartwick, for an item for some signs for one of our programs through Human Services. The discussion yesterday, I understand, was that you were looking to possibly approve this at the Workshop next week. However, if you are going to approve it anyway, the way our GEM system works is it is much easier to do purchase orders in a batch rather than try to do one by itself. In the interest of that plus if you are going to approve it anyway at the Workshop I would prefer if you could take a look at it today. That way we can put it in with all the others.

Mr. Hartwick: This was a request that came out of our community meeting with Bob Jennings and ourselves. We had a number of folks come forward and try to design signs that talked about it's our community, it's our responsibility about trying to encourage participation within the City limits to have people take ownership and become active participants in trying to clean up the neighborhood, become crime watch captains. This order actually is for 500 signs to be placed and displayed throughout the City. My understanding is the money would be coming from the Human Service Development Funds.

Mr. Baratucci: The only reason is it is much easier to put it into the batch that we are approving today rather than try to do something separate next week, as long as everybody is in agreement and doesn't have any questions. Obviously, if you do, we can put it off.

Mr. Hartwick: I was a little bit surprised by the last minute request. That is why I wanted to put it off until next week.

Mr. Baratucci: I asked them about that and they said the same thing that it was the result of a meeting that was held yesterday.

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

Mr. Baratucci: In addition last week I had presented a request from EMA for approval of a \$50 charge for a Blackberry for one of their employees. Commissioner DiFrancesco asked me a question about it prior to the meeting. I went out to do a little research. Most of the personal ones that we have approved, we approved a total of 19 of them so far, 12 of them the people paid the \$50 themselves, five were paid for out of Drug Forfeiture Money, one out of the Criminal Justice Grant and one out of Supervision Fees for Adult Probation. Twelve out of 19 were personal. The other seven were paid for by the County, but out of non-General Fund monies. I believe Commissioner DiFrancesco had a question because this request would come out of actual General Fund money. I just wanted to give you that background.

Mr. DiFrancesco: It is amazing that a \$50 purchase can create so much turmoil. It is all about precedent. This is an individual who probably uses his Blackberry out of the office a considerable amount of time and has made an offer to foot the bill for the monthly charges on his own, but would like us to pay the \$50 hook-up fee.

Mr. Baratucci: It does say here it's for the County HazMat team. I think there is HazMat funding. I'm not sure if that would be appropriate or would be a better place. We could check on that, if you would like. That is the history of what we have done with these requests.

Mr. DiFrancesco: Table it until next week.

REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR

Mr. Yohe handed out his Budget Report.

Report from the Office of Budget & Finance
October 10, 2007

- **September 28, 2007** transferred **\$3,728,744.18** to the **Payables** account and **\$2,173,402.68** to the **Payroll** account from the County's Concentration account for checks issued that week.
- **October 5, 2007** transferred **\$1,432,171.91** to the **Payables** account from the County's Concentration account for checks issued that week. (\$1.3 million RE Transfer Tax payment)
- **Total Term Investments – N/A**
- **Balance today in INVEST account \$138,167.37 rate 4.840%**
- **Balance today in Community Banks investment account \$65,400,133.24 rate 5.250%**
(This rate is fixed for the month)
- **Balance today in Sovereign Bank investment account \$21,292,795.11 rate 5.080%** (This equals today's 1-month LIBOR rate of 5.130% minus 5 basis points)
- **Balance today in PNC Bank investment account \$1,549.56 rate 4.600%** (This equals today's Fed Funds rate of 4.750% minus 15 basis points)
- **Balance today in Graystone Bank investment account \$1,440.35 rate 4.650%** (This equals today's Fed Funds rate of 4.750% minus 10 basis points)
- **Balance today in Commerce Bank investment account \$1,406.30 rate 3.175%** (This equals today's 90-day T-Bill rate of 3.925% minus 75 basis points)

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

Budget Amendments

Mr. Yohe: It is the September 30, 2007 Budget Amendments. It is actually the Third Quarter for the calendar year funds and the First Quarter for the 2007/08 Fiscal Funds. The Report just highlights any changes to the bottom line to any of the County Funds. Do you have any questions? If not, I would ask for a vote to approve the First Quarter 2007/08 Amendments and the Third Quarter 2007 Amendments.

It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve the 1st Quarter 2007/2008 Budget Amendments and the 3rd Quarter 2007 Budget Amendments; motion carried.

REPORT FROM CHIEF CLERK/CHIEF OF STAFF – CHAD SAYLOR

Mr. Saylor: The Resolution that we adopted today will be #27-2007.

Again, this week we have received nothing from the Authority regarding their plan for the incinerator.

REPORT FROM SOLICITOR – WILLIAM TULLY, ESQ.

Mr. Tully: The matters listed for action have been reviewed and ready to go. I would be happy to answer any questions you might have. (There was none.)

MATTERS REQUIRING BOARD ACTION

Mr. Haste: We have Matters Requiring Board Actions, Items A through AA. Are there any that need to be pulled out?

Mr. Hartwick: Yes, I would like to pull Item E until I have an opportunity to review that particular Agreement.

It was moved by Mr. DiFrancesco and seconded by Mr. Hartwick that the Board approve Matters Requiring Board Action Items A through AA, minus Item E; motion carried.

- A. Training Packet.
- B. Tax Refunds:
 - 1. Refund of 2005 Interim Real Estate Taxes and Refund of 2006 and 2007 Annual Real Estate Taxes, Parcel #62-069-106 – Virgenmina Castillo - \$193.00.
 - 2. Refund of 2002, 2003, 2004, 2005, 2006 and 2007 Real Estate Taxes, Parcel #56-001-025 – Irvin and Janice Engle - \$271.47.

3. Refund of 2007 Real Estate Taxes, Parcel #63-073-029 – Bruce & Cyntria Cavanaugh - \$989.98.
 4. Refund of 2007 Real Estate Taxes - Parcel #33-006-026, #33-006-032 and #33-006-044 – Terrence and Valerie Doyle - \$477.30.
 5. Refund of 2007 Real Estate Taxes, Parcel #62-019-102 – Robert and Lan Ziegler - \$128.88.
- C. Purchase of Service Per Diem Rates for Children and Youth and:
1. A Place To Go
 2. Keystone Education and Youth Services (JPO referrals only)
- D. Satisfaction Agreement for Dieudonne Habimana for property located on 5417 Pond Road, Harrisburg, PA 17111 (\$5,000.00).
- E. Dental Renewal Contract between Dauphin County and United Concordia – effective 1/1/08 – 12/31/08. **(Pulled)**
- F. Agreement for Janitorial Services between Dauphin County Facilities Maintenance and Derry Township. Facilities Maintenance shall provide janitorial services for the sum of \$3,500.00 per month for the following: Derry Township Library, Hershey Recreation Center, Tax Office, Fitness Room, Public Works Facility, Administration Building and Police Building.
- G. Herbert, Rowland & Grubic Proposal for Engineering Services for the Spring Creek Outfall Erosion Remediation.
- H. Certificate of Approval relative to the Issuance of Montgomery County Industrial Development Authority for Series of 2007 Revenue Bonds or Notes for NHS III Properties, LLC Project.
- I. Amendment to current Agreement between Dauphin County Emergency Management and A & T Language Line Service to replace pricing, resulting in a 40% savings.
- J. Purchase of Service Agreement between Area Agency on Aging and Home Care Angels, LLC.
- K. Purchase of Service Agreements between Children and Youth and:
1. Cornell Abraxas Group, Inc.
 2. NHS Youth Services, Inc.
 3. Northwestern Human Services of Pennsylvania, Inc.
- L. Certification Statement of Receipts and Expenditures.
- M. MH Purchase of Service Agreements between MH/MR and:
1. Central Pennsylvania Supportive Services, Inc.
 2. Colonial Pines Golden Age Home, Inc.
 3. Grayson Harrisburg Limited Partnership
- N. MR Waiver Purchase of Service Agreements between MH/MR and:

1. Maxim Healthcare Services
 2. Grayson Harrisburg Limited Partnership
- O. Amendments to Purchase of Service Agreements between MH/MR and:
1. Central Pennsylvania Supportive Services, Inc. – Amendment #1
 2. Lawrence Vuxta – Amendment #1
 3. NAMI Pennsylvania – Amendment #1
 4. Merle Crawford, M.S., OTR/L – Amendment #1
 5. Megan Lesko, M.A., CCC-SLP – Amendment #1
 6. T. W. Ponessa & Associates Counseling Services, Inc. – Amendment #1
 7. Barbara Weber, M.S., CCC-SLP – Amendment #1
- P. LTSR and HCQU Agreements between Dauphin County and Cumberland and Perry Counties.
- Q. LTSR Agreement and Amendment between Dauphin County and Franklin and Fulton County.
- R. Service Agreement between Dauphin County Emergency Management Agency and Verizon to add two (2) Vesta workstations in the Emergency Communications Center. Agreement is for 12 months of maintenance service and a nonrecurring charge of \$48,500.00.
- S. Appointment of Robert L. Knupp as Special Counsel for certain legal matters.
- T. Medical Assistance Transportation Program.
- U. Assignment of Lease to Barry J. Patrick and Darlene R. Hurley (Assignees) for a tract of land 500' x 500' in Jackson Township, for a communication tower and shelter. Due to the death of Frank T. Patrick on December 24, 2004, the above-referenced real estate was conveyed to Assignees as Joint Tenants with Right of Survivorship.
- V. SpyGlass Snapshot Audit Agreement between Dauphin County and the SpyGlass Group, Inc., an Ohio Corp. SpyGlass to analyze primary telecommunications service accounts for a fee of \$4,000 payable in two equal installments.
- W. Volunteer Agreement between Dauphin County Solid Waste Management and Recycling and You-Pick Charity for 10-15 volunteers to participate in the October 13th Community Recycling Day at Harrisburg Area Community College.
- X. Engagement Letter between Dauphin County and McNees, Wallace & Nurick.
- Y. Access Agreement between Dauphin County Commissioners and KFJ Ltd. grants access to property owned by KFJ Ltd., identified as tax parcel 63-024-120, for the purposes of remediation of erosion at a storm sewer outfall from the Dauphin County Prison (site).
- Z. Resolution to retain Charles Zwally, Esq. as Special Counsel to Dauphin County's Solid Waste Authority.
- AA. Proposal from Davis for Renewal of Vision Benefits Agreement, carrying a guarantee of the current rate, with no rate increase over the next two years.

FORMER BUSINESS

(There was none.)

NEW BUSINESS

(There was none.)

COMMISSIONERS' DISCUSSION & ACTIONS

Mr. Hartwick: Just thanking all those Solid Waste employees and Kelly Wolf in particular for organizing an event to clean up one of the worst alleys in the City of Harrisburg yesterday. I think I'm still trying to get the smell off of me. It was a huge success. I want to thank the City of Harrisburg and all of those who participated in the clean-up. Yesterday we met and this is going to be the first of many clean-ups that we are going to be involved in within the City limits. We are going to do the next one a little bit differently. We are also going to notify people in a three block area prior to us arriving and ask for citizen participation. We saw a lot of people staring yesterday, but not too many people grabbed brooms and rakes to be able to assist us. So, we need to encourage individuals from those specific areas to take ownership and also to help us in the process and then following the actual clean-up we are going to be knocking on doors in each one of those neighborhoods asking people to become block captains, notifying and giving them information for the Codes Office and try to have them be involved in making sure that illegal dumping doesn't occur in the future, assisting us with people who actually do dump in the future, being the eyes and the ears to notify the appropriate authorities so we can enact the appropriate fines and criminal justice sentences to anybody who chooses to dump illegally. We have changed our ordinances. It is \$1,000 fine for individuals who choose to dump illegally and also they can face some jail time. We need to make sure that once the areas are cleaned up they stay cleaned up and that is only going to happen through leadership within the neighborhoods. Thanks Kelly!

Mr. Haste: Just so you don't take all the thunder. I took the early shift.

Mr. Hartwick: I took the late shift.

Mr. Haste: George knows how to show up when the media gets there.

Mr. DiFrancesco: Last Wednesday, Thursday and Friday I had the opportunity to go up to the JDCAP Conference in State College. JDCAP is the Juvenile Detention Center Association of PA. What I find by going to this conference is it is really a good opportunity to get into some of the key issues that are going on in juvenile detention. It is amazing to me how different between the CCAP Conference and when you get into these conferences where they are focused on people who work the job 24 hours a day, the sessions seem to be a lot more in-depth and you get a lot more out of them. It is really good stuff. I wanted to bring up that every year JDCAP honors programs and

people throughout the Commonwealth in juvenile detention facilities. They have two top awards. One of those awards goes to someone who actually works inside the facility and the other award is given to somebody who is an outsider who works with the kids in the facility, but they are not associated with the facility formally as an employee. I'm very proud to say that the two top awards were given to folks related to the Schaffner Center. Laura Kempton took the award for the top employee in the State inside a facility and Sandy Krevsky was honored for his many years of work to the kids in this community as the person outside the facility. Dauphin County took two of the highest awards that the Association gave out. It was a pretty exciting night and a pretty proud moment for the folks at Schaffer who were up there. It was a good night for Dauphin County.

CORRESPONDENCE

Mr. Haste: The correspondence was received by the Board this week Items A through H which will be handled by the staff appropriately.

- A. Notification from Robert Kessler advising that he is applying to DEP for a General Permit for the installation of an agricultural stream crossing on his property in Mifflin Township.
- B. Notification from Hershey's advising that H.B. Reese Candy Co. has submitted a State Only Operating Permit application to DEP for compliance with the Pennsylvania Air Pollution Control Act.
- C. Notification from Ames True Temer advising that they are applying to DEP for a Title V Operating Permit #22-05014 for its facilities located at 1500 S. Cameron St., Harrisburg.
- D. Notification from the Cremation Society of Pennsylvania advising that they have submitted a Natural Minor (State Only) Operating Permit Renewal Application to DEP for compliance with the Pennsylvania Air Pollution Control Act.
- E. Notification from the PA DEP advising that Meadowcreek Coal Co., Inc. has made application to the DEP for a Mine Permit to conduct mining activities in Williams Township, Dauphin County.
- F. Receipt of the Dauphin County Hospital Authority's Annual Report of Municipal Authorities for the fiscal year ending June 2007.
- G. Notification from Navarro & Wright advising that 2901 Linglestown, L.P. is applying to DEP for a General NPDES Storm Discharge Permit associated with construction activities and an Outfall Permit for the Centric Bank project in Susquehanna Township.
- H. Notification from Benetec Associates advising that Hershey Entertainment & Resorts is submitting an application for coverage under the General NPDES Permit for Stormwater Discharges Associated with Construction Activities from DEP for the Cottages at the Hotel Hershey.

PUBLIC PARTICIPATION

Mr. Haste: Is there anyone in the audience at this time 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