



DAUPHIN COUNTY BOARD OF COMMISSIONERS

LEGISLATIVE MEETING

WEDNESDAY, MARCH 26, 2003 (10:00 A.M.)

MEMBERS PRESENT

Jeff Haste, Chairman
Lowman Henry, Vice Chairman
Anthony Petrucci, Secretary

STAFF PRESENT

Robert Burns, Chief Clerk; Julia Nace, Assistant Chief Clerk; Bill Tully, Esq., Solicitor; Guy Beneventano, Esq., Assistant Solicitor; Marie Rebuck, Controller; Bob Dick, Treasurer; Phil Spaseff, Recorder of Deeds; Randy Baratucci, Director of Purchasing; Mike Yohe, Director of Budget & Finance; Jim Frandano, Information Technology; Rick Wynn, Director of Human Services; Mike Pries, Director of Safety and Security; Edgar Cohen, Director of Facility Maintenance; Jennifer Kocher, Director of Communications; Dan Robinson, Director of Economic Development; Anthony White, Director of Fiscal Affairs; Bob Knupp, Esq.; Greg Schneider, Commissioners' Office; Jane Gordon, Commissioners' Office; Kacey Truax, Commissioners' Office; Dan Mosel, Human Services; Gary Serhan, Controller's Office; Faye Fisher, Personnel; Sharon Ludwig, Personnel; Garry Esworthy, Risk Manager; Diane McNaughton, Communications; Melanie McCaffrey, Solicitor's Office; Donna Price, Controller's Office; Shari Eagle, Information Technology; Jim Albert, Commissioners' Office.

GUESTS PRESENT

Jack Sherzer, Patriot-News; Sondra Mosten, Tom Smida, Esq.; Loretta Barbee-Dare; Bill Cluck, Bill Hawk, General Authority; Dave Tristan, ABC27.

MINUTES

CALL TO ORDER

Mr. Haste, Chairman of the Board, called the meeting to order at 10:00 a.m.

MOMENT OF SILENCE

Everyone observed a moment of silence

PLEDGE OF ALLEGIANCE

Everyone stood for the Pledge of Allegiance

APPROVAL OF MINUTES

Mr. Haste: We have in front of us five sets of Minutes. Those are the February 19th Workshop Minutes, the February 25th Legislative Minutes, the March 6th Workshop Minutes, the March 13th Legislative Minutes and the March 13th Salary Board Minutes. Is there a motion to approve the Minutes?

Mr. Henry: So moved.

Mr. Haste: I'll second the motion. All those in favor signify by saying aye.

Mr. Henry: Aye.

Mr. Haste: Aye. Opposed. Motion carries.

EXECUTIVE SESSIONS HELD BETWEEN MEETINGS

Mr. Haste: Executive Sessions held between meetings, Mr. Burns.

Mr. Burns: Mr. Chairman, there was one Executive Session on March 17, 2003. Real Estate issues and matters in litigation were discussed.

PUBLIC PARTICIPATION

Mr. Haste: Ok. We are at the time in our meeting for Public participation. Is there anyone in the audience that would like to address anything that is on the Agenda for today?

DEPARTMENT DIRECTORS/GUESTS

Mr. Haste: Department directors. If I could at this time, it is not on the Agenda but I know it is an item that we need to address. Mr. Hawk would you come forward. I know the General Authority has something that you would like to bring before us.

Mr. Hawk: (off microphone) In my stead, if you don't mind, Tom Smida will make the comments.

Mr. Smida: Good morning. You have before you, hopefully, a copy of an Ordinance that we have prepared. This is in connection with contemplated refinancing that will take into account the series 1993 and the series 1998 bonds that were issued to finance the Dauphin Highlands Golf Course. At present there is a refunding opportunity that will be to the benefit of the Authority and the County to the extent of about \$150,000. This Ordinance authorizes the County to issue its guarantee of these bonds which we believe will be in the amount of \$3,365,000. It also authorizes the filings that are required under the local government unit debt act to incur this debt as a lease rental debt. It will not impact the County because we will be filing exclusion proceedings that will allow it to be treated as self liquidating. That is in essence a summary of this rather lengthy Ordinance that we circulated. It has been advertised. It will be subsequently advertised as required by the Act. The bonds themselves will be sold April 9th at a special meeting of the General Authority.

Mr. Haste: It is my understanding, all this is, is to take advantage of the lower interest rates. You are going to recoup some cash out of it and there is no additional obligation by the County.

Mr. Smida: Not in the least. We are taking a much higher principal debt, reducing it, because we can save with the reduction in the interest rates.

Mr. Haste: And this is for the bond issues that are on the Golf Course.

Mr. Smida: Yes. The series 1993 and the series 1998.

Mr. Henry: And the County is currently a guarantor of those bonds already which is why we need to take this action. This is not a new guarantee, it is just allowing the financing.

Mr. Smida: That's correct.

Mr. Haste: Any questions? Bob, do you know the number of this Ordinance?

Mr. Burns: Ordinance No. 2-2003.

Mr. Haste: If there are no further questions, is there a motion to adopt Ordinance No. 2-2003?

Mr. Henry: So moved.

Mr. Haste: I'll second. All those in favor signify by saying aye.

Mr. Henry: Aye.

Mr. Haste: Aye. Motion carries. Thank you.

SALARY BOARD

The Salary Board Minutes are on file in the Commissioners' Office.

PERSONNEL

Mr. Haste: Personnel.

Ms. Fisher: There are four transfers that I would like to add as an addendum to the Personnel packet. These transfers are located behind your green sheet and they are all for Dauphin Manor. The rest of the Personnel packet stands as presented.

Mr. Haste: Are there any questions for Faye on the Personnel packet?

Mr. Henry: Do we have Faye's position listed here?

Mr. Haste: No. It is my understanding that it will be in the next packet.

Mr. Henry: I'll make a motion that we approve the packet.

Mr. Haste: I'll second it. All those in favor signify by saying aye.

Mr. Henry: Aye.

Mr. Haste: Aye. Motion carries.

OVERTIME

Mr. Haste: Overtime.

Ms. Fisher: The Overtime report for pay period 5 stands as presented.

Mr. Haste: Is there a motion to approve the Overtime report?

Mr. Henry: So moved.

Mr. Haste: I'll second. All those in favor signify by saying aye.

Mr. Henry: Aye.

Mr. Haste: Aye. Motion carries. Thanks, Faye.

PURCHASE ORDERS

Mr. Haste: Randy.

Mr. Baratucci: Commissioners, you should have your purchase order packet in front of you. There was one addition. It is on the very last page. What it was is a Gerry chair for out at the Manor. One of the residents there needed it. Dauphin Manor talked to Commissioner Henry's office and asked if they could have this added. So that item was added since last week. The Budget issues were resolved so I am asking that you approve the packet in front of you with that one addition from last week.

Mr. Haste: Any questions for Randy? Is there a motion to approve the packet?

Mr. Henry: So moved.

Mr. Haste: Second. All those in favor signify by saying aye.

Mr. Henry: Aye.

Mr. Haste: Aye. Motion carries.

REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR

Mr. Haste: Mr. Yohe.

Mr. Yohe: Good morning.

- **March 14, 2003** transferred **\$308,928.39** to the **Payables** account **from the County's Concentration account** for checks issued that week.
- **March 21, 2003** transferred **\$6,602,673.84** to the **Payables** account **and \$1,770,178.19** 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 \$120,137.72 rate 1.23%**
- **Balance today in First Union Money Market account \$ 0.00**
- **Balance today in Northwest Savings Bank Money Market account \$22,565,599.65 rate 2.5%**

Mr. Henry: Are you seeing any movement in the interest rates yet or are they still holding?

Mr. Yohe: I saw that the Invest went up .03%. That is the first time that I have seen Invest go up. That's one of the reasons that I am keeping that open. That gives me a gauge on where the actual interest rates are. This rate that we are getting at Northwest is much higher than any place else.

Mr. Henry: We only have that until June or July?

Mr. Yohe: August.

Mr. Haste: That's something when 2.5 looks good. Any questions for Mr. Yohe? Thanks, Mike.

REPORT FROM CHIEF CLERK/CHIEF OF STAFF – ROBERT BURNS

Mr. Haste: Report from our Chief Clerk, Mr. Burns.

Mr. Burns: Mr. Chairman, I have one informational items and two requests for direction from the Board. First I wanted to report that we received an arbitration award on March 15 relative to a grievance that has been ongoing at Schaffner Youth Detention Center over the issue of overtime. The issue really involved whether or not the County had to allow overtime regardless if we felt we needed extra staffing or not. We received a favorable award from the arbitrator indicating that our staffing levels have always been consistent with Department of Public Welfare guidelines and the contract itself does not obligate us to overtime although past practice did involve extra overtime. In any event the award is in favor of the County and you may recall Commissioners, that was a major reason why the Board decided to accept the arbitration award to keep the Schaffner Youth Detention Center open was because we felt that there would be significant reductions in overtime under the terms of the arbitration award and in fact that is what we found. So that's good news.

Second, Mike Wertz has asked us if the Commissioners would request the Controller to issue a check to a vendor who we contracted with to request radio frequency licenses and I believe that the Board was going to consider approving that request and asking Marie if she would issue that check perhaps out of order when she gets the request. We have that here for your consideration.

Mr. Haste: Is there a motion to approve the issuance of the check in the amount of \$18,690 to APCO?

Mr. Henry: So moved.

Mr. Haste: Is there a second?

Mr. Petrucci: Second.

Mr. Haste: All those in favor signify by saying aye.

All: Aye.

Mr. Haste: Motion carries.

Mr. Burns: Lastly, Mr. Chairman, I circulated a request last week to the Board at the request of the Dauphin County General Authority Board of Directors relative to the renovations going on at the Human Service Building. The General Authority, as you know, issued a bond and is paying for that work. They have asked that the County sign off on change orders since we are the users of that building to make sure that the change orders are consistent with what we need. In the past, Commissioner Payne signed off on all change orders. The General Authority has now requested that either I do it or the Board does it. The ones they have submitted to me I have forwarded to Edgar Cohen and Buchart/Horn who is the project manager to make sure that they are in agreement that the change order is appropriate. I'm asking the Board now if you would like to take a position on whether or not you want to sign off on those or whether you would like me to do that.

Mr. Petrucci: Mr. Chairman, in deference to the history of what has transpired over the last years or so, it was my recommendation that while we allow the Chief Clerk to handle change orders that at least he needed to get an approval for that change order from the Commissioners before he proceeded with them. So I was asking not that it be done at a Board meeting to not hold up things but that he would at least first check with the Commissioners before the change order would be approved. I think that would be an essential requirement.

Mr. Haste: My understanding was that it is actually an administrative function. They were asking Mr. Burns to be able to sign off on it and then it would be brought before the Board of Commissioners. The change order has to come before the Board for approval.

Mr. Burns: In this case Commissioner, I should have made clear, the General Authority actually is the one who issued the bond and pays the bills. In theory there is no approval at all required. They just want for their own comfort level they would like to be sure that the Commissioners were ok with it from a budget perspective.

Mr. Haste: I think that it is appropriate that Bob be the one that is the point person for us. I'm sure as Bob does with everything else he will keep us informed.

Mr. Burns: Certainly. Thank you. That's all I have today, Mr. Chairman.

Mr. Haste: Everybody is in agreement that Bob can be the point person?

Mr. Petrucci: Yes.

Mr. Henry: Yes.

Mr. Haste: Very good. Any thing else?

Mr. Burns: That's all today, Mr. Chairman.

MATTERS REQUIRING BOARD ACTION

Mr. Haste: Training Packet.

- A. Training Packet

Mr. Burns: Commissioners, the packet stands as it was presented at the Workshop Meeting.

Mr. Haste: We have items A through Y. Two that I would like to bring attention to and before we vote I would like to talk about. One would be item R and the other is item S. Dan Robinson would you come forward and again inform us what item R is.

- B. Approval of FY02/03 Per Diem Rates between Children & Youth Agency and:
 - 1. Keystone Children & Family Services, Inc.
 - Community Rehab. Residence \$162.84/day
 - CRR Host Home-Room, Board, & clothing \$ 15.86/day
- C. Domestic Violence PCCD Grant #2000-2001 VA 06-010477 in the amount of \$120,000 for a period of July 2003-June 2004 administered by the District Attorney's Office.
- D. Subordination Agreements with the following individuals:
 - 1. Angela D. Gumby for property located at 2786 Rumson Drive, Hbg.
 - 2. Barry C. Torrey for property located at 4307 Locust Lane, Hbg.
- E. Electronic Equipment Recycling Collection Program Agreement between Dauphin County Solid Waste and Envirocycle, Inc.
- F. Maintenance Agreement between Schaffner Youth Center and G. R. Sponaugle & Sons, Inc., for facility electrical distribution systems.
- G. Agreement for Secure Detention Services between Schaffner Youth Center and Luzerne County.
- H. Authorization of a Support Letter to the Dauphin County Historical Society to accompany their application for a grant to the Pennsylvania Historical Museum and Commission.
- I. Annual Renewal Contract between Dauphin County and Westlaw for the District Attorney's Office, Public Defender's Office and Solicitor's Office.
- J. Commissioners' Consent to Settlement Stipulations for the following Assessment Appeals:
 - 1. Manor Inn Associates (Days Inn), tax parcel #62-015-288

2. Kimco Realty Corp. (Olmstead Plaza), tax parcel #36-023-014
 3. David A. Krulac (property located between Upper Paxton Township and Jackson Twp.), tax parcel #65-036-056
- K. Amendment #1 to FY02/03 Purchase of Service Agreement between Dauphin County Adult and Family Services and ACCEPT Supportive Care, Inc.
- L. Amendment #4 to the 7/01/00 thru 6/30/05 master Single County Authority (SCA) Agreement between Dauphin County Human Services Agency and the PA Dept. of Health.
- M. Amendment #2 to the Agreement between the Capitol Area Behavioral Health Collaborative (CABHC) and Healthassurance Pennsylvania, Inc.
- N. Purchase of Service Agreements for FY02/03 between Area Agency on Aging and:
1. The Steelton Community Development Foundation, Inc.
 2. Millersburg Area School District
 3. Pennsylvania Environmental Council
 4. McCann-Cannard & Associates, Inc.
- O. Amendment #1 to FY02/03 Purchase of Service between Area Agency on Aging and the Visiting Nurse Association of Central PA.
- P. Adoption Assistance Agreements:
1. #2003-3
 2. #2003-4
 3. #2003-5
- Q. Amendment #1 to Adoption Assistance Agreement #2000-18.
- R. Adopt Resolution No. 3-2003 approving initial actions of Dauphin County Economic Development Corporation to consider undertaking acquisition and development of a parking facilities project in the City of Harrisburg and acknowledging the need for this County's Guaranty to support any debt incurred by said corporation.
- S. Resolution No. 4-2003 supporting the U. S. American Troops in Iraq.
- T. Approval of Continuation of a PCCD Subgrant #2000-DS-16-012308 for The Program for Female Offenders project period of time 7/01/03 thru 9/30/03 in the amount of \$49,269.00 administered by Human Services Agency.
- U. Agreement between Dauphin County and McDonald's permitting the sharing of a sanitary sewer crossing under Paxton Street and the Paxton Street Property Development.
- V. Real Estate Tax Refunds:
1. Partial Refund of 2002 Real Estate Taxes to Robert Beleski, Poplar Ridge Lane, Middle Paxton Township, parcel 43-003-011, in the amt. of \$73.51.
 2. Partial Refund of 2002 Real Estate Taxes to Louis F. & June L. Gallo, 311 Eddington Avenue, Swatara Township, parcel #63-073-021 & parcel #63-073-199 in the amount of \$46.63.

3. Partial Refund of 2002 Real Estate Taxes to Lewdin Realty Company, 765 Eisenhower Blvd., Swatara Township, parcel #63-027-194 in the amount of \$6,953.30.
 4. Partial Refund of 2002 Real Estate Taxes to Eastridge Apartments, Worcester Avenue, Swatara Township, parcel #63-015-068, in the amount of \$1,147.29.
 5. Partial Refund of 2002 Real Estate Taxes to Pennsylvania DUI Association, 2413 N. Front St., Harrisburg, parcel #10-067-018, in the amount of \$73.51.
- X. Change Order No. 08-004 with Macri Concrete, B. P. 8 – Cast-in-Place, in an add amt. of \$4,859.00 for the Dauphin Manor renovations project. (Paid for by Alexander's fee)
- Y. Renaming of Dauphin Manor – Spring Creek Rehabilitation & Health Care Center.

Mr. Robinson: Again item R would be for the County to guarantee and allow the Industrial Development Authority to move forward on pursuing purchasing of parking at the 17 North Second Street property. Are there any questions from the Board?

Mr. Haste: Are there any other questions or concerns? I know Mr. Burns had raised some questions last week and I believe that they have all been addressed.

Mr. Burns: Correct, Mr. Chairman.

Mr. Petrucci: Just a general question if I might. The Industrial Development Authority borrowing authority and ownership authority. You are saying, not really the Industrial Development Authority will own this but the Dauphin County.....

Mr. Robinson: Economic Development Corporation. The Industrial Development Authority would float the bonds and we are pursuing tax exempt bond financing.

Mr. Petrucci: Have you through that institution already accumulated amounts of property? Or is this your first?

Mr. Robinson: We have no ownership in that institution. We have been the lease holder of record on other properties.

Mr. Petrucci: Lease holder of record.

Mr. Robinson: Again that is typically a pass through. For example the Team Pennsylvania Career Link in Derry Township, because they need a 501C3 Economic Development Corporation to be the leasee of record we have committed to that with a no recourse lease.

Mr. Petrucci: What is the relationship of the corporation to the Board of Commissioners?

Mr. Robinson: The Commissioners appoint the Board.

Mr. Petrucci: Do we have control over the programs that are undertaken by the corporation? To give an example of where I'm going here, the Dauphin County General Authority is able to undertake activity with the consent of the Board of Commissioners. That is, it can't really start any new project now unless it has approval by the Board of Commissioners. That was an amendment to the ordinance that we placed on the Board some time ago if it is dealing with anything outside of the County.

Mr. Henry: That is an ordinance that was passed by the County. Looking at what municipal authorities around the state have done I'm not sure that if somebody wanted to challenge that ordinance legally it wouldn't be over turned. I think the County, that ordinance, has in essence superceded or attempted to supercede state law which we can not do. Basically I think with the Industrial Development Authority as well as with the General Authority our control as a Board is through who we appoint to that board and making sure that the people share our policy goals and philosophies. There is actually more close control over the Industrial Development Authority than the General Authority because the appointees to the General Authority serve for a set period of years. We can not compel their replacement or removal during that set period of years. At the Industrial Development Authority the members serve at the pleasure of the County Board of Commissioners. So if the Industrial Development Authority started heading down a path that the Board of Commissioners was displeased with we then could immediately remove and replace any member or members to acquire a majority to compel what we wanted to have happen. So we actually have a lot more close control over the Industrial Development Authority than we do over the General Authority.

Mr. Haste: I think Commissioner Henry is right, our influence is the appointment of General Authority and then our willingness to back certain bond issues.

Mr. Robinson: Much like the Hospital Authority.

Mr. Henry: They can act without our guarantee or backing but many times a deal will not fly because the fact that you have a governmental entity in terms of the County pledging the full faith and credit to the tax payers to an entity gives it a much high degree of certainty on the markets and brings you better interest rates.

Mr. Robinson: Without the County's backing we can't proceed with the deal as presented.

Mr. Henry: The interest rate, the rates that the bonds would sell for would simply not be feasible at that point. There is a value to our backing.

Mr. Petrucci: We do have a little more control than that however. We have the right to create the General Authority and we have the right to abolish the General Authority.

Mr. Henry: You can only abolish it at the point that all of the outstanding bonds and obligations are satisfied.

Mr. Petrucci: That would certainly be a part of it.

Mr. Henry: I will attest to the degree of difficulty of accomplishing that with two words – Forum Place. While reigning in entities is a good thing, practically speaking even though you as a County have the ability to abolish the Authority, until those bond obligation are satisfied you can not do so because of other legal restrictions upon you. In terms of the Industrial Development Authority, the Industrial Development Authority does not have as many projects outstanding as the Dauphin County General Authority which in previous years was far more active.

Mr. Petrucci: We need a General Authority or an Industrial Development Authority to do these kinds of work. I find it to be very valuable. But I do need to have clarified the role of the Dauphin County Economic Development Corporation to the Industrial Development Authority and to the Board of Commissioners so that I am clear about the responsibilities about to be undertaken with this project. The Corporation is appointed you say? You have your own separate Board for the corporation?

Mr. Robinson: They are the same Board as the Industrial Development Authority. They serve concurrently. In theory they could be a separate Board but the Board of Commissioners in the past have chosen them to be the same Board. I think back to Bob's, some of the emails that went around, if the parking garage for some reason would be turned down by the City or the Harrisburg Parking Authority then you have guaranteed nothing. Nothing ventured, nothing lost.

Mr. Petrucci: So the accountability for the Corporation largely is to the officers of the Corporation and through them to the Industrial Development Authority. The Industrial Development Authority is, we hold the Industrial Development Authority accountable to the degree that we appoint officials to that and oversee what they do. And in this case they are asking us to guarantee the bond issue on this acquisition of these two floors on this building.

Mr. Robinson: Yes.

Mr. Petrucci: Very good.

Mr. Henry: Two floors of parking.

Mr. Petrucci: Thank you very much.

Mr. Haste: It is my understanding before it moves forward it has to get approval by the Harrisburg Parking Authority and I think that was the issue that brought up was what happen if they don't get the approval. If they don't get the approval and it doesn't move forward we are not obligated.

Mr. Robinson: I have come before this Board before I have even presented it in detail to the Industrial Development Authority or the Corporation Board. As I said there is no

reason to present it to them if the County will not guarantee it so you all are more briefed than they are at this point.

Mr. Haste: Any other questions for Dan? Item S, Commissioner Henry if you would like to read the Resolution.

Mr. Henry: Thank you, Commissioner. We have a Resolution, No. 4-2003. As the Chairman referenced at the beginning of the meeting when we did our moment of silence many young Americans are presently in harms way in Iraq and Kuwait as well as many other spots around the globe where we are undertaking peace keeping efforts. There will be a rally at noon on Saturday at the Capitol. It will be a pro-America rally supporting our troops. The Board of Commissioners desires to officially extend its support to our troops as well. Hence we have had the following Resolution drafted.

Whereas, on March 19, 2003, the young men and women of America's military began a campaign that has taken them to Iraq to face and unknown future;

Whereas, because of the bravery and courage of the men and women in our active-duty military, we continue enjoy the freedom to speak freely on the courthouse steps, practice the religion of our choosing and enjoy the other liberties of our democracy;

Whereas, many Dauphin County teachers, police officers, businessmen and more are military reservists who have put down their books, badges, briefcases and ladders and, without hesitation, answered their call to duty in defense of our freedoms and ideals;

Whereas, the men and women of the military are our husbands and wives, sons and daughters, brothers and sisters, and neighbors, who did not make the decision to go to war, but have, without question, followed their love of country and its freedom to a place where free speech, the right to vote and human dignity are unknown;

Whereas, on Sept. 11, 2001, we as a country were attacked for the principles that define a free people and now our military is responding so that others may enjoy the freedoms we hold so dear;

Whereas, it is a difficult time, but it is at times like this as we pull together as a country and as a community uniting behind the men and women of our armed forces who are standing tall in the face of immorality.

THEREFORE, we, the Dauphin County Commissioners, resolve to fully support the men and women in the U.S. Marines, Navy, Army, Air Force and Coast Guard, wishing them a safe journey as we join the residents of Dauphin County in praying for their protection as they protect us.

DULY RESOLVED AND ADOPTED, this the 26th day of March 2003, by the Board of County Commissioners of Dauphin County, Pennsylvania in a lawful session duly assembled.

I will make that a motion, Mr. Chairman.

Mr. Haste: Is there a second?

Mr. Petrucci: There is a second.

Mr. Haste: All those in favor signify by saying aye.

All: Aye.

Mr. Haste: Opposed? Motion carries. With that I would strongly encourage everybody who is around and can be there that day and feels the same to be there and show your colors. Are there any other items between A and X.

Mr. Henry: If I may, I would like to give a little background on U and Y. U is an agreement permitting Dauphin County McDonald's to share a sanitary sewer crossing under Paxton Street. This has to do with the McDonald's that is being constructed adjacent to Dauphin Manor. As it has been reported to this Board in the past we are planning to undertake development of property that will be vacated when the old Dauphin Manor is torn down. The sewer line has been a bit of a project for us but I think we are now ready to proceed with that. Between Jane Gordon and Swatara Township and RBA Associates in a space of a couple of days they have resolved what could have been a major snag in getting that restaurant done and that development up and running. So I would like to express appreciation to all of them for moving quickly to resolve that.

Item Y also has to do with Dauphin Manor and the renaming of the facility. As we are all aware, we are going to be within the next couple of months opening our new residential wing and our new administration and activities wing at Dauphin Manor. Essentially a new facility. As part of that, discussion occurred among the staff at Dauphin Manor as to whether it was an appropriate time to look at the overall name of the institution. The name Manor or Dauphin Manor harkens back to the days when the facility was the County poorhouse. Over the past 15 or 20 years many if not most counties have sought to move away from those names and the images that they conjure up because the facilities have now become modern nursing and rehabilitation facilities. In fact we do have some people who go to Dauphin Manor who are rehabilitated and move out and go on with their lives. Many services aside from simply being the County poorhouse are now rendered there. We then thought it appropriate to extend to the staff, the residents and their families the opportunity to participate in a contest as it were for the naming of the facility. We got back a considerable amount of input with the Spring Creek Rehabilitation and Health Care Center being the chosen name for Dauphin Manor that came out of that process. Since we are in a position where we are going to soon have to order lettering to go on the new building, rather than put up one

set of lettering and then come back and do another I thought it an appropriate time to bring before the Board the approval of a new name for Dauphin Manor as the Spring Creek Rehabilitation and Health Care Center and move forward with a new name to reflect the new mission that is being performed at Dauphin Manor.

Mr. Petrucci: Mr. Chairman, I really have no trouble with the name. I just wanted to ask if there was any revenue raising potential in naming, like the Giant Center at Hershey. Could we call this Capital Blue Rehab Center and ask \$1 million to put their name onto the building. I don't know that's really appropriate but the public sector needs to get money in just like everybody else. If there was a way to get some of that health care cost that we pay back into this facility either through the naming of the facility itself or many of the halls or special rooms. I think we should try and pursue that.

Mr. Henry: We still have available and have been kicking around names for the new buildings. We had North and South Pavilions and names of that nature for the old buildings that are being torn down. We will be retaining the four story residential structure known as McBride Tower. We have already rejected the name McGroom Tower for the other part. There are additional naming rights. We have already had one private entity that has agreed to donate \$25,000-\$30,000 worth of exercise equipment to the facility and we will be placing a plaque on the room naming the room in honor of the people who are donating that equipment to us. Naming rights are welcome. For now Spring Creek Rehabilitation and Health Care Center seems to be the choice of those involved in the enterprise out at the County facility.

Mr. Haste: Any other discussion on items A through Y? Even though we already voted on S, I will leave it in there. Is there a motion to approve A through Y?

Mr. Henry: So moved.

Mr. Haste: Is there a second?

Mr. Petrucci: Second.

Mr. Haste: All those in favor signify by saying aye.

All: Aye.

Mr. Haste: Opposed. Items A through Y are approved.

FORMER BUSINESS

Mr. Haste: Anything under Former Business?

Mr. Petrucci: Not here.

NEW BUSINESS

Mr. Haste: Anything under New Business? Mr. Tully.

Mr. Tully: Mr. Chairman, if I could at this time. We have just been served with notice of bankruptcy from United Airlines and they are listing us as a potential creditor which we would have to respond to. So I would request that if there is any department heads or financial officers that are aware of any claims that we have, they can let us know. We can then preserve those rights. There is a possibility that there is an old claim that was satisfied which is most likely but if there is any one here that is familiar with a claim that the County has against United Airlines or any of its holding companies or subsidiaries please let the Solicitor's office know.

Mr. Haste: Anything else under New Business?

COMMISSIONERS' DISCUSSION & ACTIONS

Mr. Haste: Commissioners' discussion & actions.

CORRESPONDENCE

Mr. Haste: You will see correspondence received by the Board of Commissioners this past week, A through K.

- A. Notification from Fisher Engineering, Inc., indicating they intend to submit a General Permit registration and water quality management (Part II) permit application to DEP. The permits are required for the construction and operation of a small flow sewage treatment facility to serve the proposed Bright Hope Fellowship B.I.C.Church.
- B. Notification from DEP indicating that Ladnar, Inc., Rocky Top Mine, Williams Twp., Dauphin County has made application to DEP for a Mine Permit to conduct mining activities.
- C. Notification from Pennsylvania-American Water Company indicating they intend to install a ductile iron water pipe line in West Hanover Township traversing along Sandy Hollow Road, Hollow Road and Terrann Drive and the subdivision of the Meadows of Fort Stewart.
- D. Notification from Dauphin Engineering Co., on behalf of West Hanover Township and Lower Paxton Township, indicating they intend to submit an application to DEP for the final land development plan for the new Central Dauphin High School.
- E. Received a copy of a letter addressed to Swatara Township Board of Commissioners from Herbert, Rowland, & Grubic indicating Dauphin County Board of Commissioners desire to contribute \$150,000 of their Liquid Fuels Tax Funds toward the Paxton Street two-way project.
- F. Received a copy of a letter addressed to Dauphin Meadows, Inc. from DEP in reference Application No. 22890301C3, Dauphin Meadows Landfill Operation, Washington Township, Dauphin County.

- G. Notification from the PA Department of Military and Veterans Affairs indicating they have notified DEP of their intent to install a ford site is an existing stream crossing on an old road previously used for military training access across an unnamed tributary of Manada Creek, East Hanover Township, Dauphin County.
- H. Notification from Total Recycling Services indicating they have filed an application to DEP for a permit to commingle and transfer to resource recovery facilities select categories of non hazardous residual wastes. The facility is located at 2700 Paxton Street, Swatara Township, Dauphin County.
- I. Notification from Benatec Associates, on behalf of Hersheypark, indicating they intend to construct a new ride in Hersheypark, located in Derry Township. The site design will require Township of Derry Land Development Plan approval, Dauphin County Conservation District Erosion and Sediment Control Plan and NPDES approval and DEP permit for water obstruction and encroachments.
- J. Received a letter from United States Nuclear Regulatory Commission addressed to AmerGen Energy Company, LLC regarding the Three Mile Island Nuclear Station, Unit I Emergency Operations Facility relocation and consolidation with the Peach Bottom Atomic Power Station and Limerick Generating Station Common EOF.
- K. Notification from Dauphin engineering Co., on behalf of H. Kenneth Myhre, indicating they intend to submit an application to DEP for discharges of storm water from construction activities of Tudor Drive extension, Oxford Court, Susquehanna Township, Dauphin County.

PUBLIC PARTICIPATION

Mr. Haste: It is now the appropriate time for Public participation. Is there anyone from the public that would like to bring a matter before the Board?

Mr. Petrucci: Mr. Chairman, I would mention that the item on the Agenda about the Election Board has been removed. Because of my colleague's decision to withdraw from the election we suspect that he will still be able to serve on the Election Board and so until that occurs there is no need for a call of the Election Board.

Mr. Haste: Ok. Anything else to come before the Board of Commissioners?

ADJOURNMENT

Mr. Haste: Is there a motion to adjourn?

Mr. Henry: So moved.

Mr. Haste: Second?

Mr. Petrucci: Second.

Mr. Haste: All those in favor signify by saying aye.

All: Aye.

Mr. Haste: We are adjourned.

Transcribed by: Shari Eagle
March 26, 2003

Respectfully submitted,

Robert Burns, Chief Clerk/Chief of Staff

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