



**DAUPHIN COUNTY BOARD OF COMMISSIONERS**

**LEGISLATIVE MEETING**

**TUESDAY, JUNE 10, 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; Marie Rebeck, Controller; Bob Dick, Treasurer; Joseph Kleinfelter, President Judge; Randy Baratucci, Director of Purchasing; Rick Wynn, Director of Human Services; Mike Pries, Director of Safety and Security; Edgar Cohen, Director of Facility Maintenance; Jennifer Kocher, Director of Communications; Steve Chiavetta, Director of Registration & Elections; Bob Knupp, Esq.; Richie Martz, Commissioners' Office; Jane Gordon, Commissioners' Office; Kacey Truax, Commissioners' Office; Faye Fisher, Personnel; Sharon Ludwig, Personnel; Garry Esworthy, Risk Manager; Diane McNaughton, Communications; Melanie McCaffrey, Solicitor's Office; Greg Schneider, Budget & Finance; Carolyn Thompson, Court Administrator; Shari Eagle, Information Technology; Anthony White.

**GUESTS PRESENT**

Loretta Barbee-Dare, Andrew Dowling, Jack Sherzer, Patriot-News.

**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 three sets of Minutes to approve. We have the May 13, 2003 Legislative Meeting Minutes, the May 13, 2003 Salary Board Minutes and the May 21, 2003 Workshop Minutes. I'll pull the Legislative and Workshop Minutes and have the Board of Commissioners vote on and then we vote on the Salary Board separate. Is there a motion to approve the Legislative and Workshop Minutes?

Mr. Henry: So moved.

Mr. Petrucci: Second.

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

All: Aye.

Mr. Haste: Motion carries. Salary Board Minutes. Is there a motion to approve the Salary Board Minutes?

Ms. Rebuck: 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. Thank you.

## **ELECTION BOARD**

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

## **EXECUTIVE SESSIONS HELD BETWEEN MEETINGS**

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

Mr. Burns: Mr. Chairman, there was one Executive Session on June 2, 2003. At that time collective bargaining negotiations and personnel matters were discussed.

## **PUBLIC PARTICIPATION**

Mr. Haste: We are at the time and place in our Commissioners' Meeting for Public participation. Is there anyone in the audience that would like to address the Board of Commissioners? Seeing none.

## **DEPARTMENT DIRECTORS/GUESTS**

Mr. Haste: Department heads. Are there any department heads that would like to address the Commissioners? Seeing none.

## **PERSONNEL**

Mr. Haste: Personnel packet, Faye.

Ms. Fisher: Good morning, Commissioners. I would like to pull items from the Personnel packet that was presented at last week's Workshop found behind the yellow sheet. On the Workshop Agenda Vacancies listing I would like to pull item #1 listed under the Vacancies approved by the President Judge. And on the Workshop Agenda New Hires listing I would like to pull New Hire #24. These two items are being pulled for right now and will be resubmitted at an upcoming Workshop for approval after some of the questions are answered. There is an addendum to the Personnel packet that was distributed this morning. It can be found behind the green sheet.

Mr. Haste: The Vacancy List addendum, this is just permission to post right? This is not permission to hire yet.

Ms. Fisher: Item #1 for the Library Specialist position for the Prison there is a person filling that position. And that transaction is listed on the Changes Listing. Mark Templeton received permission from both Commissioner Petrucci and you, I thought. This is just a lateral transfer.

Mr. Haste: Ok.

Ms. Fisher: The second item for Spring Creek, they are just asking for permission to post. Any other questions on the addendum?

Mr. Haste: Is there a motion to approve the packet with the exception of item #1 under the Workshop Agenda Vacancies listing and item #24 on the Workshop Agenda New Hires listing?

Mr. Henry: So moved.

Mr. Petrucci: Second.

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

All: Aye.

Mr. Haste: Motion carries. Thank you, Faye.

### **PURCHASE ORDERS**

Mr. Haste: Purchase orders, Mr. Baratucci.

Mr. Baratucci: Commissioners, your new packet includes the item that I had passed out last week for Children & Youth on page 18. That was the one I said that we were going to add because they needed to expend the funds prior to June 30<sup>th</sup>. Outside of that the rest of the packet is the same and all of the budget issues have been resolved.

Mr. Haste: Is there a motion to approve the Purchase Orders?

Mr. Henry: So moved.

Mr. Petrucci: Second.

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

All: Aye.

Mr. Haste: Motion carries.

### **REPORT FROM BUDGET & FINANCE – GREG SCHNEIDER, FISCAL TECHNICIAN**

Mr. Haste: Budget & Finance report, Mr. Schneider.

Mr. Schneider: The report for June 10, 2003 is as follows:

- **May 30, 2003** transferred **\$4,036,584.51** to the **Payables** account and **\$1,779,687.56** to the **Payroll** account **from the County's Concentration account** for checks issued that week.
- **June 6, 2003** transferred **\$225,547.68** to the **Payables** account **from the County's Concentration account** for checks issued that week.
- **Total Term Investments – N/A**
- **Balance today in INVEST account \$120,518.91 rate 1.24%**
- **Balance today in Northwest Savings Bank Money Market account \$58,984,650.53 rate 2.5%**

Mr. Haste: Any questions? Thank you.

## **REPORT FROM CHIEF CLERK/CHIEF OF STAFF – ROBERT BURNS**

Mr. Haste: Chief Clerk's report, Mr. Burns.

Mr. Burns: Mr. Chairman, I have nothing to report today.

Mr. Haste: We had asked for a Solicitor's report to follow your report.

Mr. Burns: Commissioner, that was presented at Workshop. To the best of my knowledge there were no addendums to that item since Workshop.

## **MATTERS REQUIRING BOARD ACTION**

Mr. Haste: We have matters requiring Board action. First is the Training packet, Bob.

Mr. Burns: Mr. Chairman, there were 13 items at Workshop. All were carried over until today for a vote and there are two items on an addendum that you are being asked to consider for a vote today.

Mr. Haste: Any questions for Bob on the Training packet? We have items A through U on the Agenda. Are there any items to be pulled out separately? Any items for discussion? Bob, if I could just ask you to explain for the record item U.

Mr. Burns: Mr. Chairman, you will recall last week Jim Hoffer from CAT came and gave a presentation and they are asking the three governing bodies, Dauphin County, Cumberland County, and the City to enter into an eight year funding agreement where by we make an eight year commitment to fund CAT. Dauphin County's portion of that would be \$315,000 per year each year for eight years. They will request a cost of living increase but that will be at the Board's discretion whether you choose to give them that or not. Language has been added by our Solicitors to that agreement to make it clear that this represents the County's complete funding obligation for the eight years that supercedes anything that was in the 1973 funding resolution. The item that precedes that on today's Agenda, item 2, will actually rescind the 1973 resolution so that at the expiration of the new eight year agreement the Board could contemplate entering into a new agreement with CAT.

Mr. Haste: Any questions on any of the other items?

Mr. Henry: It's good that we are rescinding that resolution. There was a cavernous loophole that could have cost Dauphin County taxpayers untold millions of dollars down the road with Commissioners having little control over it. This plan essentially codifies what it is that we have been doing for the last few years which is a base amount plus the cost of living and eliminates the possibility that we could end up getting essentially stuck for whatever amount of money that CAT may have wanted to stick us for without us really having much say over it. I think it is important to note that we do not appoint a

majority of members to the CAT board although we are represented. So we did not have that control. That is an excellent resolution to the problem.

Mr. Petrucci: Mr. Chief Clerk, rescinding the resolution, there are three parties to it. Are the other two parties also willing to rescind the resolution?

Mr. Burns: I don't know if they plan to or not Commissioner. Our resolution was passed only by Dauphin County and spells out the Dauphin County commitment. I don't have any information on what Cumberland or the City intends to do after this eight year agreement.

Mr. Henry: But this removes us permanently from that resolution and obligation?

Mr. Burns: Correct, Commissioner.

Mr. Henry: So eight years from now the Board of Commissioners can do what it deems necessary at whatever that point of time may be.

Mr. Burns: Correct.

Mr. Haste: If there are no other comments, is there a motion to approve items A through U?

- A. Training Packet
- B. Approval of FY03/04 Per Diem Rates between the Children & Youth Agency and: (per list distributed)
  - 1. Roger Friedman
  - 2. Hempfield Counseling Associates, Inc.
  - 3. Psychiatric Associates of Central PA
  - 4. TW Ponessa and Associates
  - 5. Bair Foundation of Pennsylvania
  - 6. Center for Health Families
  - 7. ChildFirst Services, Inc.
  - 8. Community Action Commission
  - 9. Friendship House
  - 10. International Service Center
  - 11. Riegler, Shienvold & Associates
  - 12. Windsor Pointe, Inc.
  - 13. YMCA Harrisburg Area East Shore Branch
  - 14. Kidspace National Center, Inc.
  - 15. YMCA Northern Dauphin County Branch
- C. Real Estate Tax Refunds/exonerations:
  - 1. Partial refund of 2002 real estate taxes to 2016 Associates, 2080 Linglestown Road, parcel #62-060-107, in the amt. of \$1,891.30.
  - 2. Partial refund of 2002 real estate taxes to Evangelical Free Church

of Hershey, South of Hilltop Road, parcel #24-063-084, in the amt. of \$767.13.

- D. Approval to increase various service rates and charges at Spring Creek Rehabilitation and Health Care Center (Dauphin Manor) to be effective 30 days after approval. (Per list distributed)
- E. Request from South Central Assembly for Effective Governance to make a \$5,000 contribution from the Affordable Housing Trust Fund to a fund a Predatory Lending Task Force.
- F. Appoint Matthew Jacob Steck to the Dauphin County Industrial Development Authority. Mr. Steck is completing the term of Janis Creason with the term expiring 10/01/03.
- G. Contract with Black, Davis & Shue to represent Dauphin County for vision, prescription and dental insurance plans.
- H. Satisfaction of Mortgage with Fernando and Ruth Rivera for property located at 631 S. 21<sup>st</sup> Street, Harrisburg, PA. The payoff amt. is \$3,500.00.
- I. Renewal Agreement between Dauphin County and Kint Corporation for the annual extinguisher services at Spring Creek Rehabilitation and Health Care Center (Dauphin Manor).
- J. Authorize the Chairman of the Board to execute an Agreement between Dauphin County Parks and Recreation and the Carlisle Family YMCA for the use of Camp Thompson for a County sponsored Teen Adventure Camp.
- K. Request for reimbursement in the amount of \$3,233.71 from the Towne House Suites of Harrisburg for funds billed to the State for State employees.
- L. Emergency Management Performance Grant (EMPG) Agreement between PEMA and Dauphin County EMA in the amount of \$37,933.00.
- M. PA Emergency Management Agency Hazardous Material Response Grant Application and Agreement for 2003/2004 Funding Year between PEMA and Dauphin County EMA in the amount of \$215,373.26.
- N. Amendment #1 to FY02/03 Purchase of Service Agreement between Dauphin County Adult & Family Services and Capitol Area Transit.
- O. Title IV-E Independent Living Program Grant Application for FY03/04 for Children & Youth with the PA Dept. of Public Welfare in the amt. of \$125,443.00.
- P. Purchase of Service Agreements for FY03/04 between Children & Youth and:
  - 1. Michael S. Greevy, Ph.D.
  - 2. Center for Independent Living of Central PA
  - 3. Lee's Industries, Inc.
  - 4. ADDUS Health Care, Inc.
  - 5. Jewish Family Service of Greater Harrisburg, Inc.
  - 6. United Cerebral Palsy of Central Pennsylvania
  - 7. ACCEPT Supportive Care
- Q. PCCD Pass-through Agreement for The Program for Female Offenders, Inc., in the amt. of \$149,126.00 administered by Dauphin County Human

Services Director's Office.

- R. Purchase of Service Agreements for FY03/04 between Mental Health/  
Mental Retardation and:
1. Volunteers of America
  2. Healthsouth Rehabilitation of Mechanicsburg
  3. Debra A. Ziegler
  4. Grayson View, Inc.
  5. Byron Schreck
  6. Susan K. Gerhard
  7. Fetterhoff & Zilli
  8. TMB Development Therapy & Infant Massage, Inc.
  9. Lizabeth M. Kelly d.b.a. Pediatric Physical Therapy
  10. Contact Helpline, Inc.
  11. AHEDD
  12. Starobin & Blanc Counseling Service
  13. Lawrence J. Vuxta
  14. Country Meadows of Hershey
  15. Messiah Village
  16. Ann M. Meckley, MA, CCC-SLP d.b.a. Provad Professional Voice Advantage
  17. Frank Magnelli
  18. Philhaven
  19. SpeechCare, Inc.
  20. The ARC of Dauphin and Lebanon Counties
  21. Stacy A. Foreman
- S. Resolution No. 14-2003 authorizing the Chairman of Board, to execute  
and renew the Sobriety Checkpoint Grant for the highway safety grant from Penn  
DOT in an amt. of \$24,480.00.
- T. Rescind the 1973 Resolution that imposed funding obligations upon Dauphin  
County for the operation of the Capitol Area Transit.
- U. Approval of Mass Transit Service and Funding Agreement. This agreement will  
codify Dauphin County's funding commitment to Capitol Area Transit for the eight  
year period specified in the agreement. This funding agreement shall supersede  
all previous funding agreements, including but not limited to the provisions of the  
1973 Resolution that imposed upon Dauphin County potentially open-ended funding  
obligations. The funding obligations contained in this agreement constitute the only  
financial obligations imposed upon the local governments participation in this  
agreement.

Mr. Henry: So moved.

Mr. Petrucci: Second.

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

All: Aye.

Mr. Haste: Motion carries.



## **FORMER BUSINESS**

Mr. Haste: Former business. Is there anything under former business that any of the Commissioners would like to bring up?

Mr. Petrucci: Mr. Chairman, I received a memo in regard to the conservancy and the Star Barn issue. Are we going to be pursuing that at an Executive Session?

Mr. Burns: Yes, Commissioner, we have scheduled that although I don't recall the date right now, but it has been scheduled.

Mr. Petrucci: Ok. That's it.

## **NEW BUSINESS**

Mr. Haste: Anything under new business?

## **COMMISSIONERS' COMMENTS**

Mr. Haste: Anything under Commissioners' discussion?

## **CORRESPONDENCE**

Mr. Haste: The next item is correspondence received by the Commissioners, items A through I, that will be handled by the staff and the Board.

- A. Notification from Gibson-Thomas Engineering Co., Inc., on behalf of Colonial Country Club, indicating they intend to submit a General Permit No. 3 & No. 4 application to DEP for bank protection countermeasures and subsurface drainage outfall construction in conjunction with the Colonial Country Club Course reconstruction adjacent to Goose Valley Run.
- B. Notification from the Pennsylvania Department of Conservation and Natural Resources indicating they have filed an application for a Water Obstruction and encroachment permit with DEP regarding proposed activities at Wolf Run located in the Haldeman State Forest.
- C. Notification from RT Environmental Services, Inc., on behalf of a group of individual asphalt plant and construction-yard owners of the PA Asphalt and Paving Association (PAPA), indicating they are submitting to DEP an application for coverage under the General Permit to cover the beneficial re-use of reclaimed asphalt pavement materials. DEP has registered the following: Hummelstown Quarry Facility owned by Pennsy Supply, Inc., located at Route 39; the Paxton Street facility owned by Pennsy Supply, Inc., and Hummelstown Quarry facility owned by Pennsy Supply will be registered under No. WMGR909.
- D. Notification from Gannet Fleming, Inc., indicating DEP will be reviewing the Millersburg Area Authority, Wiconisco Creek Intake for approval of a Public Water Supply Permit.

- E. Received a revised letter from Glace Associates, Inc., in reference to the construction of the Harrisburg Biosolids Processing Facility for the Harrisburg Advanced Wastewater Treatment Facility.
- F. Notification from Buchart Horn, Inc., on behalf of Derry Township Municipal Authority, indicating they will be applying to DEP for a General NPDES Permit for stormwater discharges to upgrade the existing wastewater treatment facility.
- G. Received a letter from the United States Nuclear Regulatory Commission giving notification that Cornelius Holden has been assigned as Project Director, Division of Licensing Project Management.
- H. Received a letter from the United States Nuclear Regulatory Commission regarding the Three Mile Island Station Unit I NRC Evaluated emergency preparedness exercise inspection report.
- I. Received a letter from the United States Nuclear Regulatory Commission regarding the Three Mile Island Station Unit I withdrawal of an amendment request re: elimination of independent onsite safety review group from TMI-I Technical Specifications.

## **PUBLIC PARTICIPATION**

Mr. Haste: Public participation. Is there anyone in the audience that would like to address the Board of Commissioners?

## **ADJOURNMENT**

Mr. Haste: Is there a motion to adjourn?

Mr. Henry: So moved.

Mr. Petrucci: Second.

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

All: Aye.

Mr. Haste: Meeting adjourned.

Respectfully submitted,

Robert Burns, Chief Clerk/Chief of Staff

Transcribed by: Shari Eagle  
June 10, 2003

printed 7/28/03