



DAUPHIN COUNTY BOARD OF COMMISSIONERS

COMMISSIONERS' LEGISLATIVE MEETING

TUESDAY, JUNE 24, 2003 (10:00 A.M.)

MEMBERS PRESENT

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

STAFF PRESENT

Robert Burns, Chief Clerk/Chief of Staff; Julia E. Nace, Assistant Chief Clerk; President Judge Joseph Kleinfelter; Phil Spaseff, Recorder of Deeds; Steve Farina, Prothonotary; Marie Rebuck, Controller; Robert Dick, Treasurer; Bill Tully, Esq., Solicitor; Bob Knupp, Esq., Solicitor's Office; Carolyn Thompson, Court Administrator; Gary Serhan, Deputy Controller; Mike Yohe, Budget Director; Ed Chubb, Director of Parks & Recreation; Rita Shultz, Director of Domestic Relations; Rick Wynn, Human Services Director; Randy Baratucci, Purchasing Director; Edgar Cohen, Director of Facility Maintenance; Kelly Wolf, Recycling; Faye Fisher, Personnel Director; Sharon Ludwig, Personnel; Diane McNaughton, Communications; Melanie McCaffrey, Solicitor's Office; Garry Esworthy, Risk Manager; Mike Pries, Director of Safety and Security; Richie Martz, Commissioners' Office; Kacey Truax, Commissioners' Office; Jane Gordon, Commissioners' Office; Jennifer Kocher, Communications; Dan Robinson, Director of Community & Economic Development; Donna Price, Controller's Office; David Schreiber, Personnel

GUESTS PRESENT

Nick DiFrancesco; Steve Brodie; Deb Stube; Loretta Barbee-Dare

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 before us today approval of the May 29, 2003 Legislative Meeting Minutes; May 29, 2003 Salary Board Meeting Minutes; June 3, 2003 Workshop Minutes; and separately we will deal with the June 3, 2003 Election Board Minutes. Is there a motion to approve the first three sets of Minutes?

Mr. Henry: So moved.

Mr. Petrucci: Second.

Mr. Haste: All those in favor say, aye.

All: Aye.

Mr. Haste: Motion carries.

ELECTION BOARD

The Election Board held a meeting for the purpose of approval of the Minutes.

EXECUTIVE SESSIONS HELD BETWEEN MEETINGS

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

Mr. Burns: Mr. Chairman, there were two executive sessions since our last public meeting. They occurred on June 10, 2003 and June 23, 2003 and at both sessions collective bargaining issues were discussed. That is one of the permitted exceptions to the Sunshine Laws.

PUBLIC PARTICIPATION

Mr. Haste: We are at the point in time for public participation. Is there anyone in the audience that would like to address the Board of Commissioners? Hearing none.

DEPARTMENT DIRECTORS/GUESTS

Mr. Haste: Are there any Department Directors that needs to address the Board of Commissioners at this time? Rick, are we set for tonight and everything is on?

Mr. Wynn: Yes, 6:30 and we'll be in this room.

Mr. Haste: Okay, do we know of any providers that may be attending?

Mr. Wynn: Yes, there will be providers and clients coming tonight.

Mr. Haste: Thank you.

SALARY BOARD

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

PERSONNEL

Mr. Haste: Personnel packet, Faye.

Ms. Fisher: Moving into the personnel packet that was presented at last week's Workshop. I would like to make several changes. On the Workshop Agenda New Hires Listing, I would like to pull new hire #6, & #7, for the District Attorney's Office. These two items will be pulled until budget issues are resolved.

Mr. Haste: Mr. Yohe, Item 3, have we heard from the Court Administrator's Office on their budget?

Mr. Yohe: Commissioner, I have not heard anything, no. There has been some discussions that the President Judge, obviously he is here, would be here to discuss that issue.

Ms. Fisher: The President Judge is available to speak on his new hire.

Mr. Haste: Your Honor, for the Clerk II position in the Court Administrator's Office, again we are back to the issue of when it came up for Workshop, Mike Yohe does a report for us and again there were concerns of the budget. I know each time we have done this you said you have a history of coming in under budget. I guess I'm trying to reassure that in fact there is a plan to make sure that we do come under budget and being six months into it, I guess we are trying to find out where those savings are going to be so that if we move forward with it that we do stay on budget.

President Judge Kleinfelter: We have probably about a dozen positions throughout the court budget that we have been keeping open. I guess our position is, as a court that throughout the last two and one half years, we have been allowed to manage that

budget and make new hires with the assurance that we will come under budget. And each of the last two years, under my direction anyway, we come....well in the two years combined over a million dollars under budget. This year is particularly difficult because of several factors that are at work. Our entire court budget was cut, the 2003 budget is lower than our 2002 budget. At the same time that that happened due to union contracts where built in increases generally in the range of about 4% went forward beyond our control, your control really. Also at the same time, the directive from your office as I understand it was nonunion people would be given a 4% raise. Actually, I think our nonunion people came in then at least 4%. What's difficult is when you have 75-80% of your budget is personnel. How do you give all those union increases, how do you given nonunion increases all in the range of 4% and then still come under budget? The numbers don't work unless you eliminate positions. Of course, I see Commissioner Henry saying, yes, eliminate positions. I think if we are going to eliminate positions then I think that is really something the Salary Board needs to discuss. We cannot eliminate positions without Salary Board action. I would like some say in that. I would like to think that all of our court departments are working at a bare bones staffing level right now. So, I'm on the horns of a dilemma. I would like to promise that we would be able to do in 2003 what we have done the previous two years. The hand that has been dealt us with these mandated raises, you can't cut the budget 5%, a budget that is heavily weighted with personnel, you can't cut it 5% and then turn around and raise wages 4%. That's not very advanced mathematics to figure that out. I don't know. Here we are in the middle of June and we have had this vacancy in the Court Administrator's Office open for about three months, I don't know what Mr. Yohe would like me to promise. I would like to be able to give you a guarantee. But you know it's going to be tight this year. The total amount of money, we have what about 40 million dollars...no about 20 million dollar budget and the amount I think our shortfall might be somewhere around 150,000. Is that where it has been? As a percentage of 20 million, 150,000, really is not a whole lot. While, I know I get some smiles at, I think I should get some credit for that million over the last two years towards my \$150,000 this year. So I'm asking at least for the time being, that you approve this particular position. And I promise you we'll keep a close eye on our finances, not only in personnel but in all areas. But it is difficult given the circumstances.

Mr. Haste: I understand that it is difficult, times that by the many different departments, and then you'll understand how difficult it is for us that are sitting here. The other departments have the same thing and what we require them to do is come up with a plan to show how they are going to stay on budget. That's why we have Mike take a look at it. The reason we are looking so hard is this year is a very tight budget. So we need to take a look at everything. \$150,000 over here and another \$50,000 over there, \$200,000 over there, adds up and at that point in time we've got some problems. I guess what we have asked Mike to do and what we are asking is, if we are going to move forward with things, we want to see a plan on or at least an attempt at trying to see how things are on budget. A prime example, the Prothonotary did that. He has a position in here, he was able to come back to us and show how he could increase revenue to offset that so he could stay on budget. That is what we are asking folks to do.

Mr. Henry: Commissioner, it is true, the President Judge, the courts in general over the past two years have done an excellent job in coming in under budget. So their track record would indicate that budgetary matters are of concern. Therefore, I won't be too overly concerned about moving forward with this particular position at this particular time. I think \$150,000 over a six month period is something that can fairly easily be taken care of. Let me address what the President Judge said about the wage increases, that is a problem, as Commissioner Haste said, in 40 departments. We do have union contracts that we have to live up to. Let me say that we have been successful in the course of the past three years in taking those raises from an average of 11% down to an average of 4% which we think makes our job in dealing with increases much easier to handle. You are absolutely correct, since you are personnel intensive, the policy goal in the budget that was formulated last December, everything was put in place with the goal of forcing departments to reduce employees. It was a conscious decision three years ago to invest very heavily in technology in order to make our departments more efficient and the payoff in technology investment in the private sector has always increased productivity in a smaller workforce down the road. So now that we have made the investment in technology, the next step is that we need to have a smaller workforce. Frankly, with the budget constraints that we are under we wouldn't have had any choice technology investment or not. So the policy goal of the budget was to cause departments to eliminate positions and cut down on employees. So the horns of the dilemma that you are on is exactly where we wanted to place you whenever we crafted the budget. Keeping slots open, reducing the number of positions is exactly where it is we wanted to go; and therefore, it doesn't surprise me we are in that position at this point in time. Having said that, there is also a track record with the courts being able to work within those perimeters. My belief is that we ought to approve what is before us today. There is six months and I feel confident that they are going to come in on or close to budget at the end of the year despite where they are at the moment.

Mr. Haste: Having debated that issue, we have Items 1-10 absent #6 & #7.

Ms. Fisher: I would like to pull another new hire on page two of the new hires workshop agenda listing, #9.

I have one minor change on the Workshop Agenda Changes Listing. #2, cross out the name that appears there and replace that name with John Gelata. The rest of the packet stands as presented.

Mr. Haste: Are there any other questions for Faye? Is there a motion to approve the packet with four amendments that Faye has made.

Mr. Henry: So moved.

Mr. Haste: Is there a second?

Mr. Petrucci: Second.

Mr. Haste: All those in favor say, aye.

All: Aye.

Mr. Haste: Motion carries. So everyone knows that will be the last vote I cast without a plan on anyone's budget.

PURCHASE ORDERS

Mr. Haste: Mr. Baratucci, purchase orders.

A. Purchase Order packet

Mr. Baratucci: Commissioners there has been one addition to the purchase order packet. It is on page 6. What this is, is a purchase order to cover us for the rest of the year for our gasoline. We are a member of the central Pennsylvania Energy Consortium. Each June we participate in a joint bid for gasoline with about 100 different entities, school districts, some municipalities, other counties and this is the new bid award. It will actually carry us from July through next June. We need to do a purchase order to cover our expenses from July through December for this budget year. A purchase order needs to be done prior to June 30th. It came to me to late to get on last week's workshop but it is added to this week's packet. Our price did jump from 86 cents to \$1.09. That's over the last year. We will be guaranteed that \$1.09 price and we still have the Voyager Program as we have had in the past that if prices do start to come down for some reason, we can use the Voyager Program to purchase gas at the market price. This will protect us against any increases as we have done in the past. We made out very well last year purchasing gas at 86 cents when the prices did go up in the past year. This was again the joint bid and that's been added to the packet since last week. All of the other budget issues have been taken care of. I'm still waiting on one from Dauphin Manor on page 21. I was told it is coming. They had a huge increase on their trash expenses this year. We did a new bid there and their price went way up. They are working on that and I will not release that P.O. until we get the written documentation. But I did get a call this morning that they are working on it. So I'm comfortable approving it with the idea that I'll hold unto that P.O. until I actually get the written confirmation or until Mike gets it. Other than that, it is there for your approval or unless you have any questions.

Mr. Henry: Change the operating title to Spring Creek on your record.

Mr. Baratucci: Okay.

Mr. Haste: All the other over budget items have been corrected, Randy?

Mr. Baratucci: Yes.

Mr. Haste: The only one you're waiting on is page 21?

Mr. Baratucci: Yes, page 21, and I should have that today.

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

Mr. Henry: So moved.

Mr. Petrucci: Second.

Mr. Haste: All those in favor say, aye.

All: Aye.

Mr. Haste: Motion carries.

B. Bid Award

1. Intent to Award; Notice to Award and Notice to Proceed with the rehabilitation of County Bridge No. 43A – Henninger Farm Covered Bridge, Washington Township to JBeitz Enterprise, Inc., in the lowest bid amount of \$243,849.60.

Mr. Baratucci: In addition, I passed out a letter from Herbert, Rowland, and Grubic, Inc. We had a bid opening last week for rehabilitation of County Bridge 43A, Henninger Farm Bridge. There is a packet of information from HRG from Ed Baker. We opened the bids. The low bidder was JBeitz Enterprises, Inc., of Mifflintown. They were quite a bit lower than the other three bids that we had but Ed did check with them. We reviewed the bids and I gave it to our Solicitor's Office. I think they concur that the low bid should be accepted. It is \$243,849.60. That is also here for your action today.

Mr. Haste: Is there a motion to approve?

Mr. Henry: So moved.

Mr. Petrucci: Second.

Mr. Haste: All those in favor say, aye.

All: Aye.

Mr. Henry: We probably should add a sprinkler system so we don't get back into this situation again.

REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR

Mr. Yohe: Good morning, Commissioners. I have two items on the agenda. The first is the biweekly investment report. We've had two pay out weeks since our last meeting. Two Friday's ago was a payroll week.

Report from the Office of Budget & Finance June 24, 2003

- **June 13, 2003** transferred **\$9,538,143.26** to the **Payables** account and **\$1,898,385.35** to the **Payroll** account **from the County's Concentration account** for checks issued that week.
- **June 20, 2003** transferred **\$365,624.62** 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 \$120,513.72 rate 1.24%**
- **Balance today in Northwest Savings Bank Money Market account \$52,320,501.57 rate 2.5%**

That would conclude the investment report. Are there any questions?

Mr. Haste: When does Northwest come up again?

Mr. Yohe: End of August.

Mr. Haste: Hopefully, something happens in the meantime.

Mr. Henry: It's really bad when 2.5% looks good.

Mr. Haste: That's twice what we have on the other one.

Mr. Yohe: The second item on the agenda is the approval of the 2003/2004 Fiscal Year Budget. As you recall three weeks ago, this was made available for public inspection. There have been no changes. I've reprinted basically the first page of our summary sheet to go over today.

This budget covers those funds that operate on a July to June fiscal year. They are primarily funded through the State. We have to report on that basis. Therefore, we have this sort of subbudget cycle within our every calendar year. There are nine funds that operate on that basis. What we are asking for approval today, the total of those nine funds is \$120,539,029.00. This represents a 1.9% decrease over the total of the same funds from the current year that we are in right now. The primary reduction is in

Drugs & Alcohol and our Human Services Development Fund. Those were the two that were hard hit with the state cuts.

The second part of the report just highlights the general fund portion of those nine funds. Once again there is a reduction. We are going from \$8,282,549.00 in the current budget year to \$8,199,821.00 proposed 2003/2004 budget year. The only real increase, if you look down through those funds. The only increase in County share in any of the funds is in our 107 Fund which is a State Grant Fund. We operate many grants through it that run on this basis. The reason that's going up, we have a grant that's called "The Specialized Juvenile Probation Services Grant" that funds, I think, sixteen positions and the funding has remained constant. Originally that grant covered the cost of all those employees. With the salary increases and benefit increases, that has gone up and that state grant has remained constant the last couple of years. That whole \$38,000 was in that grant. That was the only increase in general funds for next year.

Mr. Haste: Any questions for Mr. Yohe? Is there a motion?

Mr. Henry: So moved.

Mr. Haste: Is there a second? I'll second it. All those in favor say, aye.

Mr. Petrucci: Mr. Chairman, would you ask for discussion please?

Mr. Haste: Discussion.

Mr. Petrucci: As I have mentioned during the debates on the fiscal budget, I'm not really concerned about the amount that the County is spending in it's Human Service categories but did have disagreement over the allocation of the County dollars. It was felt by myself that the \$90,000 to the Area Agency on Aging and the \$207,000+ to Drugs & Alcohol which are not required for any kind of matching obligations would have been better allocated to our Children & Youth department which is undergoing some expansion and new programming that I know will entail some costs somewhere along the line. Indeed I think one of those costs appears on our action items today as we talk about spending money on engineering for part of the property that may well be the location for some of the extra programming that we are contemplating developing in Children & Youth. I'm going to vote, no, today because I think \$300,000 of the County general fund dollars should have been appropriated to a different line item than where they were. Thank you.

Mr. Henry: I would like before we vote to express my congratulations to Rick Wynn and all the folks in Human Services who worked on this budget. After the Governor took a meat ax to Human Services appropriations they went to work and in a very skilled way and were able to move dollars around to make sure that we were able to continue for the most part providing services to those who were most needy. While budget reductions are something that all levels of government including the State have to look

at, it's very important how you do that particularly in Human Services. The new administration at the State did not do that. I think that betrayed a real lack of understanding on their part as to how Human Services funding works. Nonetheless that was the hand that we were dealt and all of our fiscal folks in each of the categorical agencies along with Rick in the Human Services Office did a tremendous job of going out and making sure that we repaired as much of that damage as we could. We are going to continue working in that direction. We do have a Hearing this evening. What would be helpful if the administration, the Rendell Administration, is unable to provide any additional funding this year would be for them to turn around and give us some mandate relief. Unfortunately, the State is very good at mandating that the Counties not only provide services but provide them in a certain way with certain funds. If they are going to remove dollars from us they should also remove those mandates and those restrictions to allow our fiscal folks the ability to move money around to places where we deem it most needed here in Dauphin County. So that is one of the things that I want to talk about tonight is not only just asking for more money but mandate relief so that our managers can continue to manage in an effective manner. However, with all of those restraints, I think they have done an admirable job and Rick I hope you pass along to all categorical managers our appreciation for this very fine effort under very difficult circumstances.

Mr. Wynn: One clarification, Commissioner Petrucci did talk about the money that we did have to give to Drug & Alcohol. Even though it originally wasn't required, we now are required because that was a commitment we made to the State in the privatization and in other plans. I don't think we have a choice on that. I just wanted you to know that.

The other matches you notice the \$90,000 in Aging, each year they return a good piece of that money anyhow. They really do watch it tightly and it's for things that can't be covered by the State money. When they don't spend it, they return it. If you check back each year, we have returned money there and in MH/MR.

Mr. Haste: Is there anything else under discussion? All those in favor say, aye.

Mr. Haste & Mr. Henry: Aye.

Mr. Haste: Those opposed.

Mr. Petrucci: No.

Mr. Haste: Motion carries.

REPORT FROM CHIEF CLERK/CHIEF OF STAFF – ROBERT BURNS

Mr. Burns: Mr. Chairman, I just have one issue to talk about today. In the last few weeks, we have gotten a couple of telephone calls from constituents asking if we are engaged in the Black Fly Treatment Program this Spring or not. We are, but due to

poor weather conditions and high water in the surrounding rivers there has not been a treatment since May 5. DEP, who coordinates that, advises us there is not going to be any treatment for the next probable ten days to two weeks. So the situation will get worse before it gets better. But we are part of the Black Fly Treatment Program again for 2003 and hopefully treatments will begin in early July. That's all I have today.

SOLICITOR'S REPORT – BILL TULLY, ESQ., SOLICITOR

Mr. Haste: Solicitor's Report, Bill do you have anything or are there any questions for the Solicitor?

Mr. Tully: No changes in the report but happy to answer any questions.

MATTERS REQUIRING BOARD ACTION

Mr. Haste: Matters requiring Board action, we have A thru X. Are there any items anybody would like to pull out and discuss?

Mr. Petrucci: Mr. Chairman, I'm going to need to abstain on Item H, if you could separate it for a separate vote I would appreciate it?

Mr. Haste: I will do the same for Item S. Bob, on the Training packet are there any updates?

Mr. Burns: Yes, Mr. Chairman, there was an addendum provided to the Commissioners this morning. It contained two items and they were both preapproved by the oversight Commissioners. I think the total packet is up to thirty-two requests.

Mr. Haste: Is there a motion to approve Items A thru X absent H & S?

Mr. Henry: So moved.

Mr. Petrucci: Second.

Mr. Haste: Is there a discussion? All those in favor say, aye.

All: Aye.

- A. Training Packet
- B. Approval of FY02/03 & FY03/04 Per Diem Rates between the Children & Youth Agency and: (per list distributed)
 - 1. Greater Harrisburg Foundation FY02/03
Childhood Training Institute \$20,067.00/annually
 - 2. Community Specialist Corporation (d/b/a The Academy)
 - 3. Kidspace National Center, Inc.
 - 4. Program for Female Offenders, Inc. of Greater Harrisburg Area

5. United Methodist Home for Children Residential Care, Inc.
(previously Mechanicsburg Children's Home)
 6. White Deer Run, Inc. dba Cove PREP
 7. Youth Services Agency
 8. Chariots LLC
 9. Divesified Treatment Alternatives, Inc.
 10. Harborcreek Youth Services, Inc.
 11. Northern Home for Children
 12. Specialized Treatment Services, Inc.
 13. Thompson, Ramona
 14. United Methodist Home for Children Emergency Shelter
for Youth, Inc., (previously Daron Emergency Shelter)
- C. Recommendations to the Workforce Investment Board:
1. Tom Bell
 2. Frank Cibort
 3. Patrick McHugh
- D. Satisfaction of Mortgage with Mr. and Mrs. Steven & Marie Stern for property located at 65 West Areba Avenue, Hershey, PA, in a payoff amt. of \$3,500.00.
- E. Subordination Agreements with:
1. Ms. Marjory Knapp for property located at 1 Harrise Drive, Hbg.
 2. Mr. & Mrs. John & Nanette Chism for property located at 518 Radnor St.,
Harrisburg.
- F. Proposal/Agreement between Dauphin County Prison and Honeywell International, Inc., to upgrade the present HVAC Control System at DCP.
- G. Approval of a Declaration of Covenants between Dauphin County and The Pennsylvania Historical and Museum Commission in order to receive a \$50,000 grant for restoration of the Centennial Barn.
- H. Agreement between Spring Creek Rehabilitation and Health Care Center (Dauphin Manor) and Harrisburg Area Community College (HACC) to provide space and the opportunity to train Nursing Assistants the required clinical experiences.
- I. Preventative Maintenance Agreement between Area Agency on Aging Kitchen and B&W, Inc.
- J. Renewal of Preventative Maintenance Agreement between Spring Creek Rehabilitation and Health Care Center and ThyssenKrupp Elevator.
- K. Proposal for Services between Dauphin County Tax Assessment Office and Gancom for the preparation and delivery of Dauphin County and municipal tax bills for tax years 2004, 2005 and 2006.
- L. Approval to amend the County's Allfirst Merchant Services Agreement by replacing it with M & T Bank Amended Merchant Services Agreement and Schedule A.
- M. Voluntary Recycling Drop-Off Agreement between Dauphin County Solid Waste Management Office and the Borough of Halifax.

- N. Correction of Purchase of Service Agreements approved 06/10/03 for Children & Youth Agency should have been Area Agency on Aging 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
- O. Purchase of Service Agreements for FY02/03 between Children and Youth Agency and:
1. King's Kid Camp
 2. Cambria County Emergency Shelter Facility
- P. Affiliation Agreement with Clarion University and Children & Youth for one (1) intern that was hired through Civil Service as a County Social Caseworker Intern.
- Q. Purchase of Service Agreements for FY03/04 between Area Agency on Aging and:
1. RESTART Tempts
 2. CONTACT Helpline
 3. Neighborhood Services of Lancaster
 4. SUN Home Health Services
 5. Visiting Nurse Association of Central PA (In Home/Bridge Services)
 6. Visiting Nurse Association of Central PA (RN Consultancy Services)
- R. Purchase of Service Agreements for FY03/04 between Mental Health/Mental Retardation and:
1. SUN Home Health Services, Inc.
 2. Good will Industries of Central PA
 3. Tyler Personal Assistance Associates
 4. Masonic HOMes
 5. Riverside Associates, P.C.
 6. Ho-Thanh Nguyen
 7. Cherie M. Rodger, SLP-CCC, M.A.
 8. Melmark, Inc.
 9. Visiting Nurse Association
 10. United Cerebral Palsy of Central PA
 11. Diana T. Myers and Associates
 12. Community Lifeteam, Inc.
 13. Central Pennsylvania Supported Employment Program
 14. Parentworks, Inc.
 15. William M. Shreve, Esq.
 16. YWCA of Greater Harrisburg
 17. National Mentor Healthcare, Inc., d/b/a PA Mentor
 18. Suncom Industries, Inc.
 19. Capital Area Transit
 20. Bonnie J. Glass, MA, CCC-SLP
 21. Keystone Community Resources
 22. Youth Advocate Programs, Inc.
 23. Patch-N-Match
- S. Purchase of Professional Service Agreement between Dauphin County and Herbert,

Rowland & Grubic, Inc., for engineering services for the Dauphin County land located in Swatara Township across from the Harrisburg East Mall for the potential site of a new Dauphin County Juvenile Residential Continuum of Care Campus.

- T. Change Order No. 17-004 with Quandel Group, Inc., covering Cost Events #147 and #148 in an add amt. of \$5,440.00 for the Dauphin Manor Nursing Home renovations project. (Paid from Alexander's fees)
- U. Real estate tax refunds:
 - 1. ABN AMRO Mortgage Group, Inc., in the amt. of \$288.06. (Mortgage company paid said parcel in error - parcel #15-011-010).
 - 2. Partial refund of 2003 Real Estate taxes to George Parmer, c/o Fine Line Homes, 5300 Derry Street, parcel #63-015-046, in the amt. of \$285.58.
 - 3. Partial refund of 2003 Real Estate taxes to Miriam Hertz & Rose Hertz Kahn (Hertz & Kahn Realty), 2801 N. 2nd. St., parcel #10-056-018, in the amt. of \$712.71.
 - 4. Partial refund of 2003 Real Estate taxes to Yingst Homes, Inc., Green Hill Rd., parcel #68-030-024, in the amt. of \$200.65.
- V. Settlement Approval for Personnel in the amount of \$500.
- W. Authorize the Chairman of the Board to execute a Grant Application to PA DEP for the Dauphin County Recycling Program.
- X. Authorization to Monumental Life Insurance Company/Professional Insurance Services, Inc., offering Long Term Care Insurance to all county employees.

Mr. Haste: Is there a motion to approve Item H?

- H. Agreement between Spring Creek Rehabilitation and Health Care Center (Dauphin Manor) and Harrisburg Area Community College (HACC) to provide space and the opportunity to train Nursing Assistants the required clinical experiences.

Mr. Henry: So moved.

Mr. Haste: I'll second it. All those in favor say, aye.

Mr. Haste & Mr. Henry: Aye.

Mr. Petrucci: Abstain.

Mr. Haste: Is there a motion to approve Item S?

- S. Purchase of Professional Service Agreement between Dauphin County and Herbert, Rowland & Grubic, Inc., for engineering services for the Dauphin County land located in Swatara Township across from the Harrisburg East Mall for the potential site of a new Dauphin County Juvenile Residential Continuum of Care Campus.

Mr. Henry: So moved.

Mr. Petrucci: Second.

Mr. Haste: All those in favor say, aye.

Mr. Henry & Mr. Petrucci: Aye.

Mr. Haste: I'll abstain.

Mr. Haste: Motion carries.

FORMER BUSINESS

Mr. Haste: Is there anything under Former Business?

Mr. Petrucci: I do have an item that I would like to raise under Former Business? I'm aware that the Commissioners have received a memorandum from the Prison Warden in regard to the inmate population. We have reached an all time high in regard to the number of inmates at Dauphin County Prison. We have 1,068. I would like to let the Board know that this means we are over 200% capacity at the Prison. Our bed space is 528, I believe. This would then put us over a 200% capacity.

I would like also to briefly report on a little bit of history so that the new Chairman is apprised of the effort that had been undertaken by the Prison Board in regard to this. We have been cited by the State Department of Corrections for three or four years in a row. The last inspection that they did cited us and called us a...they said we were in blatant disregard of our duties as a Prison Board for our failure to attend to the overcrowding situation. Efforts were undertaken by the Prison Board to find parts of the population that could be taken out. The Court was asked to expedite the high number of unsentenced inmates in the Prison. We average around 60% of our population that is not sentenced. Efforts were looked at by the President Judge in regard to that. Judge John Cherry has come out and handled guilty pleas for many of the inmates. Often getting expedited cases of around 30 a day when he comes out. We certainly appreciate the effort there. The larger picture there has not been a reduction in the percent of unsentenced inmates at the Prison. This is not proven a way in which we could expect to reduce substantially the overcrowding situation at the Prison. The Prison Board then did undertake an effort to check out other populations that might be potentially reduced from there. We have looked at the deteriorated condition of our Female Work Release and it's under capacity relative to the number of women that it should be serving and pursued the development of a plan that would have utilized the acreage across the street that is currently being looked at by our Children & Youth Department and our Youth Services. A proposal was made. There was a million dollar grant that was available. The Prison Board voted 5-2 to pursue the development of a Female Work Release on that site. It was brought to this Board of Commissioners where it was defeated, 2-1. The Prison Board then undertook to look at the mentally ill that are incarcerated at Dauphin County Prison because of the change in the mental health program. There has been a rather steady flow of some of the former residentially

treated mentally ill now being handled by the Prison. We also had the situation where many of our inmates because of their inability to get medical treatment in society because of the growing cost of medical treatment are looking to the jail as an answer to their medical problems. We have huge increases in medical attention having to be administered at the Prison above and beyond of just mental health. We have had a Task Force looking at that. There has been no headway being able to be made in regard to recommendations coming forth from that Task Force. There has been no willingness to accept a medical health court. No willingness to really take a look at other alternatives given the fiscal constraints that are placed on the County at this time. I am quite concerned that we will be further pressured by the State in regard to this overcrowding situation. I have been apprised by the Warden that he is now seeking alternative locations for inmates at other facilities. If this trend in the next several days doesn't go down, the County's Prison budget will begin to explode as we pay roughly \$55.00-\$65.00 a day to begin to house inmates in other neighboring prisons. I bring this to your attention so that hopefully the Board will not wait until some time next year before it begins to respond to what I consider an emergency situation both for the safety of the guards that are working there and for the inmates that are incarcerated there. We need to develop a plan that will begin to address this enormous problem. Thank you.

Mr. Henry: Commissioner, I find it interesting that despite months having gone by the percentage of inmates at the Prison who are still waiting their court date continues to remain at such a high level. I think that was identified by the Prison Board as the real crux of the problem. Judge Cherry has done an excellent job in coming out and trying to move those folks through. But the courts as an institution have not responded to the problem. My belief is that if the Prison budget explodes because we have to find other places to place these folks that money ought not come from the Prison budget, it ought to come from the Court's budget because they are the ones causing the problem. So we do need to take a strong look at that.

Mr. Haste: Maybe what we ought to do, again with the upcoming budget that we are going to have to start doing....maybe we ought to have the Prison Board or the Warden or someone start to put a plan together. It's got to be more than just building it. I'm convinced that it's just like highways, you build it, drive on it...you get a Prison and they'll come. Just adding more bed space isn't the only answer, that needs to be part of the answer. But there needs to be other solutions or quite frankly, I think we'll build a prison and six years from now we'll be sitting here with the exact same problem if we don't address some programmatic issues that go with this. I guess if that's already occurred, I would like to see a copy of that. If not, Commissioner maybe we ought to put a group or a task force together and start to develop that plan so we can deal with it right away. I stress it needs to be something more than building a building.

Mr. Petrucci: I concur with you.

Mr. Haste: I will have a discussion with the Warden unless you want to.

Mr. Petrucci: Yes, if you haven't had a chance already, I would like you to have a discussion with the Warden but he is of the opinion that he's already told us several years ago that we needed two more buildings on the prison grounds. I think you need to talk to some people outside of the prison to talk about some of those alternatives that we might utilize rather than spending more money on simple incarceration. I will help you in developing a group of people that we should talk to and it might make up a task force to set up a holistic strategy for responding to this.

Mr. Haste: Is there anything else under Former Business?

NEW BUSINESS

Mr. Haste: Anything under New Business?

COMMISSIONERS' DISCUSSION AND ACTIONS

Mr. Haste: Is there anything under Commissioners' Discussion and Actions? I would like to mention, with my two colleagues concurrence, I think we have seen in the newspaper the problem that our neighbors are having at the food shelter with the church. They were asked to leave the church. I saw an article again in today's paper. They temporarily moved to the entrance to the bank drive thru. I believe around 3:30-4:00 at night they go down there and that's where they hand out the food from the food bank. That's probably not a very good location because people need to come in and out for the bank. I intend to talk to the lady who runs that to see what situation they are in. They are looking for another location downtown. But in the meantime, I want to talk to her and see what timeframe they are in, how long it takes, what space they need. We may want to take a look at providing a portion of either the alleyway or that corner of the parking just for safety sake so we move the people off of the active alleyway and off the entrance to the bank as a temporary solution until they can find a more permanent home. As long as no one has any objection, I'll have a discussion with her.

CORRESPONDENCE

Mr. Haste: We have correspondence, we have Items A-N that have been received by the Board of Commissioners this week. They will be addressed appropriately. Is there any discussions on that?

- A. Received a letter from Comsearch indicating they have completed an interference analysis regarding the Digital microwave system and the proposed system. Meets industry accepted interference criteria with systems of Cornwall-Ephrata; Ephrata-Williamson; Welsh-Truce-Ironville-Elizabethow; Welsh-Williamson, PA.
- B. Received a letter from Comsearch forwarding a revised coordination data on behalf of Grace Digital Media for modifications to their proposed Ku-Band Transmit-Receive Earth Station to be located in Washington, D.C.
- C. Notification from Steve Stoltzfus indicating he has made application to DEP for a

permit for the installation of an agricultural stream crossing on his property located on Luxemburg Road, just east of Deer Run Road, in Lykens Township, Dauphin County.

- D. Notification from Haines & Kibblehouse, Inc., indicating they will make application to DEP for an Air Quality permit for the use on-specification recycled fuel oil as an alternate fuel for the dryer burner at Handwerk Materials-Asphalt Plant.
- E. Notification from Alpha Consulting Engineers, Inc., indicating they have applied to DEP for a utility line stream crossing, Allentown Boulevard Storage, Lower Paxton Township, Dauphin County.
- F. Notification from Pennoni Associates, Inc., indicating that the Halifax United Methodist Church has submitted an application to DEP for a general NPDES permit for discharges associated with construction activities for the proposed building expansion of the church located in Halifax Township, Dauphin County.
- G. Notification from H. Edward Black and Associates, P.C., indicating the Ned Smith Center for Nature and Arts plans to submit an application for a general permit for the discharges of storm water from construction activities to the Dauphin County Conservation District. The Center will be located in Upper Paxton Township, Dauphin County.
- H. Notification from Boles, Smyth Associates, Inc., indicating the Pennsylvania Department of Transportation will be submitting an application for a NPDES permit for discharges of stormwater from construction activities for the proposed construction of two sound barrier walls along the northbound on ramp and southbound off ramp of I-81 at Front St., Susquehanna Township, five walls also are being constructed along SR0022 between Front St. in Heckton and I-81 in Middle Paxton Township, Susquehanna Township and City of Harrisburg.
- I. Received a letter from the United States Nuclear Regulatory Commission regarding the Three Mile Island Nuclear Station, Unit 1 second and third 10-year interval inservice inspection program requests for relief, RR-02-19, parts A through N.
- J. Received a letter from the United States Nuclear Regulatory Commission regarding the summary of May 21, 2003 public meeting with Exelon Generation Company, and Amergen Energy Company on operating reactor licensing issues.
- K. Notification from Aquatic Resource Restoration Company indicating they will be requesting a 404/105 Joint Permit Application for a water obstruction and encroachment permit from DEP for Spring Creek, Phase II located in Swatara Township, Dauphin County.
- L. Received notification from Herbert, Rowland & Grubic, Inc., indicating they have notified the bidders the results of the bids for the rehabilitation of County Bridge 43A, Henninger Farm Covered Bridge, Washington Township, Dauphin County.
- M. Notification from Light-Heigle & Associates, Inc., indicating Timothy Weaver will be applying to DEP for an NPDES General Permit for discharge of stormwater associated with disturbance during construction activities located at Berrysburg, Dauphin County.
- N. Notification from J. Michael Brill Associates, Inc., indicating that Members 1st Federal Credit Union will be applying to DEP for an General NPDES Permit in reference to construction of a proposed hotel facility, located North Side

of Derry Street, approximately 1,000 feet west of Nyes Road, Dauphin County.

PUBLIC PARTICIPATION

Mr. Haste: We are at the point in time again for public participation. Is there anyone in the audience that would like to address the Board of Commissioners?

ADJOURNMENT

Mr. Haste: Before we adjourn, just a reminder that we have Retirement Board following the Board of Commissioners' Meeting. Is there a motion to adjourn?

Mr. Henry: So moved.

Mr. Haste: Is there a second?

Mr. Petrucci: Second.

Mr. Haste: All those in favor say, aye.

All: Aye.

Mr. Haste: Meeting adjourned.

Respectfully submitted,

Robert Burns, Chief Clerk/Chief of Staff

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