



DAUPHIN COUNTY BOARD OF COMMISSIONERS

Legislative Meeting

Wednesday, December 29, 2004 (10:00AM)

MEMBERS PRESENT

Jeff Haste, Chairman
Dominic D. DiFrancesco, II, Vice Chairman
George P. Hartwick, III, Secretary

STAFF PRESENT

Marie Rebeck, Controller; Robert Dick, Treasurer; Chad Saylor, Chief Clerk; Chip Vance, Assistant Solicitor; Elke Moyer, Human Services; Greg Schneider, Budget and Finance; Julia Nace, Assistant Chief Clerk; Jena Wolgemuth, Commissioners' Office; Kay Sinner, Personnel; Jane Miller; Jaqueline Mills; Carolyn Thompson, Court Administrator; Jim Szymborski, Planning Commission; Diane McNaughton, Press Secretary; Edgar Cohen, Director of Facilities Maintenance; Garry Esworthy, Risk Manager; Randy Baratucci, Director of Purchasing; Mike Yohe, Director of Budget and Finance; Faye Fisher, Director of Personnel; Gary Serhan, Controllers' Office; Mike Pries, Director of Safety and Security; Dan Robinson, Director of DCED; Sandy Moore, Director of Human Services.

GUESTS PRESENT

Judith Heh, AFSCME; Dick Etzweiler; Ed Carney; Eric Epstein; News 21.

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 several sets of minutes to approve today. First we have the December 1, 2004 Legislative minutes, the December 8, 2004 Workshop minutes and the December 8, 2004 TEFRA Hearing minutes. Is there a motion to approve?

Mr. Hartwick made the motion to approve the December 1, 2004 Legislative minutes, the December 8, 2004 Workshop minutes and the December 8, 2004 TEFRA Hearing minutes. Mr. DiFrancesco seconded the motion. All were in favor. Motion carries.

Mr. Haste: The December 1, 2004 Salary Board minutes need to be approved. The Salary Board consists of the three Commissioners and the Controller. Is there a motion to approve?

Mr. DiFrancesco made the motion to approve the December 1, 2004 Salary Board minutes. Mr. Hartwick seconded the motion. All were in favor. Motion carries.

Mr. DiFrancesco: We have the December 1, 2004 Election Board minutes to be approved. Is there a motion?

Mr. Hartwick made the motion to approve the December 1, 2004 Election Board minutes. Mr. Haste seconded the motion. All were in favor. Motion carries.

EXECUTIVE SESSIONS HELD BETWEEN MEETINGS

Mr. Saylor: As you all know, one Executive Session was held on December 20, 2004 to discuss personnel matters.

DEPARTMENT DIRECTORS/GUESTS

Mr. Haste: In order to move things along more efficiently I would like to ask that Ms. Fisher and Ms. Heh come forward to present the labor agreement for approval.

Ms. Fisher: Good morning Commissioners. I am pleased to announce today that AFSCME Local 2800 and the County were able to agree on a new four (4) year agreement (January 1, 2005 – December 31, 2008). We began June of 2004 and concluded on November 29th with a tentative agreement. This was accomplished without the need to go to binding arbitration.

The new contract provides for:

- The employees will receive competitive salary adjustments in each year of the contract. However, the increases will be provided at two different times of the year, resulting in less cost to the County each year.
- The agreement will continue to provide excellent health care and prescription drug coverage to employees and their dependents, but employees will participate in cost sharing by being required to make co-payments for physician office visits, visits to specialists and for out-patient therapy services. NOTE: This is the first contract where the health care changes were negotiated into the contract.
- The contract provides for a return to more traditional leave time programs of Vacation and Sick Leave. These programs will replace the more restrictive program of PTO (Paid Time Off). These programs will bring the represented employees more into line with other County non-bargaining employees.
- Bereavement Leave and Leave of Absences will also become more consistent with other County employees whether represented by a Union or a non-bargaining unit employee.
- Other minor changes provides for improved notification of supervisors by employees; while other changes limits the County liability for reimbursing employees for having personal property damaged in the course of performing their duties.
- Both parties achieved language clarifications throughout the contract.

The Court Appointed Non-Professional contract covers approximately 167 employees and includes court reporters, legal clerks in the district justice offices, and clerical employees in DRO, Juvenile & Adult Probation.

I'd like to thank the union's negotiation team. Members include John Roderick, Jackie Mills, Jane Miller, and Pam Rigby. Also thanks to the County's negotiation team, this included Carolyn Thompson, Chad Saylor, Dave Schreiber, Bill Tully, Bill Flannery, and me.

There are some union members present today: Judy Heh, Jackie Mills, and Jane Miller.

Ms. Heh: I understand the tough financial situation that the County is in and it is at times like these where each side needs to compromise. For this agreement neither side got exactly what it wanted, so I guess you could say it is a win-win situation. I'd like to thank the County's member negotiation team, as well as, my staff for making this agreement possible. Thank you.

Mr. Hartwick: I just want to take this opportunity to thank everyone who was involved in this process, all of the people from AFSCME and all of the employees from the County.

I appreciate the time and effort you put into resolving this matter without having to take it a step further.

Mr. DiFrancesco: I would like to echo my counter-parts comments. This is a very tedious job and I appreciate the cooperation that has taken place. This is definitely not a win-win situation for all, but as Ms. Heh said, the County is in a difficult fiscal situation and that must be taken into account. Again, I would like to thank all of the participants who worked so painstakingly to make this agreement work.

Mr. Haste: As everyone has already stated, the folks that took part in negotiating this agreement should be commended. Ms. Heh, I thank you and your staff for your efforts and Faye, I thank you and our Personnel Dept. for persevering and avoiding arbitration. Can we get a motion to approve?

Mr. Hartwick made the motion to approve the Agreement between AFSCME Council 90 and Dauphin County for Court-Appointed Non-professional employees. Mr. DiFrancesco seconded the motion. All were in favor. Motion carries.

A. Faye Fisher, Personnel Director

Approve Agreement between AFSCME Council 90 and Dauphin County for Court-Appointed Non-professional employees. (Domestic Relations, Adult Probation, Court Reporters, District Justices, Law Library and Court Administrative Offices.

(The Commissioners signed the agreement.)

Mr. Haste: Judy, you said you had something else for us to sign or is that later?

Ms. Heh: No, some of our members are not here today that were part of the negotiating team and we wanted to save this page to make sure all of the proper signatures were on it.

Mr. Haste: Okay.

Mr. Saylor: Additional copies will be available, I believe.

Mr. Haste: Okay, very good.

PUBLIC PARTICIPATION

Mr. Haste: We are now at the point in the meeting where we will accept public comments. Is there anyone in the audience that would like to address anything on the agenda at this time? (Mr. Epstein stood.) What agenda item would you like to address?

Mr. Epstein: I have a generic item and I will be real brief. First of all, my name is Eric Epstein; I'm the Chairman of Three Mile Island Alert, Inc. Some of you may have heard

of me in the past. The agenda item I'm referring to is a generic format with real estate refunds. What I would like to do briefly, and I do have to move on, I apologize for that, my step-father is terminally ill. It has come to my attention that there may be a pending agreement with First Energy at TMI-2 and Exelon (TMI-1). I'm here as the antithesis to Lowman Henry to offer my services for free. I am an expert witness. Perhaps you will know that I am the least popular person in both parties. I am an equal opportunity offender. The point being, which you are probably unaware of, is I am an expert witness before the Public Utility Commission on the issue of nuclear economics and nuclear waste isolation. I am also currently a principal negotiator in a \$12 billion merger between PSEG and Exelon. I would urge you to use my resources to review any settlement with First Energy, which owns TMI-2, and Exelon, which owns TMI-1. It is my field of specialty. I am donating my services. It is a one-time offer. I have to feed my kids too. What I have left for you is an economic impact statement, which I have prepared at no cost. I will leave a copy here. You guys know how to get in touch with me. We have been through this at Brunner Island and we have been through this at Peach Bottom. Now we are going through it at TMI. It comes at an awful time when I know you guys are at a fiscal crisis and the potential is ugly. You saw what happened with HERCO and the amusement park. I hope that is not going to happen at TMI-1 or TMI-2. I am here in public to present myself as a resource at no cost.

Mr. Haste: Quick question. You said it happened at Brunner. What was the outcome there?

Mr. Epstein: It was awful. PPL refused to pay taxes for two years. It is in my Economic Impact Statement. Northeastern School District, which is the poorest school district in the 15th district, was forced over what I would call an economic precedence. They had to raise taxes and go without funding. Essentially what has happened Jeff, and you are probably aware of this, since PURTA (Pennsylvania Utility Realty Tax Act fund) was abolished the territories have taken the position of devaluating their property unilaterally. TMI is worth \$600 million. You guys value it at \$69 million. They are saying it is worth \$5 million, which is odd, since they just replaced the reactor vessel head which cost \$18 million. What I enclosed in this packet is an expose I worked on with the Philadelphia Inquirer, which basically shows what's happened to our community and others. We lost \$100 million in revenues. What I am saying is this may be an opportunity to draw the line in the sand. PPL didn't pay taxes, didn't escrow taxes. That's not what Exelon is doing and I'm not sure what First Energy is doing.

Mr. Haste: Is there a success story anywhere?

Mr. Epstein: There are settlements starting at Penn Manor. There are settlement stories and that depends on if you guys want to go to court or not, I'll be frank with you. We got a good decision at Penn Manor and we got a good settlement. Peach Bottom doesn't look so good. Peach Bottom is valued, by the County, at \$303 million while the company says it's worth \$10 million. You have to start dealing in reality at some point. If they want to be a good neighbor and I have good relations with TMI and I know that they have an issue here and it's their Achilles heel. I think we could work something out.

This is Lower Dauphin School District. Whether you are aware of it or not in 2003 they spent \$75,000 trying to recoup. This is insane. It's obscene. I think there is a way we can work through this in much the similar fashion you just did with AFSCME. Everybody recognizes the times have changed.

Mr. Haste: Have you talked to the school district?

Mr. Epstein: No. I have offered my services to the school district and I have talked to Londonderry Township in the past. What I can do is I'll leave this behind because I know other people probably have concerns. You guys need to transact business and I've got to get back to the Jewish Home. I can drop off a full and complete study on what PURTA's done to communities who live with nuclear power plants. I am just saying that I think we have the opportunity not to concede before we can test the valuations. It's up to you where you want to go from here.

Mr. Hartwick: Eric, I certainly don't, I'm not sure or understanding what is happening with Bethlehem Steel in Steelton and the devaluation of the steel mill and what effect it has had on our property tax base and not fighting that is something that we took up the challenge to fight and saw some success. But we had to convince the school district to burden the lion's share but it was worth it in the long run.

Mr. Epstein: Yes, I think we can do the same here. We can recoup some money and establish a pretty good precedence, especially since TMI is looking to relicensing. Off the record, or on the record, however you want to put it, I think the opportunity is now where we have leverage. There is a \$12 billion merger about to take place that everybody wants to happen. You can read into that anyway you want to. TMI 1 needs to be relicensed. You can read into that any way you want to. We are not without leverage here. I am being brutally honest because I know you guys are in a tough spot given your predecessors, who I won't name, John Payne and Lowman Henry. You can never trust a guy with two first names, nothing personal. Let me leave this behind. I'll be available. We'll be in negotiations with PSEG Exelon, so I'll be home for the most part.

The other thing I wanted to draw your attention to and I am sure you are aware of this is that there will be a rate increase. The PPL case is going through January 1, 2005. The order was issued last Thursday. We didn't do well. We're looking at about a 7% rate increase for transmission and distribution fees. Why am I telling you that? I am also on the board of the Sustainable Energy Fund (SEF). I think the SEF can be working with you guys as we have with other municipalities to look at some real energy efficiency programs that we are doing. We are doing it right now with Hampden Township and the City of Harrisburg. We are the people that lent the money to Londonderry Township School. If you go down the street you will see some of our other projects. I'm offering an olive branch. If you guys met me sometimes I can be a bit thorny but I'm sure it is worth it. I think there are a couple issues that I am willing to work with you guys in the upcoming year.

Mr. Haste: Thank you.

Mr. Hartwick: Eric, who did you say was sick again?

Mr. Epstein: Albert Hersch. He is my step-father.

Mr. Hartwick: I am sorry to hear about that.

Mr. Epstein: I am sorry to hear about your loss as well. These things always come around at the holidays.

PERSONNEL

Ms. Sinner: I have no changes to the Personnel Packet

Mr. DiFrancesco made the motion to approve the Personnel Packet as presented. Mr. Hartwick seconded the motion. All were in favor. Motion carries

PURCHASE ORDERS

Mr. Baratucci: I have no Purchase Order packet, but I did want to give you a heads up for next week. We will be starting our 2005 purchase orders and because we can't enter those until we are actually into 2005 usually there is a little bit of a delay in the start-up for our financials. I probably will not have a packet for the Workshop next week because normally I give it to you on Tuesday and we won't be entering until then. What I would like to do is get you a packet the day or so earlier than usual for the regular Legislative Meeting on the 12th of January and then have you approve it at the meeting. So there will be one week where you won't have the Workshop week to look at it, but I will try to get you the packet as early as possible for the Legislative Meeting if that is okay?

Mr. Haste: I would assume, given that it is the beginning of the year, although this rarely happens, that there will be no budgetary item issues.

Mr. Baratucci: Hopefully, there will not. But I will also try and attempt to have those resolved prior to you getting the report.

Mr. Haste: I am always amazed at how the first one there are still issues.

Mr. Baratucci: Well what happens is on the first one too, there are a lot of purchase orders that cover the entire year. So sometimes if they haven't budgeted properly for the year they could show over because it is one P.O. to cover the expenses for the entire year. But Mike Yohe and I will work through those. Thank you.

REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR

Report from the Office of Budget & Finance December 29, 2004

- **December 17, 2004** transferred **\$814,191.06** to the **Payables** account from the **County's Concentration account** for checks issued that week. **(The financial system was shut down)**
- **December 23, 2004** transferred **\$3,832,547.17** to the **Payables** account and **\$1,810,354.31** 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 \$122,484.61 rate 1.98%**
- **Balance today in Community Banks investment account \$6,500,837.19 rate 2.45%** (This rate is good through 12/31/04)
- **Balance today in Commerce Bank investment account \$13,000,839.59 rate 2.53%** (This rate is good through 12/31/04)
- **Balance today in Waypoint Bank investment account \$6,500,839.72 rate 2.50%** (This rate is good through 12/31/04)

\$15M TRAN Line-of-Credit Status at PNC:

- Draw #1 on 2/5/04 - \$2,850,000.00
- Draw #2 on 2/19/04 - \$1,800,000.00
 - o Total \$4,650,000.00
- April 1, 2004 – TRAN was paid back with \$11,232.21 for interest expense.

Mr. Yohe: I got the January rates in and Commerce has upped their rate to 2.60% and Community and Waypoint have remained the same for January.

The only other note I would have is that PFM, Lou Verdelli and Dave Twaddell are going to be preparing for a TRAN quote at no cost again. At some point, either next week or within the next two weeks, they will be presenting a TRAN quote. I don't expect it's going to be as high, \$10 million, but we better have one in place just in case.

Mr. Haste: Okay. So you will have that next week?

Mr. Yohe: I don't know if its next week, but they are working on it. We will have it in place prior to...if we need cash it will be at the end of February.

REPORT FROM CHIEF CLERK/CHIEF OF STAFF – CHAD SAYLOR

Mr. Saylor: I have nothing at this time.

SOLICITOR'S REPORT – CHIP VANCE, ESQ., ASST. SOLICITOR

Mr. Vance: I don't have anything. If you have questions regarding the items on the agenda I would be happy to address them.

Mr. DiFrancesco: Chip, could you give an explanation on item S, the Election Board issue?

Mr. Vance: The Election Board issue specifically. We have here a copy of the Mandamus petition with the order signed by Commonwealth Court. All it does is to correct an error in accounting of the votes in the U.S. Senatorial election. Apparently what had happened was, and I'll just quote from the petition itself, "the certification by Dauphin County to the Secretary of the Commonwealth inadvertently certified the final result for one candidate for the U.S. Senate, Arlen Specter. It showed him as receiving 103,522 votes whereas in fact the correct number of votes cast was 68,703 votes." All this does is require the secretary of the Commonwealth, Mr. Cortes, to correct his records to reflect what actually were the vote totals. That's it. The order was in fact signed several hours after it was submitted to Commonwealth court. This was a pro-forma matter.

Mr. DiFrancesco: Thank you.

MATTERS REQUIRING BOARD ACTION

Mr. Haste: Under Matters Requiring Board Action we have items A through GG. I would ask that we table items R and GG for the present time.

Mr. Hartwick: I would ask that we table BB, number 2 and pull out FF for a separate vote.

Mr. DiFrancesco: What was FF again?

Mr. Hartwick: We will vote on that separately.

Mr. DiFrancesco: The whole section? Not just one?

Mr. Hartwick: Yes.

Mr. Haste: Does anything else need to be pulled out? (There was none.) Can we move to FF? Is there a motion on these appointments?

Mr. Hartwick made the motion to approve the appointments for Katherine Summers, Dwindal Toliver and John Fry, Jr. to the Executive Commission on Drugs and Alcohol. Mr. DiFrancesco seconded the motion. All were in favor. Motion carries.

Mr. Hartwick made the motion to not approve Nelson Muhammad's return to the Executive Commission on Drugs and Alcohol. Mr. DiFrancesco seconded the motion. All were in favor. Motion carries.

- FF. Appointments to the Dauphin County Executive Commission on Drugs & Alcohol, Inc., Board of Directors:
(Terms will expire December 31, 2007)
1. Katherine Summers
 2. Dwindal Toliver
 3. John Fry, Jr.
 4. Nelson Muhammad

Mr. Haste: Okay that leaves us Items A through GG, minus FF, BB #2, R and GG. Is there a motion to approve those remaining?

Mr. DiFrancesco made the motion to approve Items A through GG, minus FF, BB #2, R and GG. Mr. Hartwick seconded the motion. All were in favor. Motion carries.

- A. Training Packet
- B. Approval of FY04/05 Per Diem Rates between Children & Youth Agency and:
 1. Family Service Partners
Report Writing fee \$15.00/not to exceed 1 hr.
- C. Refunds/exonerations of Real Estate Taxes:
 1. Partial refund of 2004 County Interim real estate taxes to Keith & Sherry Robinson, 880 Dry Run Road, East Hanover Township, Grantville, parcel #25-014-149, in the amt. of \$59.55.
 2. Real estate tax refund to Derry Township Tax Collector, on parcel #24-056-095, in the amt. of \$533.25.
(Reduced assessment)
- D. Change Orders for Phase I Renovations to the Dauphin County Courthouse:
 1. Change Order No. 2002-01-32 with Edwin L. Heim in a **credit** amt. of \$12,087.98.
 2. Change Order No. 2002-01-34 with Herre Brothers, Inc., in a **credit** amt. of \$95,395.99.
 3. Change Order No. 2002-01-33 with Jay R. Reynolds, Inc. in a **credit** amt. of \$75,957.31.
- E. Participation Agreement with AllHealth Group Purchasing Program for group purchasing at Spring Creek.
- F. Outpatient Dialysis Services Agreement between Spring Creek and FMA of the Capital Area for outpatient dialysis services for Spring Creek residents.

- G. Consent to Assignment of Laboratory Services Agreement between Spring Creek and Omega Medical Laboratories to Quest Diagnostics.
- H. Business Associate Agreement with Complete Healthcare Resources-Eastern, Inc., regarding access to protected health information at Spring Creek.
- I. Adopt Resolution #47-2004 authorizing and approving a Settlement of Appeals filed with the Pennsylvania Environmental Hearing Board by the Pennsylvania Waste Industries Association, Republic Services of Pennsylvania, LLC and Penn Waste, Inc., regarding the County's 2002 and 2004 Revisions to its Act 101 Waste Management Plan. (Approved 12/22/04)
- J. Proposal from Zelenkofske Axelrod LLC to extend audit services to Dauphin County for the years ending December 31, 2004, 2005 and 2006.
- K. Subordination Agreements with the following individuals:
 - 1. Kimberly R. Ferguson on property located at 3538 N. 6th Street, Harrisburg.
 - 2. Brenda Jeffries on property located at 538 Seneca Street, Harrisburg.
 - 3. Henry O. Houze, III on property located at 1611 Herr Street, Harrisburg.
- L. Satisfaction Piece with the following individuals:
 - 1. Constance L. Weller on the property located at 938 Norwood Street, Harrisburg.
 - 2. David P. Kahn and Leslie A. Gonzalez on the property located at 604 2nd Street, Oberlin.
 - 3. Christopher M. Dowell on the property located at 43 Shirley Drive, Middletown.
 - 4. Karla J. Roach on the property located at 500 St. Mary's Drive, Steelton.
- M. Agreement between Information Technology and XO Communications for a Voice Communication Service and Equipment Lease.
- N. Adoption Assistance Agreement 2004-25.
- O. Human Services Development Fund Agreement with the Commonwealth of Pennsylvania that amends the HSDF Pre-expenditure Plan to include a \$5,000.00 Community Investment Initiative to help fund the Greater Harrisburg Foundation service coordination study.
- P. Amendment #1 to FY03/04 Purchase of Service Agreement between Mental Health/ Mental Retardation and Bonnie J. Glass, MA, CCC-SLP.
- Q. Agreement for Performance between Dauphin County Solid Waste and Illusion Maker.
- R. Approval by the Board of Commissioners to participate in the (Potential) Settlement/PILOT Agreement for the pending Tax Assessment litigation involving Three Mile Island, Units 1 and 2. **(Tabled)**
- S. Approval by the Board of Commissioners to file a Complaint in Mandamus in the Commonwealth Court of PA to amend the Dauphin County Board of Elections Certifications of the November 2, 2004 General Election.
- T. Deny a request by Zion Evangelical Congregational Church located at 210 McKelvey Road, Dauphin, parcel #43-017-192 for Rollback Tax Relief.

- U. Approval by the Board of Commissioners to contribute its pro rata share (\$543.00) for appraisal services and Court testimony (if necessary) needed to ascertain the true value of Ljubisa Stankovic located at 1320 Wyndham Road, Tax Parcel #24-056-221.
- V. Approval by the Board of Commissioners to accept the proposed Settlement figure for the Tax Assessment Appeal of James Fleck for property located at 2426 Derry St. Tax parcel #13-067-026.
- W. Appoint Shirley Radel to the Dauphin County Conservation District Board. (Term expires – December 31, 2008.)
- X. Appoint Herbert, Rowland & Grubic, Inc., as County Engineers.
- Y. Construction and demolition Waste Processing & Disposal Capacity Agreements: (Approved 12/22/04)
 - 1. Waste Management, Inc.
 - 2. Commonwealth Environmental Systems Landfill
 - 3. Republic Services of PA d/b/a Modern Landfill
- Z. Bypass Waste Disposal Capacity Agreements: (Approved 12/22/04)
 - 1. Commonwealth Environmental Systems Landfill
 - 2. Keystone Sanitary Landfill
 - 3. Republic Services of PA d/b/a Modern Landfill
 - 4. Waste Management of Pennsylvania, Inc.
- AA. Appointment/reappointments to the Dauphin County Planning Commission: (Terms will expire December 31, 2008)
 - 1. Thomas Shaffer
 - 2. Keith Oellig
 - 3. Paul Clark
 - 4. Skip Memmi as designee for Commissioner DiFrancesco
 - 5. Edward Carney
- BB. Appointments to the Mental Health/Mental Retardation Advisory Board: (Terms will expire – December 31, 2007)
 - 1. James Dull
 - 2. Alfredo Gonzalez (**Tabled**)
- CC. Appoint George Conner to the Housing & Redevelopment Authority. (Term will expire – August 26, 2007 – completing Marlin Zimmerman’s term)
- DD. Reappoint Todd Pagliarulo to the to the Capitol Area Transit Board. (Term will expire – December 31, 2009)
- EE. Reappointments/appointments to the Dauphin County Schaffner Youth Detention Center Advisory Board:
 - 1. Gary A. Crissman
 - 2. Ernest Davis
 - 3. Sanford Krevsky

4. Nathaniel Gadsden
5. Rev. Ronald B. Tilley, II
6. Theotis W. Braddy

GG. Appoint David Transue to the Dauphin County General Authority.
(Term will expire 1st Monday, 2010) **(Tabled)**

FORMER BUSINESS

(There was none.)

NEW BUSINESS

(There was none.)

COMMISSIONERS' DISCUSSION & ACTIONS

Mr. Hartwick: Just that I appreciate all of the cards and letters from various County officials in condolence of the loss of my grandmother. I sincerely appreciate it and so does my family. Thank you.

Mr. DiFrancesco: I have nothing other than to say Happy New Year to everybody; hopefully you all have a safe and joyful end to the holiday season to kick-off the new year. Our work is cut out for us in the upcoming year.

CORRESPONDENCE

Mr. Haste: We have correspondence that has been received by the Board this week that will be handled by the staff appropriately.

- A. Notification from Hershey Foods indicating they intend to submit an application to DEP for a Reasonably Available Control Technology (RACT) which addresses the RACT determination for volatile organic compound emissions control at the chocolate manufacturing facility located at 19 East Chocolate Avenue, Hershey, Dauphin County.
- B. Notification from Harsco Corporation, on behalf of Taylor-Wharton Facility, indicating they intend to submit an application to DEP for a NPDES permit. The facility is located on Herr Street, Harrisburg, Dauphin County.
- C. Notification from Glace Associates, Inc., on behalf of Elizabethville Area Authority, indicating they intend to apply to DEP for renewal of the NPDES Part I permit. This is for the Authority's waste water treatment plant which discharges into the Wiconisco Creek in Washington Township, Dauphin County.
- D. Notification from Light-Heigel & Associates, Inc., indicating Hershey Mini Storage intends to apply to DEP for a NPDES for discharge of storm water associated with construction activities of an office/storage building plus approximately 400 storage units.
- E. Notification from Raudenbush Engineering, Inc., on behalf of the Harrisburg

Gastroenterology, Inc., indicating the applicant is preparing an erosion and sedimentation control plan for a land development project located at 4760 Union Deposit Road in Lower Paxton Township, Dauphin County.

- F. Notification from Pennsy Supply indicating they will be moving a permitted portable primary jaw crusher to the Fiddler's Elbow Quarry.
- G. Notification from NRG Energy Center Harrisburg LLC and NRG Center Paxton LLC, located at 9th and Walnut Streets, Harrisburg, indicating they intend to submit an application to DEP to renew the current Title V State Operating Permit (#22-05005).
- H. Notification from Brinjac Engineering indicating they intend to submit an application to DEP for a general permit for discharge of storm water associated with construction activities in reference to the Commerce Bank Park Playing Field reconstruction, City of Harrisburg, Dauphin County.
- I. Notification from Angel Pet Services indicating they intend to submit an application to DEP for renewal of their permit to operate an incinerator/crematory for animal remains on their property located at 885 Allegheny Street, Dauphin.

PUBLIC PARTICIPATION

(There was none.)

ADJOURNMENT

Mr. Haste: Is there a motion to adjourn?

Mr. DiFrancesco made the motion to adjourn the meeting. Mr. Hartwick seconded the motion. All were in favor. Motion carries.

Transcribed by: Jena Wolgemuth
Dec. 29, 2004
printed 2/01/05