



DAUPHIN COUNTY BOARD OF COMMISSIONERS

WORKSHOP MEETING

APRIL 8, 2009
10:00 A.M.

MEMBERS PRESENT

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

STAFF PRESENT

Chad Saylor, Chief Clerk; Marie E. Rebuck, Controller; Janis Creason, Treasurer; J. Scott Burford, Deputy Chief Clerk; William Tully, Esq., Solicitor; Steve Libhart, District Attorney's Office; Dave Schreiber, Personnel; August Memmi, Community & Economic Development; Fred Lighty, Esq., Human Services Director's Office; Jason Miller, Commissioners' Office; Leila Brown, Solicitor's Office; Diane McNaughton, Commissioners' Office; Amy Richards, Commissioners' Office; Guy Beneventano, Esq., Solicitor's Office; Dan Kern, Schaffner Youth Detention Center; Sara Steckbeck, Schaffner Youth Detention Center; Randy Baratucci, Director of Purchasing; Faye Fisher, Personnel; Kay Lengle, Personnel; Jena Wolgemuth, Commissioners' Office; Brenda Hoffer, Commissioners' Office and Richie-Ann Martz, Commissioners' Office

GUESTS PRESENT

Dave Black, Linda Goldstein, Matt Tunnel, Dan Miller, Jay Wenger, Renee Gaston, Eric Johnson, Charlie Lanza, Rev. Jackson, Tim Berard and Robert Welsh

MINUTES

CALL TO ORDER

Mr. Haste, Chairman of the Board, called the meeting to order at 10:03 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 a number of meeting minutes that we will take up at next week's meeting.

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 at this time?

Mr. Lanza: My name is Charlie Lanza. I'm a Dauphin County resident. I actually live in Linglestown. The reason I'm here today is I'm a member of the Pennsylvania Family Association. Our website is www.pfa.me. Actually if you look at the name of our organization partly because we named it that way is for PFA (Protection from Abuse) Order. There are a lot of PFAs that are filed. Actually in 2006 there were roughly 20,000 PFAs that were dismissed or had no merit whatsoever, at an estimated cost of about \$1,500 for each PFA that was filed. That cost the taxpayers of Dauphin County about \$30 million. That is only one issue.

The reason I'm here today is to talk about the presumption of joint custody House Bill 463. This bill was introduced by Representative Belfanti on February 18, 2009. It currently has 57 co-sponsors. We have the backing of the Fraternal Order of Police. The Lancaster County Commissioners are supporting this bill and believe that it is in the best interest of the children to have both a mother and a father. For the general public this is almost a no-brainer. When you talk to people they are almost amazed that a father and a mother can't have equal time with their child after a separation or divorce. The reality is if the parents cannot agree and they have to go to Court, the Court will not give equal or shared custody. They make one person primary and another person non-custodial. So, you could be married for 18 years and have children and all of a sudden mom or dad become a visitor. We basically feel that is child abuse. The children suffer because of this. The family itself suffers financially and emotionally. There is a whole gambit of problems that arise from this. Resources at every State level are taxed, because people are looking for help. They lose their job, because of the emotional stress. It goes on and on. Currently right now when this bill was introduced, we are trying to get a public hearing. That hasn't happened yet. Representative Kathy Manderino is in charge of the sub-committee to appoint this to a public hearing. It hasn't happened yet. We are asking everyone to call Kathy's office at 717-787-1254 and ask for a public hearing.

I'm here to ask for your support and to look over the bill to see what you think. Like I said the general public overwhelmingly supports this, yet we have legislators that haven't stepped up to do the right thing, because we morally believe that this is the right thing for our children. Some of the statistics are really alarming of what happens when a child loses out on one parent or another. Actually all statistics in tow, if you look at one statistic 56% of all child abductions occur at the hands of a woman. A lot of people don't know that. The reason some of these things happen is because maybe dad has more money for a lawyer and mom is going to feel that she has no chance at custody. This sometimes happens and the parent will take the child and just run with the child. You have to look at the cost in society of what this causes. You have police officers that have to expend all their time to go get these people to try to track them down. There are children that have been missing for 10 years now, because of a custody battle. This bill puts everyone on a level playing field. You shouldn't be picking one parent over the other, because of personality differences. It has nothing to do with that. The bill takes into account that the parent has to be fit. They can't be a drug addicted person. They must not be convicted of a murder. It accounts for all of that. We are just trying to get this word out about this House Bill and looking for support. We are also having a rally on April 15th at the Capitol.

Mr. Hartwick: I want to commend you for bringing this issue up. When you take a look at our criminal justice system and you take a look at trying to engage individuals in the lives of troubled teenagers or youth one of the things that we are attempting to do here in Dauphin County is to get everybody back at the table again. Unfortunately in custody hearings that is rarely the case. They want to have some visitation, but it is not at an equal or shared rate. The way that goes down is as you said; you could have more money for an attorney which puts you in a better position versus the majority of the time they want to give the custody to a mother automatically versus trying to hear the overall case. Unfortunately in those cases when you come with that presumption the only people that win are the attorneys. They are going to get paid and who suffers are the kids. This bill having some familiarity with it, our Health & Human Policy Committee, I think really sets forth some more equal footing for individuals as they go through the process. Hopefully it will be one-step as we are attempting to try to gain more people involved in kids' lives and by identifying family members who have been estranged. Hopefully this is one step to stop those family members from being estranged and to understand that everybody has equal rights and try to participate in the lives of the child. Attorneys win and the only people who suffer are the people who are left out and unable to parent their kids, but most importantly the kid who then finds themselves in a position not to know where they belong. Anytime we can keep both parents engaged in the life of the child, the more hands and hearts that are involved with kids the more the chance they have for success. I think this takes a step in the right direction in trying to provide some fair and equal footing for both parties. As one Commissioner, I would like to read through the Act a little bit more, but I want to commend you for your efforts and certainly support this particular House Bill and will do it publicly.

Mr. Lanza: We ask that you support it with a letter of support. We have grandparents that come to our meetings that have not been able to see their own grandchildren for over a year and a half. It is not just affecting the family unit itself. It is affecting the relatives, the aunts, uncles and so on. It doesn't need to happen.

Mr. Haste: I too agree with it in principle. I'll read the Bill and then I will let you know.

Mr. Lanza: I also have more tri-folds if someone would be interested in having some.

Mr. Hartwick: More lollipops.

Commissioners: Thank you, Charlie.

Rev. Jackson: I'm also a recipient.

My name is Rev. James Jackson. I want to thank you for the opportunity to spend a few minutes with you. I'm going to be very brief. I'm a citizen and a resident of the County. This is concerning the 7th Street Widening Project. I didn't make a copy for everybody so Mr. Secretary I would like to give you this, because you were kind enough this morning to greet me. I apologize for not having enough copies.

Mr. Hartwick: I'll make sure copies are provided to the Board.

Rev. Jackson: I'm a recipient of the 7th Street Widening Project. I actually live at the current address, 1618 North 7th Street. I'm not here today alone. There are some other recipients here as well that would like to speak on their behalf. That is the Harris family right behind me. I'll be brief. I'm here today to talk to you and to share information with you concerning the relocation compensation straight to the point. What I thought of the advisor who has been the representative for the 7th Street Widening Project on 7th Street. He came to me last year, about October. He came with a letter.

Mr. Haste: Who was that?

Rev. Jackson: Attorney Brown... I believe it was, but I don't have his full name. He sat down with me and went over some things pertaining to the property. He took pictures with a video camera. He then brought a letter to my attention. The letter stated that it was a one bedroom versus a two bedroom. We took a walk through, because my daughter went to college. The second bedroom I use as a storage room. I transported from that building to where I currently live and turned it into a chapel. I used to have a full-fledged ministry in the building that they now occupy as a used furniture store. From there when the 7th Street Widening person came to petition I was told that it is now time for me to relocate. So, I said okay my life changes. When it got down to it I was told that I didn't have a two bedroom I had a one bedroom. When I talked about the storage and the moving, I was told that I was getting a letter that it would be this amount. I wonder how they came up with that equation, because from the beginning when I look back it seems like I was coached because of limited knowledge. I wasn't aware of

some things that they gave each of us was this complete packet that we should be able to interpret and they gave us an advisor to help us interpret the information that is in this packet, which still confuses me. That is why I'm here today. I need help for someone else to look into what is taking place. I can't put my finger on it on how they came up with the answers to some of the things that they are doing and how they can bank information that is not true. I base things on crossing T(s) and dotting I(s). It is a two bedroom. I'm here today to get some help to look into the situation to see whether or not I'm being treated fairly. I know it's not too clear. I'm not clear. I just want to expose the fact that the 7th Street Widening Project is happening right now and they have given all of us notice to move by the 26th of this month and neither one of us have received any money. They asked me to change my lifestyle. Then, I'm saying where is the money to move. They said well here is what we calculated. I said that don't even look like a figure. They said to me that you have to move. I received that letter.

Mr. Haste: Who did you get that letter from?

Rev. Jackson: The 7th Street Widening Committee. The City Solicitor who is the advisor for the Project. I do have a copy but not in my person. That is the nutshell for me.

Mr. Haste: It is hard. Diane, can you see that we get that?

Rev. Jackson: The top letter on there is to the Congressman. That was a personal letter that I drew up of current things that I went through with the 7th Street Widening Project up until this month. In the letter it discusses some of the things that I'm facing with the 7th Street Widening Project, trying to bring others' attention to what I'm going through for not only myself, but there are other families that are going through the same thing. I just made sure that I went out and got estimates of other things that I thought I needed to get. I don't know what difference that is going to make. I need to come up with money from the beginning. I don't see how I can come up with the money to relocate when I shouldn't have to. I do thank you gentlemen for your time. I appreciate it.

Mr. Haste: There appears to be some documents missing, but the best thing to do is I will ask that the Solicitor's Office, Fred or Guy, could just meet with you and go over this and see if we can't get you some advice. I didn't see any of the PennDOT documents here.

Rev. Jackson: There should be one there.

Mr. Haste: If you can get your whole packet and sit with someone from the Solicitor's Office. Again there are some things that we need to know that are not here.

Ms. Harris: We are here with Rev. Jackson. I'm Evangela Harris and this is Elder Harris. We rent the building from his brother and we are in the same situation. I forgot my papers. We have the same packet. What they plan for the 7th Street Widening. It

says that they are going to relocate and we get another building that they will pay the rent for that building for two years. They said that they would pay for the moving of all inventory. They also said that if we got the building they would pay for the renovations to fix it to the way that we needed it to be to run our business; to put the stalls, shelves and bins in. They said that they would do that. We have the same advisor. He comes back with a different story. Then they sent us the letter that says that we have to get out by the 26th, but they didn't say anything about getting us any money to relocate or anything. That is why we came this morning. We need help. I'm really confused, because what the advisor said, he comes back and it is all changed. We came this morning to ask for help. We opened the business three years ago and we built our thrift shop and now if we have to move somewhere else they won't know where we are at and we will lose money. They are not letting us know what they will do to help us, because this is our livelihood. We came this morning to see if you could help us with this as Rev. Jackson said about this 7th Street Widening.

Mr. Haste: We will ask the Solicitor's Office to go through this. I see it started back on May 15, 2008, almost a year ago. This letter was dated October 8, 2008. I know that there is an appeal process. Did you start that process?

Ms. Harris: No.

Mr. Haste: Can you stay and go into a meeting with the solicitors so they can go through it with you? Like I said there are some documents missing and there was probably a procedure that you should have started some time ago. A lot of time has slipped away.

Mr. DiFrancesco: Just for clarity you have to move by April 26th, this month?

Ms. Harris: Yes.

Mr. Harris: They haven't provided any means for us to move. They are basically telling us to stop our business and get out. Me and my wife don't think that is right.

Mr. Haste: Could Fred or Guy go back into the conference room?

Mr. Hartwick: It appears that they need some legal advice.

Mr. Beneventano: We could have a preliminary meeting. What I would respectfully request is that the Reverend obtain all the documents and provide them to the Solicitor's Office ASAP so that we can look at the paperwork and then we will promptly sit down with the Reverend and review this matter. It seems like it is a condemnation proceeding that is well underway. It would also give us an opportunity to check the docket at the Courthouse as well, which I have no idea of what the status is of this condemnation proceeding. At this time there is going to be very little concrete information we are going to be able to give the Reverend. We could preliminarily meet with him, but we don't have much information.

Mr. DiFrancesco: The one thing that I didn't see in here maybe we can get it in a round about way, but do you have the contact information for any contact at PennDOT, whether it be the advisor or anybody else. Could you leave that with somebody? Scott Burford, here in the front.

Mr. Haste: Is there anybody else that would like to address the Board at this time? (There was none.)

DEPARTMENT DIRECTORS/GUESTS

A. Dave Black, President/CEO, Harrisburg Regional Chamber

1. Keystone Opportunity Zone – Steelton Borough & City of Harrisburg

Mr. Black: We are here today to talk about the Keystone Opportunity Zone. We got a few slides that we will throw up here. There is a one-pager that I laid at your places. It outlines what the program is. In your packet you do have a couple other documents that I will touch base on.

The Keystone Opportunity Zone is a program that was created about 10 years ago in State government to create tax-free zones. That is areas with no property taxes, but more importantly no state taxes of any kind within the zones. Last year Act 79 of 2008, Senate Bill 1412, was passed that authorized the creation of 15 additional Keystone Opportunity Zones. These zones create ten years of tax abatement. We are approaching a deadline to get these applications in for the new zones. We are preparing an application for what we are calling the Harrisburg Region Keystone Opportunity Zone. That includes parcels both in Steelton Borough and in the City of Harrisburg. From a County perspective what this requires of County government will be a KOZ resolution or ordinance where you would waive the taxes for the ten year period. The only thing that this Act provides for that the original legislation did not provide for is something called a payment in lieu of taxes, where actually you can strike agreements with the people that are getting the tax abatements to pay real estate taxes. The Commonwealth did realize that this is a burden on municipalities, school districts and county governments. You also have in your packet the resolution that was prepared by your legal counsel in compliance with what the State is requesting, as well as a payment in lieu of tax agreement that all the property owners would sign and submit to the County.

The projects that we are talking about are in Steelton Borough and the City of Harrisburg, Midtown Section. I'll start with Steelton. It is hard to see on this map, the areas in orange that are outlined those are the proposed Keystone Opportunity Zone areas on the ArcelorMittal Steel property in Steelton. The area proposed is 78.71 acres of the entire Arcelor tract. Just for the record 192 acres. We have worked with ArcelorMittal on this and this is obviously being proposed around the discussions that have been taking place with ArcelorMittal about a potential expansion project. I need to

be very clear today in talking with you in that ArcelorMittal, at this time, is not prepared to commit to do this project. Because of economic conditions currently, they have stopped any investment in any of their facilities. You are probably aware that Arcelor is the world's largest steel maker. Obviously steel, like everything else, has been impacted worldwide. They are not in a position to commit by May 1st, however, we are optimistic and they have not ruled out the possibility of committing sometime down the road when the economy starts to pick up. It could be a year or a couple of years. We talked with State government about their plans and they have encouraged us to go ahead and submit an application, because the State obviously likes this project. The project that has been discussed is as much as a \$500 million investment and possible employment of the number 200 has been thrown around. To be clear for our friends in the media, there is no commitment to do it at this time. However, if the economy does pick up this should be at the top of ArcelorMittal's worldwide investment list. We hope that they would move forward with this. State government also agrees with that and that is why they will consider an application. Obviously they will have to look at the application, consider it against all other applications that are being filed. We are optimistic that we may get what might be a conditional approval of a Keystone Opportunity Zone for Steelton on these tracts of land. The map, that you have with your resolution, was provided to the labor department does have points on it. It has been surveyed out. It's not technically a meets and bounds description, but it does have an established footprint. We are under the impression that if the State does approve that it probably will require additional work on the part of ArcelorMittal to better define this; realizing that it has to be clearly defined as a tax free site. It is a rather complex process and is going to continue to be a rather complex process, but given the scope and long term impact of this project on Dauphin County, particularly in the Borough of Steelton and the surrounding area, we think it is worthwhile pursuing the KOZ in Steelton. I will stop there and see if you have any questions on the Steelton properties before we move onto the Harrisburg properties.

Mr. Haste: There appears to be a building excluded?

Mr. Black: Yes.

Mr. Haste: What building is that?

Mr. Black: That is the machine shop, which is an actively used building. The reason that has been excluded is we had State officials down and we walked the site. The reason for the exclusion is that it is an active site and will continue to be an active site. We don't want to put in things that are currently active. The program is designed to attack deteriorated or vacant parcels of property.

Mr. Hartwick: As I take a look at this I know there is a lot of active, steel making and the caster both look like they are included in the KOZ, which active versus inactive, I don't understand the rationale of why they would want to exclude... I support the project. I would like to know how they came up with this particular final meets and bounds. Are

we looking at it from the County's perspective in lieu of taxes? Is that part of this resolution?

Mr. Black: Yes.

Mr. Hartwick: What, if any, if there is additional construction that goes on at this site, outside of the actual project that has been discussed for this particular investment, what affect is that going to have if that work is being done in the KOZ?

Mr. Black: Yes, there is a payment in lieu of tax agreement contained. If there is new investment on the property, taxes over the ten year period will continue at current levels. It almost becomes a LERTA type agreement, but taxes will continue at current levels, plus any tax increases that may happen over the next ten years. This is for the Borough, School District as well as the County. As far as what was in and what was out, State officials walked around with them. It would not surprise me if the State comes back and wants to exclude the caster that is very active. The State does have the ability to put areas in and out. If they were to move forward with the conditional approval it would probably be conditioned upon the final plan and Arcelor does not have a detailed plan at all for this proposed expansion. It is still conceptual in nature. Once they get the final plan done it may involve a little bit of moving the lines around a little bit. We would have to come back to readjust the zone.

Mr. DiFrancesco: The program, you are saying is ten years. Does this work like the enterprise zone worked in terms of every year they come back and maybe add life to it or have these historically been ten years and done?

Mr. Black: This is a ten year and done. What they have done is authorized additional zones, but not extending the life of the current one. This piece of legislation, there is the opportunity to go back to the old zones that have not produced anything and extend the life, but that requires coming back to the municipalities and the county and the school district to get additional authorization. The state cannot unilaterally take that action.

Mr. Haste: The way this reads is it is really not tax free for ten years. It is frozen at today's rate.

Mr. Black: Your resolution waives taxes and then payment in lieu of taxes reinstates them.

Mr. Hartwick: They are actually froze at today's rate, but if, in fact, the school district would raise taxes that tax would still be collected at the increased millage rate and that would still be in lieu of paying directly to the school district at what they are currently at.

Mr. Black: Right. That is pretty palatable; particularly school districts as you know are hard pressed.

Mr. Hartwick: That is why it is important, quite frankly, because absent this kind of incentive there won't be any new investment. We are not losing out on any revenue at all, because you are going to be based on the same facility, same millage rate and no new investment. As a matter of fact it is going to be moving in the other direction. We are going to try to incentivize to the extent that you can any new investment into the zone. This is important to a community like Steelton. I'm in support of this.

Mr. Black: Working with Arcelor it is a global company. I think, this is my opinion and I'm not speaking for the plant management locally, if it was up to them they would have started this project weeks ago. They really believe in what is going on here. The other nice thing about it is if this project does move forward that is a long term commitment to make rail here in Dauphin County.

Mr. Hartwick: Which could lead to further increase in steel making, further investing in the caster and the entire facility could potentially be turned around. Absent this investment the life cycle of that doesn't last a whole lot longer. We either have this investment or we need to start some serious planning and discussions on how we best utilize that site in the future.

Mr. Black: I might just add we sincerely appreciate Commissioner Hartwick's unique insight into the Borough of Steelton and the School District.

The second site is Midtown Harrisburg. It is a little light, but to the left is the river. You can see Reilly Street and Third Street. With us today is Matt Tunnel. He is with GreenWorks Development. We are working primarily with three developers. Since we started the Keystone Opportunity Zone process and it is a municipal cooperation in trying to get sub-zones. This Harrisburg regional zone could have been all of South Central Pennsylvania had there been little sites throughout the other counties. We were the only area that wanted to pursue it. We see it as an opportunity. These windows only open periodically. There have been four openings in the last ten years. Given the current economic situation it is hard to tell when they might open again. We looked around and I used the term shovel ready, which everybody else is using now, but at the time it wasn't used. It really describes what the State was looking for. Of the shovel ready projects that make a lot of sense that are in distressed areas that could accelerate development. What we have in Midtown and you are probably familiar with what GreenWorks is doing up there and what Vartan is doing up there. There are a number of properties; I believe 20 or 30, which are owned by the Harrisburg Redevelopment Authority that are currently vacant. We identified those and there's also the bottom site which is historic Harrisburg, the old bank building on Third Street. We've identified some particular sites by tax map number with some development plans with the various developers and would like to pursue Keystone Opportunity Zone in Midtown Harrisburg around the development strategy that has been put together both by the City, in the early stages, but more recently by the developers that are doing work in the Midtown and, of course, if the Courthouse should happen to get up in the 6th Street area that would be another economic engine for this part of town. There is good opportunity to accelerate what is going on here and the advantage is obviously they are

going to pay local real estate taxes, but the advantage is trying to get a company in and waive state taxes. There are some larger buildings going in that area and try to waive the taxes, but get some employment that would then feed out into the streets to help the small businesses, restaurants and perhaps even some of the residential development that is going on up in the Midtown section. I will point out that none of the residential development is included in this KOZ, because really their development is practically done and it is not included in this. One other thing that I should make clear is that the people that work in companies that are in a KOZ are not tax exempt. If you live in a KOZ you are tax exempt, but if you work in a place in a KOZ, like the steel mill, you still pay taxes like everybody else. This is the Midtown section and I would be happy to answer any questions on this, as would Matt.

Mr. Haste: Is 15 and 16 affected by the 7th Street Widening Project?

Mr. Black: To a small degree I believe. There is enough right-of-way. Those are Vartan properties and they are currently vacant. Those would be relatively small tracts.

Mr. Hartwick: I want to thank you for your initiative in bringing these projects forward. You are obviously trying to direct growth back into former urban areas that obviously are in need of significant investment incentives and directing a lot of these projects. I want to commend your efforts.

Mr. Black: This has obviously been a team sport. On Thursday evening we have a committee meeting with City Council. Economic development is a team sport. We couldn't do it without the support of the County, which includes Skip in your Economic Development Department. I must publicly commend your Tax Assessment Office. They did a great job with the Steelton map and your solicitor's team in working with us to get all the paperwork together.

Mr. Saylor: We will have the documents ready for a vote next week.

B. Robert Welsh of Jumpstreet

1. Intergovernmental Grant

Mr. Welsh: I'm representing four school districts here this morning. It should be Dr. Gerald Kohn and Dr. Deborah Wortham sitting here. Sorry you got me. All the superintendents are in a meeting this morning. Jumpstreet will act in this Intergovernmental Grant request as the Program Consultant. The papers that I gave you represent designated by DCED Innovative Education Programs. These are programs that prepare kids to learn better and to learn how to work. What you see represents \$153,500 worth of our portfolio annually and in that is \$43,000 worth of stimulus money that would be Page 2, the new summer jobs program. They are all tied to Pennsylvania Education standards. What we are trying to do is instead of standing each program up ad hoc, you have a bunch of meetings you bring in professionals, you build an evaluated model, we are trying to create a program district with Halifax,

Susquehanna, Harrisburg and Steel-High. Our premise is that those districts in Dauphin County represent a microcosm of American education. It would be very attractive for U.S. Department of Education Secretary Arne Duncan as they look at expanding the school day and expanding the school year, which you know that is causing a lot of hubbub, but I think it is the right thing for our kids in this day and age. We see from Halifax down to Steel-High, all along the river, every kind of American kid. We want to create this program district and it will do four things for us. It will lessen planning time and the money involved there. It will create a common evaluation team. The committee can use any program within that district to put up as a match against other funding. Each program will be slugging it out on its own. We would be taking the whole initiative to the U.S. Department of Education. We show that on our own Jumpstreet can snag a little piece of the stimulus. We can do really cutting edge national stuff with the consultant out of California. There are very few of those in the country. We are very fortunate to have been chosen to do one. The Pennsylvania Council on the Arts has recognized how important that teacher/artist partnership model is, which is putting a pro-artist in a non-arts classroom to teach kids who learn differently how to learn math and English most precisely by using arts methods to get it across. We have one going on at Ben Franklin in the City now. The stimulus made to the Council on the Arts, housed in the Governor's Office, is receiving which is about \$350K is all going to more teacher/artist partnerships across Pennsylvania. We are fortunate enough to have been one of three agencies that's running one now.

We love these programs. They are effective, but they could be a lot more effective and the four school districts agree. We have signed letters from the superintendents of every district that they want to send a representative to this committee. The teachers' union representative was at the table and he agrees that this will be very effective, especially to create these common and valuable tools so we don't have to pop up a whole separate committee each time we do a program.

Mr. Haste: I think it is a good program. I'm glad to see it is expanding to the four school districts. I see \$2,500 is going to each school district, but the City is getting an extra \$1,000. Why do they need \$3,500?

Mr. Welsh: They are administering and hosting this thing. The three school districts, Halifax, Susquehanna and Steel-High, just joined by way of letter and signature. Harrisburg School District has been in this for 90 days sitting in meetings. They are bringing the union to the table. There are 16 districts with these programs already throughout the Capital Area IU. We just barely get out to those other districts. We think this program district will be the heartbeat of massive expansion through federal dollars. That is what I'm hoping.

Mr. DiFrancesco: Were other districts invited and chose not to? I would love to see Middletown as the end of that line sort of.

Mr. Welsh: It could happen. They were chosen for one piece of what we are doing. I like that they are contiguous in that they are all along the river. One of the things that

we propose as a renewable tech entrepreneurial model is using the river as a classroom. It isn't that we won't expand, but we had to start somewhere.

Mr. DiFrancesco: These were the only districts that were invited to participate in this first go around?

Mr. Welsh: Yes and I think it is because and I don't pretend to know if the good doctors were sitting here, because they are very friendly and they are right on the edge of wanting to do a partnership and I'm just providing the reasoning and the modalities to do it. Expansion is an obvious second phase.

C. Stephen Libhart, District Attorney's Office

- 1. 2009-2011 Victims of Crime Act Grant from PCCD**
- 2. Harrisburg Fugitive Safe Surrender Grant from PCCD**
- 3. SAVIN Maintenance Agreement – PCCD**
- 4. Dauphin County D&A RIP Grant for the Drug Court Program – PCCD**

Mr. Libhart: I have four individual items to review with you and seek your approval on, not necessarily requiring an approval today so if you need to continue it for a week I'm fine with that.

The first one is the Victims of Crime Act. This is a bi-annual announcement that is given to us by PCCD after they acquire the funding through the Federal government. Our entitlement is almost identical to what it was two years ago. I believe it is \$10,000 less. A majority of this goes to fund probably 75% of the Victim/Witness Assistance Program in Dauphin County. This is their big slice of funding that is directed to them through PCCD. The program remains unchanged from what it was two years ago. As far as I know that is unchanged from what it was a year prior to that. Only in the last two cycles has it gone to a two year funding cycle. The total amount of funding is actually over a two year period. Since the program itself remains unchanged, if you have any specific questions I'll answer them now otherwise all three of you are pretty familiar with their day-to-day operations.

Mr. Haste: Does Ed sit on their board?

Mr. Libhart: He does. He also sits on the Committee of PCCD that directs this funding.

The second announcement is for Fugitive Safe Surrender program that we will be hosting. When I say we I mean the City of Harrisburg. It is kind of a collaborative event between some faith-based organizations, which will provide the physical location, but predominately it will be between City of Harrisburg's Bureau of Police, District Attorney's Office, Public Defender's Office, Office of the Attorney General and the United States Marshall for the Middle District of Pennsylvania. This is based on a model that they have already successfully employed in both Cleveland and in Delaware. They had roughly seven or eight other similar safe surrender programs in actually much larger

municipalities or areas than the City of Harrisburg; however, the United States Marshal for the Middle District realized that there was quite a need for it here when he reviewed some of the fugitive warrants that were still outstanding and the nature of those warrants. The goal of this project basically is to advertise a four-day period between 9:00 a.m. and 5:00 p.m. where individuals that have warrants that would predominately be served within the Tri-County area, whether it be from local, state or federal authorities report to this location. It is basically a one stop shop. They come and turn themselves in. They get credit for it. We'll have magisterial district judges, judges from the Court of Common Pleas available. They hand themselves in, the police escort them to basically an onsite court room. Whenever possible, detention won't be used. It clears them off the docket. It greatly reduces the number of outstanding warrants we are trying to serve through various means. The day-to-day operation is kind of directed by the United States Marshal in conjunction with the District Attorney. All of these funds are no match Federal funds. They come from the United States Marshal's Task Force for the Middle District. The money that we are getting here, the \$19,500 is actually coming through Project Safe Neighborhoods from the Federal government, which comes from the U.S. Attorney's Office. We were asked to take control of these monies to employ in this use. I believe they are looking at one of the two middle weekends in June to do it. It will be advertised and done downtown. Are there any questions on that particular project? (There was none.)

The third item is the maintenance agreement for the Statewide Automated Victim Information Network, which all three of you know, we employed roughly a year ago most of the movements of people that are incarcerated either at DCP or also in the State system are automatically, as far as the victim's requesting to have the notifications given, they are either given a phone call or an email from the system advising them if a person of interest is moved. The system has been in place for roughly years. There is a sheet there that details the individual calls that we actually disbursed throughout the system, the number of victims that have actually registered for use on the system. As far as I have been reported to by both Ms. Storm and Mr. DeRose they are more than satisfied with the way the system is operating. They still have, for the last six months, have been continuing the traditional method of notification to ensure that the system is working properly before we stopped having our victim advocates continue to do that, which is the long term goal of the project. To my knowledge there hasn't been one incident identified by anyone saying well we notified you that this did, but the automated system didn't. We didn't want to be in that position, which is why we are continuing to double up the efforts. In short there is a maintenance agreement that has to be executed in order to keep the system up annually. We are not asking for any money from the General Fund in order to do that. This year's portion of the agreement is going to be paid for by the District Attorney. But in order to make that payment we need to have a memorandum of understanding executed by the County with the District Attorney's Institute, who is kind of handling the maintenance agreements. The next three years over the life of this current agreement that money is going to be paid for by the Victim Witness Assistance Program in a majority. A minority of those funds are going to be paid for by DCP. Basically this is informational for your use and hopefully we can have your approval.

Mr. Hartwick: This was a concern of ours during the budget hearings.

Mr. Libhart: We have been working on that for about two months now. It has been taken care of.

Lastly is just the renewal of the Dauphin County Restrictive Intermediate Punishment Grant, which you all are aware, is to fund 90% of what we do in the Dauphin County Drug Court. The amount that we are asking for is identical to the amount that we asked for last year, because that is what we have been told we are entitled to initially by PCCD. In July if we have treatment costs that are higher than what we are anticipating we'll have an opportunity to request more funding to get us through to June 30, 2010. I don't anticipate anything being a problem or changed as it has been for the last two and a half years. The program itself, I would say and I think most of the participants would tell you more than we anticipated it was going to be. It's really taken off. We are at a point now where the level of scrutiny that we have to use before admitting someone is much higher. That is all I have.

Mr. Haste: They will be placed on the Agenda for next week.

Mr. DiFrancesco: I'll state for the record that I have been contacted by two different departments already wanting to use grants under the Recovery Bill and while we certainly want to use every dollar that does not have strings attached to it over the next two years to help our economy we need to be cautious and concerned about grants like the cop grants that require us in year three to pick up 100%. Be very careful about the strings attached money. That was probably one of the bad parts of the legislation.

Mr. Libhart: I'll do whatever I can to help them out. If necessary maybe we can get together and decide what kind of review factors we'll use so that maybe I can head some of them off before they get their hopes up.

Mr. DiFrancesco: I know you'll do an excellent job as the gatekeeper.

Mr. Libhart: We'll do what we can.

**D. Renee Gaston, CEM, Senior Project Developer and Eric Johnson, P.E.,
Senior Energy Engineer of CLT Efficient Technologies Group, LLC**

1. Presentation on Energy Project

Ms. Gaston: I'm Renee Gaston with CLT.

Mr. Johnson: I'm Eric Johnson, Project Engineer with CLT. Thank you for allowing us to speak with you.

Ms. Gaston: We thank you for your time. We just wanted to briefly go over the guaranteed energy project that we had proposed to the County. I'll give you a brief introduction of CLT and the goals of the County through this project, as well as the summary project and then if you have any questions.

For those of you who are not familiar with CLT, we are an energy services company and that is all we do. We don't manufacture anything. Our focus is clearly on upgrading facilities and water, building systems, building envelopes to make it tighter, central plans, renewables, water conservation and we also work with counties to try to get rebates and tax credits, as well as commissioning.

CLT has been a leader for the PA county energy projects. We have done over 50% of the projects here in Pennsylvania, such as Lackawanna County, Cambria County, Armstrong, Westmoreland, Indiana, just to mention a few that we have done. We are an experienced local team. We have five professional engineers on staff, as well as seven other energy engineers. Our staff has over 300 years of energy efficiency experience. We also have over eleven project managers. That is pretty much what makes up our company. We design, engineer and develop the projects and then project manage and then measure and verify the savings once they are implemented. We also have a commitment to the news, local Dauphin County subcontractors and suppliers, in particular Intercom, Gray Boys and Ingenuity. We have recently been endorsed by the U.S. Department of Defense through an award of one of only 14 IDIQ contracts. That was a really big award for us.

What we did in the RFP process, we were one of the three selected to do a proposal. We asked the County what are your goals and objectives of this project. One is obviously to reduce the County-wide energy consumption, as well as the operating and ongoing maintenance costs, to reduce water consumption and improve controls at the Prison, evaluate economics of producing chilled water and steam for downtown projects, investigate renewable opportunities and obviously utilize the local labor pool.

We came back and proposed just under an \$8 million project, saving \$659,000 annually. Those energy conservation measures that we proposed included lighting upgrades in all the buildings, building envelope upgrades in the Administration Building and the Courthouse, controls in the Administration, Human Services and the Juvenile Probation Building, water consumption in the EMA, Adult Probation and Prison and water and solar panels in the Administration Building. This is just our proposal and then in the investment grade eye, which will be the next phase we get with the County and staff to determine exactly what that project will be. We have project highlights, which include environmental impact. Everybody is really looking at conserving energy, but also what kind of environmental impact that has to the surrounding areas. We will be reducing the steam consumption, the chilled water consumption, gas and electric. You figure out what those annual emission impacts are and it just gives you a little picture here of what the over the life of the contract, which is 15 years, for the PA Legislation. You could preserve 111 acres of forest or remove 2,900 cars from the road. We could

also not burn almost 37,000 barrels of oil. That is sort of the impact that you would be providing by doing this project to the surrounding areas.

The next step once the County would sign the energy audit agreement, as I mentioned from the proposal stage we get into the energy audit agreement. We do the detail in an energy study. We meet with all the staff to do a kick-off meeting to find out what their priorities are, besides what we already identified and get a clear idea of what the scope of work is and the kind of suppliers and vendors. We install a lot of loggers and do some more energy engineering and measuring and monitoring, as well as gathering some more utility information. Throughout this process, it takes about eight weeks to do this, we will have lots of meetings with the County to determine and to make sure that as we redesign things and make sure that we are on track to meet the goals of the County. We define the measurement verification plan, because that is an important part of the legislation. After we implement the project that we verify and measure that we are achieving the savings that we had projected in the proposal. We also develop a communications, awareness and training program. It is very important once we install the program that everybody understands what we are doing and how to operate it. Communications is key to this project so we want to make sure that everybody understands what we are trying to achieve and how they can help make it a successful project.

We just wanted to make sure that you understood what the proposal was and what the steps were. I'll open it up to any questions.

Mr. DiFrancesco: First of all it is good to have you on board. I know this was a long and technical process. I commend staff for their efforts in bringing it all together to our attention. We look forward to working with you. You come with some good references. I know I've had responses from many county commissioners across the Commonwealth that you've already worked for that was very positive.

One thing that I brought up in the past and I'll probably bring it up every time I have the chance is that we have a project right now that is going on in the Midtown. We talked a little bit about it earlier. They are doing some pretty innovative things with what I'll call cutting edge technology. I believe and I may be wrong in saying this, but I believe they were actually going to get gold certification on one of their very large buildings. I'm not sure how many other gold certified buildings we have in this area. I don't know that I have ever seen one. One of the things that they brought up specifically was the geothermal heating and cooling, which as someone who is not educated in the field, I always thought of that as lots of pipes in someone's front yard as opposed to vertical drilling. It certainly is an application that I didn't think would work in the City, but they are having real success of that at the campuses. I just wanted to make sure that when we go through and do this investment we really are looking at all the options and trying to take advantage of just a growing technology. It seems like every day we are making leaps and bounds in terms of what is available out there. Let's be creative and let's do it. Thank you!

Ms. Gaston: Thank you for your time.

Commissioners: Thank you!

E. Dan Kern, Schaffner Youth Detention Center

1. State Decertification of Beds

Mr. Saylor: As Mr. Kern's comes forward; I just want to note for the record that earlier this week we received a letter, dated April 1, 2009, from the Department of Public Welfare. They were notifying us that they are in affect decertifying the number of beds at our shelter facility at Schaffner from 27 to 12. That would be effective March 1, 2009. This stems, I'm told, from an overall policy that the State adopted where they have a statewide goal of reducing out of home placements by 50% over three years. Certainly as Dan will explain the current situation out at Schaffner the State is looking for more in-home placements and they don't want to be paying for beds that are vacant. That is kind of what brought us to this point here. I asked Dan to come and kind of give you a quick overview as to what the current situation is out at Schaffner and why this first round of layoffs is before you today.

Mr. Kern: I have with me two little handouts. One will show utilization for the past 13 months as it relates to admissions into the Schaffner Youth Center. The second handout will show you the present staffing configuration, well actually not the present, but the staffing configuration that will go into place starting next Monday. With that the annual cost will show on the second handout along with the unemployment costs and the variance. As you can see from the average utilization starting in March 2008 we were near full capacity, but from that month forward there is a downward trend culminating in a utilization rate of 60%, which essentially has 40% open beds that the State was funding at 90%. Chad mentioned the State goals. There were also some goals mentioned regarding shelter and secure and the goal of eliminating or reducing 20% statewide. Clearly we had to do something after we received that letter. Some quick decisions needed to be made. Today in the Personnel Packet that Ms. Lengle will present will include the names of six full-time staff and two part-timers. That request will need to happen pretty quickly. Looking at the current staffing pattern looks like additional cuts will be recommended to the Board in the next week or so. Right now we are continuing to look at operations and what kind of needs we are going to have going forward.

Mr. Saylor: Let me just add, obviously furloughing employees is a serious matter. I wanted to move quickly, because as Dan pointed out, the State shut off the licensing as of March 1 so we are already in effect we have beds out there that are empty that we don't need staff for and the State is no longer paying us for. This is the first round. After we make a thorough review of what our staffing requirements are out there we should be back to you within the next two weeks with a further round of additional layoffs at the Schaffner facility so that our staff complement reflects the new needs of our facility.

Mr. DiFrancesco: The Salary Board request is showing six and one part-time or two part-timers. I'm not sure where the disconnect occurred.

Ms. Lengle: Dan will have to explain that.

Mr. Kern: There was a second part-timer that was doing programming out at the Center that we eliminated. She is making a determination on whether she wants to stay on in a part-time pool. Those hours and that particular position were eliminated. It should be six full-time and two part-time.

Mr. Haste: The question is did we eliminate them? Did we ever eliminate them, Kay?

Ms. Lengle: Well...

Mr. Haste: We'll figure it out by next week.

Mr. Saylor: I actually would like to have the furloughs approved today. We can do the Salary Board action next week.

Mr. Hartwick: So, you are asking for action on #11 through #17.

Mr. Saylor: You will see in the handout that Dan provided you and I'll mention it now so that it is in the record that the furloughs are expected to reduce our payroll out there by almost \$500,000. He also factored in unemployment costs so the immediate savings would be in the neighborhood of \$300,000. Obviously once unemployment runs out it we will save those dollars as well.

Mr. DiFrancesco: The only thing that I will comment on as we move forward and we adjust staffing levels, just be cautious that the staffing level is appropriate that we don't drive overtime back up. We are always concerned about the overtime use in the facility. We want to make sure that when you work your staffing levels it's appropriate to fill summer vacations and so forth, we want to make sure those overtime numbers are within budget. Some times those overtime numbers hurt us more than the staff positions do.

Mr. Kern: We are taking our time in looking at that number in the operational needs.

PERSONNEL

Mr. Haste: There is no need for any Salary Board actions today.

Ms. Lengle: Is that correct. That was my understanding before the meeting and then I was told differently. My understanding is no vote.

As discussed, I would request a vote on Items #11 through #17. Are there any questions on any of the other items in the Personnel Packet? (There was none.) I will be presenting an Addendum next week. There will be some Salary Board items in that Addendum.

It was moved by Mr. DiFrancesco and seconded by Mr. Hartwick that the Board approve Personnel Actions #11 through #17, as listed in the Packet; motion carried.

Mr. DiFrancesco: The County's position has been with these layoffs they are unfortunate and every effort will be made that if there are other vacancies available within the County that these people would have the opportunity to interview and be considered for them.

Ms. Lengle: We have already been accepting some applications for some positions.

PURCHASE ORDERS

Mr. Baratucci: The Packet is there for your approval. The only thing I handed out to you that landed on your desk is something that you approved for tomorrow. It is the Here to Help Job Fair and it is a cost to rent some draperies to separate everything. Faye indicated that you had approved that. It will be on next week's packet. It did not get to me in time to get in this week's Packet, but I wanted you to know that it will be added. The other budgetary issues will be fixed between now and next week.

TRAINING PACKET

Mr. Haste: Chad, is there anything that needs approved?

Mr. Saylor: I do not see anything.

ITEMS FOR DISCUSSION

- A. Budget Amendment Reports for the quarter ending March 31, 2009.
- B. Lease Agreement between Dauphin County and 333 Market Street for space that shall be used for the installation of all radio equipment associated with the cell tower.
- C. Dauphin County Local Share Municipal Grant Agreements: **(***A VOTE IS REQUESTED 4/8/09***)**
 - 1. Derry Township – State Route 743 Relocation & Improvement Project
 - 2. South Hanover Township – Municipal Building Land Acquisition Project
 - 3. South Hanover Township – Shetland Drive Road Improvement Project
 - 4. Harrisburg Area YMCA, Northern Dauphin County Branch and Washington Township – Senior Wellness Center

5. Middle Paxton Township – new fire station
- D. Purchase of Service Agreement between Drug and Alcohol and Mike Filanowski.
(A VOTE IS REQUESTED 4/8/09**)**

Mr. Haste: We have Items for Discussion A through D. I see C and D are requested a vote.

It was moved by Mr. Hartwick and seconded by Mr. DiFrancesco that the Board approve Items C and D listed above under Items for Discussion; motion carried.

SOLICITOR'S REPORT

Mr. Tully: All matters on the Solicitor's Report will be ready for action next week. I would be happy to answer any questions you might have in the interim. (There was none.)

CHIEF CLERK'S REPORT

Mr. Saylor: I have no further words of wisdom.

COMMISSIONERS' COMMENTS

(There was none.)

PUBLIC PARTICIPATION

Mr. Haste: We are again at the point in time for public participation. Is there anyone in the audience that would like to address the Board? (There was none.)

ADJOURNMENT

There being no further business, it was moved by Mr. DiFrancesco and seconded by Mr. Hartwick that the Board adjourn.

Respectfully submitted,

Chad Saylor, Chief Clerk

Transcribed by: Richie-Ann Martz