



## **DAUPHIN COUNTY BOARD OF COMMISSIONERS**

### **LEGISLATIVE MEETING**

**NOVEMBER 29, 2017**

**10:00 A.M.**

### **MEMBERS PRESENT**

Jeff Haste, Chairman  
Mike Pries, Vice Chairman  
George P. Hartwick, III, Secretary

### **STAFF PRESENT**

Chad Saylor, Chief Clerk; Tim DeFoor, Controller; Joseph A. Curcillo, III, Esq., Solicitor; Fred Lighty, Esq., Solicitor's Office; Steve Howe, Director of Tax Assessment; Randy Baratucci, Director of Purchasing; Mike Yohe, Director of Budget & Finance; J. Scott Burford, Deputy Chief Clerk; Laura Cullison, Controller's Office; Amy Harinath, Press Secretary; Melissa Bradley, Human Resources; Donna S. Miller, Commissioners' Office; Kay Lenge, Human Resources; Jennifer Simpson, Court Administration; Jim Markel, Controller's Office; Vince Paese, Controller's Office; George Connor, Director of Community & Economic Development; Jennifer Locklier, Human Resources; Adriana Vukmanic, Solicitor's Office; Chris Davis, Treasurer's Office; Dave Skinner, Controller's Office; Pearl Comarnitsky, Controller's Office; Alex Gamble, Treasurer's Office; Brendon Bretz, Treasurer's Office; Melody Osborn, Commissioners' Office; Ruby Doub, Commissioners' Office and Richie-Ann Martz, Assistant Chief Clerk

### **GUESTS PRESENT**

Andrew Zwally, Ed Callan, Jeannie Liggett, Dave Marcheskie, Jim Hazen, WHP, and Fox 43.

### **MINUTES**

## **CALL TO ORDER**

Mr. Haste, Chairman of the Board, called the meeting to order at 10:08 a.m.

## **MOMENT OF SILENCE**

Everyone observed a moment of silence.

## **PLEDGE OF ALLEGIANCE**

Everyone stood for the Pledge of Allegiance.

## **APPROVAL OF MINUTES**

**It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve the November 8, 2017 Workshop Meeting Minutes and the November 15, 2017 Legislative Meeting Minutes; motion carried.**

**It was moved by Mr. DeFoor and seconded by Mr. Hartwick that the Board approve the November 15, 2017 Salary Board Meeting Minutes; motion carried.**

**It was moved by Mr. Haste and seconded by Mr. Hartwick that the Board approve the November 15, 2017 and November 22, 2017 Election Board Meeting Minutes; motion carried.**

## **EXECUTIVE SESSIONS HELD BETWEEN MEETINGS**

An Executive Session was held this morning to discuss personnel.

## **PUBLIC PARTICIPATION**

There was none.

## **DEPARTMENT DIRECTORS/GUESTS**

A. Ed Callan, TMI Site Vice President; Jeannie Liggett, Senior Manager, State Government Affairs; and Dave Marcheskie, TMI Site Communications Manager of Exelon Generation

1. Presentation on Payment In Addition to Taxes Agreement with Exelon Generation

Mr. Haste noted that Exelon is a good partner of the County. Commissioner Pries is heading up a committee to help the people at Three Mile Island. This Agreement is a Payment In Addition to Taxes.

Mr. Callan indicated that they are enthused that all three parties reached an agreement. Exelon is committed to being good partners in the community by operating the plant safely and reliably. This agreement shows Exelon's devotion to Dauphin County as they strive to continue to be an economic engine by providing tax payments and supporting local vendors.

Mr. Pries noted that without TMI and the PAT agreement, taxpayers would be forced to shoulder a more significant burden for education and municipal services.

Mr. Hartwick added that this agreement shows yet another way our entire community would suffer if TMI were forced to end operations. We have to find a way to preserve the family-sustaining jobs and other economic benefits this plant provides for our entire region.

### **SALARY BOARD**

A complete set of Salary Board Meeting Minutes are on file in the Commissioners' Office.

### **HUMAN RESOURCES**

There were no changes and no questions were asked.

**It was moved by Mr. Pries and seconded by Mr. Hartwick that the Board approve the Personnel Packet.**

**Question:** Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Aye; motion carried.

### **PURCHASE ORDERS**

All budget adjustments were made. No questions were asked.

**It was moved by Mr. Pries and seconded by Mr. Hartwick that the Board approve the Purchase Order Packet.**

**Question:** Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Aye; motion carried.

### **REPORT FROM BUDGET & FINANCE – MIKE YOHE, BUDGET DIRECTOR**

Mr. Yohe provided the following Report:

**Report from the Office of Budget & Finance  
November 29, 2017**

- **November 17, 2017** transferred **\$1,371,939.94** to the **Payables** account from the County's Concentration account for checks issued that week.
- **November 24, 2017** transferred **\$4,096,174.21** to the **Payables** account and **\$2,167,574.41** to the **Payroll** account from the County's Concentration account for checks issued that week.
- **Wire Payments since last report: \$10,289,954.77**
- **Debt Service Payments since last report: \$0.00**
- **Term Investments**
  - 4/6/17 - **\$10,000,000.00** 9-month CDARS CD – Customers Bank – **1.45%** - matures 1/4/18
- **Balance today in PA INVEST account #2100017144860: \$1,397.07 rate 1.126%**
- **Balance today in First National Bank investment account #97014743: \$5,765,664.50 rate 1.050%**
- **Balance today in Integrity Bank Money Market account #0206001209: \$5,831,230.51 rate 1.070%**
- **Balance today in Santander Bank investment account #9551017714: \$10,303,526.42 rate 1.150%**
- **Balance today in Customers Bank investment account #6459102: \$25,683,148.60 rate 1.150%**
- **Balance today in PLGIT Prime investment account #5033023: \$8,470,611.12 rate 1.190%**
- **Balance today in Riverview Bank investment account #227069210: \$3,010,619.71 rate 1.100%**

**No T.R.A.N. Line of Credit required for 2017.**

### **REPORT FROM CHIEF CLERK/CHIEF OF STAFF – CHAD SAYLOR**

Mr. Saylor provided an update on Capital Area Transit. A meeting was held with representatives from all the transits to have a discussion on the possibility of consolidation. There are some issues that need to be resolved and the CAT Board is trying to address those concerns. A RFP was issued on the management of the transit authority.

The Commissioners thanked Mr. Saylor for keeping them informed.

## **SOLICITOR'S REPORT – JOSEPH A. CURCILLO, III, ESQ.**

Mr. Curcillo reported that all items reviewed by the Solicitor's Office are ready for consideration. Items I and J are being pulled for further review. No questions were asked.

### **MATTERS REQUIRING BOARD ACTION**

- A. Repository Bid received from Jose Caceres – Parcel #02-030-049 (1423 Hunter Street) - \$500.00.
- B. Repository Bid received from Eddie Rivera – Parcel #02-016-013 (324 Crescent Street) - \$500.00.
- C. Repository Bid received from Jeremiah Carber – Parcel #10-031-041 (516 Emerald Street) - \$505.00.
- D. Repository Bid received from Jason Letarte – Parcel #10-054-058 (234 Woodbine Street) - \$500.00.
- E. Renewal Contract between Dauphin County and United Concordia for 2018.
- F. Herbert, Rowland & Grubic, Inc.'s 2018 Fee Schedule and Billable Expenses.
- G. Proposal from CWF Services LLC for plowing and snow removal from sidewalks at the Northern Dauphin Human Services Building.
- H. Agreement between Dauphin County (Public Safety/South Central Task Force) and Everbridge, Inc. for critical alerting.
- I. Contract between Dauphin County and Zelenkofske Axelrod LLC for the 2017 County Retirement Trust Fund Audit Extension. **(PULLED)**
- J. Contract between Dauphin County and Zelenkofske Axelrod LLC for the 2017 County Annual Audit Extension. **(PULLED)**
- K. Contract between Dauphin County (Parks & Recreation) and the Whitaker Center for Science & the Arts – Sunoco Center – February 8, 2018.
- L. Satisfaction Piece for Kiersten Bricker on the property located at 4610 Hillside Road, Harrisburg, PA 17109 - \$3,000.00.
- M. Agreement for Legal Services (Court Appointed Counsel) between Dauphin County (Courts) and:
  - 1. Christopher Marzzacco. Esq. (Arbitrator)
  - 2. Wix Wenger & Weidner – Jeffrey Clark, Esq., (Parent Attorney Dependency and Termination of Parental Rights)
  - 3. Law Offices of Dan Stern – Dan Stern, Esq. (Arbitrator)
  - 4. Law Offices of Dan Stern – Dan Stern, Esq., (Conflict Divorce Master)
  - 5. Andreozzi & Associates PC – Benjamin Andreozzi, Esq. (Arbitrator)
  - 6. Crisp & Associates, LLC – Jonathan Crisp, Esq. (PCRA Counsel)
  - 7. Law Offices of Damian DeStefano – Damian DeStefano, Esq. (Adult Conflict Counsel)

8. Law Offices of Damian DeStefano – Damian DeStefano, Esq. (PCRA Counsel)
9. Law Offices of Damian DeStefano – Damian DeStefano, Esq. (Juvenile Conflict Counsel)
10. Law Offices of Damian DeStefano – Damian DeStefano, Esq. (Parent Attorney Dependency and Termination of Parental Rights)
11. Law Offices of Joy Waters Fleming – Joy Waters Fleming, Esq. (Child Counsel in Dependency and Termination of Parental Rights)
12. Law Offices of Joy Waters Fleming – Joy Waters Fleming, Esq. (Guardian Ad Litem Dependency)
13. Palermo Law Offices – Michael Palermo, Esq. (Juvenile Conflict Counsel)
14. Palermo Law Offices – Michael Palermo, Esq. (PCRA Counsel)
15. Palermo Law Offices – Michael Palermo, Esq. (Adult Conflict Counsel)
16. Navitsky, Olson & Wisneski LLP – Lisa Benzie, Esq. (Arbitrator)
17. Silliker & Reinhold – Mark Silliker, Esq. (Arbitrator)
18. Thomas & Hafer LLP – Kevin McNamara, Esq. (Arbitrator)
19. Offices of Jennifer L. Lehman – Jennifer Lehman, Esq. (Custody Conference Officer)
20. Eckert Seamans Cherin & Mellott, LLC – Adam Shienvold, Esq. (Arbitrator)
21. Law Offices of Kevin Helm – Kevin Helm, Esq. (Hearing Officer for Juvenile Delinquency and Dependency Cases)
22. Law Offices of Pamela L. Purdy – Pamela Purdy, Esq. (Paternity Counsel)
23. Law Offices of Gina Carnes – Gina Carnes, Esq. (GAL Private Termination Cases)
24. Batz Law – Amanda Batz, Esq. (PCRA Counsel)
25. Batz Law – Amanda Batz, Esq. (Adult Conflict Counsel)
26. Law Office of Aaron Holt LLC – Aaron Holt, Esq. (PCRA Counsel)
27. Schmidt Kramer PC – Scott Cooper, Esq. (Arbitrator)
28. Claraval & Claraval – Mary Ann Claraval, Esq. (Arbitrator)
29. Law Offices of Ashley Gabrielle – Ashley Gabrielle, Esq. (Arbitrator)
30. Law Offices of James Abraham – James Abraham, Esq. (Arbitrator)
31. Law Offices of Natalie Burston – Natalie Burston, Esq. (Child Counsel Private TPR Cases)

- N. Purchase of Service Agreements between Dauphin County (Children & Youth) and:
1. The Children's Home of Easton, Inc.
  2. Children's Home of York, Inc.
  3. Drug and Alcohol Rehabilitation Services, Inc.
  4. Pinkney's Vineyard of Faith Ministries, Inc.
  5. James W. Abraham, Esq.
- O. Amendments to Purchase of Service Agreements between Dauphin County (Children & Youth) and:
1. Sound Community Solutions, Inc.
  2. Natalie Burston, Esq.
- P. Adoption Assistance Agreements #2017-43 and #2017-44.
- Q. Memorandum of Understanding between Dauphin County and Lykens Community, L.P.
- R. Repository Bids received from Gisela Lopez for the following properties:

1. Parcel #09-043-030 (171 Summit Street) - \$500.00
  2. Parcel #01-028-016 (1265 S. 13<sup>th</sup> Street) - \$500.00
- S. Memorandum of Understanding between and among the Harrisburg Downtown Improvement District, Inc., the County of Dauphin and the City of Harrisburg.
- T. Dauphin County Local Share Gaming Grant - \$100,000 (2017) for Johnson Controls' proposal for a Fire Alarm/Life Safety System for the Administration Building, Veterans Building, Courthouse and Human Services Building.
- U. Master Tax-Exempt Lease/Purchase Agreement between Dauphin County (Public Safety) and U.S. Bancorp Government Leasing and Finance, Inc. for a Fire Alarm/Life Safety System.
- V. Third Agreement and Stipulation between Dauphin County and Exelon Generation Company, LLC.
- W. Approval of Contingency Fee Agreement with Omnis Law Group, LLC for the purposes of representing Dauphin County in the MERS Litigation.
- X. Training Packet.

**It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve Items A through X listed above under Matters Requiring Board Action, minus Items I and J which were pulled.**

**Question:** Mr. Haste – Aye; Mr. Pries – Aye and Mr. Hartwick – Aye; motion carried.

### **FORMER BUSINESS**

There was none.

### **NEW BUSINESS**

There was none.

### **COMMISSIONERS' DISCUSSION & ACTIONS**

There was none.

### **CORRESPONDENCE**

The following correspondence was received in the Commissioners' Office and will be handled by the staff appropriately.

- A. Notification from Vortex Environmental, Inc. advising that Hershey Entertainment & Resorts Company is applying to DEP for a water obstruction and encroachment permit for proposed stream channel and floodway impacts associated with the entrance area

improvements and new ride attraction construction within the Hersheypark complex in Derry Township.

- B. Notification from Dauphin Engineering Co. advising that Vanguard Realty Group, Inc. is applying to DEP for a Chapter 105 General Permit for the preliminary/final subdivision plan for Running Pump Farm in Lower Paxton Township.
- C. Notification from McCormick Taylor advising that the PA Department of Transportation is applying to DEP for a General Permit-11 Water Obstruction and Encroachment for the bridge replacement project in Mifflin Township.
- D. Notification from MACK advising that Mack Trucks, Inc. is submitting a State-Only Operating Permit No. 22-03044 Renewal Application to DEP for the auto part manufacturing facility in Middletown, PA.

## **PUBLIC PARTICIPATION**

Mr. DeFoor reported that the Controller's Office received, for the first time ever, the Government Finance Officers Association's Certificate of Achievement for Excellence in Financial Reporting for the comprehensive annual financial report (CAFR) for the fiscal year ended 2016. The Controller's Office also received an Award of Financial Reporting Achievement. This is the first for Dauphin County. He introduced the staff that was in attendance and the commitment that they had in getting this award. He also noted that Zelenkofske Axelrod worked with the staff to achieve this award.

The Commissioners thanked Mr. DeFoor and his staff this this achievement. This was one of Mr. DeFoor's goals to modernize the office and has taken the office to a new level.

## **ADJOURNMENT**

**There being no further business, it was moved by Mr. Pries and seconded by Mr. Hartwick that the Board adjourn; motion carried.**

Transcribed by: Richie-Ann Martz