DAUPHIN COUNTY BOARD OF COMMISSIONERS

LEGISLATIVE MEETING

SEPTEMBER 10, 2014
10:00 A.M.

MEMBERS PRESENT

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

Jeff Haste, Chairman (ABSENT)

STAFF PRESENT

Chad Saylor, Chief Clerk; Marie E. Rebuck, Controller; Janis Creason, Treasurer; Joseph A. Curcillo, III, Esq., Solicitor; Randy Baratucci, Director of Purchasing; Mike Yohe, Director of Budget & Finance; Fred Lighty, Esq., Solicitor's Office; Steve Libhart, Director of EMA; Ed Marsico, Esq., District Attorney; Tom Guenther, Director of IT; August Memmi, Director of Community & Economic Development; George Connor, Community & Economic Development; J. Scott Burford, Deputy Chief Clerk; Amy Harinath, Press Secretary; Jeff Enders, EMA; Greg Schneider, Budget & Finance; Heather Reardon, Human Resources; Julie Mackey, Commissioners’ Office; Melody Osborn, Commissioners’ Office; Ruby Doub, Commissioners’ Office and Richie-Ann Martz, Assistant Chief Clerk

GUESTS PRESENT

Dr. Craig Fraser, Tom Wilson, Randy Mortimore, Jason Brinker, James Roxbury, Jack Sherzer, Amy Rosenberry, Julie Mattera, WHTM 27, WGAL 8 and Fox 43.

MINUTES

CALL TO ORDER

Mr. Pries, Vice Chairman of the Board, called the meeting to order at 10:11 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 August 20, 2014 Workshop Meeting Minutes and the August 27, 2014 Legislative Meeting Minutes; motion carried.

It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve the August 27, 2014 Election Board Meeting Minutes; motion carried.

EXECUTIVE SESSIONS HELD BETWEEN MEETINGS

Mr. Saylor reported that there was one Executive Session held this morning regarding litigation.

PUBLIC PARTICIPATION

There was none.

DEPARTMENT DIRECTORS/GUESTS

A. Dr. Craig Fraser, Director of Management Services, Police Executive Research Forum

1. Presentation on Regional Police Force Study

Mr. Pries introduced District Attorney Mr. Marsico and Dr. Craig Fraser and Tom Wilson of the Police Executive Research Forum. They are here to give a presentation on the Regional Police Force Study. It is something that the County is looking to engage in as a result of being contacted by the District Attorney, as well as the Police Chiefs’ Association.

Mr. Marsico stated that they have embarked, with the Commissioners’ support, on a study of consolidating/regionalizing police departments in Dauphin County. With the cooperation of the Police Chiefs’ Association of the County, a committee has been named to study different ideas regarding regionalization of a potential Countywide police force or numerous regional police forces. The Committee has met one time and
since that time, with the leadership of Commissioner Pries and Chief Clerk Saylor, they have embarked on trying to find someone to assist them in this process. They have worked with the Commonwealth Department of Community & Economic Development. They have played an active role in encouraging police consolidation in the Commonwealth of Pennsylvania. They learned about an organization called PERF, the Police Executive Research Forum. PERF was founded in 1976. It is a police research organization. They provide high quality management services, technical assistance and training to support law enforcement and the criminal justice system throughout the country. They are a 501c3 organization located in Washington, DC to basically help assist with the delivery of police services and trying to prevent crime. They do that on a national basis. They encourage public debate about police and the criminal justice system, research and policy development and providing management leadership services to police agencies. He has known about PERF for a while. Chief Martin, from Susquehanna Township, is a big supporter of PERF. Chief Umberger, from Swatara Township and head of the Police Chiefs’ Association, is also a supporter. Chief Martin would send him clips from PERF when it dealt with some issues that he was facing at the County; anything from body cameras on police to other new and innovative procedures. PERF is really the source of expertise on police practices and policies. They have been doing that for approximately 40 years. Dr. Fraser is the Director of Management Services for PERF. He has been there for 18 years. He has directed over 250 studies of police departments, both large and small. In Pennsylvania, PERF has done a study in both York and Berks Counties. These two counties are similar to Dauphin County. Dr. Fraser has worked in four police departments, held positions at various universities. His undergraduate degree is from Duke. His graduate degrees are from Purdue. Tom Wilson is also here, who is a Maryland graduate. They are here today to talk about the police study.

Mr. Pries noted that several of the committee members are here – Jason Brinker, President of FOB Capital City Lodge 12; Charles Dowell, Police Chief of Hummelstown Borough; Jeff Enders, Mayor of the Borough of Halifax; Steve Libhart, Director of the Dauphin County Emergency Management Agency, as well as Jason Umberger, Swatara Township Police Department. He noted the different areas that PERF has provided services/studies. PERF comes very highly recommended.

Dr. Fraser stated that it is a pleasure being here. Lots of discussions were held regarding this particular study. Regionalization has become very important in the country, because there are close to 18,000 police departments in the United States. England and Wales have 43. In America, we want control, access and the ability to influence the local policing priorities. One of the things that becomes very important in looking at any regional system or consultation is how do you maintain that while looking at getting more efficiency and effectiveness in a regional department and larger departments. This particular study would be in three major phases.

The first one that will take a fair amount of time is data collection. They need to know information on each one of the jurisdictions in Dauphin County. They will be talking to people in every one of those jurisdictions to make sure they understand why they have
the policing system they have now and what they are looking for as a possible regional system or something that might be more intense than coverage by the PA State Police. They will also be doing in-depth examinations of the 17 police departments in Dauphin County. They want to know how they are organized, how they are structured and staffed, what kind of technology they have and what kinds of equipment and facilities they have. As this information base is developed, they will interview a number of people to make sure what the local priorities are and what people want out of their police system. They will look at cooperative agreements that exist. Pennsylvania is somewhat unique in that it has a very large number of departments in the County and often there will be a regional department and they will look to see what others have done in smaller regional departments, as opposed to one single department. They will look at the data collections, technology systems, dispatch, records management, mobile computers, crime analysis, license plate readers, cameras, evidence storage and retrieval. A lot of the technology, if used well, becomes a workforce multiplier. It makes officers on the street more efficient and effective. It will also help with criminal investigation. They are pleased with the assistance of the District Attorney’s Office, because that is a key player.

The second part is looking at what the regional combinations might be. They will produce at least eight models of different combinations. One model will be what a single County department would look like. Currently it is not authorized in Pennsylvania. The only two places that are authorized County departments are Philadelphia and Pittsburgh. It doesn’t mean that if this County and some other counties in Pennsylvania wanted to have an impact on the legislature there could be an opportunity to make changes so they might permit that. They will also look at a couple of other subsystems. There may be a northern and southern department or other combinations. They will also look at some models that might be central services provided, still with local agencies. They will also look at costs, if existing facilities could be reused in a regional department or will there need to be further construction. If a regional department is proposed they will say how it should be governed. The participating municipalities would have a say in that particular agency. Because of doing work in Pennsylvania they understand some of the possibilities.

The final major task is cost analysis. If a regional department costs more for people then it is unlikely to be something that will be supported. It will have to be very effective to a huge degree in order for people to pay more for policing. The question is can it be accomplished at the same cost or less. They will have to look at pension systems, union contracts and pay scales.

They hope to have a preliminary report in late fall. They might come back and make an interim report, depending on what the steering committee recommends. By the winter, they will have some sort of guidelines of what the regional departments might look like. It is important that they get feedback on those, because they will learn a lot about policing this County, but they won’t know everything. It is very important that they get local input and feedback. A presentation will be made sometime in the spring of 2015.
where they will talk about the findings and costs and what the models would look like. A final presentation will occur probably in the middle of spring 2015.

Mr. Pries stated that the Board is pleased that the District Attorney and the Chiefs of Police Association are fully supportive of putting forth the study. This is a study and it will make recommendations to the Committee and then the Committee will present those recommendations and the results to the municipalities, and then those municipalities will make a decision on whether or not they choose to engage or not engage based upon the information that is provided. This is not anything that is being forced upon anybody. The goal of the study is to gauge whether a single regional police department or some combination of agencies might work to promote effectiveness and efficiency, but ultimately it is up to law enforcement and local officials. This Board owes that to the residents. The cost that they are talking about is $95,000. The Pennsylvania Department of Community & Economic Development is shouldering most of that cost. The Commissioners will be deciding on whether to provide $12,000 and $10,000 will come from the District Attorney’s Office. This works in other states and other counties. The District Attorney, under his leadership, has brought forth the Drug Task Force, Accident Reconstruction, Crisis Response Team just to name a few. The Pennsylvania State Police have covered some of the areas, but at some point the State may start charging those municipalities.

Mr. Saylor expanded on the point of funding. This is really a partnership. The District Attorney is providing some funding and the State has been a key partner.

Mr. Marsico stated that DCED and the Governor’s Center will do these studies for regionalization on a small scale. They provide that free of charge. When this Committee went to DCED with this proposal they said it is great, but it is beyond their scope. They did not have the capabilities to do the study, but they did help with the funding.

Mr. Pries indicated that it is millions of dollars in salaries and equipment. PERF came to the top of the list.

Mr. Hartwick thanked both the District Attorney and Commissioner Pries for their leadership on this issue. Sometimes you need to rethink the way things are being done. He thanked them for their leadership and their willingness to take on this type of challenge, because the citizens cannot afford for the Board to continue to do things the same way they have always been done. The individuals who are affected by crime can’t afford to have local police departments without the resources to be able to do the investigatory work to make sure criminals are brought to justice. The Board cannot continue to move forward related to transforming the adult system and the ability to train professional officers who understand risk and needs assessment to understand the things that are involved related to diversion and what they need to do in order to have an adequate response and training that is uniform that will allow for individuals who should not be in Dauphin County Prison to have the opportunities for diversion and the opportunities for those who do affect the safety of the residents to make sure they are in
jail. They are the ones that the County is spending a considerable amount of resources on, because there is a limited amount of resources to be able to spend. They should not be unfocused in the way that they are determining how those resources are spent. In almost every case, local municipalities, particularly smaller municipalities, the police departments represent at least 50% of their entire budget and to be able to continue to do that doesn’t provide the results that citizens expect. Asking the question of what constituents actually expect from law enforcement and engaging them in a discussion about what they would like to see related to professionalism, safety and the ability to serve the communities in a way that doesn’t push them out of their own home from a tax structure, but provides the kind of safety that would encourage home ownership and investment in this County is something that needs discussed. Pennsylvania is unique related to local control and a Commonwealth. Having that experience in both Berks and York Counties and knowing the barriers that need to be achieved…he asked what would be required of voters in the case of considerable consolidation. He asked what is required in order to form either a southern or northern end or County-wide police department. He believes it requires legislative action.

Mr. Fraser indicated the he believes that the issue is going to be the governance structures proposed will have to be approved legislatively and in some jurisdictions by the voters. When it comes to the idea of a regional or a consolidated police agency, he thinks it is important that there is voter approval, one way or another. It is important that people feel that they have access to their local police department and that they have some ability to show their sense of priorities.

Mr. Hartwick stated that Dr. Fraser’s experiences will be valued in this process. He would ask one thing for police departments in the community and for the sake of trying to move government forward, because the Board of Commissioners, in specific District Attorney Marsico and Commissioner Pries in this case are taking a significant risk in trying to think differently. Some folks are getting criticized for never thinking differently and continuing with the same thing over and over. From the police departments’ perspective and from the citizens’ perspective, give this an honest chance. The idea that vetting this and allowing for citizens to participate and really taking a look at this from a broad perspective could fundamentally change the way police services are provided, not only here in this County, but across the Commonwealth. Based upon the tax burden that is placed on the citizens, with no alternatives except for property taxes to fund local government services, they need to think about how they provide those areas that have a limited and restricted tax base the ability to have the appropriate protection. More often than not those are the communities that have the highest crime rate and the least amount of resources. Also think about not just what is in your own interest as it relates to salaries and benefits, but think about what is in the best public interest. There are considerable barriers. He does not think that this will be achieved uniformly without significant issues related to pension, salaries and operational control, governance and responsiveness. All those questions need to be answered. This has to be given an honest chance. There are professionals who are ready to engage in this process, the commitment of elected leaders and an opportunity to do something uniquely different and to be able to do that will take some patience, and
understanding. The leadership is committed to examining this and to see what the potential is for small mergers or large mergers and the ability to try to rethink the way that the County is providing government in a Commonwealth structure, which seems to be extremely inefficient, administratively top heavy and provides too much of a burden in a system that only allows for property taxes as the main mechanism to fund those services. He thanked them for their engagement in this process.

Mr. Pries stated that in the County there are some municipalities where a police department in one township will have to drive through a borough to get to the other part of their township. There are 441 police officers, 223 police vehicles and certain departments like Swatara Township, as a model, has 44 officers, 15 police cars and there is one that has 150 police officers and 75 police cars.

Mr. Fraser stated that he looks forward to it.

Mr. Pries indicated that State Police covers the other municipalities that don’t have police coverage. The municipalities that pay nothing are probably not overly excited about this report. This is a study, which will make recommendations that will be presented to the municipalities. It will be up to those municipalities to make the decision whether or not they wish to engage.

Mr. Saylor stated that this study is listed as Item CC on the Agenda.

**It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve Item CC on the Agenda, which is: Dauphin County Intergovernmental Grant Program – Dauphin County Regional Policing Study.**

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

**SALARY BOARD**

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

**HUMAN RESOURCES**

Ms. Reardon indicated that Items #12, 21, 22 and 23 are being pulled. The rest of the items stand as presented.

**It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve the Personnel Packet, absent Items 12, 21, 22 and 23.**

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

Mr. Baratucci indicated that the budget issues were corrected and there are no other changes.

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

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

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

It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve the following Investment Report submitted by Director of Budget & Finance, Mike Yohe.

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

Report from the Office of Budget & Finance  
September 10, 2014

- **August 29, 2014** transferred $1,372,916.88 to the Payables account from the County’s Concentration account for checks issued that week.

- **September 5, 2014** transferred $3,361,431.99 to the Payables account and $1,809,205.27 to the Payroll account from the County’s Concentration account for checks issued that week.

- Wire Payments since last report: $718,129.15

- Debt Service Payments since last report: $155,928.29

- Term Investments
  - 3/25/14 - $5,000,000.00 7-month CD – Centric Bank – 0.77% - matures 10/25/14

- Balance today in PA INVEST account #2100017144860: $1,380.46 rate 0.050%

- Balance today in Susquehanna Bank investment account #10013172621: $16,896,634.23 rate 0.250%

- Balance today in Susquehanna Bank investment account #1190002023: $1,068.67 rate 0.110%

- Balance today in First National Bank investment account #97014743: $9,576,301.15 rate 0.300%
• Balance today in Integrity Bank Money Market Checking account #2206001209: $36,780,909.99 rate 0.260%

• Balance today in Santander Bank investment account #9551017714: $15,019,767.27 rate 0.300%


REPORT FROM CHIEF CLERK/CHIEF OF STAFF – CHAD SAYLOR

Mr. Saylor stated that he has nothing to report unless there are questions of him. (There was none.)

SOLICITOR’S REPORT – JOSEPH A. CURCILLO, III, ESQ.

Mr. Curcillo reported that everything is ready for approval.

MATTERS REQUIRING BOARD ACTION

A. Subordination Agreement for Ronald L. Wilkins on the property located at 45 S. 3rd Street, Steelton, PA 17113.

B. Submission of a PCCD Grant Application for the Rights and Services Act (RASA).

C. Submission of a PCCD Grant Application for the Victims of Crime Act Funding (VOCA).

D. Repository Bid received from Marla Cizek – Parcel #46-012-005-0000 (187 Moore Street) - $500.00.


F. Refund of 2014 Real Estate Taxes – Parcel #25-018-068 (154 Pheasant Rd.) – Frederick Feldman - $1,118.87.

G. Repository Bid received from Abdel Karim Ouard – Parcel #09-068-062-0000 (1431 Thompson St.) - $500.00.

H. Repository Bid received from Gisela Lopez Figueroa – Parcel #02-032-022-0000 (420 S. 17th St.) - $550.00.

I. Repository Bid received from Daniel C. Miller – Parcel #10-039-028-0000 (2245 Atlas St.) - $500.00.

J. Repository Bid received from Kristen Mullen – Parcel #11-015-042-0000 (317 Muench St.) - $500.00.

K. Repository Bid received from Daniel C. Miller for the following properties:

1. Parcel #10-039-029-000-0000 (2243 Atlas St.) - $500.00
2. Parcel #10-039-034-000-0000 (2233 Atlas St.) - $500.00
3. Parcel #10-039-035-000-0000 (2231 Atlas St.) - $500.00
L. 2014 Municipal Separate Storm Sewer System (MS4) Annual Permit Requirement activities for County-owned facilities that are regulated by the Program: Newspaper Ad, post of MS4 regulations and email to County employees.

M. Proposal from Herbert, Rowland & Grubic, Inc. for zoning hearing, DCNR submission, bidding, contract administration and construction observation services regarding the Fort Hunter Master Site Plan – Phase I Implementation.

N. Change Order #1 for the Prison Kitchen Floor Rehabilitation – Lobar Associates – adding $10,692.14 for various additional work.

O. Acknowledgment of the Controller’s list of items not requiring purchase orders, subject to compliance with Pennsylvania Law.


R. Purchase of Service Agreement between Dauphin County (AAA) and Avenues, Inc.

S. Amendment #1 to the Senior Center Agreement between Dauphin County and the Heinz-Menaker Center, Inc.

T. Purchase of Service Agreements between Dauphin County (Children & Youth) and:
   1. Children’s Center for Treatment and Education, Inc.
   2. Community Services Group, Inc.
   3. Easter Seals Western and Central Pennsylvania
   4. Philhaven
   5. Rocco Manfredi, MD


V. Purchase of Service Agreements between Dauphin County (MH/ID) and:
   1. County Commissioners Association of Pennsylvania
   2. Dauphin County Pretrial Services Agency

W. Amendments to Purchase of Service Agreements between Dauphin County (MH/ID) and:
   1. AHEDD – Amendment #1
   2. Boyo Transportation Services, Inc. – Amendment #1
   3. Center for Independent Living of Central Pennsylvania – Amendment #1
   4. Contact Helpline – Amendment #1
   5. Beth M. Diehl, MS, CCC-SLP – Amendment #1
   6. NHS Pennsylvania t/d/b/a NHS Capital Region – Amendment #1
   7. Pediatria Healthcare, LLC t/d/b/a Pediatria HealthCare for Kids – Amendment #1
   8. Philhaven – Amendment #1
   9. The Presbyterian Church of Harrisburg – Amendment #1
   10. SpeechCare, Inc. – Amendment #1

X. Lease Agreement between Dauphin County (Information Technology) and Hewlett Packard Financial Services Company for 69 PCs and 13 laptops.
Y. Service Solutions Contract between Dauphin County and AutomatedLogic to maintain peak performance of the mechanical system at Dauphin County/Schaffner Youth Center.


AA. Subordination Agreement for Khanh Tan Tran and Hanh Huu Nguyen on the property located at 286 Rumson Drive, Harrisburg, PA 17104.

BB. Proposal from Herbert, Rowland & Grubic, Inc. to provide supplemental subsurface boring, sampling, and testing services for Dauphin County Bridge No. 32 Replacement Project.

CC. Dauphin County Intergovernmental Grant Program – Dauphin County Regional Policing Study.

DD. Signature Staffing Rate Sheet for the provision of temporary staff at the Dauphin County Prison.

EE. Approval of County sponsorship, for eligibility purposes only, of Local Share Municipal Gaming Grant Applications from the following entities:

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Co-Applicant</th>
</tr>
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<tbody>
<tr>
<td>1. Harrisburg</td>
<td>Camp Curtin YMCA</td>
</tr>
<tr>
<td>2. Harrisburg</td>
<td>Presbyterian Apartments</td>
</tr>
<tr>
<td>3. Susquehanna Township</td>
<td>Jewish Federation</td>
</tr>
<tr>
<td>5. Harrisburg</td>
<td>Historical Society of Dauphin County</td>
</tr>
</tbody>
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FF. Appointment of Jason Umberger to the Local Emergency Planning Committee (LEPC).

GG. Training Packet.

**It was moved by Mr. Hartwick and seconded by Mr. Pries that the Board approve Items A through GG, minus CC (approved earlier in the meeting) listed above under Matters Requiring Board Action.**

**Question:** 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 R. J. Fisher & Associates, Inc. advising that Lexington Partners is applying to DEP for a NPDES Permit for stormwater discharges associated with the construction of 33 residential townhouses, known as Lexington Woods located northwest of Jonestown Road in West Hanover Township.

A. Receipt of a letter from the PA Department of Environmental Protection outlining comments with regard to the Lykens Borough Water Main Replacement Project.

B. Notification from GHD advising that the Lower Paxton Township Authority is applying to DEP for a NPDES Permit for stormwater discharges associated with the PC-4C Mini-Basin (Crums Lane) Sanitary Sewer Replacement Project.

C. Notice of public comment period from the United States Environmental Protection Agency regarding remediation of the former Turbine Airfoils Designs property located at 1400 North Cameron Street, Harrisburg, PA.

D. Notification from the Federal Energy Regulatory Commission referencing the request for concurrence with endangered species determination. The Commission concludes that issuing new licenses for Projects #1888-030, #2355-018 and 405-106, with their recommended measures, is not likely to adversely affect the endangered shortnose sturgeon or the Atlantic sturgeon and therefore the Commission does not believe that formal consultation is required.

E. Notification from Bohler Engineering advising that JMDH Real Estate of Harrisburg, LLC is applying to DEP for a NPDES Permit for stormwater discharges associated with the construction of a Restaurant Depot retail store, with associated stormwater management controls, landscaping and parking in Swatara Township.

F. Notification from K&W Engineers advising that the Vartan Group is applying to DEP for a NPDES Permit for stormwater discharges associated with the Linglestown Daycare and Related Improvements Project at 2323 Linglestown Road.

G. Notification from Burget & Associates, Inc. advising that they are applying to DEP for a NPDES Permit for stormwater discharges associated with the construction of three commercial storage buildings and a stormwater management facility in Londonderry Township.

H. Receipt of a letter from the Federal Energy Regulatory Commission referencing the clarification regarding request for concurrence with endangered species determination. At the Conowingo Hydroelectric Project it has been concluded that issuing a new license for this project is not likely to adversely affect the Atlantic or shortnose sturgeon and do not believe that formal consultation is required.
PUBLIC PARTICIPATION

There was none.

ADJOURNMENT

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

Transcribed by: Richie-Ann Martz