

BOARD OF COMMISSIONERS

May 28, 2013

The Cumberland County Board of Commissioners met on Tuesday, May 28, 2013, 2:05 pm, Commissioners' Hearing Room, Courthouse, Carlisle, PA. Present were Commissioners Barbara Cross, Jim Hertzler and Gary Eichelberger; Al Whitcomb, Controller; Joanne Burkhart, Acting Chief Clerk; Heather Ilgenfritz, Acting Deputy Chief Clerk; Ed Schorpp, Janet Walter, Solicitor's Office; Mark Adams, IMTO; John Lopp, Maintenance; Mary Brokans, Controller's Office; Ted Wise, Megan Silverstrim, Department of Public Safety; Rick Rovegno, Don Geistwhite, Jr., Bob Philbin, Bill Jones, Capital Area Transit; Kirk Stoner, Planning Department; Neal Delisanti, Veteran's Affairs; Elizabeth Bakner, Rhonda Wolford, Relay for Life; Margaret Knox, Fran Shade, Citizens; Steve Marroni, The Patriot News.

Chairman Cross called the meeting to order and led the Pledge of Allegiance to the Flag. Roll Call was taken. Commissioners Cross, Hertzler and Eichelberger were present.

Chairman Cross asked if there was any public comment. Rick Rovegno was present on behalf of the I-81 Corridor Coalition to apprise the Board of the tanker truck fire that compromised the Route 322 Bridge that crosses over I-81. PennDOT was able to divert traffic and the message of the highway closure was received as far south as Tennessee. It is estimated that thousands were diverted around the area. Per the Coalition's protocol, North Carolina, South Carolina and Georgia traffic northbound on I-81 was alerted.

Commissioner Eichelberger moved to approve the minutes of April 1, 11, 25, 2013. Commissioner Hertzler seconded the motion and it unanimously carried.

Commissioner Hertzler moved to approve the Personnel Transactions (see attached). Chairman Cross seconded the motion and it unanimously carried.

Elizabeth Bakner and Rhonda Wolford announced that June 2-8 is Relay for Life Week. This year also marks the 100 year anniversary of the American Cancer Association and its continued efforts to fight back against cancer. In Pennsylvania alone, 78,000 people were diagnosed with cancer in 2012. Each year Relay events are held in Shippensburg, Carlisle and Camp Hill. In 2012, these events raised over \$360,000 towards cancer research and providing support programs for cancer patients and their families. The Board presented a Proclamation to Ms. Elizabeth Bakner and Ms. Rhonda Wolford for Relay for Life Week, June 2-8, 2013.

Neal Delisanti announced that each year more than 30 organizations and individuals pick up U.S. flags from the Cumberland County Veterans Affairs office to decorate over 17,000 veterans' graves throughout Cumberland County. A press release detailed the organizations and individuals responsible for making this annual event a success.

Commissioner Eichelberger moved to approve the following Contracts/Grants that were reviewed at the May 23, 2013 Workshop Meeting. Chairman Cross seconded the motion and it unanimously carried.

- a. Service Agreement with Diamond Automatic Sprinklers, Inc. for the Inspections of Electric Fire Pumps and Automatic Sprinkler Systems for the Facilities Management Office
- b. Submission of the Victims of Juvenile Offenders (VOJO) Subgrant Application to the Pennsylvania Commission on Crime & Delinquency (PCCD) for the District Attorney's Office
- c. Agreements for MH/IDD:
 - Amendment to Agreement with Merle Crawford, MS, OTR/L
 - Infants, Toddlers and Families Medicaid Waiver Operating Agreement with the PA Department of Public Welfare
- d. Maintenance Agreement with Harris Corporation for the OpenSky Software for the Department of Public Safety
- e. Agreement Between County of Cumberland and Manito Transportation Services for the Transportation Department
- f. FY 2013-2014 Inpatient Agreements for the Drug & Alcohol Department
 - Clear Brook, Inc.
 - Clem-Mar House
 - Firetree, Ltd.
 - Nuestra Clinica
 - UHS of PA (Roxbury Treatment Center)
- g. Access Agreement between Cumberland County and Carlisle Syntec, Inc. t/a Carlisle Construction

Commissioner Eichelberger moved to approve Resolution 2013-17 Re Sale of County Property and Authorize Advertising for Bids for the Purchase of Various County Property from the Former Hildebrandt Learning Center at the Claremont Nursing and Rehabilitation Center as Authorized by Resolution 2013-17 reviewed at the May 23, 2013 Workshop Meeting (see attached). Commissioner Hertzler seconded the motion and it unanimously carried.

Commissioner Hertzler moved to approve Resolution 2013-18 Re Budget Adjustments reviewed at the May 23, 2013 Workshop Meeting (see attached). Commissioner Eichelberger seconded the motion and it unanimously carried.

John Lopp recommended tabling action pending a cost analysis in regards to the Authorization to Advertise for Bids for Renovations to the Claremont Nursing and Rehabilitation Center for a Rehabilitation Unit reviewed at the May 23, 2013 Workshop Meeting (see attached). Mr. Lopp would like to bring a final cost to the Board at the next scheduled meeting. Commissioner Hertzler moved to table advertisement for bids. Chairman Cross seconded the motion and it unanimously carried.

Chairman Hertzler moved to approve the reappointment of Rudy DeFrance to the Cumberland County Housing Authority with a 5 year term expiring May 25, 2018. Chairman Cross seconded the motion and it unanimously carried.

Commissioner Hertzler moved to approve the following General Disbursement Transfer Authorizations. Commissioner Eichelberger seconded the motion and it unanimously carried.

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| a. | 5/16/13 | \$ 573,116.70 |
| b. | 5/16/13 | \$2,338,468.85 |
| c. | 5/17/13 | \$ 999.64 |
| d. | 5/17/13 | \$2,449,386.48 |
| e. | 5/22/13 | \$ 2,154.15 |
| f. | 5/22/13 | \$ 46,247.44 |
| g. | 5/24/13 | \$ 151,630.82 |
| h. | 5/24/13 | \$1,960,138.89 |

Chairman Cross moved to accept the Monthly Reports from the Maintenance Department and Veterans' Affairs. Commissioner Eichelberger seconded the motion and it unanimously carried.

Commissioner Cross reported Executive Sessions held on May 22, 2013, 8:30 a.m.; May 23, 2013, 10:48 a.m.; and May 28, 2013, 1:15 p.m. Re Personnel Issues.

Bill Jones, Rick Rovegno, Don Geistwhite, Jr. and Bob Philbin were present representing Capital Area Transit (CAT). Bill Jones, General Manager for Capital Area Transit (CAT), stated that since he arrived at CAT five years ago there has been a glaring need for new updated facilities for the buses. A study was done to look at the possible re-use of the current facility; however, there were many issues, i.e. traffic issues and it is located in a flood plain. Mr. Jones explained the CAT Board is exploring the P3 legislation as a tool and possible solution for the construction of the proposed new facility. CAT Board Members, Don Geistwhite & Rick Rovegno were also present to discuss the plan for the proposed new CAT facility with an approximate cost of \$80 million to be built in Susquehanna Township, Dauphin County. Mr. Rovegno discussed his concerns with the Board stating that he was not aware, as a member of the CAT Board, that a private firm has already completed design work for a new facility. Mr. Rovegno noted that this was not discussed at a CAT Board Meeting and is not documented in CAT Board Meeting Minutes. The first time he had heard mention of this venture was on May 6th and he noted that he believes this process started almost a year ago with only some Board members involved in discussions. Mr. Geistwhite noted the CAT Board is exploring the P3 legislation as an option and if the P3 Board accepts this as a viable project, only then would it be put out for bid or whatever the P3 process involves. He also stated that May 31st is the deadline for CAT's application to the P3 Board. Mr. Geistwhite stated the submission of the application places no commitment for funds at this point. This is part of a long-range plan for CAT. He noted that Fine Lines would be the developer of the project, not CAT. Mr. Rovegno stated there is no doubt that the current CAT facility is undersized, antiquated and in a flood plain. However, if the development of the proposed new facility moves forward, he is not aware of any other entities other than Dauphin and Cumberland Counties, and the City of Harrisburg that will be obligated. Mr. Rovegno stated there needs to be a well vetted process that protects the process as well as the Board. Commissioner Hertzler stated that transparency is important and noted for the record to reflect that the County's taxpayers will not be obligated by the application to the P3 Board on May 31st. Mr. Rovegno pointed out that the capital for the proposed facility is totally private capital and a private firm has already spent \$1 million. If CAT were to enter into a lease

agreement, it would need to be supported by the CAT budget. There was some additional discussion related to the P3 legislation. Commissioner Cross suggested exploring in-kind options. Solicitor Schorpp stated that this Board of Commissioners or any future Board of Commissioners would not be obligated under the new P3 legislation. Commissioner Eichelberger questioned if there was any ability in the proposal to scaling either up or down the size of the facility. Commissioner Eichelberger made a motion to support CAT's application to the P3 Board with the understanding there is no obligation on the part of this County. Commissioner Cross seconded the motion and noted for the record that she is not obligating the County to a financial commitment in any way. The motion carried with Commissioner Hertzler voting no. Commissioner Hertzler stated for the record that he wishes to take a neutral position at this point in time.

There being no further business to come before the Board, there was a Request for an Executive Session Re Personnel Issues and the meeting was adjourned.

Respectfully submitted,

Jodi Sheppard
Administrative Assistant