

COMMISSIONERS' WORKSHOP MEETING

July 5, 2012

The Cumberland County Board of Commissioners met on Thursday, July 5, 2012, 10:10 am, Jury Assembly Room, Courthouse, Carlisle, PA. Present were Commissioners Barbara Cross, Jim Hertzler, and Gary Eichelberger; Dennis Marion, Chief Clerk; Ed Schorpp, Solicitor; Joanne Burkhardt, Deputy Chief Clerk; Al Whitcomb, Controller; Ben Laudermilch, Ed LeClear, Donna Maurice, Cumberland County Housing and Redevelopment Authority; Janet Walter, Paralegal; Dana Best, Lynette McCulloch, Finance; Jack Carroll, Drug & Alcohol; John Lopp, Facilities Manager; Chris Sechrist, Administrative Services; Sheri Baitzell, IMTO; Mick Burkett, Human Resources; Lisa Reider, Children & Youth; John Bitner, Kelly Armstrong, Vector Control; Jamie May, Controller's Office; Tom Imphong, Recycling & Waste; Melissa Calvanelli, Court Administration; Rose Cook, Cumberland County Transportation; Eric Radnovich, District Attorney's Office; Terry Barley, Patrice Pickering; Aging & Community Services; Shari Bellish, Carlisle CARES; Rick Rovegno, Mary Jane Zeigler, Richard Bronakoski, Bob Reisinger, Wilbur Wolf, Jr., Earl Parshall, Morgan Plant, Mark McKnight, David Durff, Edmond Sinkovitz, Clarence Fry, Fred Potzer, David Parthemore, Cumberland County Citizens; Mark Hall, WHTM TV 27; Matt Barcaro, WGAL TV 8; Matt McLaughlin, Sentinel; and Dan Miller, Patriot News.

Dennis Marion, Chief Clerk, called the Workshop Meeting to order and led the Pledge of Allegiance to the Flag.

Chief Clerk Marion asked if there was any public comment. Rick Rovegno, South Middleton Township, addressed the Board on the subject of redistricting. He stated that although an open redistricting process was promised, the final maps for the State Senate were announced, made public and voted on within 24 hours with no opportunity for public comment. Mr. Rovegno stated, for the record, that in the 12 years that he was County Commissioner, he could not recall ever having an individual dealing with Blair County. He stated that he has called Amanda Holtz's attorney and offered to add his name to the lawsuit and asked the Commissioners to consider joining the lawsuit as individual elected officials.

Bob Reisinger, Chairman of North Middleton Board of Supervisors, stated that he is concerned with North Middleton being combined with Blair County. North Middleton has 11,000 residents and deal with the Borough of Carlisle and Middlesex Township for water, sewer, and a joint park recycling center. His concerns were how the community would be represented in a district which includes Blair County and stated that there are problems with the process and it is not going to be good for the residents of North Middleton Township.

Morgan Plant, Carlisle, stated that she is a lobbyist in Harrisburg and had been watching the impact of redistricting for the last 30 years. She was unaware that Cumberland County had been divided up into three different Senate Districts until she read the paper on Sunday. She wanted to convey her comments that in her view this process and the way it is conducted in Pennsylvania and in many parts of the country is one of the things that has contributed to the hyper-partisan atmosphere that has an impact on public policy. When lines are drawn to favor one county or another, ultimately it has a negative impact on the process and she hoped that there will be some way that discontent can be registered with the way the lines have been drawn for Cumberland County.

Richard Bronakoski, Silver Spring Township, stated that the redistricting map produced by the closed-door commission was quite upsetting. He stated that he thought that he lived in a representative democracy and understood that to mean that responsible people are elected who will represent the residents for the common good. The decisions of the commission reverse that process. He urged the Commissioners to take whatever action is appropriate to appeal the particular decision.

Ed Sinkovitz, Newville Borough Council, stated that being in the western part of Cumberland County, he feels this is an insult to residents in that they didn't have an opportunity to choose who they wanted to represent them. In Newville, they have open meetings, but feel in this process they did not get the same opportunity.

Wilbur Wolf, Jr., President of Big Spring School Board, addressed the issue of redistricting. He stated that the school district is now represented by three different state senators and was concerned about getting a uniform approach to education as it is a major part of the State's budget.

Dave Parthemore, Chairman of the Board for North Newton Township and representative of Western Cumberland County Council of Governments (COG), thanked Mr. Rovegno for his service over the years to the COG, always bringing attention to what's going on in the County and especially in the latest redistricting situation. He noted that on July 3, 2012, North Newton Township passed a resolution, 2012-3, opposing the Senatorial Legislation Districts as approved by the 2011 Legislative Reapportionment Commission on Friday, June 8, 2012. He stated that the western Cumberland County COG is split into three different districts and feels that it doesn't give them fair representation or provide for any political future for anyone who lives in the area. He presented the resolution to the Commissioners and offered their support.

Mark McKnight, attorney representing some of the townships, the Borough of Newville and the COG stated that the whole process has been followed by both the COG and the townships. The concerns are that there was no indication that they were going to do the redistricting prior to the last revision so there was no ability to react to it. It is not simply a matter of a temporary inconvenience, but is a ten year situation which could have impacts far into the future even beyond the ten years. He added that having three districts and an administration which is so far away, it is difficult to have a relationship with a senator to deal with the many issues that come up on a local level. He added that there was no explanation as to why this plan was necessary at the 11th hour and that it is important to try to correct the situation in a fair manner.

Commissioner Hertzler stated that the new map uses less than a one mile section of the mountains in Hopewell Township connecting with Franklin Township. Twelve of the County's municipalities are in western Cumberland County with a district that is represented by someone who lives in Blair County and the district actually goes the whole way to the Cambria County line. The deadline to appeal is July 8, 2012 and Commissioner Hertzler asked if the County could piggyback on one of the pending lawsuits. He understands that an international law firm, Hogan Lovells, is doing the lawsuit pro bono on behalf of Annette Holt. Commissioner Hertzler asked the Board to join him individually in joining with the appeal as they were elected to represent all the citizens of Cumberland County. Commissioner Cross stated, for the record, to add her name to the appeal. Commissioner Eichelberger stated, yes, to follow through with that, because he was happy to offer his support. He added that it is worth noting that this redistricting and this generalized trend of irrelevancy for the County has occurred with the approval of our legislature and specifically our local legislative delegation both in the past and in this current one.

Commissioner Hertzler stated that in February, this Board adopted a Resolution 2012-5 essentially calling on our legislature to reform the process to make it more open to allow for public input. If this plan stands, we now have 12 municipalities in the western part of the County that have very little hope of ever electing one of their Cumberland County neighbors to serve in the Senate of Pennsylvania. Our County is growing in population with about 237,000 citizens and we should not be losing our political clout, we should be gaining.

Chairman Cross stated that as a resident of West Pennsboro Township, the distribution of two senatorial districts to Cumberland reasonably made common sense. After looking at the new map

with the third Senatorial district, it is beyond a stretch and makes no sense. She wondered why the residents in Cumberland County would respectfully look at Altoona for support for that which local government best serves. Chairman Cross stated, for the record, that as for the Board, they will put their names forward individually to go along with the appeal and will anxiously await an answer.

Joanne Burkhart, Deputy Chief Clerk, presented the following contracts/grants with proposed action scheduled for the July 9th Meeting as follows:

Lynette McCullough presented the following agreements for Claremont Nursing & Rehabilitation Center:

- Networkx Corporation DBA Companion Radio – **no increase in monthly rates**
- Georgia-Pacific End User Lease Agreement and Warranty
- Amendment to Agreement with Sodexo – **2.3% increase over the first year of the three year contract**
- Grant Application to Office of Long Term Living for DME Grant for Clinitron Bed for Resident – **For monthly rental of bed to be covered by Medical Assistance rather than CNRC consume the cost.**

Terry Barley stated that the Memorandum of Agreement between the Cumberland County Housing & Redevelopment Authorities and Cumberland County Office of Aging & Community Services is an update of an existing agreement.

Dennis Marion presented an Agreement between the County and Rebekah M. Finkey for an extension for a new year of service from July 1, 2012 to June 30, 2013. Ms. Finkey coordinates the Intermediate Planning process and oversees the grant management for PCCD grants. Commissioner Cross asked if there was any change in compensation. Chief Clerk Marion stated that there may be a nominal adjustment related to health benefits, but will obtain more information for the July 9th Meeting.

Jack Carroll presented two agreements for Drug & Alcohol: Treatment Trends; and Valley Forge Medical Center & Hospital. Commissioner Cross asked why the County is using a facility that is so far away. Mr. Carroll explained that Drug & Alcohol has facilities across the State so they can match the needs to their clients and Valley Forge is unique with hospital-based detox and rehab services. The bulk of their inpatient, rehab business goes to the Gaudenzia system in Harrisburg, Lancaster, Lebanon and Roxbury.

John Lopp presented two agreements for Facilities Management. The first agreement was to Lencioni's Window Cleaning with the low bid of \$11,100. The second was an Addendum to Lease Agreement with Green Ridge Leasing, LLC. Mr. Lopp stated that the lease includes an additional 1,326 square feet, which brings the total square footage to 3,255 square feet. The negotiated rate is a lower rate of \$8.36 for five years and includes a garage and storage area with minimal renovation. Up front it will cost the County a little bit more, but in the future it will be a large savings for the County with the additional square footage negotiated at \$8.36 a square foot instead of the \$12.30. There was discussion on why the Coroner's office was located outside of Carlisle and if there was a need or interest to migrate to another location. The current location in Hampden Township was selected because the concentration of call-outs was greater on the West Shore. It was noted that since the lease is on a five year term, the issue could be revisited at the end of that term.

Lisa Reider presented Amendments to Agreements for Children and Youth Services for FY 2011/12:

- Drug & Alcohol Rehabilitation Services, Inc.

- National Mentor Healthcare, LLC
- Community Services Group, Inc.
- The Bair Foundation of Pennsylvania
- COBYS Family Services, Inc.
- Appalachian Youth Services, Inc.
- United Methodist Home for Children Residential Care, Inc.
- Cornell Abraxas Group, Inc.
- Diakon Lutheran Social Ministries
- Family Care for Children & Youth, Inc.
- Youth Services Agency of PA, Corporation
- Jewish Family Service of Greater Harrisburg, Inc.
- George Junior Republic in Pennsylvania

Tom Imphong presented an agreement between Recycling & Waste and Middlesex Township for Yard Waste Processing Equipment.

Mick Burkett presented an agreement for Workforce Investment Act Individual On-the-Job Training Account Funding. He stated the agreement is with SouthCentral Workforce Investment Board for the individual on-the-job training account program. An employee at the County Transportation Department qualifies for the funding and the County will be reimbursed half of the employee's wages for 12 weeks for the on-the-job training portion of her job. The County will receive \$3,249.60 at the completion of the program.

Rose Cook presented an Agreement between Transportation Department and Perry Apex Services.

Deputy Chief Clerk Burkhart reported for Kirk Stoner on the Proposal from Redrock Construction for Repairs to Sample Bridge. Repairs will be funded with liquid fuel funds, but the County will be reimbursed by the insurance company in the amount of \$6,384.00.

Sheri Baitzell presented a Costars Agreement between IMTO and GovConnection and Professional Services Scope of Work with Sophos. The cost is \$88,571.75 for three years or \$29,523.92 a year for the County's ongoing anti-virus server service. With the original provider, the County would have paid over \$33,000 per year. Even though the cost is \$29,523.92 a year, the County will pay all three years up front in a one lump sum and by going with Sophos, it will represent a 40% savings for the County.

Deputy Chief Clerk Burkhart presented a Credit Application for the Prison with the Health & Safety Institute.

Jack Carroll stated that they received notification late last week from PA Commission on Crime & Delinquency (PCCD) that their application for continuation funding for the County's Intermediate Punishment Program was approved. There were some changes in funding for FY 2013. The first change is that the funds must be focused on level 3 or 4 offenders. Another change was that Drug & Alcohol was able to receive an additional \$36,446 due to the County changing from a 4th Class to 3rd Class status. Those funds will be used to cover costs of supervision and substance abuse treatment services.

Eric Radnovich presented submission of a Grant Application to PCCD to ask for \$75,610 for Paul Coverdell Forensic Laboratory Improvements. It is a no-match grant application and supports hardware issues for the laboratory.

Deputy Chief Clerk Burkhart presented an agreement between the County and First Night

Carlisle to allow use of the Old Courtroom on New Year's Eve for activities. There will be no cost to the County.

Dana Best presented Resolution No. 2012-17 Re Budget Adjustments to be approved at the July 9th Meeting (see attached).

John Lopp announced that the County has received the Environmental Protection Agency's (EPA) Energy Star Award for the year 2011 (see attached). To qualify for the Energy Star, a building must earn a 75 or higher on EPA's Energy performance scale of 1-100 and the County received a 79. The energy and performance has to be certified by an engineer and this was done at no cost to the County. Cumberland County is the only courthouse in Pennsylvania that received the award in 2011 and one in twenty nationwide. In 2011, the total overall energy cost savings for the County's facilities was over \$300,000.

John Bitner, Vector Control, provided a handout with information and charts of collection data on the West Nile Virus Control Program for Cumberland County in 2012 (see attached). He stated that 27 out of 28 counties state-wide tested positive for the West Nile Virus. In 2012 so far, Cumberland County has had 23 positive out of 444 samples submitted. In all of last year, the County had 123 positive of 862 samples and was number two in the State as far as positives. If a spraying treatment needs to be done, the map and information is put on their webpage. Mr. Bitner urged everyone to check their backyards for standing water and advised to either dump the water or use treatment tablets on water that cannot be drained.

Terry Barley recommended the elimination of the Big Spring PATCH Program, a program that Aging & Community Services has had in place since 1995. He stated that due to a combination of continual reductions in the Human Services Development Fund and lack of increases five of the last six years for the Aging Block Grants, the County does not have the funds to continue the program. The recommendation for termination of the program is for the end of September which would allow time for notification to terminate the lease which is held by the Borough of Newville.

Ed LeClear reviewed the Agreements for the Redevelopment Authority that were discussed at the Public Hearing (Action will be taken at July 9th Meeting):

- Final Amendment Including Additional Reprogramming to the 2012 CDBG & HOME Programs Action Plan
- 2012 CDBG Administrative Agreement with County
- 2012 HOME Program Agreement with County

Patrice Pickering stated that the Cumberland County Department of Aging & Community Services intends to pursue a grant on behalf of Cumberland County from the Pennsylvania Department of Community and Economic Development (DCED). The funding is provided through the second phase of the 2011 Emergency Solutions Grant (ESG). The purpose of the grant is for homeless activities including Rapid Rehousing and Homeless Prevention. The department will submit all application materials to the Commissioners by July 13th for their review. The department will formally present the application to the Commissioners on July 19th for the approval by the Commissioners on July 23, 2012.

Chairman Cross stated that at the request of Commissioner Hertzler, she will move to table the Proposed By-Laws for the Board of Commissioners of Cumberland County until a later date. Commissioner Eichelberger seconded the motion and it unanimously carried.

Commissioners' Liaison Reports

Chairman Cross reported on the following:

- AHEC - Media provided great coverage of the facility of the groundbreaking ceremony in demonstrating the commitment of the United States Army to the community.
- Drug & Alcohol Commission meeting scheduled for July 12, 7:00 pm in Cumberland County.

Commissioner Hertzler reported on the following:

- HATS – Met on June 22 – moved to adopt an updated highway bridge and interstate TIP for 2013-2016.
- HATS and Tri-County Regional Planning Commission (TCRPC) staff are planning to move forward in-house with the commuter origin and destination study.
- TCRPC – Attended his first meeting as the Board's liaison on June 28. The executive committee got a first look at the draft of the 2013 TCRPC Program Budget.
- Farmland Preservation Board will meet on July 11. Two farms in the program totaling 228 acres have been approved for federal funding. The final State Budget rejected the Governor's proposal that would have eliminated a portion of the cigarette tax as a dedicated funding source for them.
- Human Services - The General Assembly decided to hold off on the State-wide implementation of the block grant program and up to 20 counties can participate in a limited PILOT. An additional 17 million dollars was appropriated through the waiver to provide assistance to individuals who are on the critical or emergency wait list for services.

Commissioner Eichelberger reported on the following:

- Library System – There was good news for the Library System in regards to the State Budget impact in that the Commonwealth agreed to level fund the libraries. This is the first time in a number of years that there has not been a substantial cut to libraries and the consensus seems to be that the libraries had already been cut enough over the last six years. The Library System Board will not be meeting in July due to the move to the new quarters on July 25th. The Libraries are eligible for about \$77,000 in telecommunications and wide area network reimbursements through the EBATE Program.
- MH/IDD - The attention continues to be focused on Block Grant and State Budget issues which will continue to be discussed at length.
- Cumberland County Economic Development - The area loan organization designation was renewed.
- Cumberland County Crime Stoppers - July 10th will be the official hand-off organizational meeting for the reconstitution of Cumberland County Crime Stoppers. West Shore Chamber has stepped forward to be the organizational sponsor. Interested members of the public or business community who would like to attend the meeting on July 10, 4:00 pm at the West Shore Chamber's headquarters can contact the Interim Director, George Book, at 761-0702.
- Grand Opening for Vigilant Hose in Shippensburg – He attended the grand opening for Vigilant Hose in Shippensburg. It is a brand new facility and Cumberland County was part of the arrangement of partners that helped make the relocation of Vigilant Hose and Shippensburg EMS possible.

Chief Clerk Marion reported that an Executive Session was held on June 27, 2012, 1:15 pm Re Personnel Issues.

Other Business

Chief Clerk Marion stated that Cumberland County was acknowledged as part of a publication from the National Center for Civic Innovation on governance and performance. Out of the seventy counties that were recognized across the United States and Canada, Cumberland County was one of two in Pennsylvania.

There being no further business to come before the Board, the Commissioners went into executive session at 11:20 am to discuss Personnel Issues. The Board came out of executive session at 11:50 am and adjourned.

Respectfully submitted,

Ruth Ann Ciecierski
Administrative Assistant