

**CUMBERLAND COUNTY COMMISSIONERS'
BOARD OF COMMISSIONERS' MEETING**

**January 19, 2016 – 2:00 PM
COMMISSIONERS' HEARING ROOM
COURTHOUSE, CARLISLE, PA**

Board of Commissioners Present: Commissioner Vincent T. DiFilippo, Jim Hertzler, and Gary Eichelberger.

Staff Present: Larry Thomas, Chief Clerk; Sandy Moyle, Deputy Chief Clerk/Meetings Manager; Jennifer Crum, Recording Secretary; Keith Brenneman, Solicitor.

Departments: Al Whitcomb, Controller; Elizabeth Bouch, Human Resources; Dana Best, Finance; Mark Adams, IMTO; Heather Ilgenfritz, Communications; Robbie March, Courts; Jessica Brewbaker, Judge; Dave Buell, Prothonotary; Ron Anderson, Sheriff.

Others Present: Al Bienstock, Hampden Township Commissioner.

Media: Jake Austin, The Sentinel.

Call to Order: Commissioner DiFilippo called the meeting to order.

Roll Call: Commissioner DiFilippo, Hertzler, and Eichelberger were present.

Public Comment: None

Employee Recognition: Commissioner DiFilippo and Judge Hess recognized Roberta L. March for 30 Years of Service to the Cumberland County Courts as his Secretary for those 30 years.

Approval of Minutes: Commissioner Hertzler moved to approve the minutes of January 4, 2016. Commissioner Eichelberger seconded the motion and it unanimously carried.

Personnel Transactions: Commissioner Hertzler moved to approve the Personnel Transactions. Commissioner Eichelberger seconded the motion and it unanimously carried.

Approval of Resolution 2016-1: Commissioner Eichelberger moved to approve Resolution 2016-1 Re: Budget Adjustments — *(Reviewed at the January 14, 2016 Workshop)*. Commissioner Hertzler seconded the motion and it unanimously carried.

Summerdale Agreements: Commissioner Eichelberger moved to approve the Summerdale Agreements for Multimodal Transportation Funds: — *(Reviewed at the January 14, 2016 Workshop)*.

- Cooperation Agreement
- Indemnification Agreement

Commissioner DiFilippo seconded the motion and it unanimously carried.

Medical Assistance Transportation Program (MATP): — *(Reviewed at the January 14, 2016 Workshop)* Commissioner Hertzler moved to approve the Memorandum to the Transportation Department of Human Services/Bureau of Managed Care Operations Re: Medical Assistance Transportation Program for FY 2015-2016.

Commissioner Eichelberger seconded the motion and it unanimously carried.

Payout to Rabbittransit: — *(Reviewed at the January 14, 2016 Workshop)* Commissioner Eichelberger moved to approve the Transportation Fund Balance Payout to Rabbittransit. Commissioner Hertzler seconded the motion and it unanimously carried.

Farmland Preservation Certification: — *(Reviewed at the January 14, 2016 Workshop)* Stephanie Williams provided additional information. Act 13 Funds may be down 20% this year. Last year's allocation was \$230,000, so minus the 20%, would be \$184,000 for 2016.

Al Bienstock provided his comments regarding the Farmland Preservation. He does not support the program because of the following:

- There are other avenues available to preserve land and this could be accomplished through zoning.
- There are other uses for the land.
- The cost per acre is higher than other counties.
- There is a reduction in Shale funding.
- Small farms are inefficient compared to the larger ones.

He suggested that the Planning office develop a plan for the program.

Commissioner Eichelberger questioned the Shale funds and if the state will require the County to make up the difference. Approximately \$46,000 would have to come from general fund. Commissioner DiFilippo stated Act 13 Funds is \$184,000. \$100,000 would go to Farmland Preservation, leaving 84,000 to go to the Land Partnership Program. Farmland preservation is one of the county's high priorities. Commissioner Hertzler moved to approve the 2016 Certification of County Funds in the amount of \$477,735.00 for Farmland Preservation. Commissioner DiFilippo seconded the motion. Commissioner Eichelberger commented that the total allocated is a concern and the way this program is proposed. There needs to be changes to the program, such as the cost per acre is too high, and goals are unclear which makes the program hard to manage with an open ended commitment. He is against reducing the Open Space Program to provide higher funding to this program. Commissioner DiFilippo asked what the state match is on a county dollar. Stephanie Williams stated that it is \$1.20 match on the dollar from County allocations. He asked that the Planning staff prepare a plan with goals for this program.

Chief Clerk Thomas mentioned options of County resources to create more precise program goals. \$250,000 comes from the general fund and the County is paying back \$427,000/year through 2019. \$677,000 is from the general fund. Lancaster County had to borrow funds due to the budget impasse and putting \$1.5 million into Farmland Preservation is suspect to their own financial performance. There could be an opportunity to provide additional funding to different County programs. If there were no funds contributed from the general fund, what impact would that have on the state match? Stephanie Williams stated that we would still receive state funds of \$700,000.

Commissioner Eichelberger voted no.

Approval of Contracts/Grants: — *(Reviewed at the January 14, 2016 Workshop).*

- a. **Aging & Community Services Agreement** Commissioner Eichelberger moved to approve the following agreement. Commissioner Hertzler second the motion and it unanimously carried.
- M. Crystal Lowe, MSW — (Addendum) — Professional Services — extending services for an additional year commencing on January 1, 2016 and ending on December 31, 2016 with an increase in travel, lodging and meal reimbursement not to exceed \$1,000.00
- b. **Claremont Nursing and Rehab Center Agreements** Commissioner Eichelberger moved to approve the following agreements. Commissioner Hertzler seconded the motion and it unanimously carried.
- Dyna Tech Industries — (New) — Emergency Generator Service/Perform Maintenance Two (2) Times a Year — Three (3) Year Contract — 5% Increase the First Year and No Additional Increase through the Remainder of the Contract.
 - Dr. Michael Gawlas D.O. — (New) — Professional Services — Medical Director of CNRC — Terms of Contract Shall Commence on January 4, 2016 and Shall Continue Until Terminated by Either Party.
 - Dr. Kenneth R. Harm, Jr. — (New) — No Cost Contract to Provide Physician Services to the Residents of CNRC — One (1) Year Contract — Commencing on January 1, 2016 and ending on December 31, 2016
 - Michael F. Lupinacci MD LLC — (New) — Purchase Professional Services for In-Service Training/Meetings for CNRC Staff and Residents
 - Rabbittransit — (New) — Purchase Public Transit Services for Residents of CNRC — Terms of Contract: January 1, 2016 through December 31, 2020
 - Robin's Nest Aviaries, Inc. — Aviary & Aquarium Maintenance — \$438.73 Per Month — One Year Contract (January 1, 2016 through December 31, 2016) — No Increase to Monthly Service
 - Shred-it — Shredding Services — Three Year Contract — No Price Increase \$7,200.00 — (3 Years)
 - Dr. Baxter Wellman II — No Cost Contract to Provide Physician Services to Residents at CNRC
 - Dr. Alan C. Huff, DDS — No Cost Contract to Provide Dental Services to CNRC Residents
- c. **District Attorney/Forensic Lab Grant Award** Commissioner Eichelberger moved to approve the following grants. Commissioner Hertzler seconded the motion and it unanimously carried.
- Acceptance of Subgrant Award from the Pennsylvania Commission on Crime and Delinquency for Federal National Forensic Science Improvement Act Funds
- District Attorney/Victim Witness Grant Award**
- Acceptance of Subgrant Award from the Pennsylvania Commission on Crime and Delinquency for Federal STOP Violence Against Women Funds.

Commissioner Eichelberger moved to approve the following agreements d. – f. Commissioner Hertzler seconded the motion and it unanimously carried.

d. **Drug & Alcohol Agreement**

- UHS of PA (d/b/a Roxbury) — (New) — to Provide Drug and Alcohol Evaluations, Intensive Outpatient Treatment and Outpatient Treatment Services for Inmates at the Cumberland County Prison — Terms of Contract January 1, 2016 through December 31, 2016 — Contract Amount \$156,000

e. **MH/IDD Agreement**

- McLaren's Sweep-N-Shine — Janitorial Services — One Year Contract — Terms: January 1, 2016 through December 31, 2016 — \$130.00 Per Month — Total Not to Exceed \$1,560.00

f. **Public Safety Grant and Agreements**

- Pennsylvania Emergency Management Agency — State Fiscal Year (SFY) 2015-2016 Hazardous Material Response Fund (HMRF) Grant Agreement for Cumberland County
- Commonwealth of PA — Dept. of Transportation — Licensing Agreement for Public Safety to View the PennDOT Traffic Cameras
- City Directories — InfoGroup — Purchase Contract for the Cross Reference CD for the Communications Center

Annual CNRC Policies: — *(Reviewed at the January 14, 2016 Workshop)*. Commissioner Hertzler moved to approve the following policies:

- Annual Review of CNRC Admissions Statement Policy
- Annual Review of CNRC Notice of Nondiscrimination Policy
- Annual Review of CNRC Statement of Equal Employment Opportunity Policy
- Governing Body of Bylaws

Commissioner Eichelberger seconded the motion and it unanimously carried.

Intergovernmental Transfer Program — *(Reviewed at the January 14, 2016 Workshop)*. Commissioner Hertzler moved to approve the following Resolution 2016-2 and Letter of Interest:

- Resolution 2016-2 Re: Intergovernmental Transfer Program (IGT)
- Request for Letter of Interest to the Pennsylvania Department of Human Services to Participate in the Intergovernmental Transfer Program

Commissioner Eichelberger seconded the motion and it unanimously carried.

Trust Garden Plan: Commissioner Eichelberger moved to approve the Trust Garden Plan — Davis Landscape's Garden Drawings *(Reviewed at the January 14, 2016 Workshop)*. Commissioner Hertzler seconded the motion and it unanimously carried.

Authorize Advertising: — *(Reviewed at the January 14, 2016 Workshop)* Commissioner Eichelberger moved to approve authorization to advertise for Proposals for Education Services to Provide Forensic Investigation Training. Commissioner Hertzler seconded the motion and it unanimously carried.

Petition for Approval to Appoint Special Counsel: Solicitor Brenneman reviewed the request to approve a Petition to Appoint Special Counsel under County Code due to the special nature of legal services that need done for the 911 Assessments collection. Commissioner Eichelberger moved to approve appointing Special Counsel. Commissioner Hertzler seconded the motion and it unanimously carried.

LEPC Appointment: — *(Reviewed at the January 14, 2016 Workshop)* Commissioner Eichelberger moved to approve the Recommendation to Appoint **Taylor Griffiths** to the Cumberland County Local Emergency Planning Committee for a Five (5) Year Term, Effective: January 1, 2016 and Expiring on December 31, 2020. Commissioner Hertzler seconded the motion and it unanimously carried.

Redevelopment and Housing Authority Appointments: — *(Reviewed at the January 14, 2016 Workshop)* Commissioner Hertzler moved to approve the Appointment of **Deborah Kelly** to the Cumberland County Redevelopment Authority for a Five (5) Year Term, Effective: January 1, 2016 and Expiring on December 31, 2020; and Appointment of **Deborah Kelly** to the Cumberland County Housing Authority to fill an Unexpired Term, Expiring May 25, 2018. Commissioner Eichelberger seconded the motion and it unanimously carried.

Planning Commission Appointment: — *(Reviewed at the January 14, 2016 Workshop)* Commissioner Eichelberger moved to approve the Appointment of **James D. Ross** to the Cumberland County Planning Commission for a Four (4) Year Term, Effective: January 1, 2016 and Expiring December 31, 2019. Commissioner Hertzler seconded the motion and it unanimously carried.

Recycling & Waste Authority Appointment: — *(Reviewed at the January 14, 2016 Workshop)* Commissioner Eichelberger moved to approve the Reappointment of **Dale McLane** to the Cumberland County Recycling & Waste Authority for a Five (5) Year Term, Effective: January 1, 2016 and Expiring December 31, 2020. Commissioner Hertzler seconded the motion and it unanimously carried.

Recycling & Waste Authority Appointment: — *(Reviewed at the January 14, 2016 Workshop)* Commissioner Eichelberger moved to approve the Reappointment of **Kevin McCardle** to the Cumberland County Recycling & Waste Authority for a Five (5) Year Term, Effective: January 1, 2016 and Expiring December 31, 2020. Commissioner Hertzler seconded the motion and it unanimously carried.

SARAA Board: — *(Reviewed at the January 14, 2016 Workshop)* Commissioner Eichelberger moved to approve the Reappointment of **Donald Geistwhite, Jr.** to the Susquehanna Area Regional Airport Authority (SARAA) for a Five (5) Year Term Expiring on January 5, 2021. Commissioner Hertzler seconded the motion and it unanimously carried.

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

a.	12/22/15	\$	92.00
b.	12/24/15	\$	186.36
c.	12/24/15	\$	2,464,329.37
d.	12/26/15	\$	1,057.19
e.	12/30/15	\$	3,391.60
f.	12/31/15	\$	97,435.35
g.	12/31/15	\$	2,055,483.51
h.	01/05/16	\$	345,670.06
i.	01/13/16	\$	22,372.85
j.	01/15/16	\$	5,530.00
k.	01/15/16	\$	179,331.23
l.	01/15/16	\$	2,046,433.10
m.	01/31/16	\$	180,737.64
n.	01/31/16	\$	182,900.34

Executive Session: Commissioner DiFilippo Reported there was an Executive Session held on January 14, 2016 @ 11:25 a.m. Re: Personnel Issues.

Acceptance of Monthly Reports: Commissioner DiFilippo accepted monthly reports for the Recorder of Deeds; Prothonotary; Register of Wills; Clerk of Court; Veterans Affairs and Change of Assessments — (Month of December)

Executive Session Request: Commissioner DiFilippo Requested an Executive Session Re: Personnel Issues.

Other Business: None

Adjourn: Commissioner Eichelberger motioned to adjourn. Commissioner Hertzler seconded the motion and it unanimously carried. There being no further business to come before the Board, the meeting adjourned.

Respectfully Submitted,

Jennifer Crum,
Administrative Specialist