



Pennsylvania State Association of Elected County Officials

PSAECO

**504th Meeting of PSAECO
Thursday, September 27, 2012**

**Senate Majority Caucus Room
State Capitol
Harrisburg**

OFFICERS

President
Terry Adamik
Adams County Treasurer
117 Baltimore St., Rm 101
Gettysburg, PA 17325

Vice President
Patty Streams-Warman
Indiana County Recorder
825 Philadelphia St
Indiana, PA 15701

Secretary
Robert P. Green
York County Controller
28 East Market St.
York, PA 17401

Treasurer
Jeffrey Conner
Franklin County Coroner
1497 Loudon Road
Chambersburg, PA 17202

Executive Committee
Steve Lukach, Chair
Judy Moser
Janet Kalajainen
Dennis Kwiatkowski
Mary Jane DellaJofra

Legislative Committee
Bradley Jacobs, Chair
Randi Reisinger
Al Whitcomb

Solicitor
Jeffrey S. Shank, Esq.
222 South Market St.
Suite 201
Elizabethtown, PA 17022

MEMBER ASSOCIATIONS

*Pennsylvania State Association
Of County Auditors*

*County Commissioners
Association of Pennsylvania*

*Pennsylvania State Association
of County Controllers*

*Pennsylvania State Coroners
Association*

Pennsylvania District Attorneys Association

*Pennsylvania State Association
of Jury Commissioners*

*Pennsylvania State Association of
Prothonotaries & Clerks of Courts*

*Pennsylvania Recorders of Deeds
Association*

*Register of Wills & Clerks of Orphans' Cou
Association of Pennsylvania*

*Sheriffs' Association of the
Commonwealth of Pennsylvania*

*County Treasurers' Association of the
Commonwealth of Pennsylvania*

Call to order at 10:05 AM: Vice President Patty Streams-Warman

Pledge of Allegiance and Invocation: Vice President Patty Streams-Warman

**Approval of the minutes of our 504th Meeting held on Thursday,
June 21, 2012 in the Senate Majority Caucus Room, in the State Capitol,
Harrisburg: Motion by Al Whitcomb, Seconded by Steve Lukach. Motion
carried unanimously by voice vote.**

**Treasurers Report: Treasurer Jeff Conner presented the Treasurer's Report
for June 1, 2012 through August 31, 2012. Robb Green, made a motion,
seconded by Steve Lukach, to approve the Treasurer Report. The motion
carried unanimously by voice vote.**

**Treasurer Jeff Conner stated that all association members have now paid
their membership dues for this year.**

**At 10:08 AM, President Terry Adamik arrived and assumed control of the
meeting.**

**Executive Committee Report: For each new legislation, Steve Lukach read
the summary description affecting member associations.**

**Attorney Jeff Shank mentioned that the Auditors have their annual
conference next week, the first week of October.**

**Attorney Shank reported that the Treasurer's have not taken a position on
SB 444 modifying the games of chance regulations.**

**Sheriff Executive Director Bob Wollyung mentioned that they are pushing
HB 2601 giving increased definition to the powers of the Sheriff.**

Judy Moser made a motion, seconded by Susan Kuhar, accepting the Executive Committee's report. Carried unanimously by voice vote.

Legislative Report: Brad Jacobs gave the Legislative Report of bills moving.

Judy Moser mentioned that the Pennsylvania Historic and Museum Commission is concerned that HB 1453 PN 2086, regarding the destruction of permanent records as it establishes a bad precedent. At the State Records Committee held yesterday, there was a discussion of what is necessary to retain; space is an issue.

Secretary Robb Green discussed HB 2059 PN 3049. This bill would change the current requirement, to inspect agricultural easements annually and send an inspection report by certified mail, into a requirement to inspect the easement at least on a biennial basis and sending a report by regular mail or by certified mail in the case of a violation.

Steve Lukach made a motion, seconded by Patty Streams-Warman, accepting the Legislative Committee's report. Carried unanimously by voice vote.

Communication Report: No report this month.

County Code Revision Committee: Al Whitcomb mentioned that a meeting would be held today after the Local Government Commission meeting in Room 302.

Unfinished Business: Jury Commissioner representative Larry Thompson gave an update on their lawsuit challenging the legality of Act 108, formerly HB 1644, abolishing their office. The Court voted against the Jury Commissioners in a 4 to 3 vote and upheld Act 108. The Jury Commissioners expect to appeal to the Supreme Court and have a docket number by October 1, 2012.

There was no update on county elected officials recognition research on iCivics.org.

New Business: CCAP Executive Director Doug Hill stated that applications for DCED nominations for awards for 2013 are now available. President Terry Adamik to call to obtain an application.

Secretary Robb Green mentioned that CCAP adopted Resolution A2 at its business meeting on August 7, 2012 during their Annual Conference

advocating the elimination of the elected position of County Auditor and replacing them with CPA's.

Auditor John Steele mentioned that privatizing the county government doesn't make sense. The Auditor's will be having their Annual Conference next week and this issue will be discussed along with a recommendation for our next PSAECO meeting.

Auditor Dave Hauser stated that Clarion County has a CPA who is an elected auditor. He stated that the Pennsylvania Constitution under Article IX Section 4 requires either an elected Controller or Auditor. Smaller counties can opt in but they must consider the cost impact.

Auditor Dave Hauser acknowledged that not all auditors are as qualified as the Clarion County CPA auditor, but neither are many County Commissioners.

Jury Commissioner Larry Thompson stated that they support the auditors. Removing public watchdogs does not improve government; centralization does not make the government more efficient.

CCAP Executive Director Doug Hill mentioned that the feds only accept reports certified by a CPA.

Register of Wills Judy Moser discussed CCAP Resolution A3 regarding filling of vacancies. Doug Hill clarified that the change deletes a reference to MDJs.

Treasurer Jeff Conner referred to the PSAECO April minutes regarding the Budget Committee "to meet after the PSAECO meeting in September composed of Carol Fix Diller, Chair, Randi Reisinger, John Steele, Jeffrey Conner and Steve Lukach." After discussion, the Budget Committee will meet after this meeting or after today's Local Government Commission meeting regarding the 2013 budget.

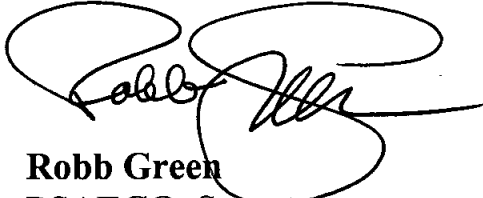
Executive Committee Chair Steve Lukach reminded President Terry Adamik that PSAECO needs to appoint a Nominating Committee today in anticipation of a 2013 slate of officers to be presented at our October meeting and voted on at our November Annual Meeting. President Terry Adamik appointed Steve Lukach, chair, and members, Judy Moser and Randi Reisinger.

Controller Al Whitcomb made a comment that he felt PSAECO needs a retreat to discuss home rule.

Secretary Robb Green introduced the Controller's guest, their solicitor, Mark Flaherty.

Steve Lukach made a motion, seconded by Judy Moser, to adjourn the meeting at 10:53 AM. The motion carried unanimously by voice vote.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robb Green", with a large, stylized flourish extending from the end of the signature.

**Robb Green
PSAECO, Secretary
October 5, 2012**



Pennsylvania State Association of Elected County Officials

PSAECO

505th Meeting
Thursday ~ September 27th, 2012

AGENDA

OFFICERS

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Adams County Treasurer
117 Baltimore St., Rm 101
Gettysburg, PA 17325

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*Sheriffs' Association of the
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*County Treasurers' Association of the
Commonwealth of Pennsylvania*

Call to Order: President Terry Adamik

Pledge of Allegiance & Invocation: Vice President Patty Streams Warman

Approval of Minutes: Secretary Robb Green

Treasurer's Report: Treasurer Jeff Conner

Reports:

Executive Committee Report: Steve Lukach

Solicitor's Report: Jeff Shank

Motion to support or oppose specific legislation?

Motion to accept Executive Report:

Legislation Report: Brad Jacobs

Communication Committee Report: Brad Jacobs & Tami Kline, Co-chairs

County Code Committee Report: Al Whitcomb

Unfinished Business:

Status update on Jury Commissioner Court Case post July 27 ruling

Update on county elected officials recognition research on iCivics.org

New Business:

Miscellaneous Business:

Introduce guests

Adjourn

11:00 a.m. Local Government Commission

11:30 a.m. County Code Rewrite

Next meeting: October 18th, 2012

AUDITORS

RMA David M. Hauser
Elizabeth Mader
JD John Steele

COMMISSIONER

EH Doug Hill, Ex. Dir.
Joe Giles
Mark Hamilton

CONTROLLERS

CFD Carol Fix Diller
AW Alfred L. Whitcomb
Robb Robert P. Green
Shelley Whitcomb, Ex. Dir

CORONERS

Dennis Kwiatkowski
J.C. Jeffrey Conner
Patricia M. Ross

DISTRICT ATTORNEYS

Richard Long, Ex. Dir.
David Freed

JURY COMMISSIONERS

Mary Jane Dellafiora
Mimi H. Sack
LT Larry Thompson

PROTHONOTARIES & CLERK OF COURTS

SL Steve Lukach, Chair
Tami B. Kline
Smk Susan M. Kuhar
WAS William A. Shaw (A)
Mary K. Smithson (A)

RECORDER OF DEEDS

JLK Janet L. Kalajainen
RLR Randi L. Reisinger
PSW Patricia Streams-Warman
Donna Lutz (A)
James M. Zugay (A)
Nancy Becker (A)

**REGISTER OF WILLS/
CLERK OF ORPHANS CT**

JM Judy Moser, Chair
LM Larry Medaglia
BJ Brad Jacobs
Judy Moon (A)
Glenda Farner Strasbaugh (A)
Wendy Welfley (A)

SHERIFF'S

Jack Lotwick
RW Robert Wollyung, Ex. Dir.
MR MARK REESE

TREASURERS

TAD Terry A. Adamik, Chair
Sallie Neuin
Craig Ebersole
Janis Creason (A)
Sandy Kirkland (A)
John Gross (A)

PSAECO SOLICITOR

JS Jeff Shank, Solicitor

LOCAL GOVT COMM.

MG Michael Gasbarre, Ex. Director
Local Government Commission

GUESTS/VISTORS LOG ON BACK

Visitors/Guests

Name

Association

County

Mark Flaherty - Controller Solicitor

Corrections to be made



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County Treasurers' Association of the
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TREASURER'S REPORT

MAY 01 - MAY 31, 2012

Opening Balance – 05/01/2012 **\$ 7,000.77**

<u>Deposits</u>		
District Attorney's	800.00	
Recorder of Deed's	800.00	
Coroner's	800.00	
Jury Commissioner's	800.00	
Commissioner's CCAP	800.00	
Register of Wills	800.00	
Treasurer's	800.00	
<u>TOTAL DEPOSITS</u>		<u>\$ 5600.00</u>

Interest Credited 05/30/2012 **\$.30**

TOTAL – BALANCE & INCOME **\$12,601.07**

EXPENSES THRU 05/31/2012 **\$ NONE**

CHECKBOOK BALANCE AS OF May 31, 2012 **\$12,601.77**

Jeffrey R. Conner – PSAECO Treasurer

6-1-2012

Also have received to deposit this month

Sheriffs'	800.00
Controllers	800.00
Prothonotaries	800.00
IMR – County Solutions	574.73



WELCOME

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← Steve Lukach • PSAECO →

Tuesday, September 25, 2012 11:24:41a

Session Database:

2011-2012 Reg ▾

Psaeco September 2012 (2011-2012 Reg) EXECUTIVE COMMITTEE

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- New Legislation
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- Acts (General)
- Acts (Appropriations)

Show only: All bills ▾ Sort by: Bill number ▾

View: 1-11 of 11 = Tracked bill

<input checked="" type="checkbox"/>	Bill	Introduced	Last Action	Progress	Status	Scheduled
<input checked="" type="checkbox"/>	HB2400	05/21/2012	06/15/2012	2ndH: Comm	SJU	09/25/2012 SJU
	DA	Marsico (R105) — An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for definitions, for exceptions to prohibition of interception and disclosure of communications, for possession, sale, distribution, manufacture or advertisement of electronic, mechanical or other devices, for issuance of order and effect; providing for target-specific orders; and further providing for emergency hostage and barricade situations, for investigative disclosure or use of contents of wire, electronic or oral communications or derivative evidence, for evidentiary disclosure of contents of intercepted communication or derivative evidence, for requirements for governmental access, for cost reimbursement, for mobile tracking devices, for application for an order for use of certain devices and for issuance of an order for use of certain devices.				
<input checked="" type="checkbox"/>	HB2409	09/21/2012	09/24/2012	1stH: Consider	LTH	09/25/2012 House Tabled Calendar
	Coc	Ellis (R11) — An Act providing for actions for costs of care of seized animals.				
<input checked="" type="checkbox"/>	HB2490	06/21/2012	06/21/2012	1stH: Comm	HSG	
	Com	Hornaman (D3) — An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for proof of identification.				
<input checked="" type="checkbox"/>	HB2497	06/22/2012	06/22/2012	1stH: Comm	HSG	
	Comm.	Pashinski (D121) — An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for requirements relating to voter identification, and for notice of November elections; for manner of applying to vote, persons entitled to vote, voter's certificates, entries to be made in district register, numbered lists of voters and challenges; and providing for conduct of early voting in primaries and elections.				
<input checked="" type="checkbox"/>	HB2518	06/27/2012	06/27/2012	1stH: Comm	HSG	
	Comm	Benninghoff (R171) — An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further defining "proof of identification."				
<input checked="" type="checkbox"/>	HB2542	07/02/2012	07/02/2012	1stH: Comm	HCM	
	Comm	James (D186) — An Act allocating a percentage of the net proceeds from all unclaimed funds from sheriffs' sales of residential real property to the Pennsylvania Housing Finance Agency for the purpose of assisting potential homebuyers with the financing and purchase of homes at sheriffs' sales; and establishing the Sheriffs' Sales Homeownership Assistance Fund and the Sheriffs' Sales Homeownership Assistance Program.				
<input checked="" type="checkbox"/>	HB2608	09/17/2012	09/17/2012	1stH: Comm	HSG	
	All	Everett (R84) — An Act amending the act of July 8, 1978 (P.L.752, No.140), known as the Public Employee Pension Forfeiture Act, further providing for definitions, for disqualification and forfeiture of benefits and for restitution for monetary loss; and repealing retroactivity provisions.				

<input checked="" type="checkbox"/>	<u>HB2609</u>	09/17/2012	09/17/2012	1stH: Comm	HLI	
	<i>Comm</i>	Cohen (D202) — An Act amending the act of January 17, 1968 (P.L.11, No.5), known as The Minimum Wage Act of 1968, further providing for minimum wages.				
<input checked="" type="checkbox"/>	<u>HB2625</u>	09/17/2012	09/17/2012	1stH: Comm	HSG	
	<i>ALL</i>	Maher (R40) — An Act amending the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law, further providing for exceptions for public records.				
<input checked="" type="checkbox"/>	<u>SB699</u>	09/19/2012	09/19/2012	1stH: Comm	SVA	
	<i>ROW</i>	Brubaker (R36) — An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, in ownership of property and legal title and equitable estate, further providing for right to dispose of a decedent's remains.				
<input checked="" type="checkbox"/>	<u>SB1114</u>	09/21/2012	09/21/2012	1stH: Comm	SFI	
	<i>ALL</i>	Ward (R39) — An Act amending the act of July 8, 1978 (P.L.752, No.140), known as the Public Employee Pension Forfeiture Act, further providing for the definition of "crimes related to public office or public employment."				

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Steve Lukach • PSAECO

Tuesday, September 25, 2012 1:28:35p

Session Database:
 2011-2012 Reg ▼

September Legislative Report (2011-2012 Reg) ← *BRAD JACOBS*

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 - Positions
 - Priorities
 - Categories
 - Related Bill Finder
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Show only: All bills ▼ Sort by: Bill number ▼

View: 1-3 of 3 = Tracked bill

<input checked="" type="checkbox"/>	Bill	Introduced	Last Action	Progress	Status	Scheduled
<input checked="" type="checkbox"/>	SB444	02/23/2011	06/25/2012	2ndH: Passed	SRE	
	<i>Treas</i> Earll (R49) — An Act amending the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, further providing for definitions; providing for relationship to table games; further providing for games of chance permitted; providing for Major League Baseball, National Hockey League or National Basketball Association 50/50 raffle; and further providing for regulations, for licensing of eligible organizations to conduct games of chance and for distribution of proceeds.					
<input checked="" type="checkbox"/>	SB637	02/24/2011	07/05/2012	Pamphlet Law	APP	
	<i>Act 127 of 2012 Comm</i> Ward (R39) — An Act requiring public works contractors and subcontractors to verify employment eligibility; providing for the powers and duties of the Department of General Services; prescribing sanctions; and establishing good faith immunity under certain circumstances.					
<input checked="" type="checkbox"/>	SB1309	10/26/2011	06/21/2012	2ndH: Comm	HFI	
	<i>Comm</i> Argall (R29) — An Act amending Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in consolidated county assessment, further providing for appeals by taxing authorities.					

- Other Resources:**
 - Search for Bills
 - Legislative Calendar
 - New Legislation
 - Recent Actions
 - Near Governor
 - On Governor's Desk
 - Acts (General)
 - Acts (Appropriations)

Green, Robb P.

From: Green, Robb P.
Sent: Friday, September 21, 2012 2:32 PM
To: 'theflahrs@msn.com'; 'Shelley Whitcomb'; Alfred Whitcomb; 'Myra L. Miller'; 'Butkovitz, Alan'; 'Ed Cernic, Jr.'; 'Krista B. Rogers'
Cc: David Hauser; Julie Palmer; 'Julie Palmer'; John Steele (W); John Steele (H); Elizabeth Mader
Subject: CCAP Resolution A2 adopted at CCAP meeting August 7, 2012

The below CCAP Resolution No. A2 was discussed at our Controller's Executive Board meeting on Thursday, September 13th, 2012 and I wanted Auditors to be aware of the below:

RESOLUTIONS AND PLATFORM REVISION – The following policy resolutions were adopted by the CCAP membership at its business meeting on August 7 during the Association's 2012 Annual Conference. An explanatory note follows each. The resolutions amend the *Pennsylvania County Platform*, the Association's cumulative policy statement. The business meeting also included revision and reaffirmation of the full *Platform*, and elements of the *Platform* that were the subject of specific action are included in this compilation. The *Platform* is available on the CCAP website, www.pacounties.org.

RESOLUTION NO. A2 (Submitted by the CCAP County Governance Committee) – The Association, recognizing the increased standards for accounting and reporting required by the County Code and by GASB standards, supports an amendment to the County Code to give counties the local option, when selecting a Certified Public Accountant to perform the necessary and required audits of the counties' fiscal affairs, and upon determination that comprehensive fiscal controls meeting generally accepted standards are in place, to abolish the office of elected auditor.

The resolution replaces a Platform plank written comparably to language now in the Second Class Township Code, which removes the elected auditors from the audit function while allowing them to retain other statutory duties (establishment of supervisor salaries, e.g.). The change deletes this standard and calls simply for permitting commissioners to abolish the office of elected auditor

**Robb Green
York County Controller
President, Pennsylvania State Association of County Controllers**

PENNSYLVANIA COUNTY PLATFORM

2012-2013 Official Policy Statement

County Commissioners Association of Pennsylvania

17 North Front Street
Harrisburg, PA 17101
717-232-7554
Fax 717-232-2162
www.pacounties.org



IV COUNTY CODE

A. Code Rewrite

1. The Association supports a comprehensive revision of the County Code and related laws to provide for a better governmental structure, including revision of the roles of certain offices. (Readopted 2012)

B. Elective and Appointive Office

1. The Association, recognizing the increased standards for accounting and reporting required by the County Code and by GASB standards, supports an amendment to the County Code to give counties the local option, when selecting a Certified Public Accountant to perform the necessary and required audits of the counties' fiscal affairs, and upon determination that comprehensive fiscal controls meeting generally accepted standards are in place, to abolish the office of elected auditor. (Amended 2005, amended 2008, amended and readopted 2012)

2. The Association supports legislation permitting county commissioners to abolish the office of jury commissioner by vote of the county commissioners, effective the end of the term of the jury commissioners then in office. (Amended 2005, readopted 2012)

3. The Association supports legislation that removes the county treasurer or controller as a permanent sitting member of the salary board. (Readopted 2012)

4. The Association supports legislation authorizing the county court of common pleas to make appointments to fill vacancies in row offices, from the same party from which elected. (Added 1992, amended and readopted 2012)

5. The Association supports an amendment to the County Code to provide that a vacancy in the office of commissioner is filled by action of the remaining two commissioners (subject to the existing party, age, and residency requirements) or, if they are not able to reach agreement within 30 days of the vacancy, by a vacancy board comprised of the commissioners and a registered elector appointed for such purpose at the quadrennial organizational meeting, and if the vacancy board fails to reach a conclusion in 15 days, then by the court of common pleas, and further providing that the appointee will serve until the first Monday in January following a municipal election occurring more than 60 days after the vacancy occurs, at which election an eligible person shall be elected for the unexpired term. (Added 2008, readopted 2012)

6. The Association supports amendments to the County Salary Law to provide an annual salary for the county elected auditors established in the same manner as the salaries for other county elected officials, and to remove the auditor provisions on per diem and mileage pay. (Added 2008, readopted 2012)

C. Corporate Powers

1. The Association supports legislation amending section 2317 of the County Code to permit counties to seek separate or consolidated bids for construction projects at the discretion of the county commissioners. (Readopted 2012)