

## **Commissioners' Board Meeting Minutes May 9, 2013**

The Berks County Board of Commissioners met in regular session on Thursday, May 9, 2013, at 10:00 A.M. in the Boardroom on the 13th floor of the Berks County Services Center, pursuant to due notice to Board members and the public.

Commissioner Chair Christian Y. Leinbach called the meeting to order with Commissioner Mark C. Scott in attendance. Commissioner Leinbach announced Commissioner Barnhardt was in Harrisburg to testify regarding criminal justice and mental health issues on behalf of CCAP and the committee he chairs, which is the Criminal Justice Committee. Also present were Solicitor Alan Miller, Chief Operating Officer Carl E. Geffken and Chief Clerk Maryjo Gibson.

Commissioner Leinbach opened the meeting with a moment of silence and Pledge of Allegiance to the Flag, and announced an Executive Session was held May 6, 2013 dealing with personnel issues.

### **Presentation**

Diane P. Price, Chairperson of the Berks County Armed Forces Day Parade, reported this is the 65<sup>th</sup> Annual 2013 Armed Forces Day Parade and will be held Saturday, May 18, 2013. Ms. Price commented the Parade will begin at 800 Penn Avenue, Wyomissing and end at 7<sup>th</sup> Avenue in West Reading. Ms. Price mentioned the Parade this year will honor those who served in the Korean War and that Dr. Richard Tellam, 1 Lt., will be the reviewing Officer. Ms. Price provided a brief history of Dr. Tellam's military service and presented the Commissioners with a poster of this year's Parade. Ms. Price also mentioned that this year some of the Berks County High School Band Directors put together an all County band that will perform in the Parade.

### **Approval of Minutes**

The minutes of May 2, 2013 Commissioners' Board Meeting were approved as presented.

### **Agenda Items**

1. A motion was made by Commissioner Scott to approve the Agenda as presented. Said motion was seconded by Commissioner Leinbach, and all voted unanimously to approve the items listed below: \*\*see end of Agenda
  - 130.13 Adopt a resolution authorizing 2013 Budget Transfers in the amount of \$375,113.00 and 2013 Appropriations in the amount of **(\$410,378.00)** per listing dated May 3, 2013. Chief Financial Officer Robert Patrizio commented the reason the Appropriations are in the negative is an adjustment was made to the Department of Aging budget to match recently received allocation funds and

leftover funds from Fiscal Year 2012/13.

- 131.13 Adopt a resolution authorizing Human Resources Recommendation per listing dated May 9 , 2013 as follows:
1. Authorize the promotion of Nelson Ortiz, PC010334 Corporal Detective – District Attorney to PC010945 Detective/Lieutenant-Narcotics – District Attorney, effective 5/8/13. Rate of \$74,117/annually. Salary budgeted \$74,117/annually. Salary range Minimum \$47,165; Midpoint \$62,886; Maximum \$78,608. Budget 10000 – 11580.
- 132.13 Adopt a resolution authorizing Christian Y. Leinbach, Commissioner Chair, to execute the Full Release and Settlement to The Hartford Insurance Company in the amount of \$100,000.00 in regard to the claim against the Public Official Bond of Ellie Antoine. Solicitor Alan Miller commented that the County was protected by this \$100,000.00 bond and in addition the County will receive as part of the plea bargain most of the money that was stolen. Commissioner Leinbach commented he is glad the case has been resolved and thinks it fortunate Ms. Antoine chose not to fight the charges and to plead guilty, which saved the taxpayers a lot of money. Commissioner Scott thought it appropriate to again recognize the parties who played a major role in uncovering this problem and bringing it to a resolution by thanking Recorder of Deeds Frederick Sheeler and County Controller Sandy Graffius and the anonymous county employee for coming forward.
- 133.13 Adopt a resolution authorizing execution of the Corrective Deed between Charles L. and Linda M. Zimmerman and the County of Berks to redefine the legal access easement at the Centre Township tower site to place the existing road within the easement in regard to the Emergency Radio Response Project.
- 134.13 Adopt a resolution authorizing Ryan Hunter, Director of Facilities & Operations, to execute Change Order No. 001 to the Contract with Quandel Construction Group, Inc. in the amount of \$21,480.00 to provide additional design and preconstruction services required for the Electrical, Mechanical, Plumbing and Erosion & Sediment Control (E&SC) plans in regard to the County Sanatorium Abatement & Demolition Project.
- 135.13 Adopt a resolution authorizing Christian Y. Leinbach, Commissioner Chair, to execute the Application for Municipal Recycling Program Performance Grant for calendar year 2012 to be submitted to the Pennsylvania Department of Environmental Protection on behalf of the Berks County Solid Waste Authority.

The total tons of eligible materials recycled are 3,133.07.

- 136.13 Adopt a resolution authorizing execution of the Berks County Children & Youth Services Certification Statement to the Office of Children & Youth Families to receive reimbursement for expenditures for FY 12/13 – 3<sup>rd</sup> quarter.
  - 137.13 Adopt a resolution authorizing the reappointment of John W. Smith, Reading, Pennsylvania, to the Berks County Public Libraries Board for a three (3) year term ending June 30, 2016.
  - 138.13 Adopt a resolution authorizing the reappointment of Michelle Kircher, Reading, Pennsylvania, to the Berks County Public Libraries Board for a three (3) year term ending June 30, 2016.
  - 139.13 Adopt a resolution authorizing execution of the Governmental Organization Authorization form to National Penn Bank granting signatory authority to the one of three members of the Board of Commissioners, the County Controller and County Treasurer. Solicitor Miller clarified that this resolution actually grants signatory authority to any two of the elected officials listed.
2. Motion authorizing the appointment of Commissioner Kevin S. Barnhardt, to represent the County of Berks on the TIF (Tax Incremental Financing) Committee for a project involving construction and roadwork in the Borough of Leesport and the Township of Ontelaunee. Kenneth Pick, Director of Community Development, attended the meeting and made a brief presentation of the TIF process and the project and how it works. Mr. Pick reported this was second presentation, Leesport has already agreed and presentations will be made to Ontelaunee Township and the School District.
  3. Motion authorizing Christian Y. Leinbach as Chairman of the Board, to execute Contract Agreements/ Amendments as furnished by the Contract Coordinator, per listing dated May 6, 2013. Commissioner Leinbach commented there were 18 contracts and referenced the departments.
  4. Motion to authorize payments set forth on Controller's Office vouchers listing dated May 7, 2013 for the week ending May 8, 2013.

### Reports

1. County Treasurer Nelson Long, CPA submitted a prepared weekly Treasurer's report.
2. The Controller's weekly report was presented by County Controller Sandy Graffius.

**REPORTS OF CHIEF OPERATING OFFICE/CHIEF FINANCIAL OFFICER**

1. Carl E. Geffken reported that last evening he attended a ceremony at the 4H Center recognizing National Correctional Officer Week which was led by Warden Wagner and Chief Deputy Warden Quigley. Mr. Geffken announced that May 16, 2016 a Veteran's Expo will be held at The Barn at Flying Hills and the week of May 12<sup>th</sup> is National Nursing Home Week and the Berks Heim has a series of activities for the entire week. Mr. Geffken further announced that this Saturday, May 11<sup>th</sup> the Children's Fishing Rodeo will be held at Huntzinger's Grove.
2. Robert J. Patrizio reported that at today's Budget Meeting the Commissioners will receive the annual required SWAP update, will receive an update on the Jail Infrastructure and Security bid and a financial update of a variety of issues, and a discussion of unified court system financing regarding a software program.

**COMMISSIONERS' COMMENTS**

Commissioner Scott commented on an article he read in the newspaper on a movement to cut the corporate income tax rates in Pennsylvania from 10% to 7%, stating it seems to be a national trend and it does make a difference on where corporations choose to do business.

Commissioner Leinbach had no additional comments today.

**Comments from the Floor**

County Controller Sandy Graffius introduced Grazyna Nykiel, a Senior Governmental Accountant in her office, and announced Ms. Nykiel has earned her Certified Government Financial Manager (CGFM) designation. The Commissioners congratulated Ms. Nykiel and Mr. Patrizio commented that is quite an accomplishment as it is an extensive test to complete and is not easily done.

Mr. Patrizio commented for the benefit of taxpayers he placed a call with Standard & Poore to establish a rating with them. Mr. Patrizio was able to secure an AA stable outlook from Standard & Poore.

There being no further business, the meeting adjourned at 10:48 A.M. After being made aware by Mary Buerer, Executive Assistant to Commissioner Leinbach, that the Commissioners did not motion to approve the Agenda, Commissioner Leinbach immediately motioned to reconvene. The meeting was duly reconvened and a motion and vote was held and the meeting was adjourned at 10:50 A.M.

Respectfully Submitted,

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Maryjo Gibson, Chief Clerk