

Commissioners' Board Meeting Minutes June 6, 2013

The Berks County Board of Commissioners met in regular session on Thursday, June 6, 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 Kevin S. Barnhardt and Commissioner Mark C. Scott in attendance. 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. Commissioner Leinbach announced that the Agenda schedule will change to allow for the Human Services Block Grant to be presented at the end of the regular meeting.

Approval of Minutes

The minutes of May 30, 2013 Commissioners' Board Meeting were approved as presented.

Agenda Items

1. A motion was made by Commissioner Scott, seconded by Commissioner Barnhardt, and all voted unanimously to approve the items listed below:

160.13 Adopt a resolution authorizing 2013 Budget Transfers in the amount of \$132,899.00 and 2013 Appropriations in the amount of \$222,399.00 per listing dated June 3, 2013.

161.13 Adopt a resolution authorizing the recommendation to award and the Director of Contracts & Procurement to execute, as a result of Invitation to Bid #13-14-TM, a contract for the supply and delivery of #2 Heating Oil, Ultra Low Sulfur Diesel Fuel & 89 Octane Gasoline for the County of Berks and (14) members of the Berks County Cooperative Purchasing Council (BCCPC) as follows:

Richland Partners LLC, dba Leffler Energy
PO Box 302, 15 Mount Joy Street
Mount Joy, PA 17552

	Fixed Rate of Overhead/Profit per Gallon
# 2 Heating Oil	0.1574
Ultra Low	0.1574

Sulfur Biodiesel Fuels	
89 Octane Gasoline	0.1774

The fixed rate of overhead/profit, will be added to Oil Price Information Service (OPIS), Daily 10:00:00 AM 1st Updated File Report for Sinking Spring, PA Gross Ethanol CBOB (10%), mid-unleaded (89 Octane) Rack Average and the Gross Wholesale B2 SME Biodiesel ULS2, RD Prices for No. 2 (Diesel) Ultra Low Sulfur Rack Average, respectively. The total price per gallon will be adjusted daily based on the respective OPIS closing price the prior day.

- 162.13 Adopt a resolution authorizing Christian Y. Leinbach, Chair, to execute the General Reimbursement Agreement for Federal Aid Projects (No. 057357) between the Pennsylvania Department of Transportation (PennDOT) and the County of Berks for the Dreibelbis Station Covered Bridge Rehabilitation Project in Greenwich Township. This Agreement provides the terms and guidelines that govern reimbursement for funding for the Preliminary Engineering, Environmental Studies, Final Design, Utility, Right-of-Way acquisition and Construction phases of the Project.
- 163.13 Adopt a resolution authorizing execution of the Department of Public Welfare's Office of Developmental Program's Administrative Entity Operating Agreement effective July 1, 2013, which is required from the Centers for Medicare and Medicaid Services.
- 164.13 Adopt a resolution authorizing, that in the absence of George Kovarie, Executive Director of Berks County Children and Youth Services, Barbara Jakubek, Director of Placement for Berks County Children and Youth Services, to execute all approvals for certifications for subsidized adoptions and subsidized permanent legal custodianships for the period May 28, 2013 through June 25, 2013.
- 165.13 Adopt a resolution authorizing execution of the Memorandum of Lease between Eastern Pennsylvania Emergency Medical Services Council and the County of Berks for land situate in Fort Franklin, West Penn Township, Schuylkill County, regarding the Berks County Emergency Response Radio Project.
2. Motion authorizing Christian Y. Leinbach as Chairman of the Board, to execute Contract Agreements/ Amendments as furnished by the Contract Coordinator, per listing dated June 3, 2013. Commissioner Leinbach reported there are 10 contracts and referenced the departments.

3. Motion to authorize payments set forth on Controller's Office vouchers listing dated June 4, 2013 for the week ending June 5, 2013.

Reports

1. County Treasurer Nelson Long, CPA, did not attend the meeting, but submitted a prepared weekly Treasurer's report which was read by Commissioner Leinbach.
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 had no report today.
2. Robert J. Patrizio reported there would not be a budget meeting this afternoon.

Commissioners' Comments

Commissioner Barnhardt provided an update on the law enforcement needs assessment through the Center for Excellence in Local Government and his office. Commissioner Barnhardt commented they were able to secure 2 student interns, one from Albright College and one from Penn State, for the summer to gather as much data as possible from anyone who has interaction with law enforcement and service providers, dealing with prevention through re-entry in Berks County. Commissioner Barnhardt commented this is a comprehensive analysis to see what really works in Berks County and will give us some recommendations for the future.

Commissioner Scott commented it is worth noting on a very interesting development on the assessment front. Commissioner Scott stated that it appears some very creative tactics are being used by certain organizations claiming to be non-profits in order to reduce or eliminate their taxes. Commissioner Scott commented they seek an exemption and if they don't get it, approach the Commissioners, ask the Board to ignore the determination of the Assessment Board, file an appeal and settle out of Court, and accept a payment in lieu of taxes. Commissioner Scott commented that tax exemptions should be granted to those deserving and not accorded to those who are not deserving, and stated the County Commissioners are looking at this very closely.

Commissioner Leinbach responded to Commissioner Scott's comments that to simplify whether or not a property is taxable is based on use not ownership. Commissioner Leinbach announced that this Saturday he will be participating in the annual Berks County Pretrial Connections Softball Tournament which will be held at the Berks County Youth Recreational Fields and begins at 8:00 a.m. Commissioner Leinbach encouraged everyone to come out for a fun time. Commissioner Leinbach reported that today and tomorrow approximately 30 to 35 Commissioners from across the Commonwealth will be visiting Berks County. Commissioner Leinbach commented that each year CCAP (County Commissioners Association of Pennsylvania) plans a June meeting in the home

County of the President of CCAP, and this year it is held in Berks County as Commissioner Leinbach is CCAP President. Commissioner Leinbach reported the Board meeting will be held at Bear Creek Resort and Conference Center, and this afternoon a group of Commissioners will tour Hawk Mountain Sanctuary, the Mid Atlantic Air Museum and the WWII weekend displays and the Pagoda, then to Crowne Plaza for dinner. Commissioner Leinbach commented that no taxpayer or CCAP money will be used for the event, the costs will be covered by vendors including CHR (Complete Health Resources), who manage the Berks Heim, SEI, who manages the Pension Fund, Fox Rothschild, who provides legal services to the County, and S&Lutions, County Bond counsel.

Presentation

Dr. Edward B. Michalik, Berks County Mental Health/Developmental Disabilities Program Administrator, presented a power point presentation and distributed a printed copy of his report to the Board regarding implementation of the Human Services Block Grant for Fiscal Year 2013/2014. Dr. Michalik commented this is the 2nd year of the Block Grant, and was a voluntary process where 30 counties applied for the program and only 20 counties were accepted. Dr. Michalik noted that there is as of this date no proposed Commonwealth Budget and the plan is put together assuming there are no increases. Commissioner Leinbach commented that in regard to the cuts and the Budget the belief is there are cuts proposed and most likely everything will stay intact. Commissioner Leinbach mentioned the importance of block grants to counties in that people get served who would not otherwise get served and the flexibility in moving the funds. Commissioner Leinbach stated that CCAP estimates that 40 plus counties are now interested in being in this program.

There being no further business, the meeting adjourned at 10:45 A.M.

Respectfully Submitted,

Maryjo Gibson, Chief Clerk