

Commissioners' Board Meeting Minutes August 6, 2015

The Berks County Board of Commissioners met in regular session on Thursday, August 6, 2015, 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 Special Assistant Solicitor Heidi B. Masano, Esq., Chief Operating Officer Carl E. Geffken and Deputy Chief Clerk Kaitlin P. Daley.

Commissioner Leinbach opened the meeting with a moment of silence and Pledge of Allegiance to the Flag.

Approval of Minutes

The minutes of the July 30, 2015 Commissioners' Board Meeting were approved as presented.

Agenda Items

1. A motion was made by Commissioner Barnhardt, seconded by Commissioner Scott and all voted unanimously to approve the items listed below:
 - 203.15 Adopt a resolution authorizing 2015 Budget Transfers in the amount of \$160,737.00 and 2015 Appropriations in the amount of \$304,334.00 per listing dated August 5, 2015.
 - 204.15 Adopt a resolution authorizing Ryan Hunter, Director of Facilities & Operations, to electronically execute Letter of Amendment 2 to the General Reimbursement Agreement for Federal Aid Projects (No. R15050003-2) between the Pennsylvania Department of Transportation (PennDOT) and the County of Berks through PennDOT's Online System, for the Peach Street Bridge Replacement Project, County Bridge 10B, Kutztown Borough. This amendment provides for additional professional design and consulting services in order to satisfy the cultural and historical requirements of the project.

205.15 Adopt a resolution authorizing Christian Y. Leinbach, Chair, to execute a letter authorizing Amendment "A" to Reimbursement Agreement 057368, as drafted by the Pennsylvania Dept. of Transportation, which incorporates the costs for Final Design into the overall project encumbrance for the replacement of the Schaeffer Road Bridge, aka the Blandon Bridge (County Bridge #53A) in Maiden Creek Township. As a result of this Amendment the costs reflected in Exhibit "AA" and Paragraph 11 (b.) will be increased from \$360,000 to \$670,000. All other terms and conditions in the Agreement and all previous amendments thereto, unless specifically revised by virtue of Amendment "A", remain in full effect.

206.15 Adopt a resolution authorizing, Ryan Hunter, Director of Facilities, to execute the following Change Order:

Project: Services Center Vestibule Renovations Project

Contractor: Watkins Architect LTD

Agreement No.: AIA-140722-13

Change Order No.: 002

Request Date: May 28, 2015

Funding Source: Capital Project Account
61721.48200.10013.81120.200170

Description: Request for a final and balancing lump sum fee adjustment to account for additional architectural and engineering consultant services in the Re-Bidding, Construction and Closeout Phases of the Project. Funding to be provided by allocated 2013 bond proceeds.

Original Contract Amount:	\$28,920.00
Total of Previous Change Orders:	\$12,000.00
Change Order Amount:	\$21,157.83
Amended Contract Amount:	\$62,077.83

207.15 Adopt a resolution authorizing Christian Y. Leinbach, Commissioner Chair, to execute the Service of Purchase Contract with the Pennsylvania Commission on Sentencing Commission (PCSC), from July 27, 2015 through January 31, 2016. Berks County Adult Probation Office will perform data entry services for PCSC into their database for 2014-2015. This service is currently optional but will become mandatory for 2016. PCSC will reimburse Berks County \$10,000.00 for overtime required to perform this function.

208.15 Adopt a resolution authorizing the County Solicitor's Office to advertise a proposed County ordinance prescribing traffic regulations and providing penalties for the enforcement thereof resulting from the placement of a stop sign at the intersection of County Welfare Road, Upper Van Reed Road and West Leesport Road, Bern Township.

- 209.15 Adopt a resolution authorizing execution of the Pennsylvania Emergency Management Agency Federal Fiscal Year 2015 Emergency Management Performance Grant Agreement to enhance and sustain all-hazards emergency management capabilities within the Berks County Department of Emergency Services.
- 210.15 Adopt a resolution authorizing the appointment of Ted Bassano, Sinking Spring, Pennsylvania to the Berks County Redevelopment Authority Board for a term ending December 31, 2018, to fill the unexpired term of Shirley Ludwig.
- 211.15 Adopt a resolution authorizing the reappointment of Charles Jones, Reading, PA, to the Berks County Solid Waste Authority for a four-year term ending December 31, 2019.
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 August 4, 2015.
3. Motion to authorize payments set forth on Controller's Office vouchers payable listing dated August 4, 2015 for week ending August 5, 2015 and the payment of electronic transfers and employee payroll.

Reports

1. County Treasurer A. Dennis Adams, 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 informed the audience that the Budget Meeting this afternoon is canceled. He also reported on the Mid-Day Café that will be held on August 12 in the Services Center Plaza. Mr. Geffken also reported on the Life House Initiative with Partners in Parenting through Children and Youth Services. This initiative aims to assist parents and foster parents with learning life skills in a home environment.

COMMISSIONERS' COMMENTS

Commissioner Barnhardt announced that he took part in the parade on August 1st celebrating the 200th Anniversary of Kutztown Borough.

He also commented on 2 items from the recent County Commissioners of Association of PA (CCAP) Annual Conference. The first was a meeting between the Courts and Corrections and Human Services Committees of CCAP. The meeting focused on discussing the proper care of mental health inmates in the corrections systems. The group is looking at best practices nationwide to assist in determining the best place for mental health inmates to be housed. The second item Commissioner Barnhardt reported on from CCAP was the awards ceremony that was held. This year's awards ceremony honored Berks County Solicitor Alan Miller, Esq. who was named CCAP's 2015 Solicitor of the Year and also the Berks Bits Newsletter which is produced by Berks County's Human Resources Department and won Honorable Mention for employee newsletters.

Commissioner Barnhardt informed the public that the Berks County Jail System has their annual inspection this week by the PA Department of Corrections. He complimented the staff at the Jail System for their hard work and he is hoping for a good inspection report with 100% compliance.

Commissioner Scott mentioned that he attended an event hosted by Rep. David Maloney on Tuesday August 4th. The event took place on the Colebrookdale Railroad and included PennDOT officials and area legislators. The Railroad was also awarded a grant from the Commonwealth Financing Authority to relocate a historic train station to serve the Colebrookdale Railroad. The station will be relocated from Birdsboro to Pottstown.

Commissioner Leinbach reported that Brinda Penyak from CCAP will be making a presentation at the August 13th Commissioners' Meeting on the current state budget impasse. CCAP believes there is an error in the budget regarding Children and Youth Services funding that the legislature is not aware of that negatively impacts county CYS agencies. Commissioner Leinbach expressed his frustration with the current impasse because counties and municipalities pass budgets on time every year. He is also frustrated that Governor Wolf did not line item veto the budget. While Berks is in a position to withstand an impasse, many counties and providers are not.

Commissioner Leinbach talked about a discussion from the CCAP Conference that centered around the new proposal to change the Fair Labor Standards Act. This proposal will change the threshold for who qualifies as exempt or non-exempt employees and will have a significant impact on employers. Commissioner Leinbach also reported on a presentation at the conference regarding 911 service. More and more emergency service providers and police departments are watching social media and exploring new resources to track social media. The presentation also highlighted that many counties are moving toward systems that allow people to text to 911 if they cannot talk in an emergency situation.

Commissioner Leinbach spoke about a presentation he attended regarding Waters of the U.S. The National Association of Counties (NACo), the League of Cities, and the American Farm Bureau have all opposed the new regulations instituted by the Environmental Protection Agency (EPA). Commissioner Leinbach commented that the EPA and the Army Corps of Engineers knew these regulations were a problem from the start and red flags were raised during the economic analysis that was done internally before passing the regulations. EPA is making these changes under the Clean Water Act Law. So far, the American Farm Bureau has sued the federal government and the EPA over this issue.

There being no further business, the meeting adjourned at 10:36 A.M.

Respectfully Submitted,

Kaitlin P. Daley, Deputy Chief Clerk