

Commissioners' Board Meeting Minutes December 1, 2016

The Berks County Board of Commissioners met in regular session on Thursday, December 1, 2016, 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 County Solicitor Christine M. Sadler, Chief Administrative Officer Ronald R. Seaman and Chief Clerk Maryjo Gibson.

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

Presentation

Dr. Edward Michalik, Executive Director of Berks County Area Agency on Aging (the "Agency"), and Jessica Jones, Deputy Director of Berks County Area Agency on Aging, presented an overview of the waiver application process and the delays that occur in processing waiver applications. Dr. Michalik reported that as of April 1, 2016 the Pennsylvania Department of Human Services ("DHS") contracted with Maximus to handle enrollment for all DHS waiver programs, including the Aging Waiver Program, and since then, seniors have faced long and unexplained delays from DHS on whether they have been accepted into the program. Dr. Michalik's remarked that in calendar year 2015, before Maximus was contracted, the Agency had successfully enrolled 193 individuals in the program. To date, the Agency has made 569 referrals and only 9 have been successfully enrolled. Dr. Michalik commented it is very concerning to him and very confusing to the seniors. Ms. Jones explained how the Waiver Program works, and the purpose today is to get the word out to the public as to where and how to apply and the Agency will also help them find answers to their questions. Commissioner Leinbach commented this issue was shared with Governor Wolf when he attended a meeting a few weeks ago with local municipal officials, and he was advised this is a very serious issue state wide.

Commissioner Leinbach announced there was an Executive Session yesterday, November 30, 2016 to discuss personnel and real estate.

Approval of Minutes

The minutes of November 17, 2016 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:

- 344.16 Adopt a resolution authorizing 2016 Budget Transfers in the amount of \$588,112.00 and 2016 Appropriations in the amount of \$34,327.00 per listing dated November 29, 2016.
- 345.16 Adopt a resolution authorizing EH&D, the County's insurance broker, to place the County's Excess Workers' Compensation policy with Safety National Insurance for the period January 1, 2017 through December 31, 2017.
- 346.16 Adopt a resolution authorizing Human Resources Recommendations per listing dated December 1, 2016 as follows:
1. Authorize the appointment of Michael Nuccio to Assistant Public Defender I – Public Defender's Office, effective 12/7/2016. Rate of \$46,500/annually. Salary range Minimum \$44,690; Midpoint \$59,587; Maximum \$74,483. Replacement for Daniel Assaraf who separated. This request meets the criteria of the Hiring Policy. Budget 10000 – 11570.
 2. Authorize a stipend in the amount of \$250 per incident for Edward Michalik, Jr., PC011411 MH/DD Administrator III – MH/DD, effective 12/2/2016. The stipend will be paid for after-hour call outs related to the Berks County Emergency Response Team (BCERT). Dr. Michalik will be rejoining BCERT to provide assistance as necessary. Annual stipend payments not to exceed \$5,000 per year. Budget 30142 – 25040.
- 347.16 Adopt a resolution authorizing the award and Director of Contracts and Procurement to execute one (1) contract as a result of Request for Proposal (RFP) #16-35-HS Workforce Innovation and Opportunity Act (WIOA) Youth Study for the Berks County Workforce Development Board as follows:
- Thomas P. Miller & Associates LLC**
1630 N. Meridian Street
Suite 430
Indianapolis, Indiana 46202
Not to exceed amount of \$49,765.00
- 348.16 Adopt a resolution authorizing Ryan C. Hunter, Director of Facilities & Operations, to execute the Commonwealth of Pennsylvania Water Obstruction & Encroachment Permit (E06-707) as drafted by the Pennsylvania Department of Environmental Protection (PaDEP) and associated Acknowledgement of Appraisal of Permit Conditions which

govern the work involved with the replacement of the Manatawny Bridge, aka the Fisher Mill Road Bridge (County Bridge #58B) in Oley Township.

- 349.16 Adopt a resolution authorizing Ryan C. Hunter, Director of Facilities & Operations, to electronically execute Letter of Amendment 1 to the General Reimbursement Agreement for Federal Aid Projects (No. R15050005-1) between the Pennsylvania Department of Transportation (PennDOT) and the County of Berks for the Burkey's Bridge Replacement Project, County Bridge 74B, Washington Township. This amendment increases the total project costs to \$564,500.00 for additional professional design and consulting services required to complete the tasks associated with the Preliminary Engineering phase of the project.
- 350.16 Adopt a resolution authorizing Christian Y. Leinbach, Chair, to execute the End-User License Agreement for *EMMA* Software between Elections USA, Inc., Quakertown, Pennsylvania, and the County of Berks, to provide a downloadable app and web-based application for the monitoring of technical support calls for elections for a three (3) year term. The annual license fee shall be \$9,995.00 for the initial year and 2.5% increase for year 2 and year 3.
- 351.16 Adopt a resolution authorizing execution of Engineering Services Agreement No. EA-181447-16 between the County of Berks and McCormick Taylor, Inc., Exton, Pennsylvania, 19341 to provide bridge inspection services for the Plum Creek Pedestrian Bridge over the Plum Creek on the Union Canal Bicycle/Walking Trail, Bern Township at a not to exceed amount of \$4,930.00.
- 352.16 Adopt a resolution authorizing Christian Y. Leinbach, Chair, to execute the Contractual Agreement between Crowne Plaza Reading Hotel ("Hotel") and the County of Berks for use of the Hotel facilities for the PA CareerLink Job Fair to be held May 1, 2017.
- 353.16 Adopt a resolution authorizing the reappointment of Gail Landis, Leesport, Pennsylvania, to the South Central Transit Authority and the Berks Area Regional Transportation Authority Board for a five (5) year term expiring December 31, 2021.
- 354.16 Adopt a resolution authorizing the reappointment of Victoria Kintzer, Sinking Spring, Pennsylvania, to the Berks County Agricultural Land Preservation Board for a three (3) year term expiring December 31, 2019.

- 355.16 Adopt a resolution authorizing the reappointment of Clyde A.B. Myers, Bernville, Pennsylvania, to the Berks County Agricultural Land Preservation Board for a three (3) year term expiring December 31, 2019.
- 356.16 Adopt a resolution authorizing the appointment of James R. Coker, Oley, Pennsylvania, to serve as Chair of the Berks County Agricultural Land Preservation Board for a one (1) year term expiring December 31, 2017.
- 357.16 Adopt a resolution authorizing the Chief Clerk to advertise the enactment of proposed County Ordinance No. 06-2016 for purposes of providing mutual aid among the County of Berks ("County"), Boyertown Area Fire and Rescue, Inc. ("Fire Company") and such other entities or municipalities ("Partners") which partner in the future to assist first responders in the mitigation of emergencies related to trench and structural collapse, and further authorizes and directs the County to enter into a Reciprocal Agreement with Fire Company and Partners which will govern participation, ownership of equipment and use and training in emergency assistance.
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 November 29, 2016. Commissioner Leinbach reported there are 11 contracts and referenced the departments.
3. Motion to authorize payments set forth on Controller's Office vouchers payable listing dated November 29, 2016 for week ending November 30, 2016 and the payment of electronic transfers and employee payroll, and the vouchers payable for the week ending November 23, 2016 (Thanksgiving Holiday).

Reports

1. County Treasurer A. Dennis Adams, CPA, was absent. Commissioner Leinbach presented the prepared weekly Treasurer's report.
2. The Controller's weekly report was presented by County Controller Sandy Graffius.

REPORT OF CHIEF FINANCIAL OFFICER

Robert J. Patrizio reported there will be an update on a discussion a few weeks ago regarding MDJ staffing; District Attorney Adams and Sheriff Weaknecht will attend to review proposed DUI processing changes; a follow-up discussion to a Budget Meeting by Human Resources of the Under 65 Health Plan for retirees and Treasurer Adams has proposals related to compensation to tax collectors and related matters.

REPORT OF CHIEF ADMINISTRATIVE OFFICER

Ronald R. Seaman had no comments at this time.

COMMISSIONERS' COMMENTS

Commissioner Barnhardt reported this past Saturday he was pleased to participate in the Reading Buccaneers Drum and Bugle Corps Annual Banquet, and mentioned next year, the group will be celebrating 60 years and will be recognized and presented the Pagoda Award/Excellence in the Arts by the Berks County Arts Council at an April 3, 2017 event. Commissioner Barnhardt commented it is a wonderful group of people that range in age 15 to 30, and who have won numerous awards worldwide.

Commissioner Scott asked County Controller Graffius, that due the recent so-called Trump rally in the stock market, he is curious if the Pension Fund balance went up. Ms. Graffius reported it did not go up much; the current balance is around \$413,000,000. Commissioner Scott also remarked on a very interesting Wall Street Journal article concerning the recent allegations of wide spread voter fraud, and encouraged anyone interested in this matter to read the article.

Commissioner Leinbach commented on the election and the allegations of voter fraud and hacking, providing important information sent out by NACo. Commissioner Leinbach reported from the article there are 3069 counties in the United States, 109,000 precincts and over 694,000 Election Day poll workers, noting none of those machines are connected to each other or connected to the internet. It is almost impossible to hack into the machines. Pennsylvania Secretary of State Pedro Cortes has also reported that was zero evidence of any kind of hacking in Pennsylvania, and encouraged people to understand how counties run elections.

Commissioner Leinbach announced today following the meeting at 11:00 a.m. the County Board of Elections will most likely certify the election results in Berks County.

COMMENTS FROM THE FLOOR

There were no comments today.

There being no further business, the meeting adjourned at 10:47 A.M.

Respectfully Submitted,

Maryjo Gibson, Chief Clerk