

## **Commissioners' Board Meeting Minutes August 25, 2016**

The Berks County Board of Commissioners met in regular session on Thursday, August 25, 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.

Commissioner Leinbach announced there were two Executive Sessions held, Monday, August 22, 2016 and Wednesday, August 24, 2016 regarding union negotiations and personnel.

### **Approval of Minutes**

The minutes of August 18, 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:

235.16 Adopt a resolution authorizing 2016 Budget Transfers in the amount of \$7,803.00 and 2016 Appropriations in the amount of \$83,500.00 per listing dated August 22, 2016.

236.16 Adopt a resolution authorizing the award and Director of Contracts and Procurement to execute three (3) contracts with a thirty-three (33) month term as a result of Request for Proposal #16-25-CN for the Nutrition Program to provide Food Service for Congregate and Home Delivered Meals for the Berks County Area Agency on Aging as follows:

**Boyertown Area Multi Services Inc.**

200 West Spring Street

Boyertown, PA 19512

ESTIMATED TOTAL: \$675,258.48 PER YEAR

**Centro Hispano Daniel Torres, Inc.**

501 Washington Street

Reading, PA 19603

ESTIMATED TOTAL: \$483,375.00 PER YEAR

**The Nutrition Group**

105 Valley View Drive

Ford City, PA 16266

ESTIMATED TOTAL: \$427,529.25 PER YEAR

As per the Request for Proposal, upon the mutual agreement of the parties the County may extend the contract for two (2) additional one (1) year terms.

- 237.16 Adopt a resolution authorizing the award and the Director of Contracts & Procurement to execute as a result of Request for Proposal #16-31-KO a contract for Consulting Services for UST (Underground Storage Tanks) Closure & Removal at the Berks County Agricultural Center, Services Annex (North Campus) and County Services Center as follows:

**Element Environmental Solutions**

61 Willow Street

Adamstown, PA 19501

Total Not to Exceed Amount: \$15,360.46

- 238.16 Adopt a resolution authorizing the award and the Director of Contracts & Procurement to execute as a result of Invitation to Bid #16-36-PB, 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 (15) members of the Berks County Cooperative Purchasing Council (BCCPC) as follows:

**Talley Petroleum Enterprises, Inc.**

10046 Allentown Blvd.

Grantville, PA 17028

	Fixed Rate of Overhead/Profit per Gallon
<b># 2 Heating Oil</b>	0.1388
<b>Ultra Low Sulfur Diesel Fuels</b>	0.1430
<b>Unleaded 89 Octane Gasoline</b>	0.1535

The fixed rate of overhead/profit, will be added to Oil Price Information Service (OPIS), Daily 10:00:00 AM 1<sup>st</sup> 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.

- 239.16 Adopt a resolution authorizing Ryan Hunter, Director of Facilities & Operations, to execute Letter of Amendment 3 to the General Reimbursement Agreement for Federal Aid Projects (No. R15050003-3) between the Pennsylvania Department of Transportation (PennDOT) and the County of Berks for the Peach Street Bridge Replacement Project, County Bridge 10B, Kutztown Borough. This amendment provides for additional project costs to perform concrete cores and strength/chemical composition tests on the Bridge as recommended by the PennDOT District 5-0 Cultural Resources Professionals. The testing will confirm whether the structure can be rehabilitated or needs to be reconstructed.
  - 240.16 Adopt a resolution approving and authorizing Christian Y. Leinbach, Chair, to certify electronically the Annual Certification Report to the U.S. Department of Justice and U.S. Treasury Department of the federal drug forfeiture money received and spent by the District Attorney's Office for fiscal year ending June 30, 2016.
  - 241.16 Adopt a resolution authorizing Christian Y. Leinbach, Chair, to execute the Letter of Intent to Contract with Geisinger Health Plan for the Provision of Managed Long Term Services & Support (MLTSS) to Pennsylvania Residents.
  - 242.16 Adopt a resolution authorizing Christian Y. Leinbach, Chair, to execute the Gateway Health Plan Organizational Provider Participation Application.
  - 243.16 Adopt a resolution authorizing the appointment of Laura L. Feick, Reading, Pennsylvania to the Berks County Board of Assessment Appeals retroactive to August 24, 2016 and expiring December 31, 2019. This is a replacement for John Cleek.
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 23, 2016. Commissioner Leinbach reported there are 7 contracts and referenced the departments.
  3. Motion to authorize payments set forth on Controller's Office vouchers payable listing dated August 23, 2016 for week ending August 24, 2016 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.

**REPORT OF CHIEF FINANCIAL OFFICER**

Robert J. Patrizio was absent. Commissioner Leinbach reported at today's Operations Meeting there will be a Facilities update.

**REPORT OF CHIEF ADMINISTRATIVE OFFICER**

Ronald R. Seaman had no formal report but commented he is starting to make progress in contacting departments.

**COMMISSIONERS' COMMENTS**

Commissioner Barnhardt commented he was pleased to again be involved in the Run for Sam held last Sunday at Gring's Mill for the benefit of the Berks County Park System. Commissioner Barnhardt thanked Peggy Reed and her great group of volunteers, who organized the event, and for their dedication for keeping it one of the best Parks in the County system.

Commissioner Barnhardt reported he, Warden Quigley, Dr. Michalik of the Behavioral Task Force Committee will be traveling to Dauphin County Judicial Center in Harrisburg tomorrow afternoon to make the public release to the State House and Senate, and the Governor of the Behavioral Task Force Report that promotes behavioral health issues in the jail system.

Commissioner Leinbach added that this same presentation will be made before NACo at their monthly conference call September 28, 2016 and will be presented to the member counties via conference call throughout the northeast.

Commissioner Scott reported that his appointment to the Assessment Board, Laura Feick, has an appraisal license and is well qualified to review and hear assessment appeals, and expects Ms. Feick to be fair and impartial in her deliberations.

Commissioner Leinbach reported that yesterday he and his Executive Assistant Mary Buerer, Tami Hildebrand, Executive Director of the Department of Agricultural, and members of the Ag Land Preservation Board of Berks County, went to Bird-In-Hand, Lancaster County for the celebration of the 5,000<sup>th</sup> preserved farm in Pennsylvania. It was a very interesting and informative program and took place at Smuckerland Farms. Commissioner Leinbach commented that former Majority Leader in Pennsylvania House of Representatives Sam Hayes and former Ag Secretary was one of the speakers, and it was under his leadership that the law that began farmland preservation took place. Berks County and Lancaster County are one and two in farmland preservation in the State.

**COMMENTS FROM THE FLOOR**

County Controller Sandy Graffius reported her office is in the process of making a list of ex-employees who didn't fill out the appropriate paperwork to receive their pension before they left the County. Ms. Graffius reported her office will be sending letters and publishing their names in the newspaper.

Attending the meeting today to speak about the Berks County Residential Center ("BCRC") were a group of interfaith Berks County residents. The following is a list of who spoke and brief statement:

Charles Gilbert, Muhlenberg Township. Mr. Gilbert attended the meeting today to speak about the illegal detention of youth and children at the BCRC. Mr. Gilbert is a retired clinical social worker and has spent his career working with children. Mr. Gilbert is concerned what the impact of detention will have on the children. Mr. Gilbert asked the Commissioners to reconsider its appeal of the revocation of the license for the facility.

Blair Seitz, West Reading. Mr. Seitz commented it seems the residents are caught in arbitrary situation of government bureaucracy and feels Berks County is getting a bad name around the world

Maria Erlandson, New Berlinville. Ms. Erlandson is currently a member of BCCYS Advisory Board. Ms. Erlandson commented on the non-compliance of the license which raises concerns about how the center is being run. Ms. Erlandson commented there needs to be more public information regarding how the County will deal with this issue.

Linda Beck, Robesonia. Ms. Beck stated recently Make The Road organization was at the facility with letters and signs offering support to the women and children to let them know there are people who care about them. Ms. Beck asked the Commissioners to provide any information on what educational instructions the residents are receiving for their next step.

James Russo, Bernville. Mr. Russo, a former Executive Director of a non-governmental organization, commented he has been to El Salvador twice and has witnessed how these children live, and we need to think about what is going on at the detention center where he feels the children are being imprisoned. Mr. Russo believes the only reason the County is involved is for the money the County it receives to run the facility.

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

Respectfully Submitted,

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Maryjo Gibson, Chief Clerk