

Commissioners' Workshop Meeting Tuesday, December 6, 2011

I. CALL TO ORDER:

The Berks County Board of Commissioners met in regular session on Tuesday, December 6, 2011 at 10:30 A.M. in the thirteenth floor Board Room of the Berks County Services Center, pursuant to due notice to Board members and the public.

Commissioner Chair Mark C. Scott called the meeting to order with Commissioner Christian Leinbach in attendance. Commissioner Kevin S. Barnhardt was out of town and did not attend the meeting. Also present were County Solicitor Alan S. Miller and Maryjo Gibson, Chief Clerk.

Commissioner Scott opened the meeting with a moment of silence and the Pledge of Allegiance to the Flag and announced that the board met in executive session on December 1, 2011 to discuss personnel matters.

II. DEPARTMENTAL REPORTS / REQUESTS:

Budget Department

- A. Adopt a resolution authorizing 2011 Appropriations in the amount \$500.00 per listing dated December 2, 2011. Bob Patrizio commented the one appropriation was to disburse gift funds from the CYS gift fund balance.

Human Resources

- A. Adopt a resolution authorizing Human Resources Recommendations per listing dated December 6, 2011. Commissioner Scott commented on the 2 recommendations.

Purchasing

- A. Motion authorizing Mark C. Scott as Chairman of the Board, to execute Contract Agreements/Amendments as furnished by the Contract Coordinator, per listing dated December 5, 2011. Commissioner Scott reviewed the contracts listed on today's agenda.

Human Services

- A. Adopt a resolution authorizing execution of an amended Program Management Agreement for the Emergency Food Assistance Program (TEFAP), between the County of Berks and the Pennsylvania Department of Agriculture for participation in the Emergency Food Assistant Program, which now incorporates Lobbying Certificates and Federal Funding Accountability forms.

Solicitor

- A. Adopt a resolution authorizing execution of an Election to Participate in Settlement and Release in a class action lawsuit between the Bank of America and 28 Attorneys General concerning Berks County Series 2002 bonds. Solicitor Miller commented this is an ongoing class action suit involving allegations of violations of antitrust conduct of Bank of America.
- B. Adopt a resolution authorizing execution of an insurance application to the American Alternative Insurance Corporation on behalf of Berks County Children and Youth Services and Partners in Parenting.
- C. Adopt a resolution granting the County's express consent, pursuant to the Memorandum of Understanding dated June 23, 2009 between the County and Adopt An Acre, Inc., to be co-grantee of a conservation easement granted by George and Faye Ludwig for approximately 13.72 acres located in North Heidelberg Township, Berks County. Commissioner Scott commented this a private non-profit providing alternatives to preserving farmland.
- D. Adopt a resolution ratifying and confirming the execution of a letter from the County of Berks to the United States Department of Homeland Security, Immigration and Customs Enforcement terminating Agreement #VC-113110-10 dated March 30, 2010. Commissioner Scott commented this lease was for space located at the Old Berks Heim. Commissioner Leinbach commented this was not an easy decision to make and wanted to give employees as much time a possible to search for new positions. Commissioner Leinbach stated the Commissioners negotiated very strongly to keep the facility here in Berks County, but ICE is looking for a facility closer to the southwest boarder.
- E. Adopt a resolution authorizing condemnation of Non-Exclusive Access Easements for the County of Berks' Emergency Response System on property owned by George E. and Joan Shollenberger, Bethel Township, Berks County.
- F. Adopt a resolution authorizing condemnation of Non-Exclusive Access Easements for the County of Berks' Emergency Response System on property owned by Steven G. and Edith A. Conduct, Union Township, Berks County.
- G. Adopt a resolution authorizing condemnation of Non-Exclusive Access Easements for the County of Berks' Emergency Response System on property owned by American Tower Corporation (ATC), Union Township, Berks County. Solicitor Miller commented the three condemnation proceedings are a result of failed negotiations.

Juvenile Probation Department

- A. Adopt a resolution authorizing execution of Juvenile Court Judges' Commission (JCJC) Grant-In-Aid Award Notification/Invoice, and any and all documents in regard to the grant process for Grant-In-Aid funds from the Juvenile Court Judges' Commission for fiscal year 2011-2012. The grant amount is \$404,018.00.

Berks County Emergency Services

- A. Adopt a resolution authorizing execution of an Access Easement Agreement (Bethel Site) for the Klopp property located along Hill Road, Bethel Township in regard to the Berks County Emergency Response Radio Project.
- B. Adopt a resolution authorizing execution of the annual Emergency Management Performance Grant (EMPG) Application for FFY 2012 (October 1, 2011 through September 30, 2012), in the amount of \$129,538.00; and any and all other required documents necessary to the application process. This grant application includes funding for a Planner position in place of a Clerk position, due to the new training and exercise requirements for EMPG funded personnel.

Berks County Solid Waste Authority

- A. Adopt a resolution authorizing execution of the Application for Municipal Recycling Program Performance Grant to Pennsylvania Department of Environmental Protection, Bureau of Waste Management for reimbursement for waste materials recycled in 2010. Commissioner Scott commented the County will received approximately \$17,000.00 down from \$25,000.00 received last year.

III. REPORTS OF COMMISSIONERS

- A. Enact Ordinance No. 5-2011 authorizing the Board of Commissioners of the County of Berks to establish maximum weight limits for all motor vehicles, commercial vehicles and other tractors, trailers and tractor-trailer combinations upon various bridges owned and maintained by the County of Berks; and further establishes penalties for the violation of the same, and provides for the disposition of fines and forfeitures.

Commissioner Barnhardt**Commissioner Leinbach**

- A. Adopt a resolution authorizing the reappointment of Mitchell R. Darcourt, Wyomissing, Pennsylvania, to the Berks County Board of Assessment Appeals for a four (4) year term ending December 31, 2015.

- B. Adopt a resolution authorizing the reappointment of John J. Bastek, Reading, Pennsylvania, to the Berks County MH/MR Advisory Board for a three (3) year term ending December 31, 2014.
- C. Adopt a resolution authorizing the reappointment of Karen Fattore, Douglassville, Pennsylvania, to the Berks County Office of Aging Advisory Council for a two (2) year term ending December 31, 2013.
- D. Adopt a resolution authorizing the reappointment of James C. McCarthy, PE, West Lawn, Pennsylvania, to the Berks County Planning Commission for a four (4) year term ending December 31, 2015.
- E. Adopt a resolution authorizing the reappointment of Charles S. Mowbray, Wyomissing, Pennsylvania, to the Berks County Solid Waste Authority for a four (4) year term ending December 31, 2015.

Commissioner Leinbach commented that tomorrow we will celebrate the 70th Anniversary of the attack on Pearl Harbor. He encouraged the public to recognize the survivors.

Commissioner Scott

There being no further business the meeting adjourned at 11:05 A.M.

Respectfully Submitted,

Maryjo Gibson, Chief Clerk