

Commissioners' Board Meeting Minutes December 20, 2012

The Berks County Board of Commissioners met in regular session on Thursday, December 20, 2012, 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 and encouraged everyone to remember the families impacted by the tragedy at Sandy Hook Elementary School in Connecticut. Commissioner Leinbach then called for a moment of silence.

Proclamation

The Commissioners presented a Proclamation to the Wyomissing High School Spartans Football Team who won the PIAA Class AA State Championship. Commissioner Leinbach commented that this is the first team in Berks County to win a State Championship in the history of Berks County. Each Commissioner personally congratulated the team for their outstanding accomplishments.

Approval of Minutes

The minutes of December 13, 2012 Commissioners' Board Meeting were approved as presented.

Consent Agenda Items

1. A motion was made by Commissioner Barnhardt, seconded by Commissioner Scott and all voted unanimously to approve the Consent Agenda Items, the non-consent item brought up by Commissioner Barnhardt, as well as the Contracts and Controllers vouchers.
 - 434.12 Adopt a resolution authorizing 2012 Budget Transfers in the amount of \$335,281.00 and 2012 Appropriations in the amount of \$2,218,586.00 per listing dated December 14, 2012.
 - 435.12 Adopt a resolution authorizing Human Resources Recommendations per listing dated December 20, 2012 as follows:
 1. Authorize the appointment of Michael Ko to PC012683 Senior Gov't Accountant – Controller's Office, effective

- 1/23/13. Rate of \$55,000/annually. Salary budgeted \$54,995/annually. Salary range Minimum \$40,643; Midpoint \$54,190; Maximum \$67,738. Replacement for William Consugar who transferred. This request was reviewed and has met the criteria of the Hiring Policy. Budget 10000 – 11120.
2. Authorize the appointment of Brandon Pack to PC010182 Assistant Public Defender I – Public Defender's Office, effective 1/9/13. Rate of \$44,000/annually. Salary budgeted \$42,000/annually. Salary range Minimum \$41,227; Midpoint \$54,969; Maximum \$68,711. Replacement for Eric Gibson who separated. This request was reviewed and has met the criteria of the Hiring Policy. Budget 10000 – 11570.
 3. Authorize the promotion of Fernando Torres, PC010502 Correctional Officer – Jail System to PC012260 Sergeant – Jail System, effective 1/16/13. Rate of \$56,534/annually. Salary budgeted \$49,435/annually. Salary range Minimum \$42,570; Midpoint \$56,760; Maximum \$70,950. Replacement for Jennifer Sharp who was promoted. This request meets the criteria of the Hiring Policy. Budget 10000 - 12090.
 4. Authorize the promotion of Jeffrey Schearer, PC010475 Correctional Officer – Jail System to PC012261 Sergeant – Jail System, effective 1/16/13. Rate of \$56,534/annually. Salary budgeted \$49,435/annually. Salary range Minimum \$42,570; Midpoint \$56,760; Maximum \$70,950. Replacement for Jeffrey Smith who was promoted. This request meets the criteria of the Hiring Policy. Budget 10000 - 12090.
 5. Authorize a stipend in the amount of \$250 per incident for Edward B. Michalik, Jr., PC011411 MH/DD Administrator III – MH/DD, effective 12/19/12. The stipend will be paid for after-hour call outs related to the Berks County Emergency Response Team (BCERT). Annual stipend payments not to exceed \$5,000 per year. Budget 30000 – 25040.
 6. Authorize salary increase for Royce A. Spadt, PC011174 Judicial Coordinator – Court Administration, effective 12/19/2012. Rate of \$39,253/annually. Salary budgeted \$39,253/annually. Salary range Minimum \$29,440; Midpoint \$39,253; Maximum \$49,066. This request was

reviewed and has met the criteria of the Hiring Policy.
Budget 10000 – 11600.

7. Authorize salary increase for Bryan R. Heller, PC011167 Judicial Coordinator – Court Administration, effective 12/19/2012. Rate of \$35,100/annually. Salary budgeted \$35,100/annually. Salary range Minimum \$29,440; Midpoint \$39,253; Maximum \$49,066. This request was reviewed and has met the criteria of the Hiring Policy. Budget 10000 – 11600.
 8. Authorize salary increase for Jonathan J. Myatt, PC011172 Judicial Coordinator – Court Administration, effective 12/19/2012. Rate of \$37,175/annually. Salary budgeted \$37,175/annually. Salary range Minimum \$29,440; Midpoint \$39,253; Maximum \$49,066. This request was reviewed and has met the criteria of the Hiring Policy. Budget 10000 – 11600.
 9. Authorize salary increase for Charles J. Hix, Sr., PC010677 Court Part-Time Courier/Runner/Tipstave – District Justice, effective 12/19/2012. Rate of \$9.26/hourly. Salary budgeted \$9,167/annually. This request was reviewed and has met the criteria of the Hiring Policy. Budget 10000 – 11610.
 10. Authorize a stipend in the amount of \$500 for Rebecca Malsnee Fossett, PC011154 Judicial Administrative Assistant – Court Administration, effective 1/7/13. The stipend is for additional responsibilities for serving as the Judicial Administrative Assistant to the President Judge. Budget 10000 – 11600.
- 436.12 Adopt a resolution authorizing execution of the Collective Bargaining Agreement between the County of Berks and Teamsters Local 429 for a three (3) year term effective January 1, 2013 and expiring December 31, 2015. Paul Concordia, Business Agent for Teamsters, attended the meeting. The Commissioners recognized and acknowledged Mr. Concordia's leadership in leading the Teamster membership for doing the right thing in signing the Collective Bargaining Agreement (CBA). Commissioner Leinbach commented that the Teamsters are the first union to sign an agreement, which includes a pay freeze in the first year of the agreement. Commissioner Leinbach is hopeful the other unions by the leadership shown by the Teamsters will be an encouragement to AFSCME and the Detectives Union and do the same. Commissioner Barnhardt

commented that without Mr. Concordia leadership this would not have been accomplished. Commissioner Scott thanked the Teamsters and the membership in being reasonable in negotiations, and acknowledged the County's negotiating team. Commissioner Leinbach entertained a motion to approve the Agreement for execution. A motion was made by Commissioner Barnhardt, seconded by Commissioner Scott and all voted unanimously to approve the Collective Bargaining Agreement. The Commissioners proceeded with execution immediately after voting.

437.12 Adopt a resolution authorizing execution of the Collective Bargaining Agreement between the County of Berks and PSSU for a three (3) year term effective January 1, 2012 and expiring December 31, 2014. The Commissioners acknowledged and thanked PSSU leadership, Tom Herman, as well as the members for supporting the decision for the pay freeze during the first year and for the efforts of PSSU to come together. A motion was made by Commissioner Barnhardt, seconded by Commissioner Scott and all voted unanimously to approve the Collective Bargaining Agreement with PSSU. The Commissioners proceeded with execution immediately after voting.

438.12 Adopt a resolution authorizing the award and the Director of Contracts & Procurement to execute as a result of Invitation to Bid #12-29-LE, three (3) year contracts for Trash and Recycling Services for the County of Berks as follows:

J.P. Mascaro & Sons
2650 Audubon Road
Audubon, PA 19403

Estimated Expenditures:

General Trash Removal for the following locations:

1. Berks Heim:

Year One:	\$28,184.00
Year Two:	\$29,016.00
Year Three:	\$29,900.00
Three Year Total:	\$87,100.00

19. Agricultural Center:

Year One:	\$2,700.00
Year Two:	\$2,760.00
Year Three:	\$2,820.00
Three Year Total:	\$8,280.00

Total Recommended Three-Year Award: \$95,380.00

Waste Management of Pennsylvania
197 Swamp Creek Road
Gilbertsville, PA 19525

Estimated Expenditures:

General Trash Removal for all locations (excluding Berks Heim & the Agricultural Center)

Year One: \$32,268.00

Year Two: \$33,342.00

Year Three: \$34,416.00

Three Year Total: \$100,026.00

Hazardous Waste Removal at the Berks County Waste Water Treatment Plant

Year One: \$6,276.00

Year Two: \$6,492.00

Year Three: \$6,672.00

Three Year Total: \$19,440.00

County Departmental Recycling Program (excluding Jail System)

Year One: \$14,016.00

Year Two: \$14,472.60

Year Three: \$14,924.00

Three Year Total: \$43,412.60

Total Recommended Three-Year Award: \$162,878.60

A.J. Blossenki

P.O. Box 392

Elverson, PA 19520

Estimated Expenditures:

Rural Recycling Program Option 1 – Alternate 1B for Full-time Sites

Year One: \$56,100.00

Year Two: \$58,905.00

Year Three: \$61,848.00

Three Year Total: \$176,853.60

County Recycling Center – Hill Top Road, Bern Twp.

Year One: \$22,760.00

Year Two: \$23,898.00

Year Three: \$25,092.04

Three Year Total: \$71,750.04

Total Recommended Three-Year Award: \$248,603.64

Cogle's Recycling, Inc.

1000 South 4th Street

Hamburg, PA 19526

Estimated Expenditure:

County Departmental Recycling Program

3. Jail Systems

Year One: \$1,980.00

Year Two: \$2,100.00

Year Three: \$2,200.00

Three Year Total: \$6,300.00

**Total Recommended Three-Year Award (*Expenditure*):
\$6,300.00**

Estimated Revenue:

Processing and Marketing of Recyclables

Year One: \$30,225.00

Year Two: \$32,775.00

Year Three: \$34,900.00

Three Year Total: \$97,900.00

Total Recommended Three-Year Award (*Revenue*): \$6,300.00

At this point in the meeting Commissioner Barnhardt submitted from the floor an invoice which was submitted at the Retirement Board this morning from the Hay Group and requested it be paid out of the County General Fund and not by the Retirement Board because the study was done for the benefit of the County's General Fund account. Commissioner Leinbach recommended this request be approved as a non-consent item since it was not previously listed on the agenda.

- 439.12 Adopt a resolution authorizing execution of the AIA C132-2009 Agreement between the County of Berks and Quandel Construction Group, Inc. to provide construction management services for the abatement of asbestos and demolition of the County Sanatorium for a fixed fee of \$137,382.00.
- 440.12 Adopt a resolution authorizing execution of Change Order No. 007 to Agreement No. 10-23185/CR with Motorola Solution, Inc., in the amount of \$5,088,481.00 for project implementation changes and \$92,754.00 for years 1 through 10 maintenance and support changes in regard to the Berks County 700 MHZ Digital Project Public Safety Radio Network Project. Brian Gottschall, Director of Emergency Services, commented the \$5 million amount is an extension of an encumbrance to allow the County to purchase the end user subscriber radios for the system. The balance of the change order is a true change order resulting from system designs and licensing of the system. Mr. Gottschall further commented that the Motorola Contract is proceeding along well and is trending well under anticipated budget.
- 441.12 Adopt a resolution authorizing the reappointment of John Connelly, Wyomissing, Pennsylvania to the Berks County Municipal Authority for a five (5) year term ending January 2, 2017.

- 442.12 Adopt a resolution authorizing the reappointment of Robert D. Ludgate as Chairman of the Berks County Agricultural Land Preservation Board for a one (1) year term ending December 31, 2013.
 - 443.12 Adopt a resolution authorizing execution of the Addendum to Lease Agreement between Gary Snyder and the County of Berks extending the Lease Agreement for office space occupied by District Justice Patton, 3607 Pottsville Pike, Reading for a two (2) month period ending February 28, 2013.
 - 444.12 Adopt a resolution authorizing execution of the Lease Agreement between Ted J. Snover and the County of Berks for office space located at the Snover Center, 427 Water Street, Temple, Pennsylvania, for office space to be occupied by District Justice Patton for a five (5) year term commencing March 1, 2013 and ending February 28, 2018.
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 December 17, 2012.
 3. Motion to authorize payments set forth on Controller's Office vouchers listing dated December 18, 2012 for the week ending December 19, 2012.

Reports

1. County Treasurer Nelson Long, CPA submitted a prepared weekly Treasurer's report.
2. The Controller's weekly report was presented by County Controller Sandy Graffius.

Commissioners' Comments

Commissioner Barnhardt mentioned that BARTA has been providing Sunday bus service for the month of December to get people out shopping, and reported ridership this year was up 11% over last year. Commissioner Barnhardt reported that he attended two meetings this week where the County was recognized for being the first in the United States on two issues. Berks County is the first county in the country to outfit all first responders with AED units, thanks to the efforts of Heart Safe Berks County, a non-profit organization associated with the Friends of the Reading Hospital. Commissioner Barnhardt also announced BARTA is the first transit agency in the country to outfit 2 paratransit vehicles with wireless capability. Commissioner Barnhardt commented that Dennis Louwerse, through hard work and tenacity, has found another provider of wireless electric vehicles, after the original provider backed out. Commissioner Barnhardt announced this will be the last Commissioners Meeting of the year, and wished everyone

a safe and happy holiday season especially those who work tirelessly for the County, and in particular the employees who work 24/7.

Commissioner Scott wished everyone a prosperous New Year and Merry Christmas. Commissioner Scott commented there has been some discussion about changing the amount paid per acre of land for agricultural land preservation easements and possibly splitting the County into zones due to the low acreage being preserved in eastern Berks County, which is due to the high areas of development activity.

Commissioner Leinbach followed up on Commissioner Scott's comments that the Agricultural Land Preservation Board may also be looking at a possible sliding scale based on a variety of factors. Commissioner Leinbach further commented the challenge to the Agricultural Board is it still would have the same amount of money to work with. Commissioner Leinbach reported that the proposed Crime Summit is a County led effort and the point person is District Attorney John Adams. Commissioner Leinbach announced the Summit will take place on January 18 at the Crowne Plaza and the Governor will be attending. Commissioner Leinbach also wished everyone a very Merry Christmas and Happy New.

COMMENTS FROM THE FLOOR

James P. Troutman, Berks County Clerk of Courts, wished everybody a Merry Christmas and Happy New Year and Happy Hanukkah, and reminded everyone not to drink drive and to pick a designated driver. Mr. Troutman also mentioned the Crime Summit is very important to Berks County, and this year alone in 2012 his office saw about 700 to 800 additional criminal cases coming through his office.

Arnel Wetzal, Director of Human Resources, introduced his new Deputy Director, Debra Dee Bradford.

Marianne Sutton, Berks County Prothonotary, wished everyone a beautiful and safe Holiday Season.

Larry Medgalia, Berks County Register of Wills, in a follow-up to the recognition of the Wyomissing Football Team, mentioned that Steve Weber, Berks County Court Administrator, also is a youth football coach for the Wyomissing Area and coached many of the young men present today.

There being no further business, the meeting adjourned at 10:50 A.M.

Respectfully Submitted,

Maryjo Gibson, Chief Clerk