

Commissioners' Board Meeting Minutes February 3, 2011

The Berks County Board of Commissioners met in regular session on Thursday, February 3, 2011, at 10:30 A.M. in the Board meeting room on the thirteenth floor of the Berks County Services Center, pursuant to due notice to Board members and the public. Meeting was delayed due to weather conditions.

Commissioner Chair Mark C. Scott, Esq, called the meeting to order with Commissioner Kevin S. Barnhardt and Commissioner Christian Y. Leinbach in attendance. Also present were First Assistant Solicitor Christine M. Sadler, Esq., Kenneth C. Borkey, Jr., Interim Chief Operations Officer and Maryjo Gibson, Chief Clerk.

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

Approval of Minutes

The minutes of the January 25, 2011 Commissioners' Workshop and January 27, 2011 Voting Meeting were approved as presented.

Consent Agenda Items

1. A motion was made by Commissioner Scott, seconded by Commissioner Leinbach and all voted unanimously to approve the items listed below:
 - 38.11 A. Adopt a resolution authorizing 2010 Budget Transfers in the amount of \$1,679,382.00, 2011 Budget Transfers in the amount \$49,000.00 and 2011 Budget Appropriations in the amount of \$92,415.00 per listing dated January 28, 2011.
 - 39.11 B. Adopt a resolution authorizing **revised** Human Resource Recommendations per list dated January 25, 2011 as follows:
 - 40.11 C. Adopt a resolution authorizing the award and Director of Contracts and Procurement to execute, as a result of Invitation to Bid # 10-28-AF a one (1) year contract for Light Poles, Repair & Replacement as follows:

Telco Inc.

1224 Cross Keys Road

Reading, PA 19605

Estimated Annual Expenditure: \$25,644.50

Item	Estimated Annual Quantity	Unit Price	Estimated Annual Expenditure
Pole & Lamp Arm	10	\$1,075.70	\$10,757.00
Base	10	\$352.75	\$3,527.50
Labor per pole	10	\$1,136.00	\$11,360.00

This contract shall be utilized for the emergency replacement of light poles on sections of the West Shore Bypass (Route 422) and Warren Street Bypass (Route 12). As per the Invitation to Bid, the County may extend the contract for two additional one-year terms provided the respective vendor agrees to hold the bid pricing fixed and firm. As per the Invitation, the County may extend the contract for two additional one-year terms provided the respective vendor agrees to hold the bid pricing fixed and firm.

- 41.11 D. Adopt a resolution authorizing the award and Director of Contracts and Procurement to execute, as a result of Invitation to Bid # 10-9-AF a one (1) year contract for Medical Supplies to be utilized at Berks Heim as follows:

Diamond Drugs, Inc. d/b/a Diamond Medical Supply

639 Kolter Drive

Indiana, PA 15701

Line Items: 4, 7, 8, 31, 32, 34, 35, 40, and 46.

Estimated Annual Expenditure: \$8,032.00

Manheim Medical Supply, Inc

13 N. Main St

Manheim, PA 17545

Line Items: 1, 2, 5, 6, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22, 24, 25, 26, 27, 28, 29, 30, 33, 36, 37, 38, 39, 41, 42, 43, 44, 45, and 47.

Estimated Annual Expenditure: \$22,928.96

Medline Industries Holdings, LP.

11080 Soldiers Field Court #700

Sugarland, TX 77479-4053

Line Items: 3, 14, and 23

Estimated Annual Expenditure: \$1,578.75

- 42.11 E. Adopt a resolution supporting a co-sponsorship memorandum by Representative Mark Keller regarding proposed legislation which would increase the bidding thresholds pertaining to procurement of goods and services by the Purchasing Department from \$10,000 to \$25,000, and increase telephonic quote thresholds from \$4,000 to \$10,000; and to further support the new thresholds to be updated annually based on the Consumer Price Index.
- 43.11 F. Adopt a resolution formally designating all of the land and buildings commonly known as Antietam Lake as a County park pursuant to Section 2501 of the County Code.
- 44.11 G. Adopt a resolution authorizing a revised tax collection procedure concerning the collection of delinquent taxes by the Treasurer's Office.
- 45.11 H. Adopt a resolution authorizing the County Solicitor to execute a retainer letter agreement dated January 11, 2011 with KozloffStoudt Attorneys-At-Law concerning representation of the County Tax Claim Bureau in certain matters.
- 46.00 J. Adopt a resolution approving Liberty Environmental, Inc.'s comments to the Pennsylvania Department of Environmental Protection on the Air Quality Permit Application for Plant-Wide Applicability Limits for the Lehigh Cement Company Evansville Plant in Maiden creek Township, Berks County.
- 47.11 I. Adopt a resolution ratifying, confirming and approving the execution of an Agreement between the County of Berks and ReLTEK, LLC and Eastern Berks Gateway Railroad Company which clarifies the responsibility of the parties going forward concerning ReLTEK's services.
2. Motion to approve payments set forth on disbursement voucher lists dated February 1, 2011 for the Community Development Programs as administered by the Berks County Community Development Office:
- | | |
|----------------------------|--------------|
| Disbursement Voucher #2502 | \$ 3,508.97 |
| Disbursement Voucher #657 | \$106,446.88 |
3. Motion authorizing Mark C. Scott, as Chairman of the Board, to execute Contract Agreements/Amendments as furnished by the Contract Coordinator, per attached revised listing dated January 31, 2011.
4. Motion to ratify and confirm payments set forth on Controller's Office voucher listings dated February 3, 2011.

Reports

1. County Treasurer Nelson Long, CPA submitted a prepared weekly Treasurer's report dated February 3, 2011.
2. County Controller Sandy Graffius presented a weekly report for the week ending February 2, 2011.

Business From the Floor

The Commissioners individually offered their opinions and comments regarding the Human Resource Recommendations as follows:

Commissioner Leinbach

Commissioner Leinbach clarified some of his comments made Tuesday. Some of the information stated in the newspaper yesterday was incorrect. Only one person is being appointed to an interim position, and the costs as stated in the newspaper implied that each of these positions is receiving an additional lump sum of money. That is not the case. The money will be prorated based on the number of days, weeks or months. When the assignment is complete the benefits go away. He recognized the individuals acting as interim as dedicated, hardworking County employees. Commissioner Leinbach commented that looking for qualified individuals within the County is wise and a good and cost savings practice. Commissioner Leinbach remarked that the individuals called out by name was unfortunate and unwarranted. The discussion should have taken place in an execution session as allowed by law.

Commissioner Scott

Commissioner Scott acknowledged that he reluctantly voted against the HR recommendations at issue. He agrees the employees being considered are hard working and dedicated, and didn't intend to disparage them, but he feels it incumbent to defend his opinions. These management positions should be advertised.

Commissioner Barnhardt

Commissioner Barnhardt remarked that he is strong proponent of internal promotions. He strongly supported all the HR recommendations listed. Commissioner Barnhardt then motioned to pull the entire list from the Agenda until next Tuesday. The motion failed for lack of a second vote.

In conclusion, the Board of Commissioners agreed to pull Human Resource recommendations Nos. 6, 7, 8, 9 and 10. On motion of Commissioner Barnhardt, seconded by Commissioner Leinbach, Nos. 6, 7, 8, 9 and 10 were pulled from the Human Resource recommendations dated January 25, 2011, and Nos. 1, 2, 3, 4, 5 and 11 were approved. The motion was unanimous.

The Commissioners announced an Executive Session will be held Monday, February 7, 2011 to discuss the remaining Human Resource recommendations.

Citizen Comment

None.

There being no further business, the meeting adjourned at 11:15 A.M.

Respectfully Submitted,

Maryjo Gibson, Chief Clerk