

Commissioners' Board Meeting March 3, 2011

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

Commissioner Chair Mark C. Scott, Esq. called the meeting to order with Commissioner Christian Leinbach and Commissioner Kevin Barnhardt in attendance. Also present were Solicitor Alan Miller Esq., Interim Chief Operations Officer Kenneth C. Borkey, Jr. and Chief Clerk Maryjo Gibson.

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

Approval of Minutes

The minutes of February 22, 2011 Commissioners' Workshop and February 24, 2011 Commissioners' meetings were approved as presented.

Consent Agenda Items

1. A motion was made by Commissioner Barnhardt, seconded by Commissioner Leinbach and all voted unanimously to approve the items listed below:
 - 72.11 A. Adopt a resolution authorizing the issuance by the Maxatawny Township Municipal Authority of its Revenue Note (Kutztown University Foundation, Inc. Project) Series of 2011 (the "Note"). The proceeds of the Note will be used to finance a project on behalf of the Corporation that consists of, among other things, the refunding of the Authority's Revenue Note (Kutztown University Foundation, Inc. Project), Series of 2007 which was originally issued to finance or refinance (i) the acquisition of a professional building which is leased to Kutztown University and used for flex office and classroom space, (ii) the acquisition of a living and learning building (Honors Hall) which is leased to Kutztown University and used for office, classroom and dormitory space, (iii) the construction of a surface parking lot which is leased to Kutztown University to serve a University residence hall, and (iv) the payment of the costs of issuance of the Note.
 - 73.11 B. Adopt a resolution authorizing 2010 Budget Transfers in the amount of \$265,198.00 and 2011 Budget Transfers in the amount \$67,248.00 per listing dated February 25, 2011.

- 74.11 C. Adopt a resolution authorizing Ryan Hunter, Director of Facilities & Operations, to execute a Contract Extension with TransSystems for engineering design services for the Buttonwood Street Bridge Rehabilitation Project, and further authorizes execution of the March 1, 2011 Capital Project Change Orders per attached listing dated February 25, 2011.
- 75.11 D. Adopt a resolution authorizing an hourly rate increase to ReedSmith LLC, to perform labor and employment legal services on behalf of the County.
- 76.11 E. Adopt a resolution authorizing Glenn R. Knoblauch, Executive Director of the Berks County Planning Commission, to execute Work Order No. 3 to the Commonwealth of Pennsylvania, Department of Transportation, for reimbursement of transportation activities performed by the Berks County Planning Commission in accordance with Master Grant Agreement No. 520905 dated April 17, 2009 and authorized by Resolution No. 60-09; and further authorizes Glenn R. Knoblauch as the authorized signing representative of the County on any future Work Orders.
- 77.11 F. Adopt a resolution authorizing execution by Commissioner Mark C. Scott, Esq., Chair, of the Cooperation Agreement by and between the County of Berks and the Berks County Industrial Development Authority ("BCIDA"), which authorizes the BCIDA to administer the Redevelopment Assistance Capital Program ("RACP") grant in the amount of \$3,000,000.00, and other funding related to the Berks Park 78 Project.
- 78.11 G. Adopt a resolution authorizing execution of the Commonwealth of Pennsylvania, Pennsylvania Emergency Management Agency Federal Fiscal Year 2011 Hazardous Material Emergency Preparedness Grant Agreement in the award amount of \$17,318.40 (80% Federal Award) for the period September 30, 2010 to August 31, 2011. The County agrees to provide a 20% match of the project costs in the form of cash expenditures and/or in-kind goods/services totaling \$4,329.60.
2. Motion authorizing Mark C. Scott as Chairman of the Board, to execute Contract Agreements/ Amendments as furnished by the Contract Coordinator, per listing dated February 28, 2011. Note: This item was not listed on the agenda and was brought up from the floor by Commissioner Scott. The Agenda was revised.
3. Motion to authorize payments set forth on Controller's Office vouchers listing dated March 3, 2011.

Reports

1. County Treasurer Nelson Long, CPA submitted a prepared weekly Treasurer's report. Mr. Long also commented that he sold 14 properties at his repository sale yesterday. That was out of a total 100 properties. Last year he sold 13 out of about 100 properties.
2. The Controller's weekly report was presented by County Controller Sandy Graffius.

Business from the floor

Commissioner Leinbach commented about statements being made concerning the supposed budget deficit in the Register of Wills Office. Commissioner Leinbach offered a brief explanation of how and where the budget dollars go and cited pages 13 and 14 of the 2011 Budget for further reference and confirmation that there isn't a deficit in the Register of Wills budget. The article as written in the newspaper is misleading.

Commissioner Leinbach's second comment was regarding the 8-1 decision by the U.S. Supreme Court in favor the Westboro Baptist Church of Topeka, Kansas and against Albert Snyder, father of a U.S. Marine. Commissioner Leinbach, who has a son in the U.S. Airforce, finds it offensive, disgusting and was shocked at the ruling.

There being no further business, the meeting adjourned at 10:55 A.M.

Respectfully Submitted,

Maryjo Gibson, Chief Clerk