

**BERKS COUNTY SOLID WASTE AUTHORITY
MINUTES OF THE REGULAR MEETING OF
January 17, 2017**

A regular meeting of the Board of the Berks County Solid Waste Authority (the “Authority”) was called to order at 3:00 p.m. on January 17, 2017, in the Commissioners’ meeting room, 13th Floor, County Services Center, 633 Court Street, Reading, Pennsylvania.

The following members were present:

Ms. Michelle Kircher
John Pagerly, CPA
Mr. Brian W. Clements
Mr. Tony Rymar
Mr. Tony Sacco
Michael Gombar, Jr., Esquire

Mr. Charles Mowbray, Ms. Dale-Ann Farina and Mr. Charles Jones, PE., were absent.

Also present:

Ms. Jane Meeks, Executive Director of the Berks County Solid Waste Authority
Douglas Paul Rauch, Esquire, Georgeadis Setley.

The Vice Chair declared a quorum was present and called the meeting to order.

Public Comment

No members of the public chose to speak.

Reorganization

a. Election of Officers:

The Nominating Committee submitted the following slate of officers for 2017:

Charles Mowbray – Chairman
Michelle Kircher – Vice Chairman
John Pagerly – Treasurer
Dale-Ann Farina – Secretary
Tony Sacco – Assistant Secretary

Mr. Sacco moved and Mr. Clements seconded the closing of nominations.

Upon a motion by Mr. Sacco, seconded by Mr. Clements, the above slate of officers were unanimously elected and approved.

b. Appointment of Solicitor:

Upon a motion by Mr. Gombar, seconded by Mr. Clements, the Board unanimously resolved to retain the services of Georgeadis Setley Attorneys and Advisors, for the fiscal year 2017, at an annual retainer of \$25,000. It was also agreed that Georgeadis Setley will invoice the Authority separately for any large projects that will require the assistance of Georgeadis Setley that are or are not anticipated at this time, as was the case in 2014 through 2016.

c. Appointment of Auditor:

Upon a motion by Mr. Clements, seconded by Mr. Pagerly, the Board unanimously resolved to retain the services of Reinsel Kuntz Leshner, to conduct our 2016 Audit, at a rate of \$8,250.

Minutes

Upon a motion by Mr. Clements, seconded by Mr. Rymar, the minutes of the regular meetings of November 15, 2016, were approved.

Finance

a. Treasurer's Report:

Ms. Meeks distributed the Treasurer's Report and reviewed it with the Board. Upon a motion by Mr. Pagerly, seconded by Mr. Rymar, the Board unanimously approved the payment of all invoices, ratified the payment of invoices previously paid and accepted the Year End Treasurer's Report, subject to Audit.

b. 2017 Authority Budget

Ms. Meeks indicated that the Finance Committee, which is made up of Mr. Pagerly, Mr. Mowbray and Mr. Jones met to review and develop the 2017 Authority Budget. She then reviewed the revenue and expenses and the proposed capital budget with the Board. Ms. Meeks indicated that the 2017 Budget as presented projects a surplus of \$2,386 after the \$142,469 in proposed capital expenses. Ms. Meeks indicated that the Authority has received the \$294,200 allocation from the County for 2017.

Upon a motion by Mr. Sacco, seconded by Mr. Clements, the Board unanimously approved the 2017 Budget, as proposed. A copy of the operating and capital Budgets are attached hereto.

Solicitor's Report

Mr. Rauch reported that since the Authority's last Board meeting, he has been working on various matters including, the City of Reading lawsuit regarding their Recycling Fees. Mr. Rauch indicated that he assisted in the review of the Affidavit that was signed by Jane Meeks regarding her knowledge of the City of Reading's recycling program and ordinances. In addition, Mr. Rauch indicated that the Executive Director had requested clarification on Section E.1, of the Authority Personnel Code, entitled "Leave, Vacation and Holidays:". He indicated that he previously sent copies of the proposed changes to the Board. He then reviewed those proposed changes regarding Holiday hours with the Board.

Upon a motion by Mr. Clements, seconded by Mr. Gombar, the Board unanimously approved updating the Personnel Code to include those changes. A copy of those changes are attached.

A. Executive Session

Mr. Rauch recommended that the Board enter into Executive Session to discuss the current litigation with New Morgan Landfill Company.

At 3:35 PM, upon a motion by Mr. Clements, seconded by Mr. Gombar the Board entered into Executive Session to discuss litigation. The meeting reconvened at 3:55 PM

New Business

A. 2016 Year End Report

Ms. Meeks indicated that she is still in the process of drafting the 2016 Year End Report and will distribute a draft of that Report prior to our March Board meeting for further discussion at that meeting.

B. Update on Electronic Recycling Contract

Ms. Meeks indicated that we are in our final year of our Electronic Recycling Contract with ECOvanta, which will expire on December 31, 2017. She indicated that she will work with our Solicitor in the development of a Request for Proposals for approval at our March Board meeting, with proposals due in early May for review and approval at our May Board meeting.

Old Business

Ms. Kircher indicated that she would recommend that the Board members have discussion at the end of each Board meeting, to discuss items of interest that may not have been previously covered during the meeting.

Executive Director's Report

Ms. Meeks indicated that most of the other items outlined in her report have been discussed throughout today's meeting and offered to answer any questions that members may have, regarding her report.

Next Meeting Date

Ms. Kircher indicated that the next Authority meeting will be held on Tuesday, March 21, 2017 at 3:00 PM in the Commissioners' meeting room.

Adjournment

At 4:05 p.m., upon a motion by Mr. Pagerly, seconded by Mr. Sacco, the Board unanimously resolved to adjourn.