

A meeting of the Board of Commissioners was held this date in the Commissioners' Hearing Room, Courthouse, Chairman Sterling H. Raber presiding.

The Clerk, Lorraine R. Berta, called the roll. Members present: Commissioners Brosious, Davies, Diehl, Eisenhard, McHugh, Mohr, Pressmann, Raber and Yurconic. Also present were: Assistant Solicitor Susan M. Grant; James P. Creedon, Legislative Aide for the Board of Commissioners; Michael Stershic, Director of Planning and designee for Executive David K. Bausch; Terry B. Schutten, County Administrator; Charles J. Dorn, Director of Personnel and David K. Bausch, County Executive.

Chairman Raber called the meeting to order and announced the meeting was being taped for public record.

The prayer was offered by Commissioner John F. McHugh, followed by the Pledge of Allegiance to the Flag of the United States of America.

Chairman Raber presented the minutes of the Commissioners meeting held on December 14, 1983, for approval. Commissioner Diehl made a motion to approve the minutes of December 14, 1983 as presented. Seconded by Commissioner Brosious. The vote was unanimous; therefore, Chairman Raber declared the minutes approved as presented.

Chairman Raber presented the minutes of the Special Commissioners Meeting held on December 20, 1983, for approval. Commissioner Eisenhard made a motion to approve the minutes of December 20, 1983 as presented. Seconded by Commissioner Diehl. The vote was unanimous; therefore, Chairman Raber declared the minutes of December 20, 1983 approved as presented.

Chairman Raber presented the minutes of the Commissioners meeting held on December 28, 1983, for approval. Commissioner Diehl made a motion to approve the minutes of the Commissioners meeting held on December 28, 1983. Seconded by Commissioner Eisenhard. The vote was unanimous; therefore, Chairman Raber declared the minutes of December 28, 1983 approved as presented.

Chairman Raber presented the minutes of the Special Commissioners Meeting held on January 3, 1984 (Reorganizational Meeting) for approval. Commissioner McHugh made a motion to approve the minutes of January 3, 1984. Seconded by Commissioner Brosious. The vote was unanimous; therefore, Chairman Raber declared the minutes of the Special Commissioners meeting held on January 3, 1984 approved as presented.

Michael Stershic, Planning Director, announced that the following project was given approval by the County Executive in accordance with Ordinance 1982 - No. 132 (Public Approval Process for Industrial Development Projects).

1. Project by 623 Realty Company:

A public hearing was held for this project on Friday, December 30, 1983, and public approval was given by the County Executive. 623 Realty Co., a Pennsylvania general partnership comprised of Renee Zales and Marshall Silverstein, propose to complete construction of a two level commercial office building containing approximately 12,000 square feet located at 623 West Union Boulevard, Bethlehem, Lehigh County, Pennsylvania. The Authority previously approved the project on June 5, 1981, and the Secretary of Commerce of the Commonwealth of Pennsylvania previously approved the project on June 23, 1981. First National Bank of Allentown provided financing for the project in the form of a tax-exempt note dated August 31, 1981, in the amount of \$40,000. 623 Realty Co. proposes to refinance the prior project, and First Valley Bank, Bethlehem, Pennsylvania, has agreed to purchase by assignment the prior note issued by the First National Bank of Allentown and to make advances necessary to complete construction of the project up to the total principal outstanding balance from the prior note of \$440,000. Upon purchase by assignment, the note and other loan documents relating to the prior project will be modified.

The Clerk announced the following item in the 'Tickler File':

1. The Clerk announced that she will be advertising the home phone numbers of the Commissioners in two local newspapers in accordance with County of Lehigh Resolution 1979 - No. 3.

Commissioner Mohr announced that Commissioners Bill 83-78 is being deferred at this time because the Board of Commissioners is awaiting the ruling of the Supreme Court of Pennsylvania on the allocatur that was filed by Executive Bausch.

Commissioner Mohr announced that County of Lehigh Resolution 1983 - No. 60 is also being deferred until such time as the Pennsylvania Supreme Court hands down a decision on the allocatur filed by Executive David K. Bausch.

Commissioner Mohr made a motion to bring Resolution 1984 - No. 1 forward for discussion by this Board. Seconded by Commissioner Diehl. The vote was unanimous; therefore, Chairman Raber declared the Resolution brought forward. The Clerk announced County of Lehigh Resolution 1984 - No. 1 (Amending the Rules of the Board of Commissioners to require that all Commissioner Bills and Resolutions have an expiration date of four (4) months) for discussion and vote. Sponsored by Commissioner Eisenhard. Assistant Solicitor Grant proceeded to read the Resolution. Commissioner Eisenhard, Sponsor of the Resolution, reported that he brought this legislation forward because at the end of the year there is always a question of what happens to the Bills on the agenda which have not been passed, have been tabled, etc. It has been questionable whether they should be carried over to the new year or whether they just die. This resolution would clarify this problem. He stated that "mostly during the last year the agenda was cluttered up with the postponement of Bills and Resolutions."

Commissioner Mohr, Chairman of the Legislative Review and Appointments Committee, reported that the Committee was scheduled to meet last evening to discuss the agenda items but due to a lack of a quorum of committee members present, no meeting was held.

Commissioner Pressmann stated that it was the decision of Chairman Klotz to place all deferred and tabled Bills and Resolutions on the agenda at every meeting. Commissioner Diehl questioned why this Resolution was necessary. Commissioner Eisenhard said that under this Resolution a Bill or Resolution could only be tabled for four months and if it wasn't brought forward in this period of time it would automatically die. Commissioner Mohr stated that he felt this decision should be left up to the Chair. He reported that he doesn't see a necessity for this legislation as there are other parliamentary procedures available to this Board. He stated that this resolution does not amend the Rules of the Board of Commissioners which should be done to keep some form of continuity. Commissioner Davies questioned what some of those parliamentary procedures are if a Bill or Resolution is carried indefinitely on the agenda. Discussion followed. Commissioner Mohr proceeded to explain some of the various options available to this Board in order that the agenda does not become cluttered. Commissioner Eisenhard reported that he was concerned with the Bills and Resolutions being tabled for an indefinite period of time and what happens to them at the end of the year if they are not brought forward. Commissioner McHugh questioned the procedure if a Bill or Resolution is tabled. Commissioner Mohr stated that the person who makes the motion to table should give the reason for the tabling. Discussion followed pro and con by individual Commissioners. Commissioner Mohr suggested that this Resolution be put into committee for further discussion and wording. Commissioner Eisenhard, as the sponsor of the Resolution, announced that he was withdrawing Resolution 1984 - No. 1 at this time. Chairman Raber announced that he would be placing this item into the Legislative Review and Appointments Committee for further review.

Commissioner Eisenhard reported that the first day that Commissioner McHugh was working for the county he wrote a letter to the Allen High School Band honoring them for their participation in the Rose Bowl Parade. Commissioner Eisenhard reported that the material that this letter had to be typed on did not look very presentable. He informed the Board of Commissioners that ever since he took office as a Commissioner he has been working on getting something presentable for the Board to use for their resolutions and proclamations, but has not been very successful. He reported that he has taken the initiative to do something regarding this matter; therefore, he called Easton Printing Company and asked for samples and prices. The price quoted was \$615.00 for the following items and amounts:

- 400 letter size resolutions
- 100 letter size proclamations
- 400 legal size resolutions
- 100 legal size proclamations
- 500 certificates of appreciation

Commissioner Eisenhard made a motion to purchase the above items as listed at the price of \$615.00. Commissioner McHugh seconded the motion for the purpose of discussion. Commissioner Diehl questioned the cost of these items and also whether the 1500 pieces are needed at this time. Commissioner Mohr asked if this could be done in-house in order to be more cost effective. Terry Schutten, County Administrator reported that the County Executive presently has printed Proclamations and Resolutions which he uses that were done through the Property Services Department. He suggested that he would check into the procedure used in obtaining these forms for the County Executive, and would report back to the committee. Commissioner McHugh reported that unknown to the maker and seconder of the motion they did not know the price for these items was as exorbitant as what was presented until late this afternoon. Discussion followed. Commissioner McHugh suggested that in order to carry out the intent of this matter, the Board should get bids and/or seek other avenues. Discussion again followed. Chairman Raber suggested that he would put this in Commissioner Eisenhard's committee for further discussion. Commissioner Eisenhard, the maker of the motion announced that he was withdrawing his motion. Commissioner McHugh withdrew his second to the motion. Chairman Raber assigned this into the Authorities, Boards and Commissions Committee for review.

The Clerk announced Commissioners Bill 84-1 (Labor Relations) for the first reading and discussion. Sponsored by Commissioner Eisenhard. Assistant Solicitor Grant proceeded to read the Bill. Commissioner Eisenhard, sponsor of the Bill, reported that this Bill designates the Executive Branch of Government to negotiate collective bargaining agreements in labor relations. He stated that "once the Executive Branch has negotiated a contract and it has been ratified by the union, the contract would come back to the Board of Commissioners for verification and adoption. This process makes sense for the Administration to be the negotiator because they know the condition of the county better than the Board of Commissioners do". Commissioner Davies made a motion to change the wording in Section 4, Line 1 on Page 2 to read "those provisions of the contract which require legislative enactment" instead of "the wage and salary provisions of the contract which require legislative enactment". Commissioner Mohr seconded the motion for the purpose of discussion.

Commissioner Davies said that he suggested this change in wording because he didn't think it is appropriate to limit the Board of Commissioners to just considering those things that have to do with wages and salaries. Commissioner Brosious asked Commissioner Davies what some of the other specifics are that he would include in negotiations. Commissioner Davies stated that anything that has a monetary impact such as sick pay, fringe benefits, holidays, etc. should be considered by the Commissioners. He reported that his intent in using this wording in the motion was so that the language is broad enough but not limited.

Commissioner Mohr informed the Board of Commissioners that he agrees with the intent of what Commissioner Davies is proposing. He reported that in the recent labor bill and companion resolution which he proposed he had done extensive legal analysis on a variety of aspects of labor negotiations and how they would relate to this Board. Currently the Board is in a limbo situation regarding the labor bills due to the pending action of the Supreme Court on the allocatur filed by Executive Bausch. Commissioner Mohr informed the members of the Board of Commissioners that he would be happy to make his legal opinions available to a committee or members of the Board. He suggested that his Bill, Bill 83-78, and this Bill that is being discussed be put into committee and maybe the two bills could be consolidated into one Bill. Discussion followed. Commissioner Eisenhard informed the Chair that he agreed to the change in wording as stated in the motion by Commissioner Davies; therefore, no vote on the motion was necessary. Chairman Raber declared a first reading of Commissioners Bill 84 - 1. The second reading, discussion and vote will take place at the next regular scheduled meeting of the Board of Commissioners which will be held on Wednesday, January 25, 1984, at 7:30 P.M. in the Commissioners Hearing Room, Courthouse.

Commissioner Mohr made a motion that the Board of Commissioners confirm the County Executive's reappointments and appointment as follows: Clarence C. Aungst, Reappointment to the Lehigh County Housing Authority for a five (5) year term expiring December 1, 1988; Timothy Lichtenwalner, Appointment to the Soil Conservation District for a four (4) year term expiring December 31, 1987; and, Stewart H. Stabley, Reappointment to the Lehigh County Velodrome Commission for a three (3) year term expiring December 31, 1986. Seconded by Commissioner Eisenhard. The vote was unanimous; therefore, Chairman Raber declared the motion passed and the reappointments of Clarence C. Aungst and Stewart H. Stabley and the appointment of Timothy Lichtenwalner confirmed.

LEHIGH COUNTY HOUSING AUTHORITY
FIVE (5) YEAR TERM
EXPIRING: DECEMBER 1, 1988

Clarence C. Aungst
1509 Olympic Circle E.
Whitehall, PA 18052

(Reappointment)

SOIL CONSERVATION DISTRICT
FOUR (4) YEAR TERM
EXPIRING: DECEMBER 31, 1987

Timothy Lichtenwalner
Box 85L-Route #2
Macungie, PA 18062

(Appointment)

LEHIGH COUNTY VELODROME COMMISSION
THREE (3) YEAR TERM
EXPIRING: DECEMBER 31, 1986

Stewart H. Stabley
413 Kressler Road
Allentown, PA 18103

(Reappointment)

Commissioner Mohr made a motion that the Board of Commissioners confirm the Executive's request to appoint Patricia M. DiRienzo to the Lehigh County Drug and Alcohol Advisory Board with her term of office expiring June 30, 1986. Seconded by Commissioner Pressmann. The vote was unanimous; therefore, Chairman Raber declared the appointment of Patricia M. DiRienzo confirmed.

LEHIGH COUNTY DRUG & ALCOHOL ADVISORY BOARD
EXPIRING: JUNE 30, 1986

Patricia M. DiRienzo
1422 Chew Street
Allentown, PA 18102

Commissioner Mohr, as the Chairman of the Legislative Review and Appointments Committee, informed the Board that Nancy E. Washburn, whose appointment to the Lehigh County Drug and Alcohol Advisory Board has been requested by Executive Bausch was postponed at the last meeting of the Board because she is not a registered voter in Lehigh County. She is registered to vote in her home town and is a student at Cedar Crest College. Miss Washburn has been actively involved with Drug and Alcohol provider agencies. She would be filling a slot on the Board that is designated for a student position as mandated by the State. Commissioner Mohr, as the Chairman of the Legislative Review and Appointments Committee, recommended that the Board make an exception to the policy of this Board that when a member is appointed to a Board that they be a registered voter in Lehigh County. Discussion followed. Commissioner Mohr made a motion to confirm the appointment of Nancy E. Washburn to the Lehigh County Drug and Alcohol Advisory Board with her term expiring June 30, 1984. Seconded by Commissioner Eisenhard.

Commissioner Pressmann asked Mrs. Dittbrenner whether the other three applicants who were listed on the appointment profile are for the student spot on the Board. Mrs.

Annabelle Dittbrenner, Executive Director of the Lehigh County Office Drug and Alcohol Abuse said these other three names were not students but other applicants for the Board. Mrs. Dittbrenner informed the Board that for two years her office has been trying to fill this student slot but have not been successful. She reported that in order to recruit students they called all the colleges and also put the word out through the newspapers, but received no responses. Commissioner Pressmann asked what the definition of a student was. Mrs. Dittbrenner said it would be a college student, high school student and/or someone under the age of 25. She reported that she would prefer a college student because of age and participation. Discussion followed. Commissioner McHugh asked if the definition of a college student was a geographical definition meaning within the confines of Lehigh County. Mrs. Dittbrenner replied that this is what she meant by a college student. She reported that Miss Washburn is very interested in serving on this Board and has been a very active participant in provider agencies.

Commissioner McHugh said he felt there is more of an interest for young adults wanting to serve on committees and Boards on the high school level. He informed Mrs. Dittbrenner that the Board will step up the recruitment and assist her in getting someone on the high school level to serve on this Board and if they are not successful they will get a college student.

Commissioner Pressmann informed the members of the Board that he will be voting 'No' on this appointment because no exception should be made to the policy and he also feels there are students willing to serve.

A roll call vote was called, the vote being as follows: Commissioners Brosious - Yes; Davies - Yes; Diehl - Yes; Eisenhard - Yes; McHugh - No; Mohr - Yes; Pressmann - No; Raber - Yes; and Yurconic - Yes. The results of the voting being seven (7) 'Yes' votes and two (2) 'No' votes. Chairman Raber declared the motion passed and the appointment of Nancy Washburn confirmed.

LEHIGH COUNTY DRUG AND ALCOHOL ADVISORY BOARD
TERM EXPIRING: JUNE 30, 1986

Nancy E. Washburn
Box 647
Cedar Crest College
Allentown, PA 18104

(Appointment - filling
Student slot)

Chairman Raber announced the following committee appointments for the Commissioners Office for 1984:

ADMINISTRATIVE

Donald H. Davies, John Yurconic, John W. Brosious

AUTHORITIES, BOARDS & COMMISSIONS

Leon W. Eisenhard, John F. Pressmann, Kenneth H. Mohr, Jr.

HUMAN SERVICES

Dr. John F. McHugh, John Yurconic, Judith R. Diehl

INTER-GOVERNMENTAL

John F. Pressmann, Dr. John F. McHugh, Kenneth H. Mohr, Jr.

JUDICIAL LIAISON/CORRECTIONS

Judith R. Diehl, Dr. John F. McHugh, Leon W. Eisenhard

LEGISLATIVE REVIEW & APPOINTMENTS

Kenneth H. Mohr, Jr., John W. Brosious, John F. Pressmann

PLANNING

John W. Brosious, Donald H. Davies, Judith R. Diehl

PROPERTY SERVICES

John Yurconic, Donald H. Davies, Leon W. Eisenhard

SPECIAL PERSONNEL COMMITTEE

Sterling H. Raber¹, Kenneth H. Mohr, Jr.², Dr. John F. McHugh³

1 By virtue of Chairman of the Board
2 Employee's Choice

Michael Stershic, Planning Director, informed the Board of Commissioners that the appointment of Timothy Lichtenwalner who was confirmed by the Board this evening and the reappointment of Craig Bartholomew who was confirmed by the Board of Commissioners at the December 28th meeting must now be given final approval by the State Department of Agriculture in order to make their appointments official.

Chairman Raber announced that the Commissioners received a copy of the proposed revision for the Commissioners Office renovations. Commissioner Mohr reported that at least one Commissioner has indicated that he was not interested in having any panels put up around his area. He recommended that all of the panels be fabricated keeping in mind the desires of future Commissioners. Discussion followed. Commissioner Mohr made a motion to approve the office renovations approved previously by the Board. Seconded by Commissioner Pressmann. The vote was unanimous; therefore, Chairman Raber declared the motion passed.

Chairman Raber announced that all of the Commissioners received a list of the various Boards on which individual Commissioners serve as ex officio members. He asked that each Commissioner inform him as to what Board they would like to serve on as an ex officio member within the next week after which time he will make the necessary appointments. Discussion followed.

Commissioner McHugh speaking on behalf of himself and Commissioner Davies read the following letter which was directed to Jerry Duckett, Director of Civil Defense, commending his staff for their "very prompt response" to the attack warning signal which was erroneously issued from Harrisburg on January 4th:



COUNTY OF LEHIGH
OFFICE OF THE COMMISSIONERS
COURTHOUSE • P. O. BOX 1548
ALLENTOWN, PENNSYLVANIA 18105
(215) 820-5050

DR. JOHN F. McHUGH
COMMISSIONER

January 11, 1984

'Distributed To All Commissioners'

Mr. Jerry Duckett, Civil Defense Director
and Members of the Civil Defense Staff
Lehigh County Courthouse
455 Hamilton Street
Allentown, PA 18105

Dear Mr. Duckett:

We wish to offer our commendations to you and to members of your staff for the very prompt response you gave to the false signal of last Wednesday.

We are gratified to know that, in the event of an emergency, the members of your staff are prompt in carrying out their assigned duties.

Please convey this message to each person in your office, as well as to those dispatchers who relayed the warning.

Sincerely yours,

John F. McHugh
Dr. John F. McHugh

Donald H. Davies

Donald H. Davies

JFM/ams

Commendations and many thanks from all of the Lehigh County Commissioners.

John W. Brosious
Donald H. Davies
Judith R. Diehl
Leon W. Eisenhard
Dr. John F. McHugh

Kenneth H. Mohr, Jr.
John F. Pressmann
Sterling H. Raber
John Yurconic

Mr. Duckett introduced the following staff members who were present in the audience: Thomas Nervine, Administrative Assistant; Bruce McKittrick, Communications Supervisor; and, Madeline Muth, Staff Assistant in the Civil Defense Office. Mr. Duckett, commended these individuals personally.

Commissioner Yurconic asked that the names of all the members of the Board be added to the letter of commendation. No one voiced any objections. Commissioner McHugh stated that he would be more than happy to add all the names of the Commissioners to the letter.

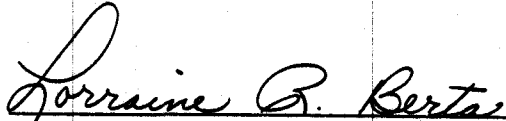
Commissioner McHugh said the commendation was given to the Civil Defense staff in order to give them deserving praise "internally inside Lehigh County government. He said it is the intent of this Board to recognize the employees for jobs well done.

County Executive Bausch commended the Civil Defense staff but noted the weakness in the system. He reported that his office received a lot of criticism following the false emergency due to the fact that a number of people said they didn't hear any sirens. He said that this is a very serious situation and one his administration will have to deal with. He stated "it's a good time for us to get our house in order".

Commissioner Pressmann, as the new Chairman of the Inter-Governmental Committee, announced that his first order of business is to schedule a meeting with the state legislators and the Commissioners within the next month.

Donald Adam, citizen from the City of Allentown, expressed his congratulations to the Civil Defense staff for their response to the recent bomb alert.

There being no further business, Commissioner Pressmann made a motion to adjourn the meeting. Seconded by Commissioners Yurconic and Brosious. The vote was unanimous; therefore, Chairman Raber declared the meeting adjourned at 8:40 P.M.



Lorraine R. Berta
CLERK TO THE BOARD OF COMMISSIONERS