

July 22, 2011

The Board Meeting of the Philadelphia Housing Authority Board of Commissioner for July 2011 was held on Friday, July 22, 2011, 4:00 pm, at Blumberg Community Center, Philadelphia, Pennsylvania.

Present: Estelle Richman, Board of Commissioner
Michael P. Kelly, Administrative Receiver
Helen M. Ferris, Acting General Counsel

The Board of Commissioner, Estelle Richman opened the meeting. With that she asked for remarks from the Administrative Receiver/Executive Director, Mr. Michael P. Kelly who thanked everyone who attended the meeting to discuss the Charlotte Wood Brewerytown Community. He proceeded by inviting everyone to the dedication of Plymouth Hall - 2201 West Venango, on Tuesday, July 26, 2011 at 2:00 pm and briefly spoke about the fire that occurred and that it would also be a memorial for those who lost their lives. PHA did not receive a low income housing tax credit for Queen Lane, and a meeting will be arranged to meet with the Tenant Council President Corliss Gray and residents to discuss other strategies to get the project completed. PHA was awarded 50 vouchers for Veterans. PHA is partnering with Enterprise Center Community Development Corporation to paint a mural at West Park and the community will engage in the activity at no cost to PHA. As per follow-up of previous meetings, PHA is committed to a resident summit in the fall where PHA will be discussing communication relationships and what customer service means. Today's agenda will be looking at the Housing Choice Voucher Program (HCV) and reminder that PHA is months away from a revised Admission Policy and Continued Occupancy Policy and brand new lease. Mr. Kelly introduced the new General Counsel and Ethics Officer, Barbara Adams and recognized Helen Ferris for her hard work as Acting General Counsel. Whereas Mr. Kelly advised the Commissioner that PHA was presenting 6 (six) resolutions to be considered as PHA reached a consensus with the residents at the traditional Pre-Board Meeting.

Commissioner Richman then made comments about the history of Blumberg and the Choice Neighborhood Planning Grant, a major initiative for HUD. She spoke on Vouchers for Veteran's, a big initiative for the President and Secretary as well as a personal interest of her own. She also mentioned her confidence in Barbara Adams to create an office of legal counsel and the good start PHA had with Helen Ferris. Finally, she announced the status of herself or Michael Kelly would not be announced for another two weeks.

The next order of business was the approval of the minutes. Commissioner Richman moved for the adoption of the minutes, the minutes were adopted, and Mr. Kelly presided over the remaining agenda.

Commissioner Richman moved for the adoption of the following minutes.

RESOLUTION NO. 11467

**RESOLUTION APPROVING MINUTES OF THE BOARD OF COMMISSIONER MEETING HELD ON
JUNE 30, 2011**

BE IT RESOLVED, that the minutes of the Board Meeting of the Philadelphia Housing Authority Meetings held on June 30, 2011 copies of which have already been provided, be the same are hereby ratified, confirmed and approved.

Commissioner Richman thereupon declared the Minutes unanimously adopted.

I hereby certify that this was
APPROVED BY THE BOARD ON _____

ATTORNEY FOR PHA

Commissioner Richman moved for the adoption of the following Resolution.

RESOLUTION NO. 11468

RESOLUTION APPROVING AMENDMENTS AND REVISIONS TO THE PHILADELPHIA HOUSING AUTHORITY'S HOUSING CHOICE VOUCHER PROGRAM ADMINISTRATIVE PLAN TO INCORPORATE HUD REGULATORY REQUIREMENTS, ALLOWABLE PHA DISCRETIONARY POLICIES AND APPROVED MOVING TO WORK INITIATIVES; AND FURTHER AUTHORIZING THE ADMINISTRATIVE RECEIVER, OR HIS DESIGNEE, TO IMPLEMENT THE AMENDED AND REVISED POLICIES DESCRIBED IN THE ADMINISTRATIVE PLAN DOCUMENTS

WHEREAS, PHA is required to establish and implement an Administrative Plan applicable to the Housing Choice Voucher Program; and,

WHEREAS, PHA is required to periodically update and revise the Administrative Plan to reflect applicable HUD requirements and regulations and allowable PHA discretionary policies; and,

WHEREAS, PHA is required to periodically update and revise the Administrative Plan to reflect approved policies pursuant to the Moving To Work ("MTW") program; and,

WHEREAS, PHA has provided opportunities for public review and comment on its MTW Plans and initiatives including the proposed revisions to the Administrative Plan;

NOW THEREFORE, BE IT RESOLVED, that the PHA Board of Commissioners hereby approves the amended and revised Housing Choice Voucher Program Administrative Plan.

BE IT FURTHER RESOLVED, that the PHA Board of Commissioners hereby authorizes the Administrative Receiver or his designee to take all actions necessary to implement the amended and revised Housing Choice Voucher Program Administrative Plan.

Commissioner Richman thereupon declared the Resolution unanimously adopted.

Commissioner Richman moved for the adoption of the following Resolution.

RESOLUTION NO. 11469

RESOLUTION AUTHORIZING THE ADMINISTRATIVE RECEIVER TO ADOPT THE FINANCIAL DISCLOSURE STATEMENT POLICIES AND PROCEDURES FOR THE PHILADELPHIA HOUSING AUTHORITY

WHEREAS, PHA is committed to ensuring that at all agency activities and employee actions are conducted in the public interest, in an open and transparent manner, and in conformance with all applicable federal, state and local ethics laws and regulations; and

WHEREAS, all PHA employees, including the Executive Director and senior management staff, have the responsibility of ensuring the public has complete confidence in the integrity and activities of the Philadelphia Housing Authority; and

WHEREAS, the Philadelphia Housing Authority (PHA) has identified a need to establish policies and procedures for the completion and submission of the annual Statement of Financial Interest form by employees of the PHA who qualify as Public Employees and/or Public Officials as required by the Pennsylvania Public Official and Employee Ethics Act ("Ethics Act"); and

WHEREAS, the PHA Human Resources Department, Office of General Counsel and the Office of Audit and Compliance will administer these policies and procedures; and

WHEREAS, the Financial Disclosure Policies and Procedures will ensure greater compliance with the Pennsylvania Ethics Act, and

WHEREAS, the Financial Disclosure Statement Policies and Procedures incorporates best practices for compliance with the Pennsylvania Ethics Act; and

WHEREAS, the Financial Disclosure Statement Policies and Procedures is attached hereto and marked as Exhibit "A"; and

WHEREAS, substantive amendments to the Financial Disclosure Policies and Procedures attached hereto will be brought to the Board of Commissioners for approval.

BE IT RESOLVED, by and for the Philadelphia Housing Authority, that the Board of Commissioners hereby adopt the Financial Disclosure Statement Policies and Procedures.

Commissioner Richman thereupon declared the Resolution unanimously adopted.

Commissioner Richman moved for the adoption of the following Resolution.

RESOLUTION NO. 11470

**RESOLUTION AUTHORIZING THE EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT
BETWEEN THE PHILADELPHIA HOUSING AUTHORITY AND THE METROPOLITAN REGIONAL
COUNCIL OF CARPENTERS**

WHEREAS, the Metropolitan Regional Council of Carpenters ("Union") is the certified labor relations representative for a bargaining unit of approximately 63 employees; and

WHEREAS, the Authority and the Union each participated in extensive, good faith negotiations toward reaching an amendment to the Addendum to Contract between the PHA and the Building and Construction Trades Council of Philadelphia and Vicinity; and

WHEREAS, the Authority and the Union did amicably reach an Agreement. Specifically the existing wage rate of \$24.50 per hour for Provisional Maintenance Carpenters employed by PHA shall be increased by \$.50 to \$25.00, retroactive to April 1, 2011; and said rate shall be increased by an additional \$.50 to \$25.50, on April 1, 2012. All other provisions of the Addendum with respect to the Provisional Maintenance Carpenters shall remain unchanged; and

WHEREAS, the terms of that Agreement are reasonable, practical and supportable from both an operational and budgetary standpoint; and

WHEREAS, Article IX, Section 901 of Pennsylvania Public Employee Relations Act (Act 195) requires that any such bargaining agreement shall be reduced to writing and signed by the parties.

NOW THEREFORE BE IT RESOLVED, that the Philadelphia Housing Authority's Board of Commissioner hereby approves the terms of the Agreement that is attached; and authorizes the Administrative Receiver to execute and implement an amendment to the Addendum to Contract between the PHA and the Building and Construction Trades Council of Philadelphia and Vicinity consistent with those terms.

Commissioner Richman thereupon declared the Resolution unanimously adopted.

Commissioner Richman moved for the adoption of the following Resolution.

RESOLUTION NO. 11471

RESOLUTION AUTHORIZING THE ADMINISTRATIVE RECEIVER, OR HIS DESIGNEE, TO CONCLUDE AND TO EXECUTE A CONTRACT WITH WALLACE ROBERT & TODD, KSK ARCHITECTURE, LOTHROP ASSOCIATES, THE LOUIS BERGER GROUP, KITCHEN & ASSOCIATES, BLACKNEY HAYES, KELLY/MAIELLO REMINGTON VERNICK & BEECH ENGINEERS, LAMMEY & GIORGIO, BARTON PARTNERS ARCHITECTURE, BLTA ARCHITECTS, BWA ARCHITECTURE, TMH ARCHITECTURE, 119 DEGREES ARCHITECTS/OPA, CONVERSE WINKLER ARCHITECTURE, CSA GROUP, FRIDAY/THOMAS JOINT VENTURE, INTERFACE STUDIOS ARCHITECTS, CICADA ARCHITECTURE/PLANNING, IEI, AGOOS/LOVERA ARCHITECTS, LANDMARK ARCHITECTURAL DESIGN, WF DESIGN GROUP FOR ARCHITECTURA, AND ENGINEERING SUPPORT SERVICES (SOLICITATION NO. P-004017)

WHEREAS, The Philadelphia Housing Authority (PHA) identified a need for Architectural and Engineering Support Services; and

WHEREAS, Solicitation No. P-004017 was developed according to established procedures and was advertised in the Philadelphia Inquirer and several community newspapers; and

WHEREAS, the Request for Proposal was mailed to the appropriate companies on PHA Bidders' List, and distributed to those who responded to the invitation through the publications; and

WHEREAS, Thirty (30) offerors responded to the solicitation by submitting a proposal as follows:

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| 1. 119 Degrees Architects/OPA, | 16. JKR Partners, |
| 2. Agoos/Lovera Architects, | 17. KCBA Architects, |
| 3. ARCH Design Architects | 18. Kelly/Maiello, |
| 4. Barton Partners Architecture/ Planners, | 19. KSK Architecture/ Planning, Inc., |
| 5. Blackney Hayes, | 20. Lammyey & Giorgio, PA, |
| 6. BLTA Architects, | 21. Friday/Thomas Joint Venture Architecture, |
| 7. Kitchen & Associates Architectural Srvs | 22. Landmark Architectural Design, |
| 8. BWA Architecture & Planning, | 23. Lenhardt Rodgers Architects, |
| 9. CICADA Architecture/ Planning, Inc., | 24. Lothrop Associates, |
| 10. Clafien Associates Architects & Plann. | 25. Remington Vernick & Beach Engineers, |
| 11. Converse Winkler Architecture, | 26. The Louis Berger Group, |
| 12. CSA Group, | 27. TMH Architecture, |
| 13. IEI, | 28. Torti Gallas/ KCI Joint Venture, |
| 14. Interface Studio Architects, | 29. WF Design Group, |
| 15. JIBE Design, | 30. Wallace Robert Todd, |

WHEREAS, the proposals were reviewed and evaluated by the Review Committee and Legal Counsel and the supporting documents were reviewed by the Contracting Officer; and

WHEREAS, the proposals were reviewed and evaluated by the evaluation committee appointed for such purpose (the "Evaluation Committee") and the supporting documents were reviewed by the Contracting Officer; and

WHEREAS, based upon evaluation, it was recommended that a contract be awarded to the following and

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| <ol style="list-style-type: none">1. 119 Degrees Architects/OPA,2. Agoos/Lovera Architects,3. Barton Partners Architecture/ Planners,4. Blackney Hayes,5. BLTA Architects,6. Kitchen & Associates Architectural7. BWA Architecture & Planning,8. CICADA Architecture/ Planning, Inc.,9. Converse Winkler Architecture,10. CSA Group,11. IEI,12. Interface Studio Architects, | <ol style="list-style-type: none">13. Kelly/Maiello,14. KSK Architecture/ Planning, Inc.,15. Lammyey & Giorgio, PA,16. Friday/Thomas Joint Venture Architecture,17. Landmark Architectural Design,18. Lothrop Associates,19. Remington Vernick & Beach Engineers,20. The Louis Berger Group,21. TMH Architecture,22. WF Design Group,23. Wallace Robert Todd, |
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WHEREAS, it is further recommended that the contracts, if awarded, shall be for a one (1) year base period with one (1) one-year option period in an amount not to exceed **ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Base Year and ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Option Year**, for a total contract amount not to exceed **TWO MILLION DOLLARS (\$2,000,000.00)** to Wallace Robert & Todd, and,

ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Base Year and ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Option Year, for a total contract amount not to exceed **TWO MILLION DOLLARS (\$2,000,000.00)** to KSK Architecture, and,

ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Base Year and ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Option Year, for a total contract amount not to exceed **TWO MILLION DOLLARS (\$2,000,000.00)** to Kelly Maiello Architecture, and,

ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Base Year and ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Option Year, for a total contract amount not to exceed **TWO MILLION DOLLARS (\$2,000,000.00)** to Lothrop Associates, and,

ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Base Year and ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Option Year, for a total contract amount not to exceed **TWO MILLION DOLLARS (\$2,000,000.00)** to The Louis Berger Group and,

ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Base Year and ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Option Year, for a total contract amount not to exceed **TWO MILLION DOLLARS (\$2,000,000.00)** to Kitchen & Associates, and,

ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Base Year and ONE MILLION DOLLARS (\$1,000,000.00) for One (1) Option Year, for a total contract amount not to exceed **TWO MILLION DOLLARS (\$2,000,000.00)** to Blackney Hayes, and,

FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Base Year and FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Option Year, for a total contract amount not to exceed **ONE MILLION DOLLARS (\$1,000,000.00)** to Remington Vernick & Beech Engineers, and,

FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Base Year and FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Option Year, for a total contract amount not to exceed ONE MILLION DOLLARS (\$1,000,000.00) to Lammey & Giorgio, and,

FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Base Year and FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Option Year, for a total contract amount not to exceed ONE MILLION DOLLARS (\$1,000,000.00) to Barton Partners Architecture, and,

FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Base Year and FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Option Year, for a total contract amount not to exceed ONE MILLION DOLLARS (\$1,000,000.00) to BLTA Architects, and,

FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Base Year and FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Option Year, for a total contract amount not to exceed ONE MILLION DOLLARS (\$1,000,000.00) to BWA Architecture, and,

FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Base Year and FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) for One (1) Option Year, for a total contract amount not to exceed ONE MILLION DOLLARS (\$1,000,000.00) to TMH Architecture, and,

TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Base Year and TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Option Year, for a total contract amount not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) to 119 Degrees Architects/OPA Joint Venture, and,

TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Base Year and TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Option Year, for a total contract amount not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) to Converse Winkler Architecture, and,

TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Base Year and TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Option Year, for a total contract amount not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) to CSA Group, and

TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Base Year and TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Option Year, for a total contract amount not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) to Friday/Thomas Joint Venture, and,

TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Base Year and TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Option Year, for a total contract amount not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) to Interface Studios Architects, and,

TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Base Year and TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Option Year, for a total contract amount not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) to Cicada Architecture, and,

TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Base Year and TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Option Year, for a total contract amount not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) to IEI, and,

TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Base Year and TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Option Year, for a total contract amount not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) to Agoos/Lovera Architects, and,

TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Base Year and TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Option Year, for a total contract amount not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) to Landmark Architectural Design, and,

TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Base Year and TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for One (1) Option Year, for a total contract amount not to exceed FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) to WF Design, and,

BE IT RESOLVED, by and for The Philadelphia Housing Authority, that the Administrative Receiver, or his designee, is hereby authorized to conclude and to execute a contract with Wallace Robert & Todd, KSK Architecture, Lothrop Associates, The Louis Berger Group, Kitchen & Associates, Blackney Hayes, Remington Vernick & Beech Engineers, Lammey & Giorgio, Barton Partners Architecture, BLTA Architects, BWA Architecture, TMH Architecture, 119 Degrees Architects/OPA, Converse Winkler Architecture, CSA Group, Friday/Thomas Joint Venture, Interface Studios Architects, Cicada Architecture/Planning, IEI, Agoos/Lovera Architects, Landmark Architectural Design, Kelly Maiello and WF Design.

BE IT FURTHER RESOLVED, that (1) the recommended contractors comply with all terms required by the solicitation; (2) the contracts are subject to approval by PHA's funding source before any contracts shall exist; (3) no contracts shall exist until signed by the Administrative Receiver or his designee; and (4) if PHA and the offerors have not mutually agreed on the terms of a contract within forty-five (45) days following the next regularly scheduled Board meeting, then this resolution shall be void and the authority of the Administrative Receiver to enter into these contracts shall cease.

Commissioner Richman thereupon declared the Resolution unanimously adopted.

Commissioner Richman moved for the adoption of the following Resolution.

RESOLUTION NO. 11472

RESOLUTION AUTHORIZING THE PHA ADMINISTRATIVE RECEIVER, OR HIS AUTHORIZED DESIGNEE TO CONCLUDE AND TO EXECUTE A CONTRACT FOR COMMUNITY PARTNER IN SCHOOL YOUTH PROGRAMS (SOLICITATION NO. P-004054)

WHEREAS, The Philadelphia Housing Authority (PHA) has identified a need for community partner in school youth programs; and

WHEREAS, Solicitation No. P-004054 was developed according to established procedures and all applicable laws regarding public contracts and was advertised in the Philadelphia Inquirer and several community newspapers; and

WHEREAS, the Request for Proposal was mailed to the appropriate companies on PHA Bidders' List, and distributed to those who responded to the invitation through the publications; and

WHEREAS, thirteen (13) offerors responded to the solicitation by submitting a proposal as follows:

Foundations Inc.
Resources in Human Development
Education Works
Innovative Educational Programs LLC (IEP)
Congreso de Latinos Unidos, Inc.
Urban Affairs Coalition
Methodist Services for Children & Families
Caring People Alliance
To Our Children's Future With Health, Inc.
Lacey Community Care Organization
Management & Environmental Technologies
People for People
Communities In Schools of Philadelphia; and

WHEREAS, the proposals were reviewed and evaluated by the evaluation committee appointed for such purpose (the "Evaluation Committee") and the supporting documents were reviewed by the Contracting Officer; and

WHEREAS, based upon the evaluation, it was recommended that a contract be awarded to each of Foundations Inc., Resources in Human Development, and Education Works; and

WHEREAS, the Board of Commissioner awarded contracts to Foundations Inc., Resources in Human Development, and Education Works at the April 28, 2011 Board Meeting by Resolution No. 11450; and

WHEREAS, a contract could not be negotiated and executed with Resources in Human Development within the forty-five (45) day time frame provided in resolution No. 11450; and

WHEREAS, Evaluation Committee reconvened and agreed that based on the prior evaluations and scoring, People for People should be recommended for the award of twenty-five slots at Raymond Rosen and twenty-five slots at Blumberg to replace Resources in Human Development; and

WHEREAS, it is recommended that the contract, if awarded, shall be for a two (2) year base period with an additional three (3) one year option periods in an amount not to exceed **TWO HUNDRED FORTY-SIX**

THOUSAND SIX HUNDRED SIXTY-SIX DOLLARS AND FIFTY CENTS (\$246,666.50) for base year one (1); **TWO HUNDRED FIFTY-FOUR THOUSAND FIFTY DOLLARS (\$254,050.00)** for base year two (2); **TWO HUNDRED SIXTY-ONE THOUSAND SIX HUNDRED FIFTY DOLLARS (\$261,650.00)** if PHA exercises option year one (1); **TWO HUNDRED SIXTY-NINE THOUSAND FIVE HUNDRED DOLLARS (\$269,500.00)** for option year two (2); and **TWO HUNDRED SEVENTY-SEVEN THOUSAND SIX HUNDRED DOLLARS (\$277,600.00)** for option year three (3) for a total contract amount not to exceed **ONE MILLION THREE HUNDRED NINE THOUSAND FOUR HUNDRED SIXTY-SIX DOLLARS AND FIFTY CENTS (\$1,309,466.50)** to People for People; and

BE IT FURTHER RESOLVED, by and for The Philadelphia Housing Authority, that, based on the recommendation of the Evaluation Committee, the Administrative Receiver is hereby authorized to conclude and to execute a contract with People for People; and

BE IT FURTHER RESOLVED, that (1) the recommended contractor comply with all terms required by the solicitation; (2) the contract is subject to approval by PHA's funding source before any contracts shall exist; (3) no contract shall exist until signed by the Administrative Receiver, or his designee; and (4) if PHA and the offeror has not mutually agreed on the terms of a contract within forty-five (45) days following the next regularly scheduled Board meeting, then this resolution shall be void and the authority of the Administrative Receiver shall cease.

Commissioner Richman thereupon declared the Resolution unanimously adopted.

Commissioner Richman moved for the adoption of the following Resolution.

RESOLUTION NO. 11473

RESOLUTION AUTHORIZING THE ADMINISTRATIVE RECEIVER, TO CONCLUDE AND EXECUTE A SETTLEMENT AGREEMENT WITH ELIZABETH HELM TO SETTLE CLAIMS PENDING BEFORE THE PENNSYLVANIA HUMAN RELATIONS COMMISSION

WHEREAS, The Philadelphia Housing Authority (“PHA”) was named as a party in a charge of discrimination with the Pennsylvania Human Relations Commission (“PHRC”) and Equal Employment Opportunity Commission filed by Elizabeth Helm, formerly employed by PHA; and

WHEREAS, the PHRC, as a result of its investigation and review of documents and data it received, issued a Finding of Probable Cause relating to claims brought by Ms. Helm; and

WHEREAS, Ms. Helm has asserted her right to file a private action against PHA, current and former PHA employees, members of the Board of Commissioners and PHA’s insurers; and

WHEREAS, counsel for PHA has successfully obtained the consent of PHRC to a redrafted settlement agreement which includes the following terms:

- i. A total payment of \$500,000.00 to Ms. Helm;
- ii. Ms. Helm and PHA mutually release each other from any further claims related to the PHRC and EEOC proceedings and her allegations therein;
- iii. PHA neither admits nor denies alleged liability and Ms. Helm agrees to withdraw her Charge of Discrimination from both PHRC and the Equal Employment Opportunity Commission; and

WHEREAS, it is the recommendation of PHA’s Acting General Counsel and PHA’s outside counsel to accept the settlement;

BE IT RESOLVED, by and for the Philadelphia Housing Authority, that the Administrative Receiver, serving as the Executive Director is hereby authorized to conclude and execute a settlement agreement with Elizabeth Helm, reflecting the terms stated above:

BE IT FURTHER RESOLVED, that the settlement is:

1. to be funded by non-federal funding sources;
2. that the Administrative Receiver, serving as the Executive Director has all authority necessary to conclude the settlement; and
3. if PHA and Elizabeth Helm have not mutually agreed on the terms of a settlement within thirty (30) days of the next regularly scheduled Board Meeting, this resolution shall be void and the authority of the Administrative Receiver serving as the Executive Director shall cease.

Commissioner Richman thereupon declared the Resolution unanimously adopted.

The resolutions were adopted. With that Commissioner Richman, opened the meeting for public comments. Comments were given by Ms. Hannibal, Mr. Johnson, Melvin Johnakin (Mr. Muhammad), Mr. Lamont, and Ms. Valerie Thomas. With no other public comments being heard Commissioner Richman adjourned the meeting (Copies of the actual transcript will be provided upon written request).