

BUCKS COUNTY COMMISSIONERS

February 4, 2009

The Regular Meeting of the Bucks County Board of Commissioners was held at 10:00 a.m. on Wednesday, February 4, 2009, at the Bucks County Courthouse, Community Room, Doylestown, PA. In attendance were Commissioner Charles H. Martin, Chairman, Commissioner James F. Cawley and Commissioner Diane M. Ellis-Marseglia. Commissioner Martin opened the meeting with a moment of silence and asked that everyone remember deceased Middletown Township Police Officer Chris Jones and his family. This was followed by the Pledge of Allegiance.

PUBLIC ANNOUNCEMENT

Commissioner Martin announced that the meeting will be recorded to allow audio playback on the County's website.

COMMENDATION

The Commissioners presented a Letter of Commendation and a special-edition Commissioner's tile to Mrs. Ellen Johnson in honor of her award-winning patriotic quilt "Our Bleeding Heart and Prayer for Peace." The quilt was inspired by the "Hometown Heroes" banner display in the Bucks County Courthouse courtyard which honors each Bucks County service hero who has been lost since World War II. Mrs. Johnson displayed her quilt with her daughters Sheryl and Sharon and friend Yvonne Huppertz, and spoke about the touching experiences in the courtyard that inspired its creation.

PUBLIC COMMENT – Agenda Items

None.

OLD BUSINESS

Upon motion of Mr. Cawley, seconded by Ms. Ellis-Marseglia, with the vote being 3-0, the Minutes of the Regular Meeting of January 7, 2009 were approved.

DISCUSSION – Agenda Related Items

Brian Duke, Area Agency on Aging, spoke on items 1a – k.

David Sanko, Chief Operating Officer, and Brian Hessenthaler, Finance, spoke on item 5a regarding the use of a vendor rather than county staff. Mr. Sanko agreed to report on the subject at an upcoming meeting after obtaining additional information from the District Attorney's office.

Lola Biuckians, Emergency Management Services, spoke on item 6a regarding salary increases and the necessity to appoint an Executive Director, as well as other positions. Additional information regarding audit functions was provided by David Sanko and Ray McHugh, Controller. Glenn Hains, Solicitor, spoke about the contract structure and the removal of a portion of the contract.

Brian Hessenthaler, Finance, spoke on items 7a-d, with additional input from Glenn Hains, Solicitor, on item 7d.

Joe Funk, Human Services, spoke on item 8a, 9a and 10b. On item 8a, Mr. Funk responded to the Commissioner's questions regarding the cost and necessity of training and Mr. Sanko spoke about measures in place which ensure an efficient travel and training process. On item 9a, Mr. Funk and Mr. Sanko spoke about the use of outside staff rather than county employees.

Bill Mitchell, Parks & Recreation, spoke on item 11a.

Maureen McIlvaine, Purchasing, and Lynn Bush, Planning Commission, spoke on item 12b.

Glenn Hains, Solicitor, spoke on item 14a.

On items 4a & b, Mr. Martin confirmed that benefits are not included with the contract in response to Ms. Ellis-Marseglia's question.

NEW BUSINESS

Ms. Ellis-Marseglia motioned to TABLE item 5a, but the motion failed for lack of a second.

Upon motion of Mr. Cawley, seconded by Ms. Ellis-Marseglia, with the vote being 3-0, only the provision of item 6a dealing with the hiring of an Executive Director was TABLED. The remainder of the contract was passed unanimously.

Upon motion of Mr. Cawley, seconded by Mr. Martin, with the vote being 3-0, the following Resolution was approved with the exception of items 7a, 7b, 7c, 8a, 9a, which Ms. Ellis-Marseglia opposed but were approved with the vote being 2-1-0, and item 5a, from which Ms. Ellis-Marseglia abstained but was approved with the vote being 2-0-1.

**RESOLVED**, that the Bucks County Board of Commissioners upon the recommendation of the BOARD OF COMMISSIONERS, approve the following:

<u>DEPARTMENT</u>	<u>WITH</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
1. AREA AGENCY ON AGING	a. Adams Home Care Services, Inc. dba Homewatch Caregivers Bensalem, PA	Approve contract to provide In-Home services to homebound elderly clients. 1/1/09 - ongoing	\$15,000.** /year
	b. Elite Home Health Care, Inc. Trevoese, PA	Approve contract to provide In-Home services to homebound elderly clients. 1/1/09 – ongoing	\$15,000.** /year
	c. Family Caregivers Network East Greenville, PA	Approve contract to provide In-Home services to homebound elderly clients. 1/1/09 – ongoing	\$15,000.** /year
	d. Interim Management Associates, Inc. dba Home Instead Senior Care of Bucks County Levittown, PA	Approve contract to provide In-Home services to homebound elderly clients. 1/1/09 - ongoing	\$15,000.** /year
	e. New Life Home Health Care Agency, Inc. Huntingdon Valley, PA	Approve contract to provide In-Home services to homebound elderly clients. 1/1/09 - ongoing	\$15,000.** /year
	f. Precise Point, Inc. dba Unique Aid Chalfont, PA	Approve contract to provide In-Home services to homebound elderly clients. 1/1/09 – ongoing	\$15,000.** /year
	g. VitaCare Home Health, Inc. Feasterville, PA	Approve contract to provide In-Home services to homebound elderly clients. 1/1/09 – ongoing	\$15,000.** /year
	h. Falls Township Senior Citizens, Inc. Fairless Hills, PA	Approve contract to provide recreational and educational programs. 7/1/08 – 6/30/09	\$60,457.
	i. JEVS Supports for Independence Philadelphia, PA	Approve contract to provide Attendant Care Services and an increased hourly rate as mandated by the PA Dept. of Public Welfare. 7/1/08 – 6/30/09	\$350,000.**
	j. JEVS Supports for Independence Philadelphia, PA	Approve amendment to Personal Assistance Service contract for retroactive rate increase as mandated by PA Dept. of Public Welfare. 7/1/08 – ongoing	
	k. Liberty Resources, Inc. Philadelphia, PA	Approve contract to provide Attendant Care Services as mandated by the PA. Dept. of Public Welfare. 1/1/08 – 6/30/10	\$30,000.**
2. COMMUNITY & BUSINESS DEVELOPMENT	a. Bucks County Housing Development Corporation Fallsington, PA	Approve renewal of Agreement with Bucks County Housing Development Corporation.	\$750,000.**
	b. Redevelopment Authority Bristol, PA	Approve Enterprise Zone Cooperation Agreement.	
3. CORRECTIONS	a. Varian Walnut Creek, CA	Approve contract to purchase inmate urine test supplies. 1/1/09 – 12/31/09	\$24,000.**
4. COURTS	a. Conflict Counsel 1. Charles D. Jonas	Approve contract for representation of indigent defendants in cases where there is a conflict of interest with the Public Defender’s Office. 2/1/09 – 12/31/09	\$28,353.27**
	b. Conflict Counsel 1. Sharif N. Abaza 2. Keith J. Bidlingmaier 3. Lawrence E. Brinkmann 4. Harry J. Cooper 5. Ronald H. Elgart 6. Niels C. Eriksen 7. Fiorvanti and Knight 8. Michael S. Goodwin 9. Robert A. Mancini 10. W. Craig Penglase 11. Keith J. Williams	Approve contract for representation of indigent defendants in cases where there is a conflict of interest with the Public Defender’s Office. 1/1/09 – 12/31/09	\$30,930.90**

5.	DISTRICT ATTORNEY	a.	Analytic Bio-Chemistries Laboratories Feasterville, PA	Approve blanket order to perform blood and urine toxicology services. 1/1/09 – 12/31/09	\$180,000.**
6.	EMERGENCY MANAGEMENT  <b>TABLED</b> , only as to hiring of Executive Director	a.	Adecco Philadelphia, PA	Approve contract increase to cover compensation for Task Force employees and hiring of an Executive Director. 1/1/09 – 8/31/11	\$1,278,050.**
7.	FINANCE	a.	Chubb Insurance Company Philadelphia, PA	Approve contract increase to add Neshaminy Manor Pre-Treatment Plant to current property insurance policy. 7/1/08 – 7/1/09	\$2,216.
		b.	Midlands Management Corporation Oklahoma City, OK	Approve premium for Excess Workers Compensation insurance policy. 2/1/09 – 2/1/10	\$214,452.
		c.	Travelers Insurance Company Chicago, IL	Approve premium for insurance renewals for Excess General Liability and Excess Auto coverage. 2/1/09 – 2/1/10	\$177,047.
		d.	United States Government, Dept. of Veterans Affairs Washington, DC	Approve exoneration of county real estate taxes for Veteran's Cemetery. 3/28/08 – 12/31/08	
8.	HEALTH	a.		Approve out-of-county travel to attend Association for Professionals in Infection Control (APIC) Conference in Ft. Lauderdale, FL. 6/6/09 – 6/11/09	\$2,277.
9.	MH/MR	a.	PrimeSpot HR Doylestown, PA	Approve contract to supply temporary office staff. 1/1/09 – 12/31/09	\$50,000.**
10.	NESHAMINY MANOR	a.	M & M Healthcare Apparel Brooklyn, NY	Approve contract to purchase resident clothing. 3/1/09 – 2/28/11	\$25,669.**
		b.	Ultrasound Services, Inc. Newtown, PA	Approve contract to provide ultrasound services for residents. 1/1/09 – 12/31/09	Unit cost per Medicare HCPC rates less 25% discount
11.	PARKS & RECREATION	a.	Dennis Bonner & Michael Brnilovich dba B&B Turf Management Fallsington, PA	Approve professional services contract for management of Oxford Valley Golf Course. 2/15/09 – 2/15/10	\$171,000.*
12.	PURCHASING	a.	Petroleum Traders Corporation Fort Wayne, IN	Approve contract increase to add additional locations not included in original bid. 1/1/09 – 12/31/09	\$22,000.*
		b.	Waste Management of Pennsylvania Morrisville, PA	Approve contract for trash and recycling removal for various county departments. 2/1/09 – 1/31/10	\$207,240.*
13.	SECURITY	a.	Cintas Philadelphia, PA	Approve rental/cleaning of Officer uniforms. 1/07 – 12/31/10	\$34,000.**
14.	SOLICITOR	a.	Middletown Township Middletown, PA	Approve hold harmless Agreement with Middletown Township.	
15.	OTHER CIVICS	a.	Ivins House Resource & Referral Center VITA	Approve Payment	\$2,500. \$15,000.

\*Unit Cost/Estimated for operational purposes only.

\*\*Unit Cost/Not to exceed

AND the proper officers are authorized to execute all documents necessary to carry this Resolution into effect.

#### PERSONNEL LIST

Upon motion of Mr. Cawley, seconded by Ms. Ellis-Marseglia, with the vote being 3-0, the following Resolutions were approved:

**APPOINTMENTS**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
1.	Stacey A. Deans J.R.#14	Nursing Assistant - PT Unit 03	NM Nursing 24.0 hrs/wk	02/03/09	13.89 PH
2.	James Gilmour J.R.#209	Seasonal Help Unit 00	General Services 20.0 hrs/wk	01/19/09	11.55 PH
3.	John E. Hanks J.R.#15	Nursing Assistant - Pool Unit 30	NM Nursing 8.0 hrs/wk	02/03/09	15.02 PH
4.	Tamara S. Jean-Baptiste J.R.#13	Nursing Assistant Unit 03	NM Nursing 40.0 hrs/wk	02/03/08	13.89 PH

**REHIRE**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
5.	Patrick Kelly Sep Date 06/28/07 J.R.#23	Corrections Officer Unit 01	Corrections 40.0 hrs/wk	12/17/08	22.17 PH

**PER DIEM TO PERM**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
6.	Stacey Ann Griffin J.R.#165	Registrar Unit 03 To Civil Docket Clerk Unit 05	Board of Voter Registration 35.0 hrs/wk To Prothonotary 40.0 hrs/wk	02/14/09	11.48 PH  To 16.81 PH

**TRANSFER/POSITION CHANGE**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
7.	Susan M. Castellani J.R.#192	Clerk Steno-Permit Clerk Unit 03 To Clerk Typist Unit 03	Parks & Recreation 35.0 hrs/wk To Health 40.0 hrs/wk	02/14/09	16.81 PH  To 16.81 PH
8.	Allen S. Fluck J.R.#23	Corrections Officer Unit 01 To Corrections Officer Unit 01	Corrections 40.0 hrs/wk To MCCC 40.0 hrs/wk	01/31/09	17.89 PH  To 17.89 PH
9.	Devon M. Kelly J.R.#77	County Caseworker II Unit 04 To County Social Worker I Unit 04	Children & Youth 37.5 hrs/wk To Children & Youth 37.5 hrs/wk	02/02/09	20.80 PH  To 21.67 PH
10.	Daniel J. Maggeo J.R.#125	Security Guard Unit 00 To Deputy Sheriff Unit 05	Security 40.0 hrs/wk To Sheriff 40.0 hrs/wk	01/05/09	16.67 PH  To 23.95 PH

**SEPARATIONS**

	<b>NAME</b>	<b>TITLE</b>	<b>UN</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
11.	Krista L. Bedekovic	Seasonal Help	00	Parks & Recreation	01/09/09	Separation
12.	Darryl J. Britt	Corrections Officer	01	Corrections	01/22/09	Separation
13.	Emily P. Brookes	Software Systems Specialist	46	Information Technology	01/06/09	Separation
14.	Kimberly K. Harvie-Kelly	PHN II	06	Health	01/16/09	Separation
15.	James P. Reilly	Seasonal Help	00	Parks & Recreation	01/16/09	Separation

+eligible for 50 cents/hour bonus if completes season

\*estimated date \*\*Never Started

**Correction to date on Agenda 1/21/09**

Regina M. Armitage-Smith 1/03/09

AND the proper officers are authorized to execute all documents necessary to carry this Resolution into effect.

Meri Dolan provided additional explanation on item 12 in response to Ms. Ellis-Marseglia's inquiry.

**APPOINTMENTS**

Upon motion of Mr. Cawley, seconded by Ms. Ellis-Marseglia, with the vote being 3-0, a Resolution was adopted to approve the following Appointments:

Agricultural Land Preservation Board

Bartley E. Millett – reappointment, term expires 2/22/12

Area Agency on Aging Advisory Council

Terry Savage – reappointment, term expires 1/1/12

Children & Youth Advisory Board

Isabel Godwin – reappointment, term expires 3/1/12

Jack Jameson – reappointment, term expires 3/1/12

Emergency Health Advisory Council

Barry J. Burton, D.O. – reappointment, term expires 2/1/12

Deb Myatt – reappointment, term expires 2/1/12

Sue Waldo – reappointment, term expires 2/1/12

Solid Waste Advisory Committee

Arthur A. Feltes - new appointment, term expires 3/1/11

Upon motion of Mr. Cawley, seconded by Ms. Ellis-Marseglia, with the vote being 2-1-0, a Resolution was adopted to approve the following Appointments:

Enterprise Zone Organization

Steve Bilan – reappointment, term expires 12/31/11

Upon motion of Mr. Cawley, seconded by Mr. Martin, with the vote being 2-1-0, a Resolution was adopted to approve the following Appointments:

Enterprise Zone Organization

Pat T. Deon, Sr. – reappointment, term expires 12/31/11

AND the proper officers are authorized to execute all documents necessary to carry this Resolution into effect.

Mr. Martin announced that an individual who was appointed to the Drug & Alcohol Council at the January 21, 2009 Commissioners Meeting was later deemed ineligible to serve. The Director of the Drug & Alcohol Commission has recommended another individual and that appointment will be made at an upcoming meeting.

MISCELLANEOUS

Mr. Martin welcomed Dick Manna, Quality Assurance, to the meeting and stated that it is wonderful to have him return to work and looking well after recovering from an operation.

David M. Sanko, Chief Operating Officer, reported on the following matter(s):

Budget Address - Mr. Sanko announced that the Governor is currently making his budget address. Although details are still unavailable, the two year debt projection is over \$5 billion and the preliminary proposal is to increase spending by \$800 million. There are a variety of revenue options available, including several from federal infrastructure, and added that there will be a lot of activity to find ways to fund the shortfall.

Note of Thanks - Mr. Sanko offered kudos to the volunteers who assisted with the Planning Commission's point-in-time count of homeless persons in Bucks County. Volunteer teams identified sixteen individuals while searching areas identified by local law enforcement as likely to contain homeless encampments. These individuals will be added to the number of sheltered individuals in the count mandated by Housing & Urban Development.

Asset Management - By the end of February, a 60-day total of over \$50,000 in revenue will have been raised from the sale of surplus county property. Pete McElroy, Asset Manager, will be circulating a final draft of county vehicle procedures for the Commissioners' review in the near future.

Website - For the first time, a listing of all offices up for election at the municipal and precinct level will be posted on the county website under the Board of Elections section. All procedures and vacancies will be listed and over 1500 volunteers will be needed to fill the offices.

Ms. Ellis-Marseglia thanked everyone who took part in the effort to identify homeless persons living in Bucks County and stated that an amazing effort took place.

Ms. Ellis-Marseglia asked about the status about Bristol Township's lease of county property for a skate park. Bill Mitchell, Parks & Recreation, provided an update on the project, stating the lease will be completed in the near future. She also asked about \$380,000 that remains in the Parks & Recreation budget, to which Mr. Mitchell responded that recommendations for use of the funds will be forthcoming.

PUBLIC COMMENT – GENERAL

Madeline Rawley, a Doylestown resident, presented a letter to the Commissioners which voiced concerns regarding the 2008 General Election and survey results from Judges of Elections. Ms. Rawley requested that a letter be sent to all Judges of Elections inquiring about wait times at their respective polling places, and also asked that the post-meeting press conference be included with the audio playback on the county website. The Commissioners addressed her concerns and in response to her request for a post-election evaluation, stated that a Board of Elections meeting will likely be held in the next few weeks. Mr. Martin also brought a news article reporting on voting machines in New Jersey to Ms. Rawley's attention.

ANNOUNCEMENTS

The next public meeting of the Bucks County Board of Commissioners will be held at 10:00 a.m. on Wednesday, February 18, 2009, at the Bucks County Courthouse, Community Room, Doylestown, PA.

ADJOURNMENT

Upon motion of Mr. Cawley, seconded by Ms. Ellis-Marseglia, with the vote being 3-0, the meeting was adjourned.

Approved:

BUCKS COUNTY COMMISSIONERS  
BY:

\_\_\_\_\_  
Charles H. Martin  
Chairman

\_\_\_\_\_  
James F. Cawley, Esq.  
Commissioner

\_\_\_\_\_  
Diane M. Ellis-Marseglia  
Commissioner

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David M. Sanko, County Chief Clerk