

BUCKS COUNTY COMMISSIONERS

February 18, 2009

The Regular Meeting of the Bucks County Board of Commissioners was held at 10:00 a.m. on Wednesday, February 18, 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, asking that everyone remember deceased Philadelphia Police Officer John Pawlowski. 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.

PROCLAMATION

The Commissioners proclaimed March 1-7, 2009 as "BUCKS COUNTY CONSUMER PROTECTION WEEK" throughout the County of Bucks and encouraged all Buck Countians to educate themselves by using the wealth of information available on the county website. This year's theme, "Nuts and Bolts: Tools for Today's Economy" promotes consumer awareness. Mike Bannon and the staff of Consumer Protection accepted, spoke about issues arising due to the ailing economy and invited everyone to take informational brochures that were provided.

The Commissioners proclaimed March 14, 2009 as "BUCKS COUNTY ST. PATRICK'S DAY PARADE COMMITTEE DAY" throughout the County of Bucks. This year's parade will be marching to the theme "Love, Loyalty and Friendship" and will be led by Grand Marshal Bruce Ashmore, a Bristol resident who is actively involved in the community. Mr. Ashmore spoke about his family's history in the area and the honor of being Grant Marshal. Former County Commissioner Sandra Miller, along with Suzanne Smith and George Gallway, president and vice-president of the parade committee, invited everyone to attend the Irish Ball on March 6 and parade on March 14.

COMMENDATION

The Commissioners presented a Letter of Commendation and the 2008 Youth Hero Award to Ms. Sabriya Love, a 13 year old Trumbauersville resident who activated the Bucks County 911 system to assist her mother, who was suffering from chest pains. The Commissioners applauded her ability to quickly and decisively react. Chuck Axt, 911 Public Education Supervisor, spoke about the public education program and presented Ms. Love with a letter and gift card from the 911 staff. Ms. Love was joined by her mother, who expressed pride and gratitude to her daughter.

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 21, 2009 and the Regular Meeting of February 4, 2009 were approved.

DISCUSSION – Agenda Related Items

Harris Gubernick, Corrections, spoke on items 3a & b.

John Dougherty, Emergency Management, Ed Atkins, Chester County Emergency Services, and Jeff Thomas, Deputy Director for Administration, PEMA, spoke on item 6a regarding the hiring process, salary and necessity for an Executive Director, with additional input from Ray McHugh, Controller, and David Sanko, Chief Operating Officer.

Brian Hessenthaler, Finance, and Maureen McIlvaine, Purchasing, spoke on item 7a and explained why the lowest bidder was not awarded the contract. Ms. Ellis-Marseglia spoke in favor of a responsible contractor ordinance.

Jerry Anderson, Director of Operations, spoke on item 8a. An extensive discussion took place regarding a previous offer by Doylestown Borough to waive permit fees and numerous gestures that the county has made to promote a partnership between the two entities. With input from Doylestown Borough Councilman Lou White, the reimbursement of costs incurred by Doylestown Borough as a result of conducting building inspections was discussed.

Joe Bush, General Services, spoke on item 8c.

Joe Funk, Health & Human Services, spoke on item 10d regarding services provided.

Lynn Bush, Planning Commission, spoke on items 12a & b.

Ernest Closser, Curtin & Heefner LLP, spoke on item 13a.

NEW BUSINESS

Upon motion of Mr. Cawley, seconded by Ms. Ellis-Marseglia, with the vote being 3-0, item 7a was TABLED.

Mr. Cawley moved to TABLE item 8a and was seconded by Ms. Ellis-Marseglia, but the motion was withdrawn before a vote was called. The Commissioners did, however, direct that county staff shall enter into discussions to arrange for the reimbursement of costs incurred by Doylestown Borough.

Upon motion of Mr. Cawley, seconded by Ms. Ellis-Marseglia, with the vote being 3-0, the following Resolutions were approved with the exception of items 6a and 8a, which Ms. Ellis-Marseglia opposed but were approved with the vote being 2-1-0, and item 12a, from which Mr. Martin 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. Bayada Nurses, Inc. Willow Grove, PA	Approve contract to provide In-Home services to homebound elderly clients. 1/1/09 - ongoing	\$15,000.** /year
		b. Better Home Care, LLC Huntingdon Valley, PA	Approve contract to provide In-Home services to homebound elderly clients. 1/1/09 - ongoing	\$15,000.** /year
2.	COMMUNITY & BUSINESS DEVELOPMENT	a. Interfaith Housing Development Corporation Bristol, PA	Approve continued designation as a Community Housing Development Organization (CHDO) under the HOME program. 2/18/09 – 2/18/11	\$60,000.
3.	CORRECTIONS	a. Glenn Matis Doylestown, PA	Approve contract to perform duties as prison chaplain. 1/1/09 – 12/31/09	\$20,800.* (\$25.00/hr)
		b. Kroll Laboratories Richmond, VA	Approve contract to provide urine testing services at BCCF. 1/1/09 – 12/31/09	\$15,000.**
		c. Kroll Laboratories Richmond, VA	Approve contract to provide urine testing services at Community Corrections Centers. 1/1/09 – 12/31/09	\$20,000.**
		d. R.W. Powitz Associates, P.C. Old Saybrook, CT	Approve contract to provide forensic consulting services to Youth Center and Corrections. 1/1/09 – 12/31/10	\$15,000.** /year
4.	COURTS	a. Probational Volunteer Services Doylestown, PA	Approve annual allocation of grant funds for alternative disposition services. 1/1/09 – 12/31/09	\$13,500.
5.	DISTRICT COURTS	a. Moore North America Mount Laurel, NJ	Approve contract to purchase traffic and non-traffic citations forms. 1/1/09 – 12/31/09	\$15,000.**
6.	EMERGENCY MANAGEMENT	a. Adecco Philadelphia, PA	Approve Executive Director component of contract. 1/1/09 – 8/31/11	
			UNTABLED , only as to hiring of Executive Director	
7.	FINANCE	a. Baner Roofing Co. Telford, PA	Approve contract to replace roof at Yardley branch of Bucks County Free Library.	\$98,125.
			TABLED	

8.	GENERAL SERVICES	a.	Borough of Doylestown Doylestown, PA	Approve payment of building permit fee for the Parking Garage.	\$205,120.
		b.	H 4 Management Solutions, Inc. Warminster, PA	Approve contract increase to include additional shower stall renovations at Neshaminy Manor.	\$46,680.
		c.	McCarthy Masonry & Concrete, Inc. Quakertown, PA	Approve contract to repair Bridge #222 on Old Easton Rd. in Nockamixon Twp. as required by NBIS Bridge Inspections.	\$66,080.*
		d.	The Midway Corporation Philadelphia, PA	Approve contract increase to include additional repairs and installations at Bensalem District Court.	\$2,087.25
9.	JUVENILE PROBATION	a.	Pennsylvania Commission on Crime and Delinquency (TRACK Grant) Harrisburg, PA	Approve grant extension to allow monies to be used to supplement 2009 summer programs. 4/1/08 – 8/31/09	
10.	MH/MR	a.	Associated Production Services, Inc. Doylestown, PA	Approve contract increase to adjust service allocations. 7/1/08 – 6/30/09	\$8,700.**
		b.	Child & Family Focus, Inc. Valley Forge, PA	Approve contract to provide respite care services. 7/1/08 – 6/30/09	\$11,091.**
		c.	Ken-Crest Services Plymouth Meeting, PA	Approve contract increase to add new clients and adjust service allocations. 7/1/08 – 6/30/09	\$369,862.**
		d.	Lehigh University Bethlehem, PA	Approve contract to provide habilitation services. 7/1/08 – 6/30/09	\$141,590.**
11.	NESHAMINY MANOR	a.	Arcadia Health Care Feasterville, PA	Approve decrease in “Not To Exceed” limit due to reduced use of agency. 12/21/05 – 12/20/09	\$50,000.**
		b.	BelMed Ambulance, Inc. Warrington, PA	Approve contract to provide wheelchair/ambulance transport for residents. 2/18/08 – 2/17/09	\$30,000.**
		c.	Bucks County Workforce Investment Board Bristol, PA	Accept grant award to fund Service Excellence for Long-Term Facilities and Leading, Managing and Coaching training. 7/1/08 – 6/30/09	\$5,918. Revenue
		d.	Continental Health Equipment, Inc. Kittaning, PA	Approve contract extension and increase to pay final invoices for alternating pressure relieving systems. 1/1/08 – 12/31/08	\$3,692.75**
		e.	McKesson Medical Surgical/Minnesota Supply Golden Valley, MN	Approve contract increase to pay final invoices for disposable incontinent products for residents. 1/1/06 – 12/31/08	\$4,386.18**
		f.	ROMED Ambulance Philadelphia, PA	Approve contract amendment to increase wheelchair transport rates. 8/17/06 – 8/16/09	\$10./unit

	g.	Total Solution, LLC Trevose, PA	Approve increase in "Not To Exceed" limit due to increased use of agency. 4/10/05 – 4/9/09	\$150,000.**	
	h.	Universal Medical Response Ambulance Darby, PA	Approve contract amendment to increase wheelchair transport rates. 8/17/06 – 8/16/09	\$10./unit	
12.	PLANNING COMMISSION	a.	Bristol Borough Bristol, PA	Approve pass-through contract for municipal grant from Gaming Funds.	\$350,000.
		b.	Bucks County Redevelopment Authority Bristol, PA	Approve receipt of municipal grant from Gaming Funds.	\$350,000. Revenue
13.	SOLICITOR	a.	St. Mary Hospital Authority Langhorne, PA	Approve bond issue by St. Mary Hospital Authority that will promote the health, safety and welfare of the people in the area served by the hospital.	
14.	OTHER CIVICS	a.	Foundations Community Partnership	Approve Payment	\$3,000.

*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.

II. MISCELLANEOUS

Glenn Hains, Solicitor, provided an explanation and review of Ordinance 135.

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

Approve Ordinance No. 135 Continuing Tax Freeze on Real Estate Millage for Properties Preserved through the Bucks County Agricultural Land Preservation Program in accordance with the Agricultural Area Security Law.

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 with the exception of item 13, which was opposed by Ms. Ellis-Marseglia but approved with the vote being 2-1-0:

APPOINTMENTS

	NAME	TITLE	DEPARTMENT	DATE*	REMARKS
1.	Bernadette M. DeNofa J.R.#17	Nursing Pool - LPN Unit 31	NM Nursing 8.0 hrs/wk	02/18/09	23.00 PH
2.	David M. Gash J.R.#228	Museum Assistant Unit 03	Parks Historical Properties 10.0 hrs/wk	01/30/09	9.42 PH
3.	Saly George J.R.#16	LPN Unit 33	NM Nursing 40.0 hrs/wk	02/17/09	23.24 PH
4.	Karen L. Goltz J.R.#16	LPN Unit 33	NM Nursing 40.0 hrs/wk	02/17/09	22.12 PH
5.	Linda A. Maiella J.R.#227	Museum Assistant Unit 03	Parks Historical Properties 10.0 hrs/wk	01/30/09	9.42 PH

REHIRE

	NAME	TITLE	DEPARTMENT	DATE*	REMARKS
6.	Rafael A. Martinez Sep Date 10/06/08 J.R.#212	Security Guard Trainee Unit 00	Security 40.0 hrs/wk	03/02/09	16.17 PH

PER DIEM TO PERM

	NAME	TITLE	DEPARTMENT	DATE*	REMARKS
7.	Amber B. Anderson J.R.#13	Nursing Assistant Unit 03 To Nursing Assistant Unit 03	NM Nursing 40.0 hrs/wk To NM Nursing 40.0 hrs/wk	02/28/2009	13.89 PH To 16.32 PH
8.	Rasheedah S. Melchor J.R.#13	Nursing Assistant Unit 03 To Nursing Assistant Unit 03	NM Nursing 40.0 hrs/wk To NM Nursing 40.0 hrs/wk	02/28/2009	13.89 PH To 16.32 PH
9.	Keia Sutton J.R.#13	Nursing Assistant Unit 03 To Nursing Assistant Unit 03	NM Nursing 40.0 hrs/wk To NM Nursing 40.0 hrs/wk	02/14/2009	13.89 PH To 16.32 PH

PROMOTION

	NAME	TITLE	DEPARTMENT	DATE*	REMARKS
10.	Ryan J. Diehl J.R.#76	Seasonal Help Unit 00 To Seasonal Help Unit 00	Parks & Recreation 20.0 hrs/wk To Parks & Recreation 40.0 hrs/wk	01/09/09	8.73 PH To 10.58 PH
11.	Daniel D. Lawler J.R.#76	Seasonal Help Unit 00 To Seasonal Help Unit 00	Parks & Recreation 20.0 hrs/wk To Parks & Recreation 40.0 hrs/wk	04/25/09	9.51 PH To 11.09 PH

POSITION CHANGE

	NAME	TITLE	DEPARTMENT	DATE*	REMARKS
12.	Stacey A. Deans J.R.#13	Nursing Assistant -PT Unit 03 To Nursing Assistant Unit 03	NM Nursing 24.0 hrs/wk To NM Nursing 40.0 hrs/wk	02/28/2009	13.89 PH To 13.89 PH

SALARY ADJUSTMENT

	NAME	TITLE	DEPARTMENT	DATE*	REMARKS
13.	Edward Rudolph	Solicitor Unit 77 To Solicitor Unit 77	Board of Assessment 40.0 hrs/wk To Board of Assessment 40.0 hrs/wk	01/01/2009	15,000.00 PA To 20,000.00 PA

SEPARATIONS

	NAME	TITLE	DEPARTMENT	DATE*	REMARKS
14.	Antonio Arco	Groundsman Leader	General Services	02/11/09	Separation
15.	Faquita D. Bryant	Nursing Assistant	NM Nursing	02/10/09	Separation
16.	Henchon Edouard	Nursing Assistant	NM Nursing	02/06/09	Separation
17.	Qamara Hamid	Nursing Assistant	NM Nursing	02/05/09	Separation
18.	Janice M. LaPorta	Corrections Officer	Corrections	02/07/09	Separation
19.	Sunitha V. Maymadom	Registered Nurse	NM Nursing	02/05/09	Separation
20.	Steven M. Miller	Corrections Officer	Corrections	01/22/09	Separation
21.	Nina Toothman	LPN	NM Nursing	02/04/09	Separation
22.	Percy E. Rogers, Jr.	Custodian – NMH	General Services	02/02/09	Separation

+eligible for 50 cents/hour bonus if completes season

*estimated date **Never Started

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

Meri Dolan, Human Resources, spoke on items 18 and 20 in response to Ms. Ellis-Marseglia's question. Ms. Dolan also spoke on item 13, with additional input from Mr. Sanko, regarding the salary and explained that the hours listed on the agenda are for administrative purposes and not intended to be a reflection of the number of hours worked. It was suggested that the employee keep a running total of hours worked to determine an accurate number for future reference.

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:

Area Agency on Aging

Frances S. Reaman – new appointment, term expires 1/1/12

BCOET, Inc.

Stephanie R. Thomas, Ph.D. – new appointment, term expires 7/1/11

Children & Youth Advisory Board

Millicent Brown – reappointment, term expires 3/1/12

Opportunity Council

Frank Gabriele – new appointment, term expires 12/31/10

Planning Commission

Joseph A. Cullen, Jr. Esq. – new appointment, term expires 1/1/13

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

Drug & Alcohol Commission

Jessica B. Swanson – new appointment, term expires 2/18/12

Enterprise Zone Organization

Paul Giordano – reappointment, term expires 12/31/11

George R. Mount, III – reappointment, term expires 12/31/11

Industrial Development Authority

Stephen Worth – new appointment, term expires 1/1/14

Economic Development Advisory Board

James F. Cawley, Esq. – new appointment, term expires 12/31/09*

Congressman Patrick Murphy – new appointment, term expires 12/31/09*

Jim Greenwood – new appointment, term expires 12/31/09*

Clifford C. David, Jr. – new appointment, term expires 12/31/09*

Roger Collins – new appointment, term expires 12/31/09*

Dr. James J. Links – new appointment, term expires 12/31/09*

Tom Jennings, Esq. – new appointment, term expires 12/31/09*

James Horan – new appointment, term expires 12/31/09*

Michael Scobey – new appointment, term expires 12/31/09*

Elizabeth “Betty” Graver – new appointment, term expires 12/31/09*

Clark Shuster – new appointment, term expires 12/31/09*

Peter Dominick – new appointment, term expires 12/31/09*

Gregory Wozniak – new appointment, term expires 12/31/09*

Andy Warren – new appointment, term expires 12/31/09*

Dr. Vail Garvin – new appointment, term expires 12/31/09*

David West – new appointment, term expires 12/31/09*

* or upon completion of mission of Board, whichever comes first.

Upon motion of Mr. Cawley, seconded by Mr. Martin, the motion to appoint Mr. Steven Bilan to the Economic Development Advisory Board failed, with the vote being 1-2-0, with Ms. Ellis-Marseglia and Mr. Martin voting “nay”.

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

MISCELLANEOUS

Commissioner Martin noted the presence of former County Commissioner Andrew Warren and welcomed him to the meeting. He also recognized the presence of Congressman Patrick Murphy.

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

Update – At the February 4, 2009 Commissioners Meeting, it was agreed that Mr. Sanko would meet with the District Attorney’s office regarding a contract with Analytic Bio-Chemistries Laboratories to provide blood and toxicology testing services. Mr. Sanko provided an explanation for the use of a vendor as opposed to county staff. He stated that cost savings are achieved and added that 66 out of 67 Pennsylvania counties utilize private laboratories.

Call for Volunteers - The Bucks County Retired and Senior Volunteer Program is in need of volunteers to act as drivers for the Meals on Wheels program in the Bensalem area.

Stimulus – The Governor’s budget proposal aimed for the receipt of \$5 billion in aid from the stimulus package, but a preliminary review revealed that estimate to be approximately \$1 billion short. Yesterday, Mr. Sanko received a report on the fiscal impact of the stimulus package and learned that the 2009 allocation will be approximately \$184 billion. Staff will continue to monitor the situation to determine Bucks County’s eligibility for aid.

Mortgage Foreclosure Program – Last week marked the deadline for submissions to Congressman Patrick Murphy’s office for appropriation requests for the upcoming year. Doylestown Township Supervisor Barbara Lyons and State Representative Marguerite Quinn brought a proposal to Pat Bachtle, Prothonotary, and Doug Praul, Court Administrator, to create a Mortgage Foreclosure Diversionary Program, which will be unique in that before a property goes to Sheriff’s sale, mediation would be required between the lender and borrower.

Ms. Ellis-Marseglia asked about a RFP for garage testing and a “last best offer” from bidders. Mr. Sanko provided clarification on the situation.

Ms. Ellis-Marseglia spoke about helping the economy and suggested that the county place a moratorium on tax reassessments as a result of home improvements to stimulate spending. Mr. Martin and Mr. Cawley stated that they would be happy to review the suggestion.

PUBLIC COMMENT – GENERAL

Madeline Rawley, a Doylestown resident, asked for the date on which the next Board of Elections meeting will be held. Commissioner Cawley stated that it will be scheduled in the near future and added that it will be properly advertised beforehand. He also addressed her comments from the previous meeting at which she presented a letter about individuals who were unable to cast their vote due to issues on Election Day. Mr. Cawley stated that he had reached out to some of the individuals mentioned in the letter and was able to determine that they did not feel disenfranchised.

Nancy Alessi, Co-Chair of the Open Space Committee of Nockamixon Township, thanked the Commissioners for their support of the open space program and presented a card of thanks with a picture commemorating a property that was preserved in December 2008.

Paul Salvatore, a Doylestown resident, thanked the Commissioners for sending a newsletter to inform residents about the Justice Center construction project. He also stated that while working at the polls on Election Day, he noticed that voters brought with them a county newsletter printed with election information. Mr. Martin thanked Mr. Salvatore for his comments and spoke of other residents who have expressed their appreciation for county newsletters.

ANNOUNCEMENTS

The next public meeting of the Bucks County Board of Commissioners will be held at 10:00 a.m. on Wednesday, March 4, 2009, at the Conwell-Egan Catholic High School, 611 Wistar Rd., Fairless Hills, 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

David M. Sanko, County Chief Clerk