

## BUCKS COUNTY COMMISSIONERS

July 30, 2014

The Regular Meeting of the Bucks County Board of Commissioners was held on Wednesday, July 30, 2014, at 10:00 am, at the New Hope Winery, 6123 Lower York Road, New Hope, Pennsylvania. In attendance were Commissioner Robert G. Loughery, Chairman; Commissioner Charles H. Martin, Vice Chairman; and Commissioner Diane M. Ellis-Marseglia. Chairman Loughery opened the meeting with a moment of silence, followed by the Pledge of Allegiance.

### INTRODUCTIONS

Chairman Loughery introduced New Hope Winery Operations Manager Michael Conti, who welcomed everyone to the facility. He shared some information about the winery, which hosts events from showers to concerts, and said they produce twenty different varieties of wine at their vineyards in Buckingham. He invited everyone to look around after the meeting.

Chairman Loughery welcomed Stacey Mulholland from Congressman Michael Fitzpatrick's office, Solebury Township Supervisors Paul Cosdon and Edward McGahan, Jr., and county row officers Mary Smithson, Clerk of Courts and Ray McHugh, Controller.

### PROCLAMATIONS - none

### PUBLIC COMMENT – Agenda Items

Andy Warren, former Commissioner from Middletown Township, had questions on agenda items 2a, 6a, c & g, 10a, c & d, and 13b, c, d & e.

### OLD BUSINESS

Upon motion of Commissioner Marseglia, seconded by Commissioner Martin, with the vote being 3-0, the minutes of the regular meeting of July 16, 2014 were approved.

### NEW BUSINESS

Chairman Loughery read through the agenda, providing clarification and addressing questions and comments.

Item 2a – In response to Mr. Warren's question, Chairman Loughery and County Finance Director Dave Boscola provided clarification on the amendment, advising that it has to do with the payment method and changing from a reimbursement to an appropriation.

Item 5b – Discussion followed Commissioner Marseglia's question regarding the insurance coverage on this property. Mr. Boscola addressed the increase in premium and advised that the coverage is not required but deemed appropriate as the mill is built alongside the creek. He suggested it is something they can look at more closely next year.

Items 6a & g – In response to Mr. Warren's question, Pete McElroy from General Services explained the terms of the lease. This was followed by additional discussion between the Commissioners and Mr. Warren.

Item 6c – General Services Director Gerald Anderson addressed Mr. Warren's question and advised the project is 3% over the contract amount. Commissioner Martin emphasized it is over contract not over budget.

Items 10a, c & d - In response to Mr. Warren's question, Health Department Director Dr. David Damsker explained the need for pressure relieving systems and advised that some rentals are always necessary for emergency purposes but that they are buying more over the next couple of years. In response to Mr. Warren's additional question, Purchasing Director Maureen McIlvaine advised that they opted to go with multiple vendors because it made sense financially to split it up.

Item 11a - Open Space Coordinator Dave Johnson presented information on a Municipal Open Space Program grant on the Casey property in Richland Township.

Items 13a, b, c, d & e – In response to Mr. Warren's question, County Solicitor Michael Klimpl provided brief explanations: 13a is a personnel matter involving a former county employee; 13 b & c involve the same matter involving alleged excessive use of force by a corrections officer. He explained the fee shifting statute; 13d was a slip and fall which was settled prior to becoming a lawsuit; 13e involved the alleged issue of medical treatment at the prison.

**RESOLUTIONS**

Upon motion of Commissioner Martin, seconded by Commissioner Marseglia, with the vote being 3-0, the following Resolutions were approved with these exceptions:

- Items 5a, 5b, 6b, 6c, 6d & 6e passed with a vote of 2-1 with Commissioner Marseglia opposing.

**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. Linton’s Managed Services East Norriton, PA	Approve contract increase and extension to provide congregate and home-delivered meals. 7/1/14 – 6/30/15	\$655,000** (County 9%)
2. COMMISSIONERS	a. Bucks County Community College Newtown, PA	Approve first amendment to Sub-Sublease Agreement for the operation of the Lower Bucks Public Safety Training Center. 1/1/14 – 12/31/14	\$700,000 (County 0%)
3. CONSUMER PROTECTION / WEIGHTS & MEASURES	a. PA Department of Agriculture, Bureau of Ride & Measurement Standards Harrisburg, PA	Approve Memorandum of Understanding regarding program for the next three years. 7/1/14 – 6/30/17	
4. EMERGENCY COMMUNICATIONS Narrowbanding	a. Industrial Communications Co. Easton, PA	Approve 12 year lease agreement for tower site in Holland Township, NJ to deploy radio equipment, commencing 60 days from completion of construction.	\$600,760.89** +utilities (County 100%)
	b. Northeast Union Inc. Bensalem, PA	Approve contract for modifications to tower site in Springfield Township.	\$31,500 (County 100%)
5. FINANCE	a. Admiral Insurance Company Cherry Hill, NJ	Approve contract renewal of annual Miscellaneous Professional Liability Insurance Policy. 9/1/14 – 9/1/15	\$259,725 (County 100%)
	b. Wright National Flood Insurance Company St. Petersburg, FL	Approve renewal of annual Flood Insurance Policy. 8/17/14 – 8/17/15	\$25,042 (County 100%)
6. GENERAL SERVICES	a. Central Bucks Ambulance and Rescue Unit Doylestown, PA	Approve lease of space on Courthouse roof. 8/1/14 – 7/31/19	\$5 (Revenue)
	b. Ernest Bock & Sons, Inc. Philadelphia, PA	Approve contract increase for blackout paint behind interior terracotta tile joints. Change Order – GC #057	\$13,506 (County 100%)
	c. Ernest Bock & Sons, Inc. Philadelphia, PA	Approve contract increase for minor drywall repairs due to added electrical work. Change Order – GC #058	\$2,198 (County 100%)
	d. Ernest Bock & Sons, Inc. Philadelphia, PA	Approve contract increase for terrazzo application on level 2. Change Order – GC #059	\$17,270 (County 100%)
	e. Ernest Bock & Sons, Inc. Philadelphia, PA	Approve contract increase for terrazzo application on level 3. Change Order – GC #060	\$27,233 (County 100%)
	f. Havis, Inc. Warminster, PA	Approve purchase of vehicle upfit packages for Park Rangers, Sheriff’s Office and Coroner’s Office.	\$57,640.85** (County 100%)
	g. T-Mobile Northeast LLC Bellevue, WA	Approve lease amendment for use of space on Courthouse roof. 9/1/14 – 8/31/18	\$193,374.96 (Revenue)

7. HEALTH	a. Commonwealth of PA, Department of Health, Division of WIC Harrisburg, PA	Approve grant funding to provide WIC (Women, Infant & Children) program. 10/1/13 – 9/30/14	\$144,305 (Revenue)
8. HUMAN SERVICES	a. Bucks County Opportunity Council, Inc. Doylestown, PA	Approve State Food Purchase Program Plan of Operation and Participation Statement. 7/1/14 – 6/30/15	
9. MH/DP	a. Sunshine Therapy Club, Inc. Havertown, PA	Approve contract increase to provide therapy services for children up to age three. 7/1/13 – 6/30/14	\$55,000** (County 10%)
10. NESHAMINY MANOR	a. First Choice Medical Supply Richland, MN	Approve contract to provide purchase of pressure-relieving systems for residents. 9/1/14 – 8/31/16	\$24,608.70** (County 1%)
	b. General Healthcare Resources Plymouth Meeting, PA	Approve contract amendment to add rate for a medical biller position. 1/1/14 – 12/31/14	
	c. Royal Medical Supply Pottstown, PA	Approve contract to provide rental of pressure-relieving systems for residents. 9/1/14 – 8/31/1	\$110,960** (County 1%)
	d. Specialty Medical Products Malvern, PA	Approve contract to provide purchase of pressure-relieving systems for residents. 9/1/14 – 8/31/16	\$26,136.40** (County 1%)
11. OPEN SPACE	a. Richland Township on behalf of James and Eileen Casey	Approve Municipal Open Space Program grant for 17.84 acre parcel; Amount represents 11% of appraised value. (TMP 36-029-073-001)	\$17,000 (County 100%)
12. PLANNING COMMISSION	a. Waste Management, Inc. and Wheelabrator Falls, Inc. Ewing, NJ	Approve renewal of waste capacity agreement. Execution – 12/31/24	\$0.85/ton (Revenue)
13. SOLICITOR	a. David Phy c/o John R. Bielski, Esquire Philadelphia, PA	Approve payment in the matter of COB V. AFSCME District Council 88, Local 1598 for settlement of litigation.	\$50,000 (County 100%)
	b. Ernest Soreth c/o Brian S. Chacker, Esquire Philadelphia, PA	Approve payment in the matter of Soreth v. COB et al. for settlement of litigation.	\$175,000 (County 100%)
	c. Gay, Chacker & Mittin, P.C. Philadelphia, PA	Approve payment in the matter of Soreth v. COB et al. for settlement of litigation.	\$200,000 (County 100%)
	d. Sandra Cotlar c/o Steven A. Cotlar, Esquire Doylestown, PA	Approve payment for settlement and general release of claims.	\$30,000 (County 100%)
	e. Virginia Anders c/o William A. Habib, Esquire Jamison, PA	Approve payment in the matter of Anders v. COB et al. for settlement of litigation.	\$12,000 (County 100%)
14. OTHER CIVICS	a. Bucks County 4H Middletown Grange Fair	Approve Payment	\$1,200 \$2,500

\*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.

**BUDGET ADJUSTMENTS**

None

**PERSONNEL**

Upon motion of Chairman Loughery, seconded by Commissioner Marseglia, with the vote being 3-0, the following Personnel Actions were approved:

**APPOINTMENTS**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
1.	Al-Jathiyah N. Muhammad J.R. #2309	Nursing Assistant – Pool Unit 30	NM Nursing Pool 28.0 hrs/wk	08/12/14	16.00 PH
2.	Rosemary R. Roehner J.R. #2394	Human Resources Admin Unit 00	Human Resources 40.0 hrs/wk	09/08/14	23.79 PH
3.	Theresa M. Walker J.R. #2401	Food Service Attendant – PT Unit 03	NM Dietary Services 24.0 hrs/wk	08/02/14	12.01 PH

**PER DIEM TO PERM**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
4.	Derrick S. Croak	Dispatcher Trainee – PD Unit 03 To Dispatcher I Unit 03	911 Emergency Response 30.0 hrs/wk To 911 Emergency Response 40.0 hrs/wk	08/11/14	13.52 PH To 23.39 PH
5.	Kendall A. Goodhoe	Dispatcher Trainee – PD Unit 03 To Dispatcher I Unit 03	911 Emergency Response 30.0 hrs/wk To 911 Emergency Response 40.0 hrs/wk	08/11/14	13.52 PH To 23.39 PH

**POSITION CHANGE**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
6.	Michael J. Carr J.R. #2426	Electronic Technician I Unit 03 To Electronic Technician III Unit 00	Emergency Communications 40.0 hrs/wk To Emergency Communications 40.0 hrs/wk	07/31/14	24.33 PH To 29.22 PH
7.	Stephen B. Caughie J.R. #2376	MR Program Specialist I Unit 04 To MR Program Specialist II Unit 84	MH DP Admin 37.5 hrs/wk To MH DP Admin 37.5 hrs/wk	08/02/14	32.31 PH To 33.79 PH
8.	Jason M. Plefka J.R. #2170	Software Systems Specialist Unit 46 To Data-Database Admin Unit 00	Information Technology 40.0 hrs/wk To Information Technology 40.0 hrs/wk	07/31/14	24.54 PH To 28.00 PH
9.	Mackenzie E. Schuler J.R. #2326	Seasonal Help Unit 00 to Seasonal Help Unit 00	Parks Recreation Services 40.0 hrs/wk To Parks Recreation Services 40.0 hrs/wk	08/09/14	8.09 PH To 9.00 PH

**OUT OF CLASS/TEMP ASSIGNMENT**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
10.	Travis S. Monroe	Assistant Human Resources Dir Unit 00 To Interim Human Resources Dir Unit 00	Human Resources 40.0 hrs/wk To Human Resources 40.0 hrs/wk	07/31/14	75,012.84 PA To 82,321.23 PA

**SEPARATIONS**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
11.	Lindsay J. Ashwell	Seasonal Help	Parks Recreation Services	08/08/14	Separation
12.	Judith Bachman	Activities Assistant – PD	NM Activities	08/01/14	Separation
13.	Katrina M. Crumlish	Food Service Attendant – PT	NM Dietary Services	07/19/14	Separation**
14.	Dorothy J. Farr	Clinical & Quality Manager	Behavioral Health Services	08/05/14	Separation
15.	Tatyana Feldman	Activities Assistant – PD	NM Activities	07/14/14	Separation
16.	Michael S. Kulp	Corrections Officer	Main Jail	07/15/14	Separation
17.	Ryan P. Mullelly	Dispatcher Trainee – PD	911 Emergency Response	07/13/14	Separation
18.	Blair C. Salmon	Food Service Attendant – PD	NM Dietary Services	08/09/14	Separation
19.	Karen J. Silk	LPN – Pool	NM Nursing Pool	07/02/14	Separation
20.	Jean Stevens	Human Resources Admin	Human Resources	09/02/14	Separation
21.	Linda A. Stockton	LPN	NM Licensed Practical Nurses	07/17/14	Separation
22.	Maryann B. Thatcher	Clerk Typist II	Children & Youth	09/05/14	Separation

+eligible for 50 cents/hour bonus if completes season \*estimated date \*\*never started \*\*\*agreement \*\*\*\*reinstatement

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

**BOARD APPOINTMENTS**

Upon motion of Commissioner Martin, seconded by Chairman Loughery, with the vote being 3-0, the following appointments were approved:

**Workforce Investment Board**

Roger Collins	Reappointment	term expires 8/1/17
Mary Ann DuGan	Reappointment	term expires 8/1/17

Kenneth Heydt	Reappointment	term expires 8/1/17
Garney Morris	Reappointment	term expires 8/1/17

Upon motion of Commissioner Marseglia, seconded by Chairman Loughery, with the vote being 3-0, the following appointments were approved:

Drug and Alcohol Commission

Christopher Heuer	New Appointment	term expires 8/1/17
-------------------	-----------------	---------------------

MH/DP Advisory Board

Robert Yochum	New Appointment	term expires 8/1/17
---------------	-----------------	---------------------

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

MISCELLANEOUS

**Brian Hessenthaler, Chief Operating Officer, reported on the following:**

Congratulations to Mary Smithson, Clerk of Courts, on being elected President of the Pennsylvania State Association of Prothonotaries and Clerks of Courts. She was elected by her colleagues, which goes to show they recognize and value her excellent work ethic and leadership skills as we do.

Roger Collins has just returned to work for the County this week as Director of Housing and Community Development. We feel very fortunate to have Roger on board.

**Lynn T. Bush, Chief Clerk, reported on the following:**

The Delaware Valley Regional Planning Commission recently adopted their new funding plan, with Bucks County receiving about \$5.5 million for transportation funding. They intend to focus on improving Route 1, County Line Road, and the connection between Interstate 95 and the Pennsylvania Turnpike. Funds will also be going for improvements to some of the rail stations, specifically Levittown. With regard to Solebury Township, money will be going toward the trail connecting the canal to the park system, and ultimately to the Route 202 trail. Improvements are also slated to the road, bridges, and retaining walls along River Road.

COMMISSIONER COMMENTS

Commissioner Martin spoke in support of the County’s hiring practices, saying the process they have in place has worked very well and they have hired some top notch, exceptional individuals.

Commissioner Marseglia provided an explanation of the Helping Families in Mental Health Crisis Act (HR 3717) sponsored by Congressman Tim Murphy and co-sponsored by Congressman Michael Fitzpatrick, and she asked for the Commissioners’ show of support. Stacey Mulholland from Congressman Michael Fitzpatrick’s office thanked the Commissioners for bringing awareness to the issue and garnering support for the bill. Upon motion of Commissioner Marseglia, seconded by Chairman Loughery, with a vote of 3-0, the Commissioners agreed to send a letter to the State Senators and Representatives requesting their support of the bill in Harrisburg.

PUBLIC COMMENT

Paul Cosdon, Vice Chairman of the Solebury Board of Supervisors, spoke about their Parks and Recreation Master Plan. He advised that the first item on their list of projects is to complete the trail from Canal Park to Route 202, and he requested a written acknowledgment of the funding they will be receiving so they can get the project started. Lynn Bush advised that she will get them what they need.

Edward McGahan, Jr., also from the Solebury Board of Supervisors, voiced his concerns regarding the road conditions in the Solebury area and requested that the Commissioners use their influence to get them back in order.

Andy Warren, former Commissioner from Middletown Township, offered his congratulations to President Smithson. He further stated that he concurred with everything Commissioner Martin said about the County employees and thought it is good that the Commissioners are involved in the hiring process. Mr. Warren also raised the issue of incarcerated individuals being able to walk away from work release programs and looked to the Commissioners, as members of the Prison Board, to look into what can be done about it. Commissioner Martin advised that they did look into the number of walk-aways, going back many years, and found that the number has continually decreased. He further stated that while even one is too many, it is not a new phenomenon and the number of incidents has consistently decreased over the years. Chairman Loughery offered assurance that the Commissioners are concerned and it is on everyone’s radar. They have addressed the issue with the prison oversight board, and are looking into putting additional measures in place.

ANNOUNCEMENTS

The next public meeting of the Bucks County Board of Commissioners will be held at 10:00 a.m. on Wednesday, August 13, 2014 at the Middletown Grange Fair in Wrightstown.

ADJOURNMENT

Upon motion of Commissioner Martin, Chairman Loughery adjourned the meeting.

Approved: August 13, 2014

BUCKS COUNTY COMMISSIONERS

BY:

---

Robert G. Loughery  
*Chairman*

---

Charles H. Martin  
*Commissioner*

---

Diane M. Ellis-Marseglia  
*Commissioner*

---

Lynn T. Bush, *Chief Clerk*