

## BUCKS COUNTY COMMISSIONERS

May 20, 2009

The Regular Meeting of the Bucks County Board of Commissioners was held at 10:00 a.m. on Wednesday, May 20, 2009, at the Solebury Township Building, 3092 Sugas Road, Solebury, 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, 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.

### INTRODUCTIONS

Commissioner Martin noted it was wonderful to see many preserved properties while driving to the meeting along Upper York Road. He presented Michael Kennerley, Chairman, Solebury Township Board of Supervisors, with a county flag to display in the Solebury Township building. Mr. Kennerley welcomed everyone, spoke about ongoing preservation efforts in Solebury and introduced fellow Supervisors Dominic Marano and Dennis Mankin.

### PROCLAMATIONS

The Commissioners recognized Central Bucks High School East student Jordyn Kimelheim as "2009 HIGH SCHOOL POET OF THE YEAR" and applauded her creative gift of poetry and contribution to the literary tradition of our community. Dr. Allen Hoey, Program Administrator, introduced Miss Kimelheim, who thanked the Commissioners and read her award-winning poem "Emergency Evacuation."

The Commissioners proclaimed May 20, 2009 as "CORDUS MUNDI AND PERFORMING ARTS APPRECIATION DAY" in honor of the Cordus Mundi Mens' Vocal Ensemble, which presents concert music from many cultures, languages and centuries in venues throughout the county. Founder Rick Rosen, Co-Director David Fryling and Christopher Whitney accepted and thanked the Commissioners.

The Commissioners proclaimed May 17 – 23, 2009 as "EMERGENCY MEDICAL SERVICES WEEK" throughout Bucks County. They honored the men and women who serve heroically and responded to 45,477 emergency calls in 2008 to keep Bucks Countians safe. Jeryl DiGideo, Director, accepted with members of the Bensalem Rescue Squad, who were deployed to assist with evacuations in Louisiana due to Hurricane Gustav. Ms. DiGideo presented them with pins from the Pennsylvania Bureau of Health & EMS in honor of their hard work and sacrifice. On behalf of the EMS Fire Chiefs Association, Evan Resnikoff, President, thanked the county government, local municipalities and residents for their support.

The Commissioners proclaimed May 17 – 23, 2009 as "SOIL AND WATER STEWARDSHIP WEEK" throughout Bucks County and urged residents to support the Bucks County Conservation District's diverse and ongoing efforts to preserve and protect the county's rich environmental treasures. Gretchen Schatschneider, District Manager, Conservation District, along with Lisa Ishimuro, Environmental Protection Specialist, accepted the proclamation and presented the following 2009 Conservation District Awards:

"Volunteer of the Year" was awarded to Dr. Robert Stanfield in honor of his leadership, coordination, commitment and contribution above and beyond the call of duty. Mr. Stanfield accepted and spoke of his efforts spanning 22 years to preserve land and water in Bucks County.

"Individual Educator of the Year" was awarded to Jared Hottenstein, a teacher at Jamison Elementary School, in honor of his creation of the Jamison Elementary School Conservation Club for 5<sup>th</sup> and 6<sup>th</sup> students.

"Organization of the Year" was awarded to Spectra Energy and Texas Eastern Pipeline in recognition of their depth and careful consideration of the Bucks County environment during the installation of a cross-county natural gas pipeline.

### PUBLIC COMMENT – Agenda Items

None.

DISCUSSION – Agenda Items

Joe Funk, Health & Human Services, spoke on item 1a in response to Ms. Ellis-Marseglia’s question about financial information. He also spoke on item 1d regarding the identity of the property owner and additional clarification was provided by David Sanko, Chief Operating Officer.

Pete Ference, Emergency Communications, spoke on items 3a & b.

Jerry Anderson, General Services, spoke on item 4a and explained that all concerns have been resolved.

Andy Schafer, Health Department, spoke on item 5a.

The Board discussed item 6a and deliberated about adding the words “and alcohol” to the post-accident drug testing policy. Mr. Sanko provided further explanation with regard to organized labor agreements, and Brian Hessenthaler, Finance, spoke on the relative infrequency of accidents in response to Mr. Cawley’s question about whether alcohol testing would create a financial burden on the county. Phil Smith, West Nile Virus Coordinator, asked for an explanation of the definition of an accident, and Meri Dolan, Human Resources, read the specific wording of the policy for clarification, also stating the only employees affected would be non-safety sensitive employees.

Kris Kern, Open Space, spoke on item 9a. Mike Kennerley, Chairman, Solebury Township Board of Supervisors, commented about Solebury’s long history of interest in the property and thanked the county for recognizing its value. He spoke about the value of ground water as part of the acquisition, especially of importance to Solebury Township, which has no public water system.

Bill Mitchell, Parks & Recreation, spoke on item 10a. He explained the final price will be adjusted once a survey is completed, which will determine the total acreage of the acquisition.

Lynn Bush, Planning Commission, spoke on items 11c, d & f. Mr. Cawley stated that the late John Long, who served as Chairman of the Pearl S. Buck Foundation, considered the agreement an important achievement and wished to note Mr. Long’s efforts toward making the conservation easement a reality.

NEW BUSINESS

Upon motion of Mr. Cawley, seconded by Ms. Ellis-Marseglia, and opposed by Mr. Martin, with the vote being 2-1-0, the words “and alcohol” were added to the sentence of item 6a dealing with post-accident drug testing within three hours.

Upon motion of Mr. Cawley, seconded by Ms. Ellis-Marseglia, with the vote being 3-0, the following Resolutions were approved with the exception item 1a, which Ms. Ellis-Marseglia opposed but was approved with the vote being 2-1-0, item 1b, from which Ms. Ellis-Marseglia abstained but was approved with the vote being 2-0-1, and item 6a, which Mr. Martin opposed but was approved as amended with the vote being 2-1-0.

**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. CHILDREN & YOUTH	a. Don Guanella School Springfield, PA	Approve contract to provide residential care services. 7/1/08 – 6/30/09	\$185,700.**
	b. Northwestern Human Services of Bucks County Erdenheim, PA	Approve contract to provide community residential rehabilitation and treatment services. 7/1/08 – 6/30/09	\$12,000.**
	c. The Children’s Institute of Pittsburgh Pittsburgh, PA	Approve contract to provide foster care services. 7/1/08 – 6/30/09	\$28,000.**
	d. 4259 West Swamp Road Owner, LP Philadelphia, PA	Approve amendment to Lease Agreement to extend term. 4/1/09 – 3/31/14	\$591,228. /year
2. COMMISSIONERS	a. Otter Recycling Center, Inc. Bristol, PA	Approve modifications to contract terms to reflect decline in commodity prices.	
3. EMERGENCY COMMUNICATIONS	a. Northrop Grumman Information Technology Orange, CA	Approve contract to purchase support software for Police, Fire, EMS and county mobile data terminal access to Computer Aided Dispatch (CAD) system.	\$25,920.**

		b.	Northrop Grumman Corporation Commercial State & Local Inc. Chantilly, VA	Approve contract to provide ability to upload and integrate Geographic Information System (GIS) layers. 4/27/09 – 5/27/10	\$30,529.
4.	GENERAL SERVICES	a.	Laurant Construction Co., Inc. Pennington, NJ	Approve contract to replace the roof of the Administration Building in Doylestown, PA.	\$182,850.
	<b>UNTABLED</b>				
		b.	N B Rodgers Inc. Gilbertsville, PA	Approve contract increase for additional unit heater and relocation of lavatory.	\$1,913.76*
5.	HEALTH	a.	Health Department	Approve revised Rules & Regulations pertaining to Disease Vector Control.	
6.	HUMAN RESOURCES	a.	Human Resources	Approve revised, updated policies within the County of Bucks Human Resources Policies and revised updates to Personnel Practices & Procedures. Effective 5/6/09	
	<b>UNTABLED</b> , only as to post-accident drug testing within three hours				
7.	INFORMATION TECHNOLOGY	a.	Verizon Pennsylvania, Inc. North Wales, PA	Approve Right of Way Agreement to enable connectivity upgrades at 60 Township Rd. in Richboro Township.	
8.	MH/MR	a.	Family Services Association of Bucks County Langhorne, PA	Approve contract amendment to adjust service allocations. 7/1/08 – 6/30/09	\$19,900.
		b.	Philadelphia Developmental Disabilities Corp. Philadelphia, PA	Approve contract to provide community habilitation and pre-vocational services. 4/1/09 – 6/30/09	\$10,000.**
		c.	Values Into Action, Inc. Media, PA	Approve contract to provide home and community habilitation services. 4/1/09 – 6/30/09	\$10,000.**
9.	OPEN SPACE	a.	Solebury Township Solebury, PA	Approve Natural Areas Program Grant for fee simple acquisition of Ingham Spring and Aquetong Lake in Solebury Township. (TMPs 41-022-108 & 41-022-109)	\$600,000.
10.	PARKS & RECREATION	a.	Dwayne Gross Nockamixon Township, PA	Approve acquisition of 20 acres adjacent to the Bucks County Horse Park in Nockamixon Township in lieu of condemnation. (TMP 30-011-139-001)	\$335,000. (+settlement charges and adjustments)
11.	PLANNING COMMISSION	a.	Delaware Valley Regional Planning Commission Philadelphia, PA	Approve contract for Bucks County Planning Commission to conduct ongoing transportation planning. 7/1/09 – 6/30/10	\$84,000. Revenue
		b.	New Hope Borough New Hope, PA	Approve contract to provide planning assistance to update Open Space Plan.	\$4,330. Revenue
		c.	Pennsylvania Department of Conservation and Natural Resources Harrisburg, PA	Approve grant application resolution to allow acquisition of parkland along Delaware River in Bridgeton Township and authorize county personnel to sign grant documentation.	

	d.	Pennsylvania Department of Conservation and Natural Resources Harrisburg, PA	Approve grant application resolution to allow acquisition of conservation easement on grounds of Pearl S. Buck Foundation and authorize county personnel to sign grant documentation.		
	e.	Perkasie Borough Perkasie, PA	Approve contract to provide planning assistance to update Open Space Plan.	\$5,780. Revenue	
	f.	Southeastern PA Household Hazardous Waste Collection Program	Approve Inter-Governmental Agreement (IGA) for the Southeastern PA Household Hazardous Waste Collection Program. 1/1/10 – 12/31/12		
12.	SHERIFF	a.	North Atlantic Extradition, Inc. Columbus, MS	Approve contract extension to transport prisoners. 1/1/09 – 5/1/10	\$25,000.*
13.	OTHER CIVICS	a.	Mark C. Baum Trust Fund Neshaminy Pass Program	Approve Payment	\$2,000. \$2,000.

\*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.

**BUDGET ADJUSTMENTS**

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

Adjustment #05-006-0                      Area Agency on Aging  
Additional special one-time Block Grant Allocation and re-allocation of existing funds.

Adjustment #05-007-0                      Community Development Block Grant  
First Quarter Redevelopment Authority program income.

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

Brian Hessenthaler, Finance, provided additional explanation, stating that both budget adjustments have no impact to the county general fund.

**PERSONNEL**

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

**APPOINTMENTS**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
1.	Richard E. Armitage J.R.#76	Seasonal Help Unit 00	Parks & Recreation 20.0 hrs/wk	04/25/09	7.22 PH+
2.	Benjamin B. Kritzer J.R.#76	Seasonal Help Unit 00	Parks & Recreation 20.0 hrs/wk	05/18/09	8.15 PH+
3.	Robert D. Manners J.R.#76	Seasonal Help Unit 00	Parks & Recreation 20.0 hrs/wk	05/01/09	7.59 PH+
4.	Lauren G. Mascibroda J.R.#76	Seasonal Help Unit 00	Parks & Recreation 20.0 hrs/wk	05/13/09	8.60 PH+
5.	Timothy W. McGlynn J.R.#76	Seasonal Help Unit 00	Parks & Recreation 20.0 hrs/wk	04/30/09	7.59 PH+

6.	Michelle Melching J.R.#240	PHN II (Prison) Unit 06	Health 40.0 hrs/wk	05/26/09	26.92 PH
7.	Ramona Mitchell J.R.#221	Clerk III Unit 04	AAA 37.5 hrs/wk	05/26/09	16.54 PH
8.	Marie Noisette J.R.#17	LPN - Pool Unit 31	NM Nursing 8.0 hrs/wk	05/12/09	25.50 PH
9.	Anagabreilla A. Pfeiffer J.R.#21	Food Service Attendant – PT Unit 03	NM Dietary 24.0 hrs/wk	05/16/09	12.01 PH
10.	Lauren M. Westnoff J.R.#18	Registered Nurse Unit 06	NM Nursing 40.0 hrs/wk	05/26/09	25.98 PH

**PERM TO PER DIEM**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
11.	Virginia M. Miller J.R.#304	LPN Unit 33 To LPN Unit 31	NM Nursing 40.0 hrs/wk To NM Nursing 8.0 hrs/wk	05/23/09	23.24 PH  To 26.26 PH
12.	Kenneth M. Brams J.R.#330	Security Screener Unit 00 To Mailroom Clerk Unit 03	Security 25.0 hrs/wk To Mail Room 35.0 hrs/wk	05/23/09	12.73 PH  To 16.81 PH

**POSITION CHANGE**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
13.	Roland Jean-Baptiste J.R.#13	Nursing Assistant – Pool Unit 30 To Nursing Assistant Unit 03	NM Nursing 8.0 hrs/wk To NM Nursing 40.0 hrs/wk	05/09/09	15.02 PH  To 13.89 PH
14.	Joyce A. Lucas J.R.#335	MR Program Spec I Unit 04 To MH Program Spec I Unit 04	MH/MR 37.5 hrs/wk To MH/MR 37.5 hrs/wk	05/11/09	33.19 PH  To 33.19 PH
15.	Patricia A. Maley J.R.#336	MH Program Spec I Unit 04 To MR Program Spec I Unit 04	MH/MR 37.5 hrs/wk To MH/MR 37.5 hrs/wk	05/11/09	33.19 PH  To 33.19 PH

**SALARY ADJUSTMENT**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
16.	Meredith G. Allen	Public Health Epidemiologist Unit 00 To Public Health Epidemiologist Unit 00	Health 40.0 hrs/wk To Health 40.0 hrs/wk	06/13/09	58,349.45 PA  To 63,134.81 PA
17.	Mary Beth Weltz	Assistant Director of Nursing Unit 00 To Assistant Director of Nursing Unit 00	NM Nursing 40.0 hrs/wk To NM Nursing 40.0 hrs/wk	01/01/09	78,250.91 PA  To 80,598.45PA

**SEPARATIONS**

	<b>NAME</b>	<b>TITLE</b>	<b>DEPARTMENT</b>	<b>DATE*</b>	<b>REMARKS</b>
18.	Mary Beth Cabral	LPN	NM Nursing	05/08/09	Separation
19.	Ashley DiAmico	Food Service Attendant – PT	NM Dietary	05/09/09	Separation**
20.	Elizabeth A. Dougherty	Admin Asst Secretary	MCCC	07/11/09	Separation

21.	Emmett G. Hughes	Food Service Attendant – PT	NM Dietary	05/10/09	Separation
22.	Amethyst S. Lewis	Nursing Assistant	NM Nursing	05/06/09	Separation
23.	Sharin J. Marcucci	Registered Nurse	NM Nursing	05/01/09	Separation
24.	Christopher J. Morrone	Food Services Attendant	NM Dietary	05/23/09	Separation
25.	Therese D. J. Patterson	Nursing Assistant	NM Nursing	05/09/09	Separation
26.	Jane M. Sowden	Activities Assistant	NM Activities	05/26/09	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.

Chairman Martin asked for clarification on the change occurring in items 14 and 15. Ms. Dolan explained that the individuals moved from Mental Health to Mental Retardation, and vice versa.

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:

Bicycle Advisory Task Force

Ed Hein – reappointment – term expires 6/30/10

Housing Authority

Joyce E. Snyder – reappointment – term expires 6/2/14

Housing Development Corporation

Jack Baradziej – reappointment – term expires 6/30/12

MH/MR Advisory Board

Kathleen Campbell – reappointment – term expires 6/15/12

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:

Solid Waste Advisory Board

- Harry W. Fawkes, Jr. – reappointment – term expires 3/1/11
- Walter Leck – reappointment – term expires 3/1/11
- Mark Mayhew – reappointment – term expires 3/1/11
- Jay McLaughlin – reappointment – term expires 3/1/11
- Dr. William F. Schurmann – reappointment – term expires 3/1/11
- Larry Snyder – reappointment – term expires 3/1/11

Ms. Ellis-Marseglia made a motion to appoint Mr. Jeffrey Slemrod to the Library Board, but the motion failed for lack of a second.

Mr. Cawley requested documentation showing a Library Board member resigned to ensure a vacancy exists before an appointment is made.

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

MISCELLANEOUS

David M. Sanko, Chief Operating Officer, reported on the following matters:

Since the last Commissioners Meeting, Mr. Sanko attended the Department of Children & Youth’s Foster Parents Dinner with Commissioner Martin, where many foster care system success stories were shared.

On Monday evening, Mr. Sanko represented the Commissioners at the Bucks County police memorial in Newtown.

Mr. Sanko reported preliminary figures from yesterday’s Primary Election. There was a dramatic decrease in absentee ballots as only 1,000 were counted. In comparison, over 21,000 were counted in November’s General Election. Preliminary numbers show that Republicans turned out 3,500 more voters than Democrats, with 12.8% of Republicans and only 10.2% of Democrats turning out to the polls.

The governor sent a letter to state employees stating if the budget is not passed on time, they would be expected to continue working without compensation until the budget is passed, at which time their pay would be caught up to date. Mr. Sanko stated that the county is in the process of determining which county workers are funded partially or completely by state dollars and could be affected by such a situation.

Ms. Ellis-Marseglia expressed her support for a letter to be signed by the Chairman of the Board pertaining to the Pennsylvania Permanency Practice Initiative.

Ms. Ellis-Marseglia referenced an insurance RFP process and asked for an update on its status.

Mr. Cawley, as Chairman of the Board of Elections, offered congratulations to the Director and staff of the Board of Elections for a job well done on the Primary Election. Deena Dean, Director, Board of Elections, reported that there were no major machine malfunctions during the elections. The majority of issues were caused by voters not following proper procedure for write-in ballots. Ms. Ellis-Marseglia asked about a newspaper article which referenced machines breaking down, and Ms. Dean responded that those problems occurred due to the aforementioned write-in problems.

Ms. Ellis-Marseglia mentioned a letter which was received from the Neighborhood First Program as related to its lease with the county. Mr. Sanko responded that the matter was referred to General Services.

Mr. Martin reported that last week, the Commissioners attended a meeting with Philadelphia Mayor Nutter and other suburban counties in Delaware County, as part of a series of meetings on regional issues. A letter was signed in support of SEPTA and mass transit, and another letter was signed pertaining to the Delaware Valley Planning Commission and their efforts to represent smaller municipalities in the region with regard to receiving federal stimulus monies. Another meeting will take place in the future.

Mr. Cawley stated that the Economic Development Advisory Board met on Friday at the Bio-Technology Center in Doylestown, and it was decided to accelerate the board's meeting schedule. The board will now meet bi-monthly, with the next meeting scheduled on May 29<sup>th</sup>.

PUBLIC COMMENT – All Items

Sandy Schiff, a Doylestown resident, requested a copy of the machine incident report from yesterday's election. She requested that an Election Evaluation Committee be appointed after the Primary Election is complete, and asked that it include Judges of Elections, members of the League of Women Voters and citizens.

Greg McCarthy spoke of a potential problem during yesterday's election, and stated that a poll worker made a comment which implied that some votes may not have been properly counted. Ms. Dean and the Commissioners stated that they would look into the issue.

ANNOUNCEMENT

The next public meeting of the Bucks County Commissioners will be held at 10:00 a.m. on Wednesday, June 3, 2009, at the Upper Southampton Fire Company, 925 Street Road, Southampton, 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, LCSW  
Commissioner

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David M. Sanko, County Chief Clerk