Easton, Pennsylvania May 18, 2017

A regular meeting of the Northampton County Council was held on the above date with the following present: John Cusick, President; Glenn A. Geissinger, Vice President; Mathew M. Benol; Matthew H. Dietz; Margaret L. Ferraro; Kenneth M. Kraft; Hayden Phillips; Seth Vaughn; Robert F. Werner; Linda M. Zembo, Clerk to Council and Phil D. Lauer, Solicitor to Council.

Prayer

Mr. Cusick led County Council in a moment of silence.

Pledge of Allegiance

Mr. Kraft led County Council in the pledge of allegiance.

Approval of the Minutes

Mr. Werner made the following motion:

Be It Moved By the Northampton County Council that the minutes of the May 4, 2017 meeting shall be approved.

Mr. Dietz seconded the motion.

The minutes were approved by voice acclamation.

Courtesy of the Floor

Mr. Ben Hedrick, 3653 Ironstone Road, Bethlehem, PA stated he just wanted to put in a plug for the Comer Park project that was being voted on tonight because the equipment there was more than 20 years old and in need of upgrading.

Confirmation of Appointments/Re-appointment

Mr. Kraft introduced the following resolution:
R. 45-2017  RESOLVED, by the Northampton County Council that the following individuals shall be confirmed in their appointments/re-appointment as indicated hereafter:

DRUG & ALCOHOL ADVISORY BOARD

Appointment:  Penny Conway
              P.O. Box 392
              Portland, PA  18351

Term To Expire:  6/30/19

Re-appointment:
Christopher T. Santos
38 North Sixth Street
Easton, PA  18042

Term to Expire:  6/30/19

MENTAL HEALTH, EARLY INTERVENTION AND DEVELOPMENTAL PROGRAMS ADVISORY BOARD

Appointments:
Sallyann C. McCarty
177 Belfast Road
Wind Gap, PA  18091

Terms to Expire:  1/23/20

AmyJo Sefcik
30 Rosemont Court
Easton, PA  18045

As there were no questions or comments, Mr. Cusick called for the vote.

The vote:  Kraft, "yes"; Dietz, "yes"; Ferraro, "yes"; Geissinger, "yes"; Phillips, "yes"; Vaughn, "yes"; Werner, "yes"; Benol, "yes" and Cusick, "yes".

The resolution was adopted by a vote of 9-0.

Controller’s Report

Mr. Stephen Barron, Controller, was not present at the meeting.
County Executive Report

Mr. John A. Brown, County Executive, advised he did not have a report.

Personnel Appeals Board

Mrs. Ferraro stated she received a complaint that there were two vacancies on the Personnel Appeals Board so when a hearing was scheduled there was no quorum and the hearing was cancelled.

Ms. Cathy Allen, Director of Administration, advised there was a quorum and a meeting was held last night, but there was not one last month. She further advised they were having difficulty getting people to volunteer on this board; however, they were looking at two possibilities.

Consideration of Personnel Requests:  a) Department of Administration – Conservation District Division;  b) Sheriff’s Department;  c) Department of Human Services – Gracedale

Department of Administration – Conservation District Division

Mr. Kraft introduced the following resolution:

R. 46-2017  RESOLVED, by the Northampton County Council that the one (1) position of Conservation Specialist, pay grade CS/25/1A, salary $50,454, in the Department of Administration, Conservation District Division, shall be reclassified to the position of Engineer, pay grade CS/30/1A, salary $64,784, effective the 19th day of May 2017.

As there were no questions or comments, Mr. Cusick called for the vote.


The resolution was adopted by a vote of 9-0.
Sheriff's Department

Mr. Kraft introduced the following resolution:

R. 47-2017  RESOLVED, by the Northampton County Council that the two (2) part-time positions of Deputy Sheriff, pay grade DS/23/1A, salary $45,392, in the Sheriff’s Department, shall be eliminated and one (1) full time position of Deputy Sheriff, pay grade DS/23/1A, salary $45,392 shall be created, effective the 15th day of May 2017.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Kraft, "yes"; Geissinger, "yes"; Phillips, "yes"; Vaughn, "yes"; Werner, "yes"; Benol, "yes"; Cusick, "yes"; Dietz, "yes" and Ferraro, "yes".

The resolution was adopted by a vote of 9-0.

Department of Human Services - Gracedale

Mr. Kraft introduced the following resolution:

R. 48-2017  RESOLVED, by the Northampton County Council that the one (1) position of Director of Nursing, Gracedale Nursing Home, be upgraded to a starting salary of paygrade 33, step 7-G, salary $96,858.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Kraft, "yes"; Phillips, "yes"; Vaughn, "yes"; Werner, "yes"; Benol, "yes"; Cusick, "yes"; Dietz, "yes"; Ferraro, "yes" and Geissinger, "yes".

The resolution was adopted by a vote of 9-0.

Consideration of Donations to Gracedale: a) Detachment #298 Marine Corps League, Inc.; b) Mr. John Weiss in memory of his wife Mrs. Ellen Weiss
County Council Meeting -5- May 18, 2017

Detachment #298 Marine Corps League, Inc.

Mr. Vaughn introduced the following resolution:

R. 49-2017 Whereas, Northampton County Home Rule Charter Section 202 (10) provides that County Council shall have, among others, the following powers: "to accept on behalf of the County any gifts of real property and to provide for the acceptance by any agency on behalf of the County of other gifts;" and

Whereas, Northampton County Detachment #298 Marine Corps League, Inc. is donating $1,000 to Gracedale to be divided and evenly distributed to each Gracedale resident who is a veteran.

Now, Therefore, Be It Resolved by the Northampton County Council that it does hereby accept the donation of $1,000 on behalf of the Gracedale residents who are veterans.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Vaughn, "yes"; Phillips, "yes"; Werner, "yes"; Benol, "yes"; Cusick, "yes"; Dietz, "yes"; Ferraro, "yes"; Geissinger, "yes" and Kraft, "yes".

The resolution was adopted by a vote of 9-0.

Mr. John Weiss in memory of his wife Mrs. Ellen Weiss

Mr. Vaughn introduced the following resolution:

R. 50-2017 Whereas, Northampton County Home Rule Charter Section 202 (10) provides that County Council shall have, among others, the following powers: "to accept on behalf of the County any gifts of real property and to provide for the acceptance by any agency on behalf of the County of other gifts;" and

Whereas, Mr. John Weiss is donating five new televisions for use by the residents of Gracedale in memory of his late wife, Mrs. Ellen Weiss, who was a Gracedale employee.
NOW, THEREFORE, BE IT RESOLVED by the Northampton County Council that it does hereby accept the donation of five new televisions by Mr. Weiss.

Mr. Kraft stated he would just like to thank Mr. Weiss for this generous gift and acknowledge his wife who was a long time employee at Gracedale.

As there were no further questions or comments, Mr. Cusick called for the vote.

The vote: Vaughn, "yes"; Werner, "yes"; Benol, "yes"; Cusick, "yes"; Dietz, "yes"; Ferraro, "yes"; Geissinger, "yes"; Kraft, "yes" and Phillips, "yes".

The resolution was adopted by a vote of 9-0.

Consideration of Open Space Projects: a) Bushkill Township - Heintzelman Park Development Project; b) Borough of Roseto - Roseto Park Rehabilitation of Benches and Walkways Project; c) Borough of Tatamy - Tatamy Trail North and Creekside Park Project; d) Borough of Bangor - Memorial Park Access Enhancements Project; e) Washington Township - Washington Township Recreation Complex Project; f) Palmer Township - Charles Chrin Community Center - Multipurpose Field Development Project; g) Bethlehem Township - Comer Park Rehabilitation Project

Bushkill Township - Heintzelman Park Development Project

Mr. Dietz introduced the following resolution:

R. 51-2017 WHEREAS, the County of Northampton implemented the Northampton County Open Space Initiative enacting the Northampton County Open Space Ordinance #423-2004 on November 5, 2004; and

WHEREAS, the Northampton County Open Space Advisory Board has recommended approval of the Bushkill Township Heintzelman Park Development Project located in Bushkill Township; and

WHEREAS, the Northampton County funding will be used as follows:

Property Owner: Bushkill Township
NOW, THEREFORE, BE IT RESOLVED By the Northampton County Council:

(1) The Northampton County Council hereby approves the Bushkill Township Heintzelman Park Development Project. Further, the Northampton County Executive, through the office of the Program Administrator of the Northampton County 21st Century Open Space Initiative, or his designee, is directed to take any and all steps necessary to administer and complete Northampton County's obligations in this project.

(2) The Northampton County Council further directs the Northampton County Executive to appropriate $45,256.00 as the Northampton County contribution to the Bushkill Township Heintzelman Park Development Project. Should an amount be less than the sum approved by County Council, the remaining balance shall be placed back into the appropriate fund from which it was allocated.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Dietz, "yes"; Werner, "yes"; Benol, "yes"; Cusick, "yes"; Ferraro, "yes"; Geissinger, "yes"; Kraft, "yes"; Phillips, "yes" and Vaughn, "yes".

The resolution was adopted by a vote of 9-0.
Borough of Roseto – Roseto Park Rehabilitation of Benches and Walkways Project

Mr. Dietz introduced the following resolution:

R. 52-2017  WHEREAS, the County of Northampton implemented the Northampton County Open Space Initiative enacting the Northampton County Open Space Ordinance #423-2004 on November 5, 2004; and

WHEREAS, the Northampton County Open Space Advisory Board has recommended approval of the Roseto Park Rehabilitation of Benches and Walkways Project located in the Borough of Roseto; and

WHEREAS, the Northampton County funding will be used as follows:

Property Owner:   Borough of Roseto

Site Location:    Decatur Street and McKinley Avenue (D9SE1D/7/8/0128E)

Park Development Description: Replace walkway with concrete and concrete sleeves for benches/ADA compliant; Replacement of ten, six-foot galvanized park benches

Phase II Municipal Allocation: $26,315.35

Remaining Balance as of 2017: $14,445.89

County Grant Request: $14,435.89 (50%)

Municipal Contribution $14,435.89 (50%)

Other Grants: N/A

NOW, THEREFORE, BE IT RESOLVED By the Northampton County Council:

(1) The Northampton County Council hereby approves the Roseto Park Rehabilitation of Benches and Walkways Project. Further, the Northampton County Executive, through the office of the Program Administrator of the Northampton County 21st Century Open Space Initiative, or his designee, is directed to take any and all steps necessary to administer and complete Northampton
County's obligations in this project.

(2) The Northampton County Council further directs the Northampton County Executive to appropriate $14,435.89 as the Northampton County contribution to the Roseto Park Rehabilitation of Benches and Walkways Project. Should an amount be less than the sum approved by County Council, the remaining balance shall be placed back into the appropriate fund from which it was allocated.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Dietz, "yes"; Benol, "yes"; Cusick, "yes"; Ferraro, "yes"; Geissinger, "yes"; Kraft, "yes"; Phillips, "yes"; Vaughn, "yes" and Werner, "yes".

The resolution was adopted by a vote of 9-0.

Borough of Tatamy - Tatamy Trail North and Creekside Park Project

Mr. Dietz introduced the following resolution:

R. 53-2017 WHEREAS, the County of Northampton implemented the Northampton County Open Space Initiative enacting the Northampton County Open Space Ordinance #423-2004 on November 5, 2004; and

WHEREAS, the Northampton County Open Space Advisory Board has recommended approval of the Tatamy Trail North and Creekside Park Project located in the Borough of Tatamy; and

WHEREAS, the Northampton County funding will be used as follows:

<table>
<thead>
<tr>
<th>Property Owner:</th>
<th>Borough of Tatamy</th>
</tr>
</thead>
<tbody>
<tr>
<td>Site Location:</td>
<td>Main Street (J9SW1D/2/1/0430E)</td>
</tr>
<tr>
<td>Park Development Description:</td>
<td>Construction and extension of the Tatamy Trail/Two Rivers Trail/9/11 National Memorial Trail; Construction of a pavilion/ADA picnic tables and benches; Trash and recycling receptacles; PennDOT required pedestrian crossing signage; Landscaping and fencing</td>
</tr>
</tbody>
</table>
Phase II Municipal Allocation: $20,202.53
Remaining Balance as of 2017: $20,202.53
County Grant Request: $20,202.53 (34%)
Municipal Contribution: In-kind Services
Other Grants: $40,000 Pennsylvania Department of Conservation and Natural Resources

NOW, THEREFORE, BE IT RESOLVED by the Northampton County Council:

(1) The Northampton County Council hereby approves the Tatamy Trail North and Creekside Park Project. Further, the Northampton County Executive, through the office of the Program Administrator of the Northampton County 21st Century Open Space Initiative, or his designee, is directed to take any and all steps necessary to administer and complete Northampton County's obligations in this project.

(2) The Northampton County Council further directs the Northampton County Executive to appropriate $20,202.53 as the Northampton County contribution to the Tatamy Trail North and Creekside Park Project. Should an amount be less than the sum approved by County Council, the remaining balance shall be placed back into the appropriate fund from which it was allocated.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Dietz, "yes"; Cusick, "yes"; Ferraro, "yes"; Geissinger, "yes"; Kraft, "yes"; Phillips, "yes"; Vaughn, "yes"; Werner, "yes" and Benol, "yes".

The resolution was adopted by a vote of 9-0.

Borough of Bangor - Memorial Park Access Enhancements Project

Mr. Dietz introduced the following resolution:
WHEREAS, the County of Northampton implemented the Northampton County Open Space Initiative enacting the Northampton County Open Space Ordinance #423-2004 on November 5, 2004; and

WHEREAS, the Northampton County Open Space Advisory Board has recommended approval of the Memorial Park Access Enhancements Project located in the Borough of Bangor; and

WHEREAS, the Northampton County funding will be used as follows:

Property Owner: Borough of Bangor
Site Location: 90 Eisenhart Boulevard and Market Street
Park Development Description: Opening of road access to Market Street from Eisenhart Boulevard
Phase II Municipal Allocation: $88,551.90
Remaining Balance as of 2017: $21,884.54
County Grant Request: $21,884.54 (22%)
Municipal Contribution $16,599.60 (16%)
Other Grants: $61,113.46 Pennsylvania Commonwealth Finance Authority (62.0%)

NOW, THEREFORE, BE IT RESOLVED By the Northampton County Council:

(1) The Northampton County Council hereby approves the Memorial Park Access Enhancements Project. Further, the Northampton County Executive, through the office of the Program Administrator of the Northampton County 21st Century Open Space Initiative, or his designee, is directed to take any and all steps necessary to administer and complete Northampton County’s obligations in this project.

(2) The Northampton County Council further directs the Northampton County Executive to appropriate $21,884.54 as the Northampton County contribution to the Memorial Park Access Enhancements Project. Should an amount be less than the sum approved by County Council, the remaining balance shall be
placed back into the appropriate fund from which it was allocated.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Dietz, "yes"; Ferraro, "yes"; Geissinger, "yes"; Kraft, "yes"; Phillips, "yes"; Vaughn, "yes"; Werner, "yes"; Benol, "yes" and Cusick, "yes".

The resolution was adopted by a vote of 9-0.

Washington Township - Washington Township Recreation Complex Project

Mr. Dietz introduced the following resolution:

R. 55-2017  WHEREAS, the County of Northampton implemented the Northampton County Open Space Initiative enacting the Northampton County Open Space Ordinance #423-2004 on November 5, 2004; and

WHEREAS, the Northampton County Open Space Advisory Board has recommended approval of the Washington Township Recreation Complex Project located in Washington Township; and

WHEREAS, the Northampton County funding will be used as follows:

Property Owner: Washington Township

Site Location: 1201 Washington Boulevard
Bangor, PA 18013

Park Development Description: ADA accessible pathways, parking spots, benches, viewing deck; Active recreation areas including fitness center; Passive recreational areas including natural play area and walking trails; 9-hole disc golf course/Pump Park and Dog Park/Natural Play Area; Natural and designed storm-water controls, fencing and signage

Phase II Municipal Allocation: $86,016.09

Remaining Balance as of 2017: $58,221.09
NOW, THEREFORE, BE IT RESOLVED By the Northampton County Council:

(1) The Northampton County Council hereby approves the Washington Township Recreation Complex Project. Further, the Northampton County Executive, through the office of the Program Administrator of the Northampton County 21st Century Open Space Initiative, or his designee, is directed to take any and all steps necessary to administer and complete Northampton County's obligations in this project.

(2) The Northampton County Council further directs the Northampton County Executive to appropriate $58,221.09 as the Northampton County contribution to the Washington Township Recreation Complex Project. Should an amount be less than the sum approved by County Council, the remaining balance shall be placed back into the appropriate fund from which it was allocated.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Dietz, "yes"; Benol, "yes"; Cusick, "yes"; Ferraro, "yes"; Geissinger, "yes"; Kraft, "yes"; Phillips, "yes"; Vaughn, "yes" and Werner, "yes".

The resolution was adopted by a vote of 9-0.

Palmer Township – Charles Chrin Community Center – Multipurpose Field Development Project

Mr. Dietz introduced the following resolution:

WHEREAS, the County of Northampton implemented the Northampton County Open Space Initiative enacting the Northampton County Open Space Ordinance #423-2004 on November 5, 2004; and
WHEREAS, the Northampton County Open Space Advisory Board has recommended approval of the Charles Chrin Community Center – Multipurpose Field Development Project located in Palmer Township; and

WHEREAS, the Northampton County funding will be used as follows:

Property Owner: Palmer Township
Site Location: 4100 Green Pond Road, Palmer, PA
Park Development Description: Construction of an irrigated natural sod multipurpose athletic field; Installation of all NPDES stormwater controls; Parking, sidewalks and new western entrance

Phase II Municipal Allocation: $347,473.42
Remaining Balance as of 2017: $347,473.42
County Grant Request: $347,473.42 (39.5%)
Municipal Contribution: $531,737.21 (60.5%)
Other Grants: N/A

NOW, THEREFORE, BE IT RESOLVED By the Northampton County Council:

(1) The Northampton County Council hereby approves the Charles Chrin Community Center – Multipurpose Field Development Project. Further, the Northampton County Executive, through the office of the Program Administrator of the Northampton County 21st Century Open Space Initiative, or his designee, is directed to take any and all steps necessary to administer and complete Northampton County's obligations in this project.

(2) The Northampton County Council further directs the Northampton County Executive to appropriate $347,473.42 as the Northampton County contribution to the Charles Chrin Community Center – Multipurpose Field Development Project. Should an amount be less than the sum approved by County Council, the remaining balance shall be placed back into the appropriate fund from which it was allocated.

Mr. Dietz advised they were currently closing out Phase I of this project.
Mr. Cusick stated the regulations did require that Phase I be completed before Phase II grants were enacted. He then made a motion to add the sentence indicating this grant shall become effective upon the completion of the Phase I grant.

Mr. Kraft seconded the motion.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Cusick, "yes"; Kraft, "yes"; Benol, "yes"; Dietz, "yes"; Ferraro, "yes"; Geissinger, "yes"; Phillips, "yes"; Vaughn, "yes" and Werner, "yes".

The motion was passed by a vote of 9-0.

Mr. Cusick called for the vote on the following amended resolution:

R. 56-2017  WHEREAS, the Northampton County Open Space Advisory Board has recommended approval of the Charles Chrin Community Center - Multipurpose Field Development Project located in Palmer Township; and

WHEREAS, the Northampton County funding will be used as follows:

Property Owner: Palmer Township
Site Location: 4100 Green Pond Road, Palmer, PA
Park Development Description: Construction of an irrigated natural sod multipurpose athletic field; Installation of all NPDES stormwater controls; Parking, sidewalks and new western entrance

Phase II Municipal Allocation: $347,473.42
Remaining Balance as of 2017: $347,473.42
County Grant Request: $347,473.42 (39.5%)
Municipal Contribution: $531,737.21 (60.5%)
Other Grants: N/A

NOW, THEREFORE, BE IT RESOLVED By the Northampton County
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Council:

(1) The Northampton County Council hereby approves the Charles Chrin Community Center - Multipurpose Field Development Project. Further, the Northampton County Executive, through the office of the Program Administrator of the Northampton County 21st Century Open Space Initiative, or his designee, is directed to take any and all steps necessary to administer and complete Northampton County's obligations in this project.

(2) The Northampton County Council further directs the Northampton County Executive to appropriate $347,473.42 as the Northampton County contribution to the Charles Chrin Community Center - Multipurpose Field Development Project. Should an amount be less than the sum approved by County Council, the remaining balance shall be placed back into the appropriate fund from which it was allocated.

(3) This grant shall become effective upon the completion of the Phase I grant.

The vote: Dietz, "yes"; Cusick, "yes"; Ferraro, "yes"; Geissinger, "yes"; Kraft, "yes"; Phillips, "yes"; Vaughn, "yes"; Werner, "yes" and Benol, "yes".

The resolution was adopted by a vote of 9-0.

Bethlehem Township - Comer Park Rehabilitation Project

Mr. Dietz introduced the following resolution:

R. 57-2017 WHEREAS, the County of Northampton implemented the Northampton County Open Space Initiative enacting the Northampton County Open Space Ordinance #423-2004 on November 5, 2004; and

WHEREAS, the Northampton County Open Space Advisory Board has recommended approval of the Comer Park Rehabilitation Project located in Bethlehem Township; and

WHEREAS, the Northampton County funding will be used as follows:

Property Owner: Bethlehem Township

Site Location: Dewalt Street between 5th and 7th
Streets (M7SE4/17/1/0105B)

Park Development Description: Removal of existing playground structure; Replacement with a "Fitness Fund" playground structure; Installation of Pour-In-Place safety surfacing around playground.

Phase II Municipal Allocation: $398,508.74
Remaining Balance as of 2017: $160,779.26
County Grant Request: $86,779.50 (50%)
Municipal Contribution: $86,779.50 (50%)
Other Grants: N/A

NOW, THEREFORE, BE IT RESOLVED By the Northampton County Council:

(1) The Northampton County Council hereby approves the Comer Park Rehabilitation Project. Further, the Northampton County Executive, through the office of the Program Administrator of the Northampton County 21st Century Open Space Initiative, or his designee, is directed to take any and all steps necessary to administer and complete Northampton County's obligations in this project.

(2) The Northampton County Council further directs the Northampton County Executive to appropriate $86,779.50 as the Northampton County contribution to the Comer Park Rehabilitation Project. Should an amount be less than the sum approved by County Council, the remaining balance shall be placed back into the appropriate fund from which it was allocated.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Dietz, "yes"; Ferraro, "yes"; Geissinger, "yes"; Kraft, "yes"; Phillips, "yes"; Vaughn, "yes"; Werner, "yes"; Benol, "yes" and Cusick, "yes".

The resolution was adopted by a vote of 9-0.

USA Architects

Mr. Geissinger introduced the following resolution:

WHEREAS, Northampton County Administrative Code Article XIII Procurement and Disposition of County Property, Section 13.17 Contract Modification and Termination d. provides for "The written notice procedures for all contracts set forth in Administrative Code Sections 13.16 c, d (1), d (2), e, f (1) and f (2) shall also apply to amendments to existing contracts.; e. "In addition to complying with the requirements set forth in Section 13.17 d, written notices involving amendments to existing contracts shall clearly indicate the monetary amount of the amendment, the reason for the amendment, the services to be provided by the amendment, the original amount of the contract and the total amount of the contract, as amended." and f. "For any existing contract that is amended, if such amendment increases the value of the original contract to an amount that would require Council approval under Section 13.16 c (1), then such approval must be obtained for the amendment."; and

WHEREAS, Northampton County Administrative Code Article XIII Procurement and Disposition of County Property, Section 13.16 Contracts and Agreements c.(2) requires approval of County Council for "any contract where costs are to be funded with monies outside of the County's General Fund, such as those funded through bonded indebtedness."

WHEREAS, on August 11, 2016, the Northampton County Council received a request from the County Executive for County Council to adopt a resolution endorsing a contract for a term of one year, in the amount of $57,375, with USA Architects, Planners & Interior Designers, P.A. for architectural and construction services for Louise Moore Park farmstead to be funded with
Louise Moore Pine Bequest monies, which they did by Resolution No. 90-2016; and

WHEREAS, on April 19, 2017, the Northampton County Council received a request from the County Executive for County Council to adopt a resolution to increase the contract total for architectural services for Louise Moore Park Homestead renovations by $28,201 for a new contract total of $85,576.

NOW, THEREFORE, BE IT RESOLVED that the Northampton County Council does hereby concur with the recommendation of the County Executive, as set forth in the attached documentation, to approve an amendment to increase the contract total for architectural services for Louise Moore Park Homestead renovations.

Mr. Geissinger advised this item was moved forward at the Finance Committee meeting yesterday without a recommendation.

Mr. Cusick stated some members at the meeting yesterday were appalled that an architect was hired that did not take into account Americans with Disabilities Act (ADA) requirements as part of this project and now wanted an amendment.

Mr. Phillips advised he attended meetings regarding the building and the plan was to hire people to determine how to make it ADA accessible. He further advised a bid was received so he assumed they figured it out and now they were asking for additional monies as a change order because they had not figured it out.

Mrs. Ferraro stated she was very upset with this group because the first thing any architect would do if it was a public building was look at the ADA requirements. She further stated then she heard the change was because it was going to be repurposed, but it was still going to be a public building so it should have been ADA accessible from day one and part of the original contract.

Mrs. Ferraro advised she thought the esthetics were extremely important and a group that made its money by designing buildings would do better than attach a silo that belonged on a barn.

Mr. Werner stated there was a contract that had a 10% contingency and now the County was being asked to pay 50% of
what the total project was and that in itself should disqualify it. He further stated he was under the assumption that there was going to be further review and discussion about the pricing with this company, but apparently that did not happen so he could not vote for this.

Mr. Kraft advised $57,000 was already spent and they were asking for an additional $28,000 so he wanted to know if the other members of County Council were still going to throw the $57,000 away and then start over and hire a new architect.

When Mr. Lauer stated this would not terminate the contract and they were still required to do what they were contracted to do, Mr. Kraft responded the County would have to hire another architect to do the ADA portion.

Mr. Benol advised when it came to government entities architects were the new organized crime and historically the flood gates had been opened to change orders. He further advised they signed a contract with the County to do it for the agreed upon funds so if they could not live up to their end of the contract, they should not be paid.

Mr. Werner stated the contract was for ADA compliance and he did not think they did that and just brought a stairwell company to come in and add something for more funds.

Ms. Allen advised this Administration came into a very messy situation with this project where $700,000 of the Louise Moore Pine bequest was spent by the previous architect who did not do things properly. She further stated Mr. and Mrs. Moore wanted the whole house to be accessible to the public so they did put a lift that went down to the main training room to make it ADA accessible.

Ms. Allen stated it was not until after a decision was made to put Ag Extension in the building that the architect was told to make the second floor accessible without changing the structure of the building. She further stated they felt if it was not accessible to the public, it could leave the County open to a lawsuit.

In answer to Mr. Geissinger’s question as to when this new structure become necessary for the additional cost, Ms. Allen advised it was after the contract was executed.
Mr. Phillips stated this change order was never brought to the Capital Projects and Operations Committee for discussion. He further stated he would like to get a legal opinion as to whether the County would be exposed to a lawsuit under the ADA requirements if someone could not get to the second floor or would the grandfather exempt the County.

Mr. Phillips then made a motion to table this resolution.

Mrs. Ferraro seconded the motion.

Mr. Cusick called for the vote on the motion.

The vote: Phillips, "yes"; Ferraro, "yes"; Cusick, "yes"; Dietz, "yes"; Geissinger, "yes"; Kraft, "no"; Vaughn, "yes"; Werner, "yes" and Benol, "yes".

The motion passed by a vote of 8-1.

Arris Engineering Group, LTD

Mr. Geissinger introduced the following resolution:

R. 58-2017  WHEREAS, Northampton County Administrative Code Article XIII Procurement and Disposition of County Property, Section 13.17 Contract Modification and Termination d. provides for "The written notice procedures for all contracts set forth in Administrative Code Sections 13.16 c, d (1), d (2), e, f (1) and f (2) shall also apply to amendments to existing contracts.; e. "In addition to complying with the requirements set forth in Section 13.17 d, written notices involving amendments to existing contracts shall clearly indicate the monetary amount of the amendment, the reason for the amendment, the services to be provided by the amendment, the original amount of the contract and the total amount of the contract, as amended." and f. "For any existing contract that is amended, if such amendment increases the value of the original contract to an amount that would require Council approval under Section 13.16 c (1), then such approval must be obtained for the amendment."; and

WHEREAS, Northampton County Administrative Code Article XIII Procurement and Disposition of County Property, Section 13.16 Contracts and Agreements c.(2) requires approval of County Council for "any contract where costs are to be funded with
mony outside of the County's General Fund, such as those funded through bonded indebtedness."; and

WHEREAS, Northampton County Administrative Code Article XIII Procurement and Disposition of County Property, Section 13.16 Contracts and Agreements c. (1) requires approval of County Council for "...any contract exceeding $100,000, which was awarded using the Competitive Negotiation, Negotiation After Competitive Sealed Bidding, and Non-Competitive Negotiation source selection methods. For contracts with renewal clauses, the entire potential payout if all renewal clauses are exercised under the terms of the contract must be considered when determining if Council approval is necessary"; and

WHEREAS, on April 8, 2016, the Northampton County Council received a request from the County Executive for County Council to adopt a resolution approving an eighteen (18) month contract at a cost of $235,000, with Arris Engineering Group, Ltd. For architectural and engineering services for the design, specification and construction administration for the Emergency Generator Project for Gracedale, which they did by Resolution No. 51-2016; and

WHEREAS, on April 28, 2017, the Northampton County Council received a request from the County Executive for County Council to adopt a resolution to increase the contract total by $60,800 for engineering of stand-by generators at Gracedale to include Professional Commissioning Services.

NOW, THEREFORE, BE IT RESOLVED that the Northampton County Council does hereby concur with the recommendation of the County Executive, as set forth in the attached documentation, to approve an amendment to increase the contract total for engineering of stand-by generators at Gracedale to include Professional Commissioning Services.

As there were no questions or comments, Mr. Cusick called for the vote.

The vote: Geissinger, "yes"; Kraft, "yes"; Phillips, "yes"; Vaughn, "yes"; Werner, "yes"; Benol, "no"; Cusick, "yes"; Dietz, "yes"; and Ferraro, "yes".

The resolution was adopted by a vote of 8-1.
Korpics Kontracting, Inc.; Shannon A. Smith, Inc.; K.C. Mechanical Services, Inc.

Mr. Geissinger introduced the following resolution:

WHEREAS, Northampton County Administrative Code Article XIII Procurement and Disposition of County Property, Section 13.16 Contracts and Agreements c.(2) requires approval of County Council for "any contract where costs are to be funded with monies outside of the County's General Fund, such as those funded through bonded indebtedness."

WHEREAS, on April 28, 2017, the Northampton County Council received a request from the County Executive for County Council to adopt a resolution endorsing a contract with Korpics Kontracting, Inc. in the amount of $600,000 for general construction; Shannon A. Smith, Inc., in the amount of $175,925 for electrical construction and two contracts with K.C. Mechanical Services, Inc. in the amount of $196,000 for Heating, Ventilation and Air Conditioning and $57,000.00 for plumbing construction for the Louise Moore Park Homestead Renovation Project for a total of $1,028,925.

NOW, THEREFORE, BE IT RESOLVED that the Northampton County Council does hereby concur with the recommendation of the County Executive, as set forth in the attached documentation, to approve contracts with Korpics Kontracting, Inc., Shannon A. Smith, Inc., and K.C. Mechanical Services, Inc. for the Louise Moore Park Homestead Renovation Project for a total of $1,028,925.

Mr. Geissinger made a motion to table this resolution as it was connected to the USA Architect resolution.

Mr. Phillips seconded the motion.

Mr. Cusick called for the vote on the motion.

The vote: Geissinger, "yes"; Phillips, "yes"; Dietz, "yes"; Ferraro, "yes"; Kraft, "no"; Vaughn, "yes"; Werner, "yes"; Benol, "yes" and Cusick, "yes".

The motion passed by a vote of 8-1.
Mr. Geissinger introduced the following resolution:

R. 59-2017  WHEREAS, Northampton County Administrative Code Article XIII Procurement and Disposition of County Property, Section 13.16 Contracts and Agreements c.(2) requires approval of County Council for "any contract where costs are to be funded with monies outside of the County’s General Fund, such as those funded through bonded indebtedness."

WHEREAS, on May 8, 2017, the Northampton County Council received a request from the County Executive for County Council to adopt a resolution to approve contracts for Arris Engineering; Becht Engineering; Carroll Engineering; Highland Associates; Gilmore Associates; Ott Consulting; Preferred Construction Services; Reuther & Bowen; Cherry, Weber & Associates; Alfred Benesch & Company; RKR Hess, a division of UTRS, Inc.; MKSD Architects, LLC; D’Huy Engineering; Kelly, Clough, Bucher and Associates; Maser Consulting PA and USA Architects, Planners + Interior Designers for three years for architectural/engineering services on an “as-needed, as-requested” basis. The amount of the award will be based on the actual services provided. As projects are identified, firms will submit a cost proposal to provide services. Each project will be assigned as a written addendum to the general contract between the County and the Consultant.

NOW, THEREFORE, BE IT RESOLVED that the Northampton County Council does hereby concur with the recommendation of the County Executive, as set forth in the attached documentation, to approve contracts for Arris Engineering; Becht Engineering; Carroll Engineering; Highland Associates; Gilmore Associates; Ott Consulting; Preferred Construction Services; Reuther & Bowen; Cherry, Weber & Associates; Alfred Benesch & Company; RKR Hess, a division of UTRS, Inc.; MKSD Architects, LLC; D’Huy Engineering; Kelly, Clough, Bucher and Associates; Maser Consulting PA and USA Architects, Planners + Interior Designers for three years for architectural/engineering services on an “as-needed, as-requested” basis.
Mr. Dietz advised he liked the intent to speed up the process, but he was concerned that it did not lend itself for fair and open bidding.

Mr. Benol stated Mr. Stan Rugis, Director of Public Works, assured them that other engineering firms could bid and amendments could be made as long as they were qualified.

As there were no further questions or comments, Mr. Cusick called for the vote.

The vote: Geissinger, "yes"; Phillips, "yes"; Vaughn, "no"; Werner, "yes"; Benol, "yes"; Cusick, "yes"; Dietz, "no"; Ferraro, "yes" and Kraft, "yes".

The resolution was adopted by a vote of 7-2.

Kennedy, PC Law Offices

Mr. Geissinger introduced the following resolution:

R. 60-2017 WHEREAS, Northampton County Administrative Code Article XI Office of the Solicitor Section 11.03 Outside Legal Counsel (a) The Solicitor, with the approval of the County Executive and County Council, may retain outside legal counsel where necessary; and

WHEREAS, on May 12, 2017, the Northampton County Council received a request from the County Executive for County Council to adopt a resolution approving a contract, in the amount of $200,000 with Kennedy, PC Law Offices for legal services and other ancillary services related to the collection of outstanding accounts receivable due to Gracedale Nursing Home owned and operated by the County, for a term of one year.

NOW, THEREFORE, BE IT RESOLVED that the Northampton County Council does hereby concur with the recommendation of the County Executive, as set forth in the attached documentation, to approve a contract with Kennedy, PC Law Offices for legal services and other ancillary services related to the collection of outstanding accounts receivable due to Gracedale Nursing Home.

Mr. Geissinger advised Kennedy, PC Law Offices was doing an outstanding job in helping the County collect a lot of its
receivables.

Mr. Phillips stated as the County collected its receivables it was going to require the services of Kennedy, PC Law Offices less and less.

As there were no further questions or comments, Mr. Cusick called for the vote.

The vote: Geissinger, "yes"; Vaughn, "yes"; Werner, "yes"; Benol, "yes"; Cusick, "yes"; Dietz, "yes"; Ferraro, "yes"; Kraft, "yes" and Phillips, "yes".

The resolution was adopted by a vote of 9-0.

GD Correctional Services, LLC

Mr. Geissinger introduced the following resolution:

R. 61-2017  WHEREAS, Northampton County Administrative Code Article XIII Procurement and Disposition of County Property, Section 13.16 Contracts and Agreements c. (1) requires approval of County Council for "...any contract exceeding $100,000, which was awarded using the Competitive Negotiation, Negotiation After Competitive Sealed Bidding, and Non-Competitive Negotiation source selection methods. For contracts with renewal clauses, the entire potential payout if all renewal clauses are exercised under the terms of the contract must be considered when determining if Council approval is necessary"; and

WHEREAS, on April 13, 2017, the Northampton County Council received a request from the County Executive for County Council to adopt a resolution approving a contract, in the estimated amount of $6,030,160 with GD Correctional Services, LLC for Correctional Food Services for a term of five years.

NOW, THEREFORE, BE IT RESOLVED that the Northampton County Council does hereby concur with the recommendation of the County Executive, as set forth in the attached documentation to approve a contract with GD Correctional Services, LLC for Correctional Food Services.

As there were no questions or comments, Mr. Cusick called for the vote.
The vote: Geissinger, "yes"; Werner, "yes"; Benol, "yes"; Cusick, "yes"; Dietz, "yes"; Ferraro, "yes"; Kraft, "yes"; Phillips, "yes" and Vaughn, "yes".

The resolution was adopted by a vote of 9-0.

Voting Stickers

In response to Mr. Kraft’s question as to why the County did not distribute “I Voted” stickers, Ms. Allen indicated that they would be ordered for the General Election.

Data Recovery Center

Mr. Phillips advised that Mr. Rugis, Mr. Albert Jordan, Director of Conduent Information Services, Mr. Dave Hill, Conduent Network Manager and he went to visit the data recovery center in Hanover Township and it appeared to be a first class operation.

Lehigh Township Booking Center

Mr. Phillips stated Mr. Dietz and he talked to Chief Scott Fogel, Lehigh Township Police Department, and Ms. Cindy Miller, Lehigh Township Board of Supervisor member and they were working on a resolution regarding the fees.

Open Space Committee Meeting

Mr. Dietz advised at the Open Space Committee meeting held earlier in the evening they discussed the projects that were presented tonight. He further stated Ag Extension provided an update on all their programs and they also received a presentation regarding the Minsi Lake Dam project and how the Friends of Minsi Lake was looking for volunteers and funding.

Retirement Board Liaison Report

Mr. Cusick stated last week the Retirement Board voted to hire PFM as their investment advisor and he thanked Mr. Geissinger and Mr. James Hunter, Director of Fiscal Affairs, for
the time they put into this endeavor.

Solicitor's Report

Mr. Cusick advised he had a discussion regarding the Central Booking Plan with Lehigh Township and the City of Bethlehem and he asked Mr. Lauer to look into whether or not County Council should formally adopt it because it was something he was completely unaware of that passed between the judiciary and the County Executive.

Mr. Lauer stated he would be taking a look at it and he was talking to Mr. Benol about an issue relating to the Home Rule Charter.

Adjournment

Mr. Kraft made a motion to adjourn the meeting.

Mr. Benol seconded the motion.

The motion to adjourn passed unanimously by acclamation.

Linda M. Zembo
Clerk to Council