

**November 18, 2011**

The regular meeting of the County Commissioners was held on Friday, November 18, 2011. Members present were Mr. Matthews, Mr. Hoeffel and Mr. Castor. Mr. Matthews presided at the meeting.

Reading of the minutes was dispensed with:

**11-C. 430**

**DECLARATION THAT ACTUAL EMERGENCY EXISTS PURSUANT TO SECTION 2001(A.1) OF SECOND CLASS COUNTY CODE**

On motion of Mr. Hoeffel, seconded by Mr. Castor, it was unanimously adopted that:

**WHEREAS**, pursuant to Resolution 04-C. 335, adopted September 9, 2004, the County authorized retention of Metsys, Inc. to provide and implement a web-based Homeless Management Information System (HMIS), as required by the federal McKinney-Vento Act, an act that provided a means for funding the HMIS services required by that statute;

**WHEREAS**, on October 1, 2004, Metsys, Inc. entered into a contract with the County to provide the HMIS system and did, in fact, provide and continued to provide such a system;

**WHEREAS**, on or about August 25, 2011, Metsys, Inc. entered into an agreement to sell various of its assets, including performance of the contract with the County, and by a Transition Agreement dated November 1, 2011, Bitfocus, Inc., of Las Vegas, Nevada, has agreed to undertake to provide these services to the County as of January 1, 2012, subject to the payment of a Transition Fee of \$1,428 by the County to compensate for transfer of data from Metsys' server to Bitfocus' server but otherwise on the same terms as the service had been provided by Metsys, Inc.;

**WHEREAS**, Bitfocus is a qualified provider and the continuation of this service without interruption is required for the County to maintain this service and to comply with applicable federal law;

**WHEREAS**, on October 19, 2011, the County issued a Request for Proposals, No. 11-49, for these services with an expectation of an award to be made and the new vendor to initiate services to the County by September 2012, but, in the interim, the County has no other means to maintain the HMIS system other than through engaging Bitfocus, Inc.;

**IT IS HEREBY RESOLVED** by the County Commissioners that an actual emergency exists as defined by section 2001(a.1) of the Second Class County Code, 16 P.S. § 5001(a.1), thereby permitting the County of Montgomery to enter into a contract for HMIS services without meeting the requirements of section 2001 of the Second Class County Code, 16 P.S. § 5001, and, therefore, authorize the appropriate officers of the County to enter into a contract with Bitfocus, Inc. effective January 1, 2012 on such terms as were previously approved for Metsys plus payment of a \$1,428 Transition Fee, and continuing such service until a new vendor for HMIS services is approved by the Commissioners and that vendor is in a position to provide these services, subject to approval of the form of the contract by the Solicitor.

**11-C. 431**

On motion of Mr. Hoeffel, seconded by Mr. Matthews, the following resolution was unanimously adopted.

**WHEREAS**, Germantown Pike is a County Road between Whitehall Road and North Wales Road in East Norriton Township; and

**WHEREAS**, in order to accommodate traffic flow to and from the proposed Einstein Hospital-Montgomery on Germantown Pike, it is necessary that the aforesaid portion of Germantown Pike be widened to provide two through lanes in each direction, and a center turn lane; and

**WHEREAS**, additional right-of-way land must be acquired by the County in order to accommodate the aforesaid widening; and

**WHEREAS**, the Norriton Fire Engine Company has offered to dedicate 5,045 square feet of land at 656 West Germantown Pike to the County as part of the additional right-of-way land needed for the aforesaid widening of Germantown Pike.

**NOW, THEREFORE, BE IT RESOLVED** that the County accepts the offer of Norriton Fire Engine Company to dedicate to the County 5,045 square feet of land at 656 West Germantown Pike in East Norriton Township for use as road right-of-way for the widening of Germantown Pike, and the Chairman of the Montgomery County Board of Commissioners is hereby authorized to execute a statement of acceptance on the Deed of Dedication for said right-of-way land.

**11-C. 432**

On motion of Mr. Hoeffel, seconded by Mr. Castor, it was unanimously adopted that

**WHEREAS**, the Commissioners have previously adopted Resolution #09-C.414, awarding a contract to LW Consulting, Inc. of Harrisburg, PA, to direct all of the assisted living resident revenue, expense, and contract management activities related for those individuals relocated from the assisted living facility in the Human Services Center while they remain at that care level, for a two (2) year period, for a maximum cost of \$4600 per month; and

**WHEREAS**, the contract provided the County with options to extend the contract for two (2) additional one (1) year periods; and

**WHEREAS**, LW Consulting, Inc. of Harrisburg, PA has agreed to extend the contract for a first additional one (1) year period, for a maximum cost of \$4100 per month and decreasing monthly, per previously approved schedule, based on the number of residents being managed at the beginning of each month; and

**WHEREAS**, it is the recommendation of the Commissioner's Office to extend the contract for one (1) additional year period ending October 31, 2012.

**NOW THEREFORE BE IT RESOLVED**, that the contract of LW Consulting, Inc. of Harrisburg, PA, for a maximum cost of \$4100 per month and decreasing monthly, per previously approved schedule, based on the number of residents being managed at the beginning of each month, be extended for one (1) additional year period.

### **11-C. 433**

On motion of Mr. Hoeffel, seconded by Mr. Castor, it was unanimously adopted that

**WHEREAS**, the County of Montgomery is authorized by County Commissioner's Resolution #81-522, dated August 27, 1981, to serve as a member of the Southeastern Pennsylvania Counties Cooperative Purchasing Board (SPCCPB), a joint purchasing association of Southern Pennsylvania Counties, and to participate in its cooperative contracts; and

**WHEREAS**, bids to supply Xerographic Paper for a one (1) year period were received by Lancaster County on behalf of the Southeastern Pennsylvania Counties Cooperative Purchasing Board (SPCCPB) through Bid Proposal LANCO-11-B-0601 Xerographic Paper, with bidders responding as in the attached; and

**WHEREAS**, Lancaster County on behalf of the Southeastern Pennsylvania Counties Cooperative Purchasing Board (SPCCPB), has entered into contracts with Contract Paper Group of Uniontown, OH for Group 1 and Office Service Company of Reading, PA for Group 2, to supply Xerographic Paper for the members counties, they being the lowest bids received in strict accordance with the Specifications; and

**WHEREAS**, it is the recommendation of the Chief Procurement Officer to accept and participate in Lancaster County's contract on behalf of the Southeastern Pennsylvania Counties Cooperative Purchasing Board (SPCCPB) with Contract Paper Group of Uniontown, OH for Group 1 and Office Service Company of Reading, PA for Group 2, to supply Xerographic Paper for the, as needed, use of various departments of the County of Montgomery, for an estimated total lump sum price of \$166,857.60.

**NOW THEREFORE BE IT RESOLVED**, that the award of Lancaster County on behalf of the Southeastern Pennsylvania Counties Cooperative Purchasing Board (SPCCPB) to Contract Paper Group of Uniontown, OH for Group 1 and Office Service Company of Reading, PA for Group 2, for Montgomery County's total estimated lump sum price of \$166,857.60 is hereby accepted, they being the lowest bids received by the SPCCPB, meeting the specifications and being within budgetary limitations. AND FURTHER, that the proper County officials are hereby authorized to prepare the necessary documents.

### **11-C. 434**

On motion of Mr. Hoeffel, seconded by Mr. Castor, it was unanimously adopted that

**WHEREAS**, Spec. #6153, bids to cover Trash, Recyclables and Infectious Waste Removal for Parkhouse Providence Pointe, and the County Health Department locations, for a period of two (2) years, were opened November 10, 2011, were sent to ten (10) vendors, and three (3) vendors responded per the attached; and

**WHEREAS**, it is the recommendation of the Administrator of Parkhouse Providence Pointe and the Director of the Health Department to accept the bid of Waste Management of Gilbertsville, PA for Schedule I Trash Recyclable Removal for Parkhouse Providence Pointe for an estimated lump sum price of \$195,760.00 and for Schedule II Infectious Waste Removal for Parkhouse Providence Pointe and Health Department locations for an estimated lump sum price of \$11,050.00 for a total estimated lump sum price for both schedules of \$206,810.00, it being the lowest responsive estimated total lump sum price bid received in strict accordance with the specifications.

**NOW THEREFORE BE IT RESOLVED**, that the bid of Waste Management of Gilbertsville, PA for Schedule I Trash Recyclable Removal for Parkhouse Providence Pointe for an estimated lump sum price of \$195,760.00 and for Schedule II Infectious Waste Removal for Parkhouse Providence Pointe and Health Department locations for an estimated lump sum price of \$11,050.00 for a total estimated lump sum price for both schedules of \$206,810.00 for a period of two (2) years is hereby accepted, it being the lowest responsive estimated total lump sum price bid received meeting the specifications and being within budgetary limitations. AND FURTHER, that the proper County officials are hereby authorized to prepare the necessary documents.

**AND FURTHER**, should Waste Management of Gilbertsville, PA fail to post any required bond, the acceptance of that bid and contract shall automatically be void.

On motion of, duly seconded, the meeting was adjourned.

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Robert W. Graf  
Chief Clerk/Chief Operating Officer