

WARRINGTON TOWNSHIP BOARD OF SUPERVISORS

MINUTES FOR JULY 22, 2008

The regular meeting of the Warrington Township Board of Supervisors was held on July 22, 2008, 7:30 p.m. at the Township Building located at 852 Easton Road, Warrington, PA 18976. The members present were as follows:

1. ATTENDANCE:

Paul Plotnick, Chairman; Carol Butterworth, Vice Chairman; Glenn M. McKay, Secretary; Michael W. Lamond, Jr., Assistant Secretary; Timothy J. Tieperman, Township Manager; Michael P. Clarke, Esq.; Township Solicitor; Bryan McAdams, Township Engineer; Michael Mrozinski, Director of Planning and Economic Development; Paul Gdanski, Director of Public Works; Richard Lesniak, Director of Fire, Inspection and Emergency Services; Carolyn Hanel, Director of Administrative Services/Parks and Recreation; and Vivian Bell, Finance Director.

2. PLEDGE OF ALLEGIANCE

The meeting opened with a pledge to the flag.

3. EXECUTIVE SESSION: Mr. Clarke reported that at the Board of Supervisors executive session meeting held on July 8, 2008 to discuss a matter of potential litigation and also to discuss a personnel matter involving the collective bargaining agreement with the police officers union with labor counsel, David Trulove.

4. PUBLIC HEARING:

a) Conditional Use Hearing for Cellco Partnerships d/b/a Verizon Wireless to allow the installation of a telecommunications facility located at 3014 Bristol Road.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors approved opening the conditional use hearing for Cellco Partnerships doing business as Verizon Wireless to allow the installation of a telecommunications facility located at 3014 Bristol Road. This motion passed by a vote of 4-0.

Mr. Clarke said this is a conditional use hearing for Cellco Partnerships doing business as Verizon Wireless. The property is located at Tax Parcel #50-010-066, which is located in the Township of Warrington, Bucks County, PA. He said this is an application requesting conditional use to allow the installation of a telecommunications facility located on 3014 Bristol Road. He said the applicant is represented by Edward Wild, Esq.

Mr. Wild distributed copies of his exhibits and identified same. To the extent that this is a conditional use hearing much of the data that is required to be proven by the applicant can be demonstrated through the various exhibits. As we go through the various exhibits he will summarize the testimony of the witnesses, which will be affirmed as well as the documents, and would indeed meet or satisfy all of the conditional use criteria.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors approved closing the conditional use hearing for Cellco Partnerships doing business as Verizon Wireless to allow the installation of a telecommunications facility located at 3014 Bristol Road. This motion passed by a vote of 4-0.

Motion – It was moved by Mr. McKay, seconded by Mr. Lamond, that the Board of Supervisors approved the conditional use for Cellco Partnerships doing business as Verizon Wireless to allow the installation of a telecommunications facility located at 3014 Bristol Road. This motion passed by a vote of 4-0.

b) **Conditional Use Hearing for Cellco Partnerships d/b/a Verizon Wireless to allow the installation of a telecommunications facility and related equipment to be located at 307 Lower State Road.**

Motion – It was moved by Mrs. Butterworth, seconded by Mr. McKay, that the Board of Supervisors approved opening the conditional use hearing for Cellco Partnerships doing business as Verizon Wireless to allow the installation of a telecommunications facility and related equipment to be located at 307 Lower State Road. This motion passed by a vote of 4-0.

Mr. Clarke said this is a conditional use hearing for Cellco Partnerships doing business as Verizon Wireless. He said the property is identified as Tax Parcel #'s 50-004-088, and 50-004-126, which is located in the Township of Warrington, Bucks County, PA. He said this is an application requesting conditional use to allow the installation of a telecommunications facility and related equipment located at 307 Lower State Road. He said the applicant is represented by Edward Wild, Esq.

Mr. Wild distributed copies of his exhibits and identified same. To the extent that this is a conditional use hearing much of the data that is required to be proven by the applicant can be demonstrated through the various exhibits. As we go through the various exhibits he will summarize the testimony of the witnesses, which will be affirmed as well as the documents, and would indeed meet or satisfy all of the conditional use criteria.

Mr. Clarke read a letter from Gretchen and Zia Hejazi, who reside at 261 Lower State Road, Chalfont who were opposed to this proposed installation as they felt there were health concerns.

Motion – It was moved by Mr. McKay, seconded by Mr. Lamond, that the Board of Supervisors approved closing the conditional use hearing for Cellco Partnerships doing business as Verizon Wireless to allow the installation of a telecommunications facility and related equipment to be located at 307 Lower State Road. This motion passed by a vote of 4-0.

Motion – It was moved by Mr. McKay, seconded by Mr. Lamond, that the Board of Supervisors approved the conditional use for Cellco Partnerships doing business as Verizon Wireless to allow the installation of a telecommunications facility and related equipment to be located at 307 Lower State Road on an existing tower. This motion passed by a vote of 4-0.

5. **MANAGER'S REPORT:** Mr. Tieperman reviewed the manager's report which included a) Department of Community and Economic Development (DCED) Community Assist Visit; b) Act 32 (Senate Bill 1064); c) PennDOT Issues; d) Central Bucks School District; e) Monthly Reports; f) Other Business; and g) Correspondence

Act 32 (Senate Bill 1064). Mr. Tieperman reported that Act 32 (Senate Bill 1064) has been signed by the governor, which amends the Local Tax Enabling Act (LTEA) Act 511 of 1965, to provide for consolidation of the collection of the local earned income tax at the county level, into law July 2. . Mr.

Plotnick felt that the collection could better be served at the State level since they are already doing State Earned Income Tax. He felt it was a bad move on the part of the State Legislature.

Mr. Rick Lesniak, Director of Fire, Inspections, and Emergency Services reviewed his monthly report for July 2008.

In the absence of Fire Chief Dan Hinkle Rick Lesniak distributed copies of his monthly report for July 2008.

Mr. Paul Gdanski, Public Works Director reviewed his monthly report for July 2008.

Carolyn Hanel, Director of Parks and Recreation reviewed her monthly report for July 2008.

NEW BUSINESS (ACTION/DISCUSSION ITEMS):

6. Consider Resolution authorizing the shredding of old township documents.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. McKay, that the Board of Supervisors adopted the resolution for authorizing the shredding of old township documents under Resolution No. 2008-R ____, Disposition of Municipal Records. This motion passed by a vote of 4-0.

7. Disposition of bids for the Twin Oaks Pond Aeration System. Mr. McAdams reported that in consideration of the fact that the low bid proposal received significantly exceeds the original construction cost estimate/budget for this project, we recommend that the Board of Supervisors reject all bid proposals received for this project and reconsider implementation of the project during the 2009 budgeting process. In the interim, potential alternatives for reducing the scope of the required electric service extension work can be evaluated by my office in an effort to reduce project costs.

Motion – It was moved by Mr. Lamond, seconded by Mr. McKay, that the Board of Supervisors rejected all bid proposals received for the Twin Oaks Pond Aeration System. This motion passed by a vote of 4-0.

OLD BUSINESS (ACTION/DISCUSSION ITEMS):

8. To consider the following escrow releases:

| Development Name | Release # | Amount |
|-------------------------------|------------------|---------------|
| Warrington Ridge, Phase I | 4 | \$ 154,960.90 |
| Heritage Center at Warrington | 6 | \$ 407,752.90 |

Motion - It was moved by Mrs. Butterworth, seconded by Mr. McKay, that the Board of Supervisors approved the escrow release for Warrington Ridge, Phase I, Release #4 in the amount of \$154,960.90. This motion passed by a vote of 4-0.

Motion - It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors approved the escrow release for Heritage Center at Warrington, Release #6 in the amount of \$407,752.90. This motion passed by a vote of 4-0.

9. **To consider the following extension requests:**

a) **Mortimer Minor Subdivision.**

Motion - It was moved by Mr. McKay, seconded by Mr. Lamond, that the Board of Supervisors granted an extension request for Mortimer Minor Subdivision until 9/24/08. This motion passed by a vote of 4-0.

b) **Bhakta Personal Care Facility.**

Motion – It was moved by Mr. McKay, seconded by Mrs. Butterworth, that the Board of Supervisors granted an extension request for Bhakta Personal Care Facility until 90 days from July 9, 2008. This motion passed by a vote of 4-0.

CONSENT AGENDA

10. **Consider adoption of a Resolution in support of MPOETC (Municipal Police Officers' Education and Training Commission) Grant in the amount of \$775.00.**

Motion – It was moved by Mr. McKay, seconded by Mr. Lamond, that the Board of Supervisors adopted a resolution in support of MPOETC (Municipal Police Officers' Education and Training Commission) Grant in the amount of \$775.00. This motion passed by a vote of 4-0.

11. **Bike and Hike Committee.** Mrs. Butterworth recommended the appointment of two (2) township residents to fill the vacancies on the Bike and Hike Committee.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Plotnick, that the Board of Supervisors approve the appointment of Ms. Barbara Burdack, who resides at 2027 Blackhorse Drive to the Bike and Hike Committee until 12/31/08. This motion passed by a vote of 4-0.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors approve the appointment of Mr. Mike Naegle, who resides at 150 Redstone Drive to the Bike and Hike Committee until 12/31/08. This motion passed by a vote of 4-0.

12. **APPROVAL OF BILL LIST: 7/8/08-7/22/08**

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors voted to approve the bill list from 7/8/08 to 7/22/08 in the amount of \$760,113.10. This motion passed by a roll call vote of 4 yeas.

13. **APPROVAL OF MINUTES**

a) **June 10, 2008**

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors voted to approve the minutes of the June 10, 2008 meeting. This motion passed by a vote of 3-1. Mr. McKay abstained.

d) June 24, 2008

Motion – It was moved by Mrs. Butterworth, seconded by Mr. McKay, that the Board of Supervisors voted to approve the minutes of the June 24, 2008 meeting. This motion passed by a vote of 4-0.

14. MINUTES FOR POSTING

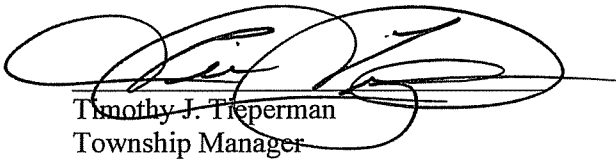
a) July 8, 2008

Motion – It was moved by Mrs. Butterworth, seconded by Mr. McKay, that the Board of Supervisors voted to approve posting the minutes of the July 8, 2008 meeting. This motion passed by a vote of 4-0.

15. Central Bucks School District. Mrs. Butterworth reported that she wrote a Letter to the Editor expressing her concerns about being charged by the Central Bucks School District for the usage of porta potties at our summer band concerts. She feels that the school district should be paying for these porta potties. Mrs. Hanel commented that the majority of people who come to the concerns are older and they aren't inclined to use the porta potties under the best of circumstances. Mr. Plotnick commented that the township does provide supplementary security for the school district with one of our police officers at CB South.

16. ADJOURNMENT

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors voted to adjourn the meeting at 9:45 p.m. This motion passed by a vote of 4-0.


Timothy J. Tieperman
Township Manager

9/10/2008
Date