

WARRINGTON TOWNSHIP BOARD OF SUPERVISORS

MINUTES FOR JUNE 10, 2008

The regular meeting of the Warrington Township Board of Supervisors was held on June 10, 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; Michael W. Lamond, Jr., Assistant Secretary; Timothy J. Tieperman, Township Manager; Michael P. Clarke, Esq.; Michael Mrozinski, Director of Planning and Economic Development; Paul Gdanski, Director of Public Works; Thomas F. Zarko, Township Engineer; Vivian Bell, Finance Director; Richard Lesniak, Director of Fire, Inspection and Emergency Services; and Carolyn Hanel, Director of Administrative Services/Parks and Recreation.

2. PLEDGE OF ALLEGIANCE

The meeting opened with a pledge to the flag.

3. PUBLIC COMMENT

a) Forest Ridge Condominium Association. Mr. Fred Gaines, President of the Forest Ridge Condominium Association, thanked the supervisors for their quick response concerning a water main leak at 200 Fiddleleaf Lane.

b) 668 Neshaminy Avenue. Mr. Bud Erickson, who resides at 668 Neshaminy Avenue, expressed his concern over a letter he received from Ron Powell about the grass being too high on his property. Due to a lot of family issues he wasn't able to cut the grass until 6/2/. He said he has lived in Warrington for 50 years and was surprised to receive t his letter.

c) Trash along Pickertown Road. Mr. Fred Achenbach thanked the supervisors for their response to his thirteen questions. He said that he had been picking up trash along Pickertown Road when he noticed that the storm ditches were covered up with due to the mowing of the ditches. He said that maybe that needs to be looked at in the event of severe rains. He asked about whether the contract was in place for having Route 611 cleaned up.

4. MANAGER'S REPORT: Mr. Tieperman reviewed the manager's report which included a) Permanent Finance Committee; b) Swim Club Membership Update; c) Fire Company Grant Update; d) Update on Underground Storage Tanks; e) 202 Parkway Update; f) Other Business; and g) Correspondence.

Mr. Lesniak reported that Fire Chief Dan Hinkle and he are investigating grant opportunities for both the Fire Company and the construction of Station 78. At this time two programs have been identified as potential sources of funding: 1) SAFER Grant: Staffing for Adequate Fire and Emergency Response – funding available through the Department of Homeland Security to assist volunteer fire companies recruit and retain members; and 2) Pennsylvania Energy Harvest Grant: Funding available through the Department of Environmental Protection for project that will conserve energy and improve water quality.

Mr. Plotnick stated that he would like to commend our Fire Marshal and Codes/Permits Manager, Rick Lesniak, for his extraordinary effort in producing an accurate and understandable set of reports, charts, graphics, and memos. He stated that after reviewing his written materials he feels a keen awareness of the work being performed by his department and personnel. He reported that Rick's thoroughness of content and narrative on problems and solutions, his attitude and communication with his staff and others in the township, leads him to believe that he is indeed the perfect individual for this position.

Mr. Gdanski gave an update on the underground storage tanks at 3400 Pickertown Road. He said in order to implement the Remedial Action Work Plan (RAWP) the township would have to spend \$25,500. The Township has historically received a 90% reimbursement from USTIF for prior work performed at the Pickertown Road facility.

NEW BUSINESS (ACTION/DISCUSSION ITEMS):

6. **Appointment of new Township Solicitor. (verbal update)**. Mr. Tieperman said the township is in a transition period with Robert Sugarman, Esq. leaving as township solicitor and the need to find a replacement. A series of interviews were held to appoint a new township solicitor and he is recommending Michael P. Clarke, Esq., with the firm of Rudolph, Pizzo & Clarke, LLC.

Motion – It was moved by Mr. Plotnick, seconded by Mr. Lamond, that the Board of Supervisors appoint Michael P. Clarke, Esq., with the firm of Rudolph, Pizzo & Clarke, LLC as the township solicitor. This motion passed by a vote of 3-0.

Mr. Clarke said he appreciates the opportunity of working with Robert Sugarman to make this an easy transition.

7. **Authorize Solicitor to advertise 2008 bond ordinance.**

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors authorized the solicitor to advertise the 2008 Bond Ordinance. This motion passed by a vote of 3-0.

8. **Consider adoption of a Resolution approving final land development plan for Valley Square Phase I.** Michael Clarke, township solicitor, said that since there is not a quorum he requested that William Benner, Esq., legal counsel for his client, Valley Square consider a continuance on asking for approval of the final land development plan for Valley Square Phase I until the Board's June 24, 2008 meeting.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors accepted the offer from William Benner, legal counsel for his client, Valley Square for a continuance until the Board's June 24, 2008 meeting. This motion passed by a vote of 3-0.

9. **Disposition of bids for Heat Pump Replacement.** Mr. Zarko reported that this project involves the replacement of the township building – Heat Pump Replacement.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors awarded the Township Building – Heat Pump Replacement, Contract No. 4100-99, to Worth & Company Inc., at the bid price of \$13,423.00 This motion passed by a vote of 3-0.

10. **Disposition of bids for Street Road cellular tower and discuss with Township Solicitor construction alternatives. (verbal update)**. Mr. Clarke said his office has been in contact with T-Mobile to discuss the maintenance of the Street Road cellular tower. As he was unable to complete those

discussions before tonight's meeting, he recommended that the Board reject all bids for the construction of the cellular tower while these discussions continue with T-Mobile.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors reject all bids received for the construction of the Street Road Cellular Tower, Contract No. 4100-98 while the township solicitor continues his discussions with T-Mobile as discussed by the township solicitor tonight. This motion passed by a vote of 3-0.

11. Review proposed amendments to Sections 2324-2326 of the Township Zoning Code regulating standards for wireless communications.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors approved the proposed amendments to Sections 2324-2326 of the Township Zoning Code regulating standards for wireless communications. This motion passed by a vote of 3-0.

12. Consider adoption of a Resolution authorizing a capital lease agreement with Municipal Capital Corporation for the document management project. Mr. Tieperman reported on the capital lease agreement with Municipal Capital Corporation for the document management project.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors adopted the resolution authorizing a capital lease agreement with Municipal Capital Corporation for the document management project. This motion passed by a vote of 3-0.

13. Consider adoption of a Resolution approving the withdrawal of the Authority pension plan from PMRS (Pennsylvania Municipal Retirement System) and merge into the Warrington Township pension fund.

Motion – It was moved by Mr. Lamond, seconded by Mrs. Butterworth, that the Board of Supervisors adopted a resolution for the Warrington Township Municipal Authority, Bucks County, PA approving the withdrawal of the Authority pension plan from PMRS (Pennsylvania Municipal Retirement System) and merge into the Warrington Township pension fund. This motion passed by a vote of 3-0.

OLD BUSINESS (ACTION/DISCUSSION ITEMS):

14. To consider the following escrow releases:

Development Name	Release #	Amount
Duda Car Wash	5	\$ 19,937.80
Heritage Center at Warrington	5	\$ 129,857.10

Motion - It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors approved the escrow release for Duda Car Wash, Release #5 in the amount of \$19,937.80. This motion passed by a vote of 3-0.

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 #5 in the amount of \$129,857.10. This motion passed by a vote of 3-0.

15. To consider the following extension requests:

a) Mortimer Minor Subdivision

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors granted the extension request for Mortimer Minor Subdivision until 8/6/08. This motion passed by a vote of 3-0.

b) Paul Valley Town Center

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors granted the extension request for Paul Valley Town Center until 9/30/08. This motion passed by a vote of 3-0.

16. To consider the following dedication requests:

a) Ninety-Nine Restaurant and Pub

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors approved the resolution for denial of dedication of public improvements for the Ninety-Nine Restaurant and Pub. This motion passed by a vote of 3-0.

b) Studley Subdivision

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors approved the resolution for denial of dedication of public improvements for the Studley Subdivision. This motion passed by a vote of 3-0.

c) Greystone Meadows

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors approved the resolution for the open space area for Greystone Meadows. This motion passed by a vote of 3-0.

CONSENT AGENDA

17. Consider adoption of a Resolution in support of MPOETC (Municipal Police Officers' Education and Training Commission) Grant in the amount of \$1,386.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors adopted the resolution in support of MPOETC (Municipal Police Officers' Education and Training Commission Grant in the amount of \$1,386. This motion passed by a vote of 3-0.

18. Consider adoption of a Resolution amending township fee schedule for new water/sewer tapping fees and camp and swim club fees.

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors adopted the resolution amending township fee schedule for new water/sewer tapping fees and camp and swim club fees. This motion passed by a vote of 3-0.

19. APPROVAL OF BILL LIST: 5/27/08 to 6/10/08

Motion – It was moved by Mr. Lamond, seconded by Mrs. Butterworth, that the Board of Supervisors voted to approve the bill list from 5/27/08 to 6/10/08 in the amount of \$609,144.05. This motion passed by a roll call vote of 3 yeas.

20. APPROVAL OF MINUTES

a) March 11, 2008

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors voted to table approval of the minutes of the March 11, 2008 meeting. This motion passed by a vote of 3-0.

b) April 24, 2008

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors voted to table approval of the minutes of the April 24, 2008 meeting. This motion passed by a vote of 3-0.

c) May 6, 2008

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors voted to table approval of the minutes of the May 6, 2008 meeting. This motion passed by a vote of 3-0.

21. MINUTES FOR POSTING

a) May 27, 2008

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors voted to approve posting the minutes of the May 27, 2008 meeting. This motion passed by a vote of 3-0.

22. EXECUTIVE SESSION. An executive session meeting will follow this meeting to discuss the police contract.

23. ADJOURNMENT

Motion – It was moved by Mrs. Butterworth, seconded by Mr. Lamond, that the Board of Supervisors voted to adjourn the meeting at 8:35 p.m. This motion passed by a vote of 3-0.



Timothy J. Tieperman
Township Manager

8/19/2008

Date