

WARRINGTON TOWNSHIP BOARD OF SUPERVISORS

MINUTES FOR DECEMBER 8, 2009

The regular meeting of the Warrington Township Board of Supervisors was held on December 8, 2009, 7:30 p.m., at the Township Building located at 852 Easton Road, Warrington, PA 18976. The members present were as follows:

ATTENDANCE:

Carol M. Butterworth, Chairperson; Michael W. Lamond, Jr., Vice Chairperson; Rebecca A. Kiefer, Assistant Secretary; and Paul Plotnick, Member; Timothy J. Tieperman, Township Manager; Thomas F. Zarko, Township Engineer; Michael Mrozinski, Director of Planning and Economic Development; Michael P. Clarke, Esq., Township Solicitor; Barbara Livrone, Executive Assistant to the Township Manager; Vivian Bell, Township Treasurer; and Carolyn Hanel, Director of Administrative Services/Parks and Recreation.

PLEDGE OF ALLEGIANCE

The meeting opened with a pledge to the flag.

EXECUTIVE SESSION REPORT: Mr. Clarke reported at the conclusion of the November 24, 2009, meeting the Board did not hold an executive session.

APPROVAL OF BILL LIST:

1. 11/24/09 – 12/08/09 – \$1,056,151.82

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors voted to approve the bill list from 11/24/09 to 12/08/09 in the amount of \$1,056,151.82. This motion passed by a roll call vote of 3 yeas and 1 nay. Mrs. Kiefer voted nay.

APPROVAL OF MINUTES:

2. November 17, 2009

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors voted to table approval of the minutes of the November 17, 2009 meeting. This motion passed by a vote of 4-0.

MINUTES FOR POSTING:

3. November 24, 2009

Motion – It was moved by Mr. Lamond seconded by Mr. Plotnick, the Board of Supervisors voted to post the minutes of the November 24, 2009 meeting. This motion passed by a vote of 4-0.

PUBLIC COMMENT:

- 1) **Bike and Hike Committee.** Paul Vallrath and the other members of the Bike and Hike Committee presented a plaque and certificate to Carol Butterworth for all her support and help over the years with the bike and hike trails in Warrington. This plaque will be placed on a bench at the Bradford Trail.
- 2) **Hillside/Jennings/Timber Lane Project.** Michael Jimmick, who resides at 3275 Hillside Drive, also known as the Mill Creek Village Area said the majority of the residents in this development are objecting to the water and sewer extension project going forward.

Mr. Zarko said the project was presented to the residents as a potential water and sewer extension project about eighteen months ago. When it was presented to the residents, the primary concern was the cost. As a result of this issue, the Board directed the Township to investigate potential grant opportunities. The Township applied for a grant and received a Safe Water Grant, which will reduce the cost of the project by \$500,000. Mr. Zarko said he, Ken Kollmer from CKS Engineers, Inc., along with Tim Tieperman met with the residents the first week of December to bring them up to date as to where the Township stood with the project and the impact the grant would have on the project. Mr. Zarko said the Township will send the residents a follow-up letter answering their questions and also send out one more questionnaire as a result of the impact of the grant to see if the people in the neighborhood are still interested in the project. Once the questionnaires are returned the Township will be reporting back to the Supervisors at a future meeting to see if the project should move forward.

DEPARTMENT REPORTS:

4. **Manager's Report.** Mr. Tieperman reviewed the manager's monthly report which included a) Safe Water Grant Meeting; b) Water/Sewer Valuation Study; c) TEVA Pharmaceuticals Sketch Plan; d) Disorderly House Ordinance; e) Towing License Update; f) Station 78 Update; g) Redstone Woods; h) Tamanend Flashing Warning Signals; and i) Other Business.

Mr. Zarko said Staff has reviewed feedback from Ms. Jackie Winkler of the Army Corps of Engineers regarding alternatively proposed sites for restricted wetlands designation at Redstone Woods. Mr. Zarko said Jackie Winkler has responded in regards to the township's proposal for the environmental restrictions swap. Mr. Zarko said Ms. Winkler has indicated the Army Corps of Engineers will no longer be looking for a swap. They are no longer interested in putting restrictions on the Bluestone Parcel Mr. Zarko said they are willing to revise the open space area restrictions in accordance with the request that was previously provided by the township. Mr. Zarko said at this point Ms. Winkler is going to set up a meeting between the township and the developer to discuss the paperwork that has to be filed in order to finalize the permit and to change the restrictions.

5. **Engineer's Report.** Mr. Zarko, Township Engineer reviewed his monthly report for November 2009 as follows: a) Maple Avenue Extension; b) West End Fire Station; c) Shetland Water Tank Painting; and d) Tradesville Sewage Treatment Plant.

NEW BUSINESS (ACTION/DISCUSSION ITEMS):

6. **Consider Preliminary Plan Approval of Gavin Lingo Subdivision.** Mrs. Butterworth said the preliminary plan approval of the Gavin Lingo Subdivision will not be on the agenda tonight. Mrs. Butterworth indicated the applicant has asked for a letter of extension.

Mr. Zarko said the applicant has requested an extension of time for consideration of preliminary plan approval of the Gavin Lingo Subdivision to January 31, 2010.

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors unanimously approved the applicant's extension request for the Preliminary Plan Approval of the Gavin Lingo Subdivision until January 31, 2010. This motion passed by a vote of 4-0.

7. Presentation from David Bush, Keystone Alliance Consulting for a Water and Sewer Valuation Study. Mr. David Bush of Keystone Alliance Consulting presented his final report on the valuation study for the Warrington Township water/sewer system and prepared an executive summary report of his findings. Mr. Bush reported the township's system is in good working order. Mr. Bush discussed the valuation methodology and reviewed the two methods used in determining the range for the current value of the water and sewer systems which is asset and income based. In order to keep up with the asset value, Mr. Bush recommends to the Township a twelve percent increase in water rates and a seventy three percent increase in sewer rates. Mr. Bush also recommends capital reserves for future repairs.

8. Consider adoption of a Resolution authorizing lease purchase of a 2011 International Workstar 7400 Series Dump Truck. Mr. Tieperman said the Township owns a 1990 GVW dump truck, which has been heavily used by the Public Works Department for snow/ice removal and heavy hauling. Mr. Tieperman said this unit has far exceeded its life cycle of 10 years and is currently out-of-service with repair costs exceeding the unit's salvage value. Staff has obtained competitive lease/purchase quotes from area financing institutions for the replacement of this unit at 2009 State Bid pricing.

Mr. Tieperman said Staff is looking at a 3-year lease/purchase of a 2011 International Workstar 7400 Series Dump Truck.

Motion – It was moved by Mrs. Kiefer, seconded by Mr. Lamond, the Board of Supervisors authorize the purchase of a 2011 International Workstar 7400 with U.S. Municipal Dump Truck & Accessories. The motion also stated the Township deducts \$65,000 from the Road Machinery Fund to be used as a down payment and the remainder would be a lease purchase contract with the lowest interest rate. This motion passed by a vote of 4-0.

9. Consider authorization to advertise the Palomino Basin Project. Mr. Zarko reported this project is one of the Township's 2008 Bond Issue Projects. The project involves the removal of accumulated sediment within the interior of the existing Palomino Farms Retention Basin to restore stormwater management capacity, modifications to the existing detention basin outlet structure to facilitate maintenance activities, and the installation of Best Management Practices (BMP) improvements within the existing retention basin to improve its function and enhance water quality.

Mr. Zarko said the project will include rehabilitation/modification of the existing drainage channels from Grey Horse Drive and Dapple Drive which convey storm water flow into the retention basin.

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors authorize the advertisement of the Palomino Basin Project for public bidding subject to the Township Solicitor's review/approval of the bidding documents. This motion passed by a vote of 4-0.

10. Consider bid award for the Mill Creek Salt Storage Building. Mr. Zarko reported this project is one of the Township's 2008 Bond Issue Projects. He said it involves the construction of a 2,000 sq. ft. high-arch gambrel salt storage building and appurtenances at the Township property located at the immediate vicinity of the Pickertown Road/Mill Creek Road intersection.

Motion – It was moved by Mr. Plotnick, seconded by Mrs. Kiefer, the Board of Supervisors approve awarding the bid for the Mill Creek Salt Storage Building with recommended alternate/add-on items to Milford Builders, Inc., of Quakertown, PA. at a bid price of \$401,410.52, if current budgetary constraints

will allow. This motion failed because it doesn't have the majority of the Board to award the bid. Mrs. Butterworth and Mr. Lamond voted no.

Mr. Clarke said Mr. Zarko will instruct all of the bidders that no bid will be awarded under the contract time.

Motion – It was moved by Plotnick, seconded by Mrs. Butterworth, the Board of Supervisors voted to reject all bids for the Mill Creek Salt Storage Building. This motion failed because it doesn't have the majority of the Board to reject all bids. Mr. Lamond and Mrs. Kiefer voted no.

Mr. Clarke recommended Tim Tieperman forward all of the bidding documents to the newly elected supervisors John Paul and Marianne Achenbach.

11. **Consider Amendment to Trash Collection Agreement between Waste Management of Pennsylvania, Inc., and Warrington Township relating to solid waste and recycling collection services for Willow Knoll Development.** Mr. Tieperman reported we have the option of exercising a 2-year extension through 2011 with Waste Management of Pennsylvania, Inc., for the Willow Knoll development.

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors authorize the township manager to execute an amendment to the Willow Knoll Trash Collection Agreement for a 2-year extension through 2011 in accordance to the 2007 contract bid, subject to final review by the township solicitor. This motion passed by a vote of 4-0.

12. **Consider adoption of a Resolution establishing the 2010 Tax Millage Rate.** Mr. Tieperman reported that this is the same resolution that was at the December 1, 2009 meeting, which was not acted upon.

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors adopt a resolution establishing the 2010 Tax Millage Rate. This motion passed by a vote of 3-1. Mrs. Kiefer voted no.

OLD BUSINESS (ACTION/DISCUSSION ITEMS):

13. **Discuss the Responsible Contractor Ordinance.** Mr. Mrozinski reported this was an item which was brought before the Board in 2008 relative to the adoption of a proposed Responsible Contractor Ordinance. Mr. Mrozinski stated he was looking for the Board's feedback. Mrs. Kiefer raised a question about sub-contractors needing to qualify individually which is the same as the contractors. Mrs. Kiefer stated in the current construction business there are a lot of the sub-contractors that change throughout the process of construction. Mr. Mrozinski said he would research it and get back to the Board.

14. **Discuss the Five Year Capital Improvement Plan.** Mr. Zarko reported at the direction of the Board his office prepared a proposed 5-Year Capital Improvement Plan pertaining to the township's Public Works and Land and Water and Sewer facilities. He said the basis of the 5-Year Capital Improvement Plan was prepared based upon input provided by various township boards/commissions and/or township staff.

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors adopt the Five Year Capital Improvement Plan. This motion passed by a vote of 4-0.

EXTENSION REQUESTS:

15. **Consider Extension Request for Burke Minor Subdivision.**

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors approve the extension request for Burke Minor Subdivision for 90 days from submission of the revised Minor Subdivision/Lot Line Change Plans. This motion passed by a vote of 4-0.

ADJOURNMENT:

Motion - It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors voted to adjourn the meeting at 9:15 p.m. This motion passed by a vote of 4-0.