

# **WARRINGTON TOWNSHIP BOARD OF SUPERVISORS**

## **MINUTES FOR AUGUST 11, 2009**

The regular meeting of the Warrington Township Board of Supervisors was held on August 11, 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; Glenn McKay, Secretary; Rebecca A. Kiefer, Assistant Secretary; and Paul Plotnick, Member; Timothy J. Tieperman, Township Manager; Thomas F. Zarko, Township Engineer; Carolyn Hanel, Director of Administrative Services/Parks and Recreation; Michael Mrozinski, Director of Planning and Economic Development; Barbara Kirk, Esq.; Barbara Livrone, Executive Assistant to the Township Manager. and Vivian Bell, Township Treasurer.

### **PLEDGE OF ALLEGIANCE**

The meeting opened with a pledge to the flag.

**EXECUTIVE SESSION REPORT.** Mrs. Kirk reported that the Board held an executive session at the conclusion of the July 28, 2009 meeting to discuss potential litigation concerning condemnation of properties located on Maple Avenue.

### **APPROVAL OF BILL LIST: 7/28/09-8/11/09 - \$576,854.70**

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors voted to approve the bill list from 7/28/09 to 8/11/09 in the amount of \$576,854.70. This motion passed by a roll call vote of 5 yeas.

### **APPROVAL OF MINUTES:**

#### **2. June 23, 2009**

Motion – It was moved by Mr. Lamond, seconded by Mr. McKay, the Board of Supervisors voted to approve the minutes of the June 23, 2009 meeting. This motion passed by a vote of 4-1. Mr. Plotnick abstained.

#### **3. July 14, 2009**

Motion – It was moved by Mr. Lamond, seconded by Mr. McKay, the Board of Supervisors voted to approve the minutes of the July 14, 2009 meeting. This motion passed by a vote of 5-0.

### **MINUTES FOR POSTING**

#### **4. July 28, 2009**

Motion – It was moved by Mr. Lamond, seconded by Mr. McKay, the Board of Supervisors voted to post the minutes of the July 28, 2009 meeting. This motion passed by a vote of 5-0.

**PUBLIC COMMENT**

a) **Request for Letter to be Rescinded.** Mr. Ernie Montella, who resides at 1924 Appaloosa Drive, reminded the Board that he made a presentation before them at their June 23, 2009 meeting. At the conclusion of that meeting he recalls being told that he should not hold this Board liable for what the 1983 Board failed to do. He said his response was that he was going to hold this Board liable for what they are not doing for his 1989 settlement with this township in court. He further stated that since that time, two hours before the Board's last meeting, he received a call from the township solicitor, Mr. Clarke who advised him after reviewing all the documents he has been showing this township for thirty years that he was going to recommend to this Board that they honor our agreement of 1989.

Mr. Montella said at the conclusion of his conversation with Mr. Clarke he told him that the one thing that he was going to insist on that this Board rescind this December 4, 2006 letter from the township manager that puts the responsibility for this agreement to his heirs. He said he will not stand for that and he wants this letter rescinded.

Mrs. Kirk recommended to the Board that rather than rescinding the December 4, 2006 letter that she would have her partner draft the appropriate letter to Mr. Montella.

b) **Bradford Greene.** Mr. Craig Suber, who resides at 342 Cedar Waxwing Drive in the Bradford Greene. He said he was checking with the progress of the bridge connecting Bradford Greene with Lower Nike Park to the 5-Year Plan. Mr. Zarko responded by saying it is not a budget project for 2009. Currently it wasn't included as part of the potential 2010 budgeted projects but it is included on the Draft 5-Year Capital Plan that was prepared for the Board's consideration.

c) **Student Drop-Off at Tamanend Middle School.** Mr. David Birett, who resides at 2177 Herblew Road had a concern about Tamanend Middle School's restructuring of their parking lot. He said they have a student drop-off that they are putting in, which is located between the soccer field and the ballfield. He said the entrance is about 80' or so from Herblew Road, which is a 3-way stop sign. He said he knows it was a beehive of traffic before and after school last year at the main entrance. His concern is now that they have moved the drop-off closer to Herblew Road he wants to know how much of a beehive it's going to be with the intersection and the drop-off parking lot.

Mr. Zarko said the improvements that are being done at the school aren't going to generate any additional students. He said they are not doing an expansion of the school but just doing a configuration. They are not anticipating that the traffic volume is going to change. In conjunction with the approval of the Land Development Plans for that project the Board of Supervisors imposed a condition on the school district, because of the concern with traffic flow along Stuckert Road, for them to install a flashing warning device out there to establish the school zone to better control the traffic flow during school hours of operation.

**PUBLIC HEARING:****5. To receive public comments on a Conditional Use Application for the installation of Clearwire Wireless Broadband Antenna installation at 3014 Bristol Road, owned by William and Rosemary Garges.**

Motion – It was moved by Mr. Lamond, seconded by Mrs. Kiefer, the Board of Supervisors voted to open the Conditional Use Hearing for the installation of Clearwire Wireless Broadband Antenna installation at 3014 Bristol Road, owned by William and Rosemary Garges. This motion passed by a vote of 5-0.

Barbara Kirk said representing the applicant on behalf of Clearwire Wireless is Gary S. Forshner, Esq, from Stark & Stark. She reported that this hearing has been properly advertised on Wednesday, July 21, 2009 and Wednesday, July 29, 2009.

Mr. Forshner distributed copies of his exhibits and summarized Clearwire Wireless's application. He said what we're looking to do is locate a telecommunications facility on an existing silo on Bristol Road. This is a site that already exists as a telecommunications facility and there are several carriers that are on there as we speak. He said we're looking to put antennas on the side of the silo lower than the existing antennas that are there. We're also proposing to put equipment cabinets at the base of the silo within the existing compound that was utilized for Sprint. He said we're going to have little or no impact on the facility in anyway but what we are going to do is enhance communications consistent with what has been encouraged by virtue of the telecommunications act and in a way that has been encouraged by the township's ordinances.

Mrs. Kirk wanted to ensure that Clearwire intends to comply with all the requirements in the ordinance as reviewed by the township engineer in his 7/9/09 letter. Mr. Forshner said these requirements would be complied with by his applicant. Mrs. Kirk deferred to Mr. Zarko as to the demonstration of stealth technology being utilized in the proposed antenna installation. Mr. Zarko said this is basically an installation on the silo so it is pretty consistent with stealth technology but we would be concerned about the color of the antenna being of a nature that is going to blend in so that it doesn't stand out.

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors voted to close the conditional use hearing for Clearwire Wireless for the installation of a wireless Broadband Antenna installation at 3014 Bristol Road, owned by William and Rosemary Garges. This motion passed by a vote of 5-0.

Motion – It was moved by Mr. Lamond, seconded by Mrs. Kiefer, the Board of Supervisors voted to approve the application for the installation of Clearwire Wireless Broadband Antenna installation at 3014 Bristol Road, owned by William and Rosemary Garges subject to compliance with the township engineer's review letter dated 7/9/09. This motion passed by a vote of 5-0.

**6. To receive public comments on a proposed amendment to Chapter 6 of the Warrington Code of Ordinances establishing regulations for the use of motorized dirt bikes and all-terrain vehicles.**

Motion – It was moved by Mrs. Kiefer, seconded by Mr. Plotnick, that the Board of Supervisors voted to open the Conditional Use Hearing for public comments on a proposed amendment to Chapter 6 of the Warrington Code of Ordinances establishing regulations for the use of motorized dirt bikes and all-terrain vehicles. This motion passed by a vote of 5-0.

Mrs. Kirk deferred this matter to Mr. Mrozinski. She said that several months ago discussions were held between the township and the Police Chief as to regulating the use of the motorized vehicles. She said Mr. Mrozinski has worked directly with the Police Chief in crafting this proposed ordinance. She noted that this ordinance had been properly advertised in the Bucks County Courier Times on Wednesday, July 29 and Sunday, August 2.

Mr. Mrozinski reported the township has received complaints over many years relative to the nuisances created by the use of all-terrain vehicles. He said within the existing ordinances we don't have anything that stands alone to address this use. He said we only can regulate presently of noise or dust. Therefore, we were asked to look at the possibility of a stand alone ordinance, which is being presented to the Board August 11, 2009.

Mr. Mrozinski said basically the major provisions, without being too redundant, would be to restrict the use of ATV's to 2 acre lots and to restrict the usage to the interior parts of the properties. Therefore, we would have some setbacks and less a nuisance to adjoining neighbors with the possibility that screening would be provided as necessary. We would ask that users use it for a period of only 2 hours with a 1 hour break completely from riding on the property. He said there are also limits to the hours of operation in terms of times of day, which are basically from Monday thru Friday from 12 noon to 6 p.m. The hours on Saturday would be from 10 a.m. thru 6 p.m. and Sundays hours would be from 12 noon to 5 p.m.

Mr. Mrozinski said we also have provisions for controlling dust. In the past we have had situations in which dust has been creating a hazard not only for neighbors but also for drivers on township roadways.

Mrs. Kirk said as she understands it the State statute is dealing with the operation of these vehicles on public roadways. This ordinance is designed to regulate the use of these vehicles on private property, in addition, to things such as sidewalks that aren't public roadways.

Janice Devito, who resides at 1881 Walnut Avenue, stated the township has had this problem for a number of years.

Jeff Bigelow, who resides at 2470 Park Road, said his concern is with over legislation.

Motion – It was moved by Mrs. Kiefer, seconded by Mr. Plotnick, the Board of Supervisors voted to close the conditional use hearing for the proposed amendment to Chapter 6 of the Warrington Code of Ordinances establishing regulations for the use of motorized dirt bikes and all-terrain vehicles. This motion passed by a vote of 5-0.

Motion – It was moved by Mrs. Kiefer, seconded by Mr. Plotnick, the Board of Supervisors voted to approve the proposed amendment to Chapter 6 of the Warrington Code of Ordinances establishing regulations for the use of motorized dirt bikes and all-terrain vehicles. This motion passed by a vote of 3-2. Mr. McKay and Mr. Lamond voted nay.

**7. To receive public comments and consider action on an application filed by Bux Due, Inc., d/b/a The Melting Pot Restaurant for the inter-municipal transfer of a Liquor License to the Shoppes at Valley Square, 751 Easton Road, Warrington, PA 18976.**

Motion – It was moved by Mr. Lamond, seconded by Mr. McKay, that the Board of Supervisors voted to open the Conditional Use Hearing for public comments and consider action on an application filed by Bux Due, Inc., d/b/a The Melting Pot Restaurant for the inter-municipal transfer of a Liquor License to the Shoppes at Valley Square, 751 Easton Road, Warrington, PA 18976. This motion passed by a vote of 5-0.

Mrs. Kirk reported this public hearing on the application for transfer of inter-municipal liquor license is required by the Pennsylvania Liquor Code. In this case the liquor license is proposed to be transferred from a Bensalem Township establishment to Bux Due, Inc, d/b/a The Melting Pot Restaurant, 751 Easton Road, Unit 602, in Warrington Township.

Mrs. Kirk said Section 4-461B3 of the liquor code provides that an inter-municipal transfer of a license must first be approved by the governing body of the receiving municipality when the total number of existing restaurant liquor licenses and eating place retail dispenser licenses in the receiving municipality equal or exceed one license per three thousand inhabitants.

Mrs. Kirk further stated that the Pennsylvania Liquor Code requires that at least one public hearing shall be held by the municipal governing body for the purpose of receiving comments and recommendations of

interested individuals residing within the municipality concerning the applicant's intent to transfer a liquor license into the municipality.

Mrs. Kirk further stated that the Liquor Control Board has advised us that Warrington Township had a population of 17,500 at the time of the most recent centennial census in the year 2000, which would allow for at least five liquor licenses within the township without the need for a public hearing and approval. She said the township has 15 issued liquor licenses. However, several of those are grandfathered. Therefore, a public hearing must be held on this application and the township may approve the request by resolution.

Mrs. Kirk said this hearing was duly advertised in the Bucks County Courier Times on Tuesday, July 21 and Tuesday, July 28, 2009.

Mrs. Kirk introduced Theodore J. Zeller, III, Esq., who is the attorney for Charlie LaRosa, one of the principals for Bux Due, Inc., which trades as The Melting Pot. Mr. Zeller distributed copies of his exhibits and summarized Bux Due, Inc.'s application to obtain an inter-municipal transfer of a liquor license to the Shoppes at Valley Square, 751 Easton Road, in Warrington Township.

Motion – It was moved by Mr. Plotnick, seconded by Mrs. Kiefer, the Board of Supervisors voted to close the conditional use hearing for the application filed by Bux Due, Inc., d/b/a/ The Melting Pot Restaurant for the inter-municipal transfer of a liquor license to the Shoppes at Valley Square, 751 Easton Road, Warrington, PA 18976. This motion passed by a vote of 5-0.

Motion – It was moved by Mr. Plotnick, seconded by Mr. McKay, the Board of Supervisors voted to approve the resolution for the application filed by Bux Due, Inc., d/b/a/ The Melting Pot Restaurant for the inter-municipal transfer of a liquor license to the Shoppes at Valley Square, 751 Easton Road, Warrington, PA 18976. This motion passed by a vote of 5-0.

#### **DEPARTMENT REPORTS:**

8. **MANAGER'S REPORT.** Mr. Tieperman reviewed the manager's report which included a) Lawn Irrigation Permits; b) Document Management Update; c) Stump and County Line Roads Development Activity; d) Forest Ridge; e) Storm Update; f) Communication Updates; g) Grant Applications; h) School Lane Drainage Alternatives; i) Mill Creek Area Low Pressure Sewer System Project; and j) Correspondence.

**Volunteers Picnic.** Mr. McKay wanted to recognize Carolyn Hanel and Barbara Livrone for the fine job that they both did in organizing the volunteers' picnic held recently.

9. **Engineer's Report.** Mr. Zarko reviewed his monthly report for July 2009 as noted in his letter dated 7/31/09.

**School Lane Drainage System Erosion.** Mr. Zarko reported on the School Lane drainage system erosion. He said there was an off-site drainage system installed by the developer of the Sweetbriar development on School Lane and extends onto Park Road. He said that drainage system accommodates storm water from the Warrington Shopping Center and Sweetbriar development detention basins as well as several adjacent properties. He said the property owner at 1279 School Lane had called and reported some problems with erosion in the drainage channel immediately adjacent to the inlet to that storm water system. The erosion occurred at a significant bend in the channel and adjacent to the installed improvements.

Mr. Zarko said in order to correct that erosion problem there would be an additional 20' of channel stabilization that would be required. He said we have developed three potential options to provide that stabilization. The first would be to extend the existing gabions. The next one would be to align the channel with rip-rap, which is kind of large rock stabilization. The third alternative would be something called bile stabilization where you use a combination of larger rocks or boulders with interspersed plantings, which is considered state of the art environmentally sensitive type way of stabilize channels. He said the estimated cost of the alternative that would be recommended for this application, which is the bile stabilization and is approximately \$4,200. He wanted to know if the Board wanted him to proceed in obtaining formal proposals from area contractors to proceed with that stabilization work.

Motion – It was moved by Mr. McKay, seconded by Mr. Lamond, that the Board of Supervisors authorized the township engineer to proceed with obtaining formal proposals from area contractors for the bile stabilization work needed to be done. This motion passed by a vote of 5-0.

**Speed Humps.** Mr. Zarko reported that PennDOT has two different types of design that they have approved for installation of speed humps on municipal roadways. He said one is called a “Seminal” type of speed hump and the other one is called a “Watts” type of speed hump. He said the criteria for application of either of these speed humps are based upon the nature of traffic on the road as well as the use of the road for emergency vehicle response. He said for lower traveled roadways the “Watts” speed hump is an appropriate application. For higher traveled roadways for roadways that have a primary use for emergency vehicles it is recommended that the “Seminal” type of speed hump be used.

Mr. Zarko said on Elbow Lane it was determined that “Seminal” type of speed hump would be most prudent to use on that roadway because of the fact that it is a major roadway used for emergency access purposes.

10. **Planning and Development.** Mr. Mrozinski reviewed his monthly report for July 2009 as noted in his memo dated 8/6/09.

#### **NEW BUSINESS (ACTION/DISCUSSION ITEMS):**

##### **11. Consider amendment to the Alternative Energy Grant Application for the installation of Solar Panels at the Tradesville Sewage Treatment Plant.**

Mr. Scott Mallon, Project Manager with Spiezle Architectural Group spoke about what is involved in the preparation of alternative energy grant applications. Mr. Tieperman said Mr. Mallon is recommending that the township modify the grant award that we requested based on some feedback that we received from the State. He said there are some State funding issues involved and we wanted to make sure that it was a competitive grant.

Mr. Mallon said the CFA (Commonwealth Financing Authority) issued a letter about a week before their meeting saying that this is a competitive grant. Nothing in the documents noted that prior to that meeting and prior to that letter. He said they met on July 14, 2009 and we've had a lot of follow-up with them since then. He said basically by being a competitive grant what they are looking for is their lowest cost from the Grant Authority to roll out the great amount of solar power. He said although they said you could ask for \$2.25/per watt that's the most that they would give you and they would actually prefer that you ask for less. The figures were computed to try to get to the lowest point that would still give a break even in Year 1 and that figure turned out to be \$1.88/watt.

Motion – It was moved by Mr. McKay, seconded by Mr. Plotnick, the Board of Supervisors adopt the resolution in support of the Solar Energy Program Grant for the installation of Solar Panels at the Tradesville Sewage Treatment Plant in the amount of \$278,240. This motion passed by a vote of 5-0.

12. **Consider approval of a non-binding Memorandum of Understanding (MOU) with Honeywell Building Systems for the performance of an energy audit as part of the PA Guaranteed Energy Savings Act Program (GESA).** Mr. Zarko introduced Davis Maurer, Account Executive with Honeywell International. He said several weeks ago Mr. Plotnick had requested that his office perform an investigation of the PA Guaranteed Energy Savings Act Program and procedures for possible participation in the program by the township. A detailed report outlining our investigation is in the Board's packets.

Mr. Zarko said in summary, the way the program works is that an energy services company would design a project to increase energy efficiency at township facilities. He said the energy services company purchases and installs this equipment necessary to realize the energy efficiency. He said the township would pay the energy services company a share of the guaranteed savings that would result in improvements as a means of paying for those improvements. The energy services project is evaluated on a 15-year pay back basis. One potential energy services company, Honeywell, has offered to perform a preliminary feasibility study of GESA facilities energy usage and potential energy conservation projects at no cost subject to the township committing to participate in the program if the applicable criteria are met as detailed and documented in the feasibility study. Staff is recommending the Board consider engaging Honeywell to perform this preliminary study.

David Maurer was here to answer any questions from the Board concerning the program and what Honeywell is offering.

Motion – It was moved by Mr. Plotnick, seconded by Mr. McKay, that the Board of Supervisors approve a non-binding Memorandum of Understanding (MOU) with Honeywell Building Systems for the performance of an energy audit as part of the PA Guaranteed Energy Savings Act Program (GESA) per their letter dated 7/14/09. This motion passed by a vote of 5-0.

13. **Consider adoption of an inter-municipal maintenance agreement for Kelly Road.**

Motion – It was moved by Mr. Lamond, seconded by Mrs. Kiefer, that the Board of Supervisors adopt the resolution to enter into an inter-municipal roadway maintenance agreement with Doylestown Township for Kelly Road. This motion passed by a vote of 5-0.

14. **Consider authorization of Planning Services Agreement with the Bucks County Planning Commission to update the Warrington Township Open Space Plan.**

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, that the Board of Supervisors authorized a Planning Services Agreement with the Bucks County Planning Commission to update the Warrington Township Open Space Plan. This motion passed by a vote of 5-0.

15. **Disposition of bids for the Bituminous Trail Project, Phase II.** Mr. Zarko reported that this project is the second phase of the township's trail extension project at Lower Nike Park. He said it includes the construction of approximately 5,100 linear feet of bituminous trail through Lower Nike Park Trail through County open space at the Bradford Reservoir. He said the project is to be partially funded by PA DC & R grants.

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors voted to award Contract #4175-2 for the Bituminous Trail Project, Phase II at Bradford Reservoir to James R. Kenney Excavating & Paving in the amount of \$221,995.00 subject to the Pennsylvania Department of Environmental Protection's of the contract. This motion passed by a vote of 5-0.

16. **Disposition of bids for the Maple Avenue Extension Project.** Mr. Zarko reported that this project has been discussed on numerous occasions over the past few weeks with the Board. He said it involves the extension of Maple Avenue from its current intersection with Kansas Road for a direct connection with Street Road as well as various traffic movement modifications at Easton Road, Street Road, and Kansas Road.

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors voted to award Contract #4186 for the Maple Avenue Extension Project to Pedrick Sitework Contractors, LLC, at the bid price of \$260,137.00. This motion passed by a vote of 4-1. Mrs. Kiefer voted no.

17. **Disposition of bids for the Shetland Tank Repainting Project.** Mr. Zarko reported that this project includes the repainting of the interior and exterior of the township's existing Shetland Drive Water Storage Tank and miscellaneous maintenance at the Costner and Fairways Water Storage Tanks.

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors voted to award Contract #4103-26 for the Shetland Drive Elevated Water Tank Repainting Project to U.S. Tank Painting, Inc., at the bid price of \$229,000.00. This motion passed by a vote of 5-0.

18. **Consider authorizing staff to prepare a Disorderly House Ordinance for future review and adoption.** Mr. McKay reported that the issue came up that there is a rental property on Park Road where there is considerable automobile activity going on: racing cars down the street, doing auto body repairs in which there is significant noise being created by revving engines at a private residence on days late into the evening. He said the residence was the Ric-Lin homes proposed subdivision. He said the police were called several times and basically it comes down to a noise situation, which we've been ineffective in being able to enforce any noise regulation, which frustrates him.

Mr. McKay said he sent a frustrating letter to the staff and the police chief responded to me saying that there are two possibilities that they have tough enforcement controls. He said one of the recommendations that Chief Miller gave him through an email was a trespass complaint. He said the Chief said there may be some way for the residents to do something there. In lieu of that Chief Miller cited another ordinance, which was recommended several years ago to the township. He said he wasn't aware of that ordinance. He said Chief Miller copied this ordinance and felt that he had more weight in going in and enforcing it against the problem. Mr. McKay said it's called the Disorderly House Ordinance.

Mrs. Kirk said she hasn't had the opportunity before today's meeting to fully review ordinance. Her concern is she doesn't know if the Board could have an ordinance of this nature passed that would have criminal sanctions to it.

Sandy Gerger, who resides at 2546 Park Road, said she is very concerned about the property next to her, which is rented out by Ric-Lin Builders. They are renting out this property to all kinds of questionable characters. There are at least ten cars in the driveway. She said all hours of the day the engines are revving and have woken me out a dead sleep. This is an ongoing problem since May. This problem is not just limited to that but it is the sheer terror of having these types of people in her neighborhood. They are driving up and down the street and coming in their driveway and getting their cars fixed. They are definitely running a business. Noise is a real problem. She said they also have huge bonfires in their backyard. She gave the Board a sense what it is to live at her house since May. She said it is hell and she is very upset about this matter.



Judy Klein, who resides at 2551 Park Road, said she totally supports what Sandy Gerger is saying. She has called the police several times to resolve this situation. She also stated that they revve their engines non-stop all night long. She said as homeowners we should have certain rights and should not have to bring a civil suit against our neighbors.

Jeff Bigelow, who resides at 2470 Park Road, said at vacation resorts the landlord is targeted if there are problems at his rental property so that he attracts a better clientele. This gives us some teeth.

Mrs. Kiefer asked our solicitor if the noise equipment is at location, since it doesn't record, is there any equipment that will record the measure? Mrs. Kirk said she didn't know if there is any equipment out there that records the measure. She said that the instruments that are normally used by townships measures the levels of decibels or volume of the noise and that's what is used to enforce it. She said the problem with that is you actually have to have somebody out there at all different times and different days and different hours to try to catch to measure it. There is no consistency in how they are doing it.

Mrs. Kirk suggested that the one resident who has a daughter being harassed by these neighbors contact the Bucks County District Attorney's office because you have certain statutes that prohibit stalking and harassment of that type. She also suggested contacting those groups against violence; i.e., NOVA. They may have other mechanism in place that can help direct you to another larger governmental agency that may be able to help as well.

Mrs. Kirk suggested that Mr. Tieperman talk to the police chief to see if there is any equipment that exists that may be available for the township's police department to use.

The Board authorized Mrs. Kirk's office to do the necessary research to see if we can have such an ordinance with criminal penalties and work with the township staff to draft such an ordinance.

## **OLD BUSINESS (ACTION/DISCUSSION ITEMS):**

### **ESCROW AND MAINTENANCE BOND RELEASES:**

#### **19. Consider Request for Escrow Release for Warrington Ridge, Phase II, Certificate of Completion #3 in the amount of \$91,307.30.**

Motion - It was moved by Mr. Lamond, seconded by Mr. Plotnick, that the Board of Supervisors approved the escrow release for Warrington Ridge, Phase II, Certificate of Completion #3 in the amount of \$91,307.30. This motion passed by a vote of 5-0.

### **EXTENSION REQUESTS:**

#### **20. Consider Extension Request for Elsner Tract.**

Motion – It was moved by Mr. Lamond, seconded by Mrs. Kiefer, that the Board of Supervisors approved the extension request for the Elsner Tract until 10/31/09. This motion passed by a vote of 5-0.

#### **21. Consider Extension Release for Gavin Lingo.**

Motion – It was moved by Mr. Lamond, seconded by Mr. McKay, that the Board of Supervisors approved the extension request for Gavin Lingo until 8/7/10. This motion passed by a vote of 5-0.

**22. Consider Extension Release for Dunkin Donuts.**

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, that the Board of Supervisors approved the extension request for Dunkin Donuts until 7/31/10. This motion passed by a vote of 5-0.

**23. Consider Extension Request for West Tract.**

Motion – It was moved by Mr. Lamond, seconded by Mr. Plotnick, that the Board of Supervisors approved the extension request for the West Tract until 8/3/10. This motion passed by a vote of 5-0.

**CONSENT AGENDA:**

24.

a) To approve Armour & Sons for the Loop Detector Repair at Bristol & Easton Roads in the amount of \$2,700.

b) GASB 45 Actuary, which is mandated by the Federal Government. Mrs. Kirk said we need the study done in order to complete the audit.

Motion – It as moved by Mrs. Kiefer, seconded by Mr. McKay, that the Board of Supervisors authorized the township manager to take care of those two items on the consent agenda. This motion passed by a vote 5-0.

**ADJOURNMENT**

Motion - It was moved by Mr. Lamond, seconded by Mr. Plotnick, the Board of Supervisors voted to adjourn the meeting at 11:05 p.m. This motion passed by a vote of 5-0.