



## WARRINGTON BOARD OF SUPERVISORS MINUTES FOR NOVEMBER 10, 2015

### ATTENDANCE

Gerald B. Anderson, Chairperson; Marianne Achenbach, Secretary/Treasurer; Shirley A. Yannich, Member; and Matthew H. Hallowell, Member. Staff present was James J. Miller, Interim Township Manager; William H.R. Casey, Esq., Township Solicitor, Thomas A. Gockowski, Township Engineer, Barry F. Lubber, Chief Financial Officer; and Barbara Livrone, Executive Assistant to the Township Manager.

### **PLEDGE OF ALLEGIANCE**

Chairperson Anderson opened the meeting and asked for a moment of silence, followed by a pledge to the flag.

**EXECUTIVE SESSION REPORT:** Mr. Anderson stated negotiations for the police contract was discussed during the executive session and will be added to the November 24, 2015 agenda.

### **APPROVAL OF BILL LIST:**

#### **1. October 27, 2015 – November 10, 2015: \$3,344,549.60**

Mrs. Achenbach motioned, seconded by Ms. Yannich to approve the bill list from October 27, 2015 through November 10, 2015 totaling \$3,344,549.60. By roll call vote, the motion passed unanimously 4-0.

### **APPROVAL OF MINUTES:**

#### **2. October 13, 2015**

Mrs. Achenbach motioned, seconded by Mr. Hallowell, to approve the October 13, 2015 Meeting Minutes. The motion passed unanimously 4-0.

#### **3. October 20, 2015**

Mr. Hallowell motioned, seconded by Ms. Yannich, to approve the October 20, 2015 Budget Work Session Meeting Minutes. The motion passed unanimously 4-0.

### **MINUTES FOR POSTING:**

#### **4. October 27, 2015**

Mr. Hallowell motioned, seconded by Mrs. Achenbach, to approve the posting of the October 27, 2015 Meeting Minutes. The motion passed unanimously 4-0.

**PUBLIC COMMENT** (*The Board will hear from any interested resident or taxpayer who would like to comment on an item not on this evening's agenda. Respondents are asked to keep their comments to 3 minutes.*)

The following individuals spoke under public comment:

- Lee Fein (2060 Dapple Road) had a dispute with a contractor and suggested to the Board not to deal with this contractor when the snow plowing contracts are awarded.

- Fred Gaines (200 Beech Blvd) representing the Forest Ridge development stated the proposed apartment complex on Bristol Road should have a current stormwater plan. Mr. Gaines questioned the adverse traffic conditions during construction of the stormwater pipe along Bristol Road. Mr. Anderson said PennDOT is working with Warrington Township to install a turning lane and improve drainage. PennDOT has changed the traffic signal light to improve traffic flow.
- Ken Rose (3172 Street Road) requested the Board to reschedule the November 23<sup>rd</sup> Geerling hearing. Mr. Rose stated that he and other parties of record need more time to prepare as some of them are seeking counsel. Mr. Anderson said he would meet with the other Board members and take the request under advisement.
- Charles Rueger (1279 School Lane) requested the bushes at the intersection of Bristol Road and School Lane be trimmed. He said the bushes obstruct the view when pulling out onto Bristol Road. Mr. Anderson asked Mr. Gockowski to check this intersection for site visibility.

Mr. Rueger suggested speed bumps be installed on School Lane. There is a blind man who walks along this lane and this should be taken into consideration.

Mr. Rueger questioned the time frame for the demolition of the Malcolm's building. Mr. Anderson said within a week, this building will be demolished.

- Mike Kelly (135 Muirfield Lane) submitted an article dated May 21<sup>st</sup> that appeared in the Bucks County Herald relating to Upper Makefield Township rejecting a large subdivision plan due to detention basins and compliance with the stormwater management ordinance.
- Jeff Bigelow (2470 Park Road) reaffirmed the township's commitment to closing Park Road and putting in a cul-de-sac. Park Road is a narrow road and the majority of the residents at prior meetings support this plan.

**PUBLIC HEARING:** None.

**OLD BUSINESS (ACTION/DISCUSSION ITEMS):** None

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

**5. 2016 Budget Presentation**

Mr. Anderson stated the preliminary 2016 budget was approved. During the next Board of Supervisors meeting, the 2016 Budget will be presented for comments. The final adoption of the budget will be advertised in the paper twenty days prior to the meeting as required by the Second Class Township Code. Mr. Anderson emphasized the township will continue to provide services at no tax increase to the taxpayers. Mr. Anderson asked Mr. Lubert to present to the Board a summary of next year's budget.

Mr. Lubert presented a proposed budget summary by listing the revenues, expenditures and fund balances. The water and sewer operating fund is proposing a 3% rate increase for all water and sewer customers. Mr. Lubert also presented projected 2016 projects.

Public Comment:

- Mark Bartow (2488 Park Rd) asked who is responsible for potholes on Bristol Road. Mr. Anderson responded by saying Bristol Road is a State road and potholes are reported to PennDOT.

- Charles Rueger (1279 School Lane) asked for an explanation of the 6 million dollars from the federal government for the well contamination from Willow Grove NAS. Mr. Luber said \$500,000+ will be revenue to purchase water from NWWA to supplement WTWSD's supply while Wells 1, 2 and 6 are offline; \$1.4+ M is to purchase a GAC filtration system; 2.1+M is for water main installations and \$1.6+M are for operating expenses.
- Mike Kelly (135 Muirfield Lane) asked what the average snowstorm costs the township. Mr. Luber said it depends on the day (i.e., workday, weekend) time of day and how much accumulation but the average could be as high as \$25,000 per day.

**6. Consider Development with M M Storage.**

The bond was not ready to be presented with the development agreement. Mr. Anderson motioned, seconded by Mrs. Achenbach to table the development agreement with M M Storage. The motion was passed unanimously 4-0.

**7. Recodification Project. (Proposal to Analyze, make recommendations and implement BOS approved changes to township code)**

After discussion, Mr. Anderson tabled the recodification project proposal due to more time to analyze and review the proposal. The motion was seconded by Mrs. Achenbach. The motion passed unanimously 4-0.

**8. Consider bid award for Sludge Removal Services at Tradesville Sewage Treatment Plant. (advertised October 19 and 22, 2015)**

Mr. Gockowski summarized the contract noting that Staff recommended a three year contract. The low bidder was McGovern Environmental, LLC. Mr. Anderson motioned, seconded by Mr. Hallowell to accept the three year contract and the Emergency Disposal Site Base Bid to be awarded to McGovern Environmental, LLC from West Chester, PA. The motion passed unanimously 4-0.

**9. Discuss results of Palomino Farms Trail Survey.**

The Natural lands Trust and Township Staff contacted the HOA at Meridian to explore the possibility of establishing a trail connection between Palomino Farms and Valley Square through Meridian's property. Surveys were sent to the residents. Mr. Anderson stated 147 surveys were mailed and 87 were returned. Out of the 87 returns, 42 were in favor of the trail and would probably use it; 16 were in favor of the trail and would use it occasionally; 2 had no opinion; and 27 were not in favor. The Board accepted the surveys and agreed to pursue the pedestrian/bicycle connection. Mrs. Yannich recused herself as a resident of Meridian.

**10. Consider authorization to advertise Ordinance amendment for a maximum speed limit on a portion of Bradley Road.**

Approximately 550 feet northwest of the intersection of Bradley road and Barton Lane is a dirt and gravel section of public roadway. Based on a current inspection by the township engineer of the physical conditions of the roadway and configuration, a speed limit of 15 miles per hour is appropriate for this section. Mrs. Yannich noted this is the only dirt road left in the township. Mr. Anderson said the township should consider paving this area. Mrs. Yannich motioned, seconded by Mrs. Achenbach to authorize advertisement of an Ordinance amendment for a maximum speed limit on a portion of Bradley Road. The motion passed unanimously 4-0.

**11. MANAGER'S REPORT: None**

**12. CHAIRMAN'S REPORT:**

- a. Discuss Open Records ruling regarding police personnel records.

Mr. Anderson supports Newtown Township's position regarding non-disclosure of personal or training information regarding police officers not to be disclosed, particularly to individuals who are presently incarcerated. Warrington Township also supports legislation pending in Harrisburg to clarify this issue with the Office of Open Records. Mr. Anderson motioned, seconded by Mr. Hallowell to send a letter to Newtown Township and send a copy to the Bucks County Commissioners, State Representative Katharine Watson, State Senator Stewart J. Greenleaf and State Senator Charles McIlhenny. The motioned passed unanimously 4to 0.

- b. Fundraiser at Buffalo Wild Wings

Mr. Anderson stated the Warrington Cares Employees Charity is hosting a fundraiser on November 16<sup>th</sup> at Buffalo Wild Wings. Mr. Anderson encouraged everyone to support the township's charity.

**13. ENGINEER'S REPORT:**

- a. **M&M Storage Update (Malcolm's)**

Mr. Gockowski reported the demolition permit has been signed and demolition of the building will take place soon.

- b. **Declaration of Restrictions and Covenants for PECO Trail NPDES permit**

Mr. Gockowski reported the township is responsible for maintaining the trail with the PECO right of way and when executed by the board, will be the Grantee. Mr. Hallowell motioned, seconded by Mrs. Achenbach to accept the Declaration of Restrictions and Covenants for the PECO Trail NPDES permit. The motion passed unanimously 4-0.

**14. SOLICITOR'S REPORT:**

- a. **Discuss waiver for Land Development @ St. John Neumann Cemetery.**

Mr. Casey stated the construction of a mausoleum does not warrant a land development. Ms. Yannich motioned, seconded by Mr. Hallowell to approve a waiver of a land development for St. John Neumann Cemetery. The motion was passed unanimously 4-0.

- b. **TMDL Stipulation Agreement**

Mr. Casey presented a TMDL Stipulation Agreement in the amount of \$43,167.66 to be paid to Warrington Township from PADEP. Mr. Hallowell motioned, seconded by Mrs. Achenbach to accept the TMDL Stipulation Agreement. The motioned passed unanimously 4-0.

- c. **Consider Deed of Dedication for Ultimate ROW for Easton Road (Valley Gate frontage)**

Mr. Casey stated a Deed of Dedication to accept the ultimate right-of-way on Easton Road along the Valley Gate frontage is to be dedicated to Warrington Township. Mr. Gockowski stated this is a ten foot wide grassy strip. PennDOT will not release the permit until this piece of land is taken for dedication. Valley Gate will maintain this small parcel. Ms. Yannich motioned, seconded by Mr. Anderson to accept dedication for the ultimate right-of-way for Easton Road (Valley Gate frontage). The motion passed unanimously 4-0.

**15. ESCROW AND MAINTENANCE BOND RELEASES:**

**a. Valley Gate Escrow Release # 21: \$139,153.64.**

Mr. Anderson motioned, seconded by Mr. Hallowell to accept the Valley Gate Escrow Release # 21 in the amount of \$139,153.64. The motion passed unanimously 4-0.

**16. EXTENSION REQUESTS:** None

**DEDICATION REQUESTS:** None

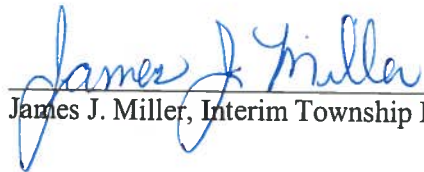
**SUPERVISOR COMMENTS:**

Ms. Yannich stated the lighting at the basketball court at Turk Road is left on all the time. Mr. Anderson said the public works department will check the timer on these lights.

**ADJOURNMENT**

There being no further business Mr. Hallowell motioned, seconded by Mrs. Achenbach, to adjourn the meeting at 9:00 p.m. The motion passed unanimously 4-0.

Respectfully Submitted By:

  
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James J. Miller, Interim Township Manager