



WARRINGTON BOARD OF SUPERVISORS MINUTES FOR JUNE 23, 2015

ATTENDANCE

Gerald B. Anderson, Chairperson; John R. Paul, Vice Chairperson; Shirley A. Yannich, Member; Staff present was Timothy J. Tieperman, Township Manager; William H.R. Casey, Esq., Township Solicitor, Thomas A. Gockowski, Township Engineer, Barry F. Luber, 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.

SPECIAL RECOGNITION PRESENTATION – QNB BANK

Mr. Paul presented an award to QNC Bank to recognize its sponsorship of Warrington Day.

SPECIAL RECOGNITION PRESENTATION – EAGLE SCOUT MICHAEL JAMES DRUMM

Mrs. Yannich read a resolution recognizing Michael J. Drumm on the completion of his Eagle Scout Award.

EXECUTIVE SESSION REPORT: None

APPROVAL OF BILL LIST:

1. June 9, 2015 – June 23, 2015: \$ 1,072,948.80

Mr. Paul motioned, seconded by Mrs. Yannich, to approve the bill list from June 9, 2015 through June 23, 2015 totaling \$ 1,072,948.80. By roll call vote, the motion passed unanimously 3-0.

APPROVAL OF MINUTES:

2. May 26, 2015

Mr. Anderson moved to table the approval of the May 26, 2015 minutes. Mr. Paul seconded the motion. The motion passed unanimously 3-0.

MINUTES FOR POSTING:

3. June 9, 2015

Mr. Anderson moved to table the posting of the May 26, 2015 minutes. Mr. Paul seconded the motion. The motion passed unanimously 3-0.

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:

Regarding Park Road Configuration Options

- Nick Plenzik (3154 Street Road). He requested that the July 21, 2015 special information meeting at CB South on the Geerlings development be postponed until after Labor Day. He said that this hearing should not occur when most families are on vacation.
- Joe Stein (Legacy Oaks Board of Directors). He stated that they have been meeting with proposed developer of the Geerlings Tract and stated that they have been very conciliatory to their desires. He stated the discussions are going in a very favorable direction and that the Legacy Oaks residents have no major objections to the July 21, 2015 public meeting. He stated that the mulch farm has destroyed the quality of life for many his residents and they do not wish to see the hearing process delayed.
- Attorney Rob Gundlach, speaking on behalf of the developer (Metropolitan), stated that all landowners have the right for a public meeting and that there has been sufficient notice for the 7/21 meeting. Everyone has the opportunity to come into the Township and view the documents, offer written comments and to appear before the BOS. He stated the developer will continue to reach out to all residents, including those residing in Legacy Oaks, Morning Walk and Lamplighter developments. Mr. Anderson thanked Mr. Gundlach for his comments but also issued a rebuke for his failure in not involving the BOS in the early discussions. He said the BOS should have been involved in the very beginning and all Supervisors were caught off guard.
- Norm Leventhal (732 South Settlers Circle) echoed and seconded the same comments offered by Joe Stein.
- Brian Phillips (3166 Street Road). He commented that this was the first time he heard about the 7/21 hearing. He resides in the Warrington Knoll development. He asked how the BOS intended to vote on this development proposal. Mr. Anderson responded that that was the purpose of the public meeting.
- Jim Donlevie (420 Homestead Circle), a Legacy Oaks resident, also endorsed Mr. Stein's comments.
- Martin Adler (635 North Settlers Circle). He said the back of his property faces the Geerlings tract and their mulching operation. He says everything in Legacy Oaks has beautiful properties and cannot utilize them because of this mulching operation.
- Mike Kelly (135 Muirfield Lane)....He stated he agrees with many of the comments expressed this evening. However, he believes the larger issue is the fact that this tract lies in the Township's western sector and that the proposed development is not consistent with the Comprehensive Plan, nor is it compliant with current zoning. He's also concerned that this is becoming a negotiation, irrespective to current zoning law. He also believes there's a dangerous precedent being set.

At the conclusion of these public comments, Mr. Anderson stated that at one point the Township believed that Geerling's mulching operation was not a farming but a commercial operation. He said that the State Attorney General's Office actually intervened in this dispute. In April 9, 2012, the Attorney General's report ruled that the Geerling's operation is an agricultural use. Mr. Anderson quoted an excerpt from this letter, stating that "for those reasons we are prepared to bring legal action against Warrington Township...."

Mr. Anderson then asked for a show of hands from those in favor of the 7/21/2015 hearing vs. those preferring a delay until after the summer break. The show of hands was overwhelmingly in favor to proceed with the July 21, 2015 hearing and CB South. Staff was directed to send out the required notices.

PUBLIC HEARING: None

OLD BUSINESS (ACTION/DISCUSSION ITEMS):**4. Review Barness Park Lighting Options**

Mr. Paul reviewed briefly the two (2) lighting options for Barness Park. He stated there is some drainage issues associated with Scenario #1, which conforms to all current codes. In response to the capital funding sources, he stated these funds will derive from park/rec assessment fee. He also stated these will be LED light and will emit very little ambient light pollution. Regarding time restrictions, lights must be off by no later than 10:00 p.m. No further action was taken this evening. Mr. Anderson stated this was for information only.

5. MANAGER'S REPORT:**a. Records Disposition Resolution**

Mr. Tieperman indicated the Township wishes to proceed with records disposition legally in conjunction with the State Records Disposition Law. Mr. Anderson made a motion to move ahead with Records Disposition, Mr. Paul seconded the motion and it passed unanimously 3-0.

b. Minor Fee Schedule Amendment

Mr. Luber proposed an amendment to the Fee Schedule to implement a \$20.00 charge for people requesting refunds or changing in scheduling of recreation programs. A majority of people pay with credit cards and the Township absorbs a fee for such a payment method. This will help the Township recover some of the costs including administrative services. Mr. Paul made a motion to approve the request for a minor amendment to the Fee Schedule, Ms. Yannich seconded the motion and the motion passed unanimously 3-0.

c. Route 202—Bradford Trail Study Committee

Mr. Tieperman informed the Board that a requirement for a Department of Conservation and Natural Resources (DCNR) grant received by the Township is to form a trail study committee as part of the Route 202 to Bradford Dam trail. Mr. Tieperman and Mr. Rieder believe the Bike and Hike Trails Committee would be the best committee to perform this study. Mr. Paul indicated there were other requirements for the grant. One such requirement being that a member of the Board of Supervisors must be on the committee as well. Ms. Yannich spoke in favor of the Bike and Hike Committee's work ethic. Ms. Yannich made a motion to approve the formation of the committee with the inclusion of Mr. Paul on said committee, Mr. Anderson seconded the motion and the motion passed unanimously 3-0.

6. CHAIRMAN'S REPORT:**a. Consider Advisory Board Appointments**

Ms. Yannich made a motion to appoint Mr. Ira Meyers to the Bike and Hike Trails Committee, Mr. Paul seconded the motion and the motion passed unanimously. Ms. Yannich made a motion to appoint Ms. Ashley Woodill to the Communications Advisory Board (CAB) as per CAB recommendation, Mr. Paul seconded the motion and the motion passed unanimously. Ms. Yannich indicated that both applicants reside in Penrose Walk and Warrington Springs, both newer communities in Warrington Township, and she was pleased by newer resident interest in volunteering.

b. Snyder Property

Mr. Anderson informed meeting attendees that the Township has purchased the Snyder property. The property is close to the park. The property was also an eyesore and the Township had an appraisal done which led to the Township purchasing the property for \$140,000.00. The people that owned the property did not agree with the Township condemnations. Subsequently, the Township went to the Board of View and they ruled in the Township's favor.

c. Special Meeting on Geerling Tract

Mr. Anderson indicated that the first hearing for the proposed development at the Geerlings Tract has been scheduled for July 21, 2015 at Central Bucks South High School.

d. Warrington Day and Papal Visit

Mr. Anderson informed meeting attendees that the Warrington Township Police Department attended a meeting the other day. The reason Mr. Paul stated that we may need to reschedule Warrington Day is due to the upcoming Papal visit. Mr. Anderson indicated he would be attending a July 6, 2015 meeting with the County concerning Emergency Management measures for the upcoming visit by the Pope. There will only be four train stations open, each giving out 11,000 tickets a day. The Warminster train station is one such train station to remain open. Our Police Department will probably be asked to participate, there will be thousands of busses and there is speculation that people may be stuck in traffic for ten to twelve hours. The Walt Whitman Bridge, Ben Franklin Bridge, the Commodore Valley Bridge, I-95 and the Schuylkill Expressway will be closed during this time. They are looking at upwards of three million people. Mr. Anderson stated that the Township would keep people updated as we receive more information. Mr. Paul added that hotels are booked all the way from the Poconos to Delaware and from Harrisburg to the New Jersey shore. They are recommending that Warrington close two of its major arteries, Pickertown Road and Folly Road so that emergency vehicles can get around. Mr. Anderson indicated the County has been meeting over this for four months. As a result, Warrington Community Day will need to be rescheduled from September 26 to another date.

7. ENGINEER'S REPORT:**a. Route 611/Adaptive Signalization Update**

Mr. Gockowski stated that someone from Kathy Watson's office reached out to the Traffic Signal Department at PENNDOT and received a response from Mr. Ashtel Patel advising them that he had personally checked all the traffic signal timings and fixed communication problems in the system. They are still working on the communication between the whole system and the traffic control center, which they are close to overcoming. They have anticipated a date of July 6, 2015 as to when that adaptive system would go live.

b. DCED Flood Mitigation Program Grant Recommendation

Mr. Gockowski stated that DEP has been after the Township for years to address modifications to the Palomino Basin. The grant deadline is next Tuesday, June 30th. Carroll has done the engineering to get the DCED grant application submitted and tonight we need a BOS Resolution authorizing the grant, \$378,526.00. The grant application also needs to identify the individuals who are authorized to sign. Mr. Tieperman and Mr. Anderson will be identified as the individuals to sign the document. Mr. Paul made a motion to approve the Resolution, Ms. Yannich seconded the motion and the motion passed unanimously 3-0.

8. SOLICITOR'S REPORT:**a. Board of View Decision**

Mr. Casey reported that the BOV has agreed with the Township regarding the Snyder issue.
The Plaintiff has right to appeal.

9. ESCROW AND MAINTENANCE BOND RELEASES: None**10. EXTENSION REQUESTS: None****DEDICATION REQUESTS: None****SUPERVISOR COMMENTS:**

- Wayne Bullock requested that the township request Doylestown Township to remove a sign that says Doylestown Township that is located in Warrington Township. The sign is located east on Bristol Road from Lower State Road on the side entrance of Central Bucks South High School.
- Mr. Anderson addressed the Hidden Court Retention Basin. He requested that the stakes and fence be removed from the basin. Mr. Tieperman will ask EAC to do as indicated by the Board.

ADJOURNMENT

There being no further business, Mr. Paul motioned, seconded by Mrs. Yannich, to adjourn the meeting at 8:45p.m. The motion passed unanimously 3-0.

Respectfully Submitted By:



Timothy J. Tieperman, Township Manager