



WARRINGTON TOWNSHIP BOARD OF SUPERVISORS MINUTES FOR OCTOBER 23, 2018

The written minutes are a summary of the October 23, 2018 Board of Supervisors meeting. For a complete dialog visit the Township's website, www.warringtontownship.org.

ATTENDANCE

Shirley A. Yannich, Chair; Fred R. Gaines, Vice Chair; Carol T. Baker, Member; Eileen Albillar, Member and Ruth L. Schemm, Member.

Staff present was Barry P. Luber, Township Manager; Terry W. Clemons, Esq., Clemons Richter and Reiss, Township Solicitor; Thomas Zarko, P.E., CKS Engineers, Township Engineer and Barbara J. Livrone, Executive Assistant to the Township Manager/Board Secretary.

CALL TO ORDER: Ms. Yannich called the meeting to order at 7:32 P.M. Ms. Yannich welcomed the residents who came to the meeting and also the people watching the meeting live.

Ms. Yannich reported that a budget meeting occurred prior to the regular Board of Supervisors meeting. One topic for discussion was water and sewer capital projects.

Ms. Yannich also reported that voting will occur in sequence, in accordance with Roberts Rules.

PLEDGE OF ALLEGIANCE

Ms. Yannich followed the Call to Order with a pledge to the flag.

EXECUTIVE SESSION REPORT

Ms. Yannich stated an executive session was not held.

UPDATE AND DISCUSSION OF THE PROPOSED POLICE BUILDING.

Ms. Yannich questioned why the minutes from the Ad Hoc Police Building Committee were not being approved by the Board of Supervisors. Mr. Luber stated that these minutes are not part of a supervisors meeting, therefore, do not need to be approved by the Board. However, Mr. Luber said that these minutes will continue to be posted to the website.

Mr. Zarko, Chair of the Ad Hoc Police Building Design Committee gave a summary of the October 11, 2018 committee meeting.

Mr. Zarko reported from the October 11th meeting that the Committee recommended the engagement of a security consultant for the new police building. The Committee suggested a vetting process to select a consulting firm and for the potential candidates to appear before the Board of Supervisors for their consideration.

Mr. Gaines motioned, seconded by Ms. Baker to authorize the initiation of the vetting process for potential security consultant firms for the new police building. All were in favor 5-0.

Mr. Zarko stated that Rich Rycharski will be resigning from the committee due to work commitments. Ms. Yannich requested that the Planning Commission recommend a replacement to be considered and approved by the Board of Supervisors.

PUBLIC COMMENT:

Shahid Baluch (2919 Maggie Way) asked for an update regarding the paving of streets at the Oak Creek development.

Mr. Zarko responded that a pre-paving punch list has been issued to the Cutler Group and is waiting for a schedule. Mr. Zarko stated \$183,000 is left in escrow to complete all of the public improvements for Phase II.

Mr. Clemons stated to put the Cutler Group on notice for the Oak Creek development and adopt a Resolution to draw down on the financial security.

Ms. Yannich stated this will be an action item and placed on the November 13th Board of Supervisors meeting agenda.

PUBLIC HEARING: None.

1. APPROVAL OF BILL LIST:**a. Invoices for the Period October 10, 2018 to October 23, 2018 in the amount of \$4,268,425.49.**

Mr. Gaines moved, seconded by Ms. Baker to approve the invoices paid for the period October 10, 2018 to October 23, 2018 in the amount of \$4,268,425.49. All were in favor 5-0.

Ms. Baker questioned the LED light expenditures and the debt payment for the water and sewer department.

Ms. Schemm questioned Keystone Municipal Services invoice. Ms. Schemm also requested discussing the swim club during the November 13th budget work session.

2. CONSENT ITEMS:

Ms. Yannich read each consent item and asked if any clarification was needed for the consent items as presented. (Attachment "A")

Mr. Gaines moved, seconded by Ms. Schemm to approve Consent Items A through D. All were in favor 5-0.

a. September 25, 2018 to Post Minutes for Board of Supervisors meeting.**b. October 9, 2018 to Post Minutes for Board of Supervisors meeting.****c. October 16, 2018 to Post Minutes from Budget Work Session meeting.****d. Consider award of a contract for the construction of 2,400 square foot metal storage building to Dutchman Contracting, LLC, being the lowest responsible bidder.**

The amount of the contract to be awarded to Dutchman Contracting, LLC is \$52,971.00 which came in under budget.

3. CORRESPONDENCE: None.

4. OLD BUSINESS:

- a. **Consider advertisement of Ordinance establishing stop signs at intersections; no parking and speed limit signs on Anderson Way.**

Mr. Clemons prepared an Ordinance to be advertised to add Anderson Way signage; noting stop signs and no parking signs.

Mr. Gaines stated the stop sign will slow down cars.

Ms. Schemm motioned, seconded by Ms. Albillar to advertise an Ordinance to establish stop signs at the intersections; no parking and speed limit signs on Anderson Way. All were in favor 5-0.

5. NEW BUSINESS (ACTION/DISCUSSION ITEMS):

- a. **Discussion concerning PENNVEST offer – Water Contamination Remediation.**

Director of Water and Sewer Department, Christian Jones presented the PennVEST loan and DCED H2O Grant. Mr. Jones stated that approximately a \$5.3 million loan was awarded on October 17, 2018 for filter installations on Wells 4, 5, 8 and 11. Mr. Jones noted that the interest rate is very low.

Ms. Yannich read Governor Wolf's press release dated October 17, 2018 noting that in Bucks County, Warrington Township was the only township awarded to receive this loan from Pennsylvania Infrastructure Investment Authority (PennVEST).

Ms. Schemm asked if we do not use the principal amount, can the money be sent back. Mr. Jones replied the Township will only use what the Township is borrowing. This loan is similar to a line of credit.

Ms. Yannich asked if the Township can use this loan for other projects. Mr. Jones said that the Township cannot.

Mr. Gaines stated by using treatment systems for the wells, the Township will achieve zero detection in water, therefore, will have the capability not to purchase water for the eastern end of the Township.

Public Comment

Vince Evans (706 Barrington Court) noted the western end of the Township is experiencing more development, thus will be relying on purchasing water from North Wales Water Authority.

Mr. Gaines motioned, seconded by Ms. Baker to apply for the PennVEST loan in the amount of \$5.3 million dollars. By roll call vote, all were in favor 5-0. The motion carried unanimously.

Mr. Jones presented the DCED H2O Grant and stated this grant would fund approximately half of the total PennVEST loan.

- b. **Resolution to apply for the H2O PA DCED Grant.**

Mr. Gaines motioned, seconded by Ms. Albillar to approve the Resolution to apply for the H2O PA DCED Grant to be used for PFAS contamination remediation projects. All were in favor 5-0. The motion carried unanimously.

c. **Discussion concerning Opioid crisis.**

Mr. Gaines stated that Bucks County Association of Township Officials (BCATO) formed an Opioid committee to encourage municipalities to sue the opioid manufacturers.

Mr. Gaines suggested passing a Resolution directing BCATO to retain a law firm with member municipalities and join in to file a law suit against the opioid manufacturers. Mr. Clemons noted that two class action suits have already been filed. Mr. Clemons stated that the law suits can file for reimbursement for police time dealing with the opioid usage.

Mr. Clemons suggests asking BCATO committee to have both law firms speak to all municipal members of BCATO.

Ms. Albillar would like to address that more education and prevention is needed relating to the opioid crisis.

Public Comment:

Seth Gansman (903 Bentley Court) commended Warrington Township for being serious about the opioid crisis.

6. MANAGER'S REPORT:

a. **Consider appointment(s) to AD HOC Labor Counsel Committee.**

Mr. Luber stated the Board of Supervisors approved to seek proposals for a labor counsel. Mr. Luber reported that he has received four (4) proposals. Mr. Luber requested some Board members to volunteer to review the labor counsel proposals. Mr. Gaines and Ms. Schemm volunteered to be on the AD HOC Labor Counsel Committee.

7. DEDICATION REQUEST: None.

8. ENGINEER'S REPORT:

a. **General Update**

Mr. Zarko stated the Board received the "General Engineering Activities Status" reports dated October 18, 2018 updating the Board on land development, general engineering, and water and sewer projects.

b. **Poplar Road Easement Buffer Planting Recommendation**

Mr. Zarko reported on buffer plantings for 80 Poplar Road resulting from the Township's drainage improvement project. During the October 9th Board meeting, the Board expressed concerns about the landscape material.

Mr. Zarko stated the Environmental Advisory Council recommended the Green Giant Western Arborvitae. Even though this arborvitae is not a "native" plant, this tree is known to be deer resistant and would provide a hardy evergreen buffer.

Ms. Schemm motioned, seconded by Ms. Baker to accept the original buffer planting (Green Giant Western Arborvitae) for the Poplar Road easement buffer. All were in favor 5-0. The motion was carried unanimously.

9. SOLICITOR'S REPORT:

Mr. Clemons gave an update on the following items:

- DCNR Grant for the acquisition of the Mill Creek property.
- Brief was filed for the Geerling property.
- Advertise a conditional use hearing for Morrissey at the November 13th meeting. Ms. Yannich requested that Mr. Clemons to attend the November 1st Planning Commission relating to the Morrissey tract.
- Warrington Ridge. Mr. Clemons stated a hole in the payment on Princeton Drive has not been repaired by the Cutler Group. This section is part of Phase I. Contact with the contractor indicates the Cutler Group is having financial problems. As a result, Mr. Clemons has submitted a Resolution to draw down on the financial security for Phase I and Phase II. Mr. Luber stated the public improvements issue for both phases has been on-going for seven or more years.

Mr. Gaines motioned, seconded by Ms. Albillar to adopt Resolution 2018-R-# to declare default and demand payment from bond for Warrington Ridge Phase I and draw down on the financial security. All were in favor 5-0. The motion carried unanimously.

Mr. Gaines motioned, seconded by Ms. Baker to adopt Resolution 2018-R-# to declare default and demand payment from bond for Warrington Ridge Phase II and draw down on the financial security. All were in favor 5-0. The motion carried unanimously.

SUPERVISOR COMMENTS:

Ms. Yannich requested an open space sign for the 15 acres that the Township purchased from Eureka Stone Quarry located on Bristol Road, which is being preserved, be placed at the parcel. Mr. Luber stated the Environmental Advisory Council (EAC) is designing one uniform sign for all preserved open space within the Township. Mr. Luber will present the EAC's recommendation at the next Park and Recreation Board meeting.

Ms. Yannich questioned the Upper Nike trail and paving at the same location.

Ms. Yannich suggested a new gift for the Warrington Community Day sponsors. Ms. Schemm stated at the Warrington Community Day wrap-up meeting, a fancy certificate with a nice frame was the recommendation.

Mr. Gaines suggested a policy for the engineer and solicitor to give the Township a cost before starting a new task.

Mr. Gaines announced the EAC date of Community Service has been scheduled for Saturday, May 18, 2019. The EAC is also working with the Open Space and Land Preservation Committee on the Open Space Plan.

Mr. Gaines reported the Police Department has one officer on long-term disability and another officer out on workers compensation. Two officers are attending K-9 training with Jolie and Murphy.

Mr. Gaines announced the Veteran Affairs Committee has scheduled their third annual Veterans Day ceremony on November 12th to be held at the Township Building.

Ms. Schemm reported the Warrington Fire Company is hosting fire prevention at area schools.

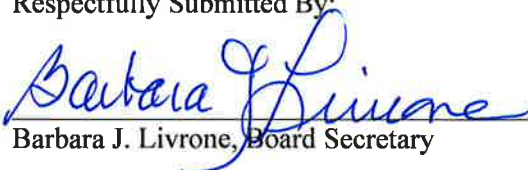
Ms. Baker reported that the Historic Commission and Historical Society are working with an architect to renovate the Old Schoolhouse located at 10 Folly Road.

Ms. Albillar reported the Bike and Hike Trails Committee expressed concerns about the safety of Township roads. The Township should continue to advocate for the Comprehensive Plan and create a walkable and safe community.

ADJOURNMENT

There being no further business, Mr. Gaines moved, seconded by Ms. Albillar to adjourn the meeting at 9:16 PM.

Respectfully Submitted By:


Barbara J. Livrone, Board Secretary

ATTACHMENT "A"

Consent Agenda – October 23, 2018

Attached to the agenda and on the Township's website is a supplement to the agenda which contains a heading and brief description for each item listed under the Consent agenda. As in the past, any Board member can ask to remove an item from consent and have it discussed independently.

- a. **September 25, 2018 to Post Minutes for Board of Supervisors meeting.**
- b. **October 9, 2018 to Post Minutes for Board of Supervisors meeting.**
- c. **October 16, 2018 to Post Minutes from Budget Work Session meeting.**
- d. **Consider award of a contract for the construction of 2,400 sf metal storage building to Dutchman Contracting, LLC, being the lowest responsible bidder.**

The purchase of a 40'x60' metal storage facility was budgeted for 2018. Four bid proposals were received and the lowest contractor's bid was Dutchman Contracting, LLC from Reinholds, PA for \$52,971.00. The required 10% bid bond was received for the construction and installation of the metal storage building.

I would now ask for a motion to approve items **A through D** on the Consent agenda.