



**WARRINGTON TOWNSHIP BOARD OF SUPERVISORS
MINUTES FOR JANUARY 8, 2019**

The written minutes are a summary of the January 8, 2019 Board of Supervisors meeting. For a complete dialog visit the Township's website, www.warringtontownship.org.

ATTENDANCE

Fred R. Gaines, Chairman; Ruth L. Schemm, Vice Chair; Shirley A. Yannich, Member; Carol T. Baker, Member; and Eileen Albillar, 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: Mr. Gaines called the meeting to order at 7:10 P.M. Mr. Gaines announced that a reorganization meeting was scheduled January 7, 2019 in accordance with the Second Class Township Code. Mr. Gaines is Chairman of the Supervisors and Ms. Yannich is a member of the Board of Supervisors.

PLEDGE OF ALLEGIANCE

Mr. Gaines followed the Call to Order with a pledge to the flag.

EXECUTIVE SESSION REPORT

Mr. Gaines stated an executive session has not held since the December 11, 2018 Board of Supervisors meeting.

PRESENTATION FROM CLEAR CHANNEL COMMUNICATIONS FOR BUS SHELTERS ALONG ROUTE 611.

David Lamberger, President of Clear Channel Communications gave background information on his company and noted many partnerships with municipalities. Mr. Lamberger suggested fifteen proposed bus shelter locations within the township. Fifty percent of the advertisement revenue will be shared with the township. Proposed is a ten year contract with the township, at no cost to the township, with a five year option. Projected first year net revenue is \$100,000 to the township.

Mr. Luber stated that providing more bus shelters to protect the public and traveling public is a goal set by Mr. Gaines. Maintenance of the bus shelters will be provided by Clear Channel. The Board of Supervisors will have the final decision on what advertisements can be placed on the bus shelters.

Mr. Gaines stated revenue to be gained can promote township events with activities on any empty space at the bus shelter.

Ms. Yannich requested a review to be made of the proposed bus shelters and their locations by the Planning Commission. The signage Ordinance will have to be reviewed for this type of advertisement.

Public Comment:

Vince Evans, Secretary to the Planning Commission stated the Planning Commission has discussed the need for this type of structure for a few years and that it is compliant with the corridor overlay.

Ms. Connolly (2401 Greensward N) asked who is responsible for trash collection at the bus shelters.

Mr. Lamberger stated the Township would be responsible for the trash collection.

UPDATE AND DISCUSSION OF THE PROPOSED POLICE BUILDING.

Consider security proposals for new Police Building.

Mr. Zarko, Chair of the Ad Hoc Police Building Design Committee stated proposals were reviewed and it was recommended to contract with CSI Integrated Security and Communications to provide a security system for a new police building. Included in the contract is a preventative maintenance agreement for the system.

Mike Harbaugh, representative of CSI stated there is software on the server which can be trouble-shooted off site.

Ms. Yannich motioned, seconded by Ms. Baker to accept the proposal from CSI provided that the township solicitor reviews and approves the documents. All were in favor and the motion passed 5-0.

Mr. Zarko stated that bidding of the site work contract will be released in April 2019. The wetland impact has been minimized. Construction Management Company has not expressed any concerns from the preliminary evaluation of cost estimates. The Construction Management firm is meeting January 14th.

PUBLIC COMMENT:

- Dr. Connie Ace (1067 Folly Road) questioned the township's commitment to enforce Ordinance 2017-O-11.

Mr. Clemons stated enforcement activities have been postponed until the declaratory judgment has been satisfied. Mr. Clemons has requested for a copy of the traffic consultant's report regarding the Bristol Road access but it hasn't been received. Mr. Gaines asked Mr. Clemons to give the consultant two weeks to produce the report.

- Environmental Advisory Council (EAC) members, Ivy Ross (3577 Greyhorse Drive) and Lynn Laurelli (1759 Street Road) reported on the seriousness of the Spotted Lantern Fly and the damage they are doing to a variety of trees. The EAC is campaigning to get rid of these flies. Bucks County is currently under quarantine.
- Brian Purcelli (2721 Pickertown Road) asked if the township was involved in the Willow Knoll Parking Association.

Mr. Gaines stated the township has not taken any action concerning any matters on parking in the Willow Knoll development.

Mr. Clemons stated the parking issue was investigated in 2016. Mr. Clemons said his firm is providing advice pro-bono to the Willow Knoll residents and suggested for the residents to form a homeowners association. Mr. Clemons researched the development and stated the township does not own any parking spaces.

- John McConnell (206 Trellis) commented that Upper Nike walking path looks great. Mr. McConnell reported the light at the intersection of Street Road and Wedgeway is not functioning.

PUBLIC HEARING: None.

1. APPROVAL OF BILL LIST:

- a. **2018 Invoices for the Period December 12, 2018 to January 8, 2019 in the amount of \$1,645,184.11.**

Ms. Schemm motioned, seconded by Ms. Yannich to approve the 2018 invoices paid for the period December 12, 2018 to January 8, 2019 in the amount of \$1,645,184.11. All were in favor 5-0.

Ms. Baker questioned the cafeteria fund reimbursement and the traffic light repair expenditures. Mr. Lubert stated most of the traffic light expenditures are reimbursement through insurance.

- b. **2019 Invoices for the Period January 2, 2019 to January 8, 2019 in the amount of \$26,598.84.**

Ms. Schemm motioned, seconded by Ms. Albillar to approve the 2019 invoices paid for the period January 2, 2019 to January 8, 2019 in the amount of \$26,598.84. All were in favor 5-0.

Ms. Schemm questioned the K-9 training. Mr. Lubert stated the training is reimbursable through donations.

2. CONSENT ITEMS:

Mr. Gaines asked if any clarification was needed for the consent items as presented. (Attachment "A")

Ms. Baker questioned Consent Item 2c, if the township was covered by insurance under the agreement with Warminster. Mr. Lubert stated insurance is covered by Delaware Valley Insurance Trust.

Ms. Baker questioned the lease and term increase to the lease for Consent Item 2h. Mr. Lubert stated the original lease was for 6 years and will now be for 10 years.

Mr. Lubert showed a picture of the new logo, as created by Open Space and Land Preservation Committee member, Kathy Newcomb. (Attachment "B") Mr. Gaines stated this new logo will be used on all park and township signs so that there is consistency of signage throughout the township.

Public Comment:

Dr. Connie Ace, Chair of Historic Commission stated 10 Folly Road Schoolhouse needs a sign to reflect the schoolhouse.

Ms. Yannich motioned, seconded by Ms. Schemm to approve Consent Items A through I. All were in favor 5-0.

- a. **November 27, 2018 to Approve Minutes for Board of Supervisors meeting.**
- b. **December 11, 2018 to Post Minutes for Board of Supervisors meeting.**
- c. **Consider adoption of an Inter-Municipal Ordinance for Animal Control (advertised January 1, 2019).**
- d. **Consider approval of Ordinance to amend the Non-Uniformed Employee Pension Plan and Non-Uniformed Defined Contribution Pension (advertised January 1, 2019).**
- e. **Consider approval of Ordinance authorizing the participation of Warrington Township in the Delaware Valley Property and Liability Trust (advertised January 1, 2019).**

- f. Consider approval of Trust Agreement with Delaware Valley Property Liability Trust.
- g. Consider approval of a Resolution for 1800 Street Road Realty LLC, TMP # 50-035-025 (hearing date December 11, 2018).
- h. Consider a four (4) year extension to the current lease to become a total lease term of ten (10) years with ATG Learning Academy located at 3400 Pickertown Road.
- i. Consider new logo for “Permanently Open Space” Sign. (Attachment “B”)

3. **CORRESPONDENCE:** None.

4. **OLD BUSINESS:**

- a. Consider Resolution to re-appoint Janice DeVito as a member of the Zoning Hearing Board.

Ms. Schemm motioned, seconded by Ms. Albillar to re-appoint Janice DeVito as a member of the Zoning Hearing Board by Resolution. All were in favor 5-0.

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

- a. Consider approval of a Resolution to Bucks County Association of Township Officials supporting the striking of the prohibition upon municipal taxation of a mercantile or business privilege tax on gross receipts.

Mr. Clemons will revise the resolution and submit it to BCATO at their next meeting.

Ms. Yannich motioned, seconded by Ms. Albillar to approve the revised Resolution and submit it to the Bucks County Association of Township Officials supporting the striking of prohibition upon municipal taxation of a mercantile or business privilege tax on gross receipts. All were in favor 5-0.

- b. Consider Resolution for National School Choice Week – January 20 – 26, 2019.

Mr. Yannich stated she received correspondence from Andrew Campanella, President of National School Choice Week requesting the township to issue a proclamation resolution recognizing January 20-26th as National School Choice Week.

The Board discussed the correspondence and was not in favor of its intentions.

By roll call vote, the motion was denied 4-1, with Ms. Yannich voting yes.

6. **MANAGER’S REPORT:**

- a. Consider formation of a Swim Club Steering Committee.

Mr. Luber stated the priorities and made recommendations to the Board to form a Swim Club Steering Committee.

All agreed that the Park and Recreation Board create a sub-committee that residents can get involved in with the Swim Club. Ms. Baker will be the liaison. Ms. Yannich stated any expenditure will be approved by the Board of Supervisors.

Mr. Gaines requested the solicitor to prepare a Resolution to establish the sub-committee.

- b. **RCAP Grant (Staff is working on a grant application to the Commonwealth to help pay for Police station construction costs. The Township will be applying for 50% of construction costs).**

Mr. Luber stated the grant is due January 31, 2019. Mr. Gaines requested that opioid services by our police department are stressed in the grant.

7. **DEDICATION REQUEST:** None.

8. **ENGINEER'S REPORT:**

- a. **General Update:**

Mr. Zarko submitted the December report to the Board noting projects for the Township. Mr. Zarko stated the 2018 Roadway Improvement Project has been completed.

9. **SOLICITOR'S REPORT:**

- a. **Victory Gardens Appeal.**

Mr. Clemons stated Victory Gardens is appealing to the Commonwealth Court. Mr. Clemons requested to defend the position ordered by Judge Gibbons.

Ms. Yannich motioned, seconded by Ms. Schemm to authorize Mr. Clemons to continue with the appeal process. All were in favor 5-0.

SUPERVISOR COMMENTS:

Ms. Baker noted that according to a Baylor University report public parks build community and people's happiness outweigh the costs.

Ms. Yannich requested Ms. Albillar to write a letter to Maryland University who prepared the open space documents that led to the acquisition of the 66+ acres; put the Township in contact with Ann Toole and Natural Lands Trust. This led to the Township's referendum being passed which has now been leveraged.

Ms. Yannich stated she would accept the position as an alternate to the Planning Commission. Mr. Gaines motioned, seconded by Ms. Baker to appoint Ms. Yannich as an alternate to the Planning Commission. All were in favor 5-0.

Ms. Yannich noted at the December 11, 2018 meeting, a presentation was made by the Bucks County Recorder of Deeds Office for their "Adopt-a-Book" program. She wanted to add a donation request to a future agenda (February 12th).

Ms. Schemm reported that Warrington Fire Company #1 Officer, Gary Butterworth refurbished an old fire truck and it is in mint condition. Ms. Schemm suggested displaying this fire truck at Warrington Community Day.

Ms. Albillar reported that volunteers are needed on various Boards and Committees.

Mr. Gaines reported that January is "Radon Awareness Month" and noted facts relating to radon. Mr. Gaines recommended for the Environmental Advisory Council to institute a program to educate the public about radon.

ADJOURNMENT

There being no further business, Ms. Baker motioned, seconded by Ms. Albillar to adjourn the meeting at 9:26 PM.

Respectfully Submitted By:



Barbara J. Livrone, Board Secretary

Attachment "A"

Consent Agenda – January 8, 2019

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. **November 27, 2018 to Approve Minutes for Board of Supervisors meeting.**
- b. **December 11, 2018 to Post Minutes for Board of Supervisors meeting.**
- c. **Consider adoption of an Inter-Municipal Ordinance for Animal Control (*advertised January 1, 2019*).**

This Ordinance is an agreement between Warminster Township and Warrington Township to authorize Warminster Township to provide animal control services for Warrington Township.

- d. **Consider approval of Ordinance to amend the Non-Uniformed Employee Pension Plan and Non-Uniformed Defined Contribution Pension (*advertised January 1, 2019*).**

This ordinance changes the composition of the Pension Committee members as well as allows the Board of Supervisors to grant a Cost of Living Adjustment to retirees (non-Police)

- e. **Consider approval of Ordinance authorizing the participation of Warrington Township in the Delaware Valley Property and Liability Trust (*advertised January 1, 2019*).**

This ordinance is required in order for the Township to join Delaware Valley Property and Liability Trust for purposes of insuring the Township.

- f. **Consider approval of Trust Agreement with Delaware Valley Property Liability Trust (DVPLT).**

This is the formal agreement with DVPLT which governs the Insurance policy.

- g. **Consider approval of a Resolution for 1800 Street Road Realty LLC, TMP #50-035-025 (*hearing date December 11, 2018*).**

This resolution approves the Conditional Use application for the storage facility located at 1800 Street Rd.

- h. **Consider a four (4) year extension to the current lease to become a total lease term of ten (10) years with ATG Learning Academy located at 3400 Pickertown Road.**

ATG Learning Academy has requested a 4-year extension of the lease which will allow them to receive grant/loan funds to help them pay off the capital improvements they made to the township owned building they are leasing.

- i. **Consider new logo for "Permanently Open Space" Sign.**

This for a standard sign to be placed at all Townships owned Preserved Open Space.

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



Permanently
Preserved
**OPEN
SPACE**



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