



WARRINGTON BOARD OF SUPERVISORS MINUTES FOR JULY 26, 2016

The written minutes are a summary of the July 26, 2016 Board of Supervisors meeting. For a complete dialog visit the Township's website, www.warringtontownship.org.

ATTENDANCE

Shirley A. Yannich, Chair; Carol T. Baker, Vice Chair; Millie A. Seliga, Member, Fred R. Gaines, Member (via Skype) and Matthew H. Hallowell, Sr., Member. Staff present was Barry P. Lubert, Interim Township Manager/Assistant Township Manager/CFO/Board Treasurer; Terry W. Clemons, Esq., 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 opened the meeting at 7:30 P.M. and stated Supervisor Fred Gaines was attending the meeting via Skype.

PLEDGE OF ALLEGIANCE

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

EXECUTIVE SESSION REPORT:

- **Discussion of Township Manager Position:** Ms. Yannich stated twenty four (24) resumes were received for the Township Manager's position. Five (5) candidates were interviewed by the Board of Supervisors which was witnessed by a consultant and Township solicitor. Questions were based on the candidates' experience, skills and education in public administration and finance as applied to the management of a Second Class Pennsylvania Township.

A motion was made by Fred Gaines, seconded by Carol Baker to offer the position as Township Manager to Barry P. Lubert, subject to the terms of employment. By roll call vote, the motion passed 5-0.

Ms. Yannich noted this position has been vacant since August 1, 2015, with Chief James Miller filling in until January 1, 2016. Subsequently, Mr. Lubert assumed this position as Interim Township Manager. Ms. Yannich asked the consultant to work on an employment agreement for Mr. Lubert. An official appointment will be made at a public meeting.

Mr. Lubert thanked the Board of Supervisors for their vote of confidence.

SPECIAL RECOGNITION WARRINGTON COMMUNITY DAY PRESENTATION MCDONALD'S AND BUCKS COUNTY VETS

Ms. Yannich asked Mr. Hallowell to recognize McDonalds and Bucks County VETS as Bronze sponsors of the Township's 2015 Warrington Community Day event. Mr. Ron Gentile received the Township's plaque on behalf of McDonald's in Warrington. Mr. Russ Diamond received the Township's plaque on behalf of Bucks County VETS. Both indicated their continued sponsorship for 2016.

APPROVAL OF BILL LIST:**1. July 12, 2016 – July 26, 2016: \$1,269,294.26**

Ms. Seliga motioned, seconded by Mr. Hallowell to approve the bill list from July 12, 2016 through July 26, 2016 totaling \$1,269,294.26. By roll call vote, the motion passed 5-0.

APPROVAL OF MINUTES:**2. June 28, 2016**

Ms. Yannich noted she was absent from the June 28th meeting. Ms. Yannich asked for a motion to approve the June 28, 2016 minutes. All were in favor and the motion passed 5-0.

MINUTES FOR POSTING:**3. July 12, 2016**

Ms. Yannich noted all five supervisors were present at the July 12th meeting. Ms. Seliga stated a revision was made to the minutes. Ms. Baker motioned, seconded by Mr. Hallowell to post the July 12, 2016 minutes. All were in favor and the motion passed 5-0.

SUPERVISORS COMMENT:

Ms. Yannich reported she wanted to present a resignation request from Doug Skinner to the public before Public Comment.

Ms. Yannich read a memorandum received by Ms. Livrone from Mr. Skinner dated July 23, 2016 indicated his resignation from the Vacancy Board Chairman effective July 28, 2016.

Ms. Yannich accepted Mr. Skinner's resignation with regret.

Mr. Gaines stated Mr. Skinner brought to the Township his knowledge, experience and contribution to the growth of the Township in a positive way.

Ms. Baker stated she knew Mr. Skinner over the years and he was a very nice man.

Mr. Clemons explained the role of the Vacancy Board.

Ms. Yannich requested a recommendation from the Board. Mr. Hallowell made a recommendation to nominate someone. Mr. Gaines motioned, seconded by Ms. Baker to nominate Mike Kelly (135 Muirfield Lane) to fulfill the vacant position on the Vacancy Board. By roll call vote, the motion passed 5-0.

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.*)

Ms. Yannich announced comments will be held at three minutes.

The following residents expressed concerns about the water issues in Warrington:

- Jennifer Newman (2404 Dogleg)
- Rosemary and Paul Frickett (2486 Orchard Place)
- Randee and Don Kruger (1067 Hackney Drive)
- Marlene and Robert Haney (2489 Orchard Place)

- Ernest Montella (2117 Georges Lane)
- Jennifer Matczak (1720 Brahma Circle)
- Mike McGeehan (1099 Lincoln Circle)
- Susan Wenzke (2090 Dapple Drive)
- Joseph Lee (2134 Wodock Avenue)
- Larry Menkes (741 Clifford Street, Warminster) with the Warminster Township EAC.
- Chris Ullery, reporter for the Intelligencer stated a level of zero for PFOA/PFOS is impossible.

Ms. Yannich stated a public meeting is being held on Monday, August 8th starting at 7:00 PM at Central Bucks High School South. This information has already been posted to the website and announced in the newspaper.

PUBLIC HEARING: None

OLD BUSINESS:

4. Consider for approval to move forward with Portnoff Law Associates, LTD (Delinquent Water & Sewer Accounts).

Mr. Luber requested direction from the Board to proceed with the agreement with Portnoff Law Associates. Ms. Yannich stated Supervisors Seliga and Hallowell met with staff to review the hardship applications, payment plan arrangements and modifications to the draft Ordinance and agreement. Mr. Luber stated the criteria for delinquent accounts and its agreement with Portnoff Law Associates will be presented to the Board at their next meeting. Ms. Seliga motioned, seconded by Mr. Hallowell to move forward with an agreement with Portnoff Law Associates, LTD for delinquent water and sewer accounts. All were in favor and the motion passed 5-0.

5. Employee Healthcare Plan Options.

Mr. Luber met with Supervisors Seliga and Hallowell to discuss the employee healthcare plan options. A slide show was presented for the Township's thirty five (35) non-uniform employees. Mr. Luber explained a survey was forwarded to these employees and out of thirty five (35) employees, twenty eight (28) responded. Ms. Seliga stated to off-set additional co-pays, each employee will receive \$1,000 annually.

Public Comment was made by Mike McGeehan (1099 Lincoln Circle) asking if the Township researched other Township's pools. Mr. Luber stated the Township contracts with Delaware Valley Health Insurance Trust who participates with other municipalities that share in the risk.

Ms. Seliga motioned, seconded by Mr. Hallowell to approve Health Insurance Option B effective November 1, 2016. All were in favor, the motion passed 5-0.

6. Consider joining other Bucks County municipalities in the upcoming negotiations with Verizon for the Franchise agreement.

Mr. Clemons stated he is negotiating with the Cohen Law Group to consider the amount not to exceed \$3500 be added to the agreement. All municipalities participating in the franchise agreement with Verizon pay a percentage fee based on population. The amount for Warrington Township is \$3500.00.

Ms. Seliga motioned, seconded by Ms. Baker to move forward to participate in the franchise agreement for a maximum amount of \$3500 unless approved otherwise. All were in favor, the motion passed 5-0.

NEW BUSINESS (ACTION/DISCUSSION ITEMS):**7. Consider Folly Rd Trail Crossing and Resolution to execute the associated PADOT traffic signal application.**

Mr. Zarko stated an application for traffic signal approval was received for Folly Road between Pickertown and Bristol Roads. A resolution needs to be executed and submitted to PADOT with the application.

Mr. Hallowell motioned, seconded by Ms. Seliga to approve the Resolution to execute and submit the application to PADOT. All were in favor, the motion passed 5-0.

8. Consider approval of Traffic Signal Agreement for Valley Square Boulevard.

Mr. Clemons presented an agreement regarding traffic improvement easement between iStar Harrisburg Business Trust and Warrington Township. iStar will complete the construction an installation of the signal improvements in accordance with the permit. The traffic light will be installed by the holidays at no expense to the Township.

Ms. Seliga motioned, seconded by Mr. Hallowell to approve the traffic signal agreement for Valley Square Boulevard. All were in favor, the motion passed 5-0.

9. Consider for approval a Forbearance Agreement for Warrington Ridge.

Mr. Clemons explained a Forbearance Agreement between the Cutler Group and Warrington Township to complete the punch list items by the schedule listed in the agreement; to collect escrow sums in the amount of \$25,000 and to collect sums in the amount of \$25,267.87 which reimburses the Township for engineering, inspection, legal and administrative fees incurred through June 30, 2016.

Public Comment: Mike Kelly (135 Muirfield Lane) asked why the Cutler Group was in default of making improvements and how does this affect the other development they are building on County Line Road.

Ms. Seliga motioned, seconded by Ms. Baker to approve the Forbearance Agreement for Warrington Ridge. All were in favor, the motion passed 5-0.

10. INTERIM MANAGER'S REPORT**a. Consider award of contract for reconstruction of Mary Barness Tennis and Swim Club Tennis Courts.**

Mr. Luber described the background for this project and stated the tennis courts are in very poor condition. There are significant cracks and the surface is unplayable.

Mr. Zarko said since this project is over budget, changes to the scope of work could be reviewed to help reduce costs.

Ms. Seliga motioned, seconded by Ms. Baker to table the project until the entire budget is reviewed for 2017. The motion was amended to reject all bids and rebid the project in the spring of 2017. By roll call vote, the motion passed 3-2 with Ms. Baker, Ms. Seliga and Mr. Gaines voting yes and Ms. Yannich and Mr. Hallowell voting no.

Mr. Luber requested CKS to make a safety recommendation regarding the courts. Discussion continued relating to the condition of the fence replacement at the Mary Barness Tennis and Swim Club.

b. **Consider approval of contract for Pickertown Road Drainage Improvements.**

Mr. Zarko presented a review of the bid packages for the Pickertown Road Drainage Improvement project. The work that is being fulfilled will coordinate with the repaving work that is being performed as part of the Township's 2016 Roadway Improvement Program (eliminates Greensward S).

Mr. Hollowell motioned, seconded by Mr. Gaines to award the contract to Passerini & Sons, Inc., in the amount of \$102,806.00. All were in favor and the motion passed 5-0.

Mr. Lubber stated the men's room at the Swim Club needs to be updated and compliant with ADA regulations. There is \$75,000 budgeted for this work, however, CKS preliminary plans indicate approximately \$125,000, not including engineering costs, is needed. The guidance from the Board is not to proceed with this project for budgetary reasons.

c. **Discussion of School Resource Officer – Budget.**

Mr. Lubber met with Chief Friel, Ms. Seliga and Mr. Hollowell to discuss the needs to continue the current School Resource Officer (SRO). There is money in the budget not currently being used for a part-time SRO. Chief Friel is requesting to hire one more police officer for the 4th quarter of 2016.

Mr. Seliga is requesting for Central Bucks School District to pay fifty percent of the cost incurred by the Township's police department. Mr. Lubber will draft a letter to the school district requesting reimbursement for the SRO to be executed by the Board.

Ms. Baker motioned, seconded by Mr. Gaines to authorize Mr. Lubber to prepare a letter to Central Bucks School District for reimbursement of a SRO. All were in favor and the motion passed 5-0.

11. ENGINEER'S REPORT:

a. **General Update**

Mr. Zarko submitted the general engineering activities status reports for subdivision and land development, public improvement projects along with a report for the water and sewer department effective for the month of July 2016.

Mr. Zarko highlighted the Park Road and School Lane project and reported on complaints about Walmart. A meeting will be scheduled to meet with the residents on Park Road and School Lane to show the residents the proposed plan. Mr. Zarko met with Walmart regarding the frontage site appearance. Walmart agreed to provide a better buffer; remove two trailers and landscape material.

Ms. Yannich inquired about two (2) expired maintenance periods. Mr. Zarko responded by saying he is working with the Cutler Group to close out this project and the bonding company has been put on notice that the improvements have not been completed for the Penrose Walk development.

Ms. Seliga asked for a more detailed explanation and proposed trail plan for Park Road and School Lane from Mr. Zarko.

12. SOLICITOR'S REPORT: None.

13. ESCROW AND MAINTENANCE BOND RELEASES: None

14. EXTENSION REQUESTS: None

DEDICATION REQUESTS: None

SUPERVISOR COMMENTS:

Mr. Hallowell reported that the public works department is working on inlets throughout the Township; eleven (11) ash trees have been removed due to disease and the department is working on tot lots.

Ms. Seliga reported that she met with Chief Friel to discuss grant approvals. Ms. Seliga stated the Historic Commission is dedicating a marker for the Penrose house located at the Valley Gate Shopping Center on Monday, August 8, 2016 starting at 8:00 am.

Ms. Baker reported the Volunteer Fire Company has explored expanding their building in a few years at no cost to the Township. Ms. Baker will submit a report to the Board based on discussions with the Emergency Management Services.

Ms. Yannich reported that both Ms. Seliga and Mr. Hallowell are working on two improvement projects for the Township. Ms. Yannich requested that Mr. Hallowell replace her and work with Mr. Gaines on current water and sewer issues. Ms. Yannich announced a field trip with the supervisors and staff has been scheduled for August 3, 2016 to view the Township's water facilities and tour the Forest Park Water Treatment Plant.


Ms. Yannich announced the fifth Tuesday of August will be scheduled for a work session to discuss the 2017 Budget; Fire and Ambulance; Water and Sewer Department; review two (2) land development plans – Kelly Road and Victory Gardens relocating to Lower State Road.

Mr. Luber stated the Public Works Department is working on the Shank Tot Lot at Philadelphia Avenue.

ADJOURNMENT

There being no further business Ms. Seliga motioned, seconded by Ms. Baker, to adjourn the meeting at 10:30 p.m. The motion passed 5-0.

Respectfully Submitted By:


Barbara J. Livrone, Township Secretary