



WARRINGTON BOARD OF SUPERVISORS MINUTES FOR OCTOBER 18, 2016

The written minutes are a summary of the October 18, 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, Matthew H. Hallowell, Sr., Member (until 9:15 PM) and Fred R. Gaines, Member. Staff present was Barry P. Luber, 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 all Board members were present and that the video should be working.

PLEDGE OF ALLEGIANCE

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

EXECUTIVE SESSION: Ms. Yannich stated the Board met with the Solicitor during executive session.

SPECIAL RECOGNITION OF CENTRAL BUCKS SOUTH CHEERLEADERS

Mrs. Livrone read Proclamation Resolution No. 2016-R-49 recognizing the cheerleaders at Central Bucks South for their outstanding efforts to provide supplies to the victims of the flooding in Louisiana. These supplies were distributed by the United Way to East Baton Rouge, Livingston and Central Zachary School District.

Additionally, on October 10th, the Central Bucks South Cheerleaders collected 130 pounds of food which was dropped off to the Doylestown Food Pantry. The girls will continue to look for other opportunities to help within the community.

SPECIAL RECOGNITION OF IRA MEYERS

Mr. Luber read Proclamation Resolution No. 2016-R-50 acknowledging Ira Meyers for his outstanding contribution and hard work to make the first annual Sprint Triathlon/Duathlon for Warrington Cares Employee Charity a huge success. The Sprint Triathlon/Duathlon raised over \$13,000 for the township's employee charity. A gift card was also presented to Mr. Meyers for his coordination of the event.

SPECIAL RECOGNITION OF JEANINE WINSLOW AND BARBARA LIVRONE

Mr. Luber recognized both Jeanine Winslow and Barbara Livrone for their outstanding efforts in making the 2016 Warrington Community Day one of the best events ever. Mrs. Winslow and Mrs. Livrone coordinated, planned and organized the event on behalf of the Township.

Ms. Baker read the Township Manager's Commendation Award to both Mrs. Winslow and Mrs. Livrone.

PRESENTATION BY OPEN SPACE AND LAND PRESERVATION TASK FORCE

Open Space and Land Preservation Task Force Chair Ruth Schemm addressed the Board by stating in 2012, a \$3.1 million referendum was passed and a resolution supporting the acquisition of open space was approved. Ms. Schemm listed four recommendations by the task force for consideration by the Board. One recommendation to add conservation easements as an additional method to acquire open space was addressed by the Township Solicitor. Another recommendation to possibly add the Open Space and Land Preservation Task Force to another committee will be addressed at a December Board of Supervisors meeting.

APPROVAL OF BILL LIST:

1. September 28, 2016 – October 18, 2016: \$ 1,788,304.34

Ms. Seliga motioned, seconded by Mr. Gaines to approve the bill list from September 28, 2016 through October 18, 2016 totaling \$1,788,304.34. By roll call vote, the motion passed 5-0.

APPROVAL OF MINUTES:

2. September 13, 2016 Work Session

Ms. Baker motioned, seconded by Ms. Seliga to approve the September 13, 2016 work session minutes. All were in favor and the motion passed 4-0 with Mr. Hallowell abstaining.

3. September 13, 2016

Mr. Gaines motioned, seconded by Ms. Baker to approve the September 13, 2016 Board of Supervisors minutes. All were in favor and the motion passed 4-0 with Mr. Hallowell abstaining.

MINUTES FOR POSTING:

4. September 27, 2016 Work Session

Mr. Hallowell motioned, seconded by Ms. Seliga to post the September 27, 2016 work session minutes. It was noted to add Mr. Hallowell to the section listing the members in attendance. All were in favor and the motion passed 5-0.

5. September 27, 2016

Ms. Baker motioned, seconded by Mr. Hallowell to post the September 27, 2016 Board of Supervisors minutes. All were in favor and 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.)*

The following residents gave public comment:

- Mike McGeehen (1099 Lincoln Court) questioned the left turning lane from Bristol into Barnes Park. Mr. Zarko stated he reached out to PennDOT with an alternate proposal and agreement to make changes to the park entrance. PennDOT will require modifications to the Highway Occupancy Permit which CKS Engineers will submit and then follow up with the Public Works Department to do the work.

- Mike Kelly (135 Muirfield Lane) stated the Township should not have to pay for additional work performed due to PennDOT's design. Mr. Zarko responded that PennDOT will not pay for the change. Mr. Luber stated that the Township's Public Works Department will complete the work.
- Mr. Kelly (135 Muirfield Lane) stated hunting season has started and asked if hunters are allowed in a residential area because he has heard gun shots. Mr. Luber will consult with the Police Department regarding the use of firearms in the Township.

PUBLIC HEARING: None

OLD BUSINESS:

6. Water Supply Update.

Mr. Luber reported that the Township has submitted an edited draft agreement to North Wales Water Authority. Mr. Luber also reported that at the October 25th Board meeting, representatives of GeoDecisions will be presenting their proposal for a mass notification system. The Township received \$800,000 of the approximate 1.2 million that was requested for reimbursement from the Air National Guard. Mr. Jones attended a meeting with the PADEP and the following was discussed:

- PADEP stated they are agreeing with the EPA's combined lifetime health advisory level of 70 parts per trillion.
- PADEP suggests for water supply systems to invest in granular activated carbon filtration systems to address PFOA/PFOS contamination as well as disinfection byproduct levels.
- Wells 5, 8 and 11 have an average of 11.73 ppt of PFOA/PFOS which is down from 19.8 ppt in May. These results have been posted to the Township's website.

Ms. Seliga questioned why the ppt numbers are down. Mr. Zarko stated it is due to the closure of some wells.

Ms. Baker asked if any private wells are being tested. Mr. Zarko said some private wells along the Little Neshaminy Creek are being tested.

Ms. Yannich stated that Mr. Gaines and Mr. Hallowell attend any future water supply meetings deemed appropriate.

Public Comment:

Mike Kelly (135 Muirfield Lane) asked if the Township wells are being tested. Mr. Gaines said the Township is purchasing water from North Wales Water Authority due to the closure of some of the Township wells.

7. Consider for approval to execute an agreement with Portnoff Law Associates, LTD (Delinquent Water & Sewer Accounts).

The consideration to enter into an agreement with Portnoff Law Associates, LTD was tabled at the September 27th meeting due to two items that needed to be resolved.

Mr. Gaines motioned, seconded by Ms. Baker to un-table the consideration for approval to execute an agreement with Portnoff Law Associates, LTD.

Mr. Luber went back to Portnoff Law Associates, LTD and was able to get them to agree to a one year contract. However the law firm would not agree to a resident's payment split between the Township and Portnoff instead of the Township receiving the payment after Portnoff receives their fees.

Mr. Clemons stated the resident will receive a letter from the Township first before their account is turned over to the collection agency. Before this is done, the Ordinance must be advertised followed by a press release.

Ms. Seliga motioned, seconded by Ms. Baker to advertise an Ordinance to establish the fee schedule for collection of unpaid claims.

Mr. Hallowell motioned, seconded by Mr. Gaines to enter into an agreement with Portnoff Law Associates, LTD for a one year contract with sixty days notification.

All were in favor of both motions, the motion passed 5-0.

8. Consider for approval of PennDOT County Line Road agreement.

Five out of ten residents executed an agreement with the Township to enter into a landscape maintenance agreement with PennDOT to install landscaping upon the completion of the County Line Road Improvement Project. Mr. Zarko will forward the agreement to PennDOT. Ms. Yannich noted the plantings as shown on the landscape plans will be installed between September 15 and October 30, 2016 or between April 15 and May 31, 2017.

Ms. Yannich read a letter from Mike Starner (3429 County Line Road) thanking Mr. Zarko, Mr. Clemons and the Board of Supervisors to work with PennDOT.

Mr. Gaines motioned, seconded by Ms. Baker to accept the Landscape Maintenance Agreement and forward it to PennDOT. All were in favor, the motion passed 5-0.

NEW BUSINESS (ACTION/DISCUSSION ITEMS):

9. Consider Resolution to update Records Retention for Police Department.

This item will be presented at the next meeting.

10. Consider bid approval for Costner Well Filtration System (advertised September 16 and September 20).

Mr. Zarko reported bids were received for three contracts to the Costner Well Filtration System from Carroll Engineering Corporation to treat Wells # 1, 2 and 6. The budgeted amount for this project is \$1.5 million and the total project cost including soft costs is approximately \$1.9 million. The three contracts are for General Construction, Electrical Construction and Mechanical Construction. The costs are eligible for reimbursement from the Air National Guard.

Ms. Baker motioned, seconded by Mr. Hallowell to award the General Construction contract to GS Developers, Inc. with a base bid of \$1,378,800 and an Alternate No. 1 bid of \$29,000 for a total amount of \$1,407,800; the Electrical Construction to MJF Electrical Contracting, Inc., in the amount of \$231,900 and the Mechanical Construction to Eastern Environmental Contractors in the amount of \$54,800.00. All were in favor, the motion passed 5-0.

11. Consider application for Veteran Affairs Committee.

Ms. Yannich stated the Veteran Affairs Committee received an application from David T. Houpt requesting to volunteer for this committee. He was honorably discharged from active duty from the Air Force and was decorated with the National Defense Service Medal, Good Conduct Medal and Occupation Medal.

Ms. Baker motioned, seconded by Ms. Seliga to appoint David T. Houpt to the Veteran Affairs Committee. All were in favor, the motion passed 4-0.

12. Consider Change Order # 1 for Pickertown Road Drainage Improvement Project.

Mr. Zarko explained the additional cost for Location No. 2 – Storm Sewer Crossing at Station 5+67. The additional cost is \$5,562.00.

Mr. Gaines motioned, seconded by Ms. Baker to approve Change Order #1 for the Pickertown Road Drainage Improvement Project at an additional cost of \$5,562.00. All were in favor, the motion passed 4-0.

13. Consider Change Order # 2 for Palomino & Grey Horse Drive Streambank Stabilization.

Mr. Zarko explained the culvert cleaning proposal for the Palomino and Grey Horse Drive Stream Rehabilitation project. Mr. Zarko recommended the work to be authorized to N. Abbonizio Contractors in the amount of \$3,020.00 to remove the debris from the culvert.

Ms. Seliga motioned, seconded by Mr. Gaines to approve Change Order # 2 in the amount of \$3,020.00 to N. Abbonizio Contractors. All were in favor, the motion passed 4-0.

14. Review the Land Development and Financial Agreement for Valley Gate Hotel for consideration on the October 25, 2016 Board of Supervisors meeting.

Ms. Yannich stated that due to “junior board members” being on the board for the first time, they need time to read and digest all twenty five pages of the agreement. Therefore, the Land Development and Financial Agreement for Valley Gate Hotel will be presented at the October 25, 2016 Board of Supervisors meeting for consideration.

15. MANAGER’S REPORT**a. Consider for approval the utilization of up to \$270,000 of Delaware Valley Health Insurance Trust (DVHIT) in rate Stabilization Funds in 2017 to reduce health care costs.**

Ms. Yannich motioned, seconded by Ms. Baker to postpone the approval to utilize up to \$270,000 of Delaware Valley Health Insurance Trust in rate Stabilization Funds in 2017 to reduce health care costs until the October 25th Budget Work Session. All were in favor, the motion passed 4-0.

b. Discuss a 50% discount off membership or daily passes for township employees at the Mary Barness Tennis and Swim Club.

Mr. Luber stated there would be no added expense to the Swim Club but the membership discount would produce additional revenue. The discount would be offered to full-time employees and would be a benefit to the employee and to their family. Ms. Baker and Mr. Gaines agreed with the discount. Ms. Seliga asked how many current employees are members. Mr. Luber responded there is only a few but feels the discounted membership would attract more membership to the swim club. Ms. Yannich asked that the public voice their opinion to the Board or come to a meeting. Public comment will be revealed and the 50% discount off membership or daily passes for full-time township employees at the Mary Barness Tennis and Swim Club will be presented at the October 25th Board meeting.

Public Comment:

Mike McGeehen (1099 Lincoln Ct) asked why employee would get fifty percent discount and resident has to pay in full.

Mr. Luber responded the discount offered to the employee would be part of their fringe benefit package.

c. **Consider the approval of Resolution which authorizes the signing of a lease agreement and program agreement for the LED Streetlight Conversion Project.**

Mr. Luber gave a synopsis of the program by stating that the Delaware Valley Regional Planning Commission established a regional streetlight procurement program to implement energy conservation measures and on May 24, 2016 the Township selected Johnson Controls as its contractor and entered into a guaranteed savings agreement. On August 23, 2016 the Township approved the investment grade audit report. A lease agreement for financing is part of the program. A program agreement is required under the lease agreement with the Foundation of Renewable Energy and Environment and Johnson Controls.

Ms. Seliga asked Mr. Zarko to research yellow lights verses white lights since health problems were reported by the American Medical Association.

Mr. Gaines motioned, seconded by Ms. Baker to approve the resolution which authorizes the signing of a lease agreement and program agreement for the LED Streetlight Conversion Project. All were in favor, the motion passed 4-0.

d. **Consider authorization to engage Natural Lands Trust in preparation of a land and water conservation fund grant for Mill Creek properties.**

Ms. Yannich stated the three Mill Creek properties are owned by Morrissey and are located next to the Public Works building. Ms. Yannich stated the Township is interested in purchasing these three properties for passive open space.

Mr. Luber reported the Township received a letter from the Pennsylvania Department of Conservation and Natural Resources stating the grant application are being considered for funding through the Land and Water Conservation Fund. A yellow book appraisal is required. Natural Lands Trust can obtain a quote for the appraisal at a cost of \$2,000. Mr. Luber further stated that the cost for the yellow book appraisal is \$5200.

Ms. Seliga motioned, seconded by Ms. Baker to authorize Natural Lands Trust in the preparation of a land and water conservation fund grant for the Mill Creek properties. All were in favor, the motion passed 4-0.

e. **Park Road and School Lane:** Mr. Luber showed pictures of the speed humps installed on Park Road and School Lane. Mr. Gaines requested Mr. Luber to notify the Emergency Management Services of the speed humps. Mr. Zarko stated the speed humps are narrower and higher and will make a difference to reduce speed.

16. ENGINEER'S REPORT:

a. **General Update**

Mr. Zarko reported on the 2016 Road Program; Bradley Road and the Pickertown Rd/Folly Rd truck restriction study.

Public Comment:

Frank Ace (1067 Folly Road) offered comments relating to the Pickertown Rd/Folly Rd study.

17. SOLICITOR'S REPORT: Mr. Clemons reported Victory Gardens was asked to resubmit a sketch plan within thirty days.

18. ESCROW AND MAINTENANCE BOND RELEASES:**a. Consider approval for release of 18-Month Maintenance Period Financial Security for Penrose Walk Subdivision.**

Mr. Zarko confirmed that the punch list has been completed and the developer has satisfied all obligations under the 18-month Maintenance Bond pertaining to the Penrose Walk Subdivision.

Ms. Seliga motioned, seconded by Ms. Baker to release 18-month Maintenance Bond in the amount of \$186441.61 for the Penrose Walk Subdivision. All were in favor, the motion passed 4-0.

b. Valley Gate Site Development Escrow Release # 22 - \$67,332.00

Mr. Zarko stated Carroll Engineering confirmed the work has been completed and recommended release of escrow release number 22.

Mr. Gaines noted the stripping to the entrance of Paul Valley Road to the development needs to be addressed. Mr. Zarko stated he will contact the site developer.

Public Comment:

Mike Kelly (135 Muirfield Lane) stated the parking lot at Walmart is very dark.

Ms. Baker motioned, seconded by Mr. Gaines to release the Valley Gate Site Development Escrow in the amount of \$67,332.00. All were in favor, the motion passed 4-0.

19. EXTENSION REQUESTS: None**DEDICATION REQUESTS:****a. Consider for approval the adoption of a Resolution accepting Deed of Dedication for the Valley Square Water and Sewer Lines.**

Mr. Clemons stated the Resolution was prepared to accept the Deed of Dedication for the Valley Square Water and Sewer Lines and the Valley Square Variable width Water Easement.

Ms. Seliga motioned, seconded by Mr. Gaines to approve the Resolution accepting the Deed of Dedication for the Valley Square Water and Sewer Lines. All were in favor, the motion passed 4-0.

b. Consider for approval the adoption of a Resolution accepting Deed of Dedication for the Valley Square Variable width Water Easement.

Mr. Clemons stated the Resolution was prepared to accept the Deed of Dedication for the Valley Square Water and Sewer Lines and the Valley Square Variable width Water Easement.

Ms. Baker motioned, seconded by Ms. Seliga to approve the Resolution accepting the Deed of Dedication for the Valley Square Variable width Water Easement. All were in favor, the motion passed 4-0.

c. Consider Resolution denying dedication of public improvements for Meridian of Valley Square.

Ms. Yannich recused herself and asked Ms. Baker to chair the agenda item "Consider Resolution denying dedication of public improvements for Meridian of Valley Square."

Mr. Zarko described the final inspection and the punch list for Meridian at Valley Square. Since the items have not been completed, Mr. Zarko is requesting denial of dedication of public improvements.

Ms. Seliga motioned, seconded by Mr. Gaines to approve the Resolution denying dedication of public improvements for Meridian of Valley Square. All were in favor, the motion passed 3-1 with Ms. Yannich recusing.

SUPERVISOR COMMENTS:

Ms. Yannich stated that she and Mr. Gaines attended a breakfast meeting with the Port Authority of Philadelphia and will give a report at the October 25th meeting.

Ms. Yannich reported on behalf of Mr. Hallowell that the light at Phillips Avenue is in operation.

Mr. Gaines asked for two amendments to the Zoning Ordinance be prepared and presented at the October 25th meeting.

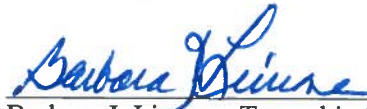
Ms. Seliga inquired about a tax increase and if there would be tax relief from the Homestead Act. Mr. Lubert will research the inquiry.

Mr. Lubert showed pictures from Warrington Community Day and the Sprint Triathlon/Duathlon which benefitted the Township's Warrington Cares Employee Charity.

ADJOURNMENT

There being no further business Ms. Seliga motioned, seconded by Ms. Yannich to adjourn the meeting at 10:15 p.m.

Respectfully Submitted By:



Barbara J. Livrone, Township Secretary