



**BOARD OF SUPERVISORS  
WARRINGTON TOWNSHIP  
MINUTES FOR July 26, 2022 - 7:00 PM**

**The written minutes are a summary of the July 12, 2022 Board of Supervisors meeting. For a complete dialog visit the Township's website, [www.warringtontownship.org](http://www.warringtontownship.org).**

**This meeting was held hybrid both in person at the Township building and via Zoom link. The recorded meeting can be viewed the day after through the Township's website, [www.warringtontownship.org](http://www.warringtontownship.org)**

**Supervisors:** Chair Fred R. Gaines; Vice Chair Eileen Albillar; Ruth Schemm, Member; Michael Diorka, Member; Vanessa Maurer, Member

**Staff present:** Barry P. Luber, Township Manager; Terry Clemons, Esquire, Clemons Richter Reiss, Township Solicitor; Tom Zarko, P.E., CKS Engineers, Township Engineer; Christian Jones, Assistant Township Manager; Sgt. Kenneth Hawthorn, Police Department; Jen Fielding, Executive Assistant to Township Manager/Board Secretary

**CALL TO ORDER:** Mr. Gaines called the meeting to order at 7:07 P.M.

There were a total of 35 people who attended both in person and via Zoom. The meeting is also "streamed" on the Warrington Township TV channel, so other interested parties are always welcome to watch the meeting using this option.

**PLEDGE OF ALLEGIANCE**

**EXECUTIVE SESSION**

Mr. Gaines reported that there was an Executive session prior to this meeting to discuss legal and personnel matters.

**CORRESPONDENCE**

Mr. Gaines read a letter from Mr. Frank L. Shelly of 1460 Easton Road, owner of Shelly Funeral home, Inc., that he has submitted an application to the Pennsylvania Department of Environmental Protections Air Quality Program for a State Operating Permit for the human cremation unit.

**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.)*

**Mr. John Inverso, 1211 Foal Circle** raised concerns about commercial vehicles parking in the street in his neighborhood, unregistered vehicles parked in many yards in his neighborhood and holiday lights that are not taken down after the holidays. Mr. Gaines and Mr. Luber informed him of the Property Maintenance Code and that he could report his concerns directly to the

staff. Mr. Lubber and Sgt. Hawthorn made themselves available to assist Mr. Inverso with his concerns.

**Mr. Mike Kelly, 135 Muirfield Lane** expressed his thanks to the Planning Commission and the time they commit to managing the development in the Township

**Mr. Mike Butler, 3535 Bristol Road, Doylestown** would like to offer the services of Victory Gardens to assist with the leaf dumping for yard waste for 3430 Pickertown Road. He provides this for several other townships. Mr. Gaines thanked him for his offer. Mr. Diorka asked the yard waste would be at the present location? Mr. Butler indicated that he would leave a can for \$50 at the location in Warrington on Pickertown Road or free if you bring to his facility. Ms. Schemm thanked Mr. Butler for his offer. Indicated that they will check to see how that fits with all their regulations. Will keep that in mind for the future.

**PRESENTATION: ARLE (Red Light Camera) Program - Abington Township Police Traffic Unit – Officer Christian Posey**

Mr. Posey presented a PowerPoint to the Board regarding the questions they had proposed prior to the meeting. Highlights include: the officers conducted the paperwork during overtime hours and were reimbursed; 2 officers did the reviews (sworn officers); education was a large part of the program; the footage of the red light cameras may not be used for surveillance – only for red light camera violations – unless subpoenaed by a judge.

Ms. Maurer asked about the appeals process. Ofc. Posey indicated that the Board originally began with once/month, but realized they did not need to review that frequently. Now it is quarterly. Of the 51,000 violations since the program started only 2-3% are appealed.

Sgt. Hawthorn indicated that the Police Department would like to start with Street Road and Route 611 as a one-year program with a sunset provision similar to Abington.

Ms. Albillar asked for clarification regarding the overtime spent. Abington's concerns was taking time away from traffic during the day for the officers. So, that is why they do it during overtime.

Ms. Maurer did an informal poll and the responses she received was either in favor or completely against this program. What is the Abington response to that. Is there a middle ground. Ofc. Posey reported that yes there is some pushback from some groups, but in Abington the education of the residents helped very much.

Ms. Albillar mentioned that Abington is a larger department that what we have in Warrington, 55,000 people, 92 officers. While appreciate this is a fantastic program, does not feel this is the time to move forward. Would like to wait until we get through the budget process, which will be happening very soon to determine where this falls within the percentage of time for staff. Ms. Maurer concurred with this comment.

**Mr. Kelly** asked about the tinted covers on vehicles. Ofc. Posey indicated that the cameras can catch these. He also asked about whether or not the cameras are positioned at intersections with right turn on red. Ofc. Posey said no.

No further discussion at this time.

**PRESENTATION: 2021 Annual Report Veterans Affairs, Peter Scott, Chair**

Mr. Scott presented the 2021 annual report. Highlights included: the Veterans Day ceremony, Memorial Day ceremony. He thanked the staff who help with both of those events. He also mentioned the partnership with the Department of Defense to recognize Viet Nam Veterans at this year's Memorial Day ceremony.

Mr. Scott also asked the Board of Supervisors if they would consider two new events for the future to recognize living veterans: Viet Nam Veterans Day on March 29<sup>th</sup> and Patriots Day on September 11<sup>th</sup>.

- a. **Consider including two new days that the Veterans Affairs Committee will celebrate, including Vietnam Veterans Day and Patriot Day**

Ms. Albillar thanked Mr. Scott for his service on the Committee and for bringing this before the Board.

Ms. Albillar made a Motion to amend the agenda to include the consideration of two new days that the Veterans Affairs Committee will celebrate, including Vietnam Veterans Day and Patriot Day; Ms. Maurer seconded. All in favor, the Motion passed 5-0.

Ms. Maurer made a Motion to accept two new days on the event calendar for Warrington Township to include Viet Nam Veterans Day on March 29<sup>th</sup> and Patriots Day on September 11<sup>th</sup>; Mr. Albillar seconded. All in favor, the Motion passed 5-0.

**PRESENTATION – Warrington Cares Non-Profit Awards and Scholarship Awards – Barry Luber and Warrington Cares Committee**

Mr. Luber and Ms. Fielding, as President and Vice President of Warrington Cares presented the awards. Ms. Kathy Bennett presented the award to Ms. Feng via Zoom. The name listed is the employee who recommended the non-profit as an award recipient.

**Rachel Feng – Timothy J. Bennett Scholarship Award**  
**Olivia Dallmer – Bell Family Scholarship Award**

**Travis Manion Foundation – Mike Stack**  
**Pine 2 Pink – Jen Fielding**  
**Friends of John Barclay – Ivy Ross**  
**Between Friends Outreach – William McCann**  
**Andrew's Friends Fund – Barry Luber**

**1. NEW BUSINESS:**

- a. **Discussion BCWSA sale to Aqua**

Mr. Gaines outlined what has transpired with the potential sale of the BCWSA to Aqua over the past week. He, along with the Board of Supervisors and Mr. Luber, have attended multiple meetings to express their opposition to this sale. Ms. Albillar indicated that all residents of Bucks County should be alarmed by this potential sale.

**Mr. Randolph Scott, 2563 Park Road** shared a letter with the Board regarding his opposition to the sale. He is opposed to them turning over this service to a private company under PUC jurisdiction other than the significant revenue it would create for the County. He believes that the BCWSA operates separately from the County and its fiduciary duty is to the customers and not the County.

Discussion ensued regarding the potential sale and the Township's Right of First Refusal and how the financing of that action would play out.

**b. Consider approval of Letter and Resolution opposing the sale of BCWSA**

Ms. Schemm made a Motion to approve the letter and Resolution opposing the sale of BCWSA with the amended language presented by Mr. Clemons on page 2 from private to public; Ms. Maurer seconded. All in favor, the Motion passed 5-0.

**c. Consider the formation of an Ad Hoc Technical Policy Committee for Utility Planning on certain Land Development projects**

Mr. Gaines gave some history regarding the Planning Commission's request to put a group together with Board of Supervisors, staff, members of the Planning Commission and the Township Solicitor so that the NWWA would not have to go through all the Environmental Impact Statement and other federal government hoops in order to put in a water filtration system. They are putting up a structure to fulfill agreement with the National Guard. But, they are limited by the land development regulations. This Ad Hoc Committee would create a standard procedure for a utility so they do not have to complete all the required approvals that a developer would have to do before approval.

Mr. Gaines would like to be on this Committee. Ms. Schemm would like to be on this Committee. Mr. Luber recommended Mr. Jones as the staff member.

Ms. Schemm made a Motion to approve the formation of an Ad Hoc Technical Policy Committee for Utility Planning on certain Land Development projects; Mr. Diorka seconded it. All in favor, the Motion passed 5-0.

**d. Consider the resolution of a legal issue related to the suspension of an officer**

Ms. Albillar made a Motion to amend the agenda to include the consideration of a resolution of a legal issue related to the suspension of an officer; Ms. Schemm seconded. Mr. Gaines, Ms. Albillar and Ms. Schemm voted in favor; Ms. Maurer and Mr. Diorka abstained. They abstained given that there was a history; extenuating circumstances that they were not able to review and understand. Felt it best they not vote on this issue. The Motion passed 3-0.

Mr. Gaines reported that this issue has been in discussion during the prior Board and the current Board.

Ms. Albillar made a Motion to accept the arbitrator's recommendation considering the suspension of Lt. Robert Meditz for 30 days without pay; Ms. Schemm seconded. Mr. Gaines, Ms. Albillar and Ms. Schemm voted in favor; Ms. Maurer and Mr. Diorka abstained. The Motion passed 3-0.

## 2. OLD BUSINESS:

### a. Consider Authorization to Advertise for Bids; Lions Pride Park Community Building Site Work Contract

Mr. Zarko and Mr. Luber explained that the bids will be advertised in two phases: 1) site work and 2) construction. The reason is timing in case the first bids come back over budget it will give the Board an opportunity to determine what next steps should be. Discussion ensued. Mr. Diorka would prefer the bids go out together.

Ms. Albillar made a Motion to authorize to advertise for bids for Lions Pride Park Community Building Site Work Contract in two phases; Ms. Maurer seconded. All in favor, the Motion passed 5-0.

## 3. SUPERVISOR COMMENTS:

### Mr. Diorka –

- 1) Community Room Task Force will meet on Friday.
- 2) The Mary Barness Community Pool is doing well this summer. Encouraged all to attend. Mentioned the Parks and Recreation Board survey presented at the last Board meeting by Mr. Oles. He believes that one item missing from the survey was the short period of time the pool is open, but the 600 members and up to 20,000 users by year-end indicate that this is something the residents want. Would like to see the 5-year plan for the Board regarding the pool. Ms. Maurer indicated that she would like to see an analysis of the pool usage. Mr. Luber reported that he sent the past 3 years' usage, but will send the past 5 years. Mr. Luber also indicated that Mr. Oles and Ms. Ross are exploring a grant for the pool. Mr. Gaines indicated that there will be a Feasibility study done regarding the pool.

### Ms. Schemm –

- 1) Public Works is finishing up the parking lots at Willow Knoll and thanked them for their efforts in the heat this past week
- 2) Public Works also did some clean up work on Valley Square Blvd.
- 3) Noticed that most of the trash left at our parks are water bottles. Wondered if there is a way to communicate the request to clean up after games. Mr. Luber will make sure that additional recycle bins are added to the parks.

### Ms. Albillar –

- 1) Sgt. Bloomingdale completed the Bend to the Shore bike race in honor of Families Behind the Badge. This 65-mile race was completed in honor of fallen Ofc. Stephen Plum this year.
- 2) Parks and Recreation Board meets this Thursday.

**Ms. Maurer –**

- 1) Would like to recognize Mr. Kim for his Quarterly Financial Report, including footnotes and graphs. Appreciated all the hard work he and his staff put into this report.

**Mr. Gaines –**

- 1) Spotted lantern fly is back. Make sure you are aware of it.
- 2) Federal government has authorized 988 as a national suicide prevention number.
- 3) Mr. Zarko will work with the Planning Commission to come up with a standard bus shelter design.

**4. MANAGER'S REPORT:****a. Leaf and yard waste disposal at 3430 Pickertown Rd – Update**

Mr. Luber provided an update that while two of the companies do accept leaf and yard waste the others would not speak with us unless we were an account holder. The Board will not use Mr. Butler's offer at this time. Discussion ensued.

Ms. Schemm made a Motion to close the leaf and yard waste disposal site at 3430 Pickertown Road as of October 31<sup>st</sup>, including a timeline and education of the residents; Ms. Albillar seconded. All in favor, the Motion passed 5-0.

**b. Zoning Hearing Board Update – none at this time****5. ENGINEER'S REPORT:****a. Discuss acquisition of CKS by ARRO Consulting, Inc.**

Mr. Zarko answered questions regarding the acquisition of CKS by ARRO Consulting, Inc. He indicated that the one reason CKS considered this option was due to difficulties finding subcontractors. The main difference will be a new accounting software. Mr. Gaines asked if the rate structure will change. Mr. Zarko answered not at this time.

**6. SOLICITOR'S REPORT:****a. Determination of Township position concerning Cardamone Appeal of ZHB ruling to Court of Common Pleas**

Mr. Clemons explained the Stipulation of Settlement with the Cardamones.

Ms. Schemm made a Motion to accept the Determination of Township position concerning Cardamone Appeal of ZHB ruling to Court of Common Pleas; Ms. Albillar seconded. All in favor, the Motion passed 5-0.

**7. CONSENT ITEMS:**

Mr. Gaines asked if anyone would like to pull an item out. Mr. Diorka wondered if the bids came back too high on item 7.c. could the Board reconsider. Mr. Luber reported that yes, the Board would have an opportunity to discuss.

Mr. Gaines would like to have the approval of invoices pulled out as its own item on future agendas.

- a. Consider approval of invoices for the period from July 13, 2022 to July 26, 2022 in the amount of \$668,917.47**
- b. Consider approval of the Minutes from the July 12, 2022 Board of Supervisors meeting**
- c. Consider authorization to advertise the bidding of the Township building facade project**
- d. Consider approving Revised Memo of Understanding (MOU) for donation of K-9 Murphy**
- e. Consider and possibly adopt Ordinance prohibiting parking in certain locations in Willow Knoll.**

Ms. Albillar made a Motion to accept the Consent agenda items a-e; Ms. Maurer seconded. All in favor, the Motion passed 5-0.

**ADJOURNMENT**

The meeting was adjourned at 10:20pm.

Respectfully Submitted



Jeannine Fielding, Board Secretary

