

BRISTOL TOWNSHIP

2501 BATH ROAD
BRISTOL, PA 19007

MARCH 18, 2013

TOWNSHIP COUNCIL MEETING

President Lewis called the meeting to order at 7:04 pm.

Roll Call:	Mr. Bowen	Present
	Mr. Glasson	Present
	Ms. Longhitano	Present
	Mr. Pluta	Present
	Mr. Tucker	Present
	Vice President Brennan	Present
	President Lewis	Present

Council President Lewis stated that monthly reports are available for review in the Township Manager's Office and public comment on Land Development and official action items will be taken during the meeting. In addition, residents may offer general comments at the end of the meeting under public comments. Further, items of personnel, litigation and labor issues were discussed prior to the meeting in Executive Session.

VOUCHER LIST & MINUTES

- A. Call for a motion to approve the outstanding Voucher List and Requisitions for March 18, 2013.

Mr. Pluta questioned six items on the Voucher List regarding services for Archer & Greiner, billings for Ballard Spahr, LLP, who Beyer-Barber Company are, a supposed billing overlap of Vendor # 3390, if additional local plumbing companies besides McIntyre Plumbing & Heating can be used and inquire as to what a repair ticket for Bensalem Travel Plaza was for.

Mr. G. Obert of Freedom Lane asked if the amounts on the Voucher List being paid to Archer & Greiner are part of the deductible.

Mr. Larry Mascia, Crabtree Drive stated he would appreciate a description of attorney's fees on the Voucher List for citizens to view.

Motion by Vice President Brennan and seconded by Ms. Longhitano to approve the outstanding Voucher List and Requisitions for February 21, 2013.

Motion carried by a vote of 5-2, with Mr. Pluta and Mr. Tucker voting no and Mr. Glasson abstaining from line # 6190 only.

- B. Call for a motion to Approve the Minutes from the regular Council Meeting of February 21, 2013.

Councilman Pluta asked for his statement on Page 8 to be revised to state, "if we could do another Jake Brake Ordinance and have it on those roads that already have a posted speed limit of 25 to 45 mph."

Motion by Mr. Bowen and seconded by Mr. Glasson to approve the Minutes from the Council Meeting of February 21, 2013 with the aforementioned amendment.

Motion carried by a vote of 6-0, with Mr. Tucker abstaining.

PRESENTATION

- A. Proposed Green Lane Crossing for D & L Trail and East Coast Greenway from Representatives of the Pennsylvania Environmental Council.

Representatives from the Pennsylvania Environmental Council (PEC), Mr. Patrick Starr and Mr. Jeff Knowles gave a presentation via projector regarding the grant application for sidewalks and flashing crosswalks along the D & L Trail, bringing safety and recreational amenities to Bristol Township near the intersection of Green Lane and Route 13.

Councilman Bowen inquired as to if the lighting being placed along the trail was going to be LED Lighting. Mr. Bowen thanked the PEC for bringing back some historical aspects of Bristol Township while at the same time promoting the environment and improving business and the infrastructure of the Township.

Motion by President Lewis and seconded by Mr. Bowen to Approve a Letter of Support for the Proposed Green Lane Crossing for D & L Trail and East Coast Greenway.

Motion carried unanimously by a vote of 7-0.

PUBLIC HEARINGS

- A. An Ordinance Amending Schedule XVIII (Section 191-82) of Chapter 191, Vehicles and Traffic to Authorize, Establish and Enforce Two (2) Hour Parking Time Limits for Vehicles Parked on the West Side of Route 13 from Belmont Avenue to Newportville Road and on the East Side of Route 13 from Cedar Avenue to Newportville Road and Establishing the Effective Date Thereof: Consideration to Adopt.

President Lewis stated that this Ordinance would establish and enforce a 2 hour parking on Route 13 in Croydon in front of the strip of stores across from the train station to allow for parking of store customers and to improve business conditions.

Mr. Pluta inquired as to if the purpose of this ordinance was to prevent train users from parking there all day.

Mr. Larry Mascia and Ms. Patty Nickels had questions concerning the enforcement of the parking laws.

Motion by President Lewis and seconded by Mr. Bowen to Approve an Ordinance Amending Schedule XVIII (Section 191-82) of Chapter 191, Vehicles and Traffic to Authorize, Establish and Enforce Two (2) Hour Parking Time Limits for Vehicles Parked on the West Side of Route 13 from Belmont Avenue to Newportville Road and on the East Side of Route 13 from Cedar Avenue to Newportville Road and Establishing the Effective Date Thereof.

Motion carried unanimously by a vote of 7-0.

- B. An Ordinance that Authorizes the Incurrence of Nonelectoral Debt Pursuant to the Issuance of the General Obligation Notes, 2013 Series (the "2013 Notes") in the Aggregate Amount of \$6,080,000 and Approves Certain Capital Projects; Approves the Negotiated Sale of the 2013 Notes to the Delaware Valley Regional Finance Authority; Approves the Substantial Forms of the Loan Documents; States the Amortization Schedule and Maximum Annual Debt Service Payments; Authorizes and Awards a Transaction Under a Qualified Interest Rate Management Agreement and Authorizes and Directs a Filing to the Department of Community and Economic Development; Pledges the Full Faith, Credit and Taxing Power of the Township for the Timely Repayment of the 2013 Notes, Including the Periodic Payments Due under the Qualified Interest Rate Management Agreement; Covenants to Pay any Termination Charges; Creates and Appoints a Sinking Fund Depository; Authorizes the Application for Approval of the Issuance of the 2013 Notes to the Department of Community and

Economic Development; Authorizes the Advertisement of Enactment; and Repeals Inconsistent Ordinances: Consideration to Adopt.

Township Manager McCauley gave an initial presentation on the background information previously given to the board and introduced Mr. Lucien Calhoun, Executive Director of the Delaware Valley Regional Finance Authority. Mr. Calhoun spoke on taking advantage of near historic all-time lows of a 2.45 % fixed rate loan the DVRFA is providing Bristol Township in order to provide funds for the following municipal projects within Bristol Township: \$4,000,000 for road resurfacing, \$2,000,000 for improvements to the Municipal Building, and an additional \$80,000 being borrowed on behalf of the Levittown / Fairless Hills Rescue Squad to be used in the acquisition of three (3) ambulances which would be paid for using the Rescue Squads annual millage allotment.

Councilman Bowen inquired if there would be a penalty if loan was to be paid off early.

Councilman Tucker inquired as to the language stated in the ordinance regarding changes to the loan agreement allowed to be made by 3 persons only; being the Township Manager, Council President and Vice Presidents. Township Solicitor Mr. Flager and Mr. Calhoun stated that Del Val (DVRFA) would only consent to editorial changes and the three persons would only be able to execute the documents not any agreement on business terms; only to effectuate what council has already voted on.

Mr. Larry Mascia inquired about clarification of the ordinance and who had the authority to make changes.

Mr. Gallus Obert had some additional comments along the same lines and inquired as to what percentages of the money is going to be used for what projects.

Township Manager McCauley stated that Bristol Township is only permitted to use the funds for the uses included in the ordinances and its primary goal is to pave township highways. Out of the 177 miles of Bristol township roads, 88 miles are in need of resurfacing, and 62 miles of them are original Levitt roads that have never been paved. This ordinance would provide \$4,000,000 to repave 20-25 miles of these roads.

Mr. Pluta inquired as to if there was a defined project and if the roads to be resurfaced have already been earmarked, also are the roads being milled & paved, plus will the wearing course last for the life of the 20 year loan.

Township Engineer Mr. Larry Young of Gilmore & Associates stated that they are currently compiling a list of roads and the 20-25 miles is a current estimate based on last year's resurfacing of Bristol Township roads at a cost of 8 miles per \$1,000,000. He also stated that depending on the area and the condition of the roads, with the unknown being the amount of base repair required, this would determine exactly how many miles ended up being resurfaced.

Motion by Mr. Bowen and seconded by Vice President Brennan to Approve an Ordinance that Authorizes the Incurrence of Nonelectoral Debt Pursuant to the Issuance of the General Obligation Notes, 2013 Series (the "2013 Notes") in the Aggregate Amount of \$6,080,000 and Approves Certain Capital Projects; Approves the Negotiated Sale of the 2013 Notes to the Delaware Valley Regional Finance Authority; Approves the Substantial Forms of the Loan Documents; States the Amortization Schedule and Maximum Annual Debt Service Payments; Authorizes and Awards a Transaction Under a Qualified Interest Rate Management Agreement and Authorizes and Directs a Filing to the Department of Community and Economic Development; Pledges the Full Faith, Credit and Taxing Power of the Township for the Timely Repayment of the 2013 Notes, Including the Periodic Payments Due under the Qualified Interest Rate Management Agreement; Covenants to Pay any Termination Charges; Creates and Appoints a Sinking Fund Depository; Authorizes the Application for Approval of the Issuance of the 2013 Notes to the Department of Community and Economic Development; Authorizes the Advertisement of Enactment; and Repeals Inconsistent Ordinances.

Motion carried by a vote of 5-1, with Mr. Pluta voting no and Mr. Tucker abstaining.

REPORT FROM TOWNSHIP MANAGER

Township Manager McCauley stated that M & B Environmental will be at the April meeting to report what has been completed at the Sewer Plant. He was also pleased to announce that the Wastewater Treatment Plant is in compliance with all Federal & State regulations, specifically because of M & B Environmental's effort and their recommendation to install a dechlorination system at the Sewer Plant a very minimal cost.

Mr. McCauley was also pleased to report that the installation of SCADA at the Hartel Pump Station has been completed along with the 4 pumps stations that had SCADA installed in January to comply with the EPA Consent Order. The Township is in the process of completing SCADA installations in six (6) more pumps by the end of the month. The remaining four pump stations will have SCADA installed as part of the Pump Station Improvement Project which work should commence within thirty (30) days and hopefully be totally rebuilt by the end of the year.

Mr. McCauley stated that specifications and contract documentation have been completed for the Inflow & Infiltration Program and are going out to bid. The bids will be opened in April and the Council should be considering awarding of a contract in May.

Township Manager McCauley was extremely pleased to announce that we are moving forward and actually ahead of schedule with the EPA consent order in terms of compliance with all of the conditions of the decree.

REPORT FROM TOWNSHIP SOLICITOR

Mr. Randall Flager had no formal report.

NEW BUSINESS

- A. Reaffirmation of Final Land Development Plan Approval of CO-AX Valves Approved by Resolution 2012-33 on October 25, 2012: Consideration to take Appropriate Action.

Mr. Larry Young, Township Engineer stated this is to reaffirm a resolution for Final Land Development Plans for Co-ax Valves that was originally approved October 25, 2013, to construct a manufacturing building on Grundy Lane. Coax Valves should receive their MPDS permit this week.

Motion by Mr. Pluta and seconded by President Lewis Reaffirming the Final Land Development Plan Approval of CO-AX Valves Approved by Resolution 2012-33 on October 25, 2012.

Motion carried unanimously by a vote of 7-0.

- B. Letter to Manager dated January 21, 2013 Requesting Waiver of Non-Residential Unit Tax for Parcel#5-61-421-8: Consideration to take Appropriate Action.

Township Manager McCauley stated that OKNA Windows had approached him a year ago requesting this waiver. The Manager said he asked OKNA to commit to Bristol Township. Since that time, OKNA contributed \$ 14,000 to the resurfacing of the Humphrey Park basketball courts and decided to locate their new building in Bristol Township investing millions of dollars and creating jobs. OKNA is requesting a waiver of the approximately \$19,000 still owed on TMP # 5-61-421-8.

Mr. Pluta inquired as to if the ordinance needed to be changed to waive the Non-Residential Tax.

Mr. Larry Mascia of Crabtree Drive inquired if the Non-Residential Tax Ordinance can be done away.

Mr. Obert questioned how much it would cost to do away with the tax ordinance.

Motion by Mr. Bowen and seconded by Ms. Longhitano to approve a Waiver and Abatement of any remaining monies owed for a Non-Residential Unit Tax for Parcel#5-61-421-8.

Motion carried by a vote of 5-0, with Mr. Pluta voting no and Mr. Tucker abstaining.

- C. Application for Minor Subdivision Approval of Paul J. & Jacquelyn F. Keating for Properties located at 2727 Avenue A, Levittown, TMP #5-16-55 in an R-1 Residential District: Consideration to take Appropriate Action.

Mr. Brian Yerkowitz of Accu-Land Surveyors stated that this is just a lot line change between the two properties, and that no improvements to either property will take place. Mr. Yerkowitz also stated that they are in agreement with the resolution and will comply with all comments in the Township Engineer's review letter.

Mr. Young, Township Engineer stated Council needs to look at and act on the waiver requests.

Motion by Mr. Bowen and seconded By Ms. Longhitano to Approve Application for Minor Subdivision Approval of Paul J. & Jacquelyn F. Keating for Properties Located at 2727 Avenue A, Levittown, TMP #5-16-55 in a R-1 Residential District, which includes the waivers and the will comply items from the Engineer's letter.

Motion carried unanimously, by a vote of 7-0.

- D. Application for Preliminary and Final Subdivision/Land Development Approval of WAWA, Inc., 260 W. Baltimore Pike, Wawa, PA for Property Located at 3260 Veterans Highway, Bristol, TMP #5-20-42 & 5-43-2 for a Proposed Driveway Relocation and Lot Line Change in a C-Commercial/TC Town Center District: Consideration to take Appropriate Action.

Ms. Julie Von Sprecklesen of Eastburn & Gray, representing WAWA, Inc., along with Kristin Ritz a WAWA Representative, Ron Clause of Bowler Engineering, and Matt Hammond of Traffic Planning Design gave a presentation on the plans to subdivide the existing property on New Rogers Road and & Bath Rd. Along with the property subdivision, there will be a driveway relocation and sidewalks and trees will be installed on Bath Road. Ms. Von Sprecklesen noted that WAWA is in agreement with the proposed resolution provided by the township solicitor and they intend to break ground by August 2013, if approved.

Councilman Bowen inquired if the new driveway on Bath Road will accommodate the turning radius needed by tractor trailers entering the parking lot.

Councilman Tucker inquired if there was an estimate of new employees once the new projects are completed and if the new employment would be given priority to Township residents.

Councilwoman Longhitano expressed her pleasure over this project and inquired if the trees to be planted are native to the area.

Mr. Gerard Lykon inquired as to if the old parking lot on the Peter Lumber property will be removed and if grass will be planted there.

Ms. Ellen Miller of Margo Gardens Environmental Advisory Council inquired if the meadow and trees could be installed with just the grass since it would be better for stormwater absorption.

Motion by Mr. Bowen and seconded by Mr. Tucker to Approve the Application for Preliminary and Final Subdivision/Land Development Approval of WAWA, Inc., 260 W. Baltimore Pike, Wawa, PA for Property Located at 3260 Veterans Highway, Bristol, TMP #5-20-42 & 5-43-2 for a Proposed Driveway Relocation and Lot Line Change in a C-Commercial/TC Town Center District.

Motion carried unanimously by a vote of 7-0.

- E. Appointment of Juan Garces and Michael Nye to the Environmental Advisory Committee: Consideration to Consent.

Township Manager Mr. McCauley stated under administrative code he appoints members of the Environmental Advisory Committee and he is putting their names up for advice and consent by the Township Council.

Motion by President Lewis and seconded by Ms. Longhitano to consent to the appointment of Juan Garces and Michael Nye to the Environmental Advisory Council.

Motion carried unanimously, by a vote of 7-0.

OTHER BUSINESS

Councilman Craig Bowen stated that Jason Lawson of Public Works Director has looked into the speed bumps utilizing PennDOT's version at a cost to address the issues residents have complained about in the Drexelwood and Croydon Acres sections. Township Manager McCauley can look into and evaluate the process and provide the cost to council provided Township residents of the area are in agreement with the speed bumps being installed.

Ms. Barbara Bill of Drexelwood stated she would not like to have speed bumps installed in her neighborhood.

Councilman Tucker announced that he attended an event for the Destined for a Dream Foundation with Mr. Flager on Saturday evening and it was an outstanding event. Mr. Tucker stated wanted to thank Mr. Flager for his involvement and all he did for the organization. Mr. Tucker also wanted to commend Erica Waller-Hill who runs the Destined to a Dream Program. He also asked everyone to keep the injured students in their prayers.

Mr. Randy Flager seconded Mr. Tucker's praise of Erica Waller- Hill and the outstanding program she has created for these young adults. Ms. Waller-Hill inspires the young adults to greatness by getting her kids to dream big. Mr. Flager stated that it was a privilege to know Ms. Erica Waller-Hill and to be able to help.

Councilwoman Longhitano spoke of a promise she had made to a township resident whom was not able attend a council meeting. This resident wanted Ms. Longhitano to thank Councilman Craig Bowen and his children for the flowers and landscaping outside of the Township Building and making it look beautiful over the holidays.

Ms. Longhitano asked to be excused from the meeting due to a having to get to the hospital in order to visit before closing.

Mr. Larry Young of Gilmore Engineering reported that Council needed to Reaffirm the Final Land Development Plans for Estee Lauder originally approved on January 17, 2013 noting that they are still waiting for their MSDS Permit.

- A. Reaffirmation of a Preliminary and Final Land Development Approval of Estee Lauder, 300 Crossing Drive, TMP #5-18-67, to construct a 53,865 square foot addition in the P-1 Planned Industrial District : Consideration to take Appropriate Action.

Motion by President Lewis and seconded by Ms. Longhitano Reaffirming a Preliminary and Final Land Development Approval of Estee Lauder, 300 Crossing Drive, TMP #5-18-67, to construct a 53,865 square foot addition in the P-1 Planned Industrial District.

Motion carried unanimously by a vote of 7-0.

Councilman Rick Pluta inquired as to the prior issues with the sewer back-ups and if we have had the opportunity to revisit the procedure and if there have been any changes to it. Mr. Pluta also inquired about requesting another Jake Brake Ordinance that would cover the entire township. President Bob Lewis and Mr. Flager stated that it will be looked into further.

OPPORTUNITY FOR RESIDENTS TO ADDRESS COUNCIL

Mrs. Dowd of Daffodil Lane spoke about the street light being taking down by her house. President Lewis directed the Manager to have the streetlight replaced.

Ms. Sharon Rearick of Jonquil Lane addressed council on a proposed construction of sidewalks on New Falls Road. Mrs. Rearick spoke on the necessity of the sidewalks after a fatal accident took the life of her son last July. Ms. Rearick is asking for support from the Council to promote and advertise for the fundraising needed to raise \$174,000 to install sidewalks. Ms. Rearick stated that her organization Sidewalks For New Falls Road along with the Bucks County Redevelopment Authority and PennDOT have been working together. There are several Fundraising events planned. Councilman Bowen and Councilman Tucker stated that they would assist Ms. Rearick in her fundraising efforts. A petition for residents to sign and support the Sidewalks for New Falls Road can be located at Change.org.

Mr. Gallus Obert requested updates on the subject of the cleanup efforts of Constance Moore regarding the walking paths and debris left behind by storm damage in a park in the Bloomsdale-Fleetwing section. Mr. Obert stated that there was another light taken down at the corner of Farmbrook Drive & South Lane as well that needs to be fixed.

Mr. Joe Krug of Margo Gardens and the Environmental Advisory Committee spoke on the Dow property off of River Road that hosts the Croydon Little League and which was once contaminated with TCE. Mr. Krug stated that the groundwater extraction treatment system has been running there for over 10 years and has been shut down for the past four years and as of December 2012 the EPA stated the groundwater cleanup goals have not yet been achieved. Mr. Krug after visiting the EPA's website recently noticed that the EPA announced that this particular property now meets the criteria ready for anticipated use.

Ms. Cathy Raupp of Indiancreek and Bristol Township Environmental Advisory Council inquired about educating Bristol Township residents and businesses about the single stream recycling program and enforcing it starting with the Township Building and the Senior Center.

Ms. Ellen Miller of Margo Gardens and Environmental Advisory Committee wanted to review the great work done by volunteers installing a rain garden in front of the Senior Center which should assist with any flooding issues.

Mr. Dale Frazier of Farmbrook and the Environmental Advisory Committee spoke on the Senior Center Rain Garden as well and the permeable patio with signage that was also installed with a description of how the rain garden works and who funded it for any citizen who would like to check it out. March 9th was the Black Ditch Creek Cleanup and Mr. Frazier wants to say thanks for all the people who came out to support the effort to keep our community nice. Mr. Frazier also inquired about any financial assistance that could be used to complete the cleanup of Black Ditch Park that would be appreciated and put to good use. The 3rd Annual Clean Up of Magnolia Lake will be held on April 20, 2013 with help and support from the Silver Lake Nature Center, DEP, Conservation District, Retired Senior Program and citizens from around the area.

Mr. Wes Rexler inquired as to what the issue is regarding removal of street lights in Old Croydon. Mr. Rexler questioned the status of Blalock's Towing and Pete's Towing.

Mr. Larry Mascia of Crabtree inquired about making the process of getting records (U& O permits) for the citizens easier.

Motion by Mr. Tucker and seconded by Vice President Brennan to adjourn.

Motion carried unanimously by a vote of 7-0.

The meeting was adjourned at 9:50pm.

TOWNSHIP COUNCIL MEETING OF MARCH 18, 2013

1. Approved the outstanding Voucher List and Requisitions for March 18, 2013.
2. Approved the Minutes from the Council Meeting on February 21, 2013.
3. Approved A Letter of Support for the Proposed Green Lane Crossing for D & L Trail and East Coast Greenway.
4. Approved an Ordinance Amending Schedule XVIII (Section 191-82) of Chapter 191, Vehicles and Traffic to Authorize, Establish and Enforce Two (2) Hour Parking Time Limits for Vehicles Parked on the West Side of Route 13 from Belmont Avenue to Newportville Road and on the East Side of Route 13 from Cedar Avenue to Newportville Road and Establishing the Effective Date Thereof.
5. Approved an Ordinance that Authorizes the Incurrence of Nonelectoral Debt Pursuant to the Issuance of the General Obligation Notes, 2013 Series (the "2013 Notes") in the Aggregate Amount of \$6,080,000 and Approves Certain Capital Projects; Approves the Negotiated Sale of the 2013 Notes to the Delaware Valley Regional Finance Authority; Approves the Substantial Forms of the Loan Documents; States the Amortization Schedule and Maximum Annual Debt Service Payments; Authorizes and Awards a Transaction Under a Qualified Interest Rate Management Agreement and Authorizes and Directs a Filing to the Department of Community and Economic Development; Pledges the Full Faith, Credit and Taxing Power of the Township for the Timely Repayment of the 2013 Notes, Including the Periodic Payments Due under the Qualified Interest Rate Management Agreement; Covenants to Pay any Termination Charges; Creates and Appoints a Sinking Fund Depository; Authorizes the Application for Approval of the Issuance of the 2013 Notes to the Department of Community and Economic Development; Authorizes the Advertisement of Enactment; and Repeals Inconsistent Ordinances.
6. Reaffirmed the Final Land Development Plan Approval of CO-AX Valves Approved by Resolution 2012-33 on October 25, 2012 Accepted a Grant from the Municipal Waste Planning, Recycling and Waste Reduction Act through the Pennsylvania Department of Environmental Protection.
7. Approved a Request of a Waiver and Abate any remaining monies owed of Non-Residential Unit Tax for Parcel#5-61-421-8.
8. Approved Application for Minor Subdivision Approval of Paul J. & Jacquelyn F. Keating for Properties Located at 2727 Avenue A, Levittown, TMP #5-16-55 in a R-1 Residential District which will include the waivers and the will complies.
9. Approved the Application for Preliminary and Final Subdivision/Land Development Approval of WAWA, Inc., 260 W. Baltimore Pike, Wawa, PA for Property Located at 3260 Veterans Highway, Bristol, TMP #5-20-42 & 5-43-2 for a Proposed Driveway Relocation and Lot Line Change in a C-Commercial/TC Town Center District.
10. Confirmed the Appointments of Juan Garces and Michael Nye to the Environmental Advisory Council.
- 11.

12. Reaffirmed a Preliminary and Final Land Development Approval of Estee Lauder, 300 Crossing Drive, TMP #5-18-67, to construct a 53,865 square foot addition in the P-1 Planned Industrial District.
13. Meeting adjourned at 9:50pm.

Respectfully submitted,
Tammy L. Hardy, Township Secretary