

# BRISTOL TOWNSHIP

2501 BATH ROAD  
BRISTOL, PA 19007

MAY 15, 2014

## COUNCIL MEETING

President Lewis called the meeting to order at 7:10 pm.

Roll Call:	Mr. Bowen	Present
	Mr. Glasson	Absent
	Ms. Longhitano	Absent
	Mr. Monahan	Present
	Ms. Murphy	Present
	Vice President Brennan	Absent
	President Lewis	Present

Council President Lewis stated that Councilwoman Longhitano was in Fort Benning, Georgia for a relative's graduation and that Vice President Brennan is out of town. President Lewis stated that Councilman Joe Glasson and his wife Pat would like to thank everyone for their support during their time of bereavement.

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, as well as general comments will be taken during opportunity for residents to address the Council. President Lewis stated matters of personnel and litigation items were discussed in the executive session.

### VOUCHER LIST & MINUTES

- A. Call for a motion to approve the outstanding voucher list and requisitions for May 15, 2014.

Motion by Mr. Monahan and seconded by Ms. Murphy to approve the outstanding voucher list and requisitions for May 15, 2014.

*Motion carried unanimously by a vote of 4-0.*

- B. Call for a motion to approve minutes from the Council Meeting on April 17, 2014.

Motion by Mr. Bowen and seconded by Mr. Monahan to approve the minutes from the Council Meeting on April 17, 2014.

*Motion carried unanimously by a vote of 4-0.*

COMMENDATIONS, PRESENTATION and REPORTS

- A. President Lewis presented certificates of commendation to Marybeth Carlucci of Palmer Avenue and Mr. Andrew Balent of Croydon and presented both families with a \$50.00 gift certificate to TD Bank for their exemplary recycling efforts.

- B. ORDINANCES AND RESOLUTIONS

- A. A Resolution of Commendation for the FDR Middle School Service Learning/Environmental Club on Being Selected to Participate and Present at the 20<sup>th</sup> Annual Wheelabrator Symposium for Environment and Education in Sunrise, Florida: Consideration to Adopt.

President Lewis presented a Resolution of Commendation to the FDR Middle School Service Learning Environmental Club. Motion by Mr. Monahan and seconded by Ms. Murphy approving a Resolution of Commendation for the FDR Middle School Service Learning/Environmental Club for their significant environmental awareness and outreach efforts and for being selected to participate and present at the 20<sup>th</sup> Annual Wheelabrator Symposium for Environment and Education in Sunrise, Florida.

*Motion carried unanimously by a vote of 4-0.*

Mr. Scott Swichar thanked Meredith Mueller and Michael Ortman who serve as the club's advisors, along with Principal Kevin Boles from FDR Middle School, School Superintendent Dr. Sam Lee, Helen Cini, from the Bristol Township School Board, as well as Fred Lodini and Karen Gratten from the Wheelabrator facility.

- B. A Resolution of the Township of Bristol Authorizing the Submission of an Application for a PA Small Water and Sewer Grant: Consideration to Adopt.

Township Manager McCauley stated it is the goal of the Township to seek grant funding whenever available.

Motion by Ms. Murphy and seconded by Mr. Monahan authorizing the submission of a Pennsylvania Small Water and Sewer grant request in the amount of \$127,500 from the Commonwealth Financing Authority for improvements to the I -95 Pump Station and to designate Township Manager McCauley to execute documents pertaining to the completion of the grant.

*Motion carried unanimously by a vote of 4-0.*

#### REPORT FROM TOWNSHIP MANAGER

Township Manager McCauley stated that Council had previously adopted an Ordinance authorizing refunding of two bond issues; a taxable bond from 2008 and a non-taxable general obligation bond from 2010. Manager McCauley stated the bonds were sold on May 7<sup>th</sup>, in the amount of \$13,685,000 to refinance the 2008 Bond and \$6,820,000 to re-fund the 2010 Bond. As a result of the issuance, the Township will save \$1,190,683 in tax dollars. The Township exceeded the original goal of \$600,000 savings due to a strong financial market. Because the savings are so substantial, the Township will not receive a lump payment, instead they will realize \$838,780 in 2014 and \$353,416 in 2015. Manager McCauley thanked Finance Officer Phillips for his efforts and stated that closing is on June 4.

#### REPORT FROM TOWNSHIP SOLICITOR

Mr. Edward Zanine, on behalf of Solicitor Flager, stated that Bucks County detectives executed search warrants on April 29 at the L& I Department due to an investigation of a contractor who also serves on the Zoning Hearing Board. Since subpoenas were issued to employees as well as the Township Manager, Mr. Zanine recommended that those employees be provided representation by an attorney. He recommended attorney, Harvey Sernovitz, to represent Township employees during a Grand Jury investigation, at a rate of \$295/hour.

Mr. McCauley stated that the Township Solicitor could not represent Township employees due to the possibility of a conflict of interest as he would be representing the Township Council.

Motion by President Lewis and seconded by Mr. Bowen approving the appointment of attorney, Mr. Harvey Sernovitz, to represent Bristol Township employees during a Grand Jury investigation and any other proceedings arising from the investigation.

*Motion carried unanimously by a vote of 4-0.*

NEW BUSINESS

- A. Application of Paul Wallace, 713 Cedar Avenue, for Preliminary & Final Subdivision Plan Approval for Property Located at 940 Dixon Ave, Croydon, T.M.P. # 5-9-44 in an R-2 Residential District: Consideration to Approve.

Mr. George Zakowski of Fioravanti Engineers requested subdivision approval of a one-lot property at 940 Dixon Ave. The proposal entails subdividing the lot into two portions with a single family dwelling on one lot and a new home on the other lot.

Township Engineer Larry Young recommended that Council vote on the requested waivers and review the will comply items. Mr. Zakowski stated that suggested waivers on Section D, 503.B, 511.A, 513.A, 805.A.1 and 505.C.3. are requested and the remaining items are all will comply. Mr. Zakowski stated the applicant will agree to plant street trees and requested that waiver be removed.

Motion by Mr. Monahan and seconded by Ms. Murphy to approve the application of Paul Wallace, 713 Cedar Avenue, for preliminary and final subdivision plan approval for the property located at 940 Dixon Ave, Croydon, T.M.P. # 5-9-44 in an R-2 Residential District.

*Motion carried unanimously by a vote of 4-0.*

- B. Application of Highlander Realty Management, LLC of Westmont NJ for Final Subdivision & Land Development Plan Approval for Property Located at Main & Cedar Avenues, Croydon, T.M.P. # 5-7-91 & # 5-8-26 in and R-4 Multi Family Residential District: Consideration to Approve.

Mr. Jim Procopiak and Mr. Joe Jones of T&M Engineering gave an overview of the proposed site, formerly the Miller Trailer Park, at State & Cedar Roads. He stated that the proposal was reduced to permit 23 units with 23 additional parking spaces.

Mr. Procopiak noted that the review letters are all will comply and the following waivers were requested: 502.I, 503.B, 503.C, 504E, 508.L, 513, 516.D.3, 5081.4.A.3, 803.C.3, 522.C. He stated that the applicant would comply with all DEP standards for remediation of the land, and that Council could decide if they wanted sidewalks or a fee in lieu of sidewalks for this particular project. In addition, there would be a deed restriction on driveways.

Councilwoman Murphy questioned who would oversee the stipulations regarding parking. Mr. Procopiak stated that the Homeowner's Association would oversee the deed restrictions.

Mr. Young stated that each townhouse has parking spaces to accommodate up to four vehicles, so additional spaces should not be needed.

Ms. Deena Ratner, of Minot Ave stated that she is concerned about possible flooding from the development and requested that Council take this issue into consideration. Mr. Procopiak stated that the proposed storm water control basin would reduce storm water runoff from their current levels

Ms. Connie Storz, of Third Ave, stated that she is concerned about traffic from additional vehicles parking in the section of Croydon.

Ms. Kim Simon, of Croydon, stated that she is concerned that the water retention basin would create a safety hazard for children in the area. She stated that the parking situation in the area would deteriorate as a result of the development. Ms. Simon questioned who would oversee the removal of soil contaminants. Ms. Simon requested that Council table the agenda item and reconsider the issue when all Council members are present. She also questioned whether the tot lot was still going to be built.

Mr. McCauley stated the tot lot was proposed when the development was approved for 36 units, rather than the current 23 unit proposal. He also stated that the parking situation for the townhouses would be better than the existing residences as a result of having four parking spaces allotted to each unit. He also stated that the property is zoned as multi-family and property owners have a right to use their property in accordance with the Township code.

President Lewis questioned if all County agencies are in agreement on this project. Mr. Procopiak stated that all agencies are in agreement.

Councilwoman Murphy stated that a project of this magnitude would be financed by a bank and that there would be strict oversight of the environmental issues.

Mr. Tom Barton of Levittown stated that the retention basin should be enclosed with a fence for safety.

Mr. Procopiak stated that the applicant would install a fence.

The Township Engineer recommended a fee in lieu of sidewalks for this particular project since sidewalks could be installed at a later point.

Motion by Mr. Bowen and seconded by Ms. Murphy approving the application of Highlander Realty Management, LLC of Westmont NJ for final subdivision & land development plan approval for property located at Main & Cedar Avenues, Croydon, T.M.P. # 5-7-91 & # 5-8-26 in and R-4 multi-family residential district and in granting requested waivers, with construction of the sidewalks now and the fencing around the storm water basin.

*Motion carried unanimously by a vote of 4-0.*

C. Traffic Study from Traffic Safety Officer Sergeant Michael Sharp for Vulcan Road:  
Consideration to Take Appropriate Action.

Manager McCauley stated that a traffic study conducted by the police department was submitted to Council. A request to eliminate parking had prompted the study.

Officer Kim Caron provided an overview of a traffic study regarding parking and traffic on Vulcan Road where it intersects with Mill Creek Road. Officer Kim Caron stated that the parking restriction would only be in front of the park area.

Motion by President Lewis and seconded by Mr. Monahan authorizing the preparation of an Ordinance to prohibit parking along the frontage of the parkland on Vulcan Road.

Tony Bulger, of Patrician Street, stated that he was concerned that prohibiting parking in front of the park would encourage parking in front of residential homes and obstruct driveways.

Mike Nye, of Indian Creek, recommended widening the road.

*Motion carried unanimously by a vote of 4-0.*

D. Bids for 2014 Inflow & Infiltration Program: Consideration to Accept.

Township Manager Bill McCauley stated Council received the 2014 I & I program proposal, and he recommends that Council accept the low bid of Sewer Specialty Services Company in the amount of \$242,575 for the grouting and cleaning of the collection system mains.

Motion by President Lewis and seconded by Mr. Monahan to accept the low bid of Sewer Specialty Services Company in the amount of \$242,575.

*Motion carried unanimously by a vote of 4-0.*

OTHER BUSINESS

President Lewis announced the Annual Memorial Day Parade hosted by the Joseph A. Schumacher Croydon VFW would be held on May 26, 2014 beginning at 11:30am. Motion by Mr. Monahan and seconded by Mr. Bowen to issue a Township permit to the Joseph A. Schumacher Croydon VFW authorizing the Annual Memorial Day Parade.

*Motion carried unanimously by a vote of 4-0*

Councilman Bowen announced that an Environmental Workshop on choosing the right tree, planting, and pruning is scheduled for May 28, 2014 at 6:30pm

OPPORTUNITY FOR RESIDENTS TO ADDRESS COUNCIL

Ms. Connie Storz, of Third Ave, questioned why Council would not approve the Mary Devine Site for construction of a new school.

Engineer Young stated that he was informed by an attorney representing the School District that there are still outstanding issues and that the Township is in fact waiting for revised plans.

Manager McCauley stated that the School District indicated that they would have the revised plans ready for the June Council meeting.

President Lewis stated that the School Board, rather than Council, is responsible for deciding whether to build a school.

Councilman Bowen stated that Council only makes decisions on land development for the schools rather than deciding to build them.

Mr. Monahan stated that residents of Croydon are concerned about the project.

Donna Hulme, of Central Avenue, questioned the various steps involved with building the schools. Engineer Young stated that Mary Devine Elementary School received zoning relief from the Zoning Hearing Board and received a preliminary and final approval recommendation from the Planning Commission. He stated that he is still waiting for plan revisions from the School District.

Ms. Deena Ratner, of Minot Avenue, stated that the School District and Council should meet to discuss issues that delay the building of schools. She stated that there are issues with the ditches and swales in Croydon not being cleaned, and that they are attracting mosquitos. She also stated that there was a recent sewer backup on Minot Avenue that should have been better addressed.

Mr. Tony Bolger, of Patrician Street, thanked Council for placing his street on the list of roads to be paved this year. He questioned if the entire road would be milled since there is a crown on the road. Engineer Young stated the entire road would be milled.

Mr. John Saunders, of the Kenwood Section, questioned who is responsible for repairing potholes on Route 13 near Haines Road continuing to the PA Turnpike. President Lewis stated that RT. 13 is a state highway, and that they would contact PennDOT to initiate repairs. He also mentioned there is a parking issue around Buchanan Elementary due to a newly installed fence. He questioned who is responsible for oversight of the crossing guards. Manager McCauley stated that the police

supervise the crossing guards. Mr. Saunders stated that the light at Mill Creek Road needs a turning signal to improve the traffic flow.

Mr. Ken Smith, of the Edgely Section, stated that the storm water inlets are not draining in his area and the water continues to cause damage to his residence. Manager McCauley stated that the storm water system is antiquated and not able to handle the flows. Engineer Young stated that the jetter truck was just fixed and would be operating again soon.

Mr. West Rexler, of West Bristol, stated that school buses are unloading children at an intersection causing safety and legal issues. Mr. Rexler stated there was a road rage and property damage incident in Croydon. He questioned how the police would address the matter. Mr. Rexler questioned why Council does not list property waivers at Council meetings. He stated that if a Council member speaks during the public comment section, then the resident should be given the opportunity to speak again. He stated that the sign-in period to speak during the public comment section should be extended.

Motion by Mr. Bowen and seconded by all of remaining Council to adjourn the meeting.

*Motion carried unanimously by a vote of 4-0.*

The meeting was adjourned at 9:18 pm.

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BRISTOL TOWNSHIP COUNCIL MEETING  
MAY 15, 2014

1. Approved the outstanding Voucher List and Requisitions for May 15, 2014.
2. Approved the Minutes from the Council meeting on April 17, 2014.
3. Approved a Resolution of Commendation for the FDR Middle School Service Learning Environmental Club on being Selected to Participate and Present at the 20<sup>th</sup> Annual Wheelabrator Symposium for Environment and Education in Sunrise, Florida.
4. Authorized the Submission of an Application for a PA Small Water and Sewer Grant.
5. Approved the appointment of attorney, Harvey Sernovitz, to represent Bristol Township Employees during a Grand Jury investigation and any proceedings arising from this investigation.
6. Approved Application of Paul Wallace, 713 Cedar Avenue, for Preliminary & Final Subdivision Plan Approval for Property Located at 940 Dixon Ave, Croydon, T.M.P. # 5-9-44 in an R-2 Residential District.
7. Approved the Application of Highlander Realty Management, LLC of Westmont NJ for Final Subdivision & Land Development Plan Approval for Property Located at Main & Cedar Avenues, Croydon, T.M.P. # 5-7-91 & # 5-8-26 in and R-4 Multi Family Residential District and in granting requested waivers, with construction of the sidewalks now and the fencing around the storm water basin.
8. Authorized the preparation of an Ordinance to eliminate parking at the park section of Vulcan Road.
9. Accepted the Low bid of Sewer Specialty Services Company in the amount of \$ 242,575.
10. Issued a Township permit authorizing the Joseph A. Schumacher Croydon VFW to hold an Annual Memorial Day Parade.
11. Adjourned meeting at 9:18 PM.

Respectfully submitted,

Tammy L. Hardy, Township Secretary