

**BRISTOL TOWNSHIP
2501 BATH ROAD
BRISTOL, PA 19007**

**DECEMBER 16, 2010
COUNCIL MEETING**

President Pluta called the meeting to order at 7:05 P.M.

Roll Call:	Councilman Tucker	Present
	Councilman Lewis	Present
	Councilwoman Tarlini	Present
	Vice President Davis	Present
	President Pluta	Present

EXECUTIVE REPORT:

Mayor Monahan wished everyone a Merry Christmas and a Happy Holiday to other Denominations.

Motion by Councilwoman Tarlini to approve the outstanding voucher list and requisitions for November 2010. Second by Vice President Davis.

Mr. Obert stated that the voucher list was not online.

Roll Call Vote:	Councilman Tucker	Yes
	Councilman Lewis	Yes
	Councilwoman Tarlini	Yes
	Vice President Davis	Yes
	President Pluta	Yes

Motion approved 5-0

Motion by Councilman Tucker to approve the minutes from the November 4, 2010 Council Meeting. Second by Vice President Davis.

Roll Call Vote:	Councilman Tucker	Yes
	Councilman Lewis	Yes
	Councilwoman Tarlini	Yes
	Vice President Davis	Yes
	President Pluta	Yes

Motion approved 5-0

**BRISTOL TOWNSHIP COUNCIL MEETING
DECEMBER 16, 2010 CONTINUED**

**Motion by Councilwoman Tarlini to approve the minutes from the November 15, 2010.
Second by Councilman Lewis.**

Roll Call Vote:	Councilman Tucker	Yes
	Councilman Lewis	Yes
	Councilwoman Tarlini	Yes
	Vice President Davis	Yes
	President Pluta	Yes

Motion approved 5-0

REPORT FROM MANAGING DIRECTOR:

Mr. Bartlett stated there were 3 bids received for the HVAC. The lowest bidder Peter Pirozzi was in the amount of \$74,920.00, but they were not a responsible bidder. The second lowest bidder was Air Control Technology the amount of the bid was \$150,206.00 and they meet all the requirements and the amount is within the amount from the Department of Energy Grant. Mr. Sacco reviewed the Energy Grant and there were no provisions. Mr. Lewis stated that the amount was double of the lowest bidder and feels the requirements of the bid should be changed. Mr. Bartlett stated the requirements are clearly spelled out in the bid specs. President Pluta stated that the amount of the bid does no effect the budget.

Mr. Turner questioned the apprenticeship on the qualifying bid list. Mr. Sacco stated that it is a State Run Program. Mr. Smith stated they must be certified through the Apprentice Program to be considered to be considered a responsible bidder.

Motion by Councilwoman Tarlini to remove the item of the qualifying bidder for the HVAC Project from the table. Second by Councilman Tucker

Roll Call Vote:	Councilman Tucker	Yes
	Councilman Lewis	Yes
	Councilwoman Tarlini	Yes
	Vice President Davis	Yes
	President Pluta	Yes

Motion approved 5-0

Motion by Councilwoman Tarlini to approve Air Control Technology in the amount of \$150,206.00 for the HVAC Project. Second by Councilman Tucker.

**BRISTOL TOWNSHIP COUNCIL MEETING
DECEMBER 16, 2010 CONTINUED**

Roll Call Vote:	Councilman Tucker	Yes
	Councilman Lewis	Yes (Reluctantly)
	Councilwoman Tarlini	Yes
	Vice President Davis	Yes
	President Pluta	Yes

Motion approved 5-0

Mr. Bartlett stated that the Auditorium is cool due to wiring problems. The work was complete two days before the contract date. The cameras and sound will be back in place in January. The Township will be closed December 23rd and 24th and again December 30th and 31st for the holiday.

SUBDIVISION/LAND DEVELOPMENT:

Aqua Pennsylvania Inc., 762 W. Lancaster Avenue, Bryn Mawr PA, requesting Preliminary and Final Land Development approval for property located at 7400 N. Radcliffe Street, Bristol (Tax Parcel #5-75-292) in order to construct additions to an existing water treatment facility in an M-2 Heavy Manufacturing zoned district of Bristol Township.

Denise Yarnoff, Attorney for Aqua stated that they will be upgrading the facility for efficiency not more water capacity. Mr. Jason Marie representing Aqua gave a presentation on the proposed work, an addition and two towers. Mr. Smith stated the project is pretty straight forward.

Motion by Vice President Davis to approve Preliminary and Final Land Development approval for property located at 7400 N. Radcliffe Street, Bristol (Tax Parcel 05-075-292) in order to construct additions to an existing water treatment facility in an M-2 Heavy Manufacturing zoned district of Bristol Township. Second by Councilman Lewis.

Roll Call Vote:	Councilman Tucker	Yes
	Councilman Lewis	Yes
	Councilwoman Tarlini	Yes
	Vice President Davis	Yes
	President Pluta	Yes

Motion approved 5-0

**BRISTOL TOWNSHIP COUNCIL MEETING
DECEMBER 16, 2010 CONTINUED**

COUNCIL ITEMS:

Mr. Sacco stated the Township has a Tank Ordinance that goes back to the eighties, it needs to be amended for DEP requirements.

Motion by Vice President Davis to approve Ordinance 2010-44 amending Chapter 160, Article III, "Holding Tanks" of the Code of the Township of Bristol; providing for securing of a permit thereof; providing for the inspection and maintenance of holding tanks; providing for the removal of tanks and providing for penalties for any violation thereof. Second by Councilman Lewis.

Mr. Obert questioned if this would affect existing tanks. Mr. Sacco stated it would have an impact on new development.

Roll Call Vote:	Councilman Tucker	Yes
	Councilman Lewis	Yes
	Councilwoman Tarlini	Yes
	Vice President Davis	Yes
	President Pluta	Yes

Motion approved 5-0

Mr. Bartlett stated the chapter of our Ordinance with the Pensions deals with 2 sections of the Pension, one is the Police and the other is Non Uniform. There are requirements in various contract agreements. The Sewer Contract has been in the PMRS plan written as the Authority employees. The Township dissolved the Authority, in order for them to continue to be in the PMRS in their contract an amendment is needed to state Township employees. The non-uniform department heads and the 32 BJ Union eligible to enroll. The benefits will remain the same, but the risk factor benefits the employee.

Motion by Councilwoman Tarlini to approve Ordinance 2010-45 amending Chapter 32, Article II, "Pensions" of the Code of the Township of Bristol. Second by Councilman Lewis.

Mr. Tucker questioned why is the Township doing this change now. Mr. Bartlett stated that this provision with the PMRS was in the Sewer Authority contract for years. They are listed as the Sewer Authority and they are now the Sewer Department, it is a technicality with the contract that the Sewer Authority does not exist.

**BRISTOL TOWNSHIP COUNCIL MEETING
DECEMBER 16, 2010 CONTINUED**

Roll Call Vote:	Councilman Tucker	Yes
	Councilman Lewis	Yes
	Councilwoman Tarlini	Yes
	Vice President Davis	Yes
	President Pluta	Yes

Motion approved 5-0

REPORT FROM PUBLIC WORKS DIRECTOR:

Mr. Lawson stated that the way the bid went out for Patch Management the Township gets 160 hours per month. In October the total hours billed was 125. In November Patch Management owed the Township 35 hours. They worked Saturdays and added an extra truck to make up the difference. Councilwoman Tarlini questioned why the Township count of potholes is 200 plus and Patch Management had 802 on the bills. Mr. Lawson stated that the Township will count 1 pothole if there are 4 small potholes together. The GPS on Patch Management's truck records all holes and will count it as 4. Councilwoman Tarlini requested the total count when the job is complete. Mr. Lawson stated Council will get the full report and the CD's from the GPS.

REPORT FROM CHIEF OF POLICE:

On December 6, 2010 a traffic counter was placed on Mill Drive until December 12, 2010. Mill Drive is a 2 way roadway with a 25 mile an hour speed limit. The findings were 6,695 vehicles traveled that portion on the roadway, an average of 956 vehicles daily. The highest number of vehicles for any one hour was 126. The speed for 85 percent of the vehicles was 32 mph. The average speed on the roadway was 22 mph. 55.3% of all vehicles traveled at or below 25 mph. 2,995 vehicles traveled above 25 mph and 1,748 of those vehicles traveled between 25 and 30 mph.

REPORT FROM DIRECTOR OF BUILDING, PLANNING & ZONING:

Mr. Kucher stated he met with business owners at St. Thomas Aquinas on Bristol Pike about the proposed Street Scaping Plan. There was a lot of input. One of the main issues is parking. He will be meeting with SEPTA about the proposed business parking. Mr. Kucher will have the minutes from the meeting available.

**BRISTOL TOWNSHIP COUNCIL MEETING
DECEMBER 16, 2010 CONTINUED**

REPORT FROM SOLICITOR:

Mr. Sacco has been working with the County to transfer numerous unused Township lots in Newportville, to be used for recreation purpose only. The County has obtained surrounding lots from property owners voluntarily. The County is proposing a trail/park system.

Motion by Councilman Lewis to approve Resolution 47-201 authorizing the transfer of 10 vacant lots in Newportville to the County. Second by Councilman Tucker.

Mr. Turner questioned how the properties were acquired. Mr. Sacco stated the county obtained the surrounding lots from the property owners. These lots will be deed restricted requiring that the land will only be used for public recreation.

Roll Call Vote:	Councilman Tucker	Yes
	Councilman Lewis	Yes
	Councilwoman Tarlini	Yes
	Vice President Davis	Yes
	President Pluta	Yes

Motion approved 5-0

Mr. Sacco stated he was pleased to announce that the Pennsylvania Commonwealth Court recently ruled in the Township's favor for the CVS Pharmacy at Oxford Valley Road and Queen Anne Drive the Township Council denied the request for Land Development and the developer appealed to the County Court and the court affirmed this decision. Mr. Sacco will update Council if the Court decision is further appealed.

OTHER:

Council wished everyone a Happy Holiday.

OPPORTUNITY FOR RESIDENTS TO ADDRESS COUNCIL:

Mr. Brian Surrick of Minot Avenue stated in October he contacted Mr. Lawson to clean the ditches and it is still not done. Mr. Lawson stated that they were cleaned up twice and it got washed back when the river backed up.

Mr. Obert of Farmbrook stated that Patch Management is doing a good job but residents have complained that the gravel left over should be cleaned up. The sweeper comes out and

**BRISTOL TOWNSHIP COUNCIL MEETING
DECEMBER 16, 2010 CONTINUED**

just pushes it around. It was stated that in October and November Patch Management had 35 hours to catch up on overtime and that is a cost to the Township that is not in the budget. President Pluta stated that the contract is for certain amount of hours and they had to catch up on the hours not overtime on Saturdays. The Township does not work the overtime to follow. Mr. Obert stated that the building closures should be on the web and on the TV. Mr. Sacco if the CVS he was speaking about was the one by the YMCA. Mr. Sacco stated yes.

Mr. Turner questioned when Mrs. Davis was going to resign. President Pluta stated he could not answer that question. Mr. Turner questioned if the resignation must be in writing. Mr. Sacco stated it will be in writing. Mr. Turner questioned the criteria to have the roads salted for the ice. Mr. Lawson stated it is decided by the road conditions. Mr. Turner stated that there will be a public meeting on December 23rd and the building will be closed, he questioned if the meeting will still take place. President Pluta stated it will. Mr. Turner questioned how something is placed on the Township's cable access channel. President Pluta to contact Council and it will be given to the Manager. Mr. Turner questioned Vice President Davis when she planned to resign her seat on Council. Vice President Davis stated that she had a change heart to resign now because the Budget has been an issue.

President Pluta stated there will be a special meeting for Interviews for the vacant Council seat on Monday December 20, 2010 at 6:00 P.M, follow the meeting there will be an Executive Session.

Motion by Vice President Davis to adjourn the meeting at 8:23 P.M. Second by Councilman Tucker.

Roll Call Vote:	Councilman Tucker	Yes
	Councilman Lewis	Yes
	Councilwoman Tarlini	Yes
	Vice President Davis	Yes
	President Pluta	Yes

Motion approved 5-0

BRISTOL TOWNSHIP COUNCIL MEETING

DECEMBER 16, 2010 CONTINUED

- 1. Motion to approve the outstanding voucher list and requisitions for November 2010.**
- 2. Motion to approve the minutes from the November 4, 2010 Council Meeting.**
- 3. Motion to approve the minutes from the November 15, 2010 Council Meeting.**
- 4. Motion to remove the item of the qualifying bidder for the HVAC Project from the table.**
- 5. Motion to approve Air Control Technology in the amount of \$150,206.00 for the HVAC Project.**
- 6. Motion to approve Preliminary and Final Land Development approval for property located at 7400 N. Radcliffe Street Tax Parcel 05-075-292 in order to construct additions to an existing water treatment facility in an M-2 Heavy Manufacturing zoned district of Bristol Township.**
- 7. Motion to approve Ordinance 2010-44 amending Chapter 160, Article III, Holding Tanks of the Code of the Township of Bristol; providing for securing of a permit thereof; providing for the inspection and maintenance of holding tanks; providing for the removal of tanks and providing for penalties for any violation of thereof.**
- 8. Motion to approve Ordinance 201-45 amending Chapter 32, Article II "Pensions" of the Code of the Township of Bristol.**
- 9. Motion to authorize the Solicitor to prepare a resolution to transfer lots in Newportville to the County at fair market value.**
- 10. Motion to adjourn the meeting at 8:23 P.M.**

**Respectfully submitted by
Betsey Kelly-Kryven
Secretary**