

BRISTOL TOWNSHIP

2501 BATH ROAD
BRISTOL, PA 19007

February 18, 2016

COUNCIL MEETING

President Bowen called the meeting to order at 7:10 PM.

President Bowen announced that Item 10C under New Business would be moved to Ordinances and Resolutions as Item 7A-1.

Roll Call:	President Bowen	Present
	Mr. Allen	Present
	Mr. Antonello	Present
	Mr. Glasson	Present
	Vice President Longhitano	Present
	Mr. Monahan	Present
	Mrs. Murphy	Present

Council President Bowen announced that the monthly reports are available for review in the Township Manager's Office and public comment on land development and official items will be taken during the meeting. In addition, residents may offer general comments at the end of the meeting.

Council President Bowen stated matters of personnel and litigation items were discussed in executive session prior to the meeting.

VOUCHER LIST & MINUTES

- A. Call for a motion to approve the outstanding Voucher List and Requisitions for February 18, 2016.

Motion by Mrs. Murphy and seconded by Mr. Glasson to approve the outstanding voucher list and requisitions for February 18, 2016.

Motion carried unanimously by a vote of 7 – 0.

- B. Call for a motion to approve minutes from the Council Meeting on January 21, 2016.

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Ms. Longhitano requested an amendment to the January 21 minutes under the Report from Township Solicitor to reflect her response to Mr. Glasson as:

Ms. Longhitano questioned whether if it was a conflict that Council expected Mr. Allen and Mr. Antonello to vote on a matter during the Reorganization Meeting without having any information in front of them.

Motion by Ms. Longhitano and seconded by Mr. Allen to approve the minutes from the Council Meeting on January 21, 2016 as amended.

Motion carried unanimously by a vote of 7 – 0.

COMMENDATIONS, PRESENTATIONS and REPORTS

A. Presentation of Certificates of Commendations for exemplary recycling efforts.

Deputy Township Manager, Scott Swichar, congratulated the residents of Bristol Township for increasing recycling totals for the second straight year.

Mr. Swichar stated that as part of the “Get Caught Recycling Campaign” the Township’s Environmental Officer inspects resident’s trash and recycling containers to make sure they are recycling. He stated that the Township randomly picks two residents who are committed to recycling at home and awards them with \$50 gift cards at the monthly Council meeting.

Mr. Swichar thanked TD Bank for their sponsorship of Bristol Township’s “Get Caught Recycling Campaign.” Swichar thanked township residents for their recycling efforts, and then presented the Lawrence family of Bristol and the Breitag family of Croydon each with a \$50 gift card from TD Bank.

B. Presentation on Storm Water Management Program from Township Engineer.

Kurt Schroeder, Township Engineer, presented an update on the Township’s Storm Water Management Program. This program is the result of federal storm water regulations developed by the U.S Environment Protection Agency under the Clean Water Act, also referred to as the Phase II NPDES Storm Water regulation.

This federal regulation required Pennsylvania Department of Environmental Protection (PADEP) to develop a program that meets the federal requirements. As a result, the department developed a permit program with the goal of reducing the pollutants associated with storm water runoff.

The Township is required to implement a storm water management program, track the progress of the program and report the program’s progress to DEP and the community. One of the required measures is to conduct a public meeting to discuss the efforts of the Township, which includes

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educating the public. Mr. Schroeder stated there are several types of storm water pollutants that residents should be aware of. These pollutants include lawn chemicals, yard waste, pet waste, car washing, sediment, litter, oil and septic system pollution.

Residents can visit Bristol Township's website under Services-Storm Water Management for more information.

ORDINANCES AND RESOLUTIONS

- A. A Resolution of Commendation for Pete Hollenczer Upon his Retirement after 26 Years of Dedicated Service to the Bristol Township Police Department: Consideration to Adopt.

Township Manager McCauley read the Resolution of Commendation into the record.

Mr. Glasson stated that most residents know Mr. Hollenczer as "Paddy Wagon Pete" and that he has known him for over 50 years. Pete was a volunteer fireman for 25 years at Levittown II, an accomplished musician and an excellent father. Mr. Glasson thanked Council for allowing him to present the commendation and thanked Mr. Hollenczer for his efforts.

- A-1. New Falls Road Sidewalk Project: Consideration to take Appropriate Action.

Mr. McCauley stated that Council is in receipt of the Highway Safety Improvement Program Project approval from PennDOT. PennDOT is looking for a letter of support from Middletown and Bristol Township before they proceed with the \$1.8 million project.

Motion by Mr. Antonello and seconded by Vice President Longhitano to send a letter of support for the \$1.8 million project.

Vice President Longhitano congratulated Sharon Rearick.

Motion carried unanimously by a vote of 7 – 0.

President Bowen congratulated Mrs. Rearick and stated that it is amazing what she was able to accomplish.

Ms. Rearick thanked Council and all of the supporters. She stated that if one person is saved from the installation of sidewalks, then it was worth the effort.

- B. A Resolution Authorizing the Sale of Surplus Township Real Estate: Consideration to Approve

Mr. McCauley requested that Council consider authorizing the sale of the Sunbury Farm Property located at 2800 Newportville Road which was previously used as the Head Start Center. The property is in remote location and will continue to depreciate unless appropriate action is taken.

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Last month, Council approved an application for a Bucks County Open Space Grant to acquire the former Miller Trailer Park in Croydon. The grant requires the Township to provide a match of \$150,000 dollars and the sale of this property will go toward the Township's match.

Mr. Antonello questioned if the administration acquired an appraisal on the property. Mr. McCauley stated that the property had been appraised.

Motion by Mr. Monahan and seconded by Mr. Antonello to approve a Resolution authorizing the sale of surplus township real estate.

Motion carried unanimously by a vote of 7 – 0.

- C. A Resolution Authorizing the Use of dotGrants On-Line Reporting System to File the Required Liquid Fuels Forms: Consideration to Adopt.

Mr. McCauley stated that the Township receives over \$1 million a year in Liquid Fuels Funds also known as the gas tax, and that PennDOT is requiring that the Township file its reports using an on-line program. The Resolution authorizes the Township to file the reports on-line.

Motion by Mrs. Murphy and seconded by Mr. Antonello to Approve a Resolution Authorizing the Use of dotGrants On-Line Reporting System to File the Required Liquid Fuels Forms.

Motion carried unanimously by a vote of 7 – 0.

- D. A Resolution Declaring the Invalidity of Portions of the Township Zoning Ordinance and Authorizing Amendments Thereto in Order to Create a Specific Use for Group Homes and Designating Regulations in Regard Thereto: Consideration to Take Appropriate Action.

Township Solicitor Flager, stated that this Resolution is the first step needed in order to declare the Township's zoning ordinance deficient and to make the necessary changes. Upon approval, the Resolution will go before the County and the Planning Commissions for comments. Once completed, an Ordinance will be prepared and advertised twice and then placed before Council for consideration.

Vice President Longhitano thanked the Solicitors for their excellent work.

Motion by Vice President Longhitano and seconded by Mr. Antonello approving a Resolution declaring the invalidity of portions of the Township zoning ordinance and authorizing amendments thereto in order to create a specific use for group homes and designating regulations in regard thereto.

Motion carried unanimously by a vote of 7 – 0.

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REPORT FROM TOWNSHIP MANAGER

Mr. McCauley stated a request has been made to FEMA to participate in an on-site meeting regarding the new Floodplain maps that are being implemented. Mr. Scott is in the process of scheduling a meeting date and will inform Council of the meeting date.

Mr. McCauley stated that he submitted the Moody's Investor Service Annual Comment on Bristol Township to Council. According to the report, Bristol Township has a high quality credit position, and its Aa3 rating matches the median rating of Aa3 for US cities. The Township has a very healthy financial position which is favorable when compared with the assigned rating of Aa3. Overall Bristol Township has light debt and pension burdens, which is consistent with its Aa3 rating. The Township has a healthy economy and tax base, which are in line with Aa3 rating assigned. Surplus operating margins typically exhibit strong financial management. Bristol Township also ran surpluses from 2011 through 2014, and the tax base grew moderately. Mr. McCauley stated that Council's efforts have resulted in moderate growth in the tax base.

Further Mr. McCauley pointed out that in 2010 the Township issued debt and the bond rating was A2 and since that time we have improved our credit worthiness to Aa3. The Bristol Township School District, which shares the same tax base, has gone in the other direction from an Aa3 to an A3.

REPORT FROM TOWNSHIP SOLICITOR

Mr. Flager commended Council for their support concerning the Bucks County Grand Jury investigation. Last year, a Grand Jury Report was issued as a result of the Township Manager's investigation of the police department actions involving an off-duty sergeant who had been drinking. The report that was released to the public was very critical of the manager. Mr. Flager thanked the Council for allowing him to put together the legal team of Harvey Sernovitz and Peter Vaira.

The first victory came when Judge Bateman allowed the Township Manager to file a response to the grand jury's report and this may be the first time a response was allowed in the state.

The response detailed the many egregious actions of the District Attorney including not telling the jurors of contradictory sworn statements from police witnesses as well as failing to properly instruct the jurors on the law.

In another unprecedented ruling, Judge Bateman dismissed the Grand Jury report and held that it has no legal force or effect and cannot be used in any legal proceeding, as though the report never existed.

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Mr. Flager thanked Council for standing behind the Township Manager and thanked Judge Bateman for his courageous ruling and the legal team of Harvey Sernovitz and Peter Vaira.

NEW BUSINESS

- A. Application of George Weishoff, Anipad Management LLC, Hainesport NJ, for Preliminary & Final Land Development approval for property located at the intersection of Frost & Ford Roads, Bristol (Tax Parcel #5-19-78-11) (Med-Flex) to construct a medical waste treatment and transfer facility in a P-I Planned Industrial zoned district of Bristol Township: Consideration to Take Appropriate

Edward Murphy, on behalf of George Weishoff, presented to Council his applicant's proposal for construction of a 12,900 square foot building to operate a medical waste treatment and transfer facility.

The applicant has no issue with the prepared Resolution and the conditions set forth.

President Bowen commented that the site is slightly larger than three acres and it appears that wetlands are being disturbed.

Mr. Mark Havers engineer for Pickering, Corts and Summerson explained that the disturbed wetlands have been supplemented and approved by the DEP.

President Bowen asked that the operations of the proposed facility be explained to Council and township residents.

George Weishoff, owner of Med-Flex and Anipad Management, explained that his company has been in operation for 17 years without any violations or incidents. The medical waste is picked up from medical facilities and will be transferred in tractor trailers to the facility where it will be steam sterilized through a closed loop system and there will be no emissions.

Mr. Antonello and Mrs. Murphy inquired about the security of the facility.

The facility is surrounded by a fence and the tractor trailers back into the entrance that is accessible only through the building.

Mr. Antonello asked if Anipad was moving their operation to Bristol Township.

Mr. Weishoff confirmed that the business is relocating to the Township and they anticipate having twenty employees on site.

Ms. Longhitano inquired about the free needle and medication drop off she had read about previously.

Mr. Weishoff confirmed that there will be a free monthly needle and medication drop off for

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residents at their facility.

Ms. Longhitano questioned if trees would be replaced.

Mr. Havers stated there are landscape buffers and street trees around the property.

Mr. Flager asked Mr. Murphy if they were prepared to agree and sign the Resolution.

Mr. Murphy confirmed that they were in agreement with the Resolution.

Ms. Shayna Gugler, of Jonquil Lane, questioned whether there were any prior attempts to steal medical waste from the trailers.

Mr. Weishoff stated that no one has ever attempted to break into their trailers.

Mike Nye, of Indian Creek, questioned whether they would disturb trees on the property and whether street trees would be planted or larger trees that would soak up rainwater. Mark Havers stated that in lieu of the removed trees there will be landscaping along the property as well as a rain garden starting at the top of the property. He stated that both types of trees would be planted.

Mr. Allen asked if the plants to be installed would be native to the land. Mr. Havers confirmed that native plants would be planted

Ms. Longhitano questioned if there are fire hazards at the site.

Mr. Weishoff stated that the building is steel frame and they will not be storing flammable materials.

Motion by Mrs. Murphy and seconded by Mr. Glasson to Approve Application of George Weishoff, Anipad Management LLC, Hainesport NJ, for Preliminary & Final Land Development approval for property located at the intersection of Frost & Ford Roads, Bristol (Tax Parcel #5-19-78-11) (Med-Flex) to construct a medical waste treatment and transfer facility in a P-I Planned Industrial zoned district of Bristol Township.

Motion carried unanimously by a vote of 7 – 0.

President Bowen asked Mr. Weishoff to consider hiring Bristol Township's tradesmen and contractors to construct the site

Ms. Longhitano stated she hopes they will consider hiring Township residents.

- B. Request from Deon Square Shopping Center dated February 10, 2016 for an Escrow Release for the Site Improvements at 500 S. Oxford Valley Road: Consideration to take Appropriate Action.

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Mr. Schroeder recommended a first escrow release for the Deon Square Shopping Center redevelopment in the amount of \$196,415.55 for work that was satisfactorily completed.

Motion by Mr. Glasson and seconded by Mr. Monahan for escrow release in the amount of \$196,415.55 for Deon Square Shopping Center.

Motion carried unanimously by a vote of 7 – 0.

OTHER BUSINESS

President Bowen asked Mr. Nye if the EAC had any upcoming events to announce.

OPPORTUNITY FOR RESIDENTS TO ADDRESS COUNCIL

Mary DeSavantas, of Dunmore Corporation, requested a traffic study be conducted at the intersection of Route 413 and Wharton Road.

Mr. McCauley stated that he will instruct the Public Safety Director to conduct a traffic study at this intersection.

Ken Smith, of Edgely, requested that the Manager contact PECO to replace the final section of the gas main on Edgely Avenue before the road is paved. Aqua has done their part and it would avoid leaks and the new road being disturbed.

Mike Labacchian, of Kenwood, inquired if the speed limit could be reduced on Route 13 and Levittown Parkway. He also questioned whether more police action could be taken regarding drugs in township bars.

President Bowen stated that the police have shut down bars in the past due to drugs. He encouraged residents to report drug issues to police.

Ms. Longhitano encouraged residents to report drug issues to Council members as well.

Barbara Bill, Elford Road, inquired about the streetlight outage at the intersection of Elford Road and Platte and questioned what is being done to get it fixed.

Mr. McCauley stated that the issue is an electrical problem and that the outage has been reported to PECO.

Ms. Bill also stated that the phone number listed to report a streetlight outage on the Township's website is not the correct phone number

West Rexler, of Western Ave, questioned why Council skipped over the vacancy to the board

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agenda item. He also questioned why the police department does not recognize problems that exist at the intersection of Wharton Road and Route 413. He stated that Mr. Antonello had not received enough information needed to vote and that this had been a problem in the past He also questioned the bid process.

Mr. Allen stated that Lower Bucks Hospital will hold the dedication of their new auditorium on February 24, 2016 at 5:30pm.

Motion by President Bowen and seconded by the entire Council to adjourn the meeting. Motion carried unanimously.

The meeting was adjourned at 8:30 pm.

Respectfully submitted,

Kate Murphy
Township Secretary

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RECAP OF FEBRUARY 18, 2016 TOWNSHIP COUNCIL MEETING

1. Approved the outstanding Voucher List and Requisitions from February 18, 2016.
2. Approved the January 21, 2016 Council Meetings Minutes.
3. Presented Monthly Awards for Exemplary Recycling Performance.
4. Approved a Resolution of Commendation for Pete Hollenczer Upon his Retirement after 28 Years of Dedicated Service to the Bristol Township Police Department.
5. Approved a Letter of Support for PennDot for the Highway Safety Improvement Program Project and Sidewalk Maintenance Agreement for New Falls Road.
6. Approved a Resolution Authorizing the Sale of Surplus Township Real Estate.
7. Approved a Resolution Authorizing the Use of dotGrants On-line Reporting System to File the Required Liquid Fuels Forms.
8. Approved a Resolution Declaring the Invalidity of Portions of the Township Zoning Ordinance and Authorizing Amendments Thereto in Order to Create a Specific Use for Group Homes and Designating Regulations in Regard Thereto.
9. Approved an Application of George Weishoff, Anipad Management LLC, Hainesport NJ, for Preliminary & Final Land Development for property located at the intersection of Frost & Ford Roads, Bristol Tax # 5-19-78-11, Med-Flex, to construct a medical waste treatment and transfer facility in a P-I Planned Industrial zoned district of Bristol Township.
10. Approved the Request from Deon Square Shopping Center Redevelopment dated February 10, 2016 for an Escrow Release in the amount of \$196,415.55.