

WARWICK TOWNSHIP
Board of Supervisors' Public Meeting Minutes
SEPTEMBER 15, 2008

Members Present: Judith A. Algeo, Esq., Chair
Edward P. Thompson, Vice Chairman
John Cox, Member

Others Present: Gail Weniger, Township Manager
Dave Connell, Township Engineer
Mary Eberle, Township Solicitor
Tom Scott, Assistant Manager
Linda Grant, Recording Secretary

■ **CALL TO ORDER:**

The Warwick Township Board of Supervisors' September 19, 2008 public meeting, held at Warwick Township Administration Office, 1733 Township Greene, Jamison, PA., was called to order at 7:03 p.m., Chair, Judith Algeo who then led attendees in the pledge of allegiance.

■ **APPROVAL OF MINUTES:**

⇒ September 2, 2008 (exhibit)

**Motion by Mr. Thompson to approve the Board of Supervisors' public meeting minutes for September 2, 2008, as submitted.
Second to motion by Mr. Cox.**

Chair Algeo invited comment or discussion. There being none, the vote was called.

Motion passed.

■ **EXECUTIVE SESSION:**

Chair Algeo reported that the Board of Supervisors' had met in executive session prior to this evening's meeting to discuss matters of open space and matters of litigation.

■ **ANNOUNCEMENTS:**

Ms. Weniger reminded that Warwick Weekend is September 26, 27 and 28.

Ms. Weniger also announced that the County is looking for volunteers for October 18 to do their mass influenza vaccines.

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Ms. Algeo said that Warwick Weekend is going to be a lot of fun with a free movie, fireworks, Warwick Day and on Sunday, there will be a tour of all the Treasures of Warwick, thanks to many sponsors, including support from Tommy Tomlinson and Bernie O'Neill.

■ **CITIZENS COMMENTS:** There were no citizen comments.

➤ **MANAGER REPORT:**

⇒ Redeemer Lutheran Church 50th Anniversary Proclamation (exhibit)

John Cox, Supervisor, read the 50th Anniversary Proclamation for Holy Redeemer Lutheran Church.

WHEREAS, the Board of Supervisors would like to recognize that Redeemer Lutheran Church has been a part of the Warwick Community since October 5, 1958; and

WHEREAS, the Township would also like to acknowledge Redeemer Lutheran Church as it celebrates its history from its beginnings in the Hartsville Fire House on Old York Road, to the church as it is today, resulting from faith and hard work.

THEREFORE, the Warwick Township Board of Supervisors express congratulations for Redeemer Lutheran Church as it celebrates its 50th anniversary and proclaims that Redeemer Lutheran Church is recognized as a valuable asset in Warwick Township.

The proclamation was presented to Pastor Susan Montgomery.

⇒ Hire Probationary Police Officer – Barry J. Szamboti (exhibit)

Chief Costello is requesting approval from the Board of Supervisors to hire a probationary police officer, Barry Szamboti. Mr. Szamboti did exceptionally well and had no difficulty in meeting standards for entry level police officer. Barry is 26, a resident of Lower Southampton, graduated from Neshaminy High School, attended Bucks County Community College and has successfully completed all requirements of the Pennsylvania Municipal Police officers training program. He has received his diploma from the Montgomery County Municipal Police Academy.

**Motion by Mr. Thompson to approve the hiring of Barry J. Szamboti to the position of Warwick Township Probationary Police Officer.
Second to motion by Mr. Cox.**

Chair Algeo invited comment or discussion. There being none, the vote was called.

Motion passed unanimously.

The Honorable Judge Schnell was present to administer the oath of office to Probationary Officer Szamboti.

⇒ Road Improvements for 2009 Presentation / Discussion (exhibit)

Ms. Weniger introduced the new road master Lorenzo Cuoci and explained that Mr. Cuoci has an amended roadway plan for the board to consider for 2009, which differs from the original

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five year plan. Ms. Weniger notes limitations to the budget will dictate the work that will actually be done. Mr. Cuoci addressed the Board and presented the following plan, noting that these are in order of priority.

- Sycamore Drive is in dire need of repair and is suggesting a two inch mill for this heavily traveled road.

- Stout Drive, suggesting about 600' of curb replacement and select base repair within the circle of Stout Drive. We can prepare this road over the next two years for an overlay in year three.

- Watson Road is in need of some drainage swales that could be done by the public works department to ensure the road drains properly.

- Middle Meetinghouse at York Road is in need of base repair and some overlay work to stabilize that road.

- Creek Road, crown installation and leveling and then oil and chip to add to its roadway life.

Mr. Thompson spoke about Stout Drive and holding off, waiting for the water and sewer station to go in. Mr. Cuoci said Sycamore is in failure now and suggested we could possibly do a micro mill to overlay it temporarily. John Cox voiced concern about paving only to have water and sewer dig it up. Ms. Weniger said she will check on this with Mike Sullivan of Water and Sewer at the meeting tomorrow. John Cox said he has had conversation with the engineer who is working the project with Mr. Dudlik and there may be an issue that it can not be done because the depth is too great. Ms. Weniger notes that she had a conversation with Mr. Dudlik which confirms that the project involving Sycamore is not going to happen, but she will double check with Mr. Sullivan. Mr. Cox asked about East Rockspray in the area of Dogwood. Mr. Cuoci said we looked at East Rockspray between South Daisey and Meetinghouse, and marked out an area. The base is intact, it appears to be surface that was not bound correctly. We are seeking estimates now. Ms. Weniger noted that this will be done in 2008, along with some work on Meetinghouse and York Road. These will be two separate projects done after we get the appropriate quotes.

⇒ PennDOT Update (exhibit)

1. Signal application at Route 263 and Deer Run – Ms. Weniger reported PennDOT should be doing counts this week and noted that she has notified all parties involved.
2. Walgreen's – Ms. Weniger reported that the contractors will begin work on Wednesday.
2. Pedestrian Bridge – Ms. Weniger heard from PennDOT about the turn back from the pedestrian bridge. Ms. Weniger said we need to meet on-site with them to clarify what our obligation is. Ms. Weniger is awaiting a return call.
3. Route 263 project has not started final planning yet. They do understand and agree that the new storm water management guidelines are for road construction and do not apply to the existing roadway being rehabilitated. The PADOT representative report there more stringent requirements for the new roadway constructed, such as the widened areas. Ms. Weniger informed PennDOT that the Board wants to see the final plan as soon as possible.

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Mr. Cox asked, if we take possession of that, are we insured if that bridge washes away or become precarious. Mr. Thompson believes the bridge is sturdy.

Mr. Thompson asked about the meeting regarding ACT 106 and if anyone has ever gotten back to the people. Ms. Algeo believes they need to talk with the people at 1054 Bristol Road and 1000 Bristol. Ms. Algeo asked Ms. Weniger to call and ask.

⇒ Fee-in-lieu-of Resolution Discussion (exhibit)

Ms. Weniger said that she and Mary Eberle, Township Solicitor, have tried to draft a resolution regarding fee-in-lieu-of requests for roadway improvements. Ms. Weniger is asking for direction from the Board is this is what they had in mind.

Ms. Eberle said she took one from another Township and it has been tailored with Warwick in mind, and is now a place to start discussion.

During discussion Mr. Thompson spoke about the road and trail improvements, and asks why we would use trail improvement money and use it for highway improvements. Mr. Thompson believes there should be specific, separate funds spelled out. Mr. Cox commented about the 75% of current costs and does not see why we should sacrifice 25% of public improvements and suggests 100% or to be assessed by the Board of Supervisors.

Ms. Eberle said if you tell an applicant that they have to pay 100% of the improvements, they may just as well put the improvements in. Dave Connell, Township Engineer, said there is no benefit to a developer if he is going to spend \$10,000 for sidewalk or roadway or give the Township \$10,000, the developer may just as well put the sidewalk or roadway in because it may be appealing to a potential buyer. Mr. Thompson agrees with Mr. Connell. Mr. Cox agrees with 75%.

⇒ Resolution N^o 2008-24 Uniformed Employee's Pension Plan (exhibit)

⇒ Resolution N^o 2008-25 Non-Uniformed Employee's Pension Plan (exhibit)

Ms. Weniger noted these resolutions for the 2009 pension plans and explained that the MMO (minimum municipal obligation) for the Uniformed Employees' pension plan, Resolution N^o 2008-24, for 2009 is estimated to be \$305,655 for next year and you are required to adopt these by resolution.

Ms. Weniger also noted that the Non-Uniformed Employee's pension plan, Resolution N^o 2008-25, the MMO is \$156,119.

**Motion by Mr. Thompson to approve Resolution N^o 2008-24 Uniformed Employee's Pension Plan in the amount of \$305,655; and Resolution N^o 2008-25 Non-Uniformed Employee's Pension Plan in the amount of \$156,119.
Second to motion by Mr. Cox.**

Chair Algeo invited comment or discussion. There being none, the vote was called.

Motion passed unanimously.

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⇒ Bill Payments – September 15, 2008 (exhibit)

General Fund	
Check N ^o : 15671 - 15727	\$ 111,447.81
Park & Recreation	
Check N ^o : 4672 through 4707	\$ 29,518.27
Capital Projects Fund	
Check N ^o : 1079 - 1087	\$ 57,053.62
Total -	<u>\$ 198,019.70</u>

Motion by Mr. Thompson to approve Bill Payments for September 15, 2008, subject to audit.

Second to motion by Mr. Cox.

Chair Algeo invited comment or discussion. There being none, the vote was called.

Motion passed unanimously.

⇒ Financial / Treasurer's Report – July 2008 (exhibit)

General Fund	\$ 4,438,589
Firehouse and Equipment	1,095,707
Road Machinery Fund	224,808
General Obligation / Sinking Fund	964,905
Open Space Fund	122,262
Capital Projects Fund	1,328,783
Highway Aid Fund	190,223
Parks and Recreation	638,899
Capital Reserve	<u>639,006</u>
Total	<u>\$ 9,643,182</u>

Motion by Mr. Thompson to accept the Treasurer's Report for August 2008, as prepared by Rose Christie, Finance Director and subject to audit.

Second to motion by Mr. Cox.

Chair Algeo invited comment or discussion. There being none, the vote was called.

Motion passed unanimously.

■ **ASSISTANT MANAGER:**

⇒ Presentation / Discussion by T Mobile for proposed Stout Drive Site

Nicholas Cuce, attorney for applicant, reported that notices were sent to individuals within a 300' radius and they will submit the list that the notices were sent to. Mr. Cuce described the proposed telecommunications pole at 1811 Stout Drive, on a concrete pad with proposed landscaping around the facility. This facility will be an 18' x 30' fenced area. the pole is 87' in height.

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During discussion Mr. Thompson clarified access to the site. Mr. Cox clarified that another business on the site allows applicant to access the site. Ms. Eberle commented that this application is in violation because of two uses. Applicant notes the issue did not come up during review with Mr. Scott. Applicant will review further with the zoning officer, and if it is an issue we will present to the Zoning Hearing Board.

Mary Eberle, Township Solicitor, said it would be appropriate for the Board to proceed tonight, under the assumption that applicant would have to request a variance from that provision of the zoning ordinance and make a decision based upon a possible amended application as well as the one in front of the Board.

A resident asked why it is so close to the road and is it possible to push behind the building. Applicant said there is a drainage ditch and an easement. Ms. Algeo would like it to look less like a tower. Photos were distributed showing how pole will blend into area.

Ms. Algeo would like to see the fake tree before the Zoning Hearing Board on October 7, noting that the Board of Supervisors will meet on October 6. Ms. Algeo suggests taller trees to conceal more of the bottom of the pole/tower.

A resident asked if there were any health risks. Applicant stated there is not.

■ **SOLICITOR REPORT:** No report this evening.

■ **ENGINEER REPORT:**

⇒ Warwick Business Campus – Lot 9, Escrow Release N^o 1

Dave Connell, Township Engineer, presented Warwick Business Campus – Lot 9, Escrow Release N^o 1 for approval.

**Motion by Mr. Thompson to approve Warwick Business Campus – Lot 9, Escrow Release N^o 1, in the amount of \$140, 613.50 (leaving a balance of \$37,825.48), as presented by the Township Engineer.
Second to motion by Mr. Cox.**

Chair Algeo invited comment or discussion. There being none, the vote was called.

Motion passed unanimously.

■ **OLD BUSINESS:**

➤ Mr. Thompson asked if we still get the 50 acre park no matter what happens with Heritage Creek golf course. Ms. Eberle said yes, she has read through the stipulation.

➤ Mr. Thompson asked about the LED streets lights in Warminster. Ms. Weniger notes we are collecting information. Ms. Weniger also noted the cost is high for replacement and we would explore the option to replace with LED as needed. She also notes that this is a multi-municipal project and is in the fact gathering stages.

➤ Mr. Thompson spoke about the traffic danger in front of St. Cyril's regarding the line striping.

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■ **NEW BUSINESS:** There was no new business this evening.

■ **PUBLIC COMMENT:**

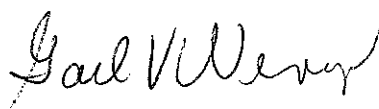
John Gamble, resident, asked if left turn lanes at York and School will be part of the Route 263 project.

Ms. Algeo said there is no final plan for the Route 263 project yet.

■ **ADJOURNMENT:**

The September 15, 2008, Warwick Township Board of Supervisors' Reorganization meeting was adjourned at 8:17 p.m.

Respectfully submitted,



Gail V. Weniger,
Township Manager/Secretary

These minutes were approved at the
Board of Supervisors' meeting held: **October 6, 2008**

