

**TOWNSHIP OF FALLS
BOARD OF SUPERVISORS MEETING**

ROLL CALL:

ROBERT HARVIE, JR., CHAIRMAN	PRESENT
JEFFRY DENCE, VICE-CHAIRMAN	PRESENT
JEFFREY ROCCO, SECRETARY-TREASURER	PRESENT
BRIAN GALLOWAY, SUPERVISOR	PRESENT
JEFF BORASKI, SUPERVISOR	PRESENT

The meeting commenced at 7:10 p.m. with roll call and salute to the flag. All Board members were present. Also present were Township Manager Peter Gray, Township Solicitor Michael Clarke, Township Solicitor Lauren Gallagher, and Township Engineer James Sullivan.

GRADUATION CEREMONY FOR THE CITIZENS FIRE ACADEMY

Richard Dippolito, Falls Township Fire Marshal, states that they have just completed their second Citizens Fire Academy, which was well received by those attending. Five sessions ran from the beginning of April through June. Topics consisted of learning the requirements to become a firefighter in the State of Pennsylvania, live fire extinguisher training, first aid, CPR and AED training, and demonstration of the various mercy services equipment that is available to Falls Township. On the final night, a fire inspection of a local restaurant / hotel was conducted. Plaques were distributed to the graduates, some of which were present at the meeting. Fire Inspectors Edward Pullen and Michael Margerum were recognized and thanked for teaching the academy class. Mr. Dippolito says there will be another Citizens Fire Academy in the spring.

**ITEM # 1 PUBLIC COMMENT – FIVE MINUTE LIMIT PER PERSON
FORTY-FIVE MINUTE MAXIMUM**

Roland Kenney states that he's asked for this before and was turned down. We need an EIT [Earned Income Tax]. The EIT tax can help residents over 55 and wants the Board to reconsider implementing an EIT.

Thomas Day states he is interested in setting up fishing on certain days at the lake that Koretsky is filling on Penn Valley Road off of Rte. 13. There are a lot of different types of fish in there (walleye, pike, muskey). Last year in the Courier Times, there was a picture taken at the Township lake of a fisherman trying to beat the 2014 record of walleye caught in a County lake (which was 90 walleye). Koretsky's lake used to run from Tyburn Road to Penn Valley -- what's going to happen to all these fish. Chairman Harvie states that it is private property, but we can certainly ask him if he's interested in allowing people to come onto his property to fish. Mr. Day says we can have people sign a release. Member Dence

Board of Supervisors – June 20, 2016

states that perhaps you could work out specific times similar to the fishing club at the Township park who organizes night fishing on certain days. Mr. Day states that's why I came before the Supervisors. Chairman Harvie asks Manager Gray to reach out to Mr. Koretsky, recognizing that we cannot make Mr. Koretsky comply.

On a different matter, Mr. Day also states that years ago he had a petition for Andover Road and Oxford Valley Road for a red light. A survey was conducted when there was no traffic, so the red light was not approved. Last year I asked if we could get a speed trap set up there. There is a sign up informing the driver of the speed of the vehicle as it goes passed, but nothing else has been done. If a speed trap could be set up at Andover and Bedford Roads, you can pull them over at the bottom of the hill. Those cars come down there 60 / 70 mph. Why can't it be done? Member Dence states that the second Monday of each month at 6:30 p.m., there is a Neighborhood Traffic Advisory Council – you should come and address them with that concern. Everybody that has come to them with an issue, we have handled quickly. Mr. Dence states that he will put this issue on their next agenda and invites Mr. Day to attend. There is a process they go through before they start the speed trap. There is a traffic study and use of a speed spy.

Chairman Harvie said that in keeping with the Live Here, Spend Here campaign that was introduced about a year ago by Member Dence, we will announce the names of businesses that are opening up in the Township as a way of helping advertise these new businesses. One of the new businesses is here tonight called Creative Little Hands, a pre-school.

Florence Lanzilla says that she thanks the Board for the opportunity to speak tonight. She is on Trenton Road and specializes in pre-school age children from 3 to 5 years of age. We provide a safe and fun environment for children. The children participate in a lot of structure in academic and social programs. The goal is to create a curriculum to enhance self-image and a sense of accomplishment by encouraging each child's independence and development of skills. Each day we run a structured program where they do a circle time, a story time, motor skills, alphabet, pledge of allegiance. We do work with a fire company who provides a fire prevention program with the children. We hatch caterpillars into butterflies; we do baby chicks and hatch the eggs and go on many field trips. We are open from 9 to 3. Chairman Harvie asks their exact location. Ms. Lanzilla responds 50 Trenton Rd. We are between Amatos and the car wash.

**ITEM # 2 CERTIFICATE OF APPROPRIATENESS – 98 MAIN STREET,
FALLSINGTON; TMP #13-020-263 – REPLACE WOODEN FENCE**

Member Dence moved to approve the Certificate of Appropriateness to replace the wooden fence at 98 Main Street, TMP #13-020-263; Member Galloway seconded the motion; all Board members were in favor (5-0).

**ITEM # 3 EXTRA SPACE – AMENDED FINAL LAND DEVELOPMENT – 915
OLD LINCOLN HIGHWAY – TMP #13-028-022-004**

Manager Gray states that the applicant is preparing the re-arrangement of the parking spaces on the Truck Smart portion of the site and a new location of the handicap crosswalk. There is a representative from Truck Smart to discuss the project.

Rick McLaughlin, the owner of Truck Smart, explains the difference between the first and second plan. The original plan had a handicap parking space on the side of the building. We wanted to move the handicap space over to another area and have a crosswalk / handicap accessible ramp to get into the foyer of the building. Basically, we put in two handicap spaces, put in a crosswalk with a ramp to get into our foyer, and we eliminated the parking on the other side. Mr. Sullivan states that they eliminated some parking in the back of the building and striped some more in the front (which is the other change they made). T&M worked closely with Mr. McLaughlin and have no objections to this project. Member Rocco asks Mr. Sullivan the ADA requirement regarding how far the ramp should be from the building. Mr. Sullivan states it has to be 200 ft. from the building, and it meets that requirement. Member Galloway moved to approve Resolution #16-13 for an amended final plan for Extra Space, 915 Lincoln Highway, TMP #13-028-022-004; Member Dence seconded the motion; all Board members were in favor. (5-0).

**ITEM # 4 ABINGTON RELDAN METALS, LLC – PRELIMINARY AND FINAL
LAND DEVELOPMENT – 550 OLD BORDENTOWN ROAD –
TMP #13-051-001-009**

Manager Gray said the applicant is looking to construct two buildings totaling 56,250 square feet for additional warehouse space with associated loading docks, parking spaces, driveways, landscaping, lighting, water service and stormwater issues. The applicant is represented by Sharon Dotts (Gilmore and Associates), the engineer for the project. We were here last year for approval of Phase 2. Phase 1 was constructed in the early 2000's and Phase 2 was approved last year (highlighted on the plan in yellow). Phases 3 and 4 are the other part of the plan (highlighted in pink) which is the upper part of the building shown on the plans. Scott Whitebread, facilities director of Abington Reldan, states that we are a combination environmental recycler and precious metal refinery. We take circuit boards, cell phone boards, and other electronics, dissect and take them apart, extract the precious metals and send everything to downstream approved recyclers. We are looking to expand to take on more recycling business. Business is very good. Mr. Sullivan states he has no issues with the plan. No Board questions. Ms. Dotts says they have seen the Fire Marshal's comments and will comply. Member Rocco moved to approve Resolution #16-14 for preliminary and final land development for Phases 3 and 4 for Abington Reldan Metals, 550 Old Bordentown Road, TMP #13-051-001-009; Member Galloway seconded the motion; all Board members were in favor. (5-0).

ITEM # 5 CONSIDER PRIVATE SANITARY SEWER MAINTENANCE AGREEMENT BETWEEN FALLS TOWNSHIP AND ABINGTON RELDAN METALS, LLC

Attorney Gallagher states an amendment to the Township code was passed which requires applicants to execute a private sanitary sewer maintenance agreement with the Township where the property is serviced by a grinder pump. This applies to the Abington Reldan project just approved by the Board. It will require the applicant to allow the Township on its property should the grinder pump system fail and require maintenance and the applicant does not properly maintain the system. It also allows the Township to lien the property; there is a confession of judgment clause should they fail to do so. Member Galloway moved to approve the private sanitary sewer maintenance agreement between Falls Township and Abington Reldan; Member Rocco seconded the motion; all Board members were in favor. (5-0).

ITEM # 6 CONSIDER FIVE RESOLUTIONS FOR TRAFFIC APPLICATIONS FOR BUCKINGHAM RETAIL PROPERTIES, LLC.

Manager Gray states there are five applications for traffic signals for the proposed Rite Aid location. Resolutions are required to be approved by the Board as part of the process for PennDOT for this particular project. Mr. Christopher Fazio (Remington, Vernick, Beach) states that PennDOT requires the Township to issue a resolution as a part of their approval process to obtain the HOPs (Highway Occupancy Permit) for the signals. Member Dence questions if the signals were recently redone there. Mr. Fazio states there is other work that needs to be done as part of their process. Member Boraski states he remembers there was a Corridor Study done, but nothing came of it. Chairman Harvie asks for clarification of the location of the traffic signals. Mr. Fazio says the intersections include Pine Grove Road and West Trenton Avenue; West Trenton Avenue and the existing Acme proposed driveway; Pine Grove Road and the proposed full access driveway; Pine Grove Road at the right turn in the access driveway. Those are the areas that PennDOT is reviewing. Manager Gray states there is one additional intersection at West Trenton Avenue and Big Oak Rd. Chairman Harvie states one is proposed and the other four are existing. Member Dence asks why Big Oak Road is involved. Chairman Harvie states it has to do with timing. Member Dence states that this is basically the currently existing traffic signal at West Trenton Avenue and Pine Grove Road (for the Acme) and the new proposed entrance on Pine Grove Rd. or Rte. 13. All five resolutions were approved.

Res #16-15 – Member Dence moved to approve; Member Galloway seconded. (5-0)

Res #16-16 – Member Dence moved to approve; Member Galloway seconded. (5-0)

Res #16-17 – Member Dence moved to approve; Member Galloway seconded. (5-0)

Res #16-18 – Member Galloway moved to approve; Member Dence seconded. (5-0)

Res #16-19 – Member Boraski moved to approve; Member Galloway seconded. (5-0)

ITEM # 7 CONSIDER RESOLUTION FOR THE GREEN LIGHT GO PROGRAM IMPROVEMENT GRANT FROM PENNDOT FOR THE MILL CREEK PARKWAY & LEVITTOWN PARKWAY INTERSECTION

Manager Gray states that on October 21, 2014, the Board considered a proposal from Remington, Vernick & Beach for the Green Light Go Program. This is a grant that was available to the Township through PennDOT. This was designed for improvements in traffic signalization, specifically to improve safety and mobility by reducing congestion and improving efficiency of the existing traffic signals on state highways. This particular grant is a 50 / 50 split between PennDOT and the Township. The intersection that the Township has for this grant is the Mill Creek Parkway and Levittown Parkway intersection. The total amount budgeted in 2016 is \$154,650.00; PennDOT will match that. Part of the application requires that a resolution be considered by the Board. Chairman Harvie asks what type of improvements will be done there. Mr. Christopher Fazio (Remington, Vernick & Beach) responds preemption, reconfiguration, and ADA improvements. Chairman Harvie further explains that preemption is for emergency vehicles (fire, police, ambulances) so if a vehicle is on its way to an emergency, it does send out a signal and it will accelerate the timing of the lights so that the emergency traffic can get through in a safe and speedy manner. This intersection and the Pine Grove Rd. / W. Trenton Ave. intersection are the remaining major intersections that have not had emergency preemption. Member Boraski asks if there is paving going along with this work. Chairman Gray says part of Mill Creek will be part of the road program this year, from Rte. 13 up to the intersection but not going through the intersection. Member Galloway moved to approve Resolution #16-20 for moving forward with the Green Light Go Program grant at Mill Creek Road and Levittown Parkway; Member Dence seconded the motion; all Board members were in favor. (5-0).

ITEM # 8 CONSIDER AWARDED TOWNSHIP INSURANCE POLICY FOR THE PERIOD OF JUNE 18, 2016 TO JUNE 18, 2017 (PROPERTY, GENERAL LIABILITY, AND PUBLIC LIABILITY)

Manager Gray states that Vaughn Insurance solicited quotes from three separate insurance carriers: Travelers (\$290,412.00), Brit (\$314,845.00) and Glatfelter (\$339,714.00). Travelers has provided insurance for the Township for nine of the last fourteen years. Last year the Township paid Brit \$314,934.00 for the 2015-16 insurance policy. If the Township were to choose Travelers, this would result in a decrease of 8% over the prior year. Travelers currently rates insurance to a variety of municipalities and entities in eastern Pennsylvania and Bucks, Lehigh and Delaware counties. Some of the highlights of the Traveler's package include \$1,000 deductible in cars, trucks and fire vehicles, \$10,000 deductible in public officials' liability, and \$15,000 deductible in police liability and employment practices. I have worked with Vaughn Insurance to secure the quote with Travelers prior to the June 18th expiration date. Member Galloway says it's a good savings. Member Boraski asks if the deductibles are in line with last year's deductibles. Manager Gray says yes, there was an increase from \$1,000 to \$5,000 for the property deductible which gave us a \$14,000 savings from last year. We looked at the last 10 years, and it was

Board of Supervisors – June 20, 2016

to the Township's benefit to raise the deductible to \$5,000. Chairman Harvie states that this would be the lowest we have paid in insurance in five years and is substantially lower than our neighboring townships paid this year (Middletown and Bristol). Member Galloway makes a motion to ratify the policy with Travelers from June 18, 2016 to June 18, 2017 in the amount of \$290,412.00; Member Rocco seconds the motion; all Board members in favor. (5-0).

ITEM #9 CONSIDER GYM MEMBERSHIPS FROM RETRO FITNESS FOR THE FALLS TOWNSHIP POLICE DEPARTMENTS FOR YEAR 2016-2017

Manager Gray states that Retro Fitness has agreed to provide gym memberships for the police department. These gym memberships are purchased to satisfy the contractual agreement with the police. With this offer for membership, the Township fulfills its contractual obligation with PAFT and will not be required to provide the \$100 stipend per Article 14, Section 5, of the police collective bargaining agreement. Lt. Airey has secured requests from 34 officers who were interested in joining. The Board is requested to consider ratifying the purchase of gym memberships in the amount of \$3,400. Member Boraski makes a motion to authorize the purchase of 34 gym memberships for the police department, \$100 each, from Retro Fitness; Member Galloway seconded the motion; all Board members were in favor. (5-0).

ITEM #10 CONSIDER CHANGE ORDER #1 FOR THE FALLS TOWNSHIP PINWOOD POOL REPAIRS PROJECT

Mr. Sullivan states that change order #1 is for the repairs at the main pool at the Pinewood pool facilities. The major portions of work in covering the change order is a decrease in the cost of dewatering (draining) the main pool and cleaning surfaces in preparation of the new finish. Also, three extensive cracks were found when the pool was dewatered were repaired by using a bonding agent and tile strips. The result of this change order is a net decrease in the cost of the project of \$31,612. The change in the dewatering figures was a math mistake by the bidder. The mistake was in the way the contractor had bid the project; he had an extended price that was incorrect, and we had to use the unit price, and it inflated the project by about \$35,000. It is a net decrease of \$35,000 from that number, but it's an increase of \$4,500 for the overall project. Member Dence says that it's a \$4,500 increase in the total cost of the project. Chairman Harvie states we are, however, getting back \$35,000 that we thought we would have to spend. Member Rocco moved to approve change order #1 for the Pinewood Pool repairs; Member Boraski seconded the motion; all Board members were in favor. (5-0).

Board of Supervisors – June 20, 2016

ITEM #11 CONSIDER THE AGREEMENT BETWEEN STUDENT TRANSPORTATION, INC. AND FALLS TOWNSHIP FOR THE 2016 SUMMER CAMP BUSES

Member Gray states that the Township secured a quote from Student Transport of America (STA) for the 2016 Summer Camp bus trips for a total estimated cost of \$6,987.50. STA successfully provided bus services for the 2015 Summer Camp season. In 2015, the Township paid STA \$4,378.75 for bus services. The projected additional expense is due to additional campers this year. In addition the Township will be required to bus the campers to the Pinewood pool as we are hosting the camp at Penn Valley Elementary School. STA offers the lowest pricing in the region, is fully insured and has the required background checks in place. Member Dence asked if this was an RFP. Jessica Fox states the three quotes we received were all under \$10,000 and so there was no need for an RFP. This was the lowest of the three quotes. Chairman Harvie asks how many campers were enrolled this year. Ms. Fox states we are full with 175 campers (136 last year). Member Galloway moved to authorize the expenditure not to exceed \$6,987.50 for STA for bus services for the Summer Camp; Member Dence seconded the motion; all Board members were in favor (5-0).

ITEM #12 MINUTES – MAY 16, 2016

Member Dence moved to approve the minutes from May 16, 2016; Member Rocco seconded the motion; all Board members were in favor. (5-0).

ITEM #13 ENGINEERS REPORT

Mr. Sullivan said that now that the change order is approved, the Pinewood Pool project has been completed. The pool is open. The 2016 Road Program is out to bid. We have three plan holders, one asphalt company, General Asphalt Paving Company and James D. Morrissey, Inc. We had a pre-bid meeting this morning with two plan holders attending. The bid opening is scheduled for June 29, 2016. We will have a recommendation for the Board at the July 18, 2016 meeting.

Regarding the 2013 Road Program, on April 15th, we sent out a punch list to J.D. Morrissey. We received no response so we sent them a letter advising them they had 12 days to complete the work. On June 6th we met, walked the site, and they agreed to do a couple of things, but wouldn't do anything further on the driveways. Attorney Clarke states that we have been reviewing this matter with Mr. Sullivan for the last several weeks and recommends sending a notice of intent to put them in default in which they have 15 days to respond. Member Dence asks what happens if they do not respond. Attorney Clarke states they are then in default; we contact the bonding company and we start moving against the bond. Attorney Clarke states if they are declared in default by the Board of Supervisors, they are ineligible to bid on Falls Township projects for a period of three years. Because the bid opening is scheduled for June 29th, Member Dence asks if they can still bid on this year's project. Mr. Sullivan states we can still accept their bid and read it aloud. Attorney

Board of Supervisors – June 20, 2016

Clarke states that the notice of intent to award the bid would be at the July 18th supervisor's meeting, but the actual award of the contract would be 30 days after that meeting. At any time between now and when it's awarded, if they are declared in default, they would not be eligible and won't be eligible for a period for three years. Chairman Harvie asked if the motion could include the notice of intent to default be sent the next day. Member Dence moved to authorize T&M Associates to send a notice of intent of default to J.D. Morrissey by June 21, 2016; Member Galloway seconded the motion; all Board members were in favor. (5-0)

Member Dence suggests that Mr. Sullivan gives Manager Gray the list of properties affected in order that a status letter can be sent to the property owners.

Member Dence moved to approve the Engineer's report dated June 15, 2016; Member Rocco seconded the motion; all Board members were in favor. (5-0)

ITEM #14 BILL LIST

Member Dence moved to approve the June 20, 2016 bill list in the amount of \$2,407,046.13; Member Galloway seconded the motion; all Board members were in favor. (5-0)

ITEM #15 EXECUTIVE SESSION

Attorney Clarke said the Board held an Executive Session prior to tonight's meeting to discuss a litigation matter, several personnel matters and one potential litigation matter.

ITEM #16 POLICE CHIEF'S REPORT

Chief Wilcox makes the following report:

- Lt. Ward is giving comprehensive weekly updates on traffic, arrests, number of calls, etc. and doing a great job
- Traffic enforcement and drug enforcement are getting results.
- There have been 3 homicides this year, which is a lot. Our detectives worked very well with the District Attorney's office in investigating and resolving these crimes.
- Officer Matt Killeen is getting trained and working in the truck field. We have new accident investigators that Lt. Airey is training. We are doing MOPEC training, which is required.
- We are doing a meet and greet with the new Pennsbury School District Superintendent. Sgt. Ray Fanelli is doing active shooter training for Pennsbury staff, administrators, and teachers.
- Officer Yeager and I will have a very aggressive plan for the schools for the fall regarding bullying.

Board of Supervisors – June 20, 2016

- Bike training is all concluded. Based on the Board of Supervisors' suggestion from last year, we will have our bike officers patrolling a section of the Township on a Saturday or Sunday for a 4 hour period walking the streets and interacting with the residents. This will occur in June, July and August.
- The hiring process is underway. When we get to the second step, I will reach out to each Board member to ascertain your level of interest in attending the interviews.
- Youth camp will be taking place between July 13 and 28. There are already 62 candidates. Everyone is welcome to stop in at the camp.
- Canine training at the New Jersey State Police – the first 13 weeks are over. Officer Fisher and his dog Leo were trained in scent and patrol training. He will return in October for bomb training.
- In the future, whenever we have a press conference, we are going to film the entire press conference and put it on Facebook so that residents can see the entire press conference, not a 30 second snippet on the news. Member Galloway expresses his approval of recording the press conferences.

Chairman Harvie mentions that the Township cannot control what the Courier chooses to print, even though they are aware of the incidents that occur in the Township. He also says that the Police Chief will be giving month reports at the supervisor's meeting going forward.

ITEM # 17 MANAGER COMMENT

Member Dence moved to approve the extension of time until September 1, 2016 for the conditional use and preliminary land development project at 115 Lincoln Highway (car wash project); Member Boraski seconded the motion; all Board members were in favor. (5-0)

Member Rocco moved to approve the extension of time until August 18, 2016 for the waiver of land development project at 100 Middle Drive (Morton Salt); Member Dence seconded the motion; all Board members were in favor. (5-0)

Member Galloway moved to authorize a \$6,000 donation to the Falls Soccer Club, Levittown American, and the Fairless Hills Athletic Association; Member Rocco seconded the motion; all Board members were in favor. (5-0)

Member Galloway moved to authorize a \$6,000 donation to Levittown Continental; Member Rocco seconded the motion; all Board members were in favor with the exception of Member Boraski who abstained. (4-0-1)

Manager Gray said the following new businesses opened: Kuhl Moves Dance Academy (50 Trenton Rd); Milex Construction (300 W. Trenton Ave.); Creative Little Hands Daycare Center (50 Trenton Rd, Ste. C); Piece of Our Puzzle (81 Big Oak Road, Ste. 110); Robert Clark Agency (81 Big Oak Road, Ste. 128); 2 No End Vintage (312 W. Trenton Ave, Ste. 3); and Wendy's (229 Plaza Blvd – new ownership).

Board of Supervisors – June 20, 2016

Manager Gray said beginning in July, the Township will begin a Business Directory for all Township businesses. Businesses will complete an application to be returned to the Township to become a part of the listing. The directory would be broken down by category.

ITEM #18 BOARD COMMENT

Member Rocco said that the New Falls Road sidewalk project is finally beginning. I'm happy to see it and it will be a good thing for all.

Member Dence said that the Que for the Troops was a huge success this year. Competitors were from all over the east coast. The representatives from Kansas City Barbeque Society told us our event was perfect, which is a big compliment. They told us we set the bar for other contests. The majority of the work was handled by Matt Markey, who manages the teams and the judges. The Parks and Recs Department does a great job as well to make it such a big success. He thanked everyone within the Township for making this a great event.

Member Boraski said that with regard to the time lapse cameras, Que for the Troops is on social media outlets (U tube, Facebook) and it shows the entire set up from Thursday morning till fireworks started on Saturday night. He recommends everyone to watch it.

Chairman Harvie said that he has spoken to Tom Bennett (Chief Code Enforcement Officer) and Joe Jones (T&M Associates) about flood insurance. FEMA has changed the flood maps to make them more accurate, and as a result homes within North Park are now out of the flood zone. The FEMA maps will be updated again in September/October, taking even more properties out of the flood zone. There is a Community Rating Service within FEMA where the Township can gain points for the community. The more points your community earns, the more of a discount your residents who still pay flood insurance can get. Mr. Bennett and Mr. Jones will be putting together a proposal in this regard.

Member Dence moved to adjourn the meeting; Member Galloway seconded the motion.
(5-0)

The meeting was adjourned at 8:30 p.m.



Jeffrey Rocco, Secretary