

**TOWNSHIP OF FALLS  
BOARD OF SUPERVISORS MEETING**

**ROLL CALL:**

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

The meeting commenced at 7:00 p.m. with roll call and salute to the flag. All Board members were present. Also present were Township Manager Peter Gray, Police Chief William Wilcox, Township Solicitor Lauren Gallagher, and Township Engineer James Sullivan. A moment of silence was held in memory of Mr. Gerald Vaughn who passed away after a battle with cancer. Mr. Vaughn had been the township's insurance agent for the past fifteen years and could always be counted on to help the residents of the township.

**PRESENTATION OF AWARDS FOR FALLS TOWNSHIP RETIRED POLICE OFFICERS FOR HAROLD MCCLINTIC, HARVEY TAYLOR, HOWARD SHOOK, AND BOB BRAY**

Chief Wilcox said we are here tonight to honor four of their best officers. Chief Wilcox said combined; the officers have over 131-1/2 years of service. Chief Wilcox praised each retiree and presented them with plaques of appreciation for their service. Those honored were: Detective Harold McClintic, Sergeant Harvey Taylor, Officer Howard Shook, and Corporal Bob Bray.

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

Mr. Guido Mariani spoke about the Earned Income Tax (EIT) and said at the last meeting, Chairman Harvie reported that their findings show that the majority of Falls Township residents do not pay an EIT and it sounded like you dismissed the idea of having one in Falls Township. Mr. Mariani said residents do pay this tax. They also pay a per capita and a privilege income tax. Chairman Harvie said we have a local service tax. Mr. Mariani distributed information packets which showed what areas have an EIT, along with other related information. Mr. Mariani believes 96% of the surrounding municipalities pay an EIT. He said we are losing money from the EIT that is going to surrounding municipalities. This tax would reduce the necessity for future school tax increases. Mr. Mariani said if you enact an EIT, you would not be enforcing a tax increase. Mr. Mariani wanted to know the source of this information that leads you to believe that the majority of Falls Township

**Board of Supervisors – June 17, 2014**

working residents do not pay an EIT. Chairman Harvie said the data that was collected was during our Comprehensive Plan. Chairman Harvie thanked Mr. Mariani for the information he provided.

Mr. Roland Kenney said he agrees with what Mr. Mariani said and, for the sake of the senior citizens, they should pass the EIT. He said the school district is \$2M in the hole and passing this tax would help that situation. Mr. Kenney wished everyone a good night.

Ms. Tyisha Lester (Hedgerow Woods) spoke about her street not being properly lit. She said Gilbert Drive had about seven lights and Simon Drive has two or three. Her street, Peaceful Drive, only has two or three street lights and those lights are very dim. Ms. Lester said there is crime in the area and she would like to see more of a police presence. Chairman Harvie said they will have the Public Works Department look into this further. The township is currently working with a company that will replace most of the street lights in the township with more energy-efficient LED lights. In regard to crime, every time there is an act of vandalism, even if it seems very minor, it should be reported to the police. Ms. Lester said she would be interested in being on a traffic watch in her neighborhood.

**ITEM # 2 CERTIFICATE OF APPROPRIATENESS – 26 YARDLEY AVENUE,  
TMP # 13-020-322 – REPLACE SPLIT RAIL FENCE**

Member Rocco moved to approve the Certificate of Appropriateness for 26 Yardley Avenue to replace a split rail fence; Member Dence seconded the motion; all board members were in favor. (5-0)

**ITEM # 3 AUTO ZONE – PRELIMINARY LAND DEVELOPMENT – 482 WEST  
TRENTON AVENUE –  
TMP # 13-34-144**

This project is for preliminary and final plan of land development for Auto Zone, TMP # 13-034-144, located at 482 West Trenton Avenue. The applicant proposes to construct a 6,816 square foot auto parts store on a site of 1.67 acres. The location is the north side of West Trenton Avenue, west of the intersection of Big Oak Road. Present this evening are: Mr. Greg Eastburn, Professional Engineer from Bergmann Associates; Mr. Curtis Sigler from Auto Zone; and property owner, Mr. Gary Lario. Mr. Eastburn said the applicant received zoning to allow a major chain store on January 13, 2014. The property is within the NC zoning district. Waivers include: minimum depth of two feet for the emergency spillway, minimum freeboard of one foot, parking, and streets. They will comply with the June 4, 2014 Fire Marshal review letter. Member Rocco asked Mr. Sullivan about the issue with the turning radius. Mr. Sullivan said that has been resolved. Member Dence asked if they will demolish the existing building and take out the asphalt in the back. Mr. Eastburn said yes, the current building will be demolished. Member Dence said this project is on West Trenton Avenue, located at the former JB's. Member Rocco asked if the detention pond will hold water and for how long and if there will be sidewalks. Mr. Eastburn said it will hold water for a short period of time and then infiltrate into the ground. There is a

**Board of Supervisors – June 17, 2014**

sidewalk that will run along Trenton Avenue and that will connect to existing sidewalks. Chairman Harvie asked if Mr. Sullivan had any concerns regarding the waiver requests. Mr. Sullivan said no. Member Galloway moved to approve Resolution # 14-16 for preliminary and final land development for Auto Zone, 482 West Trenton Avenue, TMP # 13-34-144; Member Dence seconded the motion; all board members were in favor. (5-0)

**ITEM # 4 DISCUSSION REGARDING LED STREET LIGHT AUDIT FOR FALLS TOWNSHIP**

Mr. Vaughn Van Gilson from Penn Lighting Associates gave an update on this project. He said the audit was completed last week. They will take all of the data and put it into a spreadsheet. Preliminary findings show that there are different areas where there are different assortments of lights. They want to see what the township wants to achieve on those streets. Once all of the data is put together, Mr. Van Gilson asked how the township would want that data presented. There will be a presentation at an upcoming meeting.

**ITEM # 5 CONSIDER AWARDED TOWNSHIP INSURANCE POLICY FOR THE PERIOD OF JUNE 18, 2014 TO JUNE 18, 2015 (PROPERTY, GENERAL LIABILITY, AND PUBLIC LIABILITY)**

Manager Gray said the township received quotes for insurance from G.H. Vaughan Insurance Managers, regarding the upcoming insurance for the period of June 18, 2014 to June 18, 2015. Quotes were received as follows: National Casualty in the amount of \$426,430; Travelers in the amount of \$329,289, Trident/MRM in the amount of \$500,000, BRIT/Companion in the amount of \$324,452, and Penn Prime in the amount of \$600,000. The insurance policy also includes insurance against computer hacking against our network. It is requested the Board consider Travelers for the general insurance package. Member Dence moved to approve Travelers in the amount of \$329,289 for the period June 18, 2014 to June 18, 2015; Member Galloway seconded the motion; all board members were in favor. (5-0)

**ITEM # 6 CONSIDER NOTICE OF INTENT TO AWARD BID FOR CAMERA INSTALLATION AT THE FALLS TOWNSHIP MUNICIPAL BUILDING**

Manager Gray said the township publicly opened bids on June 12, 2014 for the camera installation project at the township building. Bids were received as follows: MJF Electrical Contractors in the amount of \$14,965; Fidelity Burglar and Fire Alarm in the amount of \$9,700; STS 007, LLC in the amount of \$9,600; Contract Security in the amount of \$8,902.50; RF Design & Integration in the amount of \$8,250; and Delaware Electrical Contractors in the amount of \$3,874.40. Member Boraski is concerned about the lowest bidder being so low and he questions if they are responsible. Ms. Gallagher said based on their review there was nothing they showed that they are not a responsible bidder. Chairman Harvie said part of this is replacing cameras and installing new cameras. He asked Manager Gray if any of these companies took a tour before submitting their bids.

**Board of Supervisors – June 17, 2014**

Manager Gray said all but MJF Electrical and RF Design & Integration took a tour. Member Rocco moved to award the bid for camera installation to Delaware Electrical Contractors in the amount of \$3,874.40; Member Dence seconded the motion; all board members were in favor. (5-0) Member Dence said they are required by law to go with the lowest bidder.

**ITEM # 7 CONSIDER AMENDING ORDINANCE CHAPTER 203 – VEHICLES AND TRAFFIC TO ADOPT ARTICLE VIII – SPECIAL PERMIT FOR VEHICLES OF EXCESSIVE SIZE AND WEIGHT**

This ordinance adds an additional article to Chapter 203 which relates to vehicles and traffic. It would allow for special permits for vehicles with excessive weight and size, up to 95,000 lbs. maximum. This was requested by CSC Sugar in order to be allowed to drive a maximum distance of 2.5 miles from their storage facility to their processing facility. They would travel on a state road for a little while and then on township roads. They had asked for an increase in weight for over 100,000 lbs. and we were not in favor of that. We talked with the engineer as well as Officer Trindle who is an expert on truck safety. Ms. Gallagher said if passed, the ordinance will allow for 95,000 lbs. Member Galloway moved to approve Ordinance # 14-05, amending Chapter 203 – Vehicles and Traffic to adopt Article VIII – Special Permit for Vehicles of Excessive Size and Weight; Member Boraski seconded the motion; all board members were in favor. (5-0)

**ITEM # 8 CONSIDER RESOLUTION FOR VIKING ASSOCIATES SEWAGE FACILITIES PLANNING MODULE**

Member Galloway moved to approve Resolution # 14-17, Viking Associates Sewage Facilities Planning Module; Member Rocco seconded the motion; all board members were in favor. (5-0)

**ITEM # 9 CONSIDER RESOLUTION FOR INTERNATIONAL SALT SEWAGE FACILITIES PLANNING MODULE**

Member Dence moved to approve Resolution # 14-18 for International Salt Sewage Facilities Planning Module; Member Galloway seconded the motion; all board members were in favor. (5-0)

**ITEM # 10 CONSIDER RESOLUTION FOR GELEST PILOT PRODUCTION AND R&D CENTER SEWAGE FACILITIES PLANNING MODULE**

Member Dence moved to approve Resolution # 14-19 for Gelest Pilot Production and R&D Center Sewage Facilities Planning Module; Member Galloway seconded the motion; all board members were in favor. (5-0)

**Board of Supervisors – June 17, 2014**

**ITEM # 11 CONSIDER CHANGE ORDER FOR THE 2012 FALLS TOWNSHIP ROAD PROGRAM**

Member Galloway moved to approve the change order #1 for the 2012 Falls Township Road Program, in the amount of \$178,268.41; Member Boraski seconded the motion; all board members were in favor. (5-0)

**ITEM # 12 CONSIDER AUTHORIZING THE TOWNSHIP MANAGER TO FINALIZE THE AWARD FOR THE QUAKER PENN PARK BOAT RAMP CONSTRUCTION PROJECT**

The work on this project should begin July 1<sup>st</sup>. The amount of \$53,000 was covered by insurance and there is a \$5,000 contingency. Member Dence moved to authorize the township manager to finalize the award to ABC Construction for the Quaker Penn Park Boat Ramp construction project in the amount of \$60,726.39; Member Galloway seconded the motion; all board members were in favor. (5-0)

**ITEM # 13 MINUTES – MAY 19, 2014**

Member Dence moved to approve the minutes from May 19, 2014; Member Rocco seconded the motion; all board members were in favor. (5-0)

**ITEM # 14 ENGINEERS REPORT**

Mr. Sullivan provided an update on the road program. Member Dence said the public can view road program updates on the township's website. Member Rocco asked for an update on the Waste Management/Coke Works project. Mr. Sullivan said they had a pre-construction meeting to go over what needs to be completed before they can start putting trash in there. They will take their wetland mitigation from another area to fill in some of the holes. Member Rocco said Verizon contractors are in the neighborhoods and asked if there is an issue with Verizon, how they get them to come back. Mr. Sullivan said to contact his office or Manager Gray. Member Galloway moved to approve the May Engineers Report dated June 12, 2014; Member Dence seconded the motion; all board members were in favor. (5-0)

**ITEM # 15 BILL LIST**

Member Galloway moved to approve the bill list in the amount of \$1,929,766.75; Member Dence seconded the motion; all board members were in favor. (5-0)

**ITEM # 16 EXECUTIVE SESSION**

Chairman Harvie said there was an Executive Session before the meeting where the township discussed some labor issues.

## Board of Supervisors – June 17, 2014

### ITEM # 17 MANAGER COMMENT

1. Member Galloway moved to approve escrow release #3 for Mercer Court in the amount of \$116,220.15; Member Dence seconded the motion; all board members were in favor. (5-0)
2. Member Boraski moved to approve the escrow release for Asset Management for Burger King in the amount of \$2,744.75; Member Dence seconded the motion; all board members were in favor. (5-0)
3. Ms. Gallagher said the board was presented with a resolution for the Hazard Mitigation Plan. By participating in this plan, the township is able to obtain Federal and State funding for disaster relief. Member Galloway moved to approve Resolution # 14-20 for the Hazard Mitigation Plan; Member Boraski seconded the motion; all board members were in favor. (5-0)
4. Manager Gray said mylars are ready for Planet Fitness, Viking Associates/MAR-MAR Builders, and Abington Reldan.

### ITEM # 18 BOARD COMMENT

Member Dence gave an update about the 4<sup>th</sup> Annual Que for the Troops/Family Festival event. He said Mr. Brian Andrews and Ms. Jessica Fox hit the ground running to make this a successful event. Member Dence said Mr. Matt Markey put a lot of work in this. He thanked all of them as well as everyone else in the township for helping to make it a huge success.

Member Boraski - no comment.

Member Rocco said Member Dence did an excellent job for coordination of the Que for the Troops event. The Parks and Rec Department recruited volunteers from baseball leagues and the soccer club and he thanked them for coming out to help. Member Rocco said the LED light project is moving forward. Member Rocco said he has heard that the township is not business friendly. Tonight the board approved Auto Zone. The request from CSC Sugar was approved and we didn't have to pass that ordinance to help them out, but that was the right thing to do to help them. Lastly, they approved the escrow release for Mercer Court and that is good as well. Member Rocco said in September or October they approved the new website and have been working on it. By the end of this month, it would be up and running.

Member Galloway gave kudos to Member Dence. He said the barbeque event is quite amazing with all the work that goes into it. Member Galloway said and he looks forward to next year.

Chairman Harvie said the barbeque cook off is the state championship for Pennsylvania which qualifies them to go to Nationals. Chairman Harvie said this past weekend was the DV3 Flag Memorial. There were 58,000 flags in the ground at the community park. Each

**Board of Supervisors – June 17, 2014**

of those flags represents the number of soldiers lost in Vietnam. The DV3 event gets bigger every year in terms of people who come out to see it. He remembers going out when this event was still new and now there are elected officials from all over Lower Bucks who want to take part in this. Chairman Harvie said this is a great 3-day event and a lot of work goes into it from our Public Works Department and park security. Chairman Harvie said our brand new Parks and Rec staff came into the township in April. They didn't know anything about these events and had to be brought up to date while organizing the Pinewood Pool and the summer camp. We are very proud to host this event. Chairman Harvie said he spoke with Manager Gray last week and again this week about mosquito spraying. Clarke Mosquito has done a round of testing and have found a very high concentration of mosquitos in the neighborhood of Martha Drive/Robinhood. They will be spraying toward the end of the week. Chairman Harvie has received some nuisance complaints about people not picking up dog waste. This is beyond a courtesy. If you walk a dog, it is your basic responsibility to clean up after your dog. It is illegal not to pick up dog waste. They ask people to keep this in mind. Chairman Harvie said Rose Molle has put together a list of vacancies for township boards and commissions. If anyone is interested in serving time in this capacity, please submit a letter of interest to the township. The next township meeting will be held on Tuesday, July 15, 2014.

Member Galloway moved to adjourn the meeting; Member Dence seconded the motion; all board members were in favor. (5-0) The meeting was adjourned at 8:44 p.m.



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Jeffrey Rocco, Secretary