



# Board of Supervisors

## Regular Meeting

425 Wells Road  
Doylestown, PA 18901  
[www.doylestownpa.org](http://www.doylestownpa.org)  
Twitter: @DoylestownTwp  
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215-348-9915

~ Minutes ~

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Tuesday, May 2, 2017

4:00 PM

Public Meeting Room

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### I. 4:00 PM REGULAR MEETING

Members of the Board of Supervisors in attendance included Chairperson; Barbara N. Lyons, Vice Chairman; Richard F. Colello with Supervisors; Ken L. Snyder, Shawn Touhill and Ryan Manion.

Township Staff in attendance included Township Manager; Stephanie J. Mason, Director of Operations; Dave Tomko, Township Solicitor; Jeffrey P. Garton, and Township Engineer; Mario Canales.

Absent: Chief of Police; A. Dean Logan. Lt. Matthew O'Connor was present in Chief Logan's absence.

#### A. Pledge to the flag

The Board met in Executive Session with the Township's attorney, prior to the meeting to discuss the end of litigation regarding the pump. Mr. Garton reported; the Board was involved in litigation before the Zoning Hearing Board related to variances associated with placement of the pump station on Lower State Road to accommodate the sewer project. A resolution included, the Township will agree the adjoining neighbor will not participate in the cost of the overall facilities. A connection will be available where the pump station is located. Additionally, the neighbor will not be responsible in paying a tap in fee and the Township will pay for the connection to public sewer. The Township will also continue to provide the landscape that was part of the original application. The neighbor will not be objecting to the agreement of the variance, so the sewer project may move forward.

Mr. Colello made a MOTION; seconded by Mr. Snyder the Doylestown Township Board of Supervisors authorized Chairperson; Barbara N. Lyons to sign the Settlement Agreement.

MOTION was ADOPTED 5 to 0.

#### B. Presentation - NA

Sergeant Rose's retirement presentation was removed from the agenda and will be presented at the June 6, 2017 Board of Supervisors Regular meeting.

#### C. Visitors/Public Comments

Resident: Sheila Laslow of 21 Quail Drive requested Board assistance with neighbors who have All Terrain Vehicles (ATV) with modified exhausts causing disturbances. Mrs. Lyons questioned; if the police have been called during the disturbances. Ms. Laslow answered; the police were called many times over the years. Mrs. Lyons questioned; if they are immediate neighbors. Ms. Laslow indicated; the neighbors reside across the creek on Bristol Road in Doylestown Township.

Ms. Laslow continued; the township has an ordinance in place for ATVs. However, the ordinance is confusing as written, where a 55 decimal reading is allowed at the property line. She then noted; the decimal limited is not in place when deconstruction or construction is present. Ms. Mason clarified; the decimal limit is recorded in the Township's Noise Ordinance section of the General Code versus what may be a police matter regarding riding or not riding on private property. There is also a separate Noise Ordinance, which references the ATVs. Mrs. Lyons informed; the Board will meet with the Chief of Police along with Director of Codes to look into the matter.

Lt. O'Connor informed; the police are aware of the complaints and officers are required to complete a decimal reading within 12 feet from the tailpipe of the vehicle. Upon a recent testing, the department found no violations. There is a certain amount of action the police can accomplish, pertaining to the ordinance. Upon Mr. Colello's question, Ms. Laslow informed the riders of the ATVs have also trespassed on other properties. Lt. O'Connor will need evidence of the trespassing before any actions can be made. Once evidence is presented, a citation will be issued and Ms. Laslow will be contacted to testify.

Upon reading the ordinance, Ms. Laslow noted; the ATV cannot exceed 99 decimals when measured at 20 inches. Upon contacting the police department approximately two weeks ago, an officer completed a meter reading from the street with a result of 89 decimals. However, if the officer approached the tailpipe, the reading would have been over the 99 decimal limit. Lt. O'Connor indicated; the officer did conduct a reading from the tailpipe and documented the level. If it was in violation, a citation would have been issued. Ms. Laslow continued reading the ordinance, noting; the standards of the decimal readings does not apply to vehicle in conjunction with construction. Mr. Garton agreed and stated the decimal restriction does not apply to Ms. Laslow's situation. Ms. Laslow then questioned; if the 55 decimal reading restriction will hold in her case. Mr. Garton indicated yes, if it relates to the property line. She then questioned; since the last reading was at 89 decimals, if the neighbors were in violation. Mr. Garton indicated yes.

Ms. Laslow then informed of another issue as the meters are not always available for the police and many times the issue is occurring during weekends and after business hours. Lt. O'Connor recalls one situation where the meter was not available and instructed the officers to have available when complaints are made regarding the neighbor to rectify.

Mr. Snyder questioned; when complaints are received regarding noise from an ATV, is an officer permitted to request the vehicle be started in his presence. Mr. Garton indicated yes. Lt. O'Connor clarified; the 89 decimals was recorded not on the border of the property, but on the resident's driveway. Lt. O'Connor reported; during one visit a mediation was attempted between two neighbors. It was found the owners of the ATV are well versed in the ordinances and stated they are in compliance. However, upon receiving complaints, officers will continue to be aggressive in completing investigations and decimal readings. Mr. Laslow questioned; if other complaints have been received. Lt. O'Connor responded; he is not at liberty to indicated yes or no, but numerous and similar complaints have been received. Squads have been advised to ensure decimal readings are completed as per the ordinance. Going forward, everyone will be well versed on how to conduct the readings and locations will be clarified. Mr. Laslow granted the police permission to stand on his property to receive an accurate reading, if needed. Lt. O'Connor informed; the reading is required to be taken 50 feet from the property line and 20 inches from the tail pipe.

Ms. Laslow questioned; if the ordinance can be modified to indicate the race track effect is not permitted. Mr. Garton responded; if the ground is being destroyed, the Conservation District should be notified. Lt. O'Connor informed; in the meantime, if an incident should occur, he directed Mr. and Mrs. Laslow to call the police and do not address the neighbors directly.

**II. ANNOUNCEMENTS**

- A. The next meeting of the Doylestown Township Board of Supervisors will be held on Tuesday, June 6, 2017 at 4:00PM.

The Bicentennial Committee is meeting on June 6, 2017 at 3:00pm.

- B. Doylestown Township Administrative Offices will be closed on Tuesday, May 16, 2017 due to Primary Election Day and Monday, May 29, 2017 in observance of Memorial Day.
- C. 2018 Budget Work Session – June 20, 2017 at 4:00 pm. Public is welcome to attend.
- D. Touch-A-Truck –Saturday, May 6, 2017– Central Park 10AM – 1:00 PM – FREE
- E. Home Run Derby – Thursday, May 18, 2017 – Turk Baseball Fields – Check in 4:30PM
- F. Thompson Performing Arts Series kicks off on Friday, May 19, 2017, Movie “Moana” with a bonus of Polynesian dance demonstration. Followed on June 2, 2017 another movie “Secret Life of Pets” “Admission is FREE. All movies will be held at the Covenant Bank Amphitheater in Central Park.
- G. Doylestown Township will be holding an E-cycling event through PAR Recycle Works on Saturday, June 3rd from 10am-1pm for Doylestown Residents ONLY. The event will be held at the Administration Building.
- H. Doylestown Township Annual Golf Outing –Monday, June 5, 2017 at Doylestown Country Club. Registration Deadline: May 15th. Please contact the Administration offices or [www.doylestownrec.com](http://www.doylestownrec.com) to register.
- I. The Environmental Advisory Council is holding a Magnet Fundraiser. Magnets are being sold in the Administration office for \$5.00.
- The Dog Park Advisory Committee is holding a Magnet Fundraiser. Magnets are being sold in the Administration office for \$5.00.

**III. MINUTES APPROVAL: Board of Supervisors - April 18, 2017**

Mr. Snyder made a MOTION; seconded by Mr. Touhill the April 18, 2017 Doylestown Township Board of Supervisors Regular meeting minutes be approved.

MOTION was ADOPTED 4-0- 1, with Ms. Manion abstaining due to her absence.

Mr. Snyder made a MOTION; seconded by Mr. Colello the April 18, 2017 Doylestown Township Budget Work session minutes be approved.

MOTION was ADOPTED 4-0- 1, with Ms. Manion abstaining due to her absence.

**IV. CORRESPONDENCES - NA****V. REPORTS**

- A. Solicitor

## B. Police Chief

Lt. O'Connor reported; two Doylestown Township Police officers will be attending the Police Bicycle training in Easton Pennsylvania. Training will be completed on Friday, May 5, 2017. The two officers are Jared Courts and Stephen Pekach.

Friday, May 5, 2017 two Doylestown Township Police officers will be attending Delaware State Trooper, Corporal Stephen Ballard Funeral. The two officers will be arriving on newly purchased motorcycles.

During the Saturday, May 6th Touch a Truck event, Officer Jessica Whiteside will be present showcasing the newly purchased motorcycle and speaking with younger residents.

Mrs. Lyons questioned; who are the three officers who recently qualified for motorcycle training. Lt. O'Connor identified the three officers as Timothy Reihl, Scott Jones and Jessica Whiteside.

## C. Township Engineer

## D. Dir. of Operations

Mr. Touhill made a MOTION; seconded by Ms. Manion the Doylestown Township Board of Supervisors authorize the execution of Geotechnical Engineering Services contract to Underwood Engineering Testing Company, Inc of Bellmawr, NJ in the amount of \$8,330.00 with regards to the Parks & Recreation Activity Building.

MOTION was ADOPTED 5 to 0.

Ms. Manion made a MOTION; seconded by Mr. Snyder the Doylestown Township Board of Supervisors approve Phillips & Donovan Architects, LLC request for a rate increase in the amount of \$11,240.00 with regards to the structural engineering, MEP Engineering and Cost estimating fees for construction of the Doylestown Township Administration and Police buildings.

MOTION was ADOPTED 5 to 0.

Mr. Tomko reported; Doylestown Borough submitted documentation to reimburse the Township \$6,890.00 for the paving of Hart Avenue along Doylestown Hunt from the Township Borough line towards Main Street.

Mr. Snyder made a MOTION; seconded by Mr. Touhill the Doylestown Township Board of Supervisors award the 2017 Road Program contract to James D. Morrissey, Inc of Philadelphia, PA for a base bid in the amount of \$524,982.20 and add alternates "A" at \$6,890.00 and "B" at \$47,895.00 for a grand total of \$579,767.20, as per the recommendation of Township Engineer; Mario Canales.

MOTION was ADOPTED 5 to 0.

Mr. Snyder made a MOTION; seconded by Mr. Touhill the Doylestown Township Board of Supervisors authorize the purchase of a Rotary SL210 Trio TA conventional Smart Lift from Herpel's Auto and Truck Lifts of Germansville, PA in the amount of \$10,020.00 for the Fleet Maintenance building. Purchase includes installation.

MOTION was ADOPTED 5 to 0.

E. Manager

F. Supervisors

Mr. Touhill reported; the Environmental Advisory Council (EAC) had several events scheduled to include, celebration of Arbor Day with a tree planting. On April 28<sup>th</sup> planting was conducted in Central Park along with students from Kutz Elementary School. Mr. Touhill thanked everyone for participating.

On Saturday, April 29<sup>th</sup>, the Native Plant Garden event was held, where volunteers weeded, completed maintenance, installed Winter Berry trees and moved rocks. Mr. Touhill acknowledged and thanked new volunteers who assisted. The next event will be scheduled on May 27, 2017 and encouraged anyone interested to volunteer.

Ms. Manion reminded; the June 5, 2017 Golf Outing event proceeds will assist in the continued renovations of Kids Castle. With the report of Corporal Stephen Ballard funeral, Ms. Manion also reminded to please thank a police officer for their commitment and service.

Mr. Colello reported; at the recent Planning Commission meeting, Doylestown Hospital submitted a request for an extension for their land development plan. The traffic study was not completed and traffic flow plan need to be reworked with regards to the additional, new entrance into the parking lot. This will be in an effort to have more patients use the parking garage.

A resident on New Britain Road off Lower State Road submitted a land development plan to construct eight new homes.

Applicant; Mr. Callan submitted a land development plan to construct two additional homes behind the existing Tabor property. The meeting was well attended by residents.

The Board recently attended the annual Pennsylvania State Association of Township Supervisors (PSATS) convention, and Mr. Colello participated in the Roads and Maintenance Repair session. The department was also featured in the PSATS magazine, where the article on road maintenance and treatment was very interesting.

Mr. Snyder informed; Mr. Tomko has schedule a meeting with vendors with Township staff. Mr. Snyder attended; the Pavement Management session at PSATS. He commented; there has been alot of good work completed and the Township currently has an inventory of the roads. As part of the department, Asset Management should be implemented to ensure there is a plan in place and should begin shortly for Board approval.

Mr. Snyder clarified; two of the bids previously approved by the Board are in relation to the Municipal Complex's building project. The first pertains to the Park & Recreation building and second is for the movement of the Fleet Maintenance to cold storage.

Mrs. Lyons reported; video recording to document the Municipal Complex building project was completed and includes renovations, rehabilitation, repurposing and new building construction.

## **VI. NEW BUSINESS**

A. Fee Schedule Change – Pavilion Rental Fee

Ms. Mason referenced Director of Parks & Recreation; Karen Sweeney's April 25, 2017 memorandum recommending an amendment to the 2017 Doylestown Township Fee Schedule to assist the public with

the Township's online Pavilion rental application. The action will take steps to streamline the fee schedule and changes will provide a one size fits all approach during the three hour time blocks offered.

Mr. Snyder questioned; how often is the Pavilion rented and utilized. Ms. Mason answered; the Pavilion is consistently rented throughout weekends for birthday, anniversary parties and family reunions. Mr. Snyder questioned; how does the rates compare to other facilities. Ms. Mason indicated the rates are inline and competitive.

Mr. Touhill made a MOTION; seconded by Mr. Snyder the Doylestown Township Board of Supervisors approve an amendment to the 2017 Doylestown Township Fee Schedule noting the Pavilion Rental application fee.

MOTION was ADOPTED 5 to 0.

B. Doylestown Hospital Amended Final Land Development – Review Extension

Ms. Manion made a MOTION; seconded by Mr. Colello the Doylestown Township Board of Supervisors grant Doylestown Hospital an extension to submit their land development plan through and including June 20, 2017.

MOTION CARRIED 5 to 0.

C. Zoning Hearing Board Application – 425 Wells Road – Request Variances

Ms. Manion made a MOTION; seconded by Mr. Snyder the Doylestown Township Board of Supervisors authorize filing the application to request a variance to undertake construction of a new municipal building, as well as other facilities and eliminate the 10 foot wide planting strip between every 20 contiguous parking spaces in a row as it pertains to the Municipal Complex Building renovation project. Further the Board authorizes the attendance of Township Solicitor; Jeffrey P. Garton on behalf of the Township at the Zoning Hearing Board meeting to conduct a presentation.

MOTION CARRIED 5 to 0.

## VII. ANNOUNCEMENTS

Due to construction at Pine Run, the location of Polling Place Two for Doylestown Township has been moved to Central Bucks SeniorCenter located at 700 Shady Retreat Road in Doylestown.

The Doylestown Township June 3, 2017 E-cycling event through PAR Recycle Works will accept computers, computer monitors, phones for recycling. Televisions and monitors will be recycled for a fee of \$30.00. No large appliances will be accepted. All information is available on the Township's website at [www.doylestownpa.org](http://www.doylestownpa.org).

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**VIII. ADJOURNMENT**

Hearing no further business, the May 2, 2017 Board of Supervisor Regular meeting was adjourned at 4:45pm.

Respectfully submitted by,

Stephanie J. Mason