



# Board of Supervisors

## Regular Meeting

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

~ Minutes ~

---

Tuesday, January 16, 2018

7:00 PM

Meeting / Activity Trailer

---

### I. 7:00 PM REGULAR MEETING

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

Township Staff in attendance included Township Manager; Stephanie J. Mason, Director of Operations; Dave Tomko, Chief of Police; A. Dean Logan and Township Engineer; Mario Canales.

Absent: Township Solicitor; Jeffrey P. Garton. Mr. Michael Meginniss was present in Mr. Garton's absence.

#### A. Pledge to the flag

#### B. Presentation- Bucks County Planning Commission Bike/Hike Trail Update –

Richard G. Brahler, Jr. of the Bucks County Planning Commission reported; over the years, the commission developed an alignment for the Neshaminy Greenway Trail from Chalfont towards the Delaware River.

In 2016, the County applied for congestion mitigation of air quality funding and awarded \$1.8 million in construction funds. The County covered the funding for preliminary costs. In 2017, Boucher & James, Inc was hired to complete a scope and field view. They also studied issues with the alignment having a back and forth flow.

At first the alignment was intended to come out from Central Park, cross over several bridges, parallels Route 611 before ending at an existing trail along south of the driveway of a Neshaminy manor home. However, upon reviewing the engineering, it was found the cost to have the trail run across two bridges was not cost effective. Other issues identified as training facilities maintained by the County with push backs and leasing issues by a third party.

The new alignment plan will begin at Route 611 and run towards Almshouse Road and along park system at Turk Road. Additionally, connections will be provided to nearby residential areas and the King Park area. The alignment also ties into an existing trail system and provides a loop trail. The plan may also extend trails towards Phase II of the project, eventually connecting with Neamand Park.

In comparing the two plans, the original alignment was approximately one and a half miles with four bridges. The new alignment is longer at 1.8 miles and involves one small bridge. The bridge is off Almshouse Road, which will be replaced to become ADA compliant.

To date, Delaware Valley Regional Planning Commission (DVRPC) and Federal Highway Program agreed to the alignment which meets requirements. The staff of Warrington and Doylestown Township have reviewed the new alignment. Meetings were conducted with the Parks & Recreation and the Bike & Hike Committee. A meeting with the Dog Park Committee has been scheduled.

Boucher & James, Inc is currently revising the scope of services to match the new alignment. According to Construction Management Agency Construction (CMAC), the engineering approval needs to be completed by July 19, 2018, where construction will be scheduled shortly after.

Mr. Snyder questioned; what was the feedback regarding the same colored lines along the ball fields. Mr. Brahler answered; the intention is to move the new trail closer to the fields in Warrington Township. Mr. Snyder questioned; will the plan include a path near the Dog Park and Turk Road. Mr. Brahler answered; although the plan may change, currently the plan is to pave the section and create a new trail that parallels with a road near the dog park.

Chief Logan questioned; what is the plan for pedestrian and bicycle crossing. Mr. Brahler answered; fully developed crosswalk is planned. Chief Logan requested to ensure the paths show conformity with flashing lights near Almshouse Road.

Mrs. Lyons requested, chirping bird devices be considered at Grundy. Mr. Brahler indicated the matter will be reviewed and all devices will comply with PennDOT.

C. Visitors/Public Comments

**II. ANNOUNCEMENTS**

- A. The next meeting of the Board of Supervisors is scheduled for Tuesday, February 6, 2018 at 4:00pm.
- B. There will be a Pension Committee Meeting scheduled for Tuesday, February 6, 2018 at 2:00pm.
- C. Movie and Ski Tickets are available through the Township at discounted prices. For more info contact our Administration Offices or online at
- D. Christmas Tree Drop-Off - Trees can be dropped off at the New Britain Road entrance of Central Park until February 10th
- E. Doylestown Twp. Park and Recreation in partnership with Premier World Discovery is offering two trips in 2018; Great Trains and Grand Canyons and Treasures of Ireland. Please contact the Administration Office for brochures with highlights and inclusions
- F. Yearlong Bicentennial Events & Celebrations can be found on the Township's Website. \*The next event will happen on Tuesday, March 13th – Dr. William Edgar Geil History Evening at Delaware Valley University at 7:30PM

**III. MINUTES APPROVAL – Reorganization Meeting – January 2, 2018**

Mr. Snyder made a MOTION; seconded by Ms. Manion the January 2, 2018 Doylestown Township Board of Supervisors Reorganization meeting minutes be approved.

MOTION was ADOPTED 5 to 0.

**IV. CORRESPONDENCES**A. 200th Anniversary – Citation from Sen. McIlhinney

Ms. Herring read a citation from Senator Charles McIlhinney where the Senate of Pennsylvania recognized Doylestown Township as an exceptional municipality who contributes its heritage to the Commonwealth by celebrating its 200th Anniversary. The citation noted Doylestown Township held its first court session on May 11, 1813 and become a county seat. In 1814, the residents petition the Courts of Quarter Sessions to establish the Township of Doylestown, which occurred in 1818. The new township consisted of Doylestown, several local villages and parts of three neighboring townships. The first election of township officials was held on March 19, 1819.

The Senate of the Commonwealth of Pennsylvania congratulated Doylestown Township and offered best wishes on their growth and success.

**V. REPORTS**A. SolicitorB. Police Chief

Ms. Manion made a MOTION; seconded by Ms. Herring the Doylestown Township Board of Supervisors appoint officers to the Fire Police as recommended and detailed in a memorandum by Chief Logan.

MOTION was ADOPTED 5 to 0.

C. Township EngineerD. Manager1. BCATO – Request for Resolutions

Ms. Mason informed; any resolutions by the Board will be set forth to the Resolution Committee for consideration prior to the convention on February 17, 2018. The deadline to submit resolutions is February 2, 2018.

Mrs. Lyons directed the Board to submit any ideas or questions to herself or Ms. Mason prior to the February 2, 2018 deadline.

2. BCATO Annual Convention – 2/17/18 – Spring Mill Country Club at 8:00 AM

Mrs. Lyons directed the Board to notify Township Administrative Assistant; Jackie Rowand on their attendance to the annual Bucks County Association of Township Officials (BCATO) scheduled for February 17, 2018.

E. Director of Operations – Municipal Complex1. Phase Ia. Locker Proposals – Public Works

Mr. Snyder made a MOTION; seconded by Mr. Colello the Doylestown Township Board of Supervisors authorize the purchase of eighteen (18) free style personal storage lockers manufactured

by Spacesaver, supplied and installed by Diversified Storage Solutions, Inc of Norristown, PA in accordance with their proposal dated January 12, 2018, totaling \$22,235.02.

MOTION was ADOPTED 5 to 0.

b. Change Order -Stan-Roch Plumbing– Change Order #1

Mr. Tomko submitted a change order for Phase I of the Municipal Complex project from Stan-Roch Plumbing, Inc. Upon preparing the Public Works building, it was found the location of a plumbing stack needed to be replaced and relocated, due to corrosion. The Public Works staff exposed the pipe and worked with the plumber to install a new one. Total cost of the change order totaled \$1,095.90.

Mr. Snyder made a MOTION; seconded by Mr. Colello the Doylestown Township Board of Supervisors approve a change order submitted by Stan-Roch Plumbing, Inc to replace a broken underground sanitary line in the amount of \$1,095.90 with comments.

Mr. Colello questioned; how are the order numbers determined. Mr. Tomko answered; there are five prime contractors and each began their invoicing in sequential order. The current change order represents the first from Stan Roch Plumbing, Inc.

Ms. Herring questioned; if there a list of change orders that can be provided. Mr. Tomko indicated yes and will provide an updated list for the Board's review. Based upon current numbers, the township is below 4% from the original contract price.

MOTION was ADOPTED 5 to 0.

2. Phase II – Construction Inspection and Testing Services Proposal

Mr. Tomko reported; on December 1, 2017, Robert Gallant of JD Bravo Company solicited bids to award the Administrative & Police building Construction Inspection and Testing Services for Phase II of the Municipal Complex project. Three proposals were received from Earth Engineering, Inc, Pennoni & Associates, and Underwood Engineering Testing Company, Inc. Based upon Mr. Gallant's review, Mr. Tomko's recommends the bid be awarded to Earth Engineering, Inc for time and materials contract for demolition and Phase II construction.

Mr. Snyder questioned; if the type of testing is normally for time and materials. Mr. Tomko answered no, due to the proposal received being half day rates, except for Earth Engineering, Inc.

Mrs. Lyons questioned; will anyone be onsite to time Earth Engineering. Mr. Tomko answered; the site superintendent and general contractor will be onsite.

Ms. Manion made a MOTION; seconded by Mr. Colello the Doylestown Township Board of Supervisors authorize execution of the time and material proposed submitted by Earth Engineering, Inc of East Norriton, PA, dated December 1, 2017 to provide construction inspection and testing services for the Municipal Complex - Demolition and Phase II Construction of the Administration and Police Building.

MOTION was ADOPTED 5 to 0.

F. Supervisors

Ms. Manion reported; the Telecommunication Advisory Board (TAB) continues to work through the emergency messaging plan and a meeting will be scheduled to discuss by the end of January.

The TAB is preparing to work with other Boards and Commission to provide more content to televise on Doylestown Television (DTV). All Boards and Commissions are considered, such as the Environmental Advisory Council (EAC) and Bike & Hike Committee.

Ms. Herring made a MOTION; seconded by Ms. Manion the Doylestown Township Board of Supervisors change the Central Bucks Senior Task Forces 2018 meetings to be held at 1:00pm on February 5th, March 5th, April 2nd, May 7th, June 4th, October 1st, November 5th, and December 3rd in the Senior Center.

MOTION CARRIED 5 to 0.

## VI. PUBLIC HEARING - Clean Up Ordinance

Mrs. Lyons reported; the Cleanup ordinance for Board review includes, building construction, nuisance, Park & Recreation, sewers, storm water management, bike & hike path and remote control devices. One item with issues is the fire arm ordinance, where an error in Section four on page two was corrected. With the Cleanup ordinance advertised, Mrs. Lyons questioned; does the ordinance need to be re-advertised with deleting Section four to be consistent with the first ordinance. Mr. Meginniss answered; no.

Mrs. Lyons explained; under the ordinance, you can carry a firearm in Central Park. However, it cannot be discharged. With the correction, the cleanup ordinance is now consistent with the township's ordinance. Mr. Meginniss added; the Township is well within its rights to restrict the discharge a firearm within any public park. However, it's not within the right of the township to restrict the ability to carry one. If the proposed ordinance states an amendment to delete a section, a new copy can be provided without advertisement.

Ms. Manion questioned; is there a violation of the ordinance, if a resident discharges a firearm for self-defense in a public park. Mrs. Lyons answered; the resident will violate the township ordinance, but not be criminally charged. Chief Logan agreed.

Ms. Herring noted; the Pennsylvania Supreme Court does not permit having private organization be able to sue municipalities. Mr. Meginniss responded; the 2016 Supreme Court case; *Leach vs Commonwealth* states the legislator's House Bill 80 in 2013 authorizes a third party to sue a municipality with respect to the fire arm ordinances. *Leach* held House Bill 80 was unconstitutional, because the bill the combining the municipal firearm legislation with ACT 192. This was related to penalties for theft of copper and aluminum. It was held the act of combining the ordinance was unconstitutional. Upon reviewing records, it was found the township does not have the authority to restrict the carrying of a firearm.

Ms. Herring had several questions to include, if there is any background on building construction under section one, because of a redundant ordinance by deleting Chapter 65. Mrs. Lyons answered; Director of Code Enforcement; Salisbury Sinclair found a duplicate building code, which found the section redundant.

Under Chapter 19, Section 119 for Parks & Recreation areas, the section notes to delete athletic fields and parks sounded odd. Mrs. Lyons answered; the ordinance was changed to use the words facilities instead of athletic fields under Section 14.

Under Section 26, Chapter 148 for Stormwater management, does the section prohibit car washing. Mr. Canales answered; the section explains residents are allowed to wash cars on the driveway of their homes.

Clarification for Section 22, under remote controlled models or drones use restrictions, except corporate events. Does the event only exclude township events. Mrs. Lyons answered; drones can only be used during a township sponsored drone event.

Ms. Manion made a MOTION; seconded by Mr. Snyder the Doylestown Township Board of Supervisors adopt the Cleanup Ordinance, except for Section Four located on Page two, otherwise deleted in its entirety.

MOTION was ADOPTED 5 to 0.

## VII. NEW BUSINESS

### A. Authorization to Advertise Ordinance Amendment - Pension Advisory Committee

Mrs. Lyons commented; the ordinance may not be ready to be advertised. There are too many names of what it can be and the ordinance has to include a reference to both committees in the ordinance currently. There is a uniformed pension committee and an employee pension plan committee as two separate ordinances. The ordinance should reference both committees as currently existing committees.

The intent of the ordinance is to create an advisory board or committee that will assist the Board to become more knowledgeable of pension plans and provide recommendations. However, the ordinance currently references two existing committees and only one name should be created. Mrs. Lyons then indicated she has an issue with non-residents becoming members of the Pension Advisory Committee.

Ms. Manion agreed and recommended to locate members within the township only. Mrs. Lyons responded; the current committees that exist for uniform and non-uniform allow non-residents to become part of the committees. However, the pension committee to be created should only include township residents.

Upon a discussion regarding the resident status of members of the committee, the Pension Board which meets twice a year will be replaced with the committee to be created as part of the Pension Advisory Committee ordinance. Mrs. Lyons commented; the Board should not lose control of the committee. All recommendations should be provided by the Board.

Mr. Snyder offered to have the Ways & Means Committee review the ordinance once again. He then suggested having the Advisory Committee remain and have them report to the Board. The Pension Committee can be removed. Ms. Mason added; the current Pension Board is devised by five Supervisors and two employees who make recommendations to the Board.

Ms. Manion commented; the current Ways and Means Committee provided thoughtful and innovative approaches. The new committee should be a Pension Board who provides recommendations should be created.

Mr. Snyder made a MOTION; seconded by Ms. Manion the Doylestown Township Board of Supervisors TABLE the Authorization to Advertise Ordinance Amendment - Pension Committee.

MOTION CARRIED 5 to 0.

### B. Appointment of Fire Police for 2018

### C. Treasurer's Report – January 16, 2018

Mr. Snyder made a MOTION; seconded by Mr. Colello the Doylestown Township Board of Supervisor approve the January 16, 2018 Treasurer's Report.

MOTION was ADOPTED 5 to 0.

D. Bills Lists – January 16, 2018

Mr. Snyder made a MOTION; seconded by Mr. Colello the Doylestown Township Board of Supervisor approve the January 16, 2018 Bill's List in the amount of \$496,436.99.

Ms. Herring questioned; if a posted payment was for the Dog classes. Mrs. Lyons indicated yes and is listed under rental facilities.

MOTION was ADOPTED 5 to 0.

**VIII. ANNOUNCEMENTS**

- A. The next meeting of the Board of Supervisors is scheduled for Tuesday, February 6, 2018 at 4:00pm.
- B. There will be a Pension Committee Meeting scheduled for Tuesday, February 6, 2018 at 2:00pm.
- C. Movie and Ski Tickets are available through the Township at discounted prices. For more info contact our Administration Offices or online at
- D. Christmas Tree Drop-Off - Trees can be dropped off at the New Britain Road entrance of Central Park until February 10<sup>th</sup>
- E. Doylestown Twp. Park and Recreation in partnership with Premier World Discovery is offering two trips in 2018; Great Trains and Grand Canyons and Treasures of Ireland. Please contact the Administration Office for brochures with highlights and inclusions
- F. Yearlong Bicentennial Events & Celebrations can be found on the Township's Website. \*The next event will happen on Tuesday, March 13th – Dr. William Edgar Geil History Evening at Delaware Valley University at 7:30PM

**IX. ADJOURNMENT**

Respectfully submitted by

Stephanie J. Mason