

PLUMSTEAD TOWNSHIP BOARD OF SUPERVISORS
June 26, 2018
Meeting Minutes

The public meeting of the Plumstead Township Board of Supervisors was held on Tuesday, June 26, 2018 at 7:30 p.m. at the Plumstead Township Municipal Building, 5186 Stump Road, Plumsteadville, PA

Present:

Brian Trymbiski

Nick Lykon

Dan Hilferty

Darren Carroll

Jonathan Reiss, Esq.

Carolyn McCreary

Chair

Secretary

Assistant Secretary/Treasurer

Member

Township Solicitor

Township Manager

Absent:

Peter Busillo

Vice Chair & Treasurer

Mr. Trymbiski called the meeting to order at 7:30 p.m. followed by a moment of silence and the Pledge of Allegiance.

CALENDAR AND ANNOUNCEMENTS: The Veterans Ad Hoc Committee meets on June 27. The Board of Supervisors Worksession scheduled for June 28 is cancelled. The Parks & Recreation Advisory Committee meets on July 9.

PUBLIC COMMENT: None

PRESENTATION: Bob Solarz, Executive Director and Carol Bigham, Member Services Director of the Delaware Valley Insurance Trust presented information to the Board concerning the health, property & liability, and workers' compensation trusts. Mr. Solarz presented data for the Township's premiums in each and spoke about the value and benefits to the members. Ms. Bigham shared information concerning the value-added benefits including wellness incentives and grants.

DISCUSSION: Denise Bowman, Esq. and Magne Gunderson, CEO of the Washington Crossing Council of the Boy Scouts of America appeared before the Board to discuss the well depletion agreement for the proposed hydrofracturing of a well (Well B) at Camp Ockanickon. Also in attendance were the well driller and hydrogeologist hired by the Boy Scouts. Ms. Bowman spoke about the Scouts' relationship with the Township and the amount of preserved land that comprises the camp. She noted she had not found any evidence in her right-to-know requests that any prior drilling at the camp had negative effects on neighboring property owners' wells. She stated the Boy Scouts would like to hydrofrack the well, perform a pump test, and provide a report before agreeing to sign a well depletion agreement with its required escrow. Ms. Bowman stated the Boy Scouts will comply with all the requirements in the original review letter from Gilmore & Associates along with the additional requirements in the 05/03/18 review letter from Pennoni Associates. She concluded her statements, noting she believes the Township will be in an even better position to protect the neighboring property owners with the additional requirements. The Board asked questions involving the water yield calculations, and the need for this well, the proposed use for the water, and the process of monitoring during the hydrofracking, and commented on the Board's responsibility to the residents in the area. Tom Alvaré, 5733 State Park Road, spoke to the Board about the

first attempt to frack the well in November, and the short notice the residents received. He stated the neighbors did right-to-know requests and distributed data found in a previous application submitted. He asked the Board to make the Boy Scouts follow the ordinance requirements. Jack Wilkerson, 7474 Skinny Lane, stated he is a 40-year resident and believes there is sufficient evidence that drilling at the camp in 2007 resulted in his need for a new well in 2008. He suggested monitoring, before, during and after the proposed hydrofracking. Megan Clawson, 7362 Shad Lane, stated she is one of the closest residences to the proposed well, and the Boy Scouts duty to others necessitates them entering into the agreement. Holly Madison, 7326 Shad Lane, stated she lives across from the camp. She questioned the calculations that were referenced in the discussion.

SOLICITOR’S REPORT: Jonathan J. Reiss, Esq.

- 1. Public Hearing – Brake Retarder Ordinance:** Mr. Reiss advised the Board that per their prior approval the ordinance was prepared, and the hearing had been properly advertised with the legal notice being posted at the Township building, and the proposed ordinance being made available for public inspection at The Intelligencer and the Township building. Mr. Trymbiski opened and closed the public hearing with no public comment offered. **Motion** by Mr. Hilferty, seconded by Mr. Carroll to adopt Ordinance 2018-02. With no additional comment, all voted in favor 4-0.
- 2. Public Hearing: Fireworks Ordinance:** Mr. Reiss advised the Board that per their prior approval the ordinance was prepared, and the hearing had been properly advertised with the legal notice being posted at the Township building, and the proposed ordinance being made available for public inspection at The Intelligencer and the Township building. The proposed ordinance will comply with Act 43. Trymbiski opened and closed the public hearing with no public comment offered. **Motion** by Mr. Hilferty, seconded by Mr. Carroll to adopt Ordinance 2018-03. With no additional comment, all voted in favor 4-0.
- 3. Park Rules Ordinance Amendment:** Mr. Reiss reviewed the details of the proposed ordinance, amendment, which would prohibit the landing, taking off and operation of drones at Hanusey Park. **Motion** by Mr. Hilferty, seconded by Mr. Carroll to authorize the advertisement of the proposed ordinance. With no additional comment, all voted in favor 4-0.
- 4. Plumsteadville Cemetery:** Mr. Reiss advised the Board that he received an email from former Supervisor, Stacey Mulholland, which forwarded an email from the County Coroner indicating the County Commissioners would like to start discussions to use the Plumsteadville Cemetery to hold unclaimed remains. Ms. McCreary was directed to contact the County to identify the specific details of what they are proposing, and how or if it would fit in with this local cemetery.
- 5. Zoning Ordinance Amendment:** Mr. Reiss informed the Board the proposed zoning ordinance amendment to regulate the sales of fireworks was sent to the County and Township Planning Commissions per their prior authorization. He stated he received a call from Dave Sebastian, Director of Planning Services for the County, who advised the 1,500 ft. distance identified in the ordinance amendment would eliminate fireworks sales from all areas of the Township. Mr. Reiss suggested using the distance allowed under the state law. Board consensus was to make the change and recirculate the proposed ordinance amendment.

Mr. Reiss stated he had one item for Executive Session involving litigation.

DEPARTMENT AND FIRE COMPANY REPORTS: On File

1. **Police:** Chief Hasenauer sought Board authorization to engage the Township’s Traffic Engineer to perform a speed study on Township Line Road, noting it is currently not posted and therefore the speed limit is 55 MPH. **Motion** by Mr. Lykon, seconded by Mr. Carroll to authorize the speed study. Chief Hasenauer was directed to contact Bedminster Township to determine if they would share in the cost of the study, which is estimated to be approximately \$2,500. With no additional comment, all voted in favor 4-0.

COMMITTEE MINUTES: On File

ADMINISTRATIVE REPORT: Carolyn McCreary, Township Manager

1. **Ratification of County Municipal Waste Management Plan:** Ms. McCreary presented Resolution 2018-22, which if adopted would ratify the 2018 Bucks County Municipal Waste Management Plan. She noted the link to the plan had been previously provided to the Board. **Motion** by Mr. Hilferty, seconded by Mr. Carroll to adopt Resolution 2018-22. With no additional comment, all voted in favor 4-0.
2. **ARLE Grant Application:** Ms. McCreary presented Resolution 2018-23, which if adopted would authorize submission of a \$646,128 grant application for traffic signal and pedestrian improvements at the Wawa/Plumstead Square intersection. The project will include a \$100,000 match from the Township. **Motion** by Mr. Hilferty, seconded by Mr. Trymbiski to adopt Resolution 2018-23. With no additional comment, all voted in favor 4-0.
3. **Green Light Go Joint Grant Application:** Ms. McCreary advised the Board that Doylestown Township is considering making an application to this program for Swamp Road (SR0313) traffic signal system upgrades that would involve traffic signals in the Doylestown Township, Doylestown Borough, Buckingham Township and Plumstead. She sought Board consensus for support of the application, noting the cost of the project is estimated to be \$621,013.25 with a required 20% match that would be apportioned to the four municipalities. She stated Plumstead’s share is estimated to be \$21,997.81. **Motion** by Mr. Lykon, seconded by Mr. Carroll to participate in the Green Light Go application for Route 313 traffic signal system upgrades, conditioned on participation of the other municipalities. With no additional comment, all voted in favor 4-0.
4. **Motor Vehicle Operations Policy:** Ms. McCreary advised the Board during the last risk management assessment it was recommended the Township adopt a policy. She stated she had edited the template provided, and Mr. Reiss reviewed it. **Motion** by Mr. Hilferty, seconded by Mr. Carroll to adopt the Motor Vehicle Operations Policy. With no additional comment, all voted in favor 4-0.
5. **Gardenville Fields Project:** Ms. McCreary inquired if there were any questions concerning the project plan circulated by the Township Engineer. She stated the project had received authorization from DCNR to go out to bid, noting their review is a requirement of the grant process. Mr. Lykon stated he reviewed the plan, and there were no substantive changes from what the Board previously approved. Board consensus was to put the plan out for bid.
6. **Hanusey Park:** Ms. McCreary advised the Board an employee suggested the Township paint a hopscotch on the walking path and foursquare on the basketball court to offer children other recreational activities. Board consensus was to paint both on the basketball courts to eliminate any issues with residents walking or running on the path.

PAYMENT OF BILLS: Motion by Mr. Hilferty, seconded by Mr. Carroll to approve the bills list dated 06/26/18 and an addendum dated 06/26/18 subject to audit. With no additional comment, all voted in favor 4-0. The amounts reported on the bills list are as follows: General Fund - \$83,745.68, Water Fund - \$11,229.54 and Addendum of \$600.04, Capital Reserve Fund - \$837.53, Open Space Fund - \$108.50, State Liquid Fuels - \$5,222.29, Developers' Escrow Fund - \$14,191.55, Construction Escrow Fund - \$1,500.00, Zoning Hearing Board Escrow Fund - \$258.90

APPROVAL OF MINUTES: Motion by Mr. Hilferty, seconded by Mr. Carroll to approve the minutes of the 06/12/18 meeting. With no additional comment, all voted in favor 4-0.

OLD BUSINESS:

NEW BUSINESS:

PUBLIC COMMENT: None

ADJOURNMENT: Motion by Mr. Hilferty, seconded by Mr. Carroll to adjourn into Executive Session at 10:10 p.m. With no additional comment, all voted in favor 4-0.

Respectfully submitted,

Carolyn McCreary, Township Manager

Date Approved