

**MIDDLETOWN TOWNSHIP
BOARD OF SUPERVISORS
PUBLIC MEETING
FEBRUARY 17, 2015**

PRESENT

PAT MALLON, CHAIRPERSON	}	
H. GEORGE LEONHAUSER, VICE CHAIR	}	
DREW KREILING, SECRETARY	}	BOARD OF SUPERVISORS
THOMAS GALLAGHER	}	
WILLIAM OETTINGER	}	
STEPHANIE TEOLI KUHL, TOWNSHIP MANAGER		
JOSEPH PIZZO, ESQ., TOWNSHIP SOLICITOR		
LARRY YOUNG, P. E, TOWNSHIP ENGINEER		

1. Call to Order, Pledge of Allegiance, and Roll Call.

Mr. Mallon called the meeting to order at 7:30 p.m. After the Pledge of Allegiance, Mr. Kreiling called roll. All Supervisors were in attendance along with many interested citizens.

2. Announcements, Correspondence, Awards and Reports.

- a. Next Board of Supervisors Meeting – Monday, March 2, 2015 @7:30 p.m.

Mr. Mallon advised that an Executive Session was held prior to the public meeting this evening concerning Personnel matters.

3. Public Comment. *Non-Agenda Items only.* (Maximum 30 minutes)

Charles & Christina Morantz, 1816 Wellington Drive, Langhorne expressed their concerns with CSX trains idling behind their home. They were aware of the rail yard behind their property when they moved in December 2012 and expected noises from the trains. However, since October 2014 they have been dealing with several train engines idling directly behind their home for extended periods of time that can last up to several days and creates tremendous amount of noise in their home and also causes the house to shake. This also releases a lot of diesel fumes into the air.

The Morantz's have been in contact with CSX Corporate and the emergency CSX phone line to try and get them to stop idling trains behind their home. The response they receive from CSX is that they are adding it to their file and are working on the issue, but nothing has changed.

The Morantz's have spoken to Chief Bartorilla concerning this issue and he provided information related to the Township's Noise Ordinance. CSX is in violation of the Township's noise ordinance. The Morantz's are looking to the Township to help them with the issue of having CSX adhere to the rules and regulations of the noise ordinance.

Mr. Mallon advised that he has also been in contact with Congressman Fitzpatrick's office concerning this issue.

Chief Bartorilla advised that he has met with the Morantz's in his office and they provided him with all of the contact information. The Federal Railroad Administration regulates the railroad and the Chief has spoken to the contact person who stated the case is closed as there is not remedy that he can provide. Chief Bartorilla has also spoken to the manager of the rail yard who stated that the trains have to stay running in this extreme weather and there is absolutely no way the engines can be shut off when the temperature is below 32 degrees. The manager of the rail yard does not have a problem with moving the yard down to Wheeler Way, but they would need an access road for their employees.

Mr. Mallon said he would be more than happy to be part of the discussion with CSX concerning this issue. He would also like to know the feasibility of an access road on Wheeler Way if that may be a solution.

4. Consent Agenda Items.

- a. Consideration of authorizing payment of February 17, 2015 Bill List in the amount of \$763,088.37.
- b. Consideration of approving the January 5, 2015 Minutes of the Public Meeting of the Middletown Township Board of Supervisors.

ACTION: MR. KREILING MOVED TO APPROVE CONSENT AGENDA ITEMS A & B AS LISTED ABOVE. MR. OETTINGER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

5. Discussion of Green Light Go Grant Program – Phil Wursta, P.E., Traffic Planning and Design

Phil Wursta, P.E. of Traffic Planning & Design provided information on a proposed grant called the Green Light Go Grant that is funded by the gas tax Act 89 in 2013 and provides for municipalities to take advantage of 50% match to update their infrastructure. A prime location to upgrade traffic signals would be Old Lincoln Highway and Business Route 1.

Mr. Wursta explained in detail the Lincoln Highway Adaptive Traffic Signal System. This is a traffic signal system that changes timing based on traffic volumes on the road through a series of video cameras placed at the intersection and it takes the place of the old loop detectors.

The project is proposed to start at the I-95 Ramps and go down to Oxford Valley Road and will also include the intersections of Woodbourne and Old Lincoln Highway, Woodbourne and 213 and Woodbourne and Fourth Street.

This grant is proposed on something that PennDOT calls a critical corridor which is a high volume traffic corridor where the average daily traffic (ADT) is greater than 10,000 cars. The benefits of this program will adjust timing to meet current traffic demands and changes based upon seasonal variations, off peak hours and peak hours. It also will take into account activities such as the Oxford Valley Mall and Sesame Place.

There will be minor changes at the intersections with regard to construction; cameras installed and a small cabinet installed on the existing cabinet and it will use existing fiber optic cable along Old Lincoln Highway. It would improve traffic flow and increase capacity by optimizing traffic signal timings.

Mr. Wursta explained that PennDOT will manage the project and it is a 50% local match and is considered innovative technology, which is important for many municipalities to take advantage of this program as opposed to widening roadways. Mr. Wursta stated that the estimate of the job is approximately \$500,000.

Mr. Mallon agrees and it is consistent with the mission of the Board to upgrade and improve the infrastructure within Middletown Township. One question Mr. Mallon has is would this program be beneficial up Oxford Valley Road through Sesame and the connector to Route 1 and I-95. The volume of traffic that traverses this roadway between the Superhighway and Route 1 and Business Route 1 is significant on weekends.

Mr. Wursta said the system he is proposing is expandable and the grant could also be added to now or later. He was trying to be cost sensitive with the proposed project costing a little over \$500,000 with the Township's share being \$250,000. Mr. Wursta said there will be other grants that will be available come June that the Township can tie into as well for these projects.

Mr. Gallagher inquired where the funding for this project would come from. Ms. Teoli Kuhls advised the funds would be budgeted in 2016. Mr. Wursta explained that the grant is a year-long grant and PennDOT is holding a lot of money because many municipalities have not taken advantage of the grants and are very gracious with regard to the flexibility of timing of the project as well as the funding.

Mr. Wursta said PennDOT would be running the project and we would be at the mercy of bidding. He thinks we have a number that would be accurate and PennDOT agrees, but if at any point when the bids come in we do not like the bids the Township could back out of the project.

Mr. Pizzo said if the Township were to put in the application now, we would have to identify the potential sources of the "match" funds. Ms. Teoli Kuhls stated that the award of the grants would be in May and the Township would have until May of 2016.

Mr. Oettinger suggested the Township check with Falls Township to see if they would be interested in going in on this project with Middletown.

ACTION: MR. MALLON MOVED TO DIRECT TOWNSHIP STAFF TO MOVE FORWARD IN CONJUNCTION WITH TRAFFIC PLANNING AND DESIGN (TPD) ON THE APPLICATION FOR THE GREEN LIGHT GO GRANT PROGRAM AND AUTHORIZE TOWNSHIP STAFF TO EXECUTE GRANT DOCUMENTS. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

ACTION: MR. MALLON MOVED TO DIRECT THE TOWNSHIP STAFF TO APPROACH OTHER MUNICIPALITIES TO DETERMINE FEASIBILITY OF THEIR PARTICIPATION IN A LARGER EXTENSION OF THIS PROJECT. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

6. Consideration of authorizing award of Woodbourne Road Streetlight Project.

Ms. Teoli Kuhls advised that the Board of Supervisors authorized this bid to install streetlights along Woodbourne Road. The bid was duly advertised in the *Bucks County Courier Times* on December 5 and December 11, 2014 and proof of publication has been received. Seven (7) bids were received and Armour & Sons Electric, Inc., Langhorne, PA is the low bidder at \$15,300.

ACTION: MR. KREILING MOVED TO AWARD A CONTRACT TO ARMOUR & SONS ELECTRIC, INC. IN THE AMOUNT OF \$15,300 FOR THE WOODBOURNE ROAD, LED STREET LIGHTING PROJECT. MR. OETTINGER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

7. Consideration of authorizing approval of Ordinance #15-01, Floodplain Ordinance.

Ms. Teoli Kuhls advised that this ordinance was duly advertised in the *Bucks County Courier Times* on February 9, 2015; proof of publication has been received. The ordinance is in response to a FEMA mandate. Adoption of the ordinance protects Middletown Township and ensures participation in the National Flood Insurance Program (NFIP).

ACTION: MR. LEONHAUSER MOVED TO ENACT FLOODPLAIN ORDINANCE #15-01. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

8. Consideration of authorizing approval of the Maple Avenue Stormwater Project.

Larry Young, P.E., Township Engineer stated that this project will address drainage and icing problems on Maple Avenue near Cloverdale Avenue. The project was duly advertised in the *Bucks County Courier Times* on January 19, and January 23, 2015; proof of publication has been received.

Eight (8) bids were received ranging from just over \$57,000 to \$99,000. All bids were complete and the lowest bidder was Eastern Earthmovers, LLC, 3950 Germantown Pike, Collegeville, PA at a bid of \$57,397.69.

Mr. Oettinger asked what the budgeted amount is for the project. Mr. Young advised that it is between \$50,000 - \$60,000.

Mr. Pizzo advised that this is a two-step process first with the notice of intent to award and then followed up with the actual award after the applicable time provisions have passed in accordance with the Responsible Contractor Ordinance.

ACTION: MR. KREILING MOVED TO ISSUE A NOTICE OF INTENT TO AWARD A CONTRACT TO EASTERN EARTHMOVERS, LLC, 3950 GERMANTOWN PIKE, COLLEGEVILLE, PA FOR THE MAPLE AVENUE STORM SEWER EXTENSION PROJECT AT A COST OF \$57,396.69. MR. OETTINGER SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

9. Other Business.

Mr. Oettinger said he has noticed during the past couple of snowstorms that the snowplows are having a hard time getting around vehicles parked in the streets. He asked that for residents please keep cars off roads in snowstorms so the DPW guys can do their jobs.

Mr. Gallagher congratulated the DPW on a great job during the snowstorm last night and cleanup today. Mr. Gallagher agreed with Mr. Oettinger that residents move their cars off the roads.

Mr. Leonhauser also commented on cars on roadways during snowstorms.

Mr. Mallon suggested residents be considerate of each other. When the Board hears complaints about the roads being plowed or not being plowed, it is not because the DPW guys are not out working diligently, it is because vehicles are left on the road and the plow drivers have a hard time getting around the vehicles.

Mr. Mallon said the Board is continuing to move forward on infrastructure programs.

10. Other public comment. (Only applicable if initial Public Comment period exceeds the 30 minute time limit.)
11. Adjournment.

ACTION: MR. MALLON MOVED TO ADJOURN THE PUBLIC MEETING OF THE MIDDLETOWN TOWNSHIP BOARD OF SUPERVISORS AT 8:10 P.M. MR. KREILING SECONDED. MOTION CARRIED BY A VOTE OF 5-0.