

**MIDDLETOWN TOWNSHIP
BOARD OF SUPERVISORS
PUBLIC MEETING
FEBRUARY 4, 2019**

PRESENT

THOMAS TOSTI, CHAIRPERSON	}	
MICHAEL KSIAZEK, VICE CHAIRPERSON	}	
AMY STROUSE, SECRETARY	}	BOARD OF SUPERVISORS
H. GEORGE LEONHAUSER	}	
WILLIAM OETTINGER	}	
STEPHANIE TEOLI KUHL, TOWNSHIP MANAGER		
JAMES J. ESPOSITO, ESQ., TOWNSHIP SOLICITOR		
ISAAC KESSLER, P.E., TOWNSHIP ENGINEER		

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

Mr. Tosti called the meeting to order at 7:00 p.m. Boy Scout from Troop 19 led the Pledge of Allegiance. Ms. Strouse called the roll, all Supervisors were in attendance along with Township Manager, Stephanie Teoli Kuhls, Township Solicitor James Esposito, Township Engineer Isaac Kessler, several Department Directors and interested citizens.

2. Announcements, Correspondence, Awards and Reports.
 - a. Next Board of Supervisors Meeting – Tuesday, February 19, 2019 @7:00 p.m.
 - b. Announcement of GFOA Excellence in Financial Reporting recognition

Mr. Tosti reported that Middletown Township has again been awarded the Government Finance Officers Association *Certificate for Excellence in Financial Reporting*. This is the 6th year in a row that the Finance Department has received this recognition for the Comprehensive Annual Financial Report. He recognized Mr. Shapiro and the Finance Department Staff.

Mr. Esposito advised that an Executive Session was held prior to this evenings meeting concerning personnel and litigation matters.

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

Natalie O'Donnell, Middletown resident concerning Elcon Falls Township Land Development

Ernie Peacock, Villages of Flowers Mill expressed concern regarding the electronic billboard on Route 1 that shines in the windows of the residents of the Villages of Flowers Mill.

Chuck Brown, Twin Oaks, expressed a traffic safety issue along Woodbourne Road. Mr. Tosti advised Mr. Brown the Township has created a Citizens Traffic Commission that handles issues such as this. Mr. Sadowsky took Mr. Brown's information and will forward to the Citizens Traffic Commission for review.

4. **Consent Agenda Items.**

- a. Consideration of authorizing payment of February 4, 2019 Bill List in the amount of \$966,725.69.
- b. Consideration of approving the January 22, 2019 Minutes of the Public Meeting of the Middletown Township Board of Supervisors.
- c. Consideration of authorizing Construction Release #5 for Stonehaven Langhorne, LLC in the amount of \$23,365.04.

ACTION: MS STROUSE MOVED TO APPROVE CONSENT AGENDA ITEMS A-C AS LISTED ABOVE. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

5. Consideration of authorizing the award of the Streambank Restoration Project (Base Bid and Alternate 1) to James D. Morrissey, Inc. for a total amount of \$82,975.

Mr. Kessler stated the proposed project is to stabilize streambanks at locations identified by the Township that need specific attention, while staying within the annual budget. Therefore, Remington & Vernick Engineers recommends the Base Bid and Alternate Bid No. 1 be awarded to complete the streambank stabilization at 200 S. Clearview Avenue and at the intersection of Longview Avenue and Fir Avenue. The lowest qualified bidder, James D. Morrissey, Inc., submitted their bid for the Base Bid in the amount of \$44,475.00 and for Alternate Bid No 1 in the amount of \$38,500.00.

Mr. Kessler advised that the bidding process for the Streambank Restoration Project has been completed per the Township’s Responsible Contractor Ordinance (RCO). The received bids were opened on January 9, 2019, whereas they were reviewed until the Notice of Intent to Award was issued on January 22, 2019. At that time, a fourteen (14) day public review time period commenced and then concluded on February 4, 2019, with no additional comments or questions.

ACTION: MR. TOSTI MOVED TO AUTHORIZE THE AWARD OF THE STREAMBANK RESTORATION PROJECT (BASE BID AND ALTERNATE 1) TO JAMES D. MORRISSEY, INC., FOR A TOTAL AMOUNT OF \$82,975. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

6. Consideration of authorizing the award of a contract for the replacement of the floor in the community room at the Community Park Barn.

Mr. Kopera stated that the multi-purpose room of the Community Park Barn is used for adult exercise classes, private parties, cooking classes, and is home to 150 children for eight weeks each summer. The twenty-year old tile floor needs replacement. The Parks & Recreation Department recommends the installation of Mannington Commercial Luxury Vinyl Tile (LVT) flooring. This product comes with a ten-year warranty. Three written quotes were received for the installation of the flooring as follows:

Angelo’s Carpet One	-	\$12,034.00
Avalon Flooring	-	\$14,500.00
Elegant Flooring and Design	-	\$18,995.00

The 2019 Capital Budget includes \$50,000 for upgrades to the Community Park Barn.

ACTION: MR. LEONHAUSER MOVED TO EXECUTE THE CONTRACT WITH ANGELO'S CARPET ONE FOR INSTALLATION OF NEW FLOORING AT THE COMMUNITY PARK BARN AT A COST OF \$12,034.00. MS. STROUSE SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

7. Consideration of authorizing a contract in the amount of \$27,568.95 with Lerro Corporation to upgrade the cameras, controller and switcher for the Broadcast System.

Lisa Berkis, Manager of Special Projects advised the Township began broadcasting meetings and other programs on the Township's Government Access Cable Channel in 2006. The cameras, controller and switcher are original to the system and have been in service since the first Board of Supervisors Public Meeting went out over the air.

The switcher and controller are literally "worn out" and do not always respond as expected while the meetings are on the air. The cameras are outdated and can only transmit in an analog, standard definition (SD) format. The proposed system will be able to transmit a clear, sharp digital signal in high definition. The switcher and controller will record and stream high definition broadcast to our website and will be able to down-convert the signal for broadcast on our current standard definition cable channel provided by Comcast and Verizon.

Lerro Corporation, a Pennsylvania COSTARS vendor located in Norristown, PA has provided a quote in the amount of \$27,568.95 for this project. The quote was prepared and negotiated using competitive contract pricing through the COSTARS cooperative purchasing program. The Township has engaged Lerro on several audio and video projects in the past. Their quality of work and support after the sale has been outstanding.

Ms. Berkis stated that funding for this project has been budgeted in the 2019 Capital Budget.

ACTION: MR. KSIAZEK MOVED TO AUTHORIZE A CONTRACT IN THE AMOUNT OF \$27,568.95 WITH LERRO CORPORATION TO UPGRADE THE CAMERAS, CONTROLLER AND SWITCHER FOR THE BROADCAST SYSTEM. MS. STROUSE SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

8. Authorization to advertise the Amendment to Fire Code Ordinance

Mr. Esposito advised that the Fire Code Ordinance has not been updated since 2003 and the proposed amendment would bring it current to the 2015 International Fire Code. This amendment would upgrade the Code of Ordinances clarifying the notice and procedure for apartment inspections.

ACTION: MR. TOSTI MOVED TO AUTHORIZE ADVERTISEMENT OF AN AMENDMENT TO THE FIRE CODE ORDINANCE. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

9. Consideration of authorization to solicit bids for the Township's 2019 Road Paving Program

Pat Duffy, Director of Building & Zoning stated that the 2019 Road Paving Program includes the 1-1/2" milling and 1-1/2" paving, sealing, base repair and line striping for approximately 3.5 miles of Township roads as the base bid. There are three (3) bid alternates to consider; 1) milling and

paving of Woodland Avenue to be shared with Pennel Borough, 2) the widening of Woodbourne Road at Swift Road with traffic light and 3) the Core Creek Park walk connection. The project list is as follows:

Base Bid:

Wheeler Way, Wheeler Court, Cabot Boulevard
Summit Trace Road
Banks Road, Silverlake Road with drainage swale
Janney Terrace, Taylor Drive, Fite Terrace, Sunny Hill Road

Woodland Avenue (50-50 with Pennel Borough) Bid Alternate #1
Woodbourne Road at Swift Road Bid Alternate #2
Core Creek Park walk connection Bid Alternate #3

Mr. Duffy advised that the budget for the 2019 Road Program is \$1 million. The cost estimate for the base bid and bid alternate #1 is \$990,000. Bid alternate #2 is a Traffic Planning & Design project and is estimated at \$400,000. Bid alternate #3 is part of the County Open Space Funds and is estimated at \$410,000. Approximately \$400,000 will be funded with Liquid Fuels with the balance available from the Public Works Capital Reserve Fund, the Highway Fund and the County Open Space Funds.

ACTION: MR. TOSTI MOVED TO AUTHORIZE THE PREPARATION OF BID DOCUMENTS AND THE ADVERTISEMENT TO SOLICIT BIDS FOR THE TOWNSHIP'S 2019 ROAD PAVING PROGRAM. MS. STROUSE SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

10. Consideration of authorizing the purchase of one (1) 2019 Ford Escape SE vehicle under Koch 33 Ford, Easton, PA COSTARS 26-035 contract in the amount of \$24,844.00.

Mr. Duffy advised that this vehicle will be used for code enforcement and inspections to replace a 2003 Ford Crown Victoria with over 100,000 miles. The total cost for the vehicle is \$24,844.00 and will be funded by the 2019 Building & Zoning capital budget of \$28,000.

ACTION: MS. STROUSE MOVED TO AUTHORIZE THE PURCHASE OF ONE (1) 2019 FORD ESCAPE SE VEHICLE UNDER KOCH 33 FORD, EASTON, PA COSTARS 26-035 CONTRACT IN THE AMOUNT OF \$24,844.00. MR. TOSTI SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

11. Consideration of the preparation and advertisement of an ordinance that would rename Shasta Road Detective Christopher Jones Way.

Mr. Tosti announced that 2019 was the 10th Anniversary of the death of Detective Christopher Jones who was killed in the line of duty. He requested the Board's agreement to rename Shasta Road, from Flowers Mill to the entrance of the Municipal Center, Detective Christopher Jones Way.

ACTION: MR. TOSTI MOVED TO AUTHORIZE THE PREPARATION AND ADVERTISEMENT OF AN ORDINANCE THAT WOULD RENAME SHASTA ROAD DETECTIVE CHRISTOPHER JONES WAY. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

12. Other Business.
 - a. Middletown Township Disaster Exercise for 2019

Jim McGuire, Fire Marshal provided information concerning the Township Disaster Exercise for 2019.

Mr. Kessler provided an update on the CSX Woodbourne Road Quiet Zone advising that the plans and permit applications have been submitted.

Mr. Esposito provided an update on the Newport Holdings, LLC Zoning Hearing Board Appeal #18-63 where the applicant is seeking a use variance from the Middletown Zoning Ordinance to allow an indoor gun range or recreational shooting facility within a portion of the 25,000 square foot commercial strip center located at 4537 New Falls Road, Levittown, PA within the C Commercial Zoning District.

ACTION: MR. TOSTI MOVED TO AUTHORIZE THE TOWNSHIP SOLICITOR TO APPEAL TO THE ZONING HEARING BOARD DECISION TO THE COURT OF COMMON PLEAS. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 4-1 WITH MR. LEONHAUSER OPPOSED.

Ms. Strouse stated there was an article in the *Bucks County Courier Times* on Sunday, January 27, 2019 concerning websites. Ms. Strouse gave kudos to Township staff for doing a great job staying transparent.

Mr. Tosti said the Township received a positive letter from Middletown Trace apartment building where there was a recent fire and the effectiveness of the daytime response of the employees in the Fire Marshal's Office. Mr. Tosti commended Mr. McGuire and staff for the great job they are doing.

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

11. Adjournment.

ACTION: MS. STROUSE MOVED TO ADJOURN THE PUBLIC MEETING OF THE MIDDLETOWN TOWNSHIP BOARD OF SUPERVISORS AT 7:55 P.M. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 5-0.