

**MIDDLETOWN TOWNSHIP
BOARD OF SUPERVISORS
PUBLIC MEETING
JULY 15, 2019**

PRESENT

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

1. Call to Order – **National Anthem, Led by Jenna Morelli**

2. Pledge of Allegiance, Roll Call, announcements, correspondence, awards and reports.
 - a. Next Board of Supervisors Meeting – Monday, August 12, 2019 at 7:00 p.m.

 - b. Upcoming Events: Citizen Summer School –
Summer Family Safety – Tuesday, July 23, 2019 at 6:00 p.m.
National Night Out – Tuesday, August 6, 2019 at 6:00 p.m.

 - c. Recognition of Andrew Schmitz for attaining the rank of Eagle Scout
Mr. Tosti presented a commendation to Andrew for achieving the rank of Eagle Scout.
Andrew thanked Mr. Tosti and gave a brief explanation of his Eagle Scout project.

 - d. Swearing in of Officer Dan Heyduk – Chief Joe Bartorilla gave a brief biography of
Officer Heyduk after which Mr. Tosti did the swearing in

Mr. Tosti advised that the Township Finance Department has received the Distinguished Budget Presentation Award for the current budget from Government Finance Office Association.

Mr. Esposito advised that an Executive Session was held prior to this evening’s public meeting concerning personnel matters.

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

David Schaller, Durham Meadows spoke on the issue of the use of the Middletown Athletic Association (MAA) ballfields and requested that the Board support the long-term field use arrangement.

Janet McVeigh, Michael Kepner and another Twin Oaks resident all spoke in support of MAA field use.

Mr. Tosti advised that an Emergency Parks & Recreation Board meeting will be held Tuesday, July 16th at 6:00 p.m. in the Municipal Center Public Hall to discuss the issues raised this evening concerning the use of the MAA ballfields.

Debra Harker, Tareyton Estates voiced her concerns about the fireworks that have been set off in her neighborhood.

Chief Bartorilla responded to Ms. Harker's issues.

Vince Aurilio, 45 Dawn Road, Sycamore Ridge spoke of a drainage issue in his neighborhood.

4. **Consent Agenda Items.**

a. Consideration of authorizing payment of the July 15, 2019 Bill List in the amount of \$1,797,553.18.

b. Consideration of approving the June 10, 2019 Minutes of the Public Meeting of the Middletown Township Board of Supervisors.

c. Consideration of enacting Resolution #19-12R authorizing the Finance Director to receive any and all tax information and records from Berkheimer relative to collection of taxes.

d. Consideration of approving Resolution #19-13R for Official Sewage Facilities Plan Revision for 2345 Lincoln ABC, LLC for a proposed car wash at 2345 E. Lincoln Highway, Langhorne, PA, TMP # 22-040-026-008

e. Consideration of Resolution #19-14R for Official Sewage Facilities Plan Revision for Rich Beaumont of Equity Building Group, LLC, for a proposed office building and two apartments at 1222 W. Lincoln Highway, Langhorne, PA TMP # 22-019-056-001

f. Consideration of Resolution #19-15R, authorizing signatories for Univest Bank accounts

g. Consideration of authorizing a change order to the Neighborhood Sign Program in the amount of \$17,998.

h. Consideration of Change Order #1 for the Streambank Restoration Project in the amount of \$42,242.50, reflecting the redesign of work to be completed at 200 S. Clearview Avenue.

i. Consideration of Resolution #19-16R authorizing the New Falls Road Sidewalk Maintenance Agreement.

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

5. Consideration of the Final Land Development Plan for 1222 W. Lincoln Highway, Langhorne, PA, TMP 22-109-056-001, S/LD #18-10, R-2 Zoning District.

Frank Dillon, Esq., and John Richardson, Dumack Engineering represented the applicant Rich Beaumont who was also in attendance. The project is located at 1222 Lincoln Highway in

the R-2 Zoning District. The applicant proposes to construct a 2 story building that will consist of a first floor office and two second floor apartments.

ACTION: MR. KSIAZEK MOVED TO GRANT FINAL LAND DEVELOPMENT PLAN APPROVAL FOR 222 W. LINCOLN HIGHWAY, S/LD #18-10 WITH THE FOLLOWING CONDITIONS:

- APPLICANT SHALL COMPLY IN FULL WITH ALL REQUIREMENTS OF THE MIDDLETOWN TOWNSHIP SUBDIVISION AND LAND DEVELOPMENT ORDINANCE AND THE MIDDLETOWN TOWNSHIP ZONING ORDINANCE, UNLESS RELIEF WAS GRANTED BY THE BODY HAVING JURISDICTION.
- THE REQUIRED PENNDOT HIGHWAY OCCUPANCY PERMIT, REFERENCED IN THE TOWNSHIP ENGINEER'S REVIEW LETTER AND ALSO THE LETTER OF ASSURANCE ISSUED BY PENNDOT DATED JULY 10, 2019 SHALL BE APPROVED AND A COPY PROVIDED TO THE TOWNSHIP PRIOR TO THE START OF ANY WORK. MR. TOSTI SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

6. Consideration of authorizing advertisement of bid specifications for the 2020 Solid Waste, Recycling and Yard Waste Contract.

Lisa Berkis, Special Projects Manager provided information on the bid specifications for the 2020 Solid Waste, Recycling and Yard Collection. The Township contract currently provides service to approximately 12,192 households for the manual collection of solid waste, recyclables and yard waste.

Ms. Berkis explained that the bid would have two primary options; current manual collection 2 days and automated collection 2 days.

An important component to the proposed bid specifications is the requirement that the selected contractor maintain a dedicated customer service person and/or team with specific knowledge of the details and requirements contained in the contract specific to Middletown Township. The dedicated customer service person and/or team will receive calls directly from township residents to immediately resolve issues and complaints.

Vince Aurilio, 45 Dawn Road asked how the yard waste will be handled.

Mr. Tosti reinforced the fact that the Township would be staying with 2 day collection.

ACTION: MS. STROUSE MOVED TO AUTHORIZE THE ADVERTISEMENT OF BID SPECIFICATIONS FOR THE 2020 SOLID WASTE, RECYCLING AND YARD WASTE CONTRACT. MR. TOSTI SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

7. Consideration of authorizing advertisement of bid specifications for the Middletown Country Club Green Restoration Project.

Mr. Duffy advised that the greens, bunkers and surrounds for golf course holes #11 and #13 will be re-shaped and re-graded per the golf course architect's plans and specifications. The project will be completed this year and the proposed work will greatly improve the playing conditions for the two holes.

The budget price for the proposed project is \$85,000 and it will be funded from the Capital Construction account for the Middletown Country Club.

Ms. Strouse noted that she is not opposed to the improvements to the golf course, she is opposed to the handling of the Middletown Country Club.

ACTION: MR. TOSTI MOVED TO AUTHORIZE ADVERTISEMENT OF BID SPECIFICATIONS FOR THE MIDDLETOWN COUNTRY CLUB GOLF COURSE RENOVATION PROJECT. MR. LEONHAUSER SECONDED. MOTION CARRIED BY A VOTE OF 4-1 WITH MS. STROUSE OPPOSED TO HANDLING OF MIDDLETOWN COUNTRY CLUB.

8. Consideration of authorizing preparation/advertisement of bid specifications for the 2019 Handicap Ramp Program

Mr. Kessler advised that the 2019 Handicap Ramp Program is comprised of ten (10) intersections in the Levittown neighborhood along Hollow Road. This road stretches between Highland Park Drive and Hartwood Road and consists of twenty-six (26) ramp locations. The project will be paid for out of the 2019 Road Program Budget, which has \$200,000 designated to fund the 2019 Handicap Ramp Program.

ACTION: MS. STROUSE MOVED TO AUTHORIZE PREPARATION AND ADVERTISEMENT OF BID SPECIFICATIONS FOR THE 2019 HANDICAP RAMP PROGRAM. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

9. Consideration of awarding the 2019-2020 Consortium Fuel Contract for gasoline to Papco, Inc., Aston, PA; for heating fuel to Mansfield Oil Co., Gainesville, GA; and low sulfur diesel to East River Energy, Inc., Guilford, CT.

Eric Gartenmayer, Public Works reviewed the details of the bid stating the Township is a member of the Bucks County Consortium program.

ACTION: MR. KSIAZEK MOVED TO AWARD THE 2019-2020 FUEL CONSORTIUM CONTRACT TO PAPCO, INC., OF ASTON, PA FOR UNLEADED GASOLINE WITH AN ESTIMATED AMOUNT OF \$140,460; MANSFIELD OIL CO, OF GAINESVILLE, GA FOR HEATING FUEL WITH AN ESTIMATED AMOUNT OF \$8,107.05 ON AN AS NEEDED BASIS; AND EAST RIVER ENERGY INC., OF GUILFORD, CT FOR LOW SULFUR DIESEL WITH AN ESTIMATED AMOUNT OF \$45,396. MR. TOSTI SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

10. Consideration of enacting Ordinance #19-05 amending Chapter 500 pertaining to zoning to provide for permanent and temporary facilities for sales of consumer fireworks and associated regulations. (Duly advertised in the *Bucks County Courier Times* on July 3 & July 8, 2019; proof of publication has been received.)

Mr. Esposito advised that the Board authorized advertisement of this ordinance which amends Chapter 500 pertaining to sales of consumer fireworks and associated regulations. The ordinance provides for permanent and temporary facilities of consumer fireworks.

Mark Cunningham, resident requested clarification of the proposed amendment to the ordinance.

Mr. Tosti thanked Mr. Cunningham for his diligence in bringing this issue before the Board and following up to bring it to a conclusion.

ACTION: MR. TOSTI MOVED TO ENACT ORDINANCE #19-05 AMENDING CHAPTER 500 PERTAINING TO ZONING TO PROVIDE FOR PERMANENT AND TEMPORARY FACILITIES FOR SALES OF CONSUMER FIREWORKS AND ASSOCIATED REGULATIONS. MS. STROUSE SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

11. Middletown Community Park Projects

a. Consideration of authorizing advertisement of a bid for installing approximately 4,600 feet of poured in place rubberized playground surfacing at Middletown Community Park

Mr. Kopera provided an explanation for the following Community Park Projects stating that a DCNR Grant is being used for the completion of these projects. This playground currently has wood chips as the safety surface. Poured in place rubber surfacing offers years of maintenance free safety for users and allows for coloring options to enhance the beauty of the playground area. Mr. Kopera advised that the poured in place surfacing increases accessibility for children of all abilities.

Mr. Kopera stated that the 2019 Capital Budget includes \$250,000 for the upgrades to the Community Park.

ACTION: MS. STROUSE MOVED TO AUTHORIZE ADVERTISEMENT OF A BID FOR INSTALLING APPROXIMATELY 4,600 FEET OF Poured IN PLACE RUBBERIZED PLAYGROUND SURFACING AT THE MIDDLETOWN COMMUNITY PARK. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

b. Consideration of authorizing the purchase and installation of the Yalp Sutu Interactive Ball Wall at Middletown Community Park

Mr. Kopera stated that the proposed high tech, interactive kickwall will make Middletown Community Park a destination park in this region. The proposed purchase of the equipment is from Marturano Recreation, a CoStars Vendor in the amount of \$53,500. This price includes a ten year subscription for game updates and hot spot connectivity, along with some perimeter fencing to allow for the proper kickback.

ACTION: MR. TOSTI MOVED TO AUTHORIZE THE PURCHASE OF THE YALP SUTU INTERACTIVE BALL WALL AT COMMUNITY PARK FROM YALP C/O MARTURANO RECREATION IN THE AMOUNT OF \$53,500 AND TO EXECUTE A CONTRACT FOR THE INSTALLATION OF THE NEW PLAYGROUND EQUIPMENT FORM THE PLAYGROUND PROS IN THE AMOUNT NOT TO EXCEED \$5,000. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

Mr. Kopera stated that the 2019 Capital Budget includes \$250,000 for the upgrades to the Community Park.

c. Consideration of authorizing the purchase of senior fitness equipment at the Middletown Community Park

Mr. Kopera stated that the projects sated in the DCNR Grant include adding multi-generational components, like the senior fitness area. Greenfields Outdoor Fitness offers a wide range of activities that help senior regain lost agility and increase strength and flexibility, and multiple workout stations on the same unit promote socialization.

The proposed purchase of the equipment is form Greenfields Outdoor Fitness through a Government Service Agreement in the amount of \$55,000 for 13 exercise stations. The 2019 Capital Budget includes \$250,000 for the upgrades to the Community Park.

ACTION: MR. TOSTI MOVED TO AUTHORIZE THE PURCHASE OF 13 SEPARATE STATIONS OF SENIOR FITNESS EQUIPMENT FROM GREENFIELDS OUTDOOR FITNESS IN THE AMOUNT OF \$55,000. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

12. Consideration of awarding the Tax Collection RFP to Berkheimer

Ms. Teoli Kuhls advised that the Board authorized the release of an RFP for Act 511 Tax Collection Services at its May 20, 2019 meeting. The RFP was then posted on PennBid with a June 28th opening date. Two responses were received – one form our current collector, Berkheimer from Bangor, PA and one from eCollect from Conshohocken, PA.

Ms. Teoli Kuhls stated that the Berkheimer proposal is \$21,187.50 less than the eCollect proposal. Costs for tax collection services are budgeted in the General Fund.

ACTION: MR. KSIAZEK MOVED TO REAPPOINT BERKHEIMER TAX INNOVATIONS AS THE COLLECTOR FOR ACT 511 TAXES. MR. TOSTI SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

13. Presentation of 2nd Quarter Financial Report – Mega Bhandary, Director of Finance

Mega Bhandary, Director of Finance provided the Second Quarter Financial Report.

14. Consideration of authorizing approval of a Memorandum of Agreement – DPW Contract

Ms. Teoli Kuhls said the current collective bargaining agreement between Middletown Township and the Public Works Association is set to expire at the end of 2019. Negotiations between Association representatives and the Township administration commenced in May and have concluded with tentative agreement. Highlights of the agreement include the following:

- 5 year contract term
- 3.5% wage increases
- Formalizing the Superintendent position and establishment of a 5% rank differential
- Expansion of tiers for insurance premium contributions for spouse and dependent healthcare coverage
- \$200 increase in longevity increments
- Increase of \$250 to Deferred Compensation match

Some items that are already in practice were formalized:

- Payment in lieu of health insurance coverage
- Use of PTO days in 1/2 day increments

Mr. Tosti gave kudos to the Department of Public Works for the great job they do throughout the Township.

ACTION: MR. TOSTI MOVED TO AUTHORIZE THE APPROVAL OF A MEMORANDUM OF AGREEMENT WITH THE INDEPENDENT ASSOCIATION OF MIDDLETOWN TOWNSHIP PUBLIC WORKS EMPLOYEES. MR. KSIAZEK SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

15. Consideration of authorizing advertisement of a RFP for development of a new Township Website

Nick Valla, Management Analyst stated that the Township's current website was designed by Revize, a vendor chosen in 2013. As web capabilities and expectations have evolved, our current website design no longer meets the service needs of the community or the functionality needs of staff. Residents frequently express difficulty in finding information from the current website, plus the existing design does not align with the Township's visual identity.

Mr. Valla stated that a vendor will be recommended for approval at the August 12th public meeting. It is anticipated the new website will be launched around February 2020. There is \$35,000 allocated in the 2019 Capital Fund for this project.

ACTION: MR. KSIAZEK MOVED TO AUTHORIZE ADVERTISEMENT OF THE REQUEST FOR PROPOSALS FOR DEVELOPMENT AND IMPLEMENTATION OF A NEW TOWNSHIP WEBSITE AS DISCUSSED AND PRESENTED. MR. TOSTI SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

16. Consideration of purchasing Network Server replacement and upgrades

Chad Megeed, IT Specialist stated that over the past two (2) months he has evaluated the current Township network infrastructure for areas that need improvement. The current setup contributes to lag when many users are connected to our servers, we lack the necessary storage capabilities, and we are using some parts that are currently or soon will be discontinued.

Mr. Megeed went into great detail explaining the needs of the Township for upgrading the network server. Quotes were solicited from multiple vendors for all proposed equipment with CoSTARS vendor GovConnection coming in as the low bidder at a cost of \$48,453.43. The 2019 Capital Budget includes \$60,000 for network server replacement and upgrades.

ACTION: MR. KSIAZEK MOVED TO AUTHORIZE THE PURCHASE OF TWO HPE SERVERS, A NETWORK SWITCH, STORAGE AREA NETWORK, AND BARRACUDA MESSAGE ARCHIVER FROM GOVCONNECTION PUBLIC SECTOR SOLUTIONS AT A COST OF \$48,453.43. MS. STROUSE SECONDED. MOTION CARRIED BY A VOTE OF 5-0.

17. Other Business.

Mr. Kessler advised that a Public Open House was held on July 9th regarding the Comprehensive Plan. He said it was a good turn out and the next scheduled Open House will be in November.

Ms. Strouse thanked Mr. Kessler for his work on this project and also reminded the public of the Photo Contest that is part of this project.

Mr. Ksiazek gave kudos to Mr. Kopera and the Parks and Recreation Department for a job well done for the 4th of July Parade.

Mr. Tosti once again advised of the National Night Out event to be held at the Municipal Center parking lot on Tuesday, August 6th beginning at 6:00 p.m.

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

19. Adjournment.

ACTION: MR. KSIAZEK MOVED TO ADJOURN THE PUBLIC MEETING OF THE MIDDLETOWN BOARD OF SUPERVISORS AT 8:55 P.M. MS. STROUSE SECONDED. MOTION CARRIED BY A VOTE OF 5-0.