

**BRISTOL TOWNSHIP  
2501 BATH ROAD  
BRISTOL, PA 19007**

**NOVEMBER 17, 2011**

**COUNCIL MEETING**

**President Pluta called the meeting to order at 7:13 P.M.**

<b>Roll Call:</b>	<b>Councilman Tucker</b>	<b>Present</b>
	<b>Councilman Lewis</b>	<b>Present</b>
	<b>Councilman Blalock</b>	<b>Present</b>
	<b>Vice President Tarlini</b>	<b>Present</b>
	<b>President Pluta</b>	<b>Present</b>

**EXECUTIVE REPORT:**

**Mayor Monahan announced that the Bristol Township 12<sup>th</sup> Annual Holiday Parade will take place Saturday November 19, 2011 at 12:00 Noon at James Buchanan School and will end at the Ben Franklin 9<sup>th</sup> Grade Academy. The Annual Thanksgiving Day Football Game between Harry S. Truman High School and Conwell Egan Catholic High School will be held at 10:00 A.M. at Henry C. Morgan Stadium.**

**Motion by Vice President Tarlini to approve the outstanding voucher list and requisitions for October 2011. Second by Councilman Blalock.**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**Motion by Councilman Tucker to approve the minutes from the October 6, 2011 Council Meeting. Second by Councilman Lewis.**

**BRISTOL TOWNSHIP COUNCIL MEETING  
NOVEMBER 17, 2011 CONTINUED**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**REPORT FROM MANAGING DIRECTOR:**

Mr. Bartlett stated there were some audits done for the Liquid Fuel Allocation. The Township will receive \$1,093,137.00. This is a reduction of \$36,000.00. The Township has been working on restricting truck traffic on Radcliffe Street. The Traffic Engineer met with PennDOT. Radcliffe Street is a state road and unless justified all vehicle types are allowed to utilize state roadways. They did not observe any roadway conditions or features that justify a truck restriction.

**COUNCIL ITEMS:**

**Motion by Councilman Lewis to approve the Cooperation Agreement with the Redevelopment Authority of the County of Bucks regarding blight elimination. Second by Vice President Tarlini.**

Mr. Bartlett said there are funds set aside for blight elimination in the Township. The Agreement between the Township and the Redevelopment Authority is to be able to go after blighted properties and demolish or rehab them.

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**Motion by Councilman Tucker to approve the Housing Assistance Program as requested by the Community Development Director. Second by Vice President Tarlini.**

**BRISTOL TOWNSHIP COUNCIL MEETING  
NOVEMBER 17, 2011 CONTINUED**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**Mr. Smith stated that the Bio-Pharm Project is complete. They have been operating with a conditional U&O and the Letter of Credit is ready to be released.**

**Motion by Councilman Lewis to approve the Letter of Credit Release Request by Bio-Pharm Final Grading, BT #22888. Second by Vice President Tarlini.**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**Motion by Councilman Blalock to approve Resolution 32-2011 appointing the Bristol Township Emergency Management Director as the designated Township Official to sign all documents and administer the FEMA Disaster Relief Funds. Second by Councilman Lewis.**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**Mr. Bartlett stated the Township Software System was approved in the budget last year. This is a lease purchase the cost is up to \$350,000.00 over a 3 year period.**

**BRISTOL TOWNSHIP COUNCIL MEETING  
NOVEMBER 17, 2011 CONTINUED**

**Motion by Councilman Lewis to approve Resolution 33-2011 authorizing, the incurring of lease obligation in an amount not to exceed \$350,000 to be evidenced by a lease purchase agreement with TD Finance, Inc. (“Lessor”) to which the local government unit will pay to Lessor the rental payments for the purpose of providing certain software for the local government unit: authorizing the execution and delivery of such lease purchase agreement; setting fourth the amounts of the rental payments to be made thereunder and covenanting to pay such amounts from current revenues, subject to annual appropriation; authorizing and directing the taking of necessary or appropriate actions, including execution and delivery of requisite documents in connection with the lease purchase agreement; and taking related actions. Second by Councilman Blalock.**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**Motion by Councilman Blalock to approve Resolution 34-2011 Bucks County 2011 Hazard Mitigation Plan. Second by Vice President Tarlini.**

**Mr. Bartlett stated the County put together the Hazard Mitigation Plan that must be in place in order to receive funding for post disaster funding.**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**Motion by Councilman Lewis to approve Ordinance 2011-07 amending Chapter 180, Article VIII, Section 180-84, (B) of the Code of Bristol Township by imposing a reduction in the non-residential unit tax for those persons who apply for a building**

**BRISTOL TOWNSHIP COUNCIL MEETING  
NOVEMBER 17, 2011 CONTINUED**

**Permit from Bristol Township to construct a non-residential unit or to convert an improvement to real estate into a non-residential unit within the Township. Enactment of this ordinance will reduce the current non-residential unit tax from \$1.00 for each square foot of gross floor area to \$0.25 for each square foot of gross floor area. Second by Vice President Tarlini.**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**Motion by Vice President Tarlini to approve the lowest bidder, J Fletcher Creamer & Sons, Inc of Hackensack NJ with a bid amount of \$16,969.00 for the Bristol Township Guide Rail Installation, Bid No. 2011-07. Second by Councilman Tucker.**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**Discussion regarding sale of Municipal Water System.**

**Mr. Sacco said the Township has been considering the sale of the water. The Water System is not making the Township money; it is simply a pass through from bulk rates. There were 4 potential bidders, only 1 wanted to proceed with the potential purchase. The proposal submitted by Aqua is to purchase the entire water system for a total payment of \$3,428,000.00. Aqua has agreed to freeze the current rates through June 2014 and bring the customers rates up to main division rates no sooner than 8 years. The rates increases would have to be approved by the PUC. If Council would like to proceed with the purchase the next step would be to prepare a contract. Aqua will have to get PUC approval for the purchase. That process could take 2 to 4 months.**

**BRISTOL TOWNSHIP COUNCIL MEETING  
NOVEMBER 17, 2011 CONTINUED**

**Mr. Keith Gabage of Aqua gave a Power Pont Presentation on the Aqua Water System.**

**Councilman Lewis stated the Township put forth money for Fergusonville. Community Development was involved and there is an outstanding balance of \$73,000. or \$74,000., and questioned if that would be paid back. Mr. Sacco stated the loan from the Township has been paid off. There is still an outstanding balance of \$73,928.22 That would need to be paid back to Community Development.**

**Mr. Craig Bowen of Newportville said he pays \$72.00 a quarter for water and questioned what his bill will be after 2014. Mr. Gabage said about 30% increase the equalizing over time. You can go on the website [www.aquaamerica.com](http://www.aquaamerica.com) you can find your state click on that and find the tariff. Mr. Bowen questioned if there were tap in fees. Mr. Gabage said Aqua does not charge tap in fees and meters are installed.**

**Motion by Councilman Lewis to instruct the Solicitor to prepare a contract to approve a negotiated asset purchase agreement with Aqua for the purchase of the water system. Second by Vice President Tarlini.**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**REPORT FROM DIRECTOR OF LICENSE & INSPECTIONS:**

**Mr. Kucher stated the Bristol Township Planning Commission voted unanimously to adopt the proposed Neshaminy Creek Water Shed Storm Water Management Plan. This will require to be advertised for possible adoption.**

**Motion by Councilman Lewis to advertise the proposed Neshaminy Creek Water Shed Storm Water Management Plan. Second by Vice President Tarlini.**

**BRISTOL TOWNSHIP COUNCIL MEETING  
NOVEMBER 17, 2011 CONTINUED**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**REPORT FROM PUBLIC WORKS DIRECTOR:**

**Mr. Lawson said the snow plowing bid is out, and advertised in the paper. President Pluta questioned if all the blacktop jobs are complete. Mr. Lawson said there is a possibility that Wistar Road from Queen Anne Drive to the bridge will be milled and paved, but it depends on the weather. Councilman Lewis questioned the status of the camera truck for looking at the drainage on Garfield. Mr. Lawson said they are waiting on Lower Bucks Joint Municipal Authority.**

**REPORT FROM CHIEF OF POLICE:**

**No report.**

**REPORT FROM SOLICITOR:**

**Mr. Sacco said that Aqua is engaging in a project to provide water services to parts of Bensalem. They will be drilling under the Neshaminy Creek to run water to the booster station at Cedar and River Road. They have asked the Township for an easement for the area they are going underneath the Croydon Park.**

**Motion by Vice President Tarlini to accept \$30,000.00 from Aqua for the easement under Croydon Park. Second by Councilman Lewis.**

**Councilman Lewis questioned the depth they are going under Neshaminy Creek. Mr. Sacco said 40 feet under the bed.**

**BRISTOL TOWNSHIP COUNCIL MEETING  
NOVEMBER 17, 2011 CONTINUED**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**OPPORTUNITY FOR RESIDENTS TO ADDRESS COUNCIL:**

**Mr. Mark Robinson of Spencer questioned if President Pluta thought the work that was done by Aqua and the Township was a quality job. President Pluta said Mr. Robinson was made aware of the cracks and is not a tripping hazard.**

**Mr. Ken Smith questioned how long it is going take to fix the street lights on Rt. 413. President Pluta said nobody understands the way it was installed and it sounds like they are going to have to run a new service line. Mr. Bartlett said if the service has to be replaced he would recommend that they be disconnected. They do not meet the lighting code for a state highway.**

**Ms. Jenner Brenner of Christy Avenue said since September 10<sup>th</sup> there have been vandals in her neighborhood, and requested more lighting on her street. Councilman Lewis said we want to catch the people doing it. Chief McAndrew said there are a lot of things that the Police can do.**

**Mr. Wes Retzler of West Bristol questioned if there is anything in the Sunshine Law that you can restrict people's comments. Mr. Sacco said there is a provision in the Sunshine Code that you have to provide public comment to residents on issues that are or could come before the Governing Council. Permitting someone to make public comment limits what you can comment on. Mr. Retzler questioned if anyone is working on the unsolved murders in the Township. Chief McAndrew said there is no stature of limitation on homicide investigation's they stay open forever.**

**Motion by Vice President Tarlini to adjourn the meeting at 9:03 P.M. Second by Councilman Lewis.**

**BRISTOL TOWNSHIP COUNCIL MEETING  
NOVEMBER 17, 2011 CONTINUED**

<b>Roll Call Vote:</b>	<b>Councilman Tucker</b>	<b>Yes</b>
	<b>Councilman Lewis</b>	<b>Yes</b>
	<b>Councilman Blalock</b>	<b>Yes</b>
	<b>Vice President Tarlini</b>	<b>Yes</b>
	<b>President Pluta</b>	<b>Yes</b>

**Motion passed 5-0**

**BRISTOL TOWNSHIP COUNCIL MEETING  
NOVEMBER 17, 2011 CONTINUED**

- 1. Motion to approve the outstanding voucher list and requisitions for October 2011.**
- 2. Motion to approve the minutes from the October 6, 2011 Council Meeting.**
- 3. Motion to approve the Cooperation Agreement with the Redevelopment Authority of the County of Bucks regarding blight elimination.**
- 4. Motion to approve the Housing Assistance Program as requested by the Community Development Director.**
- 5. Motion to approve the Letter of Credit Release Request by Bio-Pharm Grading, BT #22888.**
- 6. Motion to approve Resolution 32-2011 appointing the Bristol Township Emergency Management Director as the designated Township Official to sign all documents and administer the FEMA Disaster Relief Funds.**
- 7. Motion to approve Resolution 33-2011 authorizing, the incurring of lease obligation in an amount not to exceed \$350,00 to be evidenced by a lease purchase agreement with TD Finance, Inc. ("Lessor") to which the local government unit will pay to Lessor the rental payments for the purpose of providing certain software for the local government unit: authorizing the execution and delivery of such lease purchase agreement; setting fourth the amounts of the rental payments to be made thereunder and covenanting to pay such amounts from current revenues, subject to annual appropriation; authorizing and directing the taking of necessary or appropriate actions, including execution and delivery of requisite documents in connection with the lease purchase agreement; and taking related actions.**
- 8. Motion to approve Resolution 34-2011 Bucks County 211 Hazard Mitigation Plan.**
- 9. Motion to approve Ordinance 2011-07 amending Chapter 180, Article VII, Section 180-84, (B) of the Code of Bristol Township by imposing a reduction in the non-residential unit tax for those persons who apply for a building Permit from Bristol township to construct a non-residential unit or to convert an improvement to real estate into a not-residential unit within the Township. Enactment of this ordinance will reduce the current non-residential unit tax from \$1.00 for each square foot of gross floor area to \$0.25 for each square foot of gross floor area.**

**BRISTOL TOWNSHIP COUNCIL MEETING  
NOVEMBER 17, 2011 CONTINUED**

- 10. Motion to approve the lowest bidder, J Fletcher Creamer & Sons, Inc of Hackensack NJ with a bid amount of \$16,969.00 for the Bristol Township Guide Rail Installation, Bid No. 2011-07.**
- 11. Motion to instruct the Solicitor to prepare a contract to approve a negotiated asset purchase agreement with Aqua for the purchase of the water system.**
- 12. Motion to advertise the proposed Neshaminy Creek Water Shed Storm Water Management Plan.**
- 13. Motion to accept \$30,000.00 from Aqua for the easement under Croydon Park.**
- 14. Motion to adjourn the meeting at 9:03 P.M.**

**Respectfully submitted by  
Betsey Kelly  
Secretary**