

**BOARD OF SUPERVISORS
MEETING MINUTES**

November 3, 2014

A Regular Meeting of the New Britain Township Board of Supervisors was held on Monday, November 3, 2014 at the Township Administration Building, 207 Park Avenue, New Britain Township, PA, beginning at 7:00 p.m. Present were Supervisors: Chair John A. Bodden, Sr., Vice Chair Robert V. Cotton, Members William B. Jones, III, A. James Scanzillo and Helen B. Haun. Also present were Township Manager Eileen M. Bradley and Township Solicitor Peter Nelson.

- 1. Call to Order:** Mr. Bodden called the Meeting to order.
- 2. Pledge of Allegiance:** Mr. Bodden led the Board and audience in the Pledge of Allegiance.
- 3. Announcements:** Mr. Bodden announced that the Board had met in Executive Session prior to this meeting to discuss personnel issues, land acquisition and litigation.
- 4. Public Comment on Non-Agenda Items:** There was no public comment at this time.
- 5. Approval of Minutes:**

5.1. Minutes of October 20, 2014 Board of Supervisors' Work Session Meeting:

MOTION: A motion was made by Mrs. Haun, seconded by Mr. Scanzillo, and unanimously approved, to accept the October 20, 2014 Minutes as written.

- 6. Departmental Reports:** There were no departmental reports at this time.
- 7. Consideration of Old Business:**

7.1. Adoption of Ordinance #2014-11-07: Residential Disclosure Ordinance: Mr. Bodden opened the Public Hearing at 7:02 p.m. Mr. Nelson noted that the hearing for the ordinance had been duly advertised and had been made available to the public. Mr. Nelson stated that when the Residential Disclosure Ordinance was adopted in 2001, it was inadvertently left out of the codification. Nelson noted that the only change made to the ordinance was to include the requirement to disclose hazardous substances on the property to potential buyers.

There was no Public Comment at this time. The Public Hearing was closed at 7:04 p.m.

MOTION: A motion was made by Mr. Jones, seconded by Mrs. Haun, and unanimously approved, to adopt Ordinance #2014-11-07, re-adopting the Residential Disclosure Ordinance.

7.2. Preliminary 2015 Budget: Ms. Bradley presented the Preliminary 2015 Budget that reflects no millage increase for 2015. Mr. Nelson stated that in December 2013, the Pennsylvania General Assembly enacted an amendment to the Open Space Law, which required enactment or repeal of open space earned income tax to be done through a referendum brought to voters. As the referendum deadline had passed, the Board could not enact a new ordinance suspending the Township's Open Space EIT for the 2015 Budget Year. Mr. Nelson advised the Board that they could reduce the tax being collected to a nominal sum such as 0.025%, as there is nothing in the new legislation prohibiting a municipality from reducing the amount of tax being collected to less than was authorized by the original referendum.

MOTION: A motion was made by Mr. Jones, seconded by Mr. Cotton, and unanimously approved, to reduce the Township's Open Space Earned Income Tax Rate for the 2015 Budget Year from 0.125% to 0.025%.

Ms. Bradley asked the Board to table the 2015 Budget and authorize advertisement for approval of the 2015 Budget at the December 15, 2014 Board of Supervisors Meeting.

MOTION: A motion was made by Mr. Jones, seconded by Mr. Cotton, and unanimously approved to table the 2015 Budget and authorize advertisement for adoption of the Budget at the December 15, 2014 Board of Supervisors Meeting.

8. Consideration of New Business

8.1. Appoint David Turcich as Junior Park and Recreation Advisory Board Member:

MOTION: A motion was made by Mr. Cotton, seconded by Mr. Scanzillo, and unanimously approved to appoint David Turcich as Junior Park and Recreation Advisory Board Member.

8.2. Zoning Hearing Application: E.R.P. New Britain Property: Ms. Bradley noted that on Thursday, November 20 at 7:00 p.m., the Zoning Hearing Board would consider the application of E.R.P. New Britain Property for the property known as New Britain Village Shopping Center for a variance to allow a new 150 square foot sign where 100 square feet or less in area per side is allowed. The Board took no action.

9. Consent Agenda:

MOTION: A motion was made by Mrs. Haun, seconded by Mr. Scanzillo, and unanimously approved, to authorize the Chairman to sign the Stormwater Facilities Operation and Maintenance Agreement with Infinity Building Group, LLC, for the property located at 2005 Upper Stump Road, known as TMP #26-004-018-001, for construction of a single family home.

MOTION: A motion was made by Mr. Jones, seconded by Mrs. Haun, and unanimously approved, to table Pine Valley Crossing Associates, LP Documents until a later meeting.

10. Board of Supervisors' Comments: Mr. Cotton stated that there are still potholes along W. Butler Avenue that have not been repaired correctly by PennDOT.

Mrs. Haun stated that the following day was Election Day and everyone should get out and vote.

11. Township Administration Comments:

11.1. Hough Associates Agreement: Ms. Bradley informed the Board that last year the consultant who completed our DEP Act 904 Recycling Grant annually, Hough Associates, had filed a joint grant application with other Central Bucks communities, resulting in higher grant funds to New Britain Township. She recommended executing a new contract with Hough for continued work on the Act 904 Recycling Grant.

MOTION: A motion was made by Mrs. Haun, seconded by Mr. Scanzillo, and unanimously approved, to authorize the manager to execute the Hough Associates Agreement.

11.2. Resolution #2014-25, Fee Schedule Amendment-Stormwater BMP Guarantee: Ms. Bradley stated that the Fee Schedule Amendment would institute a Stormwater BMP Maintenance Guarantee for projects not associated with a larger development. The fee would apply to all proposed stormwater BMPs installed within New Britain Township and would provide a financial guarantee for the timely installation, proper

construction and continued maintenance by the owner of the subject property, as required by Ordinance #2011-04-01, the Act 167 Stormwater Management Ordinance. Small projects costing under \$500.00 may be exempt from this fee at the discretion of the Board of Supervisors. The fee would be 5% of construction cost of BMPs, with a minimum of \$100.00, but not to exceed \$10,000.00.

MOTION: A motion was made by Mrs. Haun, seconded by Mr. Jones, and unanimously carried, to approve Resolution #2014-25, amending the Fee Schedule to reflect a Stormwater BMP Guarantee.

12. Solicitor and Engineer Comments: There were no comments at this time.

13. Other Business: There was no other business at this time.

14. Public Comment: There were no comments at this time.

15. Payment of Bills:

15.1. Bills List dated October 30, 2014 for \$78,620.17:

MOTION: Upon motion by Mrs. Haun, seconded by Mr. Cotton, the Board unanimously approved the Bills List dated October 30, 2014 for \$78,620.17.

16. Adjournment:

MOTION: There being no further business or comment, a motion was made by Mr. Jones, seconded by Mrs. Haun, and unanimously carried, to adjourn the meeting at 7.15 p.m.

NEW BRITAIN TOWNSHIP BOARD OF SUPERVISORS

John A. Bodden, Sr., Chair

Robert V. Cotton, Vice Chair

A. James Scanzillo, Member

Helen B. Haun, Member

William B. Jones, III, Member

Attest: _____
Eileen M. Bradley
Secretary/Manager