

**BOARD OF SUPERVISORS  
MEETING MINUTES  
March 23, 2009**

A Meeting of the New Britain Township Board of Supervisors was held on March 23, 2009 at the Township Administration Building, 207 Park Avenue, New Britain Township, PA, beginning at 7:00 p.m. Present were Supervisors: Robert V. Cotton, Chairman, John Bodden, Vice Chairman, William B. Jones, Helen B. Haun and Jim Scanzillo. Also present were: Eileen M. Bradley, Manager; Cathy Kichline, Assistant Manager; Wayne Fultz, Superintendent Public Works; Robert Scafidi, Chief of Police; Steve Moyer, Solicitor and Craig Kennard, Township Engineer.

1. **Call to Order:** Mr. Cotton called the meeting of the New Britain Township Board of Supervisors to order.
2. **Pledge of Allegiance:** Mr. Cotton led the Board and audience in the Pledge of Allegiance.
3. **Announcements from the Chair:** None.
4. **Public Comment:** None.
5. **Approval of Minutes of February 9, 2009 Board of Supervisor meeting:**

**MOTION:** Upon motion of Mr. Jones, seconded by Mrs. Haun, the Board approved the Minutes of the March 9, 2009 Board of Supervisors meeting.

**6. Departmental Reports:**

**6.1. Public Works:** Mr. Fultz presented the Public Works Report for the Month of February. Mr. Fultz reported that the Public Works crew had salted 4 times and plowed once in the month of February, for a total of 125 man-hours. Brushing and street sweeping will continue. Mr. Cotton requested that Mr. Fultz call PennDot and inform them that a sewer or water main may have shifted on Rt. 202 in front of CHOP.

**6.2. Police Department:** Chief Scafidi presented the Police Department Report for the month of February. Chief Scafidi noted that the number of incidents for February 2008 was 395 compared to February 2009 which totaled 434 incidents.

**6.3. Code Enforcement and Fire Marshal:** Mr. Teschner presented his Code Enforcement and Fire Marshal Report for the month of February 2009.

**7. Consideration of Old Business:** None

**8. Consideration of New Business:**

**8.1. A Proclamation Recognizing Officer Mark Duncan:** The Board presented and read the following proclamation to Officer Duncan:

*A Proclamation of the Board of Supervisors  
Formally Recognizing  
Officer Mark Duncan  
for Excellence and Meritorious Conduct*

**WHEREAS**, on February 7, 2009, Officer Mark Duncan responded to a fire company assistance call at 308 W. Butler Avenue to find Assistant Fire Chief Bill Fluck on site and assisted Mr. Fluck in evacuating members of the McGlynn Family who were stricken with carbon monoxide poisoning at risk to his own health and well being, and

**WHEREAS**, the Supervisors of New Britain Township, on behalf of the McGlynn Family and all residents of New Britain Township, wish to recognize the genuine professionalism, courage and meritorious behavior in which Officer Duncan conducted himself in this situation,

**NOW THEREFORE, BE IT PROCLAIMED THAT**, the New Britain Township Board of Supervisors hereby formally recognizes the outstanding effort and meritorious conduct of Mark Duncan in his capacity as New Britain Township Police Officer; offers the appreciation and gratitude of the New Britain Township Government for his dedication and service to the McGlynn Family and all of its residents; and congratulates him upon a job well done.

**8.2. A Proclamation Recognizing Assistant Fire Chief Bill Fluck:** The Board presented and read the following proclamation to Assistant Fire Chief Bill Fluck:

*A Proclamation of the Board of Supervisors  
Formally Recognizing  
Assistant Fire Chief Bill Fluck  
for Excellence and Meritorious Conduct*

**WHEREAS**, on February 7, 2009, Chalfont Chemical Fire Company #1 Assistant Fire Chief Bill Fluck responded to an emergency call to find the McGlynn Family who were stricken with carbon monoxide poisoning, at which time he began to evacuate the family at risk to his own health and well being, and

**WHEREAS**, the Supervisors of New Britain Township, on behalf of the McGlynn Family and all residents of New Britain Township, wish to recognize the genuine professionalism, courage and meritorious behavior in which Assistant Chief Fluck conducted himself in this situation,

**NOW THEREFORE, BE IT PROCLAIMED THAT**, the New Britain Township Board of Supervisors hereby formally recognizes the outstanding effort and meritorious conduct of Mr. Fluck in his capacity as Assistant Chief of the Chalfont Chemical Fire Company #1; offers the appreciation and gratitude of the New Britain Township Government for his dedication and service to the McGlynn Family and all of its residents; and congratulates him upon a job well done.

**8.3. Authorization to Advertise Bid for New Municipal Building HVAC:** Ms. Bradley informed the Board that the roof top heating and air conditioning units will need replacement this year. In anticipation of this expenditure, we have budgeted \$50,000.00. A search of COSTARS revealed a price of \$48,000.00 while our current HVAC mechanic offered a replacement cost of \$28,000.00. Since there was a possibility of getting a cheaper price for the work, Ms. Bradley recommended putting the project out to bid.

**MOTION:** Upon motion by Mrs. Haun, seconded by Mr. Scanzillo, the Board authorized the advertisement of the HVAC bids.

**8.4. Resolution 2009-07; Amending Resolution 2009-02; Schedule of Fees:** Mrs. Bradley presented the Board with an updated Fee Schedule that includes electrical inspection fees based on the fee schedule proposed by United Inspection Agency, recently hired to perform electrical inspections within the Township. This Fee Schedule will have no additional impact to a property owner. The Township will now collect the fee and be invoiced by United Inspection.

**MOTION:** Upon motion by Mr. Bodden, seconded by Mrs. Haun, the Board approved Resolution 2009-07 which amends Resolution 2009-02 and establishes electrical inspection fees.

**8.5. Brookview Professional Services Reimbursement:** Ms. Kichline explained to the Board that the Brookview/Borden Farms developers have requested a close out of their development agreement escrow, but still owed money for legal and engineering reviews conducted on their behalf. The amount owed to the Township is \$3,853.07. Ms. Kichline requested the Board authorize deducting \$3,853.07 from the escrow to reimburse the legal and engineering expenses incurred.

**MOTION:** Upon motion by Mr. Bodden, seconded by Mrs. Haun, the Board authorized deducting the amount of \$3,853.07 from the development agreement escrow to reimburse the legal and engineering expenses for the Brookview/Borden Farm Development.

**8.6. Evangelista Minor Subdivision Preliminary Plan Approval:** Mr. Moyer summarized details of the proposed minor subdivision located within the Village Residential District. The site consists of approximately one acre situated on the northern corner of Maple Avenue and Greenwood Avenue. The existing dwelling and one existing garage are proposed to remain on Lot 1 and a second existing garage and proposed two-family detached dwelling are proposed on Lot 2.

The Board of Supervisors can approve by motion the Preliminary Plans of Minor Subdivision prepared by Eastern/Chadrow Associates, Inc., consisting of two (2) sheets, dated November 11, 2008, subject to the following Preliminary/Final Plan approval conditions:

1. Compliance with the review letter of Gilmore & Associates, Inc., dated January 23, 2003.
2. Compliance with correspondence of Bucks County Planning Commission dated December 11, 2008.
3. Execution and/or dedication of all public rights-of-way in a form and manner to be approved by the Township Solicitor.
4. The Applicant shall remove or relocate the existing 420 sq. ft. garage.
5. The Applicant shall contribute a fee in accordance with New Britain Township's waiver policy in the amount of 50% of the required frontage improvements in the amount of \$13,854.00.
6. Execution of a stormwater management agreement providing for the construction, reconstruction, inspection, and maintenance of stormwater facilities along the site. The Applicant shall pay to New Britain Township the required stormwater maintenance fee in the amount of \$1,250.00 contemporaneously with the execution of the foregoing stormwater management agreement.
7. The Applicant shall contribute to New Britain Township a fee in lieu of planting the required street trees in an amount to be approved by the Township Engineer, or alternatively, the Applicant may place the required trees informally along the street right of way.

8. The placement of all appropriate street, lighting and traffic control signage shall be at a location approved between the parties.
9. The Applicant shall contribute to New Britain Township a sum of \$5,000 in lieu of dedication of the required park and recreation land.
10. The Applicant shall provide concrete or iron monumentation at all corners of the lots within the subdivision.
11. The Applicant must receive approvals from the Bucks County Conservation District, the New Britain Township Fire Marshal, Pennsylvania Department of Environmental Protection and PennDOT prior to the recordation of the final subdivision plan.
12. Execution of Development and Financial Security Agreements in a form to be approved by the Township Solicitor.
13. Compliance with all other Township ordinances and State and Federal rules and regulations, including the Sewage Facilities Act.

Waivers to the Township's Subdivision and Land Development Ordinance:

1. Section 502.D. – existing features within 100'
2. Section 703.4.C. – lot lines at right angles.
4. Section 713.4.A. – street trees every 30', but may be informally placed along street right of way.

**MOTION:** Upon motion by Mr. Jones, seconded by Mr. Bodden, the Board approved the Preliminary Minor Subdivision Plan of Evangelista based on the above conditions and waivers.

**8.7. Professional Service Agreement; TMP #26-005-047-008:**

**MOTION:** Upon motion by Mr. Bodden, seconded by Mrs. Haun, the Board accepted the PSA for #26-005-047-008.

**8.8. Professional Service Agreement; 417 New Galena Rd., TMP #26-001-117-002:**

**MOTION:** Upon motion by Mr. Bodden, seconded by Mrs. Haun the Board accepted the PSA for #26-005-047-008.

**9. Board of Supervisor Reports:** Mrs. Haun requested support for the Bucks County Conservation WREN Grant application initiated by New Britain Township. The grant would fund educational signs at Lake Galena.

**MOTION:** Upon motion of Mr. Bodden, seconded by Mr. Jones, the Board voted to support the WREN application being submitted by Bucks County Conservation.

**10. Township Administration Comments:** Ms. Bradley reminded the Board that she will be at the PELRAS conference in State College from March 23 to March 27. Ms. Kichline reminded the Board and audience of Municipal Services Day to be held March 28<sup>th</sup> from 10:00 am to 2:00 pm.

**11. Solicitor and Engineer Comments:** Solicitor Moyer informed the Board and audience that a settlement and stipulation agreement had been reached between the parties in the Presti appeal of the Gwyn Equity Conditional Use Decision. Mr. Moyer recommended the Board officially approve the agreement.

**MOTION:** Upon motion by Mr. Bodden, seconded by Mr. Jones, the Board approved the Settlement and Stipulation Agreement between the Presti and Gwyn Equity.

**12. Other Business:** None

**13. Payment of Bills: Bill List dated March 23, 2009 in the amount of \$119,543.99 with a budget adjustment of \$12,000.00 from 35.492.00 unallocated funds to 35.439.310 within the Liquid Fuels Fund:**

**MOTION:** Upon motion by Mr. Jones, seconded by Mr. Scanzillo, the Board approved the bills list dated March 23, 2009 in the amount of \$119,543.99 and the budget adjustment of \$12,000.00 from account 35.492.00 to 35.439.310.

**15. Public Comment:** None. Mr. Cotton informed the audience that an Executive Session would be held directly after the meeting to discuss a personnel matter.

**16. Adjourn:**

**MOTION:** Being no further business, upon motion by Mrs. Haun, seconded by Mr. Bodden, the Board adjourned the meeting at 8:05 PM.

**NEW BRITAIN TOWNSHIP BOARD OF SUPERVISORS**

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Robert V. Cotton, Chair

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John A. Bodden, Vice-Chair

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James Scanzillo., Member

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Helen B. Haun, Member

\_\_\_\_\_  
William B. Jones, Member

Attest: \_\_\_\_\_  
Eileen M. Bradley  
Secretary/Manager