

**Upper Makefield Township Board of Supervisors**  
**April 7, 2010 Meeting Minutes**

The April 7, 2010 meeting of the Upper Makefield Township Board of Supervisors was called to order by Chair Dave Kulig at 7:30 p.m. In attendance were the following members of the Board of Supervisors: Chair Dave Kulig, Vice Chair Bud Baldwin, Treasurer John Silvers, Member Tom Cino and Member Dan Rattigan. Also in attendance were Township Manager Stephanie Teoli, Township Solicitor John Rice, Esq. and Township Engineer Larry Young, P.E.

There were also members of the public and representatives of the press present.

**PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE:**

Mr. Kulig led in the recitation of the Pledge of Allegiance which was followed by a moment of silence.

**ANNOUNCEMENTS:**

Mr. Kulig reminded residents that Earth Day would be held on April 24<sup>th</sup> at Brownsburg Park. He also urged residents to complete their Census forms.

**PUBLIC COMMENT:**

There was no public comment.

**APPROVAL OF MINUTES AND BILLS PAYABLE:**

A motion was made by Mr. Baldwin and was seconded by Mr. Cino to approve the March 24, 2010 minutes. Motion carried on a unanimous vote.

A motion was made by Mr. Baldwin and was seconded by Mr. Cino to approve the March 24, 2010 minutes of the joint meeting of the Board of Supervisors and the Environmental Advisory Council. Motion carried on a unanimous vote.

Mr. Kulig read into the record the bills for April 7, 2010. A motion was made by Mr. Silvers and was seconded by Mr. Baldwin to approve the April 7, 2010 Bills Payable list in the amount of \$125,463.49. Motion carried on a unanimous vote.

**PLANNING AND ZONING ISSUES:**

**Hirsch Stormwater Waiver Request, 465 Brownsburg Road West**

Mr. Kulig provided an overview of the waiver request. Following discussion, a motion was made by Mr. Baldwin and was seconded by Mr. Silvers to approve the Hirsch Stormwater Waiver Request with conditions that were outlined in the March 31, 2010 Gilmore review letter. Motion carried on a unanimous vote.

## **SOLICITOR'S REPORT:**

### **London Court Escrow Default**

Mr. Rice reported on escrow funds that were being held for this development. He explained that the builder, DJS Builders, is no longer in business, and the homeowners are requesting release of funds that were held specifically for driveway improvements and lot grading so that they may complete their driveways. Following discussion, a motion was made by Mr. Baldwin and was seconded by Mr. Cino to declare DJS Builders in default and to authorize release of grading escrow funds for lots 3, 5, 6 and 8. Motion carried on a unanimous vote.

### **Ordinance No. 291 – Amending Police Pension to Provide for Changes Mandated by Act 51 of 2009**

Mr. Rice introduced the ordinance amending the police pension to provide for changes mandated by Act 51 of 2009. Mr. Kulig opened a public hearing to consider approval of Ordinance No. 291. There were no comments from the Board of Supervisors, and there were no comments from members of the public. Mr. Kulig closed the public hearing. A motion was made by Mr. Baldwin and was seconded by Mr. Cino to recommend approval of Ordinance No. 291. Motion carried on a unanimous vote.

### **JMZO Amendment – Federal Cemetery Overlay (FCO)**

Mr. Rice provided an overview of the amendment to the Joint Municipal Zoning Ordinance to remove the Federal Cemetery Overlay district, as recommended by the Planning Commission. A motion was made by Mr. Cino and was seconded by Mr. Baldwin to authorize advertisement of the ordinance amending the JMZO to remove the FCO district. Mr. Le Sheppard of Wrightstown Township provided comment that he supported the amendment. Mr. Kulig then called the motion, which carried on a unanimous vote.

## **MANAGER'S REPORT:**

### **Resolution No. 2010-04-07-01 – Authorizing the Bucks County Tax Collection Committee to File an Application with the Pennsylvania Department of Community and Economic Development for a Grant to Assist the TCC with Start Up Costs**

Ms. Teoli introduced the resolution authorizing the Bucks County Tax Collection Committee to file an application with the Pennsylvania Department of Community and Economic Development for a grant to assist the TCC with start up costs. Following brief discussion, a motion was made by Mr. Baldwin and was seconded by Mr. Silvers to approve Resolution No. 2010-04-07-01. Motion carried on a unanimous vote.

**Resolution No. 2010-04-07-02 – Supporting Application for the Delaware River Joint Toll Bridge Commission’s Compact Authorized Investment Program**

Ms. Teoli introduced the resolution in support the application for the Delaware River Joint Toll Bridge Commission’s Compact Authorized Investment Program to be used to purchase benches and signage for the Washington Crossing Gateway Park as recommended in the Master Plan. Following brief discussion, a motion was made by Mr. Rattigan and was seconded by Mr. Silvers to approve Resolution No. 2010-04-07-02. Motion carried on a unanimous vote.

**ENGINEER’S REPORT:**

**Engineer’s Report**

Mr. Young reviewed the highlights of the Engineer’s Report.

**OLD BUSINESS:**

There was no old business.

**NEW BUSINESS:**

There was no new business.

**PUBLIC COMMENT AND MEDIA QUESTIONS:**

There were no additional public comments or media questions.

**ADJOURNMENT:**

A motion was made by Mr. Baldwin and was seconded by Mr. Rattigan to adjourn the meeting at 8:03 p.m. Motion carried.

Approved: April 21, 2010