

Upper Makefield Township Board of Supervisors
May 19, 2010 Meeting Minutes

The May 19, 2010 public 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., Township Engineer Larry Young, P.E., Township Hydrogeologist Bruno Mercuri and Director of Planning & Zoning Dave Kuhns.

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:

There were no announcements.

PUBLIC COMMENT:

State Representative Scott Petri, 1293 Eagle Road, provided comment in recognition of Chairman Dave Kulig's dedicated service to the community.

Chairman Kulig announced his decision to resign from the Board of Supervisors because of family medical concerns. He expressed his deep appreciation to fellow members of the Board of Supervisors, Township staff and the community.

Guy Polhemus, 882 Washington Crossing Road, expressed his regards to Mr. Kulig and his family and then commented on the importance of preserving the Washington Crossing Historic Park. He expressed his opposition to the transfer of any part of the park to private ownership.

Peggy Kennedy, Jericho Run, recognized the service of Mr. Kulig and then noted her opposition to HB 2126 regarding the transfer of park land to the Bowman's Hill Wildflower Preserve.

Amy McClellan, 882 Washington Crossing Road, also expressed her regard for Mr. Kulig and his service to the community. She then voiced her opposition to the land transfer to Bowman's Hill Wildflower Preserve.

APPROVAL OF MINUTES AND BILLS PAYABLE:

A motion was made by Mr. Baldwin and was seconded by Mr. Cino to approve the May 5, 2010 minutes. Motion carried on a unanimous vote

Mr. Kulig read into the record the bills for May 19, 2010. A motion was made by Mr. Silvers and was seconded by Mr. Rattigan to approve the May 19, 2010 Bills Payable List in the amount of \$214,535.76. Motion carried on a unanimous vote with Mr. Baldwin abstaining from payment of Grim, Biehn & Thatcher bills.

PLANNING AND ZONING ISSUES:

Act 537 Sewage Facilities Plan Final Draft Presentation

Mr. Mercuri reviewed the details of the Draft Act 537 Sewage Facilities Plan. He reported that a public hearing would be held in June to receive public comment on the Plan. After discussion, the Board requested that staff notify directly any properties that will be impacted by the Plan.

Shtatnov Zoning Hearing Board Application - 1284 Eagle Road

Mr. Kuhns provided an overview of the application to request a variance to the fence height limitation. Following discussion, it was agreed that the Board would take no official position on the application.

Fernandez, 835 Dolington Road - Certificate of Appropriateness

Mr. Kuhns provided an overview of the request for approval of a Certificate of Appropriateness to install a residential storage building. Following discussion, a motion was made by Mr. Baldwin and was seconded by Mr. Silvers to approve the Fernandez Certificate of Appropriateness. Motion carried on a unanimous vote.

SOLICITOR'S REPORT:

Ordinance No. 292 – Authorizing Intergovernmental Agreement

Mr. Rice introduced the ordinance authorizing the intergovernmental agreement in the Municipal Utility Alliance for the purposes of joint bidding and purchasing of utility products and services. Mr. Kulig opened a public hearing to consider approval of Ordinance No. 292. 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. Silvers to approve Ordinance No. 292. Motion carried on a unanimous vote.

Water Treatment Plant Operation Agreement and Wastewater Treatment Plant Operation Agreement – Gray Tract

Mr. Rice provided an overview of the agreements and recommended authorization. Following discussion, a motion was made by Mr. Baldwin and was seconded by Mr. Silvers to authorize execution of the Gray Tract Wastewater Treatment Plan Operation Agreement. Motion carried on a unanimous vote.

A motion was then made by Mr. Rattigan, seconded by Mr. Silvers, to approve the Gray Tract Water Treatment Plant Operation Agreement. Motion carried on a unanimous vote.

White and Melsky Update

Mr. Rice reported that extensions have been received for both applications and that there has been no action on the Petition that was filed with the court.

Mr. Rice announced that he would need a brief Executive Session with the Board to discuss a matter of real estate acquisition. There reported that there would be no action after the Executive Session.

MANAGER'S REPORT:

Fund Balance Report

Ms. Teoli provided highlights of the Fund Balance Report.

Tree Donation Program

Ms. Teoli provided an overview of the Tree Donation Program recommended by the Park & Recreation Board.

Following discussion, a motion was made by Mr. Rattigan and was seconded by Mr. Kulig to approve the Tree Donation Program with the clarification that trees will be purchased and installed by the township. Motion carried on unanimous vote.

Automatic Electronic Defibrillators (AEDs)

Ms. Teoli presented the request of the Park & Recreation Board to donate to up to \$2,400 toward the purchase of two Automatic Electronic Defibrillators for the organized sports leagues using township parks. The leagues would retain ownership and responsibility for instruction and maintenance of the AEDs, but would be permitted to store the units in the park pavilions. Resident Dr. Janet Liroy has volunteered to place order, train, store and monitor AEDs. Discussion followed and a motion was made by Mr. Rattigan and was seconded by Mr. Baldwin to authorize a donation of up to \$2,400 toward the purchase of two defibrillators from the Park and Recreation Fund. Motion carried on unanimous vote.

ENGINEER'S REPORT:

Engineer's Report

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

BOARD AND COMMISSION REPORTS:

Mr. Kulig announced that the following reports were included in the Board packets:

- Environmental Advisory Council – January 12, 2010; February 9, 2010; March 9, 2010 and April 13, 2010
- Historical Advisory Commission – April 5, 2010
- Joint Zoning Council – May 4, 2010
- Parks and Recreation Board – April 12, 2010
- Planning Commission – March 8, 2010 and March 24, 2010

DEPARTMENT REPORTS:

Planning and Zoning Department

Mr. Kuhns highlighted the monthly Planning and Zoning Department Report.

Police Department

Chief Mark Schmidt highlighted the Police Department Report.

Mr. Kulig announced that the following reports were included in the Board packets:

- Fire Department Report
- Fire Marshal Report
- Public Works Department Report

OLD BUSINESS:

There was no old business.

NEW BUSINESS:

Mr. Kulig led discussion on changing the meeting schedule for summer months. It was agreed by all present to hold only one meeting during the months of July and August. Meetings will be July 21st and August 4th.

PUBLIC COMMENT AND MEDIA QUESTIONS:

Mr. Silvers announced that the Rev Run event is coming along nicely. Registration for the event can be made by visiting www.umbarevr.com.

Mr. Silvers also announced that Memorial Day events would be held at Washington Crossing Park at 11:00 a.m. and the Veteran's Cemetery at 2:00 p.m.

Members of the Board and staff praised Chairman Kulig for his many years of dedicated service to the community.

ADJOURNMENT:

A motion was made by Mr. Baldwin and was seconded by Mr. Rattigan to adjourn the meeting at 9:45 p.m. Motion carried on unanimous vote.

Approved: June 2, 2010