

**Upper Makefield Township Board of Supervisors**  
**April 5, 2016 Meeting Minutes**

The April 5, 2016 public meeting of the Upper Makefield Township Board of Supervisors was called to order by Chair Dan Rattigan at 7:30 p.m. In attendance were the following members of the Board of Supervisors: Chair Dan Rattigan, Vice Chair Tom Cino, Treasurer Mary Ryan, Member Diana Nolan and Member Mike Tierney. Also in attendance were Township Manager Jim Pascale and Township Solicitor Mary Eberle, Esq.

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

**PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE**

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

**ANNOUNCEMENTS**

Mr. Rattigan made the following announcements:

- An executive session was held prior to tonight's meeting for personnel matters.
- An executive session will be held following tonight's meeting for personnel matters.
- Upper Makefield is joining with several other municipalities for an Earth Day Celebration at Core Creek Park on Saturday, April 30 from 10 – 2. More information is available on our website.
- Upper Makefield Police Department is participating in the National Drug Takeback Event on Saturday, April 30. From 10 a.m. to 2 p.m., you may drop off unused or expired drugs at the police department lobby. The drop box is also available Mondays-Fridays during regular business hours.
- The Upper Makefield Tree Grant program is open for the spring plantings. Visit the Township website or call the Township for more information.
- Rep. Petri is hosting a meeting to discuss his flood insurance legislation on April 28 at 7 pm at Washington Crossing Historic Park. It is open to the public and no registration is required.

**PUBLIC COMMENT**

Dierdre Murphy, 1040 Creamery Road, expressed concern about a neighboring solar panel array and requested that the Township review the existing solar panel ordinance to provide a stricter code related to location, reflection and screening and also require more neighbor notification and input. She then provided a photo display showing her property and the neighboring solar array.

Wendy Ballis Rupp, 1045 Creamery Road, encouraged the Board to enforce the current ordinance and its intent to preserve the natural beauty of land and to screen solar panel arrays out of view of streets and adjacent properties with a vegetative buffer. She also asked consideration of review and potential revision of the ordinance.

Discussion followed. Mr. Rattigan noted that the Planning Commission will review the Solar Panel Ordinance on an upcoming agenda and the concerns expressed will be relayed. Residents can contact the Township for meeting information.

Rickie Gaffney, Washington Crossing, requested that the Board consider limiting the number of events that close River Road.

Ron Smolow, Three Ponds Lane, requested that Three Ponds Lane, an undedicated road, be included in the 2017 budget for snow removal service, and he asked for consideration that the Township collect data to determine the costs to plow this and all undedicated roads.

### **APPROVAL OF MINUTES AND BILLS PAYABLE**

A motion was made by Mr. Cino and was seconded by Ms. Nolan to approve the March 15, 2016 minutes. Motion carried by a unanimous vote.

Mr. Pascale directed attention to the bills list for April 5, 2016. A motion was made by Mr. Cino and was seconded by Ms. Nolan to approve the April 5, 2016 Bills Payable list in the amount of \$692,487.76. Motion carried by unanimous vote.

### **SOLICITOR'S REPORT**

There was no Solicitor's Report.

### **MANAGER'S REPORT**

#### **Bid Award – Stone & Asphalt**

Mr. Pascale provided an overview of the 2016/17 Consortium Stone and Asphalt Bid. Discussion followed and a motion was made by Ms. Ryan and was seconded by Mr. Cino to award the 2016/17 Stone and Asphalt Bid to Eureka Stone Quarry, Inc. in the amount of \$6,709.50. Motion carried by a unanimous vote.

#### **Contract Award – BOWMA 2016/17 Season**

Mr. Pascale provided an overview of the 2016/17 deer management contract with Big Oak Whitetail Management (BOWMA). A motion was made by Ms. Ryan and seconded by Ms. Nolan to authorize the Township Manager to execute an agreement with BOWMA for 2016/17. Ms. Nolan noted an addition to the contract that BOWMA will contact the Township Manager prior to removing any trees. Motion carried by unanimous vote.

#### **Resolution No. 2016-04-05-01, Designation of Agent – DR-4267**

Mr. Pascale presented the resolution designating Finance Officer Sandra Wenitsky as designated agent for the purpose of completing documents and forms on behalf of the Township for financial assistance related to federal/state disaster relief for DR-4267. Following discussion, a motion was made by Ms. Ryan and seconded by Mr. Cino to approve Resolution No. 2016-04-05-01. Motion carried by unanimous vote.

### **ENGINEER'S REPORT**

#### **Maintenance Bond Release: Reese Tract (Barone Lot), 447 Lurgan Road**

Mr. Young provided an update of the project and recommended approval for the Maintenance Bond Release: Reese Tract, 447 Lurgan Road in the amount of \$16,332.46. A motion was made by Ms. Nolan and was seconded by Ms. Ryan to approved release of the Maintenance Bond for the Barone lot at 447 Lurgan Road. Motion carried by unanimous vote.

### **PUBLIC COMMENT AND MEDIA QUESTIONS**

Le Sheppard, Wrightstown, expressed disappointment that the Board did not vote at the last meeting to send the Solicitor to the Zoning Hearing Board to oppose a 2 foot setback for construction of a shed. He requested that Jointure zoning ordinances are upheld in the future out of respect for neighbors. Ms. Eberle clarified that the existing shed was constructed with a 2 foot setback, therefore the

nonconforming line was established and the homeowner was entitled to use the same setback.

Dan Johansson, Upper Makefield, reminded the Board of his inquiry of Township ordinances restricting soil sales. Ms. Eberle stated that it will be on the next staff meeting agenda and then reported back to the Board.

Brian Wong, 11 Winterset Court, Newtown spoke in support of the Bucks County Duathlon and introduced Missy Flynn, the primary beneficiary of the fundraiser. He provided Missy's history stating that the proceeds from this event help offset the costs of custodial care and expenses not covered by insurance. He asked for reconsideration of an ordinance which would limit the number of events permitted in the community and rather consider a more flexible ordinance to provide balance. Discussion followed and Mr. Rattigan asked staff to provide event coordinators with contact information for the Washington Crossing Park Historic Director to discuss alternate routes which would not require road closures.

Janice Havison of Upper Makefield Township, relayed her experience as a realtor stressing the importance of adequately buffering solar panels to limit their effect on neighboring property values.

Emily Grace of Upper Makefield and a volunteer for the Duathlon, spoke in support of the Duathlon and the benefits to the community.

#### **ADJOURNMENT**

A motion was made by Ms. Ryan and was seconded by Ms. Nolan to adjourn to executive session at 8:25 p.m. Motion carried.

Respectfully submitted,



Jim Pascale, Township Manager  
Approved: April 19, 2016

**APRIL 2016 GENERAL FUND BILLS - 4/5/16**

<u>ACCT #</u>	<u>COMPANY NAME</u>	<u>AMOUNT</u>	<u>COMMENTS</u>
400.210	Associated Imaging Solutions	\$640.69	copier charges/shipping charge on copier supplies
414.210	" "	\$4.60	shipping charge on copier supplies
410.210	Atlantic Tactical	\$48.49	name tapes
410.540-3	CMI	\$182.74	compressed gas cylinder for breathalyzers
410.462	COSI	\$50.00	random testing setup fees
407.319	Cardmember Service	\$170.98	online backup/website svc.
409.750A	" "	\$180.19	microwave - PW kitchen
410.192	" "	\$190.00	training
430.260	" "	\$229.00	tools
438.460	" "	\$69.61	food/water during storm
481.50	Central Bucks Ambulance	\$1,520.00	yearly contribution based on number of calls
409.373	Ciemens	\$18.10	floor mats - PW Bldg.
430.238	" "	\$184.00	uniform rental
409.373	Cooper Pest Solutions	\$39.00	exterior program
409.140	Coverall	\$1,060.00	cleaning service
414.321	DCED	\$136.00	1st Qtr. 2016 PA Uniform Construction Code fees
400.314	Eckert Seamans Cherin & Mellott	\$6,500.00	legal fees
410.314	" "	\$11,053.76	" "
410.374	Falls Auto Body	\$5,672.97	PD vehicle repairs - insurance reimbursed
410.238	Galls	\$481.84	boots
400.313	Gilmore & Associates	\$7,535.00	engineering fees
414.313A	" "	\$3,775.00	" "
409.373	Good Air Conditioning & Heating	\$180.00	diagnosed reason for no heat in PW Garage
400.314	Grim, Biehn & Thatcher	\$5,955.00	legal fees
414.314A	" "	\$1,278.50	" "
414.314-2	" "	\$675.00	" "
400.374	HPT Systems	\$3,750.00	maintenance hourly block purchase to receive discount
409.373	Robert B. Hawkins	\$2,400.00	repair block wall bet. electric panel and gen. at Twp. Bldg.
400.313	Heritage Conservancy	\$900.00	outreach/meetings/project implementation
411.460	IAAI Int'l Assoc. of Arson Investigators	\$100.00	active membership renewal
411.460	IAFC International Assoc. of Fire Chiefs	\$209.00	membership/division dues
410.192	Kaplan University	\$4,376.00	tuition - C. Huff 11/15 - 1/16
409.373	Kencor	\$175.00	monthly elevator maintenance
411.212	John Kernan	\$45.97	reimburse for supplies
409.373	Lucas	\$189.17	balance due on work done - sewer pump Twp. Complex
481.50	Newtown American Legion Ambulance	\$480.00	yearly contribution based on number of calls
400.210	Newtown Office Supply	\$7.49	office supplies
410.210	" "	\$213.07	" "
438.460	" "	\$25.04	" "
409.215	" "	\$27.36	bldg. supplies
407.319	PCPA Pennsylvania Chiefs of Police Assoc.	\$175.00	annual renewal
409.361	PECO	\$761.78	electric - Admin. Bldg.
409.361	PECO	\$1,194.95	electric - PD Bldg.
409.341	Petty Cash	\$19.95	replenish petty cash
409.215	" "	\$53.34	" "
400.460	" "	\$35.35	" "
409.215	Ready Refresh	\$55.89	drinking water for Twp. bldgs.
410.238	Red the Uniform Tailor	\$399.40	uniforms
410.374	Reedman Toll Auto World	\$1,179.00	PD vehicle repairs
400.331	Shapiro Fire Protection	\$68.10	annual maintenance/insp./repl. fire extinguishers
409.373	" "	\$469.15	" "
410.374	" "	\$402.60	" "
411.740	" "	\$8.50	" "
414.374	" "	\$8.50	" "
430.260	" "	\$282.55	" "
407.319	Ron Skotleski Video Productions	\$400.00	producer fee BoS Mtg. 3/15/16
488	Standard Insurance	\$705.73	add/life insurance premium
488A	" "	\$1,607.65	std insurance premium
488B	" "	\$942.78	ltd insurance premium
400.210	Staples Advantage	\$74.28	toner/ink

**APRIL 2016 GENERAL FUND BILLS - 4/5/16**

<u>ACCT #</u>	<u>COMPANY NAME</u>	<u>AMOUNT</u>		<u>COMMENTS</u>
414.210	" "	\$74.28	" "	
438.460	" "	\$5.29	" "	
400.210	Staples Credit Plan	\$9.33		office supplies
411.212	" "	\$83.98	" "	
409.215	" "	\$3.06		bldg. supplies
410.231	Superior Plus Energy	\$1,887.21		unleaded gasoline
409.230	" "	\$709.57		heating fuel/propane
410.134	Nicole Thompson	\$650.00		animal control services
407.319	Trent Creative	\$750.00		advanced website support March - December 2016
430.238	Trevoise Family Shoes	\$143.10		work boots
410.210	UMBA	\$325.00		annual membership dues Chief of Police 1/16 - 12/16
409.321	Verizon Wireless	\$2,651.25		mobile phone service/equipment upgrades
410.541	" "	\$26.71	" "	
409.373	Waste Management	\$308.08		trash collection/recycling Twp. complex
	<b>TOTAL</b>	<b>\$77,199.93</b>		

\*\*FOR BOARD APPROVAL

APRIL 2016 LIQUID FUELS BILLS - 4/5/16

<u>ACCT #</u>	<u>COMPANY NAME</u>	<u>AMOUNT</u>	<u>COMMENTS</u>
433TL	Armour & Sons Electric	\$455.44	repair traffic signal
437	Joseph Finkle & Son	\$211.54	paint supplies for plows
432S	Garden State Highway Prod.	\$143.00	sign hardware
438.245	Hei-Way	\$1,106.70	road patching material
434SL	PECO	\$130.04	street lighting
433TL	PECO	\$29.20	traffic lighting
437	Scrappy's	\$4,052.29	truck inspection/repairs
437	Tanners Lawn & Snow Equip.	\$12.00	chain saw sharpening
	<b>TOTAL</b>	<b>\$6,140.21</b>	

\*\*PAID INTERIMLY

APRIL 2016 PARK & REC BILLS - 4/5/16

<u>ACCT #</u>	<u>COMPANY NAME</u>	<u>AMOUNT</u>	<u>COMMENTS</u>
452.250	Cardmember Service	\$160.48	heater for parks
452.250	Davis Feed Mill	\$84.95	grass seed for parks
452.250	EPA Water Consultants	\$1,001.75	prepare Br. water sys. for Spr.
452.250	Wm. W. Fabian & Son	\$37.10	reinforcement rods for pkg. bl.
452.250	Joseph Finkle & Son	\$26.88	repair items - Lookout Park
452.250	Home Depot	\$244.21	maint./repair of parks
452.250	PECO	\$65.30	electric
452.250	PECO	\$79.65	electric
452.250	PECO	\$35.28	electric
452.250	Shapiro Fire Protection	\$85.65	insp./maint. fire extinguishers
452.250	Waste Management	\$243.97	trash collection/recycling parks
	<b>TOTAL</b>	<b>\$2,065.22</b>	

\*\*PAID INTERIMLY

**APRIL 2016 WATER & SEWER BILLS - 4/5/16**

<u>ACCT #</u>	<u>COMPANY NAME</u>	<u>AMOUNT</u>	<u>COMMENTS</u>
429.372	PECO	\$156.22	electric
429.372	PECO	\$173.66	electric
429.372	PECO	\$110.87	electric
429.372	PECO	\$1,541.97	electric
429.372	PECO	\$1,952.93	electric
429.374	Shapiro Fire Protection	\$42.50	annual maint./insp. of fire extinguishers
429.421	Verizon	\$41.53 **	phone
429.421	Verizon	\$113.14 **	phone
	<b>TOTAL</b>	<b>\$4,132.82</b>	

\*\*PAID INTERIMLY



APRIL 2016 OPEN SPACE BILLS - 4/5/16

<u>ACCT #</u>	<u>COMPANY NAME</u>	<u>AMOUNT</u>	<u>COMMENTS</u>
400	The Huntington National Bank	\$750.00	paying agent's annual fee
461.7	Laurel Abstract Co.	\$590,599.00	** conservation easement purchase
	<b>TOTAL</b>	<b>\$591,349.00</b>	

\*\*PAID INTERIMLY  
\*OVER BUDGET

**APRIL 2016 INTERIM BILLS - 4/5/16**

<u>ACCT #</u>	<u>COMPANY NAME</u>	<u>AMOUNT</u>	<u>COMMENTS</u>
409.321	Comcast	\$353.67	phone service/internet service Admin. Bldg.
409.321	Comcast	\$328.78	phone service/internet service P. D. Bldg.
409.321	Comcast	\$149.14	phone service/internet service P. W. Bldg.
	<b>TOTAL</b>	<b>\$831.59</b>	

\*PREVIOUSLY APPROVED BY BOARD

**APRIL 2016 RIPARIAN RESTORATION & PRESERVATION FUND - 4/5/16**

<u>ACCT #</u>	<u>COMPANY NAME</u>	<u>AMOUNT</u>	<u>COMMENTS</u>
461.372A	Land Studies	\$3,000.00	grant writing services
	<b>TOTAL</b>	<b>\$3,000.00</b>	

\*\*PAID INTERIMLY

\*OVER BUDGET

APRIL 2016 DUTCHESS FARM BILLS - 4/5/16

<u>ACCT #</u>	<u>COMPANY NAME</u>	<u>AMOUNT</u>	<u>COMMENTS</u>
429.374	Commonwealth of PA	\$250.00	annual fee NPDES permits Chapter 92A
429.374	ES2 Environmental Systems	\$649.95	UV lamps/quartz sleeves
429.372	PECO	\$1,206.91	electric
429.374	Shapiro Fire Protection	\$25.50	annual maint./insp. of fire extinguishers
429.210	USA BlueBook	\$535.38	supplies
429.374	" "	\$44.93	plant maintenance
	<b>TOTAL</b>	<b>\$2,712.67</b>	

\*\*PAID INTERIMLY

**APRIL 2016 CAPITAL RESERVE BILLS - 4/5/16**

<u>Acct #</u>	<u>Company Name</u>	<u>Amount</u>	<u>Comments</u>
410.750	Motorola	\$5,056.32	radio for new PD vehicle
	<b>TOTAL</b>	<b>\$5,056.32</b>	

\*\*PAID INTERIMLY