

Upper Makefield Township Board of Supervisors
June 16, 2010 Meeting Minutes

The June 16, 2010 public meeting of the Upper Makefield Township Board of Supervisors was called to order by Vice Chair Bud Baldwin at 7:35 p.m. In attendance were the following members of the Board of Supervisors: 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., 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. Baldwin led in the recitation of the Pledge of Allegiance which was followed by a moment of silence.

ANNOUNCEMENTS:

Mr. Baldwin announced the upcoming "Rev Run" which will be held on July 4th at Washington Crossing Historic Park.

Ms. Teoli provided a report to the Board on the Pennsylvania Historical and Museum Commission Meeting that was held earlier in the day in Harrisburg regarding the Washington Crossing Historic Park.

PUBLIC COMMENT:

Ellen Petri, Eagle Road, announced that opportunities were available to volunteer with the Friends of Washington Crossing Park.

Cynthia Maxel, 811 Dolington Road, provided comment on her support of the Act 537 Plan Update and requested that her property be included.

SPECIAL ITEMS

Board of Supervisors Appointment

Mr. Baldwin announced that the Board of Supervisors recently met during a public meeting to interview four very qualified individuals to fill the unexpired term of Dave Kulig. A motion was then made by Mr. Cino and was seconded by Mr. Baldwin to appoint Mary Ryan to the Board of Supervisors to fill the vacancy created by Mr. Kulig's resignation for a term which expires December 31, 2011. Mr. Rattigan and Mr. Silvers both credited Ms. Ryan for her service to the community but noted their opposition to her appointment because they felt there was a conflict in the fact that she held a position on the board of the Friend of Washington Crossing Park. The motion failed on a 2-2 vote.

Mr. Rattigan then made a motion, which was seconded by Mr. Silvers, to appoint Denton Kanouff to fill the vacancy created by Mr. Kulig's resignation. Mr. Cino commented on Mr. Kanouff's strengths and qualifications. The motion failed on a 2-2 vote.

Resolution No. 2010-06-16-01 – In Recognition of Chief Mark Schmidt

A motion was made by Mr. Silvers and was seconded by Mr. Cino to approve Resolution No. 2010-16-16-01 recognizing Chief Mark Schmidt for 30 years of service to Upper Makefield Township. Motion carried on a unanimous vote.

APPROVAL OF MINUTES AND BILLS PAYABLE:

A motion was made by Mr. Cino and was seconded by Mr. Silvers to approve the June 2, 2010 minutes. Motion carried by unanimous vote.

Ms. Teoli directed attention to the bills list for June 16, 2010. A motion was made by Mr. Silvers and was seconded by Mr. Cino to approve the June 16, 2010 Bills Payable list in the amount of \$105,408.52. Mr. Baldwin recused himself from the vote on the Grim, Biehn & Thatcher bills. Motion carried on a unanimous vote.

PLANNING AND ZONING ISSUES:

Geiger Zoning Hearing Board Application, 28 Dunkin Drive

Mr. Kuhns provided an overview of the application requesting a variance from the impervious coverage limitation to allow for the construction of a pool. After discussion of the application, the Board requested that Mr. Kuhns represent the Township at the hearing.

Siligato Zoning Hearing Board Application, 1040 Taylorsville Road

Mr. Murphy represented the applicant and provided an overview of the application that requests a special exception to build two homes in the floodplain and establish a 6.4 acre parcel under a conservation easement. After discussion of the application, it was the consensus of the Board to request that Mr. Rice attend the hearing to represent the Township.

SOLICITOR'S REPORT:

There was no Solicitor's Report.

MANAGER'S REPORT:

Fund Balance Report

Ms. Teoli provided highlights of the Fund Balance Report.

Personnel Policy

Ms. Teoli reported that the revision of the Township's Personnel Policy is underway and will be presented to the Board for review at an upcoming meeting.

ENGINEER'S REPORT:

Brownsburg Estates V - Release Letter of Credit – Relocation of Brownsburg Road

Mr. Young provided an overview and recommended release of the Letter of Credit for the relocation of Brownsburg Road in the amount of \$44,424.50. After brief discussion, Mr. Silvers made a motion which was seconded by Mr. Rattigan to authorize release of the Letter of Credit in the amount of \$44,424.50. Motion carried on unanimous vote.

Brownsburg Estates V – Release Letter of Credit – Well Guarantee

Mr. Young recommended release of the Letter of Credit for the well guarantee in the amount of \$35,608.51. After brief discussion, Mr. Silvers made a motion which was seconded by Mr. Rattigan to authorize release of the Letter of Credit in the amount of \$35,608.51. Motion carried on unanimous vote.

Brownsburg Estates V – Brownsburg Road Condemnation

Mr. Young reported that, in 1998, a section of Brownsburg Road was realigned and dedicated to Upper Makefield Township. At that time, \$20,000 was deposited in escrow and an Agreement for Condemnation of Right-of-Way was established to help defray costs to the Township if it became necessary to obtain property to locate a traffic light at the intersection of Brownsburg and River Roads. After discussion, a motion was made by Mr. Silvers, seconded by Mr. Baldwin, to release the \$20,000. Motion carried on a unanimous vote.

Brownsburg Estates V – Traffic Light Escrow

Mr. Young explained that there is a cash escrow of \$3,756.64 earmarked for a traffic light, presumably for a signal warrant analysis tied to the potential need for a traffic light at the intersection of Brownsburg and River Roads. After discussion, a motion was made by Mr. Rattigan and was seconded by Mr. Silvers to release the \$3,756.64. Motion carried unanimously.

Engineer's Report

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

BOARD AND COMMISSION REPORTS:

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

- Joint Zoning Council – June 2010
- Planning Commission – April 12, 2010

DEPARTMENT REPORTS:

Planning & Zoning Department

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

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

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

OLD BUSINESS:

There was no old business.

NEW BUSINESS:

Act 537 Sewer Facilities Plan Public Hearing

Township Hydrogeologist Bruno Mercuri provided an overview of the Draft Revision to the Act 537 Sewage Facilities Plan, which addresses present and future sewage disposal needs, including private on-lot systems, private small-flow treatment facilities and Township-owned public sewage facilities.

He highlighted proposed alternatives for the Taylorsville Area Sanitary Sewer Extension and the Dolington Area Sanitary Sewer Extension. He reviewed potential costs associated with the alternatives and a possible implementation schedule.

Members of the Board of Supervisors expressed concern about the impact of the proposed Plan on Township residents. After significant discussion, it was determined that residents in the two impacted areas would be contacted via certified mail and invited to attend upcoming meetings. It was further agreed that the Draft Revision to the Act 537 Sewage Facilities Plan would be posted on the website and made available at the Township Building for public review. There was also consensus that multiple public meetings may be necessary regarding this issue prior to the Board of Supervisors consideration of approval.

The following members of the public provided public comment:

- Wally Colunder, 825 Dolington Road, expressed concern about the sale of his property. It was then clarified that his property was outside the study area.
- Lauren Tetrault, 802 Washington Crossing Road, questioned how it was determined that properties be included in the study area. She also expressed concern regarding systems that are within the study area that are not failing.
- Jim Ansborough, 713 Towerview Road, expressed concern regarding funding these improvements.

ADJOURNMENT:

A motion was made by Mr. Silvers and was seconded by Mr. Cino to adjourn the meeting at 10:00 p.m. Motion carried.

Approved: July 21, 2010