

**WARMINSTER TOWNSHIP BOARD OF SUPERVISORS
MINUTES OF SEPTEMBER 27, 2007
PUBLIC MEETING**

MEMBERS PRESENT:

Leo I. Quinn, III, Chairman
Fred L. Gold, Vice Chairman
Richard J. Luce, Jr., Secretary/Treasurer
Donnamarie Davis
Gail E. Johnson

STAFF PRESENT:

Bob Tate, Township Manager
Thomas J. Smith, III, Township Solicitor
Mary R. Stover, Pennoni Associates, Township Engineer
Thomas Thern, Zoning Officer
Jim Krueger, Fire Marshal
Barbara Sultzbach, Assistant Township Manager

CALL TO ORDER: The regular meeting of the Warminster Township Board of Supervisors was called to order at 7:35 p.m., Chairman Mr. Quinn presiding. Mr. Quinn led the Pledge of Allegiance and observed a moment of silence. The meeting was held in the Warminster Township Building.

ANNOUNCEMENTS, COMMUNICATIONS, MINUTES

ANNOUNCEMENTS AND COMMUNICATIONS

Mr. Quinn thanked family and friends for showing their support due to the tragedy of losing his son.

Ms. Davis congratulated Laura Zucker, a librarian and teacher at Leary Elementary School for being one of the 12 finalists named as 2008 teacher of the year. She is recognized as a positive role model who is able to put Warminster in a positive light.

Ms. Davis made a motion for the resignation of Mr. Gold. Mr. Luce seconded the motion subject to discussion. He stated Mr. Gold's problems are self-inflicted and he showed poor judgement at the last meeting. He commented how the hatred based on one person quoted in the newspaper has contributed to this issue. Mr. Luce then officially seconded the motion.

Mr. Gold apologized for his behavior. He stated he has no intention of resigning. He defended his character by stating he served the township for five years and is also a registered pharmacist. He pointed out that he contributes to Warminster in order to improve the town and save money for the township. He believes people have been dishonest to the media due to the upcoming election.

Mr. Johnson welcomed the people of Verizon who will now carry the township channel on 45. The school board channel is 36. There is currently only audio on 36.

Mr. Luce announced the budget meeting on Tuesday night hosted by Mr. Tate was a success and there are no problems to report. In this preliminary meeting, it was stated there would be no tax increase. An ambulance will be purchased for the ambulance court. The budget will be posted on the website where you can download a copy in pdf form. The goal is to get people to return to the October 23rd meeting when all departments make presentations and will answer questions by the audience.

Mr. Gold welcomed all new businesses to the community. They are as follows:

Elite Performance – 533 York Road
Shelly's Apparels – 455 York Road

A F & L Insurance Company – 165 Veterans Way, Suite 300
Elite Air Systems – 57 Ash Circle
A T G Learning Academy – 955 Louis Drive
Halloween Adventure – 748 W. Street Road
DeRocco Building Corp. 665 Catherine Street
Concealed Technology Services, Inc. – 780 Falcon Circle, Suite 101
Ultra Guard Security Services – 780 Falcon Circle, Suite 107
Mid Atlantic Insurance – 780 Falcon Circle, Suite 112
Progressive Painting – 780 Falcon Circle, Suite 110
Adroit Software – 780 Falcon Circle, Suite 111

APPROVAL OF MINUTES - SEPTEMBER 6, 2007

Mr. Quinn made a motion to approve the minutes of the Township meeting of September 6, 2007, as written, as they are a matter of public record, and was seconded by Mr. Gold. Motion carried 4-0 with Mr. Quinn abstaining, as he was not present.

Ms. Sultzbach stated that there is a new recorder at the Township meetings, Nicole Stienes.

PLAN REVIEWS

CLAUDE LODGE FIELD RENOVATION - PRELIMINARY PLAN

Jeff Garden, on behalf of Centennial School District, requested final plan approval for Claude Lodge Field.

Mr. Mike Masko remarked on the new William Tennent High School Stadium. He believes this new project will improve the community, help the elderly and benefit the athletes. He thanked everyone for the progress that has been made.

Mr. Mitch Leetch representing Birdell Architects announced they are replacing 3000 seat bleachers with new 3000 seat bleachers. Handicap bleachers will be added on the home and visitor side. The 7 lane track will be replaced with an 8 lane running track. The natural turf will be replaced with synthetic turf. Portable toilets will be removed and replaced with permanent facility. This includes 10 men fixtures, 16 women, and 1 family handicap facility. The parameter fencing will be replaced and a drainage system installed. There will be handicap accessibility leading to the field. Also being replaced is a ticket booth with two new booths and the addition of a gate. Drawings were presented to illustrate all renovations.

Mr. Greg Hucklebridge representing Carroll Engineering further discussed this engineering project. His illustrations showed portions of the engineering aspects of the project. The new drainage system is explained in detail and stated that a portion of the practice field will be lost due to the new system. New shrubbery will help shield neighbors from lighting and noise. Ms. Stover commented how drainage will be controlled and there will be less flow from the affected areas than before. She commented on the great improvements that are being made. Mr. Gold commented that the new drainage system only improves the problem, and does not completely solve it. Ms. Stover stated all drainage will be collected from the field and taken to a detention basin. She believes it is a good step going forward.

Ms. Stover stated the planning commission added to their letter dated 9-27-07 that there needs to be an accessible route for all leading to the walkway that leads to the stadium, and it was agreed that this walkway will be provided. This walkway will go from the school to the stadium. Some parking may be compromised to provide this walkway. The path leading to the stadium is a gradual decline which branches midway into a handicap path for the remaining 10ft.

Mr. Luce thanked the school district for their corporation during this project. Neighbor, Carol Jenkins, has been complaining about light in her bedroom during night games. Mr. Luce questioned if the lights will

stay and admitted he does not know how to solve this problem for Ms. Jenkins. Mr. Hucklebridge addressed that there will be a considerable amount of buffer plants. The height of the trees when planted will be 6 ft high and will grow to 8-12 feet or higher. Mr. Leetch stated that he researched getting light shields but it was determined it would not solve the light problem for neighbors.

Mr. Johnson asked if there would be additional parking. Mr. Hucklebridge answered that there will be no additional parking, but there will be more handicap spots.

Mr. Gold remembered a previous meeting where it was stated the stadium would be decreasing in size from 2,200 to 2,000 seats. Mr. Hucklebridge confirmed 1,085 on visitor side and 1,995 on home side.

Mr. Lou Paccioli, the athletic director at William Tennent, stated that approximately 4,000 people are present at the Archbishop Wood vs. William Tennent football games. The stadium will fit 3,500 people. He also commented on how immediately after the games the lights are shut off except for 2, which is for maintenance's benefit, to help neighbors with their light complaints.

Mr. Johnson asked if a waiver was obtained regarding the 100 -10 year flow. Mr. Hucklebridge answered that the waiver was requested due to the room available for the basin. They cannot meet the 100-year to 10-year requirement.

Ms. Davis wanted to know where the trees are located that are being saved. Mr. Hucklebridge stated they are only adding, and not removing, trees. He also explained the waiver that was requested was for 72-acre property and that they do not need to survey the sight and identify each tree. He explained that these waivers also help improve the safety of this project. Ms. Davis thanked Mr. Masko for building the bridge between the residents and the school district. She hopes the line of communication remains open.

No public comment.

Mr. Smith confirmed the wording regarding the "accessible route from the stadium to the building" from Ms. Stover before stating the terms needed to motion a grant approval for this final land development plan.

Mr. Luce motioned for the acceptance of these final plans. Ms. Davis seconded. Motion passed unanimously 5-0.

Mr. Quinn made a final comment wishing the developers luck putting this project together and hopes the new stadium will last 60 years as did the last. William Tennent football plays Norristown 9-28-07 at 7pm. The school will host the 13th annual festival of bands 9-29-07, at 7p.m.

Mr. Gold commented how he appreciates the new stadium being named after Gene Grossi who contributed to the school in many ways.

ERICKSON - NEIGHBORHOOD 4 - REVISED PLANS

Ms. Stover introduced the prepared memorandum regarding the former naval air center. Mr. Tony Sauder, an engineer from Pennoni Associates, provided the history on this center. He told how contaminated water in the facility in 1986 led to investigations. By the end of 1999, many activities were set up to be transferred by the township to make use of the former base. Assisted living was envisioned. During the transfer, the area east of Jacksonville was to be a business complex. It was later to be set aside for Ann's Choice. Mr. Sauder used illustrations to briefly go over the layout of the former base. He remarked that areas A, B, C, and D were of concern due to some impacted ground water. Area A had the most soil impact. Ground water had migrated off the site and became contained. 13 pumping extractions were needed in order to regulate it. Soil was removed and taken off the site. Site 8 in the later 90's contained impacted soil from fire fighting equipment. They removed that soil as well. Sites located next to Shenandoah Woods had soil removed and a soil cover added over the area near Warminster Park.

Currently water is being pumped until the water is brought to ground level and drinking levels. Everything is now safe for residents. He is confident in the safety of the way this project was done. In a discussion with Ann's Choice, one federal department, U.S. Department of Health and Human Services Agency for Toxic Substances and Disease Registry, reviewed in 2002 after the work was completed. Their extensive review was to ensure the area was protective of human health. The Navy is required to provide a 5-year review. There was one completed 5 years ago, and another was just successfully completed. Mr. Sauder stated he is satisfied with latest review and believes the cleanings done are operating successfully.

Mr. Eric Britz of Boehler Engineering in the Ann's Choice development commented on the final improvements of the parking lot. In August, 2007, he received approval for neighborhood 4 after redesigning the larger parking lot with less spots in order to increase the buffer width between Johnsville Boulevard and that parking lot.

Ms. Stover commented she is satisfied with the revised drainage plan and revised parking lot with this project.

Mr. Johnson asked when the underground garage was approved. A representative from Boehler answered that it was determined shortly after initial submission for the garage.

Ms. Davis asked the status of Super Fund site 4 and Neighborhood site 4. Mr. Sauder answered that Super Fund site 4 is completely cleaned up and Neighborhood 4 is free for residential development.

Boehler and Pennoni are currently seeking approval for a 30-space parking lot.

Joy Capozzi, 530 Penrose Lane, asked if there is a place on the Internet where she can get environment related information regarding Ann's Choice. Mr. Krueger answered that the Bucks County Library in Doylestown maintains the administrative records and every document reviewed by Pennoni.

Ellen Jarvis, 618 Clubhouse Lane, asked if the pumping continues in Bedrock. She asked if EPA could be notified that it might be affected. Mr. Krueger answered that blasting permits are reviewed. The ridge runs from a lane to a runway and will absorb any shock in the direction of remaining super fund sites. Monitors have been placed on site to ensure it does not exceed range. So far, none have exceeded in any of the blastings. EPA does not need to be notified when this blasting takes place.

Chris Cando, Erickson's Environment Consultant, said he would notify the Navy for Ms. Jarvis.

Dee Young, Henry Avenue, asked if the parking spaces would be underground or surface. Mr. Quinn answered there will be 36 parking spots on surface, but Ms. Stover confirmed that there is an underground parking lot already approved.

Mr. Smith motioned the board to approve the second amended final plan for Ann's Choice Neighborhood 4 but subject to certain conditions, which he stated. Mr. Luce motioned, Mr. Gold seconded the motion, which carried unanimously, 5-0.

PFEIFFER - REEVES LANE - MINOR SUB-DIVISION

Mr. Mark Pfeiffer, 715 Reeves Lane, stated the engineering firm is not present. Mr. Pfeiffer had approval from the planning commission on a meeting from 9-5-07 for a minor subdivision of 2 lots at his site. Ms. Stover asked for a copy of the agreement for the existing driveway in Lot 1, which was provided, but the new lot does not take access to that driveway. The traffic engineer report showed there is safe access along Lot 2.

Mr. Smith commented that the driveway is sufficient and motioned to approve the minor subdivision plan subject to conditions he then stated. Mr. Gold motioned, Mr. Luce seconded the motion. Passes 5-0.

ELON - JACKSONVILLE ROAD - PRELIMINARY

Mr. Rob Lewis, Kaplin Stewart, an attorney for the Applicant Elon Group, 300 Jacksonville Road, asked to obtain a zoning relief for 5 acres with opposing 3 flex buildings. He appeared 8-15-07 before the planning commission and a favorable recommendation was put into writing. The 8-27-07 review letter had 44 comments. 10 were waiver requests. 2 have been removed. He asked approval for the preliminary plan.

Ms. Stover commented that it is required to save 12 trees. She asked for a timeline or escrow concerning nearby trees which the planning commission provided. There were waivers stated that are to be deferred until final plan approval. Mr. Lewis stated he has been in discussion with his neighbor in order to find a way to improve the turning radius. Mr. Quinn asked for the location and Mr. Ben Altman, engineer, stated it is sided with Devon Self Storage Facility and Bon Air Industrial Park, between Street and County Line Roads.

Ms. Davis asked about the escrow on the 12 trees in case they die. She suggested 2 years. The number will be established in the final plan.

Discussion followed regarding sidewalks and Mr. Lewis agreed to adhere to any future terms the Board establishes.

Landscaping is discussed. Michael Hartman, McCarthy Engineers, spoke of the maturity of the trees and verified it will not interfere with the sidewalks.

Mr. Smith motioned to grant preliminary land approval subject to terms he stated.

Mr. Gold motioned. Mr. Luce seconded. Passes unanimously, 5-0.

RE-ORGANIZATION OF THE BOARD

Mr. Quinn announced he wishes to step down as chairman of the board to spent time with his family in lieu of their recent tragedy.

Mr. Smith grants permission to make a motion to re-organize the Board.

Mr. Luce motioned, Mr. Johnson seconded, Passes 5-0.

Ms. Davis nominated and motioned Mr. Luce as the Chairman. Mr. Quinn seconded. Motion passes 4-1. Mr. Johnson opposed.

Public comment from Frank Burstein, Lingo Drive, argued that the board is not capable of reorganizing themselves from a legal standpoint and thinks this can only happen at the beginning of each year. Mr. Smith stated that in the law of Pennsylvania a board member could be replaced at any time. However, it must reorganize the first Monday after the New Year.

Mr. Luce nominated Ms. Davis for Vice Chairman. Mr. Quinn seconded the motion. Passes 3-2. Mr. Gold and Mr. Johnson opposd.

Ms. Davis nominated Mr. Quinn for Secretary/Treasurer. Mr. Luce seconded. Passes unanimously 5-0

Mr. Johnson commented his disappointment in not being involved in any discussions prior to this meeting regarding the spontaneous re-organization of the board and he feels left out.

Mr. Quinn exited the meeting.

Mr. Luce began presiding as Chairman.

PUBLIC COMMENTS

Marie Brezinski, Roberts Road, commented on how she is saddened by the tragedy Mr. Quinn's family has faced and can sympathize as a mother of 4 children. She commended his good job while serving as Chairman of the Board.

Ellen Jarvis, Clubhouse Lane, mentioned a special audit is needed for mid year due to the re-organization of the Board, especially the replacement of Secretary/Treasurer. She stated it will be approximately \$10,000 - \$15,000 and asked how the township plans on paying for it. Mr. Luce tells her he will get back to her at a later time.

Gerry DeRosa, Mueller Road, who is a member of the planning commission, stated that he is offended by the recent propaganda being mailed out eluding that businesses are leaving Warminster. He pointed out that Waterloo Gardens would go into the old Pathmark center. He also commented that Petco is being refurbished and that the center will have Office Max. Burlington Coat Factory will soon be Mealeys furniture. He pointed out that flyers can do damage and is concerned with the reputation they bring to Warminster.

Barbara Marjorum, Hartsville section, was concerned about the removal of the crossing guard at Archbishop Wood. She wants someone to be provided in the morning and afternoon for crossing and traffic control on York Road outside the school. Mr. Luce reminded her that this is a police matter.

Warminster Police Chief, Michael Murphy, responded with the defense that he has been looking into this situation for over a year and determined those guards do not need to exist if students are no longer parking at the old Pathmark. He has met with officials from Waterloo Gardens and Wood. They may relocate the exit and entranceways by making the south entrance one way only and directing all traffic from the south to the northern end. This would eliminate conflict in back of the north parking lot where buses exit. He admitted that a long-term solution still needs to be determined. He suggested a traffic light at that intersection that ties into Robert Road.

Mr. Tate commented that he has made a call to the Archdiocese and is waiting for a response. Mr. Tate proposed that in addition to redirecting traffic and instead of an officer in the afternoon, that auxiliary police are provided full time in the morning and afternoon. There is cost involved and he is waiting on how the Archdiocese feels about this plan. In the meantime, police are monitoring the situation and reporting back the situation is improving.

Mr. Luce and Chief Murphy discussed the fees to be approximately \$150 a week for auxiliary police and Mr. Luce recommended that the school notify parents of their final decision. To date, two letters have been sent with the most recent one mentioning the new traffic pattern.

Jennie Boston, Henry Avenue, asked why the crossing guard has moved from Wood to Nativity. Mr. Luce stated that crossing guards are police operating issues and not the Board's. Mr. Tate defended that they must be deployed where they are needed. Lower grades are in more need of support. Ms. Boston mentioned that the traffic going along York Road is not maintaining the speed limit and wondered if it was due to a lack of police officers on duty. Chief Murphy addressed the question by stating police officers spend much time responding to calls and writing reports. They also use speed limit devices that are set up in the neighborhood to evaluate the number of offenses. Residents can call the station if they feel they know of a problem area and officers will come out and set up the devices. 4 new officers have been put in the budget this year.

Joy Capozzi, Penrose Lane, pointed out these traffic issues have been around for many years. She stated that change takes time and sympathizes with the community, but wants them to realize it will take more work. She encouraged everyone to keep the line of communication open. She also suggested that Wood

hold a meeting.

Rose Gold, represented the Ben Wilson Senior Center, announced the annual spaghetti dinner will be held 9-28-07, Adults \$7 and Children \$4.

Mr. Clemens, address unannounced, commented on the newsletters sent out due to the political race. Lingo drive is bashed in one flyer and he mentioned that it has not received maintenance in years. However, he wants the propaganda to stop. He questioned the board if the township roads are being taken care of properly. Mr. Luce answered that Lingo drive was last paved in 1991 according to township records. Ms. Stover addressed that most of the heavily traveled roads between Street Road and County Line Road have been repaved in the 5-year plan.

Name unannounced, commented on the article in the Intelligencer newspaper that targeted Mr. Gold. She feels it was wrong to ask Mr. Gold to resign.

Jane Lynch, Gorson Drive, was appalled as to the recent request to have Mr. Gold remove himself as Vice Chairman. Ms. Davis responded that she wishes to not repeat the language Mr. Gold used towards her after a vote at the 9-06-07 Township meeting because it puts the board in a bad light. She stated that some residents have maintained a recording of the language used.

Mr. Luce backed up Ms. Davis' explanation. Mr. Johnson defended himself by stating that he did not initiate an investigation nor contact the newspaper. The ethics committee interviewed him. Mr. Smith pointed out that the board is not prohibited to make comments regarding an ethics issue to the township.

Joy Capozzi, Penrose Lane, stated she is disappointed with the political nonsense going on. She feels the board, as a team, has done a phenomenal job. She has witnessed Mr. Gold's inappropriate behavior and has it on tape. She believes something needed to be done and had hoped it would have been handled internally. She admitted to being the resident who leaked the information to the media.

COMMENTS FROM THE BOARD OF SUPERVISORS

Ms. Davis announced from 10am - 2pm from 9-27-07 – 12-14-07 the Ben Wilson Senior Center will host free blood pressure and stroke screening provided by Bucks County Community College student nurses. No appointment is necessary.

Mr. Johnson welcomed the new recorder and thanked Dianne Garton for her recording on previous meetings. He expressed his disappointment that the previous budget meeting was not televised. Mr. Luce wanted Mr. Quinn involved in the discussion.

TREASURER'S REPORT - CHECK LIST - SEPTEMBER 27, 2007

Mr. Gold presented the checklist for the period ending September 27, 2007 as follows:

Prepays	\$36,385.94
General Fund	\$162,468.95
Park and Recreation	\$47,623.66
Golf	\$74,091.83
Highway Aid	\$89,541.60
Legal & Engineering Escrows	\$3,974.38
Payroll Dated 09-06-07	\$247,443.71
Payroll Dated 09-20-07	\$264,466.99
Grand Total	\$889,611.12

Mr. Gold wished to grant a motion to approve the report and therefore one was made by Mr. Luce and was seconded by Mr. Johnson. Passes 4-0. Mr. Quinn was not present.

TREASURER'S REPORT - CHECKLIST - AUGUST, 2007

Mr. Gold granted a motion to approve the transfers and statements in the August report and was seconded by Mr. Johnson. Passes 4-0. Mr. Quinn was not present.

PROFESSIONAL REPORTS

MANAGER'S REPORT

Mr. Tate announced the weather on the golf course in 2007 would be the best year yet. Residents can call (215) 956-9727 for more information regarding openings for holiday parties.

He thanked the staff at Public Works, P&R, police department, vendors and volunteers for the 3-day event that was Warminster Days.

If residents would like to donate a tree to the Warminster Park please call (215) 443-5428 for more information. Gardens and plaques have been recently added.

Mr. Tate mentioned that Public Works has been out paving Lynda, Slight and Dayton. They will begin inlet work at Warminster Heights in a week or two.

Mr. Tate reminded residents to keep storm drains clear of leaves and debris. Residents can call (215) 442-5414 for leaf and debris pick up dates. He reminded residents to use paper bags or cans and keep it at a maximum of 10 containers. Yard waste is not to be mixed with trash and large branches must be tied and placed out as a bulk item on the 2nd pick up day.

Mr. Tate announced on 9-29-07, there will be a hazardous household waste and computer collection program hosted at the Quakertown community pool on Mill Street from 9am - 3pm.

Mr. Tate announced the staff is tweaking budgets and on 10-23-07 there will be detailed presentations. It will not be televised but open to the public. The draft budget will be on the website that was presented 9-25-07.

Mr. Luce remarked that Public Works noticed soft spots on Delmont Avenue and they have been fixed and saved the township an estimated \$9,000. Mr. Luce commented that they would look into receiving money for commercial recycling. Mr. Tate announced the grant paperwork is completed and one will be received for next year.

Ms. Sultzbach stated that Administration and the Police Department have a shredding service, which documents the shredding and lists the tonage. This is submitted to Hough Associates and money is received from the state for recycling paper.

ENGINEER'S REPORT

Ms. Stover commented on the Warminster Heights Inlets Community Development Project by stating Public Works will be replacing 21 inlets in that town this year. Once the paving work is completed, they will begin the work on the inlets. There is another storm water management project that she hopes will be awarded their contract at the second meeting that will be held in October.

Currently, they are working on the budget for storm water projects next year. Under the road projects, Ms. Stover stated that Delmont Avenue has started to be paved. The upper portion is paid for by McGrath Development, while the township pays the lower. Madison Avenue has been completed. Milling was done on the remaining streets on that contract, Lynda, Dayton and Slight. Miller and Public Works did the work. That completed the liquid fuels project for 2007. There is still a community development project for Kalmia Street and that will be milled by Gorecon and paved by Public Works.

The budget for next year's road program is currently being worked on.

SOLICITOR'S REPORT

Mr. Smith stated that T-Mobile had requested a permit to allow a cell tower on Log College Drive. The board had denied this at the 9-26-07 meeting. The board also announced they granted Roman Delight restaurant to put a patio outside and Thermal Shield Enterprise's request was granted for a dimensional variance for a 3-season room at a residence.

OLD BUSINESS

APPROVAL OF RESOLUTION 2007-16 APPLICATION TO BUCKS COUNTY 2008 COMMUNITY DEVELOPMENT FOR GRANT

Kathy McDonough, from the Warminster Park and Recreation, announced at 10:40 p.m that the purpose of the community development is to provide low moderate income areas with improvements to their facilities and neighborhood. 2008 will be year 3 of the current 3-year funding cycle. Warminster is allocated an amount every year as long as the projects meet certain criteria. Currently the budget is at \$140,800.00. Warminster Heights is allocated \$40,000 for overlay and to replace 3 inlets at Adams Ave. Also included is curb patching along Jamison St, Potter St. and Vanhorn Drive. The area off Centennial Road is allocated \$44,838.00 for mill and overlay. Roads affected by this are Hancock, Washington, Centenary, Betsy, and Coventry. \$55,962.00 is for handicap ramps on the Centennial Road area roads (12 ramps).

The application to adopt the Resolution is needed to be signed by the Board asap. Certifications needed to be distributed to Mr. Luce for signature. Mr. Tate announced the meeting is 10-01-07 to discuss the project further. Ms. Stover commented that there are 4 roads in Warminster Heights (Adams, Jamison, Ferry and Holt) that were starting to fail. She also stated the applications are due immediately and cannot wait. They were passed to the Board for signatures.

Mr. Smith stated the terms need to grant a motion to adopt the Resolution. Mr. Johnson made a motion for approval, Mr. Gold seconded the motion, which passed 4-0. Mr. Quinn was not present.

Time: 10:48

APPROVAL OF ORDINANCE #663 - MUNICIPAL WASTE ORDINANCE

Mr. Smith explained the ordinance #663 is a result of the Bucks County revision to waste management. The township must adopt a local waste ordinance. Bucks County prepared a sample ordinance. This will put into place an ordinance, which governs to prohibit transporting waste from houses, licensing and registration.

Gold motioned to accept this ordinance, and was seconded by Mr. Johnson. Passes 4-0. Mr. Quinn was not present.

RETRACTION OF MICRO SEALING AWARD

Ms. Stover commented on the memo from 9-20-07 that explains the roads slated for repair were later determined that the repair was too significant and that it would not be cost effective to micro seal. She stated that the Park and Recreation Center may be micro-sealed in the future, but the drainage problems need to be resolved first. She asked the Board to retract the contract.

Mr. Gold made the motion. Mr. Johnson seconded. Passes 4-0. Mr. Quinn was not present.

ESCROW RELEASES FOR FRANKLIN REALTY

LOT 13 IN THE AMOUNT OF \$48,289.84

LOT 3 IN THE AMOUNT OF \$95,957.11

Ms. Stover recommended the release amounts of Lot 13 and Lot 3 in the amounts stated above. Lot 13 (Franklin Corporate Center) includes work completed on the erosion control, storm sewer installation and curb removal. The amount remaining after this release will be \$398,780.47.

Mr. Gold motioned for release, Mr. Johnson seconded, Passes 3-0-1. Mr. Luce removed himself due to the fact Franklin Realty was a former client of his.

Lot 3 (Franklin Corporate Center from Franklin Realty Development Corporation) includes work completed on erosion control measures, paving and curb. The amount remaining after this release will be \$550,672.43.

Mr. Johnson motioned for release, Mr. Gold seconded, Passes 3-0-1. Mr. Luce removed himself from the vote. Mr. Quinn was not present.

NEW BUSINESS

Ms. Davis asked that Mr. John Cataldo of Madison Avenue be considered for the position of advisor to the senior citizens. She asked that Ms. Sultzbach make his resume available to all Board members for review.

Ms. Davis read to the Board her proposal for an open space fund. When the township acquires open space it will do so by ordinance.

Mr. Smith added that in order for a township to require open space there must be a resource or land planning document recommended for approval by the planning commission and adopted by the supervisors.

Mr. Luce stated there was an open space committee that ranked places that could be used for open space and listed the pros and cons for each. Mr. Johnson asked that the Board be given copies. Mr. Luce said that he feels there is a problem with the report that was done. The school district wants to eliminate some schools and Mr. Luce believes some schools are used for other things such as athletics. He pointed out that the community uses the fields. He would like to maintain these schools as open space.

Ms. Davis commented that the seniors are important to her as well as open space. She said that 1 farm is left in the community and would appreciate if the township supported the open space fund.

Mr. Johnson stated he wants the budget meetings televised. Mr. Luce asked Mr. Tate to send an email to the Board about televising the meetings so Mr. Quinn can be involved.

PUBLIC COMMENT

Rose Gold, address unannounced, stated that she feels Mr. Gold's situation should have been handled internally. She felt only one resident spoke out on Mr. Gold's behavior and it should not have been brought to public matter. Ms. Davis responded by stating more than one resident has brought Mr. Gold's behavior to attention. She originally wanted to keep the matter a private one, but believes the Board should police itself in order to set a good example for the Township. Gold had decided to stay on the Board and cannot be forced to resign.

Frank Burstein, Lingo Drive, mentioned the propaganda concerning Lingo Drive. He feels the street needs to be addressed and told the board of the heavy traffic flow. He suggested the Board take classes to learn the composition of roads. Mr. Luce stated the Board would respond to him at a later date.

Walt Clemens, address unannounced, commended Ms. Davis on the open space fund proposal. He asked the Board to review the tax box and have it flushed out. Ms. Davis stated research is being done with Mr. Harris.

COMMENTS FROM THE BOARD OF SUPERVISORS

Mr. Johnson announced that Ed needs permission to televise the budget meeting. Mr. Luce responded that Mr. Tate would do a quick consensus of the Board at a later date.

Mr. Luce stated that he hopes to do the job as Chairman as well as Mr. Quinn was able to do while presiding. He regrets that Mr. Quinn had to step down and hopes to continue all the positive work he had started.

AGENDA OF OCTOBER 11, 2007

Tent Ordinance

Christ Home Site Agreement, Phase I

Approval of citizen advisor for senior health advocacy

There being no further business to discuss, Mr. Luce made a motion to adjourn. Motion carried unanimously, 4-0. Meeting adjourned at 11:13 p.m.

Respectfully submitted,

Leo I. Quinn, III / Secretary

nls