

BUCKINGHAM TOWNSHIP

P.O. Box 413, Buckingham, Pennsylvania 18912
Phone (215) 794-8834 • Fax (215) 794-8837

Website - www.buckinghampa.org



BOARD OF SUPERVISORS BUSINESS MEETING

AGENDA

August 13, 2008

1. Public Comment (Maximum 30 minutes)
2. Board's Announcements:
 - **Free Family Concerts at Hansell Park:** Every Thursday evening from 7-9 p.m. Concerts run through August 14, 2008. Rain location will be the Buckingham Springs Club House.
 - **Free Summer Fun for Kids:** Programs run from June 25, 2008 through August 15, 2008, registration is required. Check the township website at www.buckinghampa.org for details!
 - **Buckingham's 10th Annual Concours D'Elegance** - Sunday, September 14, 2008. Purchase your raffle tickets now to win a 1957 Ford Thunderbird - all profits benefit the "Buckingham Land Preservation Fund". Volunteers are always needed to help with this event.
3. Consideration of approving the Payroll for the week ending August 3, 2008 and the Bill List for the meeting of August 13, 2008.
4. Consideration of approving Supervisor's Minutes of the July 23, 2008 Regular Business Meeting.
5. Consideration of accepting various Departmental Minutes and Advisory Body Minutes.
6. Consideration of accepting the Agreement to Extend the Residential Development Contract and Tripartite Escrow Agreement to August 1, 2009 for the "**Campbell Tract**" Subdivision, Township File SA 2001-18.
7. Consideration of approving **Resolution 2051** Authorizing the Acting Township Manager, Dana Cozza, to execute the Transfer Agreement for the Pineville Road Bridge spanning Pidcock Creek on behalf of Buckingham Township.
8. Consideration of approving **Resolution 2052**, a resolution to put before the voters a referendum to enact millage for the support of Emergency Medical Services.

607356

BOARD OF SUPERVISORS
 REGULAR BUSINESS MEETING
 AUGUST 13, 2008
 PAGE 2

9. ESCROW RELEASES:

Landisville Hunt (aka Woodfield Tract), Township File SA 98-03	Site, Escrow Release #6	\$23,458.19 recommended for release
Heritage Center, Township File SA 2001-02 & LD 2001-01	Site, Residential, Escrow Release #17	\$145,979.73 recommended for release

10. Additional Business / Manager's Items:

- Consideration of authorizing the preparation and advertising of the Bituminous seal coat bid specs.
- Consideration of approving the purchase of two vehicles for use by the Buckingham Township Police Department.
- Consideration of approving the purchase of one vehicle for use by the Buckingham Township Building and Code Department.
- Consideration of request from Arline Soffian for the Buckingham Township Civic Association to waive fees related to the erection of an overhead banner across Route 202 advertising the Flea Market for Land Preservation, to be held October 5, 2008 at Holicong Park.

Buckingham Township Board of Supervisors
Meeting Minutes

The regular meeting of the Buckingham Township Board of Supervisors was held August 13, 2008 in the Township Building, 4613 Hughesian Drive, Buckingham, Pennsylvania.

Present:	Maggie Rash	Chairperson
	Jon Forest	Vice-Chairman
	Henry Rowan	Member
	Craig A. Smith, Esquire	Township Solicitor
	Dana S. Cozza	Acting Township Manager
	Daniel Gray	Township Engineer
	Thomas Kelso	Township Water/Wastewater Consultant
 Absent:	 Lynn Bush	 Bucks County Planning Commission

Mrs. Rash called the regular meeting to order at 7:33pm and led The Pledge of Allegiance.

PUBLIC COMMENT

Ms. Arline Soffian, reminded the Board about the time capsule project and the need to find a place for the safe for the designated 25 year period. Ms. Soffian asked about the WaWa hours of operation and for an update on WaWa's plans to refurbish the store front to look like a country store. Mrs. Rash asked Ms. Cozza to look into the refurbishment. Mr. John Cunningham, Carversville Road, noted that the Zoning Hearing Board had granted them 24 hour operation. Ms. Soffian said they were turned down and that an agreement was signed to close at 11pm or 12 midnight and refurbish the outside.

Ms. Karin Schroeder, 3929 Upper Mountain Road, noted that her pond level had dropped again and reminded the Board that her husband had attended Board meetings last year regarding their belief that two new supply wells were impacting their pond level. She asked for an update. Ms. Schroeder noted that Mr. Kelso was monitoring well and pond levels. Mr. Kelso responded that additional water sources outside of that area were being pursued, use of those wells has been reduced, the demand in Furlong has leveled off and the Township has maintained Mr. Richard Wright (a third party with special expertise) to evaluate the area and whose report should be available shortly. Ms. Soffian commented that she was also having a problem with her creek. Mr. Kelso responded that her problems would be unrelated.

Mr. Wes Schroeder asked that they be kept informed of action being taken and asked to be able to meet with Mr. Wright.

Mr. George Michel asked about hydrofracturing and whether there were any concerns. Mr. Kelso explained that in hydrofracturing a well was sealed off and pressure was added to open up fractures and let in more water. He noted that the impact was not that dramatic and increased production by 10-20%.

Mr. Ed Deschamps, Upper Mountain Road, commented that he has lived across from the Schroeder pond for 81 years and he has seen it dry many times before the new Furlong wells were drilled.

607356

BOARD'S ANNOUNCEMENTS

Mrs. Rash announced the following items:

- **Free Family Concerts at Hansell Park:** Every Thursday evening from 7-9 p.m. Concerts run through August 14, 2008. Rain location will be the Buckingham Springs Club House.
- **Free Summer Fun for Kids:** Programs run from June 25, 2008 through August 15, 2008, registration is required. Check the township website at www.buckinghampa.org for details!
- **Buckingham's 10th Annual Concours D'Elegance** - Sunday, September 14, 2008. Purchase your raffle tickets now to win a 1957 Ford Thunderbird - all profits benefit the "Buckingham Land Preservation Fund". Volunteers are always needed to help with this event.

PAYROLL AND BILL LIST

Consideration of approving Payroll for the week ending August 3, 2008 and the Bill List for the meeting of August 13, 2008.

Mrs. Rash made a motion, seconded by Mr. Forest to approve payroll for the week ending August 3, 2008 and the Bill List for the meeting of August 13, 2008 in the amount of \$398,495.51. The motion carried unanimously.

MINUTES

Consideration of approving Supervisor's Minutes of the July 23, 2008 Regular Business Meeting.

Tabled.

Consideration of accepting various Departmental Minutes and Advisory Body Minutes

Mrs. Rash made motion, seconded by Mr. Forest to accept the various Departmental and Advisory Body Minutes. The motion carried unanimously.

BUSINESS

1. Consideration of accepting the Agreement to Extend the Residential Development Contract and Tripartite Escrow Agreement to August 1, 2009 for the "Campbell Tract" Subdivision, Township File SA 2001-18.

Solicitor Smith asked if the Township had received the extension agreement and if the securities had been extended. Ms. Cozza responded that the agreement had been received.

Mr. George Michel asked if it was still the Campbell tract and noted that a real estate sign went up in late spring as opposed to a developer sign. Solicitor Smith responded that there was litigation

going on against developer by some subcontractors, but that he did not have any other information. Mr. Michel asked if since it was a previously approved tract, that no matter who built there would they have to use the approved plans to which Solicitor Smith responded yes unless they filed and received approval of a new land development application.

Mrs. Rash made a motion, seconded by Mr. Rowan to accept the Agreement to Extend the Residential Development Contract and Tripartite Escrow Agreement to August 1, 2009 for the "Campbell Tract" Subdivision, Township File SA 2001-18 and in addition pull the \$3,433.10 past due balance from their escrow. The motion carried unanimously.

2. Consideration of approving Resolution 2051 Authorizing the Acting Township Manager, Dana Cozza, to execute a Transfer Agreement for the Pineville Road Bridge spanning Pidcock Creek on behalf of Buckingham Township.

Ms. Cozza explained that the form of Resolution was sent from the Pennsylvania Department of Transportation (PennDOT) to Ms. Cozza based on the Township request to put the bridge back on the Transportation Improvement Program (TIP). Mr. Rowan expressed concern that the terms of the Resolution were vague, that it committed the Township to taking back the bridge and the design was not specified. *Consensus was to table consideration of Resolution 2051 and to continue discussion and rewording of the Resolution during the work session.*

The following public comments were made:

Ms. Arline Soffian noted that she had requested that she be notified when this issue would be on the agenda and asked when it was decided that the bridge would be 20 feet. The Board determined that the decision was made at a public work session and apologized for not specifically contacting her. Ms. Soffian expressed a preference for keeping the bridge the width it was. Mr. Rowan explained that it would be difficult to have PennDOT build a bridge that was less than 20 feet. Mrs. Rash added that a significant number of farmers had expressed the need to have the bridge open and that attempting to keep the bridge at its current width would keep the bridge closed much longer. Mrs. Rash explained that Mr. Rowan had contacted many residents in the area that were thought to be those in opposition to the 20 foot bridge.

Ms. Jan Thompkins commented that farmers had said that 20' was not sufficient for them. Mr. Rowan responded that he had checked with PennDOT and they said that 20' was adequate for transportation of farm equipment.

Ms. Soffian noted that there was another narrow bridge on the road and that she did not understand why one bridge would be increased without increasing the other.

Mrs. Rash summarized that the Board made a unanimous choice to make the bridge 20' as a compromise between people who wanted a smaller bridge and others who wanted a larger bridge. Mr. Rowan commented that at a previous meeting the Board had said they would take 30 days to see if they could work with PennDOT to get an agreement for a 20' bridge. Mr. Rowan noted that one of the PennDOT requirements was to have an agreement from people who it was thought would litigate the change in the bridge to agree upon the 20' bridge. Those agreements were made.

Mr. Forest explained that what was being discussed was not a bridge takeback agreement but instead they were authorizing Ms. Cozza to continue discussing the project with PennDOT to get an agreement and try to get it back on the TIP.

Ms. Soffian asked if time was not an issue would board be trying to get smaller bridge to which Mr. Rowan responded they would not. Mr. Rowan added that a committee was being started to alter the specifications for small and historic bridges.

Solicitor Smith agreed to send the link via e-mail for the Pineville Bridge size to Ms. Soffian.

3. Consideration of approving Resolution 2052, a resolution to put before the voters a referendum to enact millage for the support of Emergency Medical Services.

Mr. John Cunningham asked if a copy of Resolution 2052 was available and Ms. Cozza provided him with a copy.

Mr. Rowan noted that he was not comfortable with the resolution.

Mrs. Rash made a motion, seconded by Mr. Forest to approve Resolution 2052, a resolution to put before the voters a referendum on whether to enact a ¼ mill tax for the support of Emergency Medical Services.

Mr. John Cunningham asked if the premise of the entire funding for emergency services was to not ask residents to join (get subscriptions) as individuals. Mrs. Rash explained that this was not a subscription program (as previously proposed) but instead a tax with revenue that would go toward capital expenses of emergency services serving the Township. Mr. Cunningham expressed support for the subscription plan. Mr. Rowan expressed concern that funding for emergency services was a regional issue that required planning rather than just giving providers money. He noted that service providers receiving a dedicated tax had failed. Mr. Cunningham questioned what would happen if the referendum were not approved. Discussion followed about the tax revenue being designated specifically for capital expenses. Solicitor Smith advised that a separate agreement with the emergency service provider(s) to specify terms would be required.

Ms. Soffian expressed concern that people would not understand the initiative and questioned why there was a referendum. She noted that residents already paid for emergency services (the money that goes to the Central Bucks Ambulance Wycombe Sub Station) and there was not a referendum for that expenditure. Mr. Forest noted that many Townships were moving toward a referendum for this issue.

Mr. Rowan asked if all the money was going to capital and if so what was happening with the Wycombe Sub Station. Mrs. Rash responded that all of the money was going to capital, based on representations made by Central Bucks Ambulance

Mr. John Cunningham commented that he wanted the Township to pay its fair share for Central Bucks (CB) Ambulance to operate and serve the entire Township. Mrs. Rash responded that the

0.25 mills represented what Central Bucks Ambulance agreed was the Township's fair share. Mr. Rowan disagreed and noted that he felt the 0.25 mills was arbitrary.

Discussion followed about the cost of the subscription plans for the Township.

Ms. Cathy Schlager, CB Ambulance Representative, explained that \$53,000 came out of the General Fund because the Township wanted the Wycombe Sub Station open 24 hours per day, 7 days a week. She noted that Wrightstown Township also funded the Wycombe Sub Station. Ms. Schlager explained that with a tax that will be received every year, the service provider would not have to return every year and request funding. She explained that CB Ambulance could not plan without a capital fund. She explained that it would be a dedicated tax just like the fire tax.

Mr. John Cunningham expressed concern that the entire Township was not being covered but only Wycombe. Mrs. Rash explained that the resolution referred to two stations operating in Buckingham Township.

Mr. Rowan commented that he would commit to 0.25 mil with \$53,000 going to the Wycombe Sub Station and the balance going to capital.

Mrs. Rash asked Ms. Schlager if the 0.25mil worked into their business plan. Ms. Schlager responded that it did, it was a fair amount to Buckingham and that the Wycombe Sub Station was factored into it because it was in Buckingham.

Mrs. Rash expressed support for moving on with the proposed resolution to give the voters the choice on whether to fund emergency services with a steady stream of revenue while Mr. Rowan did the research for the proposed subscription plan.

The motion carried with Mrs. Rash and Mr. Forest voting aye and Mr. Rowan voting nay.

RELEASE OF FUNDS

ESCROW RELEASES:

Landisville Hunt (aka Woodfield Tract), Township File SA 98-03	Site, Escrow Release #6	\$23,458.19 recommended for release
Heritage Center, Township File SA 2001-02 & LD 2001-01	Site, Residential, Escrow Release #17.	\$145,979.73 recommended for release

Mrs. Rash made a motion, seconded by Mr. Forest to approve the above listed escrow releases pending receipt of outstanding fees. The motion carried unanimously.

Mr. George Michel, Pineville, asked whether Toll Brothers owed any back water and sewer bills for Landisville Hunt to which Solicitor Smith responded they did not.

ADDITIONAL BUSINESS / MANAGER'S ITEMS

1. Consideration of authorizing the preparation and advertising of the Bituminous seal coat bid specs.

Mrs. Rash made a motion, seconded by Mr. Forest to authorize the preparation and advertising of the Bituminous seal coat bid specs. The motion carried unanimously.

Mr. Ed Deschamps asked why the Township was going out to bid so late in the year. Ms. Cozza agreed to inquire and have the Roadmaster get back to Mr. Deschamps.

2. Consideration of approving the purchase of two vehicles for use by the Buckingham Township Police Department.

Tabled.

3. Consideration of approving the purchase of one vehicle for use by the Buckingham Township Building and Code Department.

Mrs. Rash made a motion, seconded by Mr. Forest to approve the purchase of one vehicle for use by the Buckingham Township Building and Code Department.

4. Consideration of request from Arline Soffian for the Buckingham Township Civic Association to waive fees related to the erection of an overhead banner across Route 202 advertising the Flea Market for Land Preservation, to be held October 5, 2008 at Holicong Park.

Mrs. Rash made a motion, seconded by Mr. Forest to waive fees related to the erection of an overhead banner across Route 202 advertising the Flea Market for Land Preservation, to be held October 5, 2008 at Holicong Park as requested by Arline Soffian for the Buckingham Township Civic Association. The motion carried unanimously.

5. Authorization to Advertise Changes to Ordinance 99-03 to Comply with International Construction Code

Solicitor Smith asked for the authority to advertise changes to Ordinance 99-03 to comply with the Pennsylvania Uniform Construction Code.

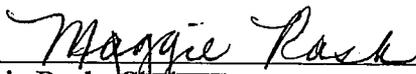
Mrs. Rash made a motion, seconded by Forest to approve advertising an Ordinance repealing, updating and reenacting Ordinances 99-03, 99-06, and 2001-09 to comply with the current Pennsylvania Uniform Construction Code. The motion carried unanimously.

Board of Supervisors
Minutes of Business Meeting – August 13, 2008
Page 7 of 7

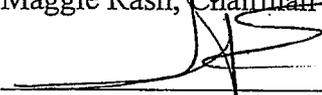
Mrs. Rash made a motion, seconded by Forest to adjourn the meeting at 9:56pm. The motion carried unanimously.

Approved by the Board of Supervisors on the 27th day of August, 2008.

Buckingham Township Board of Supervisors



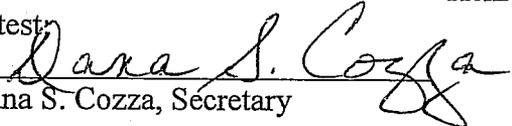
Maggie Rash, Chairman



Jon Forest, Vice-Chairman



Henry Rowah, Member

Attest:


Dana S. Cozza, Secretary

607356