

**WRIGHTSTOWN TOWNSHIP BOARD OF SUPERVISORS
MINUTES OF MEETING OF JUNE 21, 2004**

The Wrightstown Township Board of Supervisors Meeting was called to order at 8:00 p.m. by Chairman Chester Pogonowski. In attendance was Member/Treasurer Allen G. Masenheimer. Vice Chair Jane Magne was absent. Also in attendance were Township Solicitor Susan Piette, Esquire of Terry W. Clemons & Associates and Township Administrator Eileen M. Bradley.

The Minutes of the Board of Supervisors Meeting of June 7, 2004 and the Work Session Minutes of June 14, 2004, were accepted as presented.

Mr. Masenheimer made a motion, seconded by Mr. Pogonowski, to approve for payment Bills dated June 21, 2004 in the amount of \$77,333.92. All were in favor. Mr. Masenheimer made a motion, seconded by Mr. Pogonowski to approve for payment Escrow Bills dated June 21, 2004 in the amount of \$1,413.35, for payment. All were in favor.

REPORTS: Environmental Advisory Council: Eagle Scout Project:

Mrs. Robin Hoy of the Environmental Advisory Council (EAC) thanked Eagle Scout Candidate Michael Dutko for his work at the Anchor Run Farm. Mr. Dutko planned, raised funds, purchased and constructed six picnic tables made of 100% recycled materials for use at the Anchor Run Farm. He also donated to the Environmental Advisory Council \$309.42 in additional funds collected for his project to be used toward further improvements at the Anchor Run Farm.

Anchor Run Farm: Mrs. Hoy reported that trees had been planted at Anchor Run Farm along Second Street Pike, Park Avenue, the parking lot, the cell tower site, and along the boundary of an adjoining property. Plans were being made for a handicapped accessible trail along the ponds and connecting to the Wrenwood trail on Pheasant Lane. The CSA currently had 55 members, half of which were Wrightstown Township residents. The fence, greenhouse and well installation had been completed.

Wind Energy: Mrs. Hoy and Mr. Lary Whelan gave a report on cooperative energy and wind energy and asked the Board to purchase wind energy at a higher rate to promote sound ecological practices. By joining the Energy Cooperative, the Township could purchase 16.5% of its energy from renewable and ecologically friendly wind energy at no increase in the current electrical charges. Mrs. Hoy also asked the Board to authorize

the purchase of additional blocks of wind energy to promote wind energy. Mr. Whelan added that the EAC was also researching other alternate energy sources, and asked the Board for permission to develop a plan to promote wind energy by Township residents and asked the board to consider matching purchases made by residents.

Mrs. Janice Schimek of Thompson Mill Road said that energy deregulation was a disaster in California and she was opposed to any purchase of wind energy. Mrs. Hoy clarified that the Energy Cooperative contract was open ended and could be as long or short as desired. There would be an agreed upon rate for the term of the contract.

Mr. Masenheimer made a motion, seconded by Mr. Pogonowski, to transfer Township energy purchase accounts to the Energy Cooperative to include a 16.5% purchase of wind energy at no additional cost. All were in favor. Mr. Pogonowski added that community education was within the purview of the EAC, and commended their actions toward alternate energy.

SUPERVISOR'S COMMENTS: Growing Greener II Initiative: The Board reviewed a draft resolution in support of the Governor's \$800 million bond initiative known as Growing Greener II. Funds would be used for the preservation of Open Space, farmland, community redevelopment, preservation of rivers and streams and improving air quality.

Mr. Pogonowski made a motion, seconded by Mr. Masenheimer, to approve Resolution #902, supporting the Growing Greener II Initiative. All were in favor.

Swamp Road Culvert Project: The Pennsylvania Department of Transportation (PADOT) announced that the Swamp Road Culvert Replacement Project would commence the week of July 6. Swamp Road would be closed from Second Street Pike to Durham Road for eight weeks.

Ms. Piette said that the Township had filed an appeal of the permit issued by the Pennsylvania Department of Environmental Protection (DEP) for the project. The next step would be for the Township to file a Notice of Supersedeas with the Environmental Hearing Board, or a stay of work on the project, until the project could be redesigned to comply with Township ordinances.

ADMINISTRATOR'S COMMENTS: Personnel Appointments: Ms. Bradley recommended to the Board the appointment of Ted Middleman to the post of Code Enforcement Officer/ Zoning Officer/ Fire Marshal. Mr. Middleman was an experienced, certified Building Code Administrator under the new Uniform Construction Code regulations. He was scheduled to begin work on June 28, 2004.

Mr. Pogonowski made a motion, seconded by Mr. Masenheimer, to appoint Edward "Ted" Middleman to the post at the rate of \$42,000.00 annually and benefits, term commencing June 28, 2004. All were in favor.

Ms. Bradley recommended staff appointments for the annual Summer Playground Program. Mr. Masenheimer made a motion, seconded by Mr. Pogonowski, to appoint the following: Joanna Vaughan as Program Director at a rate of \$1,000.00; Allison Farrell as Staff at a rate of \$360.00; Miranda Leiggi at a rate of \$300.00. All were in favor.

Record Plans: Ms. Bradley noted that Record Plans were available for execution on the following projects: Wrightstown Elementary School Land Development Record Plans; Schaffer Minor Subdivision Record Plans.

Transfer of Funds: Ms. Bradley had prepared a resolution to transfer funds from the Open Space Reserve Fund to replenish expenses made from the General Fund over a period of time amounting to \$153,744.34. Mr. Masenheimer made a motion, seconded by Mr. Pogonowski, to approve Resolution #903, transferring funds. All were in favor.

PUBLIC HEARING: Proposed JMZO Amendment 2004-05: LI/O-LI: Mr. Pogonowski presented a duly advertised proposed ordinance to the Newtown Area Joint Municipal Zoning Ordinance (JMZO). The ordinance would allow commercial revitalization to an area of Newtown Township and would have no effect on Wrightstown Township.

There was no public comment at this time.

Mr. Masenheimer made a motion, seconded by Mr. Pogonowski, to approve Ordinance #217, JMZO Amendment 2004-05: LI/O-LI. All were in favor.

Mr. Pogonowski called for Public Comment: Mrs. Schimek thanked the Board for correcting problems at a construction site at 28 Thompson Mill Road. As there were additional houses to be installed in the area, she asked what the stormwater management plans were in place. Mr. Pogonowski said that plans of the subdivision were available for review in the township Office.

Ms. Schimek questioned the use of barbed wire fencing around the Anchor Run Vegetable Garden. Mrs. Robin Hoy said that the deer fencing at the Anchor Run Farm was made of a standard farm fence material that contained no barbs of any kind.

ROADMASTER/ROAD FOREMAN: 2004 Paving Program Bid Award: Ms. Bradley stated that two bids had been received for the 2004 Road Paving Program: Dosch-King at \$123,542.27 and Asphalt Industries, Inc. at \$160,626.24. As all bid paperwork was in order, both she and the Township Engineer recommended award of the contract to Dosch-King. The Township Engineer had estimated the project to cost \$130,000.00.

Ms. Bradley also noted that the company wished to begin patch work the week of June 28, and begin seal coating the week of July 12. This schedule could conflict with drainage work already scheduled by the township.

Mr. Masenheimer said that he believed that the paving work was more important than the drainage work. Mr. Pogonowski expressed concerns that the seal coat could be damaged by construction vehicles traveling over newly sealed roads. Township Engineer Charles Doherty suggested that any unfinished drainage work be completed in the fall, after the paving work and when cooler temperatures would minimize damage.

Mr. Masenheimer made a motion, seconded by Mr. Pogonowski, to award the 2004 Paving Project to Dosch-King at \$123,542.27. All were in favor.

UNFINISHED BUSINESS: Deacon/Popper Minor Subdivision Preliminary/Final Plan: Appearing for the Applicant was Mr. Paul Dietz, P.E. of Urwiler and Walter, Engineers. The Applicant proposed two lots on 11.52 acres of parcel numbers 53-002-039 and 53-002-55-001 along Cedar Lane. Mr. Dietz noted that the Applicant would comply with all items in the proposed resolution.

Mr. Masenheimer made a motion, seconded by Mr. Pogonowski, to approve Resolution #904, approving and setting the terms for the Deacon/Popper Minor Subdivision Preliminary/Final Plan. All were in favor.

NEW BUSINESS: Dimmler Minor Subdivision Preliminary/Final Plan:

Appearing for the Applicant were Mr. Edward Murphy, Esquire of McBride and Murphy, Mr. Brian Spray, P.E. of Gilmore and Associates and Mr. Paul Dimmler, owner. The Applicant proposed three lots on parcel #53-002-013 located on Mill Creek Road.

Mr. Murphy said that the Applicant would comply with all items in the review letters from Pickering, Cortts and Summerson, Inc. and Boucher and James. He noted that all stormwater issues of the adjoining landowner had been resolved and pull-offs had been added per request of the Lingohocken Fire Company.

Ms. Piette noted that the property would have to be restricted from further subdivision and from specific impervious surface ratios for each lot. Mr. Murphy said that the Applicant would comply.

Questions on stormwater issues were discussed by Mr. Murphy. He explained that 3 inlets along Mill Creek Road will be installed and that the water will be diverted to these basins. There will be no ditching just pipe along the side of the road.

Mr. Glenn Feiner of Mill Creek Road was concerned that water would lie in the corner of his property after all the improvements were made. Mr. Murphy agreed to look into the issue at a site meeting with the Township Engineer.

Mr. Masenheimer made a motion, seconded by Mr. Pogonowski, to approve Resolution #905, approving and setting the terms for the Dimmler Minor Subdivision Preliminary/Final Plan, subject to the Township Engineer's review. All were in favor.

LETTERS OF EXTENSION: The following Extension on Review Time Waiver Agreement was unanimously approved on a motion by Mr. Masenheimer, seconded by Mr. Pogonowski: Casadonti Retail Land Development Plan.

There was no Public Comment at this time.

CORRESPONDENCE: Dolington National Cemetery: Upper Makefield Township Board of Supervisors requested that Wrightstown Township support the designation of the 319 acre Dolington Tract near Washington's Crossing as the next national cemetery. Mr. Pogonowski directed Ms. Bradley to write a letter of support for distribution to Federal and State Legislators.

There being no further business or comment, Mr. Masenheimer made a motion, seconded by Mr. Pogonowski, to adjourn the meeting at 9:25 p.m. All were in favor.

Respectfully Submitted,

Eileen M. Bradley
Township Administrator

Ord. #217
Res. #902
Res. #903
Res. #904
Res. #905