

TOWNSHIP OF LOWER MAKEFIELD  
BOARD OF SUPERVISORS  
MINUTES – JULY 1 2020

The regular meeting of the Board of Supervisors of the Township of Lower Makefield was held remotely on July 1, 2020. Dr. Weiss called the meeting to order and called the Roll.

Those present:

Board of Supervisors:                      Frederic K. Weiss, Chair  
   Daniel Grenier, Vice Chair  
   James McCartney, Secretary  
   Suzanne Blundi, Treasurer  
   John B. Lewis, Supervisor

Others:    Kurt Ferguson, Township Manager  
   David Truelove, Township Solicitor  
   Andrew Pockl, Township Engineer  
   Kenneth Coluzzi, Chief of Police  
   Monica Tierney, Park & Recreation Director

ANNOUNCEMENTS BY MR. TRUELOVE

Dr. Weiss turned the meeting over to Mr. Truelove. Mr. Truelove stated in the last few days a number of matters have occurred that effect the content and conduct of this meeting of the Board of Supervisors. He stated a Petition for Injunction was filed yesterday in the Bucks County Court of Common Pleas seeking to stop a vote on the sale of the "Sewer Authority" previously listed on the Agenda as Item VII. Mr. Truelove stated earlier today a supplemental Petition was filed claiming that information surfaced allegedly disqualifying Dr. Weiss from being a resident Elector, and not entitled to sit as a Supervisor. Mr. Truelove stated today a brief tele-conference was held with the assigned Judge in the Injunction matter, Robert J. Mellon, who issued a Stay of Agenda Item VII from tonight's Agenda pending a Hearing on the merits of the case. Mr. Truelove stated that this Order is not a ruling on the substance of the Petitions nor a granting of any specific relief; and it is a pause in the action with an opportunity for the Agenda item to be re-listed if the Court, after a Hearing, determines that to be proper in light of the allegations. Mr. Truelove stated consequently Item VII from tonight's Agenda has been removed.

Mr. Truelove stated with regard to the allegations involving Dr. Weiss' residency are concerned, late yesterday they received late information supporting the allegations related to Dr. Weiss' claimed invalidity of residence. Mr. Truelove stated that information is being reviewed, they are analyzing the applicable legal principles, and a determination will be made well in advance of the next Board of Supervisors meeting; and based upon the information they have right now, a determination will most likely be made early next week.

Mr. Truelove stated as the Township solicitor, he is instructing all Board members to not discuss any issues related to the Sewer sale or the Weiss residency issue as ongoing Police and DA investigations are occurring as well as the current litigation.

Mr. Truelove stated in an abundance of caution and to minimize any issues with Dr. Weiss Chairing the meeting, Dr. Weiss is for tonight handing the gavel to Vice Chair Grenier to run the meeting.

Dr. Weiss turned the gavel over to Mr. Grenier.

Mr. Lewis moved to suspend the rules and elect the Vice Chair, Dan Grenier, as Presiding Officer Pro Tem for this meeting and Interim Chair until such time as the Bucks County District Attorney has completed review of the allegations related to Supervisor Weiss' residency within Lower Makefield Township.

Motion died for lack of a Second.

#### COVID 19 UPDATE

Mr. Ferguson stated there have been questions related to going to green whether or not the Township Building is open, and at this point it is not open. He stated they will continue to work remotely. He stated staff is being staggered when they come in. He stated there are two staff members who work in Park & Recreation doing the Dog Park and the Pool, and they have been re-purposed calling all of the Senior households as part of Chief Coluzzi's Senior Partner Program; and they will be moving them to the Community Center. He stated in this way when they bring staff back, they will have more space on the main floor of the Administration Building for the remaining employees. Mr. Ferguson stated they have placed up sneeze guards coming into the building which will protect those coming into

the building and employees. He stated there will also be policies in place for when the Building is opened regarding mask-wearing by employees and the public. He stated at this time, under the green phase, it still indicates that if employees can continue to work remotely, they should do so, which is the intent for now.

#### COMMUNITY ANNOUNCEMENTS

Mr. Grenier stated information about Park & Recreation digital recreation opportunities can be found on the Township Website.

Ms. Tierney stated they have adapted a lot of their programs to fit within the green parameters of Governor Wolf's Orders. She stated they are starting Summer Camp on Monday, and it will be on a week-by-week basis, and enrollment is up until the Monday prior to the next week of Camp. She stated it will be first-come, first-served; and there are only sixty spots available. She stated everything will be at Macclesfield Park.

Ms. Tierney stated they are also offering a Camp-in-the Bag option where you can purchase bags each week or choose to purchase all eight weeks until the start of the School year. She stated the bag includes activities, arts and crafts, jump ropes, yo-yos, and a surprise each week. She stated these can be purchased by contacting and Park & Recreation Department.

Ms. Tierney stated July is Park and Rec Month, and they will be celebrating in a variety of different ways with on-line activities and events to get people engaged and motivated. She asked everyone to enjoy the Township Parks and trails. Ms. Tierney stated July 17 is Park and Rec Day, and they will be having their first Movie in the Park at Memorial Park showing School of Rock. This will be followed with Grease on July 18.

Ms. Blundi stated that the Lower Makefield Farmers Market is up to be considered as Farmers Market of the Year. She stated this is a contest being run by the American Farmland Trust, and you can vote on-line at [marketsfarmland.org](http://marketsfarmland.org). She stated information is also on the Patterson Farm Website.

#### APPROVAL OF MINUTES

Mr. Truelove stated with regard to the Minutes of May 20, 2020, the Minutes are being Amended since Ms. Sue Herman had submitted information that was inadvertently omitted as Attachments relative to the Trenton Airport matter to those Minutes; and they have now been attached.

Mr. Lewis moved and Dr. Weiss seconded to approve the Minutes of May 20 as Amended.

Ms. Sue Herman thanked the Board for correcting this omission, and Mr. Grenier thanked Ms. Herman for her guidance.

Motion carried unanimously.

Mr. Lewis moved, Dr. Weiss seconded and it was unanimously carried to approve the Minutes of June 10, 2020 as written.

Mr. Lewis moved, Ms. Blundi seconded and it was unanimously carried to approve the Minutes of July 11, 2020 as written.

#### PUBLIC COMMENT

Mr. Grenier asked Mr. Truelove if he could add a Public Comment at this point; and since it was published later in the meeting to keep that as well. Mr. Truelove stated that would be Mr. Grenier's prerogative.

Mr. Lewis moved to suspend the rules and move Public Comment forward. Mr. Grenier seconded for the purpose of discussion.

Ms. Blundi stated this is confusing as it was just noted that we should not Amend the meetings when they have not been published. She stated they just discussed not changing Agendas; but she would agree to whatever the Board decides to do. Mr. Grenier stated they have received feedback that people need to wait on the line for a long time and get dropped off. He stated they could take Public Comment from those on line now to give them an opportunity early; and since it was published originally as Item XIV, they could maintain it there as well.

Mr. Truelove stated that would be appropriate. There was no vote on the Motion.

Mr. Peter LaChance stated he is the Elected Constable so he does not provide his address as he is law enforcement; however, he stated he does live in the Township. Mr. LaChance stated as many of the Board members know, he has been adamant over the last year about the Township getting in a situation where they can look at various options with regard to the disposition of our Sewer system whether it is a sale or something else. He stated he has been involved in the recent Stay Lawsuit and requested of the DA this morning to get involved in a Quo Warranto Proceeding if they so deem necessary with the disposition of Dr. Weiss' ability to be on the Board.

Mr. LaChance stated he used to run the American arm of an International engineering water and wastewater firm, and he has been involved in privatization. He stated he has been very disappointed by the performance of certain people on the Board of Supervisors with regard to the Sewer Bids. Mr. LaChance stated he wants to make sure that they will move forward looking at all options which should include the possibility, which they did not do before, of forming a Joint Authority with surrounding Townships to take control of our Sewer system. He stated this is an opportunity that was missed under the "current regime," and it needs to be explored. He stated he has been a very big proponent over his lifetime of privatization and Municipalities keeping their assets if they can run them correctly. He stated he feels a Joint Authority would be an opportunity to do that. He stated they have lower Debt interest and a lot of advantages over the private sector. He stated we could also have a seat on the Board versus with a PUC-regulated company where that does not happen. Mr. LaChance stated he was also very disappointed that the Supervisors did not really consider the Lease option for fifty years by the joint venture that would at least give us back our asset fifty years later.

Ms. Marilyn Huret, 484 Kings Road, stated she agrees with Mr. LaChance that we have not had an opportunity to really look at the ramifications and this is being pushed at a time when we should be more concerned with the health of the people in our community. Ms. Huret stated no one in the Township has a Sewer meter, and the Sewer bills are based upon our water usage. She stated some people have installed a separate water meter which does not go to the Sewer such as if they have a pool or underground sprinklers, and that water is not going into the Sewer system. Ms. Huret stated over the last few months as "a group of residents" they have seen things but have not really been consulted on. She stated there has been a lot going on over the last two years, and it "hasn't reached everybody."

Ms. Huret stated if they are going to look into selling the Sewer system, she would like to know how they are going to be able to evaluate the usage without putting in Sewer meters. She asked who would pay for the installation of Sewer meters into each house or whether they will rely upon the Water meters. She asked who would check on the installation if they are going to insist that we have Sewer meters.

Mr. Truelove stated as he noted at the beginning of the meeting the Sewer sale and the claim about Dr. Weiss' residency are currently in litigation, and any aspect of that should not be commented on by anyone from the Township tonight.

Ms. Sue Herman, President of Residents for Regional Traffic Solutions, Inc., P.O. Box 285, Newtown, PA, stated at the June 29 meeting of the Trenton Mercer Airport Review Panel, which is LMT's Review Panel, the Panel stated that they would be writing a letter to the Board of Supervisors that was to be read during the meeting this evening; and she stated if this has been done, she would ask that the letter be read now during Public Comment rather than at the end of the meeting so that the public can be part of the process.

Mr. McCartney stated he did read the Minutes from their meeting on Monday, and he will be discussing that during Supervisor Reports later in the meeting. Ms. Herman stated that is "totally unacceptable" because that will be a very late hour. She stated the issue at the Trenton Mercer Airport is that as it expands without proper environmental review, there is the risk of irreparable damage to our drinking water. She stated the public deserves to hear about that issue early in the meeting, rather than late in the meeting "when nobody is watching it." Mr. McCartney stated he would encourage everyone in the public to listen to the Supervisors Reports which will be coming up. Ms. Herman asked if they have been moved forward in the Agenda, and Mr. Grenier stated he believes that the Agenda will be much more brief than is typical.

Mr. Brian McNamara, 1412 Heather Circle, thanked Mr. Grenier and Mr. Lewis for moving Public Comment to the beginning of the meeting, over Ms. Blundi's objection, reversing this past year how it was moved to the end.

Mr. McNamara stated he asked a question at the last meeting which was not answered about the advertising of the Overlay and the question of Spot Zoning.

Ms. Blundi stated with regard to Mr. McNamara's comment that she objected to moving Public Comment, all she did was ask for a clarification of what the process was; and she did not object, and Public Comment is taking place at this time.

Mr. McNamara stated the definition of Spot Zoning is the process of singling out a small parcel of land for a Use/Classification totally different from that of the surrounding area for the benefit of an owner of such property and to the detriment of other owners. He stated the Ordinance they have advertised clearly meets that definition, leaving the Township up for lawsuits and/or being used by all of the O/R District including existing Office buildings which could potentially be turned into apartment and/or big box stores themselves. Mr. McNamara stated he is concerned about the Bonuses the developer wrote in, as there are Bonuses for car-charging stations, green roofs, energy-efficiency of the buildings and saving historic sites. Mr. McNamara stated the Board of Supervisors can write the Ordinance any way they want, and they do not have to follow what the developer put out in front of them. He stated the Board could write an Ordinance that if a developer wants to put a big box store in the O/R District, they would have to save all the historic sites, and they do not get to go from 60% open space to 15% open space or add additional apartments. Mr. McNamara stated he does not feel the average Lower Makefield resident “cares too much about car-charging stations, green roofs, or the energy-efficiency of a building” although they would care about saving historic structures.

Mr. McNamara stated there is a need for extra recreation spaces, and he feels a Bonus should be to include more fields. He stated he does not feel they should get the full two hundred apartments even though the developer has stated previously he needs to have that many to make his money back. Mr. McNamara stated these are two separate developers or are joining together just for this one development trying “to push their cause through of helping the Village out.” He stated the “Village is the Giant and the McCaffrey’s, and he does not know how a Wegmans helps those two.”

Mr. McNamara stated he does not think anyone wants fast-food/drive-through restaurants on this site. Mr. McNamara stated the Board “should not fall behind this Ordinance that the developer wrote, and he has asked before why they are letting the developer write this Ordinance.” He stated the Board has the opportunity to write this Ordinance anyway they want, and they should not include these Bonuses and give this developer extra density, drive-through restaurants, or three extra apartments per acre. He stated there should be things we get to benefit the Township and not “cram as much as you can into these forty acres.”

Mr. Robert Abrams, 652 Teich Drive, stated if someone were to watch this on TV, you would not see the Lower Makefield Township “auditorium.” He stated the Board asks the public’s address, and he feels it is the “liability

of everybody showing up on the TV screen, not only tonight, but going back to when the virtual started, to announce the address that they are broadcasting from.” He stated this would clear up a lot of problems.

Mr. Abrams stated he understands that “someone on the TV screen right now” wanted to withhold some of the reports and documents until after the vote on the Sewer system. Mr. Abrams stated he does not consider that to be very transparent if it is true. He stated the response that he got for the form on his last Right-to-Know is “severely lacking.” He stated he believes there was more than one study for the “farm across from Shady Brook/Wegmans project,” and he was only pointed to one Website. He stated he asked for it “unredacted and unedited.” He stated the idea that the public is putting in Right-to-Knows, and is not getting complete and full response, is a very serious issue. He stated it shows a lack of transparency.

Mr. Abrams stated we are now green, and there is no reason why they cannot be at the Municipal Building six feet apart broadcasting from there. He stated that would also eliminate any question as to where anyone is living, and it should have been done as of last Friday; and it was not.

Mr. Abrams stated Mr. Grenier recused himself from the Sewer vote indicating that he may have a conflict of interest, and he asked what that might be.

Mr. Abrams stated right now his biggest issue is that we should not be watching the Board wherever they are sitting at home, and he wants each member tonight on the Board, the engineer, Chief Coluzzi, Mr. Truelove, and Mr. Ferguson to all announce where they are broadcasting from.

Mr. Ferguson stated he is the Open Records Officer, and he takes all requests including the “rambling, un-readable request that the caller just called about.” Mr. Ferguson stated at the last meeting he had indicated that he was not given all his information from a previous Open Records Request. Mr. Ferguson stated he called Mr. Abrams and read him what he had written which was “one, large, run-on sentence,” which three staff members could not decipher. Mr. Ferguson stated when he read Mr. Abrams what he had written, Mr. Abrams had trouble telling him exactly what it was he had asked for in writing, and he

then asked for additional information that he was supplied with within thirty-five to forty minutes. Mr. Ferguson stated Mr. Abrams' most recent Open Records Request included several items that were on the Township Website, and much of what he had written was un-readable. Mr. Ferguson stated his Assistant called Mr. Abrams and asked him specifically what he was looking for, and pointed him to the Website. Mr. Ferguson stated instead of announcing tonight that he did not get what he wanted, he could have done what they did two weeks ago when he asked for something they could not determine, and he could have called and would have been given everything he wanted, the same way that was done the last time when they could not make out what he was requesting in writing.

Mr. Grenier stated he appreciates the fact that Mr. Ferguson and his Assistant reached out to him to try to clarify what he wanted; and he encouraged everyone if they want to get more information about anything, that they do not always have to fill out a Right-to-Know Request and you can call or e-mail the Township, and usually they can provide an answer. He stated they have a very knowledgeable, helpful staff in the Township. He stated before he was a Supervisor he asked questions of the Chief and other staff members who were very helpful.

Mr. Ferguson stated when there is an extensive request that involves thousands of pages of documents, they have the ability under the Law to have a thirty-day extension automatically granted to the Township to fulfill the request. He stated he understands the urgency of which Mr. Abrams approaches these requests. Mr. Ferguson stated the first request that Mr. Abrams just called about was provided to Mr. Abrams in two days even though the Law allows for the Township to have five days. He stated they communicated back and forth with Mr. Abrams to try to get him all the information that he requested. Mr. Ferguson stated Mr. Abrams can call tomorrow, and either he or his Assistant will give him everything that we have.

Mr. Grenier advised Mr. Abrams that with regard to the question he asked specific to him, he is recusing himself from a vote on the Sewer sale to any Party as he currently and previously had worked for the #1, #2, #3, and #5 ranked Water and Sewer engineering companies in the World. He stated all those firms are Fortune 500 companies where he had leadership positions, "and may at some point in the future have any one of the potential Bidders as a client." Mr. Grenier stated in his personal history he has never worked with any of the Bidders; and when he has done an internal conflict of review they are not currently a client of his current firm or his "specific current client." He stated

out of an abundance of caution and after speaking with the Township solicitor, it was determined that the best path forward is that on any potential vote on a specific sale, he will recuse himself; and he will maintain that throughout the life of however this process goes forward.

Mr. Tim Malloy, 1902 Makefield Road, stated with regard to the Sewer, he was very involved in the Sewer issue four to five years ago; and he put in the “Freedom of Information Request for the RFPs.” He stated there was a lot of discussion among different groups, a lot of public comment; and the Board decided not to sell to Aqua America. Mr. Malloy stated on June 22, he saw in the newspaper that the Bids were received, and he was surprised to find out Saturday morning on Facebook that a vote was set. He stated it may have been put “on the Website, but he does not know.” Mr. Malloy stated people have “suggested that there are several Public Meetings, that the Bids are discussed, long-term rates are discussed, and let the people really understand the issue before making a decision.”

Mr. Malloy stated when he was on Facebook Saturday morning, he was asking if the Board could have Public Meetings now that we are in green phase. He suggested some ways that could take place, and other people have suggested a few ways. Mr. Malloy stated there were also discussions on Facebook about opening the Pool, where people were making the case of how that could be done with protocols, social-distancing, and tickets with so many people coming in so that they would not exceed 50% capacity. Mr. Malloy stated “Mr. Weiss had commented that they really could not do that in green phase.” Mr. Malloy stated he believes it was also discussed last time about the capacity of the “room and violating the Sunshine Laws.” Mr. Malloy stated in green phase, he feels that they could potentially have a Public Meeting; and other people have agreed.

Mr. Malloy stated someone texted him and advised that “Mr. Weiss was in Florida posting, and it upset me that he was arguing that he could not have this meeting in public in green phase, but he would not have been able to attend because he is in Florida.” Mr. Malloy asked if “Mr. Weiss is in Florida now.”

Mr. Truelove stated at the beginning of the meeting, he announced that because of the outstanding litigation there will be no responses about that. Mr. Malloy asked when the Board voted last week to advertise the Overlay Ordinance, was “Mr. Weiss in Florida for that vote.” Mr. Truelove stated

he is not going to answer that question. Mr. Malloy stated Mr. Grenier can answer the question. Mr. Truelove stated it is a residency issue which is in litigation.

Mr. Malloy stated he feels they will find “that the public is very open and they understand there are challenges in the Township.” He stated when they had the Planning Commission meetings, the room was packed, and “he was very proud.” He stated public meetings are the way to go if they can do it so everyone hears both sides of the issue. He stated the Board can “leverage our experience to help you come up with the best solution for the Sewer.

Ms. Blundi stated since she has been on the Board at least two Supervisors have participated in meetings via phone, pre-COVID, when they were not in the Township. Ms. Blundi stated it was well-known; and she feels it was appropriate then, and it is appropriate now. She asked Mr. Truelove if that is appropriate for a Supervisor. Mr. Truelove stated given the distancing that is required, he feels despite everyone’s wish to return to in-person meetings, they would violate the Sunshine Act if they did that because they would have to potentially exclude people who wanted to come in. He stated with regard to Ms. Blundi’s question, it has been the Law in Pennsylvania for years that public entities can allow remote communication in the meetings for various reasons if the other members of the Board agree that the person’s reasons for being out of town are legitimate. He stated people have vacation homes, and they also go away for work. He stated he believes one time Mr. Lewis was communicating from New York City while he was on a work trip, and Mr. Grenier has called in remotely as well. Mr. Truelove stated this has also happened in the past in when prior Supervisors participated remotely. He stated this is also not unique to Lower Makefield, and he believes that this happens in a number of places prior to the Pandemic when people were traveling for work. Mr. Truelove stated he feels that it will remain this way for the foreseeable future. He stated he believes the Law is trying to reflect the reality that sometimes people cannot physically be at the meeting; but given the technology that is available, it is allowable and is an acceptable way to be in attendance. Mr. Truelove stated there is Case Law from the Commonwealth Court of Pennsylvania which was decided in 1991 related to this.

Mr. Tom Will, 389 Trend Road, stated there are at least three major issues in front of the Township that need resolution one of which is the Overlay Ordinance. Mr. Will stated another issue is the Sewer issue, adding that he has read all of the documents that are public on the Sewer; and he feels

there are a lot of open issues that have not been addressed completely or accurately, and they have not looked at other options which should come into play. He stated he feels the information available on the Sewer to date is “completely insufficient” to make a decision. Mr. Will stated the third item is the financial status of the Township, and we are many millions of dollars in debt, and “nobody has addressed a solution except to sell the Sewer and get money back.” Mr. Will stated he does not feel that is a solution. He stated he has advised the Supervisors numerous times that we need a strong, good, financial analyst in the Township who speaks for the township and looks out for the Township to get the best options relative to the financial status of the Township. He stated “maybe after that with proper study, they could make an intelligent decision on the Sewer.”

Mr. Frank Gallo, 1252 Dickinson Drive, thanked the Police of Lower Makefield for all of the work they have done in the Township over the years. He stated he hopes their morale is up and that they can continue to do their job in good spirits knowing that they have the support of many of the residents. Mr. Gallo stated there is a “lot of noise in the news” criticizing the Police as a whole and taking money away from the Police which he does not support particularly for our Police. He stated it is “frightening to see a breakdown of basic law and order.” He asked if the Board of Supervisors can “provide him some comfort that we are a community of law and order,” and that they will support the processes we have if anything “takes a crisis turn here.”

Mr. Grenier stated there are a lot of difficult situations going on throughout the Country right now; however, in Lower Makefield Township he feels they have a Police Force that is “top-notch.” He stated they are an Accredited Police Force and have gone through a difficult Accreditation Program that covers a lot of the items that people are calling for across the Country to improve other Police Forces. Mr. Grenier stated our Police Force should be commended for that. He stated there is always room improvement; and as part of Accreditation process, they are always looking for ways to improve.

Chief Coluzzi thanked Mr. Gallo for his comments, adding that those kinds of comments increase morale, and he appreciates that Mr. Gallo took the time to comment on the Police Department. He stated the Officers appreciate comments like Mr. Gallo’s as well as all the other people in the Township who voiced their support for the Police and have sent in cards and gifts. He stated the support is greatly appreciated. Chief Coluzzi

stated he enjoys the support of the Supervisors and hopes that it continues. He stated he hope that people will not “waiver and cave to pressure. He stated they will continue to have a law and order Township as long as he is the Chief.

Mr. Mike Stemle, 1270 Oxford Valley Road, stated he sent an e-mail to the Board of Supervisors yesterday expressing how he has had experience with Public Utilities in the past that have been run by private entities, and there is “no accountability there.” He stated currently even with the rate hikes, “we at least all still have a vote in what goes on with the sewage system which is better than what we would have with rate hikes with a private company since they are not directly accountable to the people who are receiving the services.” Mr. Stemle stated he is not concerned about any impropriety and feels that the Board is acting in what they feel is the best interest of the Township; however, he wants to make sure the Board is thinking clearly about what the taxpayer experience is going to be. He stated if they sell the Sewer system, we will be shifting from a “situation where I have a vote to a situation where I do not have a vote,” which is problematic.

Mr. Stemle stated with regard to the Overlay, he hears his neighbors talking about taxes being “really high.” He stated the only way to drop taxes here would be to cut services, which he does not think anyone is in favor of. He stated “we do not have that much in the way of services and we do not have a massive set of services we are offering people like public housing.” He stated the only other way is to raise Revenue, and whatever they have to do with the Overlay to make sure they are bringing in Revenue in the most responsible, ecologically sound manner which also respects our historical “sights and landmarks,” he is in favor of.

Mr. Stemle stated he wants to offer his support of the Police, but he also feels our community could benefit from a statement of transparency on what procedures are being done so that as “people are concerned about over-Policing or Policing a little bit rougher than they should be or profiling” it would be good for the Police to “go an extra step to give us that transparency,” and put it on the Website. He stated he would like to know how the Police are being trained, so people can feel better about the policing that is happening in our community while we are also supporting them.

Mr. Truelove stated with regard to the request for Police information, that is a sensitive topic because a lot of information is not disclosable because then the public would be aware of certain trained Police

responses in certain situations, and that information could be used to the detriment of either the Police Officer or people they are trying to help. He stated some information may be released through a Right-To-Know perspective, but there is a line drawn where some information is protected as confidential.

Chief Coluzzi stated he is always approachable, and the residents can call his office at any time; and he will try to answer any questions that they have as best he can without revealing anything that if it went out to the public it would hamper the public safety or hamper the safety of Police Officers.

Mr. Mark Simon, 2062 Leedom Drive, thanked the Board and the Chief for their service. Mr. Simon stated with respect to the Sewers he would like to know whether it is less expensive or more expensive for the Township residents twenty years out and forty years out if we keep the Sewer system in our ownership or if we sell it.

Mr. Truelove stated as he noted at the beginning of the meeting, the Sewer sale issue is now a matter in Court; and he has directed the Supervisors and the Administration not to answer any questions as there is ongoing litigation. Mr. Simon stated while he understands that, he is asking that the Board “resurrect his questions once the litigation has been settled.” Mr. Truelove stated that is Mr. Simon’s right to do so. Mr. Simon stated he is asking the Board to keep it “diaried” so that someone can answer that question.

Mr. Simon asked if anyone has considered with respect to the Overlay and the Prickett property, the impact of Lower Makefield becoming “essentially a rest stop on 295.” Mr. Lewis stated the composition of development that is proposed is not one that would make it a rest stop choice because there are better choices with gasoline closer to the exit. He stated over time people know the exits. Mr. Simon stated when he is traveling with his family, their first concern is food. He stated from Philadelphia to Princeton, “the only thing that exists is the Wawa in Bristol, and off-ramps for the Oxford Valley Mall.”

Ms. Jacqueline Denton, 679 Friar Drive, thanked the LMT Police for all of their work, and she hopes that they stay strong. Ms. Denton asked if the Patterson Farm is a site for dumping millings of asphalt. She asked if it is true, do they plan to remove it due to concerns about pollution of the farmland and the creek from “tainted run-off.” Ms. Denton stated she understands that Township officials gave no response when asked about this recently.

Mr. Ferguson stated he answered four or five separate e-mails in this regard. He stated Patterson Farm is not a dump site. He stated millings have been housed there consistently for years. He stated the millings are dry. He stated there are leaves on the site that sit on rolled millings for the Leaf Program. He stated the rolled millings act as an asphalt/concrete pad; and without having these rolled millings, the area would turn into a “mud pit.” He stated that is now about eleven years old, and it is starting to come apart when they pull leaves out as part of the Leaf Program. Mr. Ferguson stated the other part of the pile is for the Farm as a storm control measure that is regulated by DEP through a Permitting process where those millings are used as berms along the various roads that service the Farm, and that is used as a storm control measure to prevent flooding from going from one field to the other. He stated DEP/Bucks County Conservation District oversees that. He stated they have also weighed in on the piles that are there as has the Township engineer, Mr. Pockl, and Mr. Hucklebridge who is also a professional engineer. He stated they are dry millings which have been used throughout the years. He stated there is a lagoon there that serves for run-off. He stated most of the sheen that is seen on the run-off, which he has received “animated phone calls about,” is more from the run-off from the leaf pile that is there.

Ms. Denton thanked Mr. Ferguson for his response. She stated she “thinks Fred Weiss should resign.”

Mr. Richard Preston, 1522 Stapler Drive, stated he is calling on behalf of the Airport Review Panel. He stated they e-mailed Mr. McCartney today with comments from their Monday Public Meeting. He asked if they want to discuss that at this time or when Mr. McCartney discussed the different Committees he oversees. Mr. Grenier stated Ms. Herman earlier raised a similar comment, and Mr. McCartney indicated that he would be providing an update on the Airport Review Panel during Supervisors Reports; and Mr. McCartney agreed.

#### ENGINEER’S REPORT

Mr. Pockl stated he is broadcasting from his home. He noted that within the past two weeks Remington & Vernick has opened their Bucks County Office in Lower Makefield Township at the Lower Makefield Corporate Center North Campus, Building 110.

Approve Pay Application #2 for the Laurel Lane Drainage Improvements Project in the Amount of \$14,250.00

Mr. Pockl stated this will not be the Final Pay Application as a small retainage is being held within the Contract until the areas which were disturbed are restored and show vegetative growth.

Mr. Lewis moved, Mr. McCartney seconded and it was unanimously carried to approve Pay Application #2 for the Laurel Lane Drainage Improvements Project in the amount of \$14,250.00.

Approve Additional Emergency Repairs for the 2020 Bike Path Maintenance Project

Mr. Pockl stated during the course of the work on the Bike Path Maintenance Project on Heacock Road between Oxford Valley Road and Covington Road, it was observed that there is was a 250' stretch of the bike path at the northern leg of Covington Road where it ties into Heacock that is an asphalt path which then connects to a concrete walkway which is in similar disrepair to the bike path that they were working on. He stated in discussions with Township staff, it was felt to be prudent to reach out to the contractor to get a price for completing the asphalt path in that stretch north of Covington Road. He stated they were presented with an estimated Change Order in the amount of \$3,997.28, which he feels is a fair number based on line item pricing that had been received in the Bid. He stated the price is something that will ultimately be determined by the amount of quantity that is actually placed in the field so the dollar amount he has provided is an estimated amount.

Mr. Pockl stated in addition to that, there is a stretch south of Oxford Valley Road along Heacock Road where some potholes have opened up in the bike path to the point where cones have been place because it was becoming a safety hazard. He stated initially there was some question as to whether the Township actually owned that section of the bike path or was it owned by the Residential property on which the bike path fronts. Mr. Pockl stated earlier this week, it was determined that it is the Township's responsibility. Mr. Pockl stated he will be meeting with the contractor tomorrow morning to review the limits of work for repairing the sinkholes along the bike path in that section.

Mr. Pockl asked the Board to consider a Motion authorizing Township staff and the Township engineer to pursue additional work on the 2020 Bike Path Maintenance project. Mr. Truelove asked if there would be a not-to-exceed amount, and Mr. Pockl stated at this time they do not have an estimate for the work south of Oxford Valley Road. He stated he will be looking at that portion tomorrow with the contractor. Mr. Grenier asked Mr. Truelove if it would be appropriate to have two separate Motions since they do have an estimate for the one project. Mr. Grenier added that he is not sure that they should have a Motion for the second project since they do not have an estimate for that yet. He stated he does not feel they would need a Motion to authorize the meeting between the engineer and the contractor. Mr. Truelove agreed no Motion would be needed for the meeting.

Mr. McCartney moved and Ms. Blundi seconded to approve repairs not to exceed \$4,000 as outlined for additional 250 linear feet as described by the Township engineer.

Mr. Grenier stated while this sounds like it is necessary, he asked Mr. Ferguson how a \$4,000 project fits into the Budget. Mr. Ferguson stated he understands that at this point they are under Budget. Mr. Pockl stated the amount of quantities that were placed within the Contract were less than the final Bid quantities so they would be receiving a credit from the original Bid which he estimates to be \$1,000. Mr. Ferguson stated this is coming out of the Park & Rec Budget; but he does not feel that they can avoid this, and they will have to monitor it.

Mr. Ferguson asked Mr. Pockl with regard to the area he is going to look at with the contractor tomorrow, how does that compare in size to what the Board is potentially authorizing with the current Motion. Mr. Pockl stated it is about half the size if they were to pave the entire stretch; however, he anticipates these would be spot repairs as opposed to the entire stretch. Mr. Ferguson stated as this is a safety issue, he would recommend that besides this Motion if the Board is comfortable, giving an authorization on the second part with an amount not-to-exceed. He stated he feels they could add another \$4,000 without "too much financial concern." He stated if the contractor is out there already doing that work, and it came out to be a certain amount, they could have the contractor get the work done and be safe. He stated if it came out to a higher amount, they would have to stop the work and bring it back to the Board with an updated estimate.

Mr. Grenier stated since this is the same contractor, he assumes they could do it in a single mobilization which would save money; and Mr. Pockl agreed. Mr. Grenier stated his concern is that the failure of the bike path in this instance is that they are sinkholes; and until they do more investigation, they are not going to know the scope. Mr. Grenier asked if they could go with a not-to-exceed for this second part, and he asked what would be the level of risk of exceeding that amount once the inspection is done. Mr. Pockl stated he feels the likelihood of it exceeding \$4,000 is low. Mr. Grenier asked when they would be able to do that work, and asked if they could wait until the next Board meeting. Mr. Pockl stated the contractor is finished with the basic work for the Bike Path Project, and he feels they would be completing this additional work immediately given the emergency nature.

Ms. Blundi stated Mr. Pockl used the word “potholes,” and asked if that is something that the Township could fix the way they already fix potholes; however, she added Mr. Pockl then used the word “sinkholes.” She stated she is concerned that they are scoping something out that they do not have enough information on. Mr. Pockl stated to his knowledge they are roughly the size of a manhole cover – 3’ in diameter. Ms. Blundi asked if they should wait on both pieces until they hear back or is it of such size that they are concerned about safety and want to get it done as soon as possible. Mr. Pockl stated he feels Public Works could implement safety measures to make sure that the public is safe in the interim; however, his concern is that they would be coming back with another mobilization of the contractor which will cost extra.

Mr. Grenier asked if they are already mobilized. He asked if they could hold off on both projects and have one mobilization for these two specific issues. Mr. Pockl stated in discussions he has had with the contractor, he does not believe that the contractor is going to charge the Township for an additional mobilization if it is done shortly; however, he cannot speak to what he would say if he was advised to come back in three weeks.

Mr. Ferguson stated Mr. Hucklebridge described the size of the holes as “huge;” and as far as doing them in-house, he believes Mr. Hucklebridge feels the normal “patch job” that would be done for a pothole would not address the scope of the problem in such a way that it would have a long-lasting repair.

Mr. Grenier called the question on the current Motion, and the Motion carried unanimously.

Mr. McCartney moved and Ms. Blundi seconded to approve a Motion for additional work as described by the Township engineer to repair sinkholes not to exceed \$4,000.00.

Mr. Grenier asked Mr. Ferguson if they are able to adjust to that amount within the current Budget, and Mr. Ferguson agreed.

Motion carried unanimously.

#### Update on Scammel's Corner

Mr. Grenier asked if there is any more information on the rain garden issue at Scammel's Corner. Mr. Pockl stated the contractor has been out to plant the trees that were included in the landscaping punch list. He stated they also took down some silt fence that was left from the construction. He stated the contractor submitted a Sketch Plan of the rain garden to his office for review, and Mr. Pockl stated he provided comments as to how water would get into the under drain from the surface. Mr. Pockl stated he sent the Sketch Plan to the residents, and he spoke to several of the residents last week, and they are in the process of reviewing it and expect to get him comments by the end of this week. He stated he will then forward those to the developer to see if they will adjust the Sketch Plan; and if not, the contractor will get back to him with their comments. He stated it will then be submitted to the Bucks County Conservation District for review and approval after which it will be implemented.

#### Update on Multi-Use Trail

Mr. Grenier asked for an update as a result of the Joint Committee meeting held regarding the multi-use trail to be constructed around the ball fields near the Township Building. Mr. Pockl stated he has no update on that.

#### Update on Paving

Ms. Blundi stated she understood that they were going to install the reflectors on Heacock Road, but they are not there at this point. Mr. Pockl stated they are on the punch list, and the contractor has indicated they will get to it as soon as they can. He added a sub-contractor typically installs those, and he will reach out to the contractor for an update.

## COMMUNITY DAY ANNOUNCEMENT

Ms. Tierney stated she is recommending to cancel Community Day in its entirety due to the COVID-19 virus as they cannot offer any version of this event in a way that follows the guidelines by Governor Wolf as well as the fact that they do not know what phase they will be in by that time. Ms. Tierney stated Community Day usually attracts 4,000 to 6,000 or more people each year, and social distancing would still be a consideration even in the green phase. Ms. Tierney stated they would not have use of the School fields, and most fireworks shows in the area are cancelled. She stated she feels that if they were to have fireworks, they would probably attract even more people from out of town since everyone is looking for something to do.

Ms. Tierney stated she is recommending that they have much smaller events throughout the summer and into the fall as long as we are in the green phase recognizing that she runs everything we do through the Bucks County Department of Health for approval.

Dr. Weiss stated he is disappointed that they are going to have to cancel this event that was to take place on August 29. He stated two weeks later is September 11, and he asked if there is a "Plan B" for that event. Ms. Tierney stated they are still looking at doing that in some capacity, and she feels they have time to consider that. She stated she is concerned that 9/11 will be on a Friday this year since generally there is more participation when it is on a weekend.

Mr. Grenier advised Ms. Tierney that they appreciate all the work she has been doing with the Leagues to try to give them opportunities and providing some alternative recreation activities.

Mr. Truelove stated while no Motion is required to cancel Community Day, they should put an announcement on the Township Website to put the residents on notice.

## PROJECT UPDATES

### Maplevale Update

Mr. Ferguson stated Mr. Grenier had asked about road issues on Maplevale related to work going on with the bridge, and he was continuing to work with

their staff to try to get an answer and a timeframe on working with the Township; however, that has not been productive. He stated he instructed the Public Works Director to write a letter to the Executive Director of the the Delaware River Joint Bridge Commission, and that went out earlier this week. He stated they will follow up on this next week about getting together to consider the issues. Mr. Ferguson stated Mr. Hucklebridge was specific as to some of the concerns that exist, and he will report back any results to the Board.

#### Sandy Run Road Update

Mr. Ferguson stated there have been some discussions with Michael Baker and Associates regarding Sandy Run Road. Mr. Ferguson stated they are setting the design being completed and presented to the Board by October 1. He stated some of the delays that took place are related to COVID, and there were a variety of things that happened that are impacting the date. He stated if there were a Motion to Bid, it would probably put the Bid at November 1; and it would eventually be crossing years to get the work done. He stated they could have the Bid awarded before the end of the year, and it would then be weather-sensitive as far as getting the work done.

#### Multi-Use Trail Update

Mr. Ferguson stated last week the Citizens Traffic Committee, the EAC, and the Park & Rec Board met with regard to the multi-use project. He stated it was favorably received, and the intent would be to bring that to the next Board of Supervisors meeting for a public presentation before it is submitted to PennDOT for approval. He stated this project is being funded primarily through a Grant.

#### Route 332/Mirror Lake Signal Interconnection Project

Mr. Ferguson stated this project was brought to the point of being prepared for Bid by the previous Township traffic engineer, and there have been some questions regarding that submission from our current traffic engineer. He stated he hopes to have something more specific to report on July 15.

Big Oak/Makefield Road Turn Lane

Mr. Ferguson stated he had provided the Board a memo regarding the Big Oak/Makefield Road turn land project at the last meeting.

MANAGER'S REPORT

Mr. Ferguson stated today they received the June Real Estate Transfer Report which showed 33 property transfers totaling \$80,170. He stated the Budgeted average would show a need to collect \$129,000 a month; and June is one of the months that tends to be above that average. He stated after six months, the Budgeted average shows a need for \$775,000; and we are currently at approximately \$539,000 so we are short about \$236,000. He stated we do have a much better sense of properties that will be going on the market or are in the process of being sold based on the Lateral Ordinance, and they have had dozens of those come in so he is hopeful for a better July. He stated they will continue to monitor this, and he will provide the Board with an update every month.

Mr. Ferguson stated with regard to Golf finances, when the COVID Pandemic began, they discussed various scenarios for Golf depending on when the opening date would be. He stated he had discussions with Mr. Attara and his Finance Director, and at this point they were anticipating the need to assist the Golf Course with the Debt of about \$254,000. He stated right now the estimate would be that the assistance the Township would need to provide would be \$393,000 which is not far off from the estimate that was outlined with a May 1 opening. Mr. Ferguson stated that is an additional \$140,000 that will be needed to be taken out of the General Fund. He stated Golf has been doing well, although there are other aspects of the operation that had to be scaled back including Food and Beverage which is not hitting the Budgeted numbers. Mr. Ferguson stated he will continue to get updates.

Mr. Ferguson stated with regard to Property Tax collections, he reminded the Board that they extended the face period from June 30 to July 31.

Approval to Submit WalkWorks Grant Application

Mr. Ferguson stated the WalkWorks Grant Application involves an update to the Bike Path Plan. He stated Remington & Vernick had provided a cost estimate of \$19,400, and the Grants are for \$10,000 to \$20,000. He stated the Grant Application is due tomorrow.

Mr. Lewis moved and Dr. Weiss seconded to submit the WalkWorks Grant Application for an update to the adopted Master Bike Path.

Mr. Grenier thanked Mr. Ferguson for identifying this Grant.

Motion carried unanimously.

Authorize Execution of Certified Local Government Grant Agreement Between Pennsylvania Historical and Museum Commission and Lower Makefield Township

Mr. Ferguson stated there is a new Grant Contract system for Certified Local Governments. He stated there is a Master Grant Contract that the Township could sign with the Pennsylvania Historical and Museum Commission if approved by the Board tonight. Mr. Ferguson stated that will allow the Township to more seamlessly get Grants that are applied for under this program in the future. He stated it is an umbrella Agreement such that if the Township gets money, they would not have to go through all of the processes they do now. He stated the Agreement was provided to the Board in their packet.

Mr. Lewis moved and Ms. Blundi seconded to authorize the execution of the Certified Local Government Grant Agreement between the Pennsylvania Historical and Museum Commission and Lower Makefield Township.

Mr. Grenier asked if there are any “fees” associated with this program, and Mr. Ferguson stated there are not. Mr. Grenier asked Mr. Truelove if he is satisfied with the terms and conditions of this. Mr. Truelove stated he has not reviewed the details; however, he has seen this type of Application before, and currently it is just the Application part. He stated if there are Conditions attached to a Grant award, they would look at that more closely at that time. Mr. Truelove stated he believes the Administration is capable of addressing the issues contained in the Application.

Motion carried unanimously.

Approve Acceptance of 2020-2021 Fuel Bid Award as Recommended by Bucks County Consortium

Mr. Ferguson stated this is an annual item. He stated the Board was provided information on this in their packet. He stated as a local Government, we are exempt from the various gas taxes that make the price of fuel go up.

Dr. Weiss moved and Ms. Blundi seconded to accept the 2020-2021 Fuel Bid Award as recommended by the Bucks County Consortium.

Ms. Blundi stated it is a little more than last year, and Mr. Ferguson agreed it is by about a tenth of 1%.

Motion carried unanimously.

Approve Resolution Authorizing Signature for the Transportation Alternatives Set-Aside Program Reimbursement Grant Agreement (Community Trail Project)

Mr. Ferguson stated there will be a presentation at the next meeting about the Community Trail. He stated tonight he is asking for approval of a Resolution. He stated with this Agreement in place, the Township will be able to seek reimbursement when we hit milestones.

Ms. Blundi moved, Mr. Lewis seconded and it was unanimously carried to approve the Resolution authorizing signature for the Transportation Alternatives Set-Aside Program Reimbursement Grant Agreement.

Mr. Truelove stated he is broadcasting from his office at 777 Township Line Road. He stated the Board met in Executive Session beginning at 7:00 p.m. and items related to litigation, personnel, and informational items were discussed.

ZONING HEARING BOARD MATTERS

With regard to the Geoffrey Schultzbank Variance request for the property at 1087 Bancroft Lane in order to permit construction of a fence within the sanitary sewer Easement, Dr. Weiss moved and Mr. McCartney seconded that the Township participate.

Mr. Truelove stated since this involves a sanitary sewer easement, there may be access issues and some oversight required by some Township employees from the Sewer Department or Public Works. Mr. Grenier asked who from the Township would be participating on behalf of the Township; and Mr. Truelove stated he will discuss this with Ms. Kirk, but believes it would be Mr. Hucklebridge who would be the appropriate person.

Motion carried unanimously.

#### PUBLIC COMMENT

There was no additional Public Comment at this time.

#### SUPERVISORS REPORTS

Dr. Weiss stated the Historic Commission met and discussed the Zoning Overlay, and Dr. Heinz had given Public Comment in this regard. Dr. Weiss stated the Environmental Advisory Board participated in the Joint Meeting on the multi-use trail.

Mr. Grenier stated he is broadcasting from his home. He stated the Sewer Authority met immediately before the Board of Supervisors' meeting this evening. He stated there were positive updates on Sewer projects, and the Bids are due in August. He stated with regard to the Stackhouse project, there had been some landowner agreements that were outstanding, and they have been verbally worked out at this time. He stated both components of the Stackhouse project seem to be lining up to move forward.

Ms. Blundi stated Citizens Traffic participated in the Joint Meeting. She stated the Financial Advisory Commission met last night, and they will probably not meet over the rest of the summer. Ms. Blundi stated she will be reaching out again to the Economic Development Commission to discuss the possibility of combining with the Financial Advisory Commission moving forward.

Mr. Lewis stated he is broadcasting from his personal residence at 1550 Surrey Brook Court. He stated he had no report at this time.

Mr. McCartney stated the Airport Review Panel met on Monday night. He stated the Board received an e-mail today at 4:05 p.m. from Richard Preston which was an LMTARP Memo to the BOS, and he asked that this two-page memo be added to the Record of tonight's meeting.

Mr. Grenier stated he believes that there were four requests of the Board of Supervisors. Mr. McCartney stated these were: "Item 1 – We ask that the BOS review the FAA letter of Congressman Fitzpatrick and provide comments on the FAA response to help formulate a response back to the FAA. Item #2 – We ask that the BOS directly ask the Freeholders when the PA Public or virtual meeting will be held so we can inform our residents. Item #3 – We ask the BOS to ask the Freeholders to inform the Board when the EA for the terminal expansion is released so that a fair review of that document can be made. Item #4 – We ask the BOS to request community meetings with local politicians be re-started and the Board support efforts to reach out to more Federal representatives to support this effort and bring pressure to the FAA."

Mr. Preston stated the Panel did meet with the Public on Monday, and they had a lot of good input from people and the Panel members who are reviewing what is going at the Airport. He stated as seen in the letter, the Airport is going through a very rapid series of projects to try to increase their capacity which is alarming. He stated if you total all of their projects, the cost is about \$177 million which is "amazing at the current time." He stated this is mostly Federal money, so it is very appropriate that the PA residents be concerned with this expenditure, and how they are going to recoup it through "passenger fees which will be down for years to come." Mr. Preston stated the memo also addresses the FAA's "complete ignoring of a Congressional Mandate in the last Re-authorization Bill where the Congressional Quiet Skies Caucus had requested that the FAA start considering more reasonable noise rules other than the twenty-four average to reflect what people actually experience." He stated the FAA has come back with a "pretty negative response to that." He stated they feel that is inappropriate, and we should be pushing back on the FAA's response to that mandate. He stated they feel Congressional help would be beneficial. Mr. Preston stated they wanted to provide practical, actionable requests of the Board.

Ms. Sue Herman stated she is grateful for the untiring efforts of the Airport Review Panel and is interested in hearing verbatim the four points that they asked the Board to follow up in their e-mail submitted to the Supervisors. She asked that those be read. Ms. Herman was advised that Mr. McCartney just read Points #1 through #4 and had also asked that the entire letter be

entered into the Record for tonight's meeting. Ms. Herman asked how she can get a copy of that letter. She also asked how she can be apprised of how quickly the Board will follow up on those issues that the Review Panel asked the Board to follow up on. Mr. Truelove stated he feels she could ask the Administration to provide a copy of the e-mail. Ms. Herman stated she will send Mr. Ferguson an e-mail.

Ms. Herman asked that the Board of Supervisors address these items on an "expedited basis because the exponential expansion of Trenton Mercer Airport is going to make our property values plummet greatly in addition to harming the health of our residents and families and tainting our drinking water." Ms. Herman stated this is an urgent matter that needs urgent action on the part of the Board. She asked if they could put this item on the Agenda for the next meeting and report back as to when the meetings will resume. She also asked that they report back as to when they will put the item on their Agenda that she asked them to put on which is a Trenton Mercer Airport Public Education discussion which she would appreciate being in September so people are not on vacation. She stated at that meeting, the Board should educate the public as to the toxic effects to our drinking water and also have politicians up through the Federal level be present who can tell about their strategy for avoiding such contamination of our drinking water. She stated she would like a commitment that this be put on a September Agenda early on the Agenda. She stated "residents are concerned and want maximum action on the part of our politicians through the Federal level to take care of our health, safety, and welfare."

Mr. Grenier stated he appreciates Ms. Herman's comments; and he would advise that with regard to Item #4 about the public officials meetings that have been held, the Township does not drive those meetings. He stated there are several "players" who would need to attend, and they could gauge their interest and encourage them; and he would encourage Ms. Herman to do the same, as he is sure she is doing. Ms. Herman stated the stakes are so high, the "citizens are no longer going to do the job of being the drivers of those meetings and it is the responsibility of the Lower Makefield Township Board of Supervisors to care for our health, safety, and welfare." She stated "you have the funds if there is a need to pursue any legal action on our behalf; and we are not playing the game of passing the ball any longer, finger-pointing, and blame. It is your responsibility to be the prime mover on this issue, and we are putting it in your laps to do so." Ms. Herman stated the citizens are going to be educating the citizens; and "if you do not wish to get out in front of this and lead, that is your choice, but the citizens will be educated as to how

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high the stakes are, and it will be everyone in Bucks County who loses.” Ms. Herman stated the Board of Supervisors can make a choice as to whether they want to lead or not. She stated the citizens will be informed “as to your actions or non-actions.” Ms. Herman stated they are no longer going to be the prime movers.

There being no further business, Mr. Lewis moved, Mr. McCartney seconded and it was unanimously carried to adjourn the meeting at 9:45 p.m.

Respectfully Submitted,

James McCartney, Secretary