

**TOWNSHIP OF FALLS
BOARD OF SUPERVISORS MEETING**

ROLL CALL:

ROBERT HARVIE, JR., CHAIRMAN	PRESENT
JONATHAN SNIPES, VICE-CHAIRMAN	PRESENT
JEFFRY DENCE, SECRETARY-TREASURER	PRESENT
PHILIP SZUPKA, SUPERVISOR	ABSENT
DOROTHY VISLOSKY, SUPERVISOR	PRESENT

The meeting commenced at 7:32 p.m. with roll call and salute to the flag. All Board members were present with the exception of Member Szupka and Member Vislosky. Member Vislosky joined the meeting at 7:36 p.m. Also present were Township Manager Peter Gray, Township Solicitor Michael Clarke, and Township Engineer James Sullivan.

**ITEM # 1 CERTIFICATE OF APPROPRIATENESS – 4 YARDLEY AVENUE –
SCHOOLMASTER’S HOUSE – ROOF SHINGLES**

This item followed agenda item # 2.

The project was approved by the Historic Architecture Review Board on October 4, 2010. Ms. Erica Armour said the correct address for this project is 14 South Main Street in Fallsington. She said this building was constructed in 1758 and restored in 1974. Member Vislosky moved to approve the Certificate of Appropriateness for 14 South Main Street for shingle replacement; Member Dence seconded the motion; all board members were in favor. (4-0) Member Vislosky moved to waive the permit fees for the roof replacement at 14 South Main Street; Member Dence seconded the motion; all board members were in favor. (4-0)

**ITEM # 2 CLEAR WIRELESS, LLC – CONDITIONAL USE HEARING – 417
HOOD BOULEVARD – TPN 13-14-5**

Member Snipes moved to open the Conditional Use Hearing for Clear Wireless, LLC; Member Dence seconded the motion; all board members were in favor. (3-0) Mr. Clarke said this is a Conditional Use Hearing. The applicant is Clear Wireless, LLC. This project is located at TPN 13-14-5, which is in the Township of Falls, Bucks County, PA. This is an application requesting Conditional Use to allow the co-location and installation of three antennas and three microwave dishes onto an existing 120-ft. telecommunications tower and a ground-mounted equipment cabinet, located at 417 Hood Boulevard. The applicant is represented by Mr. Nicholas Talvacchia, Esq. (Member Vislosky joined the meeting at 7:36 p.m.)

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Mr. Talvacchia presented information on this project. They propose to install three microwave dishes at the 97-ft. level and three antennas at the 94-ft. level. He said the Planning Commission gave this project a positive recommendation on August 19, 2010. Mr. Talvacchia requested two exhibits be entered into the record. They were the emissions report dated August 17, 2010 and the structural analysis dated October 19, 2009. Mr. Talvacchia introduced the witnesses - Mr. Roger Johnson, Professional Engineer and Mr. Peterson, RF Engineer. The witnesses were sworn in. They both agreed with the testimony given by Mr. Talvacchia. Member Dence moved to close the Conditional Use Hearing for Clear Wireless, LLC; Member Snipes seconded the motion; all board members were in favor. (4-0) Member Snipes moved to approve the Conditional Use for Clear Wireless, LLC for 417 Hood Boulevard, TPN 13-14-5; Member Dence seconded the motion; all board members were in favor with the exception of Member Vislosky who abstained from the vote. (3-0-1)

ITEM # 3 OPEN RANGE COMMUNICATIONS, INC. – CONDITIONAL USE HEARING – TYBURN AND NEWBOLD ROADS – TPN 13-47-34-4

Member Dence moved to open the Conditional Use Hearing for Open Range Communications, Inc.; Member Snipes seconded the motion; all board members were in favor. (4-0) Mr. Clarke said this is a Conditional Use Hearing. The applicant is Open Range Communications, Inc. The property is located at TPN 13-47-34-4 in the Township of Falls, Bucks County, PA. This is an application requesting Conditional Use to allow the installation of a wireless communication antenna and related equipment on an existing water tower along with the placement of ground equipment within a landscaped screen adjacent to the water tower within the existing compound located at Tyburn and Newbold Roads. The applicant is represented by Mr. Richard Lemanowicz, Esq. Mr. Lemanowicz presented information on this project. The applicant is proposing one microwave dish antenna onto an existing 183-ft. tall water tank. The antenna will be located at 130 ft. above ground level. In addition, there will be one equipment cabinet located on the ground. Mr. Lemanowicz requested for six exhibits to be entered into the record. They are: A-1 Copy of the application submitted by Open Range Communications; A-2 Copy of the executed lease agreement between the applicant and the owner of the existing water tower; A-3 Copy of the applicant's FCC license; A-4 Copy of the antenna RF data; A-5 Copy of the site plan and elevation drawings revised August 27, 2010; and A-6 which is a sealed structural opinion letter for this application. They are in receipt of a review letter dated October 12, 2010; the last item is a will comply. The first item is covered in exhibit A-2. The second item is covered in exhibit A-4. Mr. Lemanowicz introduced the witnesses, an RF Engineer and a Professional Engineer. The witnesses were sworn in and they both agreed with the testimony given by Mr. Lemanowicz. Chairman Harvie said the plans show that the tower owner is Falls Township, but the actual owner is the Township of Falls Authority. Mr. Clarke said the lease agreement is with the Township of Falls Authority which is noted in the review letter. Member Snipes moved to close the Conditional Use Hearing for Open

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Range Communications, Inc.; Member Dence seconded the motion; all board members were in favor. (4-0) Member Snipes moved to approve the Conditional Use for Open Range Communications, Inc. for Tyburn and Newbold Roads, TPN 13-47-34-4; Member Dence seconded the motion; all board members were in favor. (4-0)

ITEM # 4 CONSIDER ISSUANCE OF LETTER OF COMMITMENT FOR TURNING BASIN PROJECT

Chairman Harvie spoke about the turning basin project. What is needed is a letter of commitment from the township in support of a \$75,000 contribution by the township. Member Vislosky said she saw where the County Commissioners had some reluctance about not having enough information for this project. She would like to know the amounts that have been committed and by whom. Chairman Harvie said the KIPC has committed to \$150,000, Waste Management has committed to \$32,500 in addition to the in-kind contribution they are taking on spoils from the dredging at no cost. The total amount that is needed is roughly \$333,000. The entire project will cost \$1,400,000 of which \$1,100,000 is Federal grant money. Member Snipes wanted to know if the County Commissioners would approve something similar to Falls Township or if they were looking for other sources. Chairman Harvie said his understanding is that the County would contribute some amount of money and there may be other funds coming from the state. If no one contributes the \$75,000 then the project may not move forward. Member Dence said \$27,000,000 in tax revenue and 3,700 jobs are affected by this port. This is a time-sensitive project that needs to be done. The Army Corps of Engineers who is doing this project, hopes that deepening this port will make it very much viable, more than it is now. The river is currently about 35 ft. deep and this project will deepen it to about 40 ft. This project is scheduled to begin in late summer/early fall of 2011. Member Snipes said that since this board is committing and spending \$75,000 on this, he would like to be kept fully informed of what is going on. Member Vislosky said this board should do a little bit of homework before they leap into that pool. She believes they have a responsibility to make sure this is going to be done to their satisfaction and have it completed so that it serves us well; not some foreign countries who get other grants from us. Member Dence moved to open public comment; Member Snipes seconded the motion; all board members were in favor. (4-0) Mr. Andy Dell asked why they are only going five additional feet and asked when was the last time this was done. Chairman Harvie said it was approximately 10-15 years ago. Mr. Gallus Obert said 3,700 jobs are connected to that port facility. People buy foreign items and bring them over here. He said the only way you get 3,700 jobs is if you are making something. Chairman Harvie said Kinder Morgan is down there, as well as transportation and railroad companies that transport things in and out of that port facility. Gamesa, International Salt, and a fertilizer company are located there. There are people who work unloading the ships and loading them back up again. Mr. Obert would be interested in knowing how many ships are loading and unloading at that facility. Mr. Obert spoke about a dredging project in the 1960's on Money Island. He wished good luck to the Army Corps of Engineers. Member Snipes

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moved to close public comment; Member Dence seconded the motion; all board members were in favor. (4-0) Member Snipes moved to direct the Manager and Solicitor to draft a letter stating the commitment of Falls Township to the turning basin project and committing an amount of \$75,000 to that project, should it go through; Member Dence seconded the motion; all board members were in favor with the exception of Member Vislosky who voted no. (3-1)

ITEM # 5 CONSIDER AUTHORIZING REQUEST FOR PROPOSALS FOR AUDITOR APPOINTMENT FOR 2010 FISCAL AUDIT

Member Snipes moved to authorize the Request for Proposals for the auditor appointment for the 2010 fiscal audit; Member Dence seconded the motion; all board members were in favor. (4-0)

ITEM # 6 CONSIDER PURCHASE OF POLICE POLYGRAPH EQUIPMENT

Sgt. Chris Clark presented information for the purchase of polygraph equipment for the Police Department. Member Vislosky moved to approve the purchase of polygraph equipment for the Police Department in the amount of \$5,000; Member Dence seconded the motion; all board members were in favor. (4-0)

ITEM # 7 CONSIDER PURCHASE OF POLICE TASERS

Sgt. Brian White explained the need for police tasers for the Police Department. He explained how the tasers work. Member Snipes moved to open public comment; Member Dence seconded the motion; all board members were in favor. (4-0) Mr. Andy Dell suggested that all 18 police officers who are trained should have tasers. Chairman Harvie said the decision to purchase a quantity of five came from the Police Chief. Mr. Dell asked how long it takes to certify someone to use these devices. Sgt. White said it is about six hours of training. Mr. Gallus Obert asked how close they need to be in order to use this device. Sgt. White said there are various cartridges which accommodate different distances. They have cartridges for 35 ft. away. Mr. Obert spoke about using wasp spray as a deterrent. Member Dence moved to close public comment; Member Snipes seconded the motion; all board members were in favor. (4-0) Member Vislosky moved to approve the purchase of five taser devices from Witmer Public Safety Group, Inc. in the amount of \$5,002.24; Member Dence seconded the motion; all board members were in favor. (4-0)

ITEM # 8 PUBLIC COMMENT – FIVE MINUTE LIMIT PER PERSON FORTY-FIVE MINUTE MAXIMUM

Mr. Gallus Obert said he has been reading the books, “Power Grab,” and “The War Against Hope.” He suggested that other folks should read them as well. Mr. Obert said this Thursday is the next School Board meeting. He recommends that everyone try to watch the

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programs that the school board allows to be videotaped. He encourages the public to come to the school board meeting to listen, speak, and see what happens. Mr. Obert said the teachers are currently working without a contract. He said the school district is where your money goes.

Mrs. Dorothy Vislosky spoke about information she requested from Congressman Murphy. Chairman Harvie asked Mrs. Vislosky to speak during board comment. Mrs. Vislosky spoke about the posting of water information on the township website. Chairman Harvie told Mrs. Vislosky that she asked Manager Gray to post that information. Mrs. Vislosky said many people spoke to her at Fallsington Day. Member Snipes said that since Mrs. Vislosky is speaking as a public citizen, he would prefer her to use the podium where the public speaks. Mrs. Vislosky did not leave the board seat. She said she is recording all of the things that happen to individuals who speak to her who cannot get anything done.

There was a break in the meeting at 8:46 p.m. and the meeting reconvened at 8:50 p.m.

ITEM # 9 MINUTES – OCTOBER 5, 2010

Member Snipes moved to approve the minutes from October 5, 2010; Member Dence seconded the motion; all board members were in favor with the exception of Member Vislosky who voted no. (3-1)

ITEM # 10 ENGINEER'S REPORT

Mr. Sullivan said the 2010 Road Program is underway. All of the trees have been removed between the curb and the sidewalk. The storm sewer is being installed on Alden Avenue. They are authorized to start their work in the water for the boat ramp. They anticipate construction in the water for the boat ramp to be done at the end of this year. Member Snipes moved to approve the September Engineer's Report dated October 15, 2010; Member Dence seconded the motion; all board members were in favor. (4-0)

ITEM # 11 BILL LIST – OCTOBER 19, 2010

Member Dence moved to approve the bill list dated October 19, 2010 in the amount of \$1,595,448.34; Member Snipes seconded the motion; all board members were in favor with the exception of Member Vislosky who voted no. (3-1)

ITEM # 12 EXECUTIVE SESSION – There was no Executive Session held.

ITEM # 13 MANAGER COMMENT

1. The Annual Children's Halloween Party will be held at Three Arches on Saturday, October 23rd from 1-3 p.m. at the Three Arches. This free event is for children ages 10 and under.

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2. There will be a Family Halloween Movie Night at 7 p.m. on Friday, October 29th at the Oxford Valley Elementary School. The movie is Hocus Pocus. This free event is for families with children ages 12 and under.
3. The Teen Advisory Panel meets the first Monday of each month at 5:30 p.m. in the public meeting room. Anyone in grades 7-12 are welcome to join this group. Their meetings include discussions about various topics and events. If any teens are interested, please call 215-949-9000, X220 or attend the next meeting on Monday, November 1st.
4. The next Falls Township Park Board meeting will be held on Monday, November 1st in the public meeting room, at 7 p.m. These meetings are open to the public. For more information, please call 215-949-9000, X220.

Member Vislosky said she never asked Manager Gray to post the water advisory on the website. She said it was a courtesy and she tried to do that only as a warning. Chairman Harvie said you brought up the issue of boiling water. The news report said it was the Morrisville Water Authority who was having the problems. You were telling people in Falls Township to boil their water. No one in Falls Township gets their water from the Morrisville Water Authority.

ITEM # 14 BOARD COMMENT

Member Snipes said a resident spoke to him about the parcel of open space across from the U.S. Post Office on West Trenton Avenue. There is a lot of Japanese Knot-Weed in that area. Member Snipes said this is a durable species, but the resident asked if this area could be cleaned up. Member Snipes said there are people cutting down trees in Queen Anne Park and also people riding ATVs through this area. He said this is not a place where people should be doing this. Member Snipes encourages people to vote in the upcoming election. He said there have been comments made about the Obama administration and the bail-outs. Member Snipes said the bank bail-out was a program of the Bush administration. He believes almost 100% of that has been paid back with interest. Member Snipes said he believes we need to give this President a chance. We need to not be disrespectful of him or his office and we need to put people in Washington who can work together. He saw what happened and he is willing to try something else even though there is no guarantee. Member Snipes said no matter what your party is, please vote.

Member Vislosky thanked the people who spoke to her at Fallsington Day. Member Vislosky said she was accused of living in Lower Makefield and having two illegal children in the Pennsbury School District. Member Vislosky said she will attend this week's school board meeting. She said we went from a country of hope when Barack Obama was elected to a nation of fear. Member Vislosky gave her opinion of a time chronicled about government spending. She said she does not like the state of our country. Member Vislosky said she loves Falls Township. Member Vislosky shared one of her favorite poems. Member Vislosky said she has spent one half of her life in service to this community. Member Vislosky spoke about the television commercial about the woman who lost her job.

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Member Vislosky said she is waiting for information from Congressman Murphy's assistant. She said they reported that Jones of New York has a list of what jobs were sent out of the country. Member Vislosky said she will come back from Florida to help elect people who love children and the parents who pay the taxes. She said she will be able to win that election. Member Vislosky spoke to a gentleman in the audience about an Atlantic City trip. She said the lawsuits are coming. She won one and she sued the law firm that represented her. She is not allowed to discuss the amount of money or else she has to give the money back. Member Vislosky told an audience member that she will be owning his home one of these days and warned him about talking to her and about her.

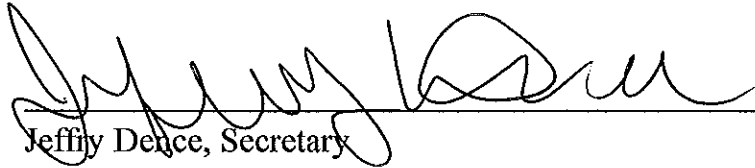
Member Dence said over the past few months they have heard about the Challenger Field at Levittown Continental Little League. He said he was recently invited to a small ceremony and to watch a baseball game and it was nice to see all of the children playing and having fun. He is proud to say he was part of getting that finished. Member Dence said every time a business moves into the KIPC he is speaking specifically about new construction jobs that are created. Thanks to the labor agreement down there it assures that the work is done with local people. Member Dence said there was never a time when they did not have professionals on the Township of Falls Authority Board. The engineer was Intech Environmental. He said there was a meeting when Mrs. Vislosky was there and the licensed engineer was not able to be present at that meeting. His license is current. Member Dence wished everyone a Happy Halloween. He reminded motorists to watch children while driving around. Member Dence encouraged everyone to get out to vote.

Chairman Harvie thanked everyone who helped make Fallsington Day a success. The school's PTO had a very good turnout. He saw a lot of people from different parts of Bucks County attend this event. Chairman Harvie thanked everyone who helped make this event a success. Chairman Harvie said over the past couple of weeks there have been some people who have expressed interest on different boards. Chairman Harvie moved to appoint Mr. Oommen Kappil to the Environmental Advisory Council for a term to expire on December 31, 2012; Member Snipes seconded the motion; all board members were in favor. (4-0) Chairman Harvie moved to appoint Angela Kowalski to the Disabled Person's Advisory Board for a term to expire on December 31, 2013; Member Snipes seconded the motion; all board members were in favor. (4-0) Chairman Harvie said it has been an interesting election cycle and there have been a lot of political tactics making the other guy look very bad. He said it is interesting how history gets twisted. Chairman Harvie said the TARP (Troubled Asset Relief Program) Program is something that was created by Henry Paulson who was the Secretary of the Treasury under President Bush in September or October of 2008. It went into effect some months before Barack Obama was ever sworn in as President of the United States. Chairman Harvie briefly explained the purpose of the TARP Bill as well as the auto company bailout. He said there are 3,000,000 jobs across the country associated with the auto industry. He said there are agreements and disagreements of whether or not it was a good thing. Chairman Harvie said he was ridiculed about being a

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teacher, but one of the things he does know about is the history of this country, especially during The Great Depression. He believes one of the best things that President Bush did was to approve that bank bailout. Chairman Harvie said Election Day is approaching. As a reminder, the first Board of Supervisors meeting in November was moved to Wednesday, November 3rd.

Member Dence moved to adjourn the meeting; Member Snipes seconded the motion; all board members were in favor. (4-0) The meeting was adjourned at 9:36 p.m.



Jeffrey Dence, Secretary