

**TOWNSHIP OF FALLS
BOARD OF SUPERVISORS MEETING**

ROLL CALL:

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

The meeting commenced at 7:04 p.m. with roll call and salute to the flag. All Board members were present with the exception of Member Dence and Member Vislosky. Also present were Township Manager Peter Gray, Township Solicitor Michael Clarke, and Township Engineer James Sullivan.

PRESENTATION OF CHECK TO LIBERTY USO

Chairman Harvie welcomed everyone to the meeting. He said Member Dence was held up in traffic and will be here as soon as he can. Mr. John (Doc) Kerner spoke on behalf of the Liberty USO. He said Liberty USO relies solely on donations and they receive no funding from the Federal Government. Mr. Kerner said three weeks ago there was a military helicopter shot down in which thirty-one U.S. troops, eight Afghan troops, and a bomb-sniffing dog lost their lives. Mr. Kerner said the Liberty USO was told to expect 100 family members to arrive within 24 hours at the Philadelphia Airport. Mr. Kerner said they feed them, arrange transportation, and help them in any way they can. Mr. Kerner said this is just one example of the type of work they do. Mr. Kerner said the magnitude of what Falls Township residents have given to them with the donation to the Liberty USO is beyond words. He asked everyone to please understand how deeply appreciative he is of the contributions made to their organization. Mr. Kerner said he wishes Member Dence and Member Vislosky were here tonight. Mr. Kerner extended a personal invitation to the board to help with the Liberty USO and the work they do. Mr. Joe Brooks, President and Chief Operating Officer of the Liberty USO, spoke and presented the board with a U.S. flag from the 137th Helicopter Battalion which flew on a combat mission in Afghanistan. Mr. Brooks said the Liberty USO of Pennsylvania and Southern New Jersey will serve approximately 165,000 military members and their families with about 2,500 of them family members of the fallen. Mr. Brooks said they could not do their work without the help from Falls Township and events like the Que for the Troops. He said this is the first time in their 70-year history that a small government body has supported the USO. On behalf of the board and Falls Township, Chairman Harvie presented Mr. Kerner and Mr. Brooks of the Liberty USO with a check in the amount of \$20,000. Chairman Harvie thanked Mr. Kerner and Mr. Brooks for coming here this evening. He said he looks forward to next year's Que for the Troops event.

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**ITEM # 1 LAND AND SEA FOREST PRODUCTS PA CORP. - AMENDED
FINAL PLAN 400 ROCK RUN ROAD - TPN 13-28-62-003**

Manager Gray introduced this item for an amended final plan for Land Sea Products located at 400 Rock Run Road, TPN 13-28-62-003. Mr. Jeffrey Skinner from William G. Major, Associates, represents the applicant, Mr. H. Wade Carden. Also present is Attorney Amy Kalick. Mr. Skinner said they are requesting approval to an amendment that was previously presented to this board in October of 2010. The property is located at 400 Rock Run Road and was formerly owned and used by Commonwealth Wood Preservers. The TPN is 13-28-62-003 and this is an 8-acre lot within the Penn Warner Park. The applicant has lumber shipped into the site and is then run through a lumber preserver treatment facility. It is stored until it is ready to be shipped. Last year they were approved for eight lumber shed buildings with a roof and open sides. It was requested by their customer to try to protect the lumber while it was being stored. During the course of the year, numerous issues arose and the owner is requesting that the plans be amended to reduce the exterior lumber sheds from eight down to six. They will have 'L-shed' structures along existing buildings for additional storage. They have received a letter from the Township Engineer regarding issues of lighting. They will comply with that issue. Member Snipes asked if the wood preserving was pressure treated. Mr. Skinner said it is a pressure treating process that they use. Member Snipes asked what chemicals are used in the pressure treating process. Mr. Carden said the new preserver is ACQ1; replacing CCA1 which was a preserver used in this industry for over 70 years. The old preserver contained arsenic but the new preserver does not. They have the same safety requirements in place to contain the process. Member Szupka moved to approve Resolution # 2011-15, the amended final plan for 400 Rock Run Road; TPN 13-28-62-003; Member Snipes seconded the motion; all board members were in favor. (3-0)

**ITEM # 2 MERCER COURT - SKETCH PLAN - 166-68 LINCOLN HIGHWAY
TPN 13-5-1 - 13-5-2**

Chairman Harvie introduced this item. This is a sketch plan for 166-168 Lincoln Highway. Mr. Robt. Gundlach from Fox-Rothschild LLP gave an explanation of the proposed plans for this site. This property is the former Brian's RV Sales. This plan contemplates the re-development of the site. The property was foreclosed and taken back by the bank. It is composed of two parcels, zoned Highway Commercial and is about 4.53 acres in size. The applicant is proposing to change from one non-conforming use of mobile Home to Townhome. It is bordered by a vacant office building, a vacant lot, the township building, and residential single-family homes. This plan was reviewed by the Planning Commission. They are basically in support of the concept, but had some comments as to the layout including a request to respect the 20-ft. buffer around the entire perimeter, to add some additional open space, to reduce the density, and some other comments that the applicant agreed to look at. They will attempt to revise the plan to address those comments and have further conversations about the site. The applicant feels this would be an appropriate use of this site and they believe there is a marketplace for this in the community. This would be a private road and would be maintained and owned by a private community association. Member Szupka said he likes the concept, but the biggest concern he has is the egress with

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Rt. 1. He said we have enough businesses and properties that people have to turn in to and out of. There is also an island out there. He is concerned with how safe it will be with entering and exiting by the residents. He would like to see the buffer area stay the same. Mr. Gundlach said Traffic Planning and Design had some comments about left-hand turns, but that needs further study and will need to be reviewed by PENNDOT. Member Snipes said, in general, it is an improvement over what exists there now. He is curious about what the Planning Commission had to say in regard to open space and the number of dwellings. Mr. Gundlach said the Planning Commission wanted to see more open space incorporated into the plan and also wanted less density. Mr. Gundlach said they would take a look at some variations as well as the buffering. Member Snipes said it would be great if the open space would be able to be used by the residents. Chairman Harvie said the plan is something he would like to see. He has concerns with some issues already raised. One of our volunteer boards has been looking at Lincoln Highway and ways to improve the area itself. They have had a meeting with business owners; looking for a way to improve the atmosphere of the area. Chairman Harvie mentioned the decks which are too close to neighboring properties. He is also concerned about the ingress and egress. He thinks people may not be able to turn left and then they will drive further down the road and make an illegal U-turn on a busy road. Chairman Harvie said he agrees with having some open space which can be used for recreation. Mr. Gundlach said these units are set up with a garage and two or three bedrooms for each unit. This type of product is still what is selling out there. The street is a private street and although it will be a planned community association, it will still give easement rights to the public walking down the sidewalks and the police driving through the community. Chairman Harvie said there was a question from the public about whether the roads would be dedicated. Mr. Gundlach said it is proposed as a private road and the homeowners themselves would share the cost of plowing and maintenance.

ITEM # 3 PRESENTATION BY WASTE MANAGEMENT ON CURBSIDE SINGLE STREAM RECYCLING

Chairman Harvie said Waste Management is looking for ways to move to single-stream recycling. Mr. Charles Raudenbush presented a video of how the materials are separated in their Philadelphia Material Recovery Facility. Mr. Raudenbush said they will add five additional types of plastics (numbers 3-7) as well as cardboard, aluminum-lined cartons, milk containers and juice boxes. All of these items can be put into the same recycle can. Other communities have increased their revenue by up to 40% by switching from dual-stream recycling to a single-stream system. From the resident's standpoint, single stream allows them to put more materials in the cans, henceforth we are keeping more materials out of the landfill and the incinerators, and it gives the township the ability to apply for more DEP performance grants which are based on tonages that the township recycles. Materials will be picked up just like they are today. They would like to institute this starting October 1st. Chairman Harvie said the township will advertise this by e-mail blasts, on the township website, on the township TV channel, and in the township newsletter. Mr. Raudenbush would love to have any township staff and residents visit the facility to take a tour. Their usual tours take place on Wednesdays in the morning or early afternoon. Member Szupka

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asked about the maximum size of the containers. Mr. Raudenbush said the maximum size of the containers should be 25-35 gallons. Chairman Harvie said the township has cans available for sale in the Finance Department. Member Szupka said in your film it shows an automated system with trucks picking up the containers. Mr. Raudenbush said recycle pick up will be the same way it is now with someone actually picking up the recycle containers. Member Szupka said from what he notices, Waste Management is the only one who is pushing a green environment and recycling by trying to educate people to become more green and recycle better. Member Szupka said there is a good recycling exhibit at EPCOT. Chairman Harvie asked if residents can put plastic bags in the bins. Mr. Raudenbush said they will take them and recycle them, but they prefer not to have a whole can of plastic bags. Member Snipes said a lot of the supermarkets also take them back to recycle. Mr. Raudenbush said if anyone is interested in a tour, Manager Gray has his contact info.

Chairman Harvie said he received word that Mr. Dence was involved in a small traffic accident. He is okay, but cannot make it to the meeting.

ITEM # 4 CONSIDER AUTHORIZING NOTICE OF INTENT TO AWARD BID FOR SENIOR CENTER ADDITION AND SITE WORK

Manager Gray said the township received a letter dated August 31, 2011 from Mr. Sullivan concerning the township's senior center addition. The bids were publicly opened on August 22, 2011. T&M reviewed the eight bids which were received. Milestone Construction is the lowest responsible bidder in the amount of \$1,140,000. The second lowest responsible bidder is CraftSource, Inc. in the amount of \$1,228,047 and there were six additional bids ranging from \$1,253,000 to \$1,730,000. Milestone Construction is the lowest responsible bidder; however, due to multiple mistakes they made on their bid, they sent a letter to the township requesting that they be released from the bid. Manager Gray asked the board to consider authorizing the township engineer to issue a notice of intent to award the bid for the senior center addition and site work to CraftSource, Inc., for the total amount of \$1,228,047. Mr. Sullivan said the estimate for the building itself was \$1.2M and the site work estimate was a little less than \$200,000. Chairman Harvie said we budgeted close to \$1.4M and this is coming in at \$1.2M. Member Szupka moved to release Milestone Construction from their bid for the Falls Township Senior Center addition and site work; Member Snipes seconded the motion; all board members were in favor. (3-0) Member Snipes moved to open public comment; Member Szupka seconded the motion; all board members were in favor. (3-0) Mr. Guido Mariani questioned how much the township would be paying for this project, taking into account what we will receive from the Community Development Block Grant. Chairman Harvie said because of the situation in Washington regarding budgets, one of the issues they are having trouble with is the Community Development Block Grant and Congress holding up some of that money. Mr. Clarke said we will continue to take the steps necessary from a legal, engineering, and legislative standpoint to make this project eligible for the grant, should the Community Development Block Grant funding become available. Member Snipes asked if we can apply for the money after the project is complete. Mr. Sullivan and Mr. Clarke said yes they can. Chairman Harvie said when they have received Community Development Block Grants in the past, we don't get the money up front. Mr. Sullivan said we pay the money out first and

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then get reimbursed later which is what they hope this time. Mr. Gallus Obert asked if the township did not get the grant would they still go through with the senior center renovation. Chairman Harvie said to him, he would say yes. Member Szupka agreed because they are so far into this. Mr. Obert said he hopes when they build it, if the contractor goes over, they make the contractor pay for the extra cost. Chairman Harvie said that since Mr. Sullivan has come on board as engineer there has been little turn-around with how bids are done. If you look back at the meetings you will find very few change orders. Chairman Harvie said for the most part, if the contractor makes a mistake they are paying for it. Member Snipes moved to close public comment; Member Szupka seconded the motion; all board members were in favor. (3-0) Member Snipes asked Mr. Sullivan if he was familiar with CraftSource, Inc. Mr. Sullivan said they haven't worked with them, but they have checked their references which have said they have done a good job with the work they have done. Member Szupka said he hasn't been in favor of this because he didn't like the location. He keeps hearing from the staff members that they hope this will happen. Member Szupka said in the President's speech, he wants to spend the money to put people back to work. Member Szupka said he has a feeling that the \$300K is going to be an issue, but he wants to see people working. Member Snipes asked if they do not get the grant money, where will they pull the funds from for the total cost of the project. Chairman Harvie said they budgeted \$1.4M and it has come in at \$1.2M. Manager Gray said they would take the money from the host community fees if there is any additional money needed. Member Snipes said he is in favor of spending the money on this. He thinks our residents deserve facilities that are as good as what other municipalities have. This money belongs to our residents and this is a way to return it to them. Member Snipes moved to issue the notice of intent to award the bid to CraftSource, Inc. in the amount of \$1,228,047, for the Falls Township Senior Center addition and site work; Member Szupka seconded the motion; all board members were in favor. (3-0)

ITEM # 5 CONSIDER AUTHORIZING NOTICE OF INTENT TO AWARD BID FOR PARKING AREA EXPANSION AT THE FALLS COMMUNITY PARK

Chairman Harvie said with the popularity of phase 2 at the Falls Township Community Park, the parking areas need to be expanded. Manager Gray said the township received a letter dated September 22nd from Mr. Sullivan regarding the Falls Township Community Park parking expansion. The bids were publicly opened on September 22nd and T&M has reviewed the bids. Three bids were received. They are from Kehoe Construction, Inc. in the amount of \$97,045, Bray Brothers in the amount of \$98,365, and James R. Kenney Excavating and Paving in the amount of \$3,958,250. It is recommended that the Board of Supervisors authorize the township engineer to issue a notice of intent to award the bid for parking area expansion at the Falls Township Community Park to Kehoe Construction, Inc. in the amount of \$97,045. The board asked why the third contractor's bid was so high. Mr. Sullivan said Mr. Kenney's bid was actually \$111,750. He made a mistake on the unit price for the linear striping. Chairman Harvie asked how many parking spots would be constructed. Mr. Sullivan said they are constructing a total of fifty-one parking spaces but losing five for a net total of forty-six parking spaces. Mr. Sullivan said they have worked

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with Kehoe Construction, Inc. in other communities and they are well qualified. Member Snipes moved to issue the notice of intent to award the bid to Kehoe Construction, Inc. in the amount of \$97,045 for the parking area expansion at the Falls Township Community Park; Member Szupka seconded the motion; all board members were in favor. (3-0)

ITEM # 6 CONSIDER OBTAINING FIRE AND BURGLAR MONITORING ALARM QUOTES AND TERMINATING THE AGREEMENT WITH FIDELITY BURGLAR AND FIRE ALARM COMPANY

Manager Gray said that false alarms have been going off during the overnight hours and there have been technical and service problems as well. Regarding these concerns, the board is asked to consider terminating the agreement with Fidelity Burglar and Fire Alarm Company. In addition, the board is asked to consider obtaining quotes for burglar and fire alarm monitoring. Member Snipes moved to terminate the agreement with Fidelity Burglar and Fire Alarm Company; Member Szupka seconded the motion; all board members were in favor. (3-0) Member Snipes moved to authorize the Township Manager to obtain quotes for a burglar and fire alarm system; Member Szupka seconded the motion; all board members were in favor. (3-0)

ITEM # 7 PUBLIC COMMENT - FIVE MINUTE LIMIT PER PERSON FORTY-FIVE MINUTE MAXIMUM

Mr. Roland Kenney thanked Chairman Harvie and the board for naming the dog park after Dante, the township's first canine officer. He said for the short time Dante was on this earth he has done a lot for this township. Mr. Kenney said he is the President of Avenrowe's homeowner's association. He is always trying to make it easier for those members when they get into an argument with their board. In order to sue, you would need to get a lawyer. Mr. Kenney wrote a letter to the editor which was a draft that Connecticut's Attorney General came up with and they passed it up there. He gave it to Representative John Galloway and he is going to run it in Harrisburg. Mr. Kenney said he hopes that anyone else who knows of any representatives to get in touch with them and ask them to endorse this. It is a place where members of a homeowner's association or condominium association can make a complaint. That organization would contact the association and they will work together to straighten it out in thirty days and that it won't cost the homeowner a dime.

Mr. Guido Mariani said we are about eight weeks away from electing two supervisors for this board. Other than Mr. Dell, the other candidates have been inconspicuous. Mr. Mariani said he would like to see them answer questions of whether or not they are in favor of spending taxpayer money to put walkways along New Falls Road and if they are in favor of accumulating future host fees into a fund that would be invested into an account. These funds would never be available for normal operating expenses.

Mr. Gallus Obert said he noticed that as he came off of I-95, Toll Brothers is going full speed with a new development. Ten years ago we were told they would change the intersection near Pep Boys. Mr. Obert asked if we can get that done. There is a bridge out on New Falls Road at St. Joseph The Worker Church. He said if you come off of Rt. 1 and

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Tyburn Road there is a possibility that you can cut through the back of St. Joseph The Worker Church parking lot. He can understand people being upset about cutting through there but it is only going to be for a few months. Mr. Obert asked who the bridge in back of the church belongs to and if this can be kept temporarily open until the bridge is re-opened. Mr. Obert asked how things are progressing on the boat ramp road. Mr. Obert said he would like to sit down with Manager Gray sometime and talk about the total cost of the boat ramp. He would like to see the total figure for that project. Mr. Obert asked Chairman Harvie about the possibility of work at New Falls and Tyburn Roads to reconstruct that intersection. Chairman Harvie said at the last meeting they approved the intent to award the bids for that traffic light at Tyburn Road and New Falls Road intersection. Armour Electric & Sons will start replacing the lights. The lights are ours. They will be updated and have a battery back up. Regarding the boat ramp, Mr. Sullivan can probably give you the numbers too. The boat ramp road is a state road and PENNDOT is disagreeing with the name of the road. There is still a slim possibility that it may be owned by Waste Management. Regarding the bridge near St. Joseph The Worker Church, because of the traffic problems they had and people speeding in their parking lot, the gate is owned by the church and they have the right to close it. When there are different activities at the church, they will open the gate but it is up to them. At the Fuddrucker's intersection, we have had quite a few meetings with PENNDOT and they didn't even know what intersection we were talking about. We have had the State Representative involved and we are being told there is no money. For a long time there was a legal battle that was holding everything up.

ITEM # 8 EXECUTIVE SESSION

The board went into Executive Session at 8:52 p.m. and the meeting reconvened at 9:10 p.m. Mr. Clarke said that while in Executive Session they discussed a matter involving real estate.

ITEM # 9 MANAGER COMMENT

1. The township had a state of emergency from 12 a.m., Saturday, August 27th continuing until Monday, August 29th at 12 p.m. Member Szupka said the township put in a lot of extra time and did a fantastic job. Chairman Harvie echoed Member Szupka's comments. There was a tremendous amount of work in the Fire Marshal's office, Police Department, Public Works Department, and with our fire departments. Everybody was very much prepared and it made him very proud to be associated with those individuals and to be a part of this township. There were some people without power for a while and there were trucks from far away states trying to restore power. Member Szupka moved to ratify the state of emergency from Saturday, August 27th at 12 a.m. until Monday, August 29th at 12 p.m.; Member Snipes seconded the motion; all board members were in favor. (3-0)
2. Member Szupka moved to approve to retain the services of Beacon from September 1, 2011 to August 31, 2012 in the amount of \$2,050; Member Snipes seconded the motion; all board members were in favor. (3-0)

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3. The Falls Township Annual Family Festival will be held on Saturday, September 10th from 3-9 p.m. at the Falls Township Community Park. The rain date for this event is Saturday, September 17th. For information please call 215-949-9000, X220.

ITEM # 10 BOARD COMMENT

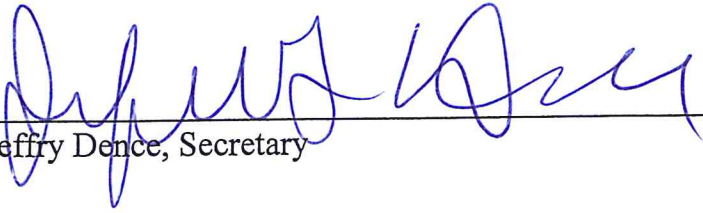
Member Snipes spoke about the recent hurricane. When there is a disaster it is the people employed who can respond to those situations. He would like to see people thank those who are employed publicly or privately. We would be in danger if we didn't have these people working for us. He hopes we, as a community, can thank the employees of Falls Township for the work that they do. Member Snipes said it was a good meeting tonight. He is looking forward to moving along with the senior center renovations.

Member Szupka said with Hurricane Irene, there is nothing the township can do about the electricity. From what he understands, Member Szupka said the Fire Marshal calls the same phone number as a resident would. Member Szupka said he saw trucks that had Tennessee on them. He didn't get power back on until Wednesday afternoon. We have no control over electricity. Member Szupka said earlier this evening, we received an American flag from Liberty USO and this is something that was given to us from an active combat outfit. With 9/11 approaching, it is an honor to receive this. Member Szupka said his father carried a flag with him through the Pacific, which he got from Pearl Harbor. He always displayed that flag and when he passed on, Member Szupka buried him with that flag. Member Szupka has met people who were in the towers when 9/11 happened. To hear their stories, it is very moving. With 9/11 coming up, take time to reflect where you were that day. If you have never been over to the Garden of Reflection, it is a beautiful place and still evolving.

Chairman Harvie said that Levittown Fire Co. No. 1 has two fundraisers coming up. There will be a flea market on Saturday, September 10th from 8 a.m. until 1 p.m. For table reservations, please call 215-945-4231. There will be a night out with Jerry Blavat on Saturday, October 15th from 7 p.m. until 12 a.m. For advance tickets, please call 215-945-4231 or 215-791-1309. Chairman Harvie said tonight's Waste Management presentation on single-stream recycling will start on October 1st. We will try to get as much information out as possible. The Falls Township Community Day is this Saturday, September 10th. With 9/11 coming up, everyone is remembering this day. It is hard to believe it was ten years ago. One of the things Chairman Harvie remembers the most is how united the country was and how we pulled together. The economic problems we are having are bad, but they pale in comparison to things that have happened in the past. We made it through Pearl Harbour and The Great Depression because we pulled together. Over the last ten years we have done more finger pointing rather than working together to move in the right direction. Hopefully the President's speech on Thursday will address that everyone needs to start leading and stop acting as kindergartners. Chairman Harvie thanked the board members for their input. He hopes Member Dence's traffic incident was not too serious and he wishes Member Vislosky well.

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Member Snipes moved to adjourn the meeting; Member Szupka seconded the motion; all board members were in favor. (3-0) The meeting was adjourned at 9:29 p.m.



Jeffrey Dence, Secretary