TOWNSHIP OF LOWER MAKEFIELD
BOARD OF SUPERVISORS
MINUTES – JUNE 15, 2022

The regular meeting of the Board of Supervisors of the Township of Lower Makefield was held in the Municipal Building on June 15, 2022. Mr. McCartney called the meeting to order at 7:32 p.m. and called the Roll.

Those present:

Board of Supervisors: James McCartney, Chair
Fredric K. Weiss, Vice Chair
Daniel Grenier, 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
James Majewski, Community Development Director

COMMUNITY ANNOUNCEMENTS

Mr. Ferguson stated that during this portion of the Agenda residents and youth organizations may call in to make a special announcement or may contact the Township to request a special announcement be added to the Agenda.

Mr. Ferguson stated Lower Makefield Township will be hosting a new Tween Camp called Tween Adventures. Registration is now open and more information can be found on the Township Website.

Mr. Ferguson stated the Lower Makefield Township Farmer's Market is back at Charlann Farms. They will be there every Thursday from 3:30 p.m. to 6:30 p.m. June through September.

Mr. Ferguson stated the Lower Makefield Township Walking Group is back for the summer Saturday, June 25th, July 9th, July 23rd, August 6th, and August 20th at 10:00 a.m. Walkers will meet at the Community Center, 1550 Oxford Valley Road. No registration is required. For more information e-mail cathy@walkapocket.com.

APPROVAL OF MINUTES FOR MAY 31, 2022

Mr. Grenier moved, Ms. Blundi seconded and it was unanimously carried to approve the Minutes for May 31, 2022 as written.

TREASURER'S REPORT

Approval of February, 2022 Interfund Transfers

Ms. Blundi moved and Dr. Weiss seconded to approve the February, 2022 Payroll and Interfund Transfers in the amount of $1,160,635 as attached to the Minutes.

Mr. Ferguson stated this does not have the total Warrant Lists because of the computer issues that took place. He stated the last Warrant List approved was for April 4, 2022, and in July we will get caught up on all of the Warrant Lists through June.

Motion carried unanimously.

Approval of March, 2022 Interfund Transfers

Ms. Blundi moved, Dr. Weiss seconded and it was unanimously carried to approve the March, 2022 Payroll and Interfund Transfers in the amount of $811,364.15 as attached to the Minutes.

PRESENTATION AND APPROVAL OF SOFTWARE FROM OPENGOV

Mr. Majewski stated the Planning Department has been investigating the purchase of software that would provide a more steam-lined process for Permitting and citizen engagement to better serve the residents. Some of the goals were to reduce phone calls, e-mails, and questions from residents and their contractors, to eliminate manual data entry, to re-allocate staff time to higher-priority tasks, increase capacity and decrease processing time for Permits and complaints , improve tracking and follow-up on resident concerns, inquiries, and feedback, and to improve the reporting analysis of activities for the public, staff, and Township Supervisors.

Mr. Majewski stated that during the evaluation, they got product demonstrations and Webinars from a dozen software vendors who provide these types of services to Municipalities. He stated they reviewed the features offered, the configuration, flexibility, the work-flow automation, up-front and annual costs, product support, and most importantly user-friendly product interface for the user experience. Mr. Majewski stated the Department was unanimous that OpenGov Citizen Services had the best package to provide these services. He stated the total first-year cost is $73,080, and that includes a one-time cost for the professional services association software set-up and data migration, and an annual $32,750 cost for the software package. He stated together these two amounts are below the approved Budget allocation of $75,000 for the soft-ware.

Mr. Eric Fahrenkopf stated he is the Senior Account Executive with OpenGov for the Commonwealth of Pennsylvania along with a number of other States in the northeast region. Mr. Fahrenkopf stated also present is Gerrod Franklin. Mr. Fahrenkopf stated their mission is to provide more effective and accountable Government, and it is a privilege to provide their services to local Governments. He thanked the Township for the potential opportunity to work with Lower Makefield. Mr. Fahrenkopf stated they propose to provide the Board with a quick overview of OpenGov, what the services are that they provide across the Country, and what Lower Makefield can expect to receive from a partnership with OpenGov.

Mr. Franklin stated he is a Solutions Engineer with OpenGov, and has been with the company for one year. He stated prior to that he worked in local Govern-ment, and his background is in community development and engagement. He stated he was also previously a business analyst where he had the opportunity to deploy a number of different software providers with the city of Fishers. He stated they ultimately had a partnership with OpenGov to take on all of the Permitting, Licensing, and Code Enforcement cases in the City of Fishers where they saw how flexible the system was starting with one Department use of Permitting and then scaling that across the entire organization utilizing it in a number of different ways with a number of different Departments. He stated he wanted to help other communities the same way, and made the transition to OpenGov working on the technical side and sharing best practices.

Mr. Fahrenkopf stated OpenGov started ten years ago, and the way they provide effective and accountable Government is with no-code, easy-to-use, configurable software that is purpose-built for Government. He stated the Township will be able to provide essential services to the residents and employees who can

ultimately access those services wherever and whenever they want to. He stated the way this is done is through the OpenGov ERP which consists of four suites – Budgeting and Planning, Procurement to help streamline the development of solicitations making it more user-friendly for vendors to respond which ultimately increases vendor response rate by 50%, the Financial suite which is seeing tremendous success in Pennsylvania currently, and Citizen Services which is what they will be presenting this evening and which is their fastest-growing solution at OpenGov and one where they are seeing tremendous success at a number of Municipalities including Cranberry Township, Hempfield Township, City of Easton, City of Scranton, and Abington Township. Mr. Fahrenkopf stated at Hempfield Township their Permitting process used to take over a month, and they are now able to issue Permits in less than a week.

Mr. Fahrenkopf stated this is a work-flow automation platform that the residents will be able to leverage to make citizen complaints or ask questions on-line; and the Department responsible for that will be able to review them, investigate the situation and provide a response back. He stated with regard to Permitting, Licensing, and Code Enforcement, the entire process will be modernized from Application intake all the way through to inspection and Certificate of Occupancy. He stated individuals will be able to submit on-line, pay on-line, track the status of the Permit on-line, and communicate directly with the Mr. Majewski and his staff if there are any questions which will cut down on time.

Mr. Fahrenkopf stated all of this will be underpinned by their reporting and transparency platform so that the Township will be able to take robust data, build reports and dashboards, and ultimately use that data to make data-driven decisions and improve performance.

Mr. Fahrenkopf showed a listing of some of the 1,100 Government clients they are working with. He stated everything they do is purpose-built for Government. He stated the company wanted to provide transparency to make sure that individuals knew how their tax dollars were being spent. He stated 50% of the Revenue generated goes back into investing in their product. He stated they also want the employees to enjoy using the software. He stated they have expertise in this area, and there are a number of people who have gone through implementation themselves like Mr. Franklin and then joined the company so that they could share this with the rest of the Country. He stated what they are offering is truly cloud-based software, and they are bringing modern development practices that are in consumer-grade applications and bringing them to Government. He stated this means that the software is always

up-to-date, and Township will be receiving new enhancements on a monthly basis, and there is nothing for the Township to install or upgrade to. He stated OpenGov takes responsibility for the security and overall performance.

Mr. Franklin noted how some neighboring Governments are utilizing the system currently in a number of ways, and they are able to scale this across the entire organization. He noted specifically Cranberry Township which is using it for customer service, engineering, Plan Development, fire prevention, and life-safety type inspections. He stated Easton is using the system for Business Licenses and Code Enforcement. He stated Hempfield Township is using the system going beyond citizen complaints and inquiries and is also allowing for people to enroll in employment opportunities and Business Licenses. He stated all of these communities have been able to reduce the number of hours it took to process everything they were receiving almost by 50%. The communities were able to go live within four to five months with certain areas of the system.

Mr. Franklin stated OpenGov Citizen Services is comprised of two work environments – the public self-service portal which will allow the citizens to engage with all of the digital records and services that the Township would like to offer and an employee application that allows for all of the staff and the Government officials to process, review, and analyze all of the data that is coming into the system.

Mr. Franklin provided a demonstration on how to use the system for a Building Permit Application from the public-user standpoint and the processing of that Application on the back end by the staff. He stated the system provides for the ability of the Applicant to track the status of the project and take any further action needed. Mr. Franklin stated the project is automatically assigned the appropriate work-flow steps based on certain criteria. He stated there is the ability for different Departments to review the Applications at the same time so that one Department is not holding up another, and this decreases the turn-around time for Plan review.

Mr. Franklin provided a demonstration of a Code Enforcement case/Complaint. He stated this allows for community members to submit a complaint or report an issue, and Mr. Majewski's team can then allocate who will oversee this complaint by the type of complaint that came in and by the location of where the complaint is occurring. He stated the residents of the community have the ability to track the steps that the Township is taking with regard to the case, and the Township staff will also be able to track and manage all of the

information that is coming in from the public portal. During site inspections, the inspectors have the ability to use mobile devices out in the fields. Citations and letters of violation can be auto-issued by the Township. The data can be made available in a public dashboard if the Township would like this to be made publicly-available.

Mr. McCartney asked if the work flow will be designated to different staff members. Mr. Majewski stated for Permitting it could be triggered to several individuals or to one person, and they can assign who gets what and when. He stated when complaints/concerns/questions come in there are steps along the way that would route specific inquiries to specific Departments. He stated currently a lot is tracked by paper; and if a paper gets stuck onto something else, they might not know about it for some time. He stated while complaints can be anonymous, we can provide a certain amount of follow-up to the individual making the complaint on the status and release whatever information we are permitted by Law to release.

Mr. McCartney asked if someone were to come into the building, would the staff handle that by entering their information manually for them into the system especially for those who are not computer-savvy. Mr. Majewski stated people can still come into the office if they have a complaint, and the Township would ask how they would like to be replied to as a follow-up.

Mr. Lewis asked if the staff looked at the other models for future implementa-tion for procurement, budgeting, and financials; and Mr. Majewski stated they did not and just focused on what they needed for Permitting, Complaints, and Code Enforcement. He stated this will benefit the staff so that we can handle everything electronically. Mr. Majewski stated as was noted in the presenta-tion the system is expandable.

Mr. Lewis asked if the staff has thought of an inventory of all the sources where data is being stored electronically, and how to get all of that data together. Mr. Majewski stated that is one of their goals. He stated they want to be able to get to a point where everything about a property can be seen in one place, and this gets us closer to that.   Mr. Lewis asked if that is a separate SOW, and Mr. Majewski stated that was part of the Scope of Work.

Mr. Lewis asked if we are getting premium support or base support for customer support on this; and Mr. Majewski stated their support is during and after our working hours, and it was not felt we needed the premium support. Mr. Lewis asked if they looked at a three-year deal as opposed to a five-year

deal for pricing, and Mr. Majewski stated the quote provided was for five years. He stated almost every vendor they looked at gave the initial first-year cost, and then the annual updated cost which is how they compared them. He stated with inflation, they felt the five-year cost was good since then the price would be locked in.

Mr. Lewis asked if they validated how OpenGov delivers a secure experience and that the citizens' data is protected. Mr. Majewski stated this was discussed, and he asked the OpenGov representatives to speak to this matter. Mr. Fahrenkopf stated they use the same cloud environment that the U.S Government is using for their cloud data hosting. He stated they also have their own security experts at OpenGov and have brought in tools from a monitoring and alerting standpoint. He stated should there be any issues, they will immediately be notified, and they will notify all of their clients as well. Mr. Fahrenkopf stated routine maintenance is done off business hours, so that there is the least disruption; and they provide far in advance notification of this. He stated their Director of Global Security was formerly with the NSA prior to joining OpenGov.

Mr. Lewis asked if they have recurring penetration tests and audits that are available for clients if needed, and Mr. Fahrenkopf stated they do. Mr. Lewis asked if they have a tool for up-time monitoring and incident reporting to see which systems are up or down. He asked if we would be notified if there was a down time. Mr. Fahrenkopf stated currently they do not have a way to provide the ability to monitor the up time, although they do commit to 99.99% up-time guarantees. He stated that should there be an outage, they would do everything they can to recover from that as soon as possible, and they would reach out to all of their customers as to the outage and what the ETA for resolution is. Mr. Lewis stated there are tools that will give you automated monitoring so that a client could sign up and get text messages or e-mails so that they would know if something was down.

Mr. Lewis asked the underlying data base that is used, and Mr. Fahrenkopf stated it is Microsoft SQL. Mr. Lewis asked if there is a standardized export of events and data, and Mr. Fahrenkopf stated they can export all data out of the system, and the Township will be able to export all data whenever they would like to. Mr. Lewis asked if there is a documented API so that if a developer had something to attach, that would be possible; and Mr. Fahrenkopf stated currently they have the ability to "push to an API," and later this year they will be releasing the ability for customers to write to an API as well. Mr. Lewis asked if that would be limited functionality, and Mr. Fahrenkopf stated that is something they would want to scope out

to better understand exactly what the Township would be looking for. He stated they have a professional services team that works on data in/data out, and they would want to take that off-line and better understand what the Township is trying to do so that they can make sure they have the requirements and ultimately commit to the Township whether they can do it or not. Mr. Lewis stated his questions are around data exportability and if we needed to add an App to do something or use data, and it would be very limited and more about making sure the data is not locked in with the system. Mr. Fahrenkopf stated the Township's data is their data ultimately; and if the Township decided that the partnership with OpenGov was not working out, the Township would be able to access all of their data and take it with them.

Mr. Lewis asked if they have an experienced tracking monitor on the back end or a tool that will allow them to know how a person traversed the application. Mr. Lewis stated in the event of litigation, we would want to be able to replay a video of how somebody went through the application. Mr. Fahrenkopf stated he is not sure if they have that ability, and he could get back to Mr. Lewis with that information. Mr. Franklin stated in the tool itself, they have a full audit log that has all the changes that were made on a specific record, so the audit log could be pulled on a use case and user basis. Mr. Lewis stated there are a number of tools in that space, and they are helpful for the ability to know exactly what happened. He stated it is also great from a user-experience perspective. He stated there may be a case where someone had a bad experience, and they could replay how they went through that experience to see what the problem was.

Mr. Lewis asked about the credit card processing and if that interfaces with the Township's credit card processor; and Mr. Fahrenkopf stated the credit card processing is done through OpenGov and their partner Stripe, which is the industry standard when it comes to on-line digital payments. He stated all major credit cards are accepted, and they are also taking care of fraud prevention, data security disputes, charge-backs, and payment supports. Mr. Lewis asked if they will also do e-checks, and Mr. Fahrenkopf agreed. Mr. Lewis stated since the rates are higher with credit cards, we may want to push people toward e-checks.

Mr. Lewis asked who they see as their major competitors in this space. Mr. Fahrenkopf stated the number one competitor they see is independent data bases or home-grown solutions which is what is most prevalent in the market today and being able to bring those data bases together. He stated in terms of overall competitors in the market there are a number of providers,

and he noted Tyler Technology and Central Square. He stated what has led to OpenGov's success is that they were born in the cloud, and this allows them to be very agile and develop the application very fast. He stated since he has been with OpenGov, they have scaled the team from four individuals to thirty-two engineers.

Mr. Lewis stated he has been "long-following this company and sees a lot of value in what they have done in the financial space," and he is open to what they have and is generally supportive of what he has seen. He asked that they follow-up on some of the questions he had.

Mr. Grenier asked if this will cover Site Plan Applications and Zoning Applications where we need signing and sealing of documents by engineers or others; and Mr. Fahrenkopf stated this does support that. Mr. Grenier asked about requirements in our Code or rules at the County or State level. Mr. Franklin stated they would control the user requirements up-front and the attachments would be pre-defined by the staff. He stated a paper copy could still be brought in as well which could be uploaded at a later date as part of the overall Permit packet.

Mr. Grenier stated he saw that Parks and Recreation was displayed as part of the presentation. He stated we do have some electronic user interfaces for our Park & Rec Department for sign-ups and access, and he asked if that was included in the statement of work. Mr. Fahrenkopf stated currently that is not included from a Park & Rec standpoint. He stated that is one of the more limited use pieces they see with the OpenGov Citizen Services ability to reserve fields, a pavilion, etc. He stated while this is not included currently, if the Township wanted to scale out to that or include additional services such as job applications, the Township could do so. He stated their goal is to provide hands-on training and empower the Township to know how to be able to set up these applications moving forward so that they would not be dependent on OpenGov.

Mr. Grenier stated our Park & Rec Department is fairly progressive in how we sign up for the pool and other things, and it looks like this could potentially interface well with OpenGov. He stated in that way people would not have to have multiple user names and log-ins for multiple items on the Township Website. Mr. Grenier asked if individuals can automatically reset their passwords with this system, and Mr. Fahrenkopf stated people can go in and reset their passwords.

Mr. Grenier stated he knows that some people have concerns about remaining anonymous when filing a complaint and would be concerned about having to log in with all of their contact information. He asked if there is a feature where someone could file a complaint without having to log in. Mr. Fahrenkopf stated currently you do need an account to be able to submit the complaint, but the Township will have the ability when it comes to the specific record to decide whether or not that can be done anonymously. Mr. Grenier asked if they could encrypt the account name, and Mr. Franklin agreed they could remove the account name from the actual complaint. Mr. Grenier stated the name would not go to the Township, and it would stay at the log-in and be encrypted; and Mr. Fahrenkopf agreed. Mr. Fahrenkopf added that is all configurable by the Township. Mr. Majewski stated they will have something included that indicates that all complaints are anonymous whether you put your name in and want to hear back on the status or whether you just want to make it completely anonymous.

Mr. Grenier stated our Code is on ecode360, and he asked if there are ways to provide links or interfaces that work well with that. Mr. Fahrenkopf stated if they wanted to link to that Section of ecode, they could embed that directly. He stated they will also have the ability to bring in the Township's Codes on the back end if they wanted to have those print out, and that is coming out later this year through a partnership with the ICC that was recently developed.

Mr. Grenier asked when people are logging in, paying fees, and putting in credit card information, how are we protecting them if there is a data breach. Mr. Fahrenkopf stated data will be encrypted both in transit and at rest in this platform.

Mr. Grenier asked if they will create a data base of contractors, and Mr. Fahrenkopf stated they could bring in the Township's existing data base of contractors and moving forward if they wanted to use OpenGov for that service, they could either direct them to create the account on-line and log in and renew their Application that way or they could still do the process that they do today if the Township allows them to, and the Township would then enter in that information. He stated he would recommend that they use OpenGov for that and they have built-in renewal campaigns with automated messages to the contractors.

Mr. Majewski stated the Licensing for contractors is done on a State-wide basis. He stated one our required fields for any contracting work would be if they are not the property owner doing work themselves, they have to put their HIC License # in there for the Township to verify.   Mr. Grenier stated there can therefore be no State-unlicensed contractor doing work in the Township. Mr. Majewski stated there are certain exemptions if the work done is under a certain amount per year; but otherwise, if you are not the property owner and are doing work for a homeowner, you are required to have a Home Improvement Contractor's License.

Mr. Fahrenkopf stated if there was an individual indicating on the Application that they were a contractor, that would trigger a condition on the back end where it would prompt them to include a Certificate of Insurance and a copy of their License.

Mr. Grenier asked if there are people who are not comfortable with this system, can they still get a Permit the way it was done in the past. Mr. Majewski stated Permits used to be done by paper, and then we started accepting electronic Permits where people could scan the documents and send it into the Township. He stated there was still a lot of manual input in the process. He stated with an e-mail it could go simultaneously to three or four reviewers; however, with a piece of paper it would have to go from one person to another. He stated currently about 65% to 75% of all Applications are coming in electronically; and he anticipates with this new process, the number will probably go up to over 90%.

Mr. Grenier asked if we will still require people to put Permits up in their windows and print it out at home or would it just be on the data base. Mr. Majewski stated we will have to work through this when we do the configuration/implementation.

Mr. Grenier stated with regard to notifications, he assumes the staff will get notifications to their e-mail accounts, and they can then go to the OpenGov interface Website and log in where they would have a separate in-box. Mr. Franklin stated all of the correspondence is sent via e-mail; and you can be notified within the Application or strictly with an e-mail.

Mr. Franklin stated with regard to people coming into the Office and submitting paper Applications, one way they addressed this when he was a customer implementing the software with OpenGov was that

they put out three kiosks in the City Hall and they allowed for their constituents to submit their Application in the Lobby and have the staff go out there and walk them through the process. He stated it eliminated the need of someone dropping off a paper Application. He stated that may be an option here as well.

Mr. Grenier asked if the Supervisors and other Management staff be able to log in and look at the statistics to get a high-level view of how we are doing. Mr. Franklin stated the entire system runs on an unlimited user model so you can invite as many users as you wish to be incorporated into the work flows. He stated you can restrict/limit the access to certain information. Mr. Majewski stated the reporting is one of the modules that is very helpful, and they can see a snapshot of the number of complaints, number of Permits, and the Revenue.

Mr. Majewski stated he understands that Mr. Franklin is a former customer turned employee, and he asked when he was a customer did he talk to any other vendors to consider their technology; and Mr. Franklin stated he did. Mr. Franklin stated he evaluated ten other vendors, and they went through a competitive evaluation process and then took it down to three vendors. He stated he went through a number of presentations and demonstrations similar to what the Board is doing this evening. He stated ultimately they went with OpenGov for a number of reasons including the ease of use and the configuration control he had as an employee. Mr. Grenier stated he would lean more toward a process similar to what Mr. Franklin laid out before making a decision, but he feels what they have shown is interesting; and he likes the interface and the ability to customize and expand it. He stated it also looks like a good user experience. He stated his issues are always cost, protecting data, and making sure that we can use it in the future so it is not outdated in twelve months. He stated we have been discussing this for years, and he is glad that we are moving forward.

Mr. Lewis moved and Ms. Blundi seconded to approve the acquisition of Community Development software from OpenGov.

Mr. Grenier stated he understands that the Township staff considered a number of other vendors, and he asked where OpenGov ranked from a cost perspective relative to the features that are provided. Mr. Ferguson stated there was another vendor that was cheaper, and it was obvious why it was cheaper. He stated OpenGov's pricing is in line with other companies, but they felt they were clearly the best. He stated all of those services still had the carry-over cost of an annual amount that was equivalent to about $1

a resident which is similar to what OpenGov has. He stated Mr. Majewski, Mr. Kirk, and the Administrative staff all felt this had the best interaction and had the best service along the same price as the others. Mr. Ferguson stated Mr. Majewski and the staff did a lot of background work on this prior to the 2022 Budget which why the price is coming in so close to the $75,000 that was budgeted. Mr. Majewski stated of the top vendors that they considered, this was the second lowest in price. He stated there was one that was lower in price; however, they felt this had a better user interface, and felt this was a better value.

Mr. Grenier asked with regard to expanding this to Park & Rec, would there be an additional fee if they were to include Park & Rec. Mr. Fahrenkopf stated in the future if they wanted to include Park & Rec, that would be a $5,000 additional cost annually. Mr. Grenier stated he assumes we are paying a fee currently for Park & Rec so the net may be less. Mr. Majewski stated he did discuss with Ms. Tierney coordinating software; however, the timing did not work out. He stated once this is up and running, there is nothing to preclude us from taking a closer look at that in the future. Mr. Fahrenkopf stated that is an option, and they would work with the Township if they wanted to do this to co-term Agreements so that there would be one OpenGov Agreement.

Mr. Grenier asked if OpenGov is publicly traded, and Mr. Fahrenkopf stated they are privately held. Mr. Grenier stated the Board has tried to divest itself from any Russian or Belarusian companies, and he asked if they have any prime investors that fall into that category; and Mr. Fahrenkopf stated they do not.

Motion carried unanimously.

SEWER ENGINEER

Approval of Pay Application #2 for the Sanitary Sewer Manhole Lining Project in the Amount of $13,325.80

Mr. Fred Ebert was present and stated this is the Final request. He stated the work has been completed and all restoration has been done. He stated there will be no money remaining on the Contract. All documentation is in order

Ms. Blundi moved and Dr. Weiss seconded to approve Pay Application #2 as described.

Mr. Grenier asked if this is the last lining project, and Mr. Ebert stated this is the last manhole lining project. Mr. Ebert added that we still have the cured-in-place pipe liner project; and while the work has been done, there is still restoration work that has not been fully completed to his satisfaction. He stated this is not the fault of the contractor, rather it is because every time they go out to try to do the restoration, it rains. He stated there was a low-lying area which has always been low-lying and they were trying to get the contractor to bring in additional dirt to fill it in; and they were creating more ruts trying to truck it in because of the weather. He stated the property owner has indicated they would help water it so that grass will grow but did not want any more ruts in his rear yard. Mr. Ebert stated once that is done, that will complete the lining project.

Mr. Ebert stated the Silver Lake pump station upgrades are still outstanding but are almost done. He stated Stackhouse is also outstanding, and that was delayed for a long time due to not receiving the generator. He stated the generator has now been received, and they are going through the installation of the generator and final payment. He stated he believes it will be one to two months before all of the Sewer Capital projects are completed.

Mr. Grenier asked when the manhole lining project was awarded; and Mr. Ebert stated it was in 2021, but was delayed due to material deliveries.

Motion carried with Mr. Grenier opposed.

ENGINEER'S REPORT

Approve Advertisement of the South Drive Culvert Replacement Project

Ms. Blundi moved, Mr. Grenier seconded and it was unanimously carried to approve advertisement of the South Drive Culvert Replacement Project.

Approve Advertisement of the Maplevale Drainage Improvements – Phase 1 Project

Mr. Lewis moved and Ms. Blundi seconded to approve advertisement of the Maplevale Drainage Improvements Phase 1 Project.

Mr. Grenier asked about the schedule for this. Mr. Pockl stated they have completed the design, and they anticipate submitting for the HOP Permit on Taylorsville Road, an Outfall Permit to DEP which would be a General Permit, and an Erosion and Sediment Control Permit within the next week or so. Mr. Grenier stated Phase 1 is the Maplevale/Taylorsville side, and Mr. Pockl agreed it is the southern leg of Maplevale Drive where it intersects with Taylorsville Road. He stated they will be installing four inlets there and running the pipe down along Taylorsville Road in the grass area, outfalling it in the Township property.

Mr. Grenier stated Phase 2 would be the stream clean-out and some inlets on Highland, and Mr. Pockl agreed.

Mr. Grenier asked about the survey of the area where we are discharging to, and Mr. Pockl stated the survey has been completed. He added we do not anticipate removing any trees, although it looks like there is a lot of over-growth. He stated we are only going in about 50' from the edge of the roadway.

Mr. Grenier asked if this all lines up with the paving that is going on later this summer, and Mr. Pockl stated agreed. He stated we will be able to install this in advance of paving the roadway.

Motion carried unanimously.

PROJECT UPDATES

Mr. Ferguson stated with regard to the Multi-Use Trail, the Notice to Proceed has been issued. He stated he expects the work will begin in early July. He stated this involves a significant Reimbursement Grant, and we will be applying for reimbursement as we proceed.

Mr. Grenier stated that would be right after Mr. Ferguson leaves, and he asked who will be taking this over. Mr. Ferguson stated for pass codes and Administrative controls there is Alison, the Assistant Finance Director, and he will be available to answer questions. He stated Mr. Majewski has also been involved in this regarding processing of some of the payment so that should go smoothly. Mr. Grenier stated there is joint approval for this of either the Township Manager or the Assistant Finance Director.

Mr. Grenier asked Mr. Pockl about comments on the bike path; and Mr. Pockl stated they have still not received comments from the Conservation District, but he has been advised that he will be receiving them shortly.

MANAGER'S REPORT

Mr. McCartney thanked Mr. Ferguson for the work that he has put forth for the Township, and he will be missed.

SOLICITOR'S REPORT

Mr. Truelove stated that the Board met in Executive Session beginning at 6:30 p.m. and litigation items, Real Estate items, and Contracts were discussed.

ZONING HEARING BOARD MATTERS

With regard to Appeal #22-1969 Suzanne Dempsey Kulessa for the property located at 1221 Silver Stream Drive, Yardley, PA 19067, Tax Parcel #20-003-036-009 Variance request from Township Zoning Ordinance #200-69.A.(14)(c) in order to install an open rail black aluminum "wrought iron look" property fence to cross the Stormwater and Sanitary Sewer Easements, it was agreed to leave the matter to the Zoning Hearing Board.

Appeal #22-1970 Yardley Kids Academy, Inc. 1700 Makefield Road, Yardley, PA 19067, Tax Parcel #20-042-033. Applicant is requesting a Variance from Township Zoning Ordinance #200-20.A so as to permit a day-care center use, whereas such a use is not otherwise permitted; Township Zoning Ordinance #200-68.A(10)(c)(1) so as to permit a day-care center outdoor play area in a front yard, whereas such play areas are otherwise only permitted in rear or side yards; and a Variance from Township Zoning Ordinance #200-68.A(10)(c)(1) so as to permit a day-care center which can provide service to up to 75 children to maintain an approximately 4,500 square foot outdoor play area, whereas a 22,00 square foot outdoor play area would otherwise be required.

Mr. Truelove stated he would recommend Participation by the Township so that certain issues can be clarified.

Mr. Lewis moved and Dr. Weiss seconded that the Township participate in Appeal #22-1970 Yardley Kids Academy, Inc. 1700 Makefield Road, Tax Parcel #20-042-033.

Mr. Grenier asked if the Board has to provide any comment on certain things that the Solicitor should hone in on. Mr. Truelove stated he understands that one issue is the use as traffic may increase. He stated even though there are two Collector Roads, the area is primarily a Residential area. He stated he understands that there was some concern about the outdoor play area being in the front yard when there is a substantial rear yard. Mr. Grenier stated they want to make sure that there is ample consideration given to traffic so that it does not impact the neighborhood. He stated we also want to make sure that people have access to day care. He stated having 75 children as a ceiling is a fairly large number in terms of the location and the size of the play area. Mr. Grenier stated he is concerned about a play area being located in the front yard from a safety perspective, and we would want to make sure that it is protected. He also stated that 4,500 square feet is a small play area for 75 children even though they would not all be using the space at the same time.

Mr. Bud DiDonato, stated he and his wife are members of the Lutheran Church of the Resurrection, and they welcome the Yardley Kids Center.

Mr. Clyde Beury, 299 Hickory Road, stated he is a member of the Lutheran Church of the Resurrection, and he and his wife moved to Lower Makefield about thirty-five years ago and their concerns were a great education in the public school system and quality of life. He stated he has seen "some gossip on-line" with regard to this, and there were concerns about traffic and the area that would be designated. He stated there is a large area in the back adjoining the Church parking lot that could be used if they needed a larger area, and that would be part of the discussion with the contractor. He stated with regard to the Zoning, he agrees that the area is Zoned Residential; however, there will not be any additional building, and the use will stay within the present footprint of the Church. He stated they are looking to address the needs of the community for day care. He stated on their back property the Church already has a garden, and they have contributed over 1,000 pounds of fresh produce to various food pantries in the Lower Bucks area. He stated he hopes that "the voice of wisdom will be heard within the community," and this is given appropriate consideration.

Mr. Steven Sherman, 32 Penn Valley Drive, stated he is the Dad of two children who go to Yardley Kids Academy; and they found out early in the year that after thirty years of being an institution in Yardley that they were not given the opportunity to renew their Lease. He stated he has been through three different day cares and given the COVID situation over the last few years, there is stress involved when you do not have day care for your children. He stated Yardley Kids Academy has been "amazing," and his children love going there every day. He stated they love the teachers, and his children are learning so much. He stated having a day care in the community keeps the children and families connected with the community as a whole. He stated his family was at the Pool this evening and his children's friends from the day care were at the Pool as well. He stated if the day care were to close all of these relationships would be disconnected. He asked the Board to approve this to keep the day care within Lower Makefield as there are not many in the area.

Mr. McCartney stated that the Board of Supervisors is not the Board that will make the decision on this, as that will be the Zoning Hearing Board; and what is being considered by the Board of Supervisors is whether or not they would participate in this procedure. He stated they are not considering opposing it. Mr. McCartney encouraged those interested to attend the Zoning Hearing Board when this is considered on July 5.

Mr. Noah Kubissa, 1225 Yardley Road, stated he supports the continuing growth and development of children's education within the Lower Makefield area; and he feels Yardley Kids Academy continues to contribute to that. He stated he is in support of the initiative to move forward to add additional resources in the area for our children.

Motion to participate carried unanimously.

PUBLIC COMMENT

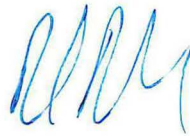There was no one from the public wishing to speak at this time.

SUPERVISORS REPORTS

Dr. Weiss stated the Ad Hoc Property Committee will be meeting tomorrow night to discuss what the Board has allocated for the Master Plan for Patterson Farm.

Mr. Grenier stated the Electric Reliability Committee asked for an update as to whether the Board will have PECO come before the Board of Supervisors. Mr. Grenier stated HARB met last night and had a presentation by Prickett Preserve specific to the barn design that is proposed to be a high-end restaurant. They were looking for a Certificate of Appropriateness; however, it was felt the presentation was preliminary in terms of details with regard to materials and design. HARB was generally in favor of the proposal, but was looking for more detailed information; and they will likely come before HARB again next month with more details on the barn/restaurant. Mr. Grenier stated the Planning Commission met on Monday and voted to recommend approval of some edits/updates to our Stormwater Ordinances based on some new State regulations, and they added the caveat that they would like to have the EAC provide comments before it comes before the Board of Supervisors. He added the Board of Supervisors does not need to vote on it until September, so there is time this summer for the EAC to look at it and provide comment.

There being no further business, Dr. Weiss. moved, Mr. Grenier seconded and it was unanimously carried to adjourn the meeting at 9:15 p.m.

Respectfully Submitted,

Daniel Grenier, Secretary