

MINUTES
EXETER TOWNSHIP BOARD OF SUPERVISORS MEETING
APRIL 26, 2004

A Regular Meeting of the Exeter Township Board of Supervisors was held on Monday, April 26, 2004, at the Township Hall, 4975 DeMoss Road, Reading, Berks County, Pennsylvania. Lachlan MacBean, Chairman, called the Meeting to order at 7:03 P.M., with the following in attendance:

SUPERVISORS

Lachlan MacBean, Chairman
Dr. Christ L. Ganas, Vice Chairman
Dona L. Starr
Lisa M. Ciotti
Dave F. Barbieri

OTHERS IN ATTENDANCE

Troy S. Bingaman, Manager/Secretary/Treasurer
John A. Hoffert, Jr., Esquire, Solicitor
Cheryl A. Franckowiak, Zoning/Assistant Code Enforcement Officer
Christopher Neidert, Police Lieutenant
Paul A. Herb, Wastewater Treatment Superintendent
Joseph Rogosky, P.E., Great Valley Consultants

The Meeting was opened with the Pledge to the Flag.

PUBLIC COMMENTS

TOM HOWELL, 4970 Hafer Road, stated he was concerned about the Landfill Advisory Board Meeting scheduled for Wednesday at 6:00 P.M. and Attorney Bill Fox was supposed to be there to talk about INGENCO. He stated he wanted to be sure the Board knew Mr. Fox was going to attend, to which the Board replied they were aware. He then handed out some information from an engineering book regarding Flare Permits and the EPA regarding ozone layer standards and pollution reduction.

BARRY EWALD, 101 Sherwood Drive, and a resident of Glen Oley Farms (GOF), addressed the Board regarding the proposed sanitary sewer line extension. He felt since the majority of the 65 homes in GOF had functional septic systems there was no reason for the Board to consider installing a new sewer line to their homes and have them incur a cost of \$9,000 to \$15,000 per home. He also objected to the Board making this decision without having the approval of the homeowners. He then asked the Board if they had, at this point in time, an idea of how they were going to rule on this project. The Board stated the matter was on the agenda for the first time tonight and they had made no determination at this point. Dr. Ganas stated the Board was waiting for feedback from the residents. Mr. Ewald suggested a way for the Board to get a true reading on the sentiments of the Glen Oley Farms homeowners would be to send each homeowner a certified letter and word it to say if they did not respond, they would be considered to be in favor of installing the new sewer line. He stated he was not sure the \$15,000 was a good number and it may run more. He felt for himself, he did not have a problem with his septic system; but did not know how the other 64 homeowners felt about it. Mr. Ewald stated he did not see an overwhelming need to install sewer lines even though there were a few individuals who had problems.

GARY BOYD, 1105 Pepper Ridge Drive, felt the excavation that had recently taken place at 1103 Pepper Ridge Drive had changed the whole layout of the land and he continued to be concerned about stormwater flowing onto his property from that property. He stated an engineering study done for the builder recommended a 6-foot swale be put on the property; but, Mr. Boyd felt that would not be adequate. Mr. Rogosky stated his recommendation was to install a swale with the stabilized sides; however, when he visited the property, it was

not graded with the swale in place. Mr. Boyd stated the property already had been seeded. Mr. MacBean stated they had 30 days to which Mrs. Franckowiak stated, the Board had asked Mr. Boyd to give it 30 days to correct the situation. Mr. MacBean felt the situation had not yet been corrected. The Solicitor stated he had not received the requested engineering study from the developer's attorney upon which the Temporary Certificate of Occupancy was allowed and he had not seen Mr. Rogosky's response. He then asked Mrs. Franckowiak if the 30 days had passed to which she responded, it had passed as of Saturday, and Mr. Rogosky had gone to the property prior to the work being done. She added Mr. Koontz went to the property today and felt the situation was not according to plan. She then asked the Board to allow Mr. Rogosky to go out again to see if the grade was done properly and to give them two weeks to report their findings back to the Board. Mr. MacBean objected stating in that period of time Mr. Boyd might sustain more flooding on his property. Dr. Ganas asked what could be done to help Mr. Boyd. Mrs. Franckowiak stated Mr. Rogosky could go out to the property sooner and the Solicitor stated the Temporary Occupancy Permit could be revoked if the work was not done properly. The Solicitor asked Mr. Rogosky upon seeing a copy of the report; and, if the developer had installed the swale as the engineer directed, if he felt their correction would work. Mr. Rogosky felt if they graded it properly, the swale calculations would work. He felt the only question would be to figure out how they were going to get that swale to stay on their property given the grade of the land. He felt they could make the swale a little deeper to increase the capacity to hold the water. He stated he and Mr. Koontz would go to the property to inspect the swale and they could determine whether or not the final grade of the swale would hold the anticipated amount of stormwater. The Solicitor suggested putting them on notice that both he and Mr. Koontz were coming to the property.

MOTION by Ms. Ciotti, seconded by Dr. Ganas, to send Mr. Rogosky and Mr. Koontz to 1103 Pepper Ridge Drive to see if the grading work done, was done in accordance with the Engineering Study and GVC's recommendation, and, if not, to revoke the Temporary Occupancy Permit for that property. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

TOM NEIN, 21 Gladwynn Drive, GOF, echoed earlier comments drawing specific attention to the memorandum from the Wastewater Treatment Superintendent in which he anticipated hesitancy on the part of the residents to accept this proposal and talked about the \$100,000 spent on installing the pumping station. Mr. Nein felt it was not fair to use the investment into the pumping station as justification for installing the sewer lines. He also stated the memo said the sewer plant was currently operating at 50% of its capacity indicating that was adequate justification for increasing the number of sewer lines.

MARK NASO, 90 Sherwood Drive, GOF, stated in 2001 they received a survey and had not heard anything about its results until several days ago. He hoped the community could review this matter in order to give everyone an opportunity to have a say.

GENE DUAIIME, 80 Gladwynn Drive, GOF, stated his septic system worked fine, he had no problems and felt there was no need for sewer lines to be put in.

JEFF SMITH, 470 Pathfinder Drive, stated he was concerned about allowing a Psychology Home Office to operate in a residential area and felt this was no place for this type of office. He stated having a Psychology practice on a cul-de-sac would increase traffic and he was concerned about traffic where the children play. He also stated he was concerned about the potential depreciation of property values that could occur with a psychology practice operating in the residential area and parking within the cul-de-sac was already a problem that had resulted in the interruption of the mail delivery from time to time because the mail boxes were blocked. Mr. Smith also was concerned about the hours during which patients would be seen stating some would be there as early as 7 A.M. on weekends. Mr. Smith stated the 13 children who lived around the cul-de-sac could have safety issues due to the nature of the patients who would be frequenting the practice. He felt there was a reason for Medical Office Complexes to exist. He also wanted to know why the residents were not notified this practice would be located in their neighborhood prior to its opening.

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ROBERT DICKIE, 90 Devon Drive, GOF, stated he had lived there since 1982, has had no problems with septic system, had his water tested last year and had no problems, and saw no need for sewers in GOF.

DAVID TORRENCE, 65 Sherwood Drive, GOF, stated there was nothing wrong with his septic system and felt there was no need for a sewer line. He asked, however, should the situation arise, and something would go wrong, would it be mandatory to be hooked up to the sewer system or would it be voluntary.

GEORGE COOPER, 471 Pathfinder Drive, stated his concerns about having a Psychology practice operating in a residential area due to the number of children living in the area and the traffic the practice would bring.

JOHN M. LYCKNELL, 37 Devon Drive, GOF, echoed the sentiments of those who had stated there was no need for a sewer system.

ED GALLAGHER, 71 Devon Drive, GOF, stated he and his wife were there to support his neighbors stating he felt there was no need for sewers as the septic systems were working fine. He stated these were still difficult economic times, some in these developments were in their later years, or unemployed, and the fee may be a burden.

JOE MRAZ, 70 Sherwood Drive, GOF, stated they had been living there for 32 years and had no problems with their septic system.

ISAAC MATZA, 60 Devon Drive, GOF, felt with so many residents present, the Board could take a vote to determine their opinion tonight. He stated his house was built in 1962, and they have lived there since 1985 with no problems with their septic system or well problems whatsoever.

TOM OLSON, 455 Northview Road, stated he opposed the Psychology Home Office Practice being located in their residential area. He stated they picked living in the cul-de-sac for peace, for the lack of traffic and for the safety of their children.

ERIK NORDHOY, 180 Sherwood Drive, GOF, felt Mr. Ewald's suggestion of doing a very thorough survey of the GOF residents was an excellent one. He stated his system was broken, needs to be fixed and he was going to pay for that now. He stated his concern about paying twice, now and later on when and if the Board decided to install sewer lines. He urged the Board to move forward as quickly as possible to make a decision so he could proceed one way or the other.

KAARIN REINECKER, 212 Lowell Drive, GOF, and had not lived there for a year along with both her neighbors and would like to be excluded from the sewer line.

RANDAL REINECKER, 212 Lowell Drive, GOF, echoed comments of his wife.

KATHIE HURLEMEN, 200 Lowell Drive, GOF, stated she could sympathize with Mr. Nordhoy's need to fix his system; however, on her block there were 6 new homes that were built within the last 5 years and two of them in the last 3 years. She felt putting out another \$15,000 when the homes were new was a bit much. She also felt the group had been deceived because they participated in a survey and then found a notice in the paper about the intent to put in a sewer system. She stated that was the reason so many people were angry and felt left out. She stated we were in a democratic system and it should be carried out that way.

KIM MAZUR, 481 Pathfinder Drive, stated he was there to voice his concerns about the psychology practice at 480 Pathfinder Drive and supported the comments of Mr. Smith. He stated he was concerned about the safety of the children. He stated he had 5 children in his home ages 3 through 15 and they played in the cul-de-sac. He asked the Board if there were similar practices in a residential neighborhood in Exeter Township.

The Board decided to temporarily bypass the next few items on the agenda and go directly to the Glen Oley Farms Sewer Extension under Unfinished Business to discuss and decide this matter due to the large number of people from GOF crowded into the meeting room.

GLEN OLEY FARMS SEWER EXTENSION

Dr. Ganas stated he was in full accord with the citizens of GOF. He felt at this point the Board should forget the survey as many citizens had approached him and their concerns had not fallen on deaf ears.

Mr. MacBean stated he would be in favor of forgetting the whole thing because once the sewer lines were extended, it would lead to further developments being built in the area. Mrs. Starr echoed Mr. MacBean's sentiments and stated she would be in favor of forgetting the whole thing. Mr. Barbieri asked for clarification on the facts because the Board did not start this nor did they vote on it. He stated he did not want anyone to think the Board was going to end run the residents on this issue and the newspaper had not gotten it right.

Fred Reigle, from the Sewer Authority stated two or three residents had complained their systems were broken. Mr. Reigle stated one resident had asked the Authority whether or not he should spend money to replace his system or to see if a sewer line was being planned for his area. He explained how the system worked by stating when the Authority looked at sewer projects, it made a determination as to whether or not the sewer line solution would be feasible from an engineering standpoint; but it would not undertake any sewer project unless the governing body of the Township gave them that direction. He stated the Sewer Authority was only a tool the Board used to define and design projects, and do the things necessary to pay for them. He stated the decision the Sewer Authority made in a 4-0 vote was to send this project back to the Board for a decision on building a sewer line to GOF. Mr. Reigle felt the newspaper picked up the 4-0 vote; but it certainly was not a 4-0 vote to build a sewer line. He also stated with regard to the \$100,000 pumping station, there was a need to do a pump station to provide sewer line service to another developer in Phase III of GOF, at his expense, which would then be dedicated to the Authority by way of good planning. He stated the Authority had recommended money be spent to build the pump station for a future event in which three or four systems failed and their contents got into the aquifer creating a situation in which there would be no potable water to drink. Ms. Ciotti stated before she continued with her remarks she wanted to thank everyone who came to address the Board on the two hot issues up for discussion. She commended them for presenting their views in a concise manner. She stated the Board heard them and understood where they were coming from. She also recognized others in the audience who had similar issues; but chose not to speak tonight. Ms. Ciotti stated the comments that were presented tonight could not be ignored and it did not make sense to do the sewer hookup. Mr. MacBean stated should this matter come up in the future the Board would employ the survey method to determine the desires of the residents.

MOTION by Dr. Ganas, seconded by Mr. Barbieri, to table the planning of the Glen Oley Farms Sewer Extension and to reconsider it at some future time if it becomes necessary, thereby disapproving the current recommendation of the Sewer Authority on this matter. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

MINUTES OF APRIL 12, 2004 MEETING

MOTION by Dr. Ganas, seconded by Mrs. Starr, to approve the minutes of the April 12, 2004 meeting, as presented. Motion carried with Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor, and Mr. MacBean abstained.

DISBURSEMENTS

MOTION by Dr. Ganas, seconded by Mr. Barbieri, to approve for payment the bills presented on the Disbursements List dated April 23 in the amounts of \$93,528.81 in the General Fund; \$11,351.58 in the Utility Fund; \$56,992.12 in the Sewer Fund; \$3,906.50 in the Capital Projects Fund; \$3,700.00 in the Library Escrow Fund and \$14,028.33 in the State Liquid Fuels Fund. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

DEPARTMENT REPORTS

The Engineering, Highway and Wastewater Treatment reports of scheduled activities for the week of April 26, 2004, were submitted for the Board's review.

CONDITIONAL USE: BARWIS – 330 PENNSYLVANIA AVENUE

Mrs. Franckowiak stated Mr. Barwis was proposing to operate a construction office in his home at 330 Pennsylvania Avenue to prepare bids and paperwork for his construction business as a home occupation. She stated there would be no customers coming to the house and there would be no storage of any construction supplies as he rents space in Hamburg to store all of his construction equipment.

MOTION by Ms. Ciotti, seconded by Mr. Barbieri, to approve the home occupation conditional use for a construction business home office at 330 Pennsylvania Avenue as recommended by the Planning Commission. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

CONDITIONAL USE: FANTASIA-DAVIS – 480 PATHFINDER DRIVE

Mrs. Franckowiak stated Dr. Fantasia-Davis' application met 100% of the Ordinance requirements; however there had been objections by the neighbors. Mrs. Franckowiak noted contacting the neighbors was not a part of the Ordinance; but was above and beyond its requirements. She stated in her application, Dr. Fantasia-Davis said she never treated perpetrators of crimes or sexual issues, nor did she plan to. She typically addressed family issues, stress issues and marriage issues, and had a screening process for all clients. After she accepted a client, she sent them directions to the home and instructed them to park off street in her driveway. She also let them know to watch out for children playing in the neighborhood. Mrs. Franckowiak stated Dr. Fantasia-Davis currently had this permit and has had it since 2001; but did not use it until March of 2002. Dr. Ganas stated he sympathized with the neighbors who were concerned with the parking, the safety of the 13 children living there, the traffic at 7 A.M. and the depreciation of their property. He felt if he bought a home in one of the cul-de-sacs and suddenly someone was putting up a professional office, he would have a problem with that. He stated as long as home occupancy was related to a computer, fax and phone it was alright; but, having 30 patients a week coming in it and out of the neighborhood concerned him and he was not in favor of it. Mrs. Franckowiak stated the Ordinance did allow people to come to the home. She stated there was no proof this office or any others had devalued any properties. Mr. MacBean asked Dr. Fantasia-Davis how many patients she saw a day to which she responded, anywhere from two to five. She stated her hours now were from 9:00 A.M. to 4:40 P.M. Ms. Ciotti asked how many minutes there were between patients, to which she responded sometimes 15 minutes, sometimes longer and some days no patients were seen at all. Mrs. Starr asked when Dr. Fantasia-Davis started her office to which she responded, March of 2002. Mrs. Starr then stated she took it upon herself to review police reports to see if there had been any problems and only found a 2003 phone call made in regard to her dog, and no history of traffic, parking problems or problems with patients in the vicinity of her home. Mrs. Starr referred to the question by one of the residents if there were any other offices like this in the Township. She stated there was one psychologist office located at Hearthstone Court right near the Crestwood Pool where there were hundreds of children running around 100 feet away, and then commended Dr. Fantasia-Davis for the work she did. Mr. Barbieri asked why was this before the Board at this time since the Doctor's office had been open for two years. Mrs. Franckowiak stated the matter was before the Board because Mr. Smith called the Township and made allegations about sexual predators using this practice, the parking problems and early hours situation. Mrs. Franckowiak stated when she called Dr. Fantasia-Davis to check on the allegations; she asked when she started operating the business because Mr. Smith said she just opened it. Mrs. Franckowiak stated that was incorrect because she had obtained permission to operate it in 2001. She felt coming before the Board would give the neighbors the opportunity to talk face to face and iron out the problems. Mr. Barbieri asked if there had been any complaints about the practice to which Mrs. Franckowiak stated only those from Mr. Smith about the parking, the hours and types of patients treated by the practice. Mr. Barbieri asked if the types of patients she saw included sex offenders, to which Dr. Fantasia-Davis stated those types of people were court mandated into institutions. She stated she treated people with ordinary problems. Mrs. Franckowiak asked Dr. Fantasia-Davis to explain to her neighbors and the Board what types of patients she treated to put the neighbors at ease. Dr. Fantasia-Davis stated she got referrals from doctors and

professionals in the area, and did not advertise. She stated when she got a call and was presented with a case, she did an initial screening to determine the problems the individual had, and based on that information, she would send them a seven to eight page patient information package which asked about their family, any history of legal action, past or present, about alcohol and illegal substance use and a history of hospitalization for surgeries or mental health. When it was returned she would determine if that individual's problems were something she would be able to work with. Mr. Barbieri stated he was having mixed feelings about this; but, when he thought about it, he recalled the Township allowed hairdressers to work out of their homes and they did not screen all their clients. He stated that happened in his neighborhood all the time and he felt most of the problems in Township neighborhoods came from our own kids, not from the outside. He then stated he approved of what Dr. Fantasia-Davis did. Ms. Ciotti echoed Mr. Barbieri's comments stating the Board heard the objections the residents had; but they could not put a gate up around Exeter Township. Mr. MacBean stated the Board did not like the over development of the Township; but, if a developer came in and met all the codes, like it or not, the Board was bound by law to allow the request. He stated the same applied to home occupations.

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to approve the conditional use request for a psychology office to operate at 480 Pathfinder Drive subject to no more than 30 sessions per week, with no signage and no on-street parking. Motion carried with Mr. MacBean, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor, and Dr. Ganas opposed.

Ms. Ciotti also requested Dr. Fantasia-Davis continue to send the directions to her clients which included instructions about no on-street parking and alerted them to children playing in the area.

UNFINISHED BUSINESS

PIONEER CROSSING AIR CLEANING DEVICE APPLICATION

Mrs. Starr felt the Board could draft a letter to the D.E.P. asking them to scrutinize the permit to let them know we're paying attention and we were concerned. She stated the D.E.P., in this case, would not allow the Board to have the money for a consultant's review and prepared comments regarding the application, and felt a request of the D.E.P. would be helpful. Mr. MacBean asked if the D.E.P. did that anyway, to which Mrs. Starr stated yes. She asked the Board to remember this would be the second flare at that location and they did not know where INGENCO would locate it's air-cleaning device and, if it did go on the landfill, there would be three sources for air pollution. Mr. MacBean asked what would be done with the methane gas if a flare was not burned.

Dr. Ganas asked **GLENN HOOVER**, 131 S. Center Road, if anything could be done about that to which he answered, we should stay on top of it as Mrs. Starr had suggested. He felt the EPA mandated it and it could not be stopped; but felt the NOX should be monitored. He felt it was a lot better with a flare. Mrs. Starr felt flares were considered harmful. Mr. MacBean felt the addition of a flare would improve the conditions. Mr. Barbieri asked if the Advisory Board had considered the appropriate technology for burning gasses.

Mr. Hoover stated there were other types of technology; but felt this was the best type of technology for now and explained how bad the odors were before this flare was put in. Mrs. Starr stated the reason for adding another flare was because of the many odor complaints the D.E.P. had received. Mr. Hoover felt the complaints had been reduced. Mr. Barbieri stated it might be hard for some people in this Township to believe; but the landfill operation in Exeter Township was far better than what was occurring in other Townships. Mr. Hoover agreed, stating he credited the people in the Township for putting the heat on to make them do it right in the first place. He stated 20 years ago, it was more feasible for the landfill operators to pay the fines than to make the corrections in their operations. Now, in the event of a disaster, they could have their operating permit pulled from them, they have a different attitude and he had to admit he had never seen them operate as they were operating now. Dr. Ganas stated he always respected what Mr. Hoover had to say because he was honest about the situation and he lived across the street from the landfill. He thanked Mr. Hoover for his input. Mrs. Starr asked if the Board wanted to send a letter to which the Board felt the D.E.P. would review it.

ADOPT AMENDED TRAFFIC ORDINANCE #571

MOTION by Ms. Ciotti, seconded by Mr. Barbieri, to adopt an amended Traffic Ordinance #571 prohibiting parking on Butter Lane from Harvey Avenue to Heidelberg Avenue. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

NEW BUSINESS

MEISTER SUBDIVISION PRELIMINARY PLAN

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to approve the Meister Subdivision Preliminary Plan in accordance with the recommendation of the Planning Commission. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

KEMP SUBDIVISION WAIVER REQUEST

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to approve the waiver for the Kemp Subdivision from SALDO Sections 4.283 (Environmental Assessment Statement), in accordance with the recommendation of the Planning Commission. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

ACCEPT DEED OF DEDICATION - BUTTER LANE PARCEL

Paul Herb stated his mother owned this small parcel of land and she was offering it to the Township. The Highway Superintendent, in a memo, recommended accepting the parcel as it would provide a better entrance off Butter Lane leading up to the hockey court and detention pond for maintenance purposes. The Board agreed.

MOTION by Mrs. Starr, seconded by Ms. Ciotti, to authorize the preparation of a deed of dedication and the acceptance of the same. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

COUNTRY CLUB II PHASE I ESCROW RELEASE

MOTION by Ms. Ciotti, seconded by Mr. Barbieri, to approve the Country Club II, Phase I Escrow Release #1 in the amount of \$86,471.62 for erosion & sedimentation, clearing & grubbing, earthwork, storm sewers and miscellaneous items, in accordance with the recommendation of GVC. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

ST. LAWRENCE 2004 POLICE SERVICES AGREEMENT

After a brief discussion on semantics in the Agreement, the Board agreed to accept it.

MOTION by Mrs. Starr, seconded by Ms. Ciotti, to approve the 2004 St. Lawrence Police Services Agreement. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

SOLICITOR'S REPORT

PSATS

The Solicitor gave a brief description of his experiences at the PSATS convention and stated he would give the information he collected to the Township Manager.

VALLEY RIDGE FARMS (VRF) DETENTION POND

The Solicitor stated he sent a letter to Tony Forino regarding the detention pond at VRF and Mr. Forino responded saying he would meet with the Solicitor by the end of the week.

BLEISATH

The Solicitor stated he would be meeting with Mr. Koontz on the Bleisath matter and would have the Contempt of Court papers readied and filed.

BYBEL PROPERTY

The Solicitor stated the issue regarding the Bybel Property was coming up before Judge Lash on May 1st in a Pretrial Agenda. He stated one issue was a request to waive application fees for the Subdivision plans as a credit related to any costs of condemnation. He stated one of the previous issues was whether or not the Township would take the entire area south of the railroad rather than just the bike trail, and credit that area as open space for the proposed subdivision Dr. Bybel was planning to layout north of the railroad. Mr. MacBean and Dr. Ganas stated they had been to the site and asked why the Township would want that swamp with its mosquitoes and all its other problems. The Solicitor stated that was the section of land the Board of View felt was worth \$90,000. The Solicitor stated he needed to know whether or not this Board wanted to discuss the application of subdivision fees as part of the consideration before the Judge on May 1. Mr. MacBean stated he had doubts about it. The Solicitor stated, as part of the proceedings, there had been discussions in which we were asked if we would consider crediting the fees against any proposed condemnation or would they be required to pay them. Ms. Ciotti stated she was opposed to giving that concession now if the Board was not settling the matter now. The Board agreed. The Solicitor then reviewed the appraisal process for Mrs. Starr and stated the case was continued so many times by Dr. Bybel that the second appraiser never completed the project because he felt the information was dated. The Solicitor stated it was time Dr. Bybel paid for what ever he was doing and the Board could always remit it as part of the consideration at a later time if he was serious about selling. The Board agreed. The Solicitor stated he would take that back to Judge Lash on Friday.

INDIVIDUAL REPORT

PA AMERICAN WATER-TREATMENT PLANT TAKEOVER

The Township Manager stated the Board received a letter from PA American Water Company on May 12th suggesting they would like to run the Township's Wastewater Treatment Plant and asked how the Board would like to respond to their request to discuss it. The request was not met positively by the Board with Mr. Barbieri responding he felt they had to be kidding. The Solicitor quoted a recent response from PSATS on another matter suggesting they be told, "to get a life". Dr. Ganas asked the Wastewater Treatment Plant Superintendent if he had an opinion to which he responded with a laugh. The Board stated they were interpreting that to mean, "thanks for asking; but, no thank you!"

MET-ED PROPERTY ALONG PERKIOMEN AVENUE

Ms. Ciotti asked Mrs. Franckowiak if she had any information on cleaning up the junkyard, which had been extended to Med-Ed property along Perkiomen Avenue. Mrs. Franckowiak stated she had been in contact with Med-Ed and they were looking into it. Mr. MacBean stated the Board had looked into that previously. Ms. Ciotti stated the junkyard owners continued to put more and more cars on the other side of the highway and asked a letter be sent to Med-Ed so they knew the Board was serious about getting it cleaned up. She wanted it in writing. The Board agreed.

PSATS CONVENTION REPORT

Dr. Ganas stated he went to the PSATS Convention in Hershey, heard President Bush speak and attended several great lectures along with the Township Manager and Mr. MacBean. He stated they came away with some great ideas. He stated he also attended several economic development lectures and planned to meet with the individual who brought Cabela's into Berks County in an attempt to get commercial businesses interested in coming to Exeter Township.

TRAFFIC IMPACT FEE ORDINANCE

Dr. Ganas suggested the Township entertain the idea of having a Traffic Impact Fee Ordinance as several other Township's had and would like the Board to discuss it at the next meeting. The Township Manager stated he had a sample Ordinance. Mrs. Starr agreed with the Traffic Impact Fee Ordinance and felt it was quite complex.

EXETER AMBULANCE OPEN HOUSE

Mrs. Starr stated the Board and the Public were invited to attend the Exeter Ambulance Open House and Dedication of the Community Training Center scheduled for Saturday, May 15th from 10:00 A.M. to 4:00 P.M. at the Exeter Ambulance Building behind the Municipal Building on DeMoss Road. She stated the Training Center was being dedicated to Thomas Wheatley who died this year and was a member of the Ambulance Board.

2003 HOST FEE BALANCE

Mrs. Starr asked if the balance of \$8,819.86 in Host Fees for 2003 had been received from Pioneer Crossing Landfill. The Solicitor stated the Township Manager just gave him a reminder of the balance due.

ENGINEERING AND WASTEWATER TREATMENT DEPARTMENTS COMMENDED

Mr. Barbieri commended the Engineering and Wastewater Treatment Departments on doing a great job. Mrs. Franckowiak, on behalf of the departments, thanked him for the compliment. Mr. Barbieri stated he would not be in attendance on May 10th.

2002 – D.E.P. 904-RECYCLING GRANT

Mr. Barbieri stated he was pleased to see the Township had received a \$125,000 “904 Recycling Grant” from the D.E.P. and congratulated everyone involved in securing it. The Township Manager stated the congratulations belonged to the residents and the commercial businesses that recycle in the Township because the Grant was based on the total tonnage recycled.

ELECTRONIC SIGNALS

Mr. MacBean felt the Electronic Signal Machines were not being utilized enough to alert the citizens about their speed. He asked Lieutenant Neidert to address this and submit a schedule of where the machine would be placed. The Lieutenant stated he would supply one to the Board.

PA AMERICAN WATER SOURCE

Mr. MacBean asked if there was a way to make PA American Water stop supplying Exeter Township with Reading water. The Solicitor stated we could not stop their choice of water supply at this point because we did not have a water company that allowed us to prohibit water from a specific source. The Township Manager suggested the Township consider buying out PA American Water Company. Mrs. Starr felt that was a good idea and suggested the Township Manager look into it. Mr. MacBean stated every time they used Reading water, the Township got complaints from its residents.

TEMPORARY ADJOURNMENT- EXECUTIVE SESSION

MOTION by Mr. Barbieri, seconded by Mrs. Starr, to temporarily adjourn the meeting to discuss personnel issues. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor. The Meeting temporarily adjourned at 8:56 P.M.

RECONVENE The Meeting reconvened at 9:13 P.M.

Mr. MacBean stated there were no matters to act on as a result of the executive session regarding personnel matters.

ADJOURNMENT

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to adjourn the Meeting. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor. The Meeting adjourned at 9:13 P.M.

Respectfully Submitted,

Troy S. Bingaman
Township Secretary