

MINUTES
EXETER TOWNSHIP BOARD OF SUPERVISORS MEETING
FEBRUARY 23, 2004

A Regular Meeting of the Exeter Township Board of Supervisors was held on Monday, February 23, 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
Gerard A. Radke, Chief of Police
Joseph Rogosky, P.E., Great Valley Consultants

The Meeting was opened with the Pledge to the Flag.

PUBLIC COMMENTS

PETER BARBIS, 91 Linree Avenue, stated his concerns about building Phase V of Exeter Golf Club Estates. He wanted the Board to ensure proper precautions would be taken to prevent mud from coming into his yard. He stated a tremendous amount of water comes on his property now and brought pictures for the Board to see. Ms. Ciotti asked if he could leave them to which he responded, yes.

DON WILSON, 645 Gerhart Lane, deferred his comments until the Gerhart Lane amended traffic ordinance discussion.

DONNA POWELL, 1350 Pineland Road, commented on several issues. She felt the Police Chief owed her pictures of the 24 Police Officers she had met. She stated she was here for doctors and dentists in Berks County to provided information on malpractice insurance for the Board, and requested residents call State Senators and Representatives asking them to vote the way the doctors want them to vote. She invited the public to call her for information and flyers on the issue. She accused the Board of letting Agricultural Security land go to developers. She stated the Board should not do that because residents faced the problem of wells running dry during a drought and residents had to drill their wells deeper during the previous drought. She stated she was furious and said, "I think there is money going under the table with what you are allowing to happen and it can not be done."

PEGGY MOSS, 108 Hartline Drive, stated she had lived at that property for 32 years and there had been a natural swale behind the homes on her street. However, since her neighbor, **ALVIN PRUITT**, 106 Hartline Drive, put an above ground pool in the swale, ground water was flooding her property. She stated water had come onto her porch four times and since her home had no basement, water rose to the sill of her door and came close to coming into her living room. She stated Mr. Pruitt suggested she should install a water pump for \$2,500 to alleviate the problem; but, she felt she should not have to pay any money to fix the problem her neighbor had created so he could have a pool in the summer. Mrs. Franckowiak stated she was aware of the problem and had gone to the site. She stated there was no recorded easement at the swale's location and

something in a natural swale was not a violation of Township Ordinances. Mrs. Franckowiak stated Mr. Pruitt had put a pump in and had been pumping the water. Mr. MacBean asked where the water was being pumped to which Mr. Rogosky stated, the pump was located near the fence next to Mrs. Moss' property and was pumping the water into the street. Mrs. Moss stated the pump was often broken and, most recently, it had been frozen and was not working. Mrs. Moss stated she went to an attorney who advised her even though an easement was not recorded on the deed, a natural swale was known to exist at that location for many years. Mr. Rogosky stated the swale was not a recorded easement of the subdivision, just an area reserved for utilities; however, all the lots sloped downward toward Route 422 to another swale. Mrs. Moss felt the Township was aware of this swale because in 1987 and 1988 a stormwater drain was put in. Mr. MacBean asked if there was an Ordinance in the Township preventing residents from directing water on other people's property. Mr. Rogosky stated Mr. Pruitt was technically draining water into the street. Ms. Ciotti felt if putting the pool in caused an increase of water to go onto Mrs. Moss' property, that was more of an issue than whether or not a swale was there, and asked the Solicitor if he agreed, to which he responded, yes. Ms. Ciotti understood the action of putting the pool in had caused the water problem. A general discussion took place regarding drainage in that area. **MARK GAMBLER**, 104 Hartline Drive, stated drainage problems had been there for the past 30 years. He felt the water should drain into the street, not into swales. He stated his property was saturated much of the time and the Township had failed to correct it because it did not want to spend the money. He stated the water was coming down Virginia Avenue and also felt Mrs. Moss fence was too low to let the water come through. Mrs. Moss' daughter stated the water flowed under her mother's fence and the pool was the cause of the flooding on her mother's property. She felt since the land was lower than the curb, Mr. Pruitt had raised the level of the ground by adding soil to accommodate the pool, and the higher ground was causing the flooding. Mr. MacBean felt he would like to take a look at the whole area, because if the water was coming down Virginia Avenue there might be a greater problem. The Board agreed, and decided Mr. Rogosky and Mrs. Franckowiak should look at the whole area. Dr. Ganas felt the findings should be reported and considered by the Board during the next meeting on March the 8th. **BETTY HECKERT**, 6104 Jefferson Drive, stated water drained down Jefferson Drive into her driveway which sloped towards her home causing her to replace the roll curb at their driveway several times from the constant erosion. She stated she was afraid the water would eventually flood her home. Mr. Rogosky stated he and the Highway Superintendent had taken a look at the area and it is an older development with only one catch basin for storm water which is located next to the Heister's Creek development that abuts the Linstead Development. He stated there was an area on Hartline Drive where the water ponds due to poor drainage. **JEFFREY NEITHAMMER**, 6101 Jefferson Drive, cited water drainage problems because Route 422 sits higher than the land in the development and the water had only one direction to go which was down Jefferson Drive. Ms. Ciotti thanked all for their comments and stated the Board would look at the situation.

JAMES HOUSTON, 4290 Painted Sky Road, had questions about the Bybel Property Condemnation asking what exactly would happen. The Solicitor stated he could not answer Mr. Houston precisely because they were still getting appraisals by experts and had not gotten a response from Dr. Bybel who had asked for a continuance. He stated the matter would come up again before Judge Lash on May 22nd. Mr. Houston's concern was how the condemnation would affect his property and the Solicitor stated he could not say exactly; but, they had only condemned the bike trail and that was the only part of the property in litigation. Mr. Hoffert stated the Township's proceedings were not involved with the north side of the property that was being considered for development. The Solicitor stated the surveyor's name was Kent and suggested Mr. Houston could contact him for more information.

MINUTES OF FEBRUARY 9, 2004 MEETING

MOTION by Ms. Ciotti, seconded by Dr. Ganas, to approve the minutes of the February 9, 2004 meeting, as presented. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti voting in favor and Mr. Barbieri abstaining.

DISBURSEMENTS

Mr. MacBean recommended the Board authorize the Township Manager to approve the replacement of broken Nextel phones to reduce the cost of replacement. Dr. Ganas stated the Township was being charged for replacement of broken phones and that should not be. The Board decided authorization of the Manager would be required for Nextel replacements. The Township Manager added Check #50086 in the amount of \$1,061.76 to Met Life for the insurance payment due before the next Board meeting.

MOTION by Dr. Ganas, seconded by Ms. Ciotti, to approve for payment the bills presented on the Disbursements List dated February 20 in the amounts of \$299,748.47 in the General Fund; \$12,754.77 in the Utility Fund; \$156,865.27 in the Sewer Fund; \$5,548.06 in the Capital Projects Fund; \$86.40 in the State Liquid Fuels Fund and \$787.05 in the Traffic Improvement Fund, plus Check #50086 in the amount of \$1,061.76 to Met Life. 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 February 23, 2004, were submitted for the Board's review.

UNFINISHED BUSINESS

ADOPT AMENDED TRAFFIC ORDINANCE #565

DON WILSON, 645 Gerhart Lane, noticed one of the No Parking signs put up by the Township already was missing. He stated he was still concerned about sight distance in either direction at the bottom of Gerhart Lane and Butter Lane. He stated cars parked on Butter Lane on both sides of the intersection blocked the view of oncoming cars. He stated telephone polls on both sides had been knocked down in accidents and the guard rails had to be replaced three times at that point. Mrs. Franckowiak stated these cars were not parked on the street; but, on private property off the Township right-of-way. She stated because of where they were parked, there was no visibility exiting Gerhart Lane. She stated one property owner had been contacted and violation notices were being prepared because the cars were obstructing sight. Mr. Wilson stated there had been 4 deaths on Butter Lane in the past 5 years, more than occurred on Shelbourne Road, and that was the cause of the neighbors' concerns. Mrs. Franckowiak stated she was in the process of filing the appropriate violation notices.

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to adopt the amended Traffic Ordinance #565 restricting parking on both sides of Gerhart Lane from Butter Lane to the end of the Township road. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

EXTENSIONS OF TIME:

KARPATI SKETCH PLAN, PALACEK COMMERCIAL OFFICE LAND DEVELOPMENT AND EXETER GOLF CLUB ESTATES PHASE VI

MOTION by Ms. Ciotti, seconded by Dr. Ganas, to approve the Karpati Sketch Plan 90-day Extension of Time, the Palacek Commercial Office Land Development 60-day Extension of Time and the Exeter Golf Club Estates Phase VI 90-day Extension of Time. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

NEW BUSINESS

WAIVER REQUESTS

EXETER GOLF CLUB ESTATES PHASE V

Steve Bensinger, of SB, stated they could not meet the zoning requirements for storm water discharge on Phase V of Exeter Golf Club Estates. He stated they had reduced storm water runoff; but, had not met the requirement of the Township Ordinance. Don Wilson stated the area Mr. Bensinger was talking about was an area with trees, would be an easement and did back up to other properties. He also agreed with Mr. Bensinger

that the high point of the land was in the middle of that property and that was why he wanted the Board to review this because the water would flow both ways. Dr. Ganas felt once a developer started moving ground, someone was going to come back to the Board and ask why we allowed it. He asked if any of the neighbors would be affected by this. **KIM NGUYEN**, 9 Linree Avenue, stated he lived in back of the property being developed and water already flooded his yard. He stated there is a pond there; but, it could not hold all the water flowing now. He objected to trying to drain water from eight proposed houses into an area that does not adequately drain water now. He also stated bulldozers had been on the site for three months and were taking down trees. He felt he was not supposed to see that kind of activity and was wondering what was going on. Ms. Ciotti asked Mr. Bensinger to address that situation. He stated trees were knocked down to get some idea where the roads were going to be and to get infiltration testing. He stated they were not clear cutting. Ms. Ciotti referred to pictures provided to the Board tonight by Mr. Barbis. Mr. Bensinger stated he had seen the pictures at a Planning Commission meeting and they were looking into that situation. He stated the waiver he was asking for tonight did not affect any of those areas at all; but, the development they would be doing would help some of this situation. He could not agree it would help the pond in the back of Mr. Nguyen's property. Mr. Nguyen differed with Mr. Bensinger's assessment stating the land in the back was higher ground than his. The Plan was displayed as Mr. Bensinger explained the water flow problems, the location of proposed detention ponds and how the rate of water run off would be reduced to the lower storm water event calculations. Mr. Nguyen stated he was not sure the pond being proposed would stop water from flowing on his property. Ms. Ciotti stated she had expressed her concerns at the last meeting with making sure the owner of that property knew the water was going to pass through it. Mr. Bensinger stated the wetlands were created at that place from previous phases of development, and they were supposed to be there. Mr. Nguyen stated that was fine; but, that wetland alone was not adequately drained by the current drainage system to which Mr. Bensinger stated the water was supposed to be there. Mr. Nguyen stated the water was supposed to be in the woods, not off the deck of his house and it had gotten worse. He stated the water comes up to his porch. Mr. Nguyen continued his objection. Mr. Bensinger stated if there were any sediment, the water would pond up on Mr. Nguyen's property. Dr. Ganas stated the Board was there to protect the people from having undue water on their properties and stated he would make a motion to deny the request for a waiver.

MOTION by Dr. Ganas to deny a waiver from Appendix V.II of the Subdivision and Land Development Ordinance (post-development site discharges) for Exeter Golf Club Estates Phase V.

Mr. Bensinger maintained the Township Ordinance was too restrictive. Mr. Bittig explained the SALDO was changed to require less runoff post development. He stated, in order to reduce the flow they would have to install ponds and small pipes that would clog easily. He stated it would be the Board's call; but, when the Planning Commission looked at this, it identified the four or five areas they were talking about as not being in proximity to homes, and recommended the waiver for those four or five drainage areas be permitted. Mr. Rogosky stated reducing the drainage calculations by taking the five-year down to two, and then meter the two-year down to one was indicated, however, this was a rare situation, because these areas were conservation areas and were not going to be allowed to be disturbed. He stated they were not increasing the flow and by imposing the Ordinance requirement they would literally have to chop down trees and build a detention pond. He felt that was what Mr. Bittig and the Planning Commission were saying to the Board.

Dr. Ganas stated he did not know what the solution was; but, he did not want to have residents coming to the Board because they had problems with water on their property as a result of development. He said he was not on the side of the developers. Mr. Wilson stated this property would not drain in the direction of Mr. Nguyen's property and indicated on the Plan the location of Mr. Nguyen's property vs. the area for which the waiver was being requested. He stated the Planning Commission also was concerned about Mr. Nguyen's property; however, this was an existing situation and the only thing the Township could enforce with its Ordinances was to not make problems worse.

Ms. Ciotti clarified her intentions from the last meeting and asked the developers to look ahead. She stated the last time Mr. Bensinger was before the Board he said the plan was to recycle the water by directing its flow back to the golf course. She stated the Plan showed, in order to do that, the water would pass across somebody else's property and she wanted to make sure the property owner knew that would happen. She stated she knew that was not why they were here tonight; but, did not want them to take their eye off the problems that would occur because there would be a minimal increase in water to that property. She cited her own experiences with this situation. Mr. Bensinger stated there would be less water with his calculations; but, in the case of the waiver he could not bring it down below .1 csf. He stated in Mr. Nguyen's case the calculation did meet the Ordinance requirements. Ms. Ciotti stated the Board wanted to impress on every developer that it was serious about this issue.

Mr. Rogosky asked Mr. Nguyen if there was an easement on his property to which Mr. Nguyen stated he did not know. Mr. Rogosky stated in an effort to help Mr. Nguyen with his problem, he would look into whether or not the Township owned the storm sewer pipe on that street. He felt there might be a way to do a direct discharge into the storm sewer system. Mr. Rogosky felt since Mr. Nguyen owned the property, he might be able to allow an easement to be created and that might help the problem; but, he wasn't sure. Mr. Rogosky stated he would work on that.

After the lengthy discussion, Dr. Ganas rescinded his previous motion and referred the matter to GVC for review and recommendation for the next meeting on March 8th.

KUBOVCSAK SUBDIVISION

MOTION by Ms. Ciotti, seconded by Mr. Barbieri, to deny a waiver from Sections 6.204 of the Subdivision and Land Development Ordinance (installation of sidewalks) for the Kubovcsak Subdivision, in support of the Planning Commission letter dated February 16, 2004. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

HANDICAPPED PARKING REQUEST – 207 W 46TH STREET

Mrs. Franckowiak stated the Township had no formal procedure for creating handicapped parking spaces along Township roads and suggested the Board follow PennDOT's Pub. 201. Subchapter B, Section 201.21.e "Miscellaneous Restrictions" which stated parking may be restricted by local authorities without an engineering or traffic study to provide reserved parking spaces. She also stated there was precedence for this and offered previous instances.

MOTION by Dr. Ganas, seconded by Ms. Ciotti, to approve a handicapped parking space on West 46th Street at the side entrance of 207 W. 46th Street for Frank Stankiewicz. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

WAIVER REQUEST/EASEMENT AGREEMENT – 4569 HILLSIDE ROAD

Mrs. Franckowiak stated she spoke to the owners and they were well aware of their responsibilities with this waiver.

MOTION by Ms. Ciotti, seconded by Mr. Barbieri to approve a waiver from Section 5.921 of the Subdivision and Land Development Ordinance (structures placed within easements) and approve and execute an Easement Agreement for the installation of a fence on the property of Jeffrey and Deborah Wells at 4569 Hillside Road. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

AUTHORIZE CORE SAMPLES – RTE. 422 & GIBRALTAR ROAD ISLAND

Mr. Rogosky stated PennDOT had no record of what was underneath the median strip at Route 422 and Gibraltar Road, and had asked the Township to take core samples. He stated Penn DOT would not approve the Route 422 traffic improvements to extend the left turn lane at this intersection unless core samples were obtained from the island to be removed. He stated this would involve boring six holes to take the samples, he had obtained three verbal estimates with the lowest from EJB Paving & Materials Co. of \$2000.

MOTION by Dr. Ganas, seconded by Ms. Ciotti, to authorize the expenditure, not to exceed \$2,000 to EJB Paving & Materials to obtain six core samples from the island along Rte. 422 at Gibraltar Road. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

AUTHORIZE ADVERTISING JOINT MEETING WITH SEWER AUTHORITY

The Board agreed to hold a joint Executive Session with the Exeter Township Berks County Authority for Tuesday, March 9, 2004 at 6:00 P.M. to discuss potential litigation.

AUTHORIZE ADVERTISING TAXPAYER BILL OF RIGHTS ORDINANCE

MOTION by Ms. Ciotti, seconded by Dr. Ganas, to advertise a Taxpayer Bill of Rights Ordinance establishing rules and regulations to implement the Local Taxpayer Bill of Rights within the provisions of Act 50 of 1998. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

AUTHORIZE PURCHASE OF MOWER HEAD

MOTION by Mr. Barbieri, seconded by Mrs. Starr, to authorize the purchase of a replacement mower head for the Highway Department's John Deere Tractor from Pikeville Equipment at a cost of \$6,068 (State Contract pricing) and to use State Liquid Fuels Funds for the acquisition. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

SOLICITOR'S REPORT

GIBRALTAR ROAD & ROUTE 422 PROJECT APPRAISALS

The Solicitor stated all appraisals had been received for the properties involved in the Gibraltar Road & Route 422 Project and would be turned over to the Township Manager who would, with the Board's authorization, send copies of them to PennDOT. The Solicitor stated he would contact the three property owners affected, as the Township had an obligation to show them the appraisals, and would attempt to negotiate finality to this project.

MOTION by Mrs. Starr, seconded by Ms. Ciotti, to authorize the Township Manager to send to PennDOT, for approval, appraisals of the three properties involved in the Route 422 & Gibraltar Road Project, and to authorize the Solicitor to negotiate with the property owners. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

PENDING LITIGATION 2003 AUDIT

The Solicitor stated he wrote the opinion as Township Solicitor to Reinsel and Company on the 2003 audit, the financial statement and any pending litigation that could affect the financial statement, as required annually.

LAUREL VILLAGE MUNICIPAL IMPROVEMENTS AGREEMENT

The Solicitor stated he prepared and received the executed copy of the Addendum of the Laurel Village Municipal Improvements Agreement between JENMAC Corporation, the developer, and Neversink Road, Inc. He stated the additional \$15,000 for the change of the electrical lines was covered by the Addendum and a Judgment Note. He asked for the Board to authorize the Chairman and the Secretary to execute the Addendum. **MOTION** by Mrs. Starr, seconded by Mr. MacBean, to authorize the Chairman and the Secretary to execute the Addendum for \$15,000 received from the JENMAC Corporation relating to the Municipal Improvements Agreement for Laurel Village. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

10 FAIRLANE ROAD DJ LEASE

The Solicitor stated he received a letter from the office of the Berks County Solicitors notifying the Township it was exercising its option to renew the lease at 10 Fairlane Road for an additional 2 years.

PALECEK COMMERCIAL DEVELOPMENT MUNICIPAL IMPROVEMENTS AGREEMENT

The Solicitor stated the Palecek's have provided a check in the amount of \$23,543 needed for the Municipal Improvements Agreement, and a Declaration of Easement in accordance with the Plan. He asked the Board to authorize the Chairman and Secretary to execute the Municipal Improvements Agreement and to open an escrow account.

MOTION by Dr. Ganas, seconded by Ms. Ciotti, to authorize the Chairman and Secretary to execute the Palecek Municipal Improvements Agreement and open an escrow account. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

INDIVIDUAL REPORT

LAMAR ADVERTISING HEARING

The Township Manager stated Lamar Advertising had advised the Township they were appealing the decision of Gregory Koontz to deny their application for a new billboard on property owned by Fecera's Furniture at 3933 Perkiomen Avenue and requested a hearing on the matter. The Board set March 8th as a hearing date for this as well as the other denied applications.

APPLICATIONS FOR APPEALS BOARD/UCC CODE

The Township Manager stated 8 applications had been received for the Appeals Board and asked the Board how it would like to proceed. He stated Mr. Koontz had recommended between three and five members. The Board decided a five-member Board would be best, and interviews should be conducted by two Board members, a representative from GVC, representatives from the Engineering Department and a representative from the Planning Commission, and recommendations should be made to the Board. Mr. Barbieri and Mr. MacBean will represent the Board. The Manager indicated we should be in a position to establish the Appeals Board and advertise the Ordinance to implement it in April.

POLICE VEHICLE

MOTION by Dr. Ganas, seconded by Mr. Barbieri, to accept the insurance settlement on the two damaged Police vehicles and authorize the purchase of one replacement vehicle (Ford Crown) at fleet price through State contract. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Smith, Ms. Ciotti and Mr. Barbieri voting in favor.

BFI WASTE SERVICES

Mrs. Franckowiak made a request on behalf of BFI to allow an earlier than 7:00 A.M. start time to pick up trash only on Perkiomen Avenue for employee safety reasons. Dr. Ganas stated he was opposed because he doubted the people would put their trash out early enough and if they did not, the trash would not be picked up.

Mr. MacBean agreed. Mr. Barbieri felt if the Board did not grant this request, BFI would cease to pick up trash in these areas for safety reasons to which Ms. Ciotti stated, possibly another trash collector would.

MOTION by Dr. Ganas, seconded by Ms. Ciotti, to deny a request from BFI- Schuylkill Valley Solid Waste to begin trash collection before 7:00 A.M. on Route 422 and East and West Baumstown Roads for safety purposes. Motion carried with Mr. MacBean, Dr. Ganas and Ms. Ciotti voting in favor, and Mrs. Starr and Mr. Barbieri opposed.

CIOTTI REFUTES DONNA POWELL COMMENT

Ms. Ciotti, in reference to Mrs. Powell's comment that it was obvious the Board was "taking money under the table" stated she took "exception" and "great offense to that comment" saying this Board had done nothing but stand to conserve the property where we had the legal right to do it and cautioned Mrs. Powell against making allegations with no basis to back them up. She requested Mrs. Powell make no comments like that in the future. Ms. Ciotti stated as a Board member she knew Mrs. Powell had no proof to back that up.

LIBRARY VISIT

Dr. Ganas stated he and Mr. MacBean visited a library in Lower Macungie which is a Township having 22,000 people. He stated they took some pictures of their 10,000 square foot library which he characterized as big, beautiful, and meeting their needs. He stated the Board was still looking at other possibilities to get the library off the ground. Mr. MacBean stated they had scheduled visits to two more libraries to see what had been done in other Townships, and determine if those would be feasible and not cost \$3 million. Mr. MacBean stated a meeting had taken place with Representative Sam Rohrer who stated he would look into the Grant to see if anything could be done to maintain it with a new plan and would get back to them. Mrs. Starr stated there was another Keystone Grant for which an application could be filed. The Township Manager did not know for sure, whether or not another Grant could be considered because one was pending. All agreed it was worth a phone call to find out whether they could go with a 10,000 square foot library with the \$400,000 Grant or it could be modified in some way.

LAUREL VILLAGE LETTER - GVC

Mr. Barbieri asked Mr. Rogosky if anything could be done regarding the County Conservation District. He stated he received a letter from Ed Fink, of GVC, and sensed there was a lot of frustration on the matter. He stated if there was anything he could do, he would be happy to assist.

EXETER COMMUNITY LIBRARY

Mr. Barbieri stated he received a letter from James Hand, Jr. who said he read the letter to the editor in the Reading Eagle regarding the Exeter Community Library and felt taxes should not be raised to build a large library and suggested additions could occur if more space was needed later on. Mr. Barbieri felt there were residents who were worried about their taxes.

BOARD OF SUPERVISORS

Mr. Barbieri stated he had been on the Board for 14 months and the four people sitting with him on the Board were some of the most qualified people he had the privilege of working with in his career. He felt they were highly ethical and were really looking out for the people of the Township. He felt anyone, either in verbal or written form, looking for the removal of or accusing the Board members of underhanded activity was grossly out of line. The Board agreed with Mr. Barbieri's statement.

FOP GOLF TOURNAMENT

Mr. MacBean stated the Fraternal Order of Police was looking for a sponsor of their Golf Tournament. The Solicitor stated he would consider it.

TEMPORARY ADJOURNMENT - EXECUTIVE SESSION

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to temporarily adjourn the meeting to hold an Executive Session to discuss Potential Litigation. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor. The meeting temporarily adjourned at 8:40 P.M.

RECONVENE The meeting reconvened at 8:56 P.M.

LEGAL REPRESENTATION

MOTION by Mr. Barbieri, seconded by Ms. Ciotti, to authorize legal representation at the March 3rd Zoning Hearing Board Meeting regarding Huff/Enchanted Acres. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

CONTEMPT OF COURT - BLIESATH

MOTION by Mr. Barbieri, seconded by Ms. Ciotti, to authorize the Solicitor to proceed with legal contempt proceedings on the Bliesath Junkyard. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

ADJOURNMENT

MOTION by Dr. Ganas, seconded by Ms. Ciotti, 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 8:58 P.M.

Respectfully Submitted,

Troy S. Bingaman
Township Secretary