

MINUTES
EXETER TOWNSHIP BOARD OF SUPERVISORS MEETING
JANUARY 26, 2004

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

The Meeting was opened with the Pledge to the Flag.

INTERVIEW – SEWER AUTHORITY VACANCY

The Board of Supervisors briefly interviewed John B. Small for the vacancy on the Exeter Township, Berks County, Authority. Mr. MacBean explained the Sewer Authority functions.

PUBLIC COMMENTS

TOM HOWELL, 4970 Hafer Road, stated his concerns for public health, safety and welfare. He hoped the Board would be represented at the upcoming Planning Commission Meeting where the INGENCO power plant would be reviewed again. He stated he hoped the Exeter Township government would be proactive and make sure the additional trash coming from other municipalities to the Pioneer Crossing Landfill would not cause any problems for the surrounding residents. Mr. Howell then passed out a paper for the Board's review and reserved comment for the Library.

ROBERT HARRIS, 795 Church Lane Road, felt snow removal was not being done as well as it had been done in the past. He showed pictures of roads in surrounding communities vs. Exeter Township's roads from the storm last Saturday. The Board reviewed the pictures and agreed to look into the matter.

MICHELLE KIRCHER, 9 Craig Drive, Library Board President, reserved her comments for the library discussion.

MARY FAY WEAVER, 179 Wegman Road, Library Board Member, reserved her comments for the library discussion.

DONNA POWELL, 1350 Pineland Road, stated two sessions ago she spoke about meeting 23 Police Officers and since that time she had met the 24th when she reported a shotgun incident near her home. She felt of the encounters some were good and some were not so good; however, all the Officers were very nice. She stated the last Police Officer she met was very helpful, polite and she learned more from him than she had learned in the past. Mrs. Powell asked Mrs. Starr to explain the grant the Township applied for from the D.E.P. The Township Manager stated a condition of the receiving the grant would be to ban burning and, in that event, additional brush collection would be required of the Township. Mrs. Powell stated she was concerned about the burning ban and requested everyone write and ask the D.E.P. not to approve the grant. She asked the Board to consider what a burning ban would do to people who lived in rural areas as she did. She felt traffic citations should be given to people who drove carelessly on snow filled roads.

ANTHONY DISTASIO, 7 Sadowski Drive, Library Board Member, reserved his comments for the Library discussion.

MINUTES OF JANUARY 12, 2004 MEETING

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

DISBURSEMENTS

MOTION by Ms. Ciotti, seconded by Mr. Barbieri, to approve for payment the bills presented on the Disbursements List dated January 23rd in the amounts of \$121,757.39 in the General Fund; \$85.00 in the Utility Fund; \$115,358.27 in the Sewer Fund; \$5,738.37 in the Capital Projects Fund; and \$18,476.81 in the Library Escrow 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 January 26, 2004, were submitted for the Board's review.

CONDITIONAL USE – JESSICA SCHACH

Mrs. Franckowiak reported Jessica Schach had applied for a Zoning Permit to operate a bakery as a home occupation from her property at 5370 Boyertown Pike. She stated the Planning Commission recommended approval of the Conditional Use. She noted, one neighbor was concerned about signage.

MOTION by Dr. Ganas, seconded by Ms. Ciotti, to approve the Conditional Use for a bakery as a home occupation for Jessica Schach at 5370 Boyertown Pike conditioned upon no sign being erected, the facility being inspected by the Department of Agriculture annually and no ingredients being delivered to her residence. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

UNFINISHED BUSINESS

EXETER COMMUNITY LIBRARY EXPANSION

Mr. Distasio asked for clarification on Mr. Barbieri's suggestion the library expansion be placed on the ballot as a referendum. Mr. Barbieri stated the Board's options were to impose a library tax or to float a bond issue if the voters said they wanted it. Mr. Distasio suggested a third option of making \$160,000 a line item as part of the Township budget. Mr. Barbieri felt \$160,000 was not a realistic number and it was more like \$300,000 based on a \$2 million loan at 6.25% for 20 years. Ms. Ciotti felt the number Mr. Distasio was offered from the bank that contacted him might have been for a balloon payment loan for a specific period of time and asked how many years that would cover. Mr. Distasio stated he would investigate loans from other banks to see what would be offered. Mr. Barbieri suggested Mr. Distasio should ask for a straight \$2 million loan for 20 years with no balloon rates. Dr. Ganas asked if the Library Board got the final numbers for cash it had in hand from

fundraising consultant Nancy Saidis. **SUE SHIPE**, Library Director, stated the bank account statement showed a balance of \$100,555. Mr. MacBean felt that number was different from previous numbers they had heard. Dr. Ganas asked if a meeting had been held with Ms. Saidis to which Mrs. Shipe stated, no, due to the weather. Dr. Ganas asked if Ms. Saidis should have turned over the records by now since she had been paid over \$100,000 for her services. Mrs. Kircher stated they had been trying to facilitate the transfer with all parties and had to get trained on the use of the software. Ms. Ciotti asked if the volume of material to be transferred to the Library Board would be something that would fit into a FedEx overnight envelope or box. Ms. Kircher felt everything had to be explained, placed on computer disc and installed. Ms. Ciotti suggested the board revisit disbursements and make a motion to hold Check #51884 for Ms. Saidis until she appeared with this information. During the previous discussion on disbursements the Board questioned the disbursement for Ms. Saidis. The Board asked if the Library Board had renegotiated with Ms. Saidis regarding the price of the software. Mr. Distasio stated the cost of the software was a part of the original contract and if the Board requested, he would go to her and try to negotiate the cost of the software. Dr. Ganas felt that would be justified given the amount paid to Ms. Saidis. Ms. Ciotti asked if her fee was tied to the success of the campaign to which Mr. Distasio stated, it was not. He stated they had looked at several consultants and her fee was the lowest. Dr. Ganas questioned the odd amounts of three bills and asked if they were hourly charges for consulting services. Mr. Distasio stated yes, some were her consulting time, secretarial time, postage etc. Mrs. Kircher stated Ms. Saidis was available for phone calls the remainder of the year without extra charges which was not in the contract. Dr. Ganas stated her contract was for one year of service, for \$110,000 and she raised approximately \$100,000 cash in hand so far, and that did not seem right. **MOTION** by Ms. Ciotti, seconded by Dr. Ganas, to hold Check #51884 in the amount of \$4,913.32 for Nancy Saidis until she provided all the necessary information to the Library Board. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti, Mr. Barbieri in favor.

Dr. Ganas stated the contract with Ms. Saidis was completed January 7th and, by the first of the year, the wheels to turn the information over to the Library Board should have been in motion. He then asked if Mrs. Kircher would hire Ms. Saidis again as a fundraiser. Mrs. Kircher responded Ms. Saidis led the Library Board in the right direction and there were a lot of circumstances that were beyond her control. Mr. MacBean stated Dr. Corbo, at the last Library Workshop, felt Ms. Saidis did not give the Board the right direction and led the Board astray. Dr. Ganas stated the reason he continued to bring the matter up was based on discussions within the community that centered around the reasons the fundraising was not working, and it was because the members of the community were not happy with the decisions that were made. Dr. Ganas felt Ms. Saidis did not live up to her expectations and the people in this community did not like that. Ms. Ciotti stated people in the community indicated Ms. Saidis alienated some of the leadership and that was not the thing to do. In addition, Ms. Ciotti felt the sign used for fundraising was not clearly a fundraising call and only suggested people come into the library and check it out. She felt the focus should not have been on foot traffic; but, on fundraising. Dr. Ganas stated the feeling in the community was that no one was in favor of a library tax, and if it was going to be built, it would have to be with private funds. Mrs. Kircher felt the newspaper article did a lot of harm to the Library by reporting it negatively. Ms. Ciotti stated she wanted to make two points. First; the Board put nothing in the paper and the paper was free to report what it wanted to report; and second; before the article appeared, the campaign “was pretty much dead in the water”. She stated the campaign had been going on for a long time, and the contributions and pledges weren’t there. Ms. Ciotti felt Mrs. Kircher and the Library Board were a long way away from getting the money to get this library built. She stated the Board had been promised the funds would be there and they were not. Ms. Ciotti suggested the Library Board take the data they had gathered and analyze it, and maybe, this was not the right time for this project. Ms. Ciotti cited the case of the older gentleman who used the library daily; but, did not want a tax increase. She stated he was criticized for this; but, maybe people might be happy with what we have. Mrs. Kircher stated, she disagreed. Mr. MacBean stated he also had a lot of input from people this past week who had suggested making the library 10,000 square feet instead of 20,000 square feet and not raising taxes to pay for it. He stated one half of the proposed size would cost about \$1 million. Mr. Distasio stated in that case the grant could not be a part of the

financing. **HEIDI FARINAS**, 21, Fox Glove Lane, spoke in favor of the expansion stating it was supported in the community. She asked, with roughly 26,000 residents in Exeter Township and a potential of growing to approximately 44,000 residents, was the Township going to build a 20,000 square foot library for the future population or for the number of people living here a few years ago. She stated in her personal experience last Saturday, the library was so crowded she could not move to get out of the building. She also felt the Community Campaign was in the works and if they could get the community going, more money would come in. She felt this was not the end of the project. Mrs. Farinas spoke in support of Ms. Saidis stating she ran a textbook campaign, put her best effort into it and was not negligent. She stated three meetings had been set up with her to get the materials; but, due to the weather, they had to be cancelled. Mr. MacBean stated the original concept was the Library was going to be built with private money by the Library. He stated now it had fallen back on the Board and we were being asked what we were going to build. He stated the Township was not going to build the library to start with, and 275 people supporting the library out of 24,000 was not very many.

Mrs. Powell from the audience stated she could go to the Reading Library, with no tax involved, get a card and have what she wanted shipped to her on the book mobile. She stated she was not going to pay an additional tax for a library. Mrs. Farinas stated she had two daughters, Reading was dangerous and she was not going to go there, to which Mrs. Powell stated a building like Birdsboro's would do the job for Exeter.

Mrs. Kircher felt the people behind this library want to be a community and felt there was nothing in this area to accomplish the community feeling. She stated we have Police Officers, snow removal, schools and nothing else; and the only thing we had going to make this a community was a library. Mr. MacBean stated another group was scheduled to speak tonight who wanted to do the same thing for the community, and build a recreation and community center. Mrs. Kircher stated the Exeter Township library was the 2nd busiest library in the County. Mr. MacBean felt the circulation numbers were not accurate as they were based on foot traffic. Mrs. Kircher stated Mr. MacBean was trying to get out of this. Mr. MacBean stated he was not trying to get out of this; he was trying to represent all the taxpayers, not just the people who want the library. Mrs. Kircher stated the circulation numbers were accurate and Exeter was in second place after the City of Reading who had four facilities. Mr. MacBean stated Exeter was a part of Reading, PA and the libraries were part of the county budget. He stated, comparatively, if the County instituted a library tax, it would be a very small amount compared to the amount of tax the Township would have to charge its residents.

Mr. Barbieri asked Mrs. Kircher if she was so confident the community wanted this library, why was she so afraid of the referendum. Mrs. Kircher stated because no one votes for a referendum. Mr. Barbieri stated no one wanted their taxes increased. He stated this project started because it was going to be privately funded. But, it was a public partnership because the land was donated by the Township and, in addition, \$200,000 in seed money had been given for the project. Mr. Barbieri stated the taxpayers of this Township had already done a lot. He stated in the beginning the understanding was the library was going to be privately funded, and there would be no need for a tax increase, a bond issue or a referendum. He stated he understood Ms. Saidis worked hard; but, if he worked hard and did not get results on the job, he would be out of a job. He stated results count; not ideas, not wishful thinking. He stated the fundraising to date had not worked and felt some middle ground should be struck. He stated he was not willing to go forward with a \$3 million deficit at the start. He felt if they could get this down to \$1 million he could work with it. He felt the Library Board and the Community needed to step up and raise more funds before the Board moved forward, and if that put the \$400,000 grant at risk, so be it.

Mrs. Starr felt the grant had handcuffed the Board's efforts due to the time limitations within it. She felt they should just get rid of the grant and work on the library without it. Mr. Barbieri asked Mrs. Kircher for clarification on statements she made regarding how the financial backing of the Township was hindering fundraising. Mrs. Kircher stated Sue Brubaker made that statement; but, she felt it was true. Mr. Barbieri asked if capping the amount of money the Township would contribute would help the Library Board raise the balance. Ms. Ciotti stated that was a great thought; but, would not be possible because the grant tied the Board's hands.

Mr. Barbieri also felt the grant was binding because of the time constraints and suggested amending the resolution to cap at \$1million, pledge not to spend the \$400,000 until other funds had been raised and see if the State was okay with that. Mr. MacBean asked the Solicitor's opinion on this to which the Solicitor replied, he did not know what the State would do; but, had doubts they would accept the change due to the terms of the grant. The Solicitor suggested attempting to amend the terms of the grant through the State Legislators. Dr. Ganas suggested the Library Board continue with the fundraising efforts and not be hamstrung over the \$400,000. He stated the Board was attempting to clarify things on its part. Mr. Barbieri questioned the Township Manager on the procedure for a Library Bond Issue, to which the Manager responded, 5% of the registered voters of the community had to petition the Board to put it on and the Solicitor agreed. The Board did not know the exact number of registered voters in Exeter Township; but, would find out. Mr. Distasio asked the Board to be sure this action would not affect future grant applications. The Board agreed to schedule an appointment with Dr. Ganas and Mr. MacBean, and State Senators and Representatives next week.

EXETER BASED RECREATION & COMMUNITY CENTER (GEARCO)

LEE HIGH, 236 Seidel Street, and **JENNIFER GUNDERSEN**, 4100 Lynn Avenue, representing GEARCO, requested from the Board consideration for a conditional commitment for the use of the Kemp Residual Tract of land, approximately 16.5 acres for the purpose of building an indoor recreational facility. He stated receiving this commitment from the Board would give the group the ability to see if there was any interest in the Township for building a facility that would include a six-lane, 25 yard pool; a gym; a track; an exercise area; and a community center accommodating day care, latch-key and senior citizen programs. Mr. High stated they had been to several community civic organizations as well as the School Board to outline their ideas, and had gotten a positive reception. He stated their group knows they have a long way to go; but, would be helped by a commitment from the Board for the land. He then outlined possible commitment options which included: purchasing the tract at a nominal sum; entering into a long term lease agreement at a nominal sum or a fee simple deed at a nominal sum with the right of reverter should GEARCO fail to accomplish its goals. Mr. High felt the Solicitor would require that provision. Dr. Ganas suggested the Board would support them and do what they could. The Solicitor stated he had a look at the documents; but, needed to look further at the terms under which the land was procured to make sure there were no covenants or caveats on the land. He suggested Mr. High call him for a meeting date. Mr. MacBean clarified GEARCO was going to raise the money for this facility privately to which Mr. High stated, that was the plan. Ms. Ciotti asked if there would be room for a library. Mr. High stated that would depend on the amount of money that could be raised, and added they had been to some facilities that included a library, however those had been built by municipalities.

AMENDED ZONING MAP

The Township Manager stated the Engineering Department wanted to make sure the Board was okay with the changes made to the Zoning Map before the advertising process began.

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to make the zoning map changes reflected in the map prepared by the Engineering Department, and to accept the changes requested by the residents after the public hearing except for the parcel along Perkiomen Avenue the majority of which is in Highway Commercial (HC), which shall stay HC. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

NEW BUSINESS

BURKHOLDER FINAL PLAN

Steve Bensinger reported Mr. & Mrs. Burkholder had decided they did not want to plant the trees they had originally agreed to plant. He explained the Burkholders owned the antique wholesale business on Route 422 and the whole purpose of this subdivision plan was to give this tract of land to their daughter along with the wholesale business. He stated not having the trees would enable his daughter to see the area in which the business was operating. He stated normally trees were used to buffer the residents from the business; but, in this case the family owns the parcels. Ms. Ciotti stated she remembered the discussion in which a waiver was requested for the planting of trees. The Board suggested the Burkholders go back to the Planning Commission

to get a waiver to eliminate the trees and then present it to the Board for approval. Mr. Bensinger felt, in that case they would accept the approval and plant the trees.

MOTION by Mrs. Starr, seconded by Mr. Barbieri, to approve the Burkholder Final Plan in accordance with the recommendation of the Planning Commission and with the understanding that the trees must be planted in the buffer area before the plan is released. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

Mr. MacBean commended the Planning Commission for doing an excellent job stating they very thoroughly reviewed plans and requests before they were presented to the Board for approval.

FIRST BAPTIST CHURCH OF BIRDSBORO WAIVER REQUEST

MOTION by Ms. Ciotti, seconded by Dr. Ganas, to approve the waiver from Sections 6.203 (curbing) and 6.204 (sidewalks) of the Subdivision and Land Development Ordinance, in accordance with the Planning Commission letter dated January 20, 2004. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

FIRST BAPTIST CHURCH OF BIRDSBORO SUBDIVISION PLAN

Glenn Hoover asked to see the Subdivision Plan because he had concerns about storm water runoff flowing onto his property when this property was developed. He stated he did not want to deal with that kind of problem. Ms. Ciotti asked Dave Brown, the Engineer from FR&S, to explain the property lines on the Plan. The Board advised Mr. Hoover the only action scheduled for this Plan was to subdivide the property and he could voice his concerns when the Land Development Plan was presented to the Planning Commission and the Board. There was a question as to exactly when the plan would be presented to the Planning Commission and Bill Fox, FR&S Attorney, stated he would be sure to advise Mr. Hoover when it was scheduled. Ms. Ciotti thanked him for his gesture.

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to approve the First Baptist Church of Birdsboro Subdivision Plan contingent upon all aspects of Land Development being removed from the plan and approval of Great Valley Consultants. Motion carried with Mr. MacBean, Dr. Ganas, Ms. Ciotti, Mrs. Starr and Mr. Barbieri voting in favor.

MEISTER SUBDIVISION WAIVER REQUEST

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to approve the waiver from Sections 4.283 (Environmental Assessment Statement); 4.285 (Habitats of threatened or endangered species); and 4.286 (Historic and Archeological resources) of the Subdivision and Land Development Ordinance for the Meister Subdivision, in accordance with the Planning Commission letter dated January 19, 2004. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

DUTCH COLONY EXTENSION OF TIME

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to accept the 90-day Extension of Time from Dutch Colony in order for them to complete their required improvements agreement and letter of credit. Motion carried with Mr. MacBean, Dr. Ganas, Ms. Ciotti, Mrs. Starr and Mr. Barbieri voting in favor.

PROPOSED 2004 FEE SCHEDULE – RESOLUTION #04-04

MOTION by Mrs. Starr, seconded by Ms. Ciotti, to adopt the Exeter Township 2004 Fee Schedule Resolution. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

APPROVE CERTIFICATION OF UNCOLLECTED 2003 REAL ESTATE TAXES

MOTION by Ms. Ciotti, seconded by Dr. Ganas, to approve the Berks County Tax Claim Bureau Certification of Uncollected Real Estate Taxes for 2003, and authorize the Chairman and Secretary to execute the same. Motion carried with Mr. MacBean, Dr. Ganas, Ms. Ciotti, Mrs. Starr and Mr. Barbieri voting in favor.

ESCROW RELEASES:

LAKEVIEW AT GLEN OLEY REQUEST #5, RELEASE #7; VALLEY RIDGE FARMS PHASE 7, RELEASE #4; ANTIETAM CREEK VALLEY PHASE V, RELEASE #6; ANTIETAM CREEK VALLEY PHASE VI, RELEASE #5; ANTIETAM CREEK VALLEY PHASE VII, RELEASE #5

MOTION by Ms. Ciotti, seconded by Mr. Barbieri, to approve the Lakeview at Glen Oley Escrow Release, Request #5, Release #7 in the amount of \$107,131.05 for roadway construction, sanitary sewers, storm sewers construction observations and miscellaneous items, which includes the 10% contingencies of \$14,611.30 and releasing previously held funds in the amount of \$16,036.00; Valley Ridge Farms Phase 7 Escrow Release #4 in the amount of \$20,593.40, for concrete work and miscellaneous items; Antietam Creek Valley Phase V Escrow Release #6 in the amount of \$32,321.35, for concrete work and miscellaneous items; Antietam Creek Valley Phase VI Escrow Release #5 in the amount of \$26,703.25, for concrete work; Antietam Creek Valley Phase VII Escrow Release #5 in the amount of \$11,880.83, for concrete work and miscellaneous items all in accordance with the recommendation of Great Valley Consultants. Motion carried with Mr. MacBean, Dr. Ganas, Ms. Ciotti, Mrs. Starr and Mr. Barbieri voting in favor.

APPROVAL OF PACC AUTOMOTIVE AND EQUIPMENT CONTRACT RESOLUTION#04-05

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to approve the PA Capital City Automotive and Equipment Contract Resolution #04-05, authorizing the Township to purchase Equipment and supplies through the City of Harrisburg's Contracts. Motion carried with Mr. MacBean, Dr. Ganas, Ms. Ciotti, Mrs. Starr and Mr. Barbieri voting in favor.

AUTHORIZE ADVERTISING SALE OF BACKHOE

Deferred.

SOLICITOR'S REPORT

SUNSET MANOR DRIVE DEED OF DEDICATION

The Solicitor asked for clarification on what was being requested of him from the Engineering Department, to which Mr. Rogosky responded, a deed of dedication prepared for Sunset Manor Drive. The Solicitor stated he would have it for the next meeting.

LAUREL VILLAGE MUNICIPAL IMPROVEMENTS AGREEMENT

The Solicitor stated the Laurel Village Municipal Improvements Agreement had been reviewed by GVC and was ready to be picked up. Also, the Municipal Bond for this phase of the development was in hand, with JENMAC as the developer, and they were putting up \$154,472 secured by Patriot Bank for this phase of the development.

INDIVIDUAL REPORTS

UCC BUILDING CODE

The Township Manager stated as per Greg Koontz, the State Building Code would become effective on July 8, 2004 and as the Township began to implement the Code, having an Appeals Board in place would be required. He stated, if the Supervisors agreed, it would be necessary to advertise for candidates to sit on the Township's Appeals Board. The Solicitor stated the Township had from April 9th to July 8th to opt in and suggested the Board begin looking for candidates.

MOTION by Ms. Ciotti, seconded by Dr. Ganas, to authorize the Township Manager to advertise for Appeals Board Members in conjunction with the UCC Building Code implementation as requested by Greg Koontz. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

EXECUTIVE SESSION

The Township Manager requested an Executive Session following the meeting to discuss personnel issues.

RESIGNATION OF MACBEAN FROM SEWER AUTHORITY & APPOINTMENT OF SEWER AUTHORITY MEMBERS

Mr. MacBean stated the reason he was resigning from the Sewer Authority was because he felt it should be a separate organization and not have a member of the Board of Supervisors serving on it.

MOTION by Dr. Ganas, seconded by Ms. Ciotti, to accept with deep regret the resignation of Lachlan MacBean from the Sewer Authority, and to appoint David E. Sonon through 2006 and Walter A. Reed through 2005 to fill the two vacancies on the Sewer Authority. Motion carried with Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor, and Mr. MacBean abstained.

CRIME CONFERENCE

Mr. MacBean stated he and the Community Policing Officer would attend.

CROSS HATCHING/ ROUTE 82 AND ROUTE 422

Mr. MacBean asked the status of the cross hatching at Routes 82 and 422 to which Mr. Rogosky stated, PennDOT required the Township to obtain the right-of-way on Route 82 in order to complete the work. He stated cross hatching on Route 422 would not be a problem. Mr. MacBean asked why PennDOT required the right-of-way. Mr. Rogosky felt PennDOT was concerned about having the hatching go beyond the gas station located at that corner; but, he was unsure about their rationale. After a general discussion on the matter, Mr. Rogosky suggested he contact Tom Walter of PennDOT to meet on the site to discuss the matter. The Board agreed.

GIBRALTAR ROAD RIGHT-OF-WAY APPRAISAL

The Solicitor stated it was mandatory to have an approved Realtor on the Penn DOT list obtain appraisals for the three properties along Gibraltar Road. He stated Dave DeTurck was on the list and he had contacted Mr. DeTurck about it; but, needed approval from the Board to engage him to obtain the appraisals.

MOTION by Ms. Ciotti, seconded by Mrs. Starr, to authorize the Solicitor to engage David DeTurck, an approved PennDOT realtor, to obtain the appraisals for the three properties along Gibraltar Road. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr, Ms. Ciotti and Mr. Barbieri voting in favor.

POTENTIAL DEVELOPMENT ALONG RUGBY ROAD

Mr. MacBean felt there would be problems developing the 22-acre tract of land located on Rugby Road on which the Nolan Group proposed building a 132-unit townhouse development. He stated after reading the Planning Commission Minutes about an informal discussion with the Group and walking through the tract once in response to a call from a concerned resident and again with Mrs. Starr, he came to that conclusion. He stated the property was landlocked and needed access; had a difficult angle and steep slope to it with a natural creek running through it; had the potential of having to remove trees; and would have storm water runoff and drainage issues. Mrs. Franckowiak stated there would be many problems getting the plan approved even though the developer was attempting to purchase properties for access. The Solicitor also felt there would be many problems.

BUILDING INSPECTOR TRAINING

Mr. MacBean felt there should be one more building inspector for the Township due to the volume of inspections needed and suggested the Board consider Mrs. Franckowiak attend training. Mrs. Franckowiak stated she would look into this.

EXECUTIVE SESSION

An Executive Session for Personnel/Potential Litigation was held after adjournment.

ADJOURNMENT

MOTION by Dr. Ganas, seconded by Mr. Barbieri, 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 8:56 P.M.

Respectfully Submitted,

Troy S. Bingaman
Township Secretary