

MINUTES
EXETER TOWNSHIP BOARD OF SUPERVISORS MEETING
NOVEMBER 8, 2004

A Regular Meeting of the Exeter Township Board of Supervisors was held on Monday, November 8, 2004, at the Township Hall, 4975 DeMoss Road, Reading, Berks County, Pennsylvania. Lachlan MacBean, Chairman, called the Meeting to order at 7:00 P.M., with the following in attendance:

SUPERVISORS

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

OTHERS IN ATTENDANCE

Troy S. Bingaman, Manager/Secretary/Treasurer
John A. Hoffert, Esquire, Solicitor
Gerard A. Radke, Chief of Police
Cheryl A. Franckowiak, Zoning/Assistant Code Enforcement Officer
Terry L. Francis, Fire Marshal
Paul A. Herb, Wastewater Treatment Superintendent
Clarence D. Hamm, Highway Superintendent
Joseph I. Seltzer, III, Parks & Recreation Superintendent
Joseph P. Rogosky, P.E., Great Valley Consultants

Absent from the meeting: Supervisor Lisa Ciotti
The Meeting was opened with the Pledge to the Flag.

DARE PRESENTATION

Mr. MacBean stated the Township dedicated a 1993 police car, due to its high mileage, to the DARE program as the program did not have the same mileage requirements for its cars. He also stated the car's new look did not cost the Township anything. He thanked KC Autobody Towing for doing the body work and painting the car; the C & J Tire Company for the new tires, rims, new muffler and dual exhaust system; Scott's Carwash for doing the detailing; and Ronald Reed who created the artwork on the exterior of the car. Mr. MacBean then introduced Township Police Officer Al Carrassquillo who spoke about the DARE Program. Officer Carrassquillo acknowledged fellow DARE officers including Sergeant Ted Lis, who is in charge of the program, and stated DARE, which means "Drug Alcohol Resistance Education", started in 1983 in Los Angeles, California for the 6th grade only, and had spread throughout the United States. He stated the DARE program's goal was to introduce children to an anti-drug, anti-violence way of thinking. Officer Carrassquillo stated he and the other officers who participate in the DARE program were now targeting over 1600 children in kindergarten, 2nd, 4th, 5th and 8th grades in the Exeter School System with their anti-drug and anti-violence message. He stated DARE was funded by the PA Commission of Crime Delinquency which pays for the salaries and program materials. He stated among the program's goals were to talk to children who had never before met a Police officer; talk about how to handle themselves when being approached by strangers; how to use the emergency 911 number; to reinforce the use of helmets when riding bicycles; how to make informed decisions by analyzing all the details of a problem; how their bodies belonged to them and how to distinguish between good and bad touches; and to teach them how to say no when they thought something was not right. He closed by thanking all those who support the DARE program, and the sponsors who worked on the car to make it available for the program.

PUBLIC COMMENT

JOHN DOMINICIS, 6220 Perkiomen Avenue, stated he was a 50+ year resident of Exeter Township and wanted to address a problem that had surfaced for himself and for five of his neighbors. Mr. Dominicis felt he was being victimized by self-appointed, drive-by inspectors who traveled throughout the Township looking for things they did not like and filing complaints with the Township to which the Township had to respond, costing the Township money and time. He stated there were several of these self-appointed inspectors in the Township and the Code Enforcement Department was aware of who they were. He felt he could understand someone filing a complaint they had with a neighbor; but, to have people not affected by the situation file complaints was wrong. He suggested the Township should charge a filing fee or consider instituting a response charge "to slow down these crazy complaints". He stated he had been turned in twice, once for having four oil cans in his front yard and once for having his grandchild's car in the front yard while being repaired. He felt this was ridiculous. The Board thanked him for his comments.

GLENN A. HOOVER, 131 S. Center Road, PCL Advisory Representative, asked the Board to consider having the 1-800 number put on the answering service at the Township Building. He also asked if the Board would consider changing the committee meeting to quarterly rather than monthly. He felt things were running decently and that would work. In addition, he requested a letter of support be sent to the County Commissioners requesting to make whatever improvements necessary to improve the voting system.

ANNE SCHAEFFER, 202 Wood Lane, asked the Board if they had given any consideration to the Wood Lane Residents suggested compromise. She indicated they had not heard from anyone on the Board or the Insurance Company. The Township Manager stated he had not heard from the insurance Company and asked the Solicitor if he had. The Solicitor stated he had received a preliminary letter from the insurance company and it did not appear they were changing their minds. The Solicitor felt it was incumbent upon the Board to act on the installation of the backflow valves. Mr. MacBean stated the Board was concerned about setting a precedent that it would be required to do elsewhere. The Solicitor suggested the Board had to look at whether or not this was a unique situation or something that could occur throughout the Township. He suggested requesting a report from the WWTP highlighting where this type of situation existed and what had been done in the past. The WWTP Superintendent stated there had been requests from residents in the past and they were directed on how to proceed in putting in a backflow valve. The Solicitor felt it was necessary to have the specifics of these past requests in writing for the current Board to be able to make an informed decision. Mrs. Schaeffer stated she understood the precedent issue; but, felt they had a line that had not been upgraded since 1967. She asked why residents had to accept the failure of a 1967 sewer system while the Board continued to allow more houses to be added on to a failing system. Mr. Barbieri stated the Township had been attempting to replace this line for years. She objected to the logic used by the insurance company. Mrs. Schaeffer stated she would be back in two weeks for an update on the progress.

RICHARD DELP, 880 Lincoln Road, asked if burning was allowed in the Township during the week. He stated a pile was being burned on Thursday morning at the Treatment Plant. The Fire Marshall stated he issued a permit for that event.

THOMAS HOWELL, 4970 Hafer Road, questioned Mr. MacBean on the number of homes added on to old sewer lines since he was sitting on the Board asking why they were allowed. He felt Mrs. Schaeffer had a point regarding malfeasance on the part of the Township when they allowed Farming Ridge to be built on this sewer line. Mr. Howell objected to the words used in last meeting's minutes under his comments that read Mr. Howell "first stated his personal beliefs". He felt anyone reading those words on the internet would not know whether he was a skinhead, a Nazi, a member of a KKK or a terrorist that would chop off people's head. He requested the minutes be changed to exactly state what he said. He felt his first amendment rights gave him that right, and there was nothing in it that said his words could be changed to give them a meaning other than what he said.

Mr. Howell requested, as one of the taxpayers who funded the government, that engineering bids be outsourced and suggested Exeter change from a Second Class Township to a First Class Township due to the current population. He also felt Police Areas were being compromised when Mr. MacBean and Dr. Ganas entered the Township Building through the back door and showed pictures of the exterior signage at the building, objecting to changes being made in them at taxpayer's expense.

MINUTES OF OCTOBER 25, 2004 MEETING

Mr. MacBean stated the minutes of Township Meetings were not meant to be word for word transcripts of the meeting to which the Township Manager agreed. The Solicitor stated it was clear the Code specifically provides that basic information be reported; not the verbatim on any particular individual or issue.

MOTION by Dr. Ganas, seconded by Mrs. Starr, to approve the minutes of the October 25, 2004 meeting as amended on Page 3, changing the word "residence" to "residents" under "Foreign Fire Insurance Distribution". Motion carried with Mr. MacBean, Dr. Ganas and Mrs. Starr voting in favor, and Mr. Barbieri abstained.

DISBURSEMENTS

MOTION by Dr. Ganas, seconded by Mr. Barbieri, to approve for payment the bills presented on the Disbursement Lists dated November 5, 2004 in the amounts of \$132,791.79 in the General Fund; \$3,264.12 in the Utility Fund; \$89,806.31 in the Sewer Fund; \$24,817.85 in the Library Escrow Fund; \$1,253.46 Park Fund; \$25,042.21 in the State Fund and \$13,568.78 in the Traffic Improvement Fund. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

TREASURER'S REPORT

MOTION by Mr. Barbieri, seconded by Mrs. Starr, to accept the Treasurer's Report dated October 31, 2004 and file the same for audit. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

DEPARTMENT REPORTS

The Engineering, Highway, Police, Park & Recreation, Fire Marshal and Wastewater Treatment Monthly Reports, and reports of scheduled activities for the week of November 8, 2004, were submitted for the Board's review. Mr. MacBean stated taxes were mentioned frequently in the Township and they were 1.3 mils. He stated he lived in a \$100,000 home, his taxes were \$130 a year, and his school taxes were \$2,400 a year. He noted that all Supervisors were employees of the Township. Mrs. Starr stated the most Supervisors of a Township this size can be paid was \$4,125 a year before taxes and, obviously, they were not doing the job for the money; but, because we love the Township and want to do the best to represent the people. Dr. Ganas added the Supervisors were all taxpaying residents of the Township, as well. Mr. Barbieri added he sometimes wondered whether the people in the room knew that.

UNFINISHED BUSINESS

GIESSUEBEL SUBDIVISION PREIMINARY/FINAL PLAN

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

EXETER COMMUNITY LIBRARY PRELIMINARY PLAN CONDITIONAL APPROVAL

Mr. MacBean asked Michelle Kircher, President of the Library Board if the \$25,000 grant just received from Senator Mike O'Pake's Office was the same grant they talked about last year to which she replied, this was a new grant and the money was for construction of the Library.

MOTION by Mrs. Starr, seconded by Dr. Ganas, to approve the Exeter Community Library Preliminary Plan conditional upon all review comments being addressed at Final Plan stage, in accordance with the recommendation of the Planning Commission. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

AUTHORIZE SALE OF OLD REIFFTON TOWER

Reiffton Fire Chief Robert Jordan reviewed his letter of November 8th regarding the sale of the Old Tower Truck in which he recommended accepting the bid of \$20,000 from the Duncannon Fire Company for the 1972 Mack /Baker Aerialscope Tower Ladder. He reviewed the budget discussion in which it was agreed to allocate the revenue from this sale towards equipping the new ladder tower as it carried water and had a pump, and the old aerial did not. The Chief stated the Fire Company had expensed over \$32,000 on unbudgeted equipment, hose and appliances to outfit the new apparatus. Mr. MacBean stated he was under the impression the new truck came fully equipped and the Board would not have to allocate thousands of dollars for additional equipment. The Chief stated this was purchased according to the original agreement. The Chief stated he was extremely grateful for the Board's generosity. The Board thanked Chief Jordan for his hard work.

MOTION by Mrs. Starr, seconded by Mr. Barbieri, to authorize the sale of the old Tower to Duncannon Fire Department in the amount of \$20,000 with the proceeds being deposited in the joint Allocation Account. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

EXETER AUTOMOTIVE INC. MUNICIPAL IMPROVEMENT AGREEMENT

The Solicitor stated he had reviewed everything and was satisfied that all was in order.

MOTION by Mr. Barbieri, seconded by Dr. Ganas, to accept the Exeter Automotive Inc. Municipal Improvements Agreement in the amount of \$110,973.82 and to authorize the Chairman and Secretary to execute the same. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

WAGNER HOME OCCUPATION AMENDED MOTION

MOTION by Dr. Ganas, seconded by Mrs. Starr, to amend the Wagner Home Occupation Motion to include the condition of no signage being allowed at the site. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

FOREIGN FIRE INSURANCE DISTRIBUTION (VOLUNTEER RELIEF ASSOCIATIONS)

Mr. Barbieri asked the Township Manager to explain the calculation he used to determine distribution of the funds to the two fire companies. The Township Manager stated he returned to the 2000 calculation and picked out certain costs that were not optional like insurance etc., which were items that would be fully funded. He stated for the balance of their request, which was for gear and training, etc., he looked at the number of calls they respond to in a year's time as well as the number of firefighters that respond to each call to come up with the average number of firefighters, which was a percentage of manpower per call and that percentage was used to divide up the rest of the funding. Mr. Barbieri stated he questioned the rationale for the calculation suggesting when using just the number of calls you would come up with a different ratio. He felt the way it was calculated, one fire department was going to get its full funding request and the other was not, and maybe that could be viewed as unfair. He stated he had an alternative proposal which was to have the \$139,588 divided based upon each company's original request which meant instead of splitting it \$96/\$43 it would be split \$86/\$53. Mr. MacBean asked what the actual numbers would be to which Mr. Barbieri stated he would calculate them now. He stated, doing the percentage thing, everyone would get 88.9% of their request which would be an allotment of \$86,248.83 for the Reiffton Fire Company and \$53,340 for the Stonersville Fire Company. Chief Jordan felt the Board needed to be neutral to which Mr. Barbieri stated he got Chief Jordan's point. Chief Jordan stated the decision should be based on the protection of the people not the number of calls the fire department made. Mr. Barbieri questioned whether all those responding to a fire call were needed to which Chief Jordan stated that was a management decision and wondered what would happen to a volunteer applicant who wanted to go with a progressive company like theirs. Mr. Barbieri stated he respected everything Chief Jordan had to say; however, he felt it was unfair to give one fire department everything they requested and not the other fire department. Chief Jordan felt it was unfair to use that ratio and suggested not supplying full funding might result in people not being protected to which Mr. Barbieri strongly objected stating, it was not necessary to turn this into a "jihad" by suggesting people would not be protected. He stated it was only about \$10,000 less than requested. Chief Jordan stated they would find a way to protect the people;

but, did not think it was fair because Reiffon was so aggressive and trained quite a bit, to which Mr. Barbieri responded, "Are you telling me Stonersville is substandard, they're not aggressive, they don't do all the things they are supposed to do?" Mr. Barbieri felt it was a bad shot to take when there was no representative from Stonersville present. Chief Jordan stated he did not want to be disrespectful to which Mr. Barbieri stated, in his mind, Chief Jordan was being very disrespectful and had stepped over the line. Chief Jordan stated he was just stating fact, to which Mr. Barbieri stated he was stating fact as well. Mr. Barbieri then made a motion.

MOTION by Mr. Barbieri, seconded by Dr. Ganas, to approve the distribution of the Foreign Fire Insurance Tax with \$86,248.83 designated for the Reiffon Fire Company and \$53,340.00 designated for the Stonersville Fire Company in accordance with the calculation prepared during the meeting. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

NEW BUSINESS

PALECEK ESCROW RELEASE #2

MOTION by Dr. Ganas, seconded by Mr. Barbieri, to approve the Palecek Escrow Release, requisition #2 in the amount of \$2,000 for miscellaneous items. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

EXTENSIONS OF TIME:

EXETER GOLF CLUB ESTATES SUBDIVISION; ROYAL VIEW ESTATES; WAHL SUBDIVISION/ANNEXATION; PATHFINDER MEADOWS SECTION 2; R.M. PALMER WAREHOUSE; FAIRVIEW PARK II; & FOREST HILLS SUBDIVISION.

MOTION by Mr. Barbieri, seconded by Mrs. Starr, to accept the extensions of time for the following plans: Exeter Golf Club Estates Phase VI (60-days); Royal View Estates (30-days); Wahl Subdivision/Annexation (90-days); Pathfinder Meadows Section 2 (90-days); R. M. Palmer Warehouse (60-days); Fairview Park II (90 days); & Forest Hills Subdivision (60-days). Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

SCI TRAFFIC STUDY SCOPE

Mrs. Franckowiak stated Craig Peifer from GVC recommended a traffic study be conducted on West Neversink Road/Hearthstone Drive and Hearthstone Drive/East Neversink Road for the land on which townhouses were being proposed by developer SCI Services, Inc. Mrs. Franckowiak stated GVC felt the study should analyze the impacts of extending Claybourne Road into the development, address the ability of emergency services to access the site absent the extension of Claybourne Road into the site, and address the full build-out of the site, including any potential development of the southernmost portion of the tract. Mr. Barbieri asked how many townhouses SCI planned to build on the site, to which Mrs. Franckowiak responded, 40. Mr. MacBean asked about the age and availability of the sewer lines in the area to which WWTP Superintendent stated the sewer authority would be formally assessing the situation.

MOTION by Mrs. Starr, seconded by Mr. Barbieri, to accept the SCI Services Inc. traffic study scope parameters outlined in the GVC memo of November 3, 2004. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

POLICE OFFICE RECONSTRUCTION

The Police Chief noted the Township Building was not designed for future growth and now that there would be three secretaries in the Police Department, there was a need to develop a space for the third individual. Mr. Barbieri asked to look at the plan for the changes; however, the pictures of the island wall to be constructed and the needed file cabinet were not available at the meeting. He then asked about the cost to which the Police Chief stated approximately \$1800. Mrs. Starr stated she had looked at the space in which the changes would take place and could see the need.

MOTION by Dr. Ganas, seconded by Mrs. Starr, to approve the requested improvements in the Police Office up to a maximum of \$2,000. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

PURCHASE OF POLICE OFFICE COMPUTER

The Police Chief stated there was a need for a computer and a monitor for the third secretary; however she would share a printer with the other secretaries. Mrs. Starr stated there were four computers in the back room of the Police Department that she never saw being used and asked why the secretary could not use one of those. The Police Chief stated those computers were used by Officers during shift changes and it would cost more in overtime to have them wait to use a computer to make their reports than to have a computer available for them at all times. He stated all of those work stations could be busy at all times. Mrs. Starr felt one of those computers could be used. Dr. Ganas felt he should support the recommendation of the Police Chief. Mrs. Starr stated she did not feel that way. Mr. Barbieri felt a computer would be about \$800 and the Police Chief would shop it around. Mrs. Starr stated the figure she saw was \$1200.

MOTION by Mr. Barbieri, seconded by Dr. Ganas, to approve the purchase of a computer and monitor not to exceed \$1200. Motion carried with Mr. MacBean, Dr. Ganas and Mr. Barbieri voting in favor, and Mrs. Starr opposed.

SOLICITOR'S REPORT

WV ASSOCIATES

The Solicitor stated they had received the executed Municipal Improvements Agreement for Woodgate Section III and an appropriate bond in the amount of \$866,631.40 had been properly signed by developer WV Associates. He requested a motion to execute the same.

MOTION by Mr. Barbieri, seconded by Mrs. Starr, to execute the Municipal Improvements Agreement for Woodgate Section III. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

EARTHCARE COMPANY SETTLEMENT

The Solicitor stated the Judge had approved the Order of Dismissal with Prejudice and the Earthcare Company case had been settled.

REAL ESTATE EXEMPTION

The Solicitor stated Eva Waldman and he had attended the Fairway Drive Real Estate Exemption Hearing and, based on their testimony, the Township would not be taxed for that property which was a detention pond.

BLEISATH HEARING

The Solicitor stated he and Greg Koontz attended the Bleisath Hearing held on November 1st that resulted in an order requiring the 9 remaining vehicles on the Piehel property to be removed within the 15 remaining days, the defendant to be in compliance with the Township's 50 foot setback provisions from all property lines, and to immediately commence making progress towards developing appropriate fire lanes on the property. He stated the next compliance hearing was scheduled for Tuesday, December 28th at 10 A.M.

ROYAL VIEW ESTATES LETTER OF CREDIT

The Solicitor stated he received a Letter of Credit for Royal View Estates and it would be held until they were approved by the Board.

LAUREL SPRINGS DEVELOPMENT LETTER FROM ANTHONY MARAS

The Solicitor stated he had received a letter from Anthony Maras for the Laurel Springs Development agreeing to meet with the Township's Engineering Department and GVC to discuss any issues with the plan and asked the Board for authorization for Mrs. Franckowiak, GVC and him to attend the meeting.

MOTION by Dr. Ganas, seconded by Mrs. Starr, to authorize Mrs. Franckowiak, the Solicitor and GVC to attend a meeting with Anthony Maras to discuss Laurel Springs Development issues. The motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

SHELBOURNE SQUARE CROSS EASEMENT

The Solicitor stated the information received for the Shelbourne Square Cross Easement and the revised subdivision plan all looked in order. He stated they were not ready to act on it yet; but, all would be submitted to the Planning Commission.

INDIVIDUAL REPORTS

AUTHORIZE ADVERTISING BUDGET WORKSHOP MEETING

MOTION by Dr. Ganas, seconded by Mr. Barbieri, to set November 15th at 6:00 P.M. as an additional Budget Workshop meeting, if needed, and authorize advertising the same. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

PUBLIC HEARING – SPENCER REZONING REQUEST

The Manager asked the Board if they wanted to schedule a public hearing for the Spencer rezoning request? Mrs. Starr stated she was at the Planning Commission meeting and it was contentious. Mr. Barbieri questioned why it was necessary to hold a public hearing when the matter was voted against by the Planning Commission to which the Solicitor stated, it was required. Mr. Barbieri asked what would happen if neither party wanted to proceed to which the Solicitor stated, they would not deposit the required \$2,000 and there would be no hearing. **MOTION** by Mr. Barbieri, seconded by Mrs. Starr, to authorize advertising a public hearing for the Spencer Rezoning Request on December 27th at 6 P.M. upon receipt of a \$2,000 fee. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

JOINT AUCTION

The Highway Superintendent reported \$5,286.50 was received in the joint auction with Birdsboro and Amity Township.

FRITZ USED CARS REMOVAL

Mr. Barbieri congratulated all involved in the elimination of what he called the "Antique Car Shop" when referring to the recent auction and scheduled removal of the cars at Fritz's Used Cars on Route 422. Dr. Ganas also commended all those involved in getting rid of the Fritz "Eye Sore" and stated he was very pleased to see it happen. He stated the Board was still working on getting Route 422 cleaned up and looking better; but, it would take a little time to accomplish.

FARMING RIDGE DRAINAGE AREA

Mr. Barbieri asked the WWTP Superintendent what he planned to do regarding the Farming Ridge Drainage Area, to which he responded the survey of the drainage area had been completed and he had found 375 running traps/vents that were flush with or were below grade, and taking in water during heavy rain. He stated they also could not find 71 traps in the area. The WWTP Superintendent requested the Board's approval to prepare a flyer to be sent to those homes in violation of the Township's Sewer Use Ordinance #568, Section 6 giving them 90 days to rectify the problem. He also stated the flyer would inform the homeowners how to raise their vents, where they could purchase the risers, and/or as a second option to purchase a vent dish at a cost of \$12. He explained the vent dish was a rainwater infiltration system that was installed under the vent cap that kept most

storm water out of the sewer. He stated all identified vents were on private property and were the homeowner's responsibility to keep them up to code. He felt a lot of the problem on Wood Lane and Farming Ridge was due to inflow from storm water into these low lying vents because they allowed the Township's sewer system to fill with storm water thus flooding people's basements in the lowest areas. He felt this might not be a popular solution and asked the Board for their suggestions. Mr. Barbieri suggested the Township supply one vent dish per household and use language in the flyer asking these 375 residents to help out their neighbors by helping out the sewer system. He felt taking a positive approach, even though it would cost the Township some money now, would be beneficial in the long run because it would keep less storm water from entering the system, thereby reducing the problems and would be good public relations as well. Mr. Barbieri felt a number of vent dishes should be purchased, and an article should be placed in the Township's Newsletter encouraging residents to pick them up at the Township building and install the rainwater infiltration systems. He felt they should not be difficult to install. The WWTP Superintendent stated his department could re-inspect to make sure the vent dishes were installed properly. He also asked the Board if they wanted his department to attempt to locate, with a metal detector, the 71 traps they could not find, to which the Board responded in the affirmative.

MOTION by Mrs. Starr, seconded by Mr. Barbieri, to order 375 running trap vents for residents in Farming Ridge to use to cover their low lying vents. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

LEGISLATIVE UPDATES

Mrs. Starr stated when she asked about getting legislative updates she meant the Board should know what was being discussed prior to passage instead of legislation that had already been passed. The Township Manager stated there was a website that could be accessed to get that information as there was nothing published. Mrs. Starr volunteered to watch for related issues on the website and report them to the Board.

TOWNSHIP OF UPPER MORELAND REQUEST

Mrs. Starr asked if the request from the Township of Upper Moreland for a contribution of \$2,000 in support of their fight on the business privilege tax in the US Supreme Court, and having the Township listed as a supporter, would have any influence with the Supreme Court. The Solicitor stated it would not be significant in relationship to the case because the Supreme Court was not interested in politics, it was interested in the law and this would have no bearing with them. He stated participating with other municipalities would just be an advertisement; however, he was not saying not to do it.

MOTION by Mrs. Starr to contribute \$2,000 in support of the Township of Upper Moreland on the business privilege tax issue. Mr. Barbieri asked the Solicitor if he felt the Supreme Court would hear the case to which he stated, he would be guessing and would not know. Mrs. Starr asked for verification on the amount of money the Township received in business privilege tax, to which the Township Manager stated \$335,000. Dr. Ganas stated Mrs. Starr just voted not to let the Police Department spend money to buy a new computer and now wanted the Board to support spending \$2,000 on something that might not even go to court. He stated if he thought for one minute this would help, he would go for it; but, he did not want to throw \$2,000 away and stated he could not support this. Mr. Barbieri felt this would be money just going out the door. The motion died for lack of a second.

EMERGENCY MANAGEMENT FOR ELECTED OFFICIALS

Mrs. Starr reported on her attendance along with EMC Dave Miller and found there were several things that needed to be worked on. She stated she would meet with the Township Manager to discuss them.

ELECTION DAY

Mr. Barbieri commended the election workers at Schwartzwald Lutheran Church for inviting the 350 people who were waiting in line at 8 A.M. for 1 ½ hours to exercise their right to vote to come inside the church to wait. Mr. Hoover, from the audience, stated approximately 350 people came out to vote at his polling place and there were no real problems. Mr. Barbieri stated after sitting on the Board for two years he had come to the

conclusion that having local people run things was the way to go because it took the response rate up. He felt part of the voting pole problem was it got so defused at the County level that a Board was required to determine the problem and he felt after standing in line 3 ½ hours to vote, he did not need to have someone on the County level tell him there was a problem; he already knew it. He offered his assistance.

CHRIS JORDAN, 3 Golfview Lane, asked to make a comment and questioned if the Board had ever looked at the Fire Company's annual report, to which the Board stated it did. Mr. Jordan stated if the Fire Department disbursements this year were less than last years, he would consider it a slap in the face. Mr. MacBean stated the Township got less from the State this year than last year; therefore, they would be getting less. Mr. Jordan stated the disbursements between the two fire companies should be justified. There was a heated exchange of words between Mr. Jordan, Fire Chief Jordan and Mr. Barbieri over the Board's disbursement of the Foreign Fire Insurance Funds that ended with Mr. Barbieri stating the Board voted on it and it was unanimous, and Mr. Jordan asking to go on record as being totally disappointed with the Board's ruling on the same.

RESOLUTION OF #04-23

Mr. MacBean read Resolution #04-23 honoring Dean Sheaffer for being named "Retailer of the Year" and proposed the Board accept the Resolution.

MOTION by Dr. Ganas, seconded by Mrs. Starr, to adopt Resolution #04-23 honoring Dean Sheaffer for being named "Retailer of the Year". Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor.

ADJOURNMENT

MOTION by Dr. Ganas, seconded by Mr. Barbieri, to adjourn the Meeting. Motion carried with Mr. MacBean, Dr. Ganas, Mrs. Starr and Mr. Barbieri voting in favor. The Meeting adjourned at 8:29 P.M.

Respectfully Submitted,

Troy S. Bingaman
Township Secretary