

## **Board of Supervisors Regular Business Meeting January 3, 2005**

A regular meeting of the Board of Supervisors was held on Tuesday January 3, 2005 commencing at 7:00 p.m. Chairman Mr. Garris called the meeting to order. Present were Supervisors Mr. Doratt and Mr. Hensel, Mr. Pompo Township Solicitor, Mr. MacCombie Township Engineer, Mr. Tom Lowry, Township Zoning Officer and members of the community.

Mr. Garris stated that the Board would dispense of the pledge of allegiance and moment of silence.

Mr. Garris made a motion, seconded by Mr. Hensel to waive the reading of the previous meetings minutes. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Garris made a motion, seconded by Mr. Doratt, to adopt the minutes of the previous meetings. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

**Township Police report.** Sergeant Ranck stated there is no report to give.

**Township Engineer report.** Mr. MacCombie stated the sanitary sewer project is moving forward, Penn Street and Greenbelt Drive are complete. Mr. MacCombie stated the easements needed to sewer First Avenue are signed and forwarded to Mr. Thompson for recording. Mr. MacCombie stated that Malloy Paving has not completed the Compass Road Project but his office has been in contact with them to get the project complete. Mr. MacCombie prepared construction releases for the Boards consideration for Octorara Glen in the amount of \$156,786.15, a reduction in credit to Bellaire Business Center Phase IA and IB in the amount of \$132,371.65 and a letter in reduction for Bellaire Business Center Phase IA and IB in the amount of \$1,883.75.

Mr. Doratt made a motion, seconded by Mr. Garris, to approve the construction release for Octorara Glen in the amount of \$156,786.15 per Mr. MacCombies recommendation. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Doratt made a motion, seconded by Mr. Garris, to approve the reduction of credit to Bellaire Business Center Phase IA and IB in the amount of \$132,371.65 per Mr. MacCombies recommendation. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Doratt made a motion, seconded by Mr. Garris, to approve the reduction of credit to Bellaire Business Center Phase IA and IB in the amount of \$1,883.75 per Mr. MacCombies recommendation. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. MacCombie stated that he is in receipt of a letter from the conservation district regarding P & R Products and stated they need to establish their escrow agreements. Mr. MacCombie explained that the letter received from the Chester County Health Department regarding seepage management is explaining that they are requiring each hauler to contact to County each time they pump a sewer tank or work on a sewer system. This will require each resident to have their on site sewer pumped out every two years. Mr. Doratt asked if they have their system pumped out 6 to 8 times in a short period will this spark an alarm that there is a problem. Mr. MacCombie stated yes the County would be able to track it.

**Township Zoning report.** Mr. Lowry stated 24 inspections have been performed and 69 inquires have been answered, one permit was issued for a temporary sign. A Conditional Use Hearing for the Traditional Neighborhood Development for the former Wick Track was held on November 16, 2004 @ 6:00 p.m. a Decision and Order was issued on December 31, 2004. A Conditional Use Hearing for Cumberland Insurance was held on October 19, 2004. A Decision and Order has been issued and the owner will accept the conditions set forth in the Decision. Mr. Lowry stated a fire occurred at 137 Compass Road and the trailer has been boarded up. A complaint was received regarding overflow of water from residents well on Valley Road, the resident is not cooperating. A fire occurred at 19 Spruce Street and the home has been boarded up and two letters sent to the owner.

**Planning Commission report.** None given

**Pomeroy Fire Company report.** None given

**Sadsburyville Fire Company report.** None given.

**Comprehensive Study Committee report.** Mr. Hensel stated the Comprehensive Study Committee meeting was held on Wednesday December 15, 2004 commencing at 10:30 a.m. All members were present except for Nancy Keen. Corrections were made to the last meetings minutes. This month's topic was Chapter 11, Municipal Finances. Mr. Grafton discussed how Municipal Finances could identify a trend in income and spending patterns. The committee was asked to ponder where they stand on the airport expansion. The next scheduled meeting is to be held on Wednesday January 19, 2005 at 10:30 a.m.

After discussion, Mr. Garris made a motion, seconded by Mr. Doratt, to adopt Resolution 2005-01 pertaining to the charging of review fees for subdivision applications including but not limited to professional consultations, engineering review and reporting, legal documentation preparation and submittal, legal research and other legal services and administrative fees. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

After discussion, Mr. Garris made a motion, seconded by Mr. Doratt, to adopt Resolution 2005-02 pertaining to appointing a firm of certified public accountants to make an examination of all the accounts of the Township for the fiscal year ending 2004 to replace

the elected auditors. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

The Board discussed Ordinance 2005-01 pertaining to amending Chapter 118 of the Township Code to change the title of article II to Emergency and Municipal Services Tax Replace Reference within the Ordinance to Occupational Privilege Tax. Mr. Thompson explained that the nature of the tax to be approved is an increase in Occupational Privilege Tax will become the Emergency and Municipal Services Tax from \$10.00 to \$52.00.

Robert Silvernail asked how would the money be used. Mr. Thompson answered the revenues from the tax will be used in accordance with the provisions of the Local Tax Enabling Act, including Fire, Police or road construction or maintenance or for the reduction of property taxes. Mr. Thompson stated the money could be split among the categories.

Mr. Thompson stated that all of the Townships are making the tax change.

Tammy Pawling asked what the current Township Mileage is? Current .050.

Mr. Garris made a motion, seconded by Mr. Doratt, to adopt Ordinance 2005-01 pertaining to amending Chapter 118 Article II of the Occupational Privilege Tax, to Emergency and Municipal Services Tax to increase the amount of tax from \$10.00 to \$52.00. With there being no questions from the public the Board voting “aye”, the motion passed unanimously.

Mr. Garris made a motion, seconded by Mr. Doratt, to authorize advertisement to amend the 2005 budget to reduce the property taxes to .025 mills. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Mr. Garris made a motion, seconded by Mr. Doratt, to accept the Traffic Signal Maintenance Contract Renewal Agreement from Signal Service for Lincoln Highway and Old Wilmington Road in the amount of \$425.00. With there being no questions from the public the Board voting “aye”, the motion passed unanimously.

Public Comment:

Stephanie Silvernail handed a resume for the Planning Commission position to the Township Secretary.

Robert Silvernail stated that he read the Conditional Use Decision and Order and wondered why Pomeroy Fire Company was not included in the donation portion of the agreement with Arcadia. The Board stated that was solely between the Fire Companies and Arcadia the Board had no said in that decision.

Jane Heineman ask what will happen when one of the homes within the Arcadia Development burns down and Sadsburyville Fire Company doesn't respond do they really expect Pomeroy to respond? Her comment was that she wouldn't.

Robert Silvernail asked the Board where is the new Municipal Complex going to be located? The Board answered lot 6A of the Bellaire Business Center. Robert asked if that is the entire donation the Township will get is a lot and building? The Board stated yes. Robert stated that's chump change, "we got burned".

John Lymberis stated Happy New Year to the Board, and he stated he would contact the Homeowners association and ask to have the cars off the streets of Quarry Ridge during snow due to plowing.

Don Roberts stated that within the past few weeks there has been water run off problem at the new construction site of Independence Way. The Board stated that matter was addressed and taken care of.

With there being no further business, the meeting was adjourned.

Respectfully Submitted,

Lisa Myers  
Secretary/Treasurer