

## **Board of Supervisors Regular Meeting held Tuesday August 7, 2007**

The Board of Supervisors conducted a regular meeting held on Tuesday August 7, 2007 commencing at 7:00 p.m. Chairman Hensel called the meeting to order. Present were Supervisors Ms. Silvernail, and Mr. Doratt, Mr. Pompo Township Solicitor, Mr. Herbert MacCombie Township Engineer & Zoning Officer, and members of the community.

Mr. Hensel announced that he and Mr. Doratt met in executive session on Tuesday July 23, 2007 at 7:00 p.m. June 5, 2007 to discuss police personnel matters.

A moment of silence and pledge of allegiance was observed.

Mr. Hensel made a motion, seconded by Ms. Silvernail, 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. Hensel 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.** Chief Groce reported for the month of July 5,076 miles were patrolled and 424 incidents were handled for: 1 theft, 4 suspicious persons, 137 stationary patrols, 3 911 hang ups, 111 business checks, 8 alarms, 8 assist to other departments, 5 animal, 10 domestics, 9 accidents, 3 criminal mischief, 7 disturbance. The Chief reported that 84 citations were issued for the month for 75 traffic and 9 summary citations. 20 criminal arrests were made for 4 DUI, 5 disorderly conduct, 1 criminal warrant, 2 terroristic threats, 2 drug possession, 1 loitering, 1 open container, 1 public drunkenness, 3 bad checks and credit card use. The Chief reported that the warning letters regarding basketball courts in the roadways has been mailed out along with a copy of the disorderly conduct Ordinance to the Quarry Ridge residents that apply. Chief Groce stated that the community day supplies have been ordered and Scott Viola will be present at community day to do the finger printing and photos. The Chief reported that a video camera has been ordered for the police car. Evaluations have been completed on patrolman Criswell and Lawson. Chief Groce requested that patrolman Yanak and patrolman Criswell be given a merit raise for an excellent job. He stated a merit raise in the amount of \$ .50 for Officer Yanak and \$1.50 for Officer Criswell. Mr. Hensel stated that Criswell is still on probation and will remain on probation if the Board takes this request into consideration. Chief Groce agreed. Mr. Hensel stated that both officers are doing an excellent job. The Board was in agreement to allow the merit raise for both officers.

Mr. Hensel made a motion, seconded by Mr. Doratt, to give Officer Criswell a merit raise in the amount of \$1.50 with him remaining on probation and to give Officer Yanak a \$.50 merit raise. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Chief Groce stated that he has an item to discuss barking dogs during the night and early mornings. Ms. Moore stepped up to say she wrote the compliant, she stated that since she wrote the complaint the dogs have stopped barking. Ms. Moore recalls years ago an

Ordinance in place that would not allow a resident to clutter up their lawn with trailers, campers and horse trailers is there still such an Ordinance? Mr. Hensel stated that he is aware of an Ordinance that all vehicles must be registered. Mr. MacCombie will do a site inspection, but stated that this concern may be a police matter.

Mr. Hensel informed Chief Groce that he has received a complaint regarding speeding trucks down Compass Road between 6:00 and 6:30 a.m. Chief Groce stated that he would look into this complaint.

Ms. Franco asked if Quarry Ridge is the only residents receiving the warning regarding the basketball courts? Chief Groce replied “no” it is Township wide.

Mr. Felice asked if there was an Ordinance to keep kids from playing in the streets? Chief Groce replied, “yes” its illegal.

**Township Engineer report.** Mr. Herbert MacCombie reported that he is in receipt of a letter from the Department of Transportation regarding the new traffic signal request for Lincoln Highway and AIM Boulevard/Independence Way. Mr. MacCombie stated that the analysis based show that a traffic signal is warranted. Mr. MacCombie stated that a condition diagram is required and he is asking the Boards consideration to complete this diagram. The Board agreed to have MacCombie Engineering complete the condition diagram. Mr. MacCombie stated that he has been in contact with Abbonizio regarding the swales within Springview Manor and they informed him that they would complete the stabilization of the ground in the fall. Mr. O’Neil attended the park committee meeting regarding the park facilities location. Mr. MacCombie stated that he has provided that Board with a copy of the latest plan showing the bathroom/concession stand currently located behind the basketball courts. The plan shows a stick building with cedar siding, the Board has concerns with vandalism and requested that Mr. MacCombie price a block building. Mr. MacCombie stated that he has began the process of getting prices on the completion of the public improvements of Octorara Glen, he stated that he is aware that the Township has received the escrow money from the bank. Mr. MacCombie stated that he has completed an inspection for the new Township building and will get to the Township a written punch list. He stated that the interior is 98% completed and is aware that a architecture letter of compliance has not been received, there are grading concerns, handicap parking issues, drainage issues, line stripping completion, state highway concerns, sidewalk completion, interior window function not working. Mr. MacCombie stated that these are some of the items on the list and stated that he does not see any reason why these things can’t get resolved within (2) weeks. Mr. Hensel asked what is a realistic time frame of when we can move into the building? Ms. Flynn stated that once they have a CO the paperwork should move forward, but she is aware that as long as they have a punch list to complete the CO will not be issued. Ms. Flynn also stated that she is frustrated with (2) of the sub contractors that they hired and are trying hard to get this project completed. Mr. Hensel asked Mr. Pompo where the paperwork stands? Mr. Pompo stated at this point there is “no” paperwork. Mr. MacCombie stated that Purcell was with him when he did the inspection and stated that they are aware of the outstanding items. Mr. MacCombie stated that most of this punch list could be resolved with a temporary CO could be given with conditions. Ms. Flynn stated that when they receive the CO they want to go through the dedication and have a clean transition. Mr. Pompo stated that he would sit down with Purcell and get a realistic time for the Township to accept the deed of dedication.

**Township Solicitor report.** Mr. Pompo reported that the Township has received \$128,352.75 from the escrow account for Octorara Glen, Mr. Pompo states that there is approximately \$47,000.00 difference of what the Township feels is owed to them. Mr. Pompo provided the Board with a summary prepared by Mr. Drozd of the amount the Township owes Atlantic Inland unpaid bills. Mr. Pompo stated that he met with Joe Drozd and that Joe met with Eric Hawkins the current Building Inspector. Mr. Drozd prepared the document to show that the Township should not have to pay for unclaimed permits that no fees were received. Representatives of Atlantic Inland do not agree and they will not accept the number that Joe Drozd provided to them. Mr. Pompo stated that he is in receipt of the Installation and Maintenance Agreement for Individual On Lot Disposal Systems from D & S Developers and Cosmos Properties. Mr. Pompo stated that the forms are the standard forms and he has reviewed them and finds them to be acceptable by the Board if they so desire.

Ms. Silvernail made a motion, seconded by Mr. Doratt, to approve the Installation and Maintenance Agreement for Individual On Lot Disposal Systems for Cowan Estates per Mr. Pompo's review. With there being no questions from the public, Mr. Doratt voting "aye", Ms. Silvernail voting "aye", Mr. Hensel abstained, the motion passed.

Mr. Hensel made a motion, seconded by Ms. Silvernail, to approve the Installation and Maintenance Agreement for Individual On Lot Disposal Systems for D & S Developers per Mr. Pompo's review. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

**Township Road report.** Mr. Doratt reported that the road crew finished the South side of Old Mill Road by adding two new drain boxes and drain pipes. All brush was cleared and the area was raked out. All Township equipment fluids and belts and hoses are checked daily in all equipment. Total equipment hours are 46 and total miles are 864. The road crew power washed the grills and tables at Bert Reel Park and dragged the walking trail to remove the ruts.

Alan Eagles stated that Pen Dot reduced the speed limit along Lincoln Highway coming into the Township from 55 to 40 mph.

Mr. Hensel thanked Dave Turner and Dave Simmons both road crew employees for a great job on the Old Mill Road Project.

**Township Planning Commission report.** No report given

**Township Saldo Committee report.** Ms. Silvernail reported that the committee met on Thursday July 19, 2007. The committee reviewed Article VI, Development Design Standards as well as a review of Article II definitions. The next meeting is scheduled for August 16, 2007 at 7:00 p.m.

**Township Zoning report.** Mr. MacCombie stated that his office has been answering the normal questions and paperwork.

**Pomeroy Fire Company report.** Mr. Taylor reported a total number of alarms answered was 7 for 1 vehicle, 3-auto accident, 1 furnace malfunction, tree struck by lighting, auto alarm. Time in service was 2 hours 28 minutes.

**Pomeroy Volunteer Fire Company Ambulance report.** Mr. Taylor reported that a total of 43 calls were answered with 1 business response. The calls per Township were: 17 Sadsbury, 1 West Sadsbury, 12 Parkesburg, 2 Valley, 1 Coatesville, 3 West Caln, 3 Highland, 2 East Fallowfield, 1 Atglen, 1 Modena. Calls per type were: 32 medical, 8 vehicles, and 3 fires.

**Sadsburyville Fire Company report.** Mr. Doratt reported that a total of alarms answered was 16 for 6 auto accidents, 1 automatic alarm, 1 vehicle, 1 fields, 1 appliance, 1 ambulance assist, 2 assist to 44 for 1 building and 1 vehicle, 2 assists to 38 for 1 standby, 1 auto accident, 1 assist to 35 for 1 auto accident. Time in service was 9 hours 45 minutes.

**Emergency Services Coordinator Update.** Mr. Taylor reported that he spoke with a representative from Aerzen regarding the ordering of a Knox box. Mr. Taylor stated that he spoke to Martin Chris from Keystone Helicopter regarding the hazardous materials that are kept on the site. A packet of information was provided to both fire companies on all materials that are kept on site, also received were plans of their facilities. After reviewing Mr. Taylor found some errors with regards to the emergency response, Mr. Taylor called Martin Chris and left a message to correct the errors and get back to him. Mr. Lymberis offered his office as a back up in case the Township building or both fire companies would not be unavailable in the case of an emergency situation.

### **Payment of Bills:**

Mr. Hensel made a motion, seconded by Mr. Doratt, to pay the July invoices in the amount of \$65,721.86. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Mr. Hensel made a motion, seconded by Ms. Silvernail, to pay the July payroll in the amount of \$38,570.42. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Mr. Hensel made a motion, seconded by Mr. Doratt, to pay the July sanitary sewer invoices in the amount of \$37,254.57. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

### **Old Business:**

Susan Boswell representing JYF Partners is requesting an additional 12 month conditional use extension. Ms. Boswell stated that the hold up is due to sanitary sewer module issues. Ms. Boswell stated that Ms. Silvernail requested that JYF contribute funds to the Township pursuant to the Township’s not yet enacted Act 209 Transportation Impact Fee Ordinance in exchange for an extension. Ms. Boswell stated that Mr. Lymberis has offered an additional \$332.00 per unit at the time of issuance of each building permit for each individual unit in Lafayette Square, which requires a payment of \$1,000.00 per unit, therefore making the total per unit permit to be \$1,332.00.

Ms. Silvernail stated that she is in agreement with the increase as long as the Board agrees as well. Mr. Pompo stated that this contribution should not reflect any other future contributions. Mr. Lymberis stated that this is a stand-alone contribution and that if there are any off sets with the Sadsbury Village Enhancement Project he will make additional contributions at that time.

Ms. Silvernail made a motion, seconded by Mr. Doratt, to extend the conditional use deadline for JYF /Lafayette Square for 12 months from September 15, 2007 to September 15, 2008 and to accept the additional \$332.00 per unit to be paid at the time that each \$1,000.00 permit fees are paid. With there being no questions from the public, Mr. Doratt voting "aye", Ms. Silvernail voting "aye", Mr. Hensel abstained, the motion passed.

### **New Business:**

Chief Groce stated that the police department conducted a department meeting and the officers are requesting to be paid every two weeks. Ms. Silvernail stated that she has no problems with changing the payroll to twice a month, but does not want to make the change mid third quarter, she recommends waiting to the first of the year to make a clean change at the beginning of a new year. Mr. Doratt states that he is in favor of the payroll change. The Board agreed to table this request until budget discussions.

Mr. Hensel stated that the new Township building is close to being done and feels the Board needs to make a decision regarding the police department on whether they should move or stay here in the old building. Mr. Doratt stated that his opinion is to keep the old building as a police complex. Mr. Hensel stated by letting them stay in the old building creates two sets of bills and computer issues with the current sharing of the network. Mr. Hensel stated that the old building could be sold or rented. Ms. Silvernail stated that her opinion is to have the police relocate to the new building and for the Township not to maintain the costs to 2 buildings.

Susan Boswell representing Lafayette Square presented that Board with the final submittal of the land development plans. Ms. Silvernail stated that if all paperwork and costs are in order the plan is accepted. Mr. Lymberis requested to be placed on the Planning Commission agenda just as a submittal.

The Board discussed the corn maze advertisement along Lincoln Highway and recalls the resident's lack of getting any permits last year. The Board directed Mr. MacCombie inspect the zoning and parking issues and report back.

Mr. Hensel made a motion, seconded by Mr. Doratt, to make the yearly contribution to Parkesburg Free Library in the amount of \$1,500.00. With there being questions among the Board on whether this number has ever increased over the years. The Board recalled the number has remained the same, it was suggested to make a possible increase next year. With the Board voting "aye", the motion passed unanimously.

Mr. Hensel made a motion, seconded by Ms. Silvernail, to make the yearly contribution to Coatesville Free Library in the amount of \$1,500.00. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Hensel made a motion, seconded by Mr. Doratt, to make the yearly contribution to Sadsburyville Fire Company in the amount of \$13,175.00. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Mr. Hensel made a motion, seconded by Ms. Silvernail, to make the yearly contribution to Pomeroy Fire Company in the amount of \$13,175.00. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

The Board discussed the proposal received from G.A. Vietri Inc. to install the voice and data wiring at the new Township building. After discussion the Board agreed to hire Vietri at \$3,950.00.

Mr. Hensel made a motion, seconded by Ms. Silvernail, to accept the proposal from G.A. Vietri Inc. to install the voice and data wiring at the new Township building to cost \$3,950.00. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

### **Public Comment:**

Alan Eagles asked if the Board ever considered changing the time of community day to have a fire works display. The Board stated it is too late in the year to have it this year, possibly next year. Mr. Eagles asked if they could discuss parking within the streets of Quarry Ridge? Mr. Hensel stated it’s a dead issue, “no parking on the streets”. Ms. Franco stated that cars have been parking blocking hydrants, stop signs and blocking driveways, and she stated that the police department is not currently writing tickets, which are fine with her, but what can they do? Chief Groce stated that a citation for blocking a stop sign or hydrant is \$104.00. The Board directed the police department patrol the streets in Quarry Ridge.

Rich Felice stated that he is concerned with his neighbor’s pool water draining on his property and contaminating his land. Mr. Felice stated that when the pool received its final inspection the inspector should have asked where the wastewater drains and it should have never been allowed. Mr. MacCombie asked if he could sample the water when it happens? Mr. Felice stated that he has never seen it happen, he was told by his neighbors, which have seen it happen. Mr. MacCombie asked if the drains location in on his property? Mr. Felice stated “no”. The Board directed Mr. MacCombie inspect the situation

Maggie Salewski stated that she understood that there was \$225,000.00 in the Octorara Glen escrow. Mr. Pompo stated that the Township requested \$175,000.00 and received \$128,000.00. Mr. Pompo stated that the default procedure has taken place. Ms. Salewski asked if this is enough money to finish the public improvements. Mr. MacCombie stated “yes” he believes it is, he is currently getting estimates. Mr. Salewski asked what is the time line? Mr. MacCombie stated it is up to the Board and the Board stated they are shooting for this year. Mr. Salewski stated that the 12’ huge dirt pile that remains is a danger to kids on BMX bikes that climb it. Mr. MacCombie suggested that that homeowners association place a construction fence around the pile.

Earl Taylor thanked the Board for the contribution to the fire company. Mr. Taylor asked if the Board considered his request to be placed on the budget for next year for jackets for

the emergency coordinators position. The Board stated that the budget meetings would begin in the fall.

Susan Franco asked if the Board could take action to get 611 Bedrock Road cleaned up? The Board stated that Eric Hawkins has received complaints and is currently on vacation until August 13, 2007.

Lilian Moore asked about the berm located behind her house? Mr. MacCombie stated that it was placed there to keep the industrial park noise away. Ms. Moore stated that she is a 60-year resident.

With there being no further business the meeting was adjourned.

Respectfully Submitted,

Lisa Myers  
Secretary/Treasurer