

**REGULAR MEETING
EAST NOTTINGHAM TOWNSHIP
BOARD OF SUPERVISORS
FEBRUARY 09, 2004**

The regular meeting of the East Nottingham Township Board of Supervisors was held in the Township building on February 9, 2004. Those present were Chairman, Samuel A. Goodley, Jr., Vice-Chairman, Thomas J. Olivieri and Supervisor, Charles D. Shelton; Zoning Officer, Kathy Kovach; Treasurer, Pamela A. Mason; Secretary, Mary Ellen McCormack; and numerous guests.

Chairman, Samuel A. Goodley, Jr., called the meeting to order at 8:05pm.

Vice-Chairman, Thomas J. Olivieri, led the Pledge of Allegiance.

On motion by the Chairman, seconded by the Vice-Chairman, it was unanimously approved to accept the agenda as Modified by position of Item VII.B(8).

On motion by the Chairman, seconded by the Vice-Chairman, it was unanimously approved to accept the minutes of the **Organizational Meeting of January 5, 2004.**

On motion by the Chairman, seconded by the Vice-Chairman, it was unanimously approved to accept the minutes of the **BOS Regular Meeting of January 5, 2004.**

On motion by the Chairman, seconded by the Vice-Chairman, it was unanimously approved to accept the minutes of the **BOS Work Session Meeting of January 20, 2004.**

On motion by the Chairman, seconded by the Vice-Chairman, it was unanimously approved to accept the minutes of the **2004 Budget Meeting of February 2, 2004.**

Treasurer's Report:

(1) **Bills for Approval:** The treasurer presented the monthly treasurer's report stating that East Nottingham's total cast assets amount to \$2,141,479.31. Bills totaling \$51,488.69 were presented for approval for payment from the General Fund. Income received for January 2004 totaled \$53,866.02 realized from taxes, escrow, court fines, franchise fees, permits, endowment fees, and yearly fire hydrant reimbursement. On motion by the Chairman, seconded by the Supervisor, it was unanimously approved to accept the Treasurer's Report and pay all bills presented from the General Fund for a total of \$51,488.49

(2) A second item presented for approval/authorization of the Supervisors was payment to Crawford, Wilson and Ryan, formerly Majesty Properties, for release of a check in payment of escrow as this was previously reviewed and approved by the BOS. Authorization was granted and payment approved.

Zoning Officer's Report: The Zoning Officer (ZO), reported a total of six (6) permits were issued during January for fees totaling \$3,843.00 with construction costs amount to \$572,355.

Updates:

(1) **Retention Pond Fencing** – The Zoning Officer reported the retention basin at Crowl Toot Road has been fenced as the developer (Hostetter) did comply with our request and concerned residents have been notified. This area will continue to be monitored. A thank you letter will be sent to the developer for addressing this matter so quickly.

(2) **Hopewell Ridge** – A motion was then entered by the Chairman, seconded by the Vice-Chairman authorizing Ron Ragan to contact the Conservation District on behalf of the township to inquire how the farmer might minimize run-off, and allowing a two (2) hour limit for consulting and inquiry. Motion approved unanimously.

East Nottingham Township
Bills for Approval
2/9/04

Date	Number	Payee	Description	Amount
1/9/2004	3027	Jack's Enterprises, Inc.	dual truck chains	50.00
1/9/2004	3028	Dave Ross	repair chain saw	186.12
2/9/2004	3029	Oxford Feed and Lumber	rod,shelf, support	17.91
2/9/2004	3030	William C. Weaver	backhoe rental	400.00
2/9/2004	3031	Cumberland Truck	parts for 92 dump tr, 644 loader	360.02
2/9/2004	3032	Race Moter Prentice Sales	repair dump truck cylinder	150.00
2/9/2004	3033	Adams Tire & Alignment	4 -superdrives for truck	1,164.00
2/9/2004	3034	Cameron's Inc.	truck parts,bldg & shop supplies	316.42
2/9/2004	3035	Farm Plan	644 loader parts	1,612.87
2/9/2004	3036	DM Stoltzfus & Son, Inc.	cinders to mix with salt	3,032.33
2/9/2004	3037	New Holland Credit	repair links	14.30
2/9/2004	3038	H.A. Weigand, Inc.	vandalism mark remover	70.75
2/9/2004	3039	LANCASTER TRUCK BODIES	bearing clip,blade guide assembly	222.25
2/9/2004	3040	Automotive of Oxford	loader, truck pts, antifreeze, fluids	531.01
2/9/2004	3041	Lawson Products, Inc.	copper cable cutter, bat term crimper	249.58
2/9/2004	3042	US Muncipal Supply, Inc.	battery 6V lantern	153.60
2/9/2004	3043	Keen Compressed Gas	cutting tips, welding gloves	51.23
2/9/2004	3044	ARAMARK	uniforms	384.71
2/9/2004	3045	SICO	diesel and heating fuels	687.47
2/9/2004	3046	Pennsylvania One Call System, Inc.	notification service (2 mos)	112.00
2/9/2004	3047	FreCom	repair radios, dura cases w/clips	109.90
2/9/2004	3048	Russel Baker	repairs	180.00
2/9/2004	3049	Ehrlich	pest control service	60.00
2/9/2004	3050	BFI	trash removal	60.03
1/9/2004	3051	PP&L	gas for heat	527.40
1/9/2004	3052	PECO	electric	498.78
2/9/2004	3053	Belmont and Crystal Springs	water for cooler	21.98
2/9/2004	3054	Nextel	cell phones	240.20
2/9/2004	3055	Verizon	phone, fax lines	284.51
2/9/2004	3056	AT&T	long distance	67.57
2/9/2004	3057	Ledger Newspapers	advertising	159.00
2/9/2004	3058	Daily Local News	advertising	740.17
2/9/2004	3059	H.A. Berkheimer	EIT commission (Dec&Jan)	1,189.88
2/9/2004	3060	Code Administrators, Inc	building inspections-OAHS	3,500.00
2/9/2004	3061	Charles Shock, Inc.	building reviews & inspections	600.00
2/9/2004	3062	John D. Coldiron	building reviews & inspections	3,408.88
2/9/2004	3063	Ragan Engineering	engineering fees	4,904.33
2/9/2004	3064	Winifred Moran Sebastian	solicitor fees	1,062.50
2/9/2004	3065	Gawthrop,Greenwood & Halsted	solicitor fees	143.00
2/9/2004	3066	Chester Water Authority	fire hydrants	8,494.20
2/9/2004	3067	FedEx	shipping charges	50.90
2/9/2004	3068	MMPMET	health, life, disability insurance	1,373.06
2/9/2004	3069	Armstrong	internet service	39.95
2/9/2004	3070	PHONEAMERICA CORP	phone system changes	275.00
2/9/2004	3071	Office Basics, Inc.	office supplies	113.32
2/9/2004	3072	Thomas Oliveri	mileage - Supervisor's seminar	58.46
2/9/2004	3073	Kathy Kovach	mileage	33.84
2/9/2004	3074	Mary E. McCormack	mileage, reimburse postage, map copies	70.47
1/9/2004	3075	Howard Wiley	reimburse for kerosene	25.26
1/9/2004	3076	Peoples Bank of Oxford	941 deposit	4,625.45

East Nottingham Township
Bills for Approval

		2/9/04		
2/9/2004	3077	PA Dept. of Revenue	PA withholding deposit	307.86
2/9/2004	3078	Majesty Properties	return remaining escrow	3,019.20
2/9/2004	3079	Hamlin, James	tax collector for Jan.	835.81
2/9/2004	3080	Mason, Pamela A.	treasurer for Jan.	705.29
2/9/2004	3081	H.A. Weigand, Inc.	balance on vandalism mark remover	80.50
2/9/2004	3082	FedEx	shipping charges	59.23
2/9/2004	3083	SICO	maintenance agreement	149.95
2/9/2004	3084	Code Administrators, Inc	building inspections-OAHS	3,500.00
2/9/2004	3085	Chester County SPCA	animal control	100.00
2/9/2004	3086	Ledger Newspapers	advertising	46.24
TOTAL GENERAL FUND EXPENDITURES				51,488.69

Roadmaster Report: The January Roadmaster Report was submitted and accepted as presented with no outstanding issues.

Training: MPC Made Easy – On motion by the Chairman, seconded by the Vice-Chairman, it was unanimously approved to authorize funding for Planning Commission Chairperson and Vice-Chair to attend subject training.

Business Carried Forward: Chairman reported a revised sketch of the property the township is interested in purchasing in efforts to align Fifth St and Waterway Rd has been requested and is currently being prepared and will be provided the sellers counsel.

New Items of Business:

A. Escrow Release – On motion by the Chairman and seconded by the Supervisor indicated the following escrows were unanimously approved for release; **Pennwood Subdivision**, Release #02 for \$98,470.00 (Goodley/Shelton); **Happy Harry's**, Release #06 for \$17,094.30 (Goodley/Olivieri); **Blackburn Knoll**, Release #09 for \$221.26 (Goodley/Olivieri); **Brightwell Reserves**, Release #04 for \$70.00 (Goodley/Olivieri); **Darlington Hunt IV**, Release #26 for \$70.00 (Goodley/Olivieri) and **Misty Meadows**, Release #11 for \$40.63 (Goodley/Olivieri)

B. Subdivision/Land Development Plans:

(1) **Lewis Tract** – On motion by the Chairman, seconded by the Vice-Chairman, it was unanimously approved to adopt Resolution #01-2004, Plan Revision of the Sewage Facility Act, for the Lewis Tract Subdivision as read in its entirety. Discussion then ensued concerning previously outstanding issues relative to the Lewis Tract Subdivision and was determined all matters have been addressed and complied with. Therefore, a motion was entered by the Chairman, seconded by the Vice-Chairman, granting preliminary plan approval to the Lewis Tract Subdivision and approved unanimously.

(2) **Plan Approval** – Reserves of Dunlap – On motion by Chairman, seconded by Vice-Chairman, it was unanimously approved to grant preliminary plan approval upon review of Planning Commission Secretary memo and Ragan Engineering letter submitted in support.

(3) **Extension Letters**

(a) A motion was entered by the Chairman, seconded by the Vice-Chairman and unanimously approved the Letter of Extension for **Hickory Hill**. Extension will run through and include the date of March 22, 2004.

(a) On motion by the Chairman, seconded by the Vice-Chairman, it was unanimously approved to accept the Letter of Extension for **Meadowview Estates**. Extension will run through and include the date of May 25, 2004.

(c) On motion by the Chairman, seconded by the Supervisor, it was unanimously approved to accept the Letter of Extension for **Ruth Coldiron Seven Lot Subdivision**. Extension will run through and include the date of May 21, 2004.

(d) On motion by the Chairman, seconded by the Vice-Chairman, it was unanimously approved to accept the Letter of Extension for **Hopewell Ridge**. Extension will run through and include the date of April 26, 2004.

(e) On motion by the Chairman, seconded by the Vice-Chairman, it was unanimously approved to accept the Letter of Extension for **Cooper Farm**. Extension will run through and include the date of April 13, 2004.

(f) On motion by the Chairman, seconded by the Supervisor, it was unanimously approved to accept the Letter of Extension for **Sam McMichael Land Development Plan** to run through and include the date of March 8, 2004.

Residents and Developers: Mr. Frank Lobb, of Cameron's Hardware, presented a request for waiver for a land Development plan relative to the implementation of an infiltration system that would encompass both the present building and a second identical building being planned for completion. Discussion continued with the BOS recommending tabling of this issue until such time a zoning hearing has been set and decision made, as a decision now would be out of order unless a variance is been approved.

Correspondence:

OARA letter 01/09/04, Update and Thank You for Contribution
Oxford Area Chamber of Commerce Invitation to "Eye Opener" Member Breakfast, 02/26/04
Union Fire Co Reports (12/01/03 – 12/31/03 and 01/01/04 – 01/31/04)
OASA Minutes, 12/17/03
SCEEMS, Inc. Annual Call Report for ENT
Local Gov't Commission Acts Signed Into Law by the Governor, 2003-2004
Oxford Public Library Minutes, 01/22/04
OASD Minutes (Revised), 01/23/04
SECCRE Minutes of 10/08, 11/12 and 12/10/03
Chester County Library Business News, Jan/Feb 2004

Supervisors: Implementation of Statewide Building Code – BOS reviewed this issue and possible alternatives. However, upon further discussion and review a motion was entered by the Chairman, seconded by the Vice-Chairman to schedule a meeting with townships building inspectors to review our existing code and compare to the UCC in efforts to comply with state statute. A second motion was then entered by the Chairman, seconded by the Vice-Chairman to contact our township solicitor to attend meeting when scheduled. Both motions were approved unanimously.

Recognition of Visitors:

Jerry Dunn inquired into status of property issue with Herr's. Chairman Goodley responded property owner is aware of odor and promised some action, perhaps removing materials from the area as a permanent solution.

Teri Rigby made inquires of the following; availability of minutes approved tonight; publication policy and duplication costs for copy services; length of time tapes are kept; copy of ZO report; purchase price of Hern/Hutchison property; new cost estimate of roads associated with new high school; budget item relating to road maintenance; State fund budget availability and Treasurer's absence at Budget meeting. All questions were answered and responded to in detail by Board of Supervisors and the ENT staff present.

Marianne Russo interested in dialogue concerning Emergency Management in effort to educate the public. Contact will be made with ENT Emergency Management Director, John Reynolds, with follow-up at later meeting.

Sharon McCardle discussed drainage basin issue at Valley View Circle and what measures can be done to alleviate continuing drainage problem. Chairman Goodley responded the township engineer and Roadmaster would be contacted and instructed to scheduled a meeting with residents involved.

John Coldiron discussed back-up support in absence of either building inspector and requested BOS to address this matter.

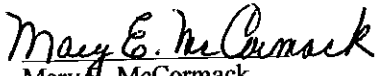
Ken Knapp presented pictures as evidence of recurring problems around his property and neighborhood. Chairman Goodley indicated the township engineer has been instructed to investigate this problem and report back to the BOS with action necessary to eliminate this problem.

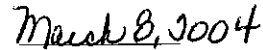
Joe Bauer reported the OARA will meet this Thursday, 02/11/04 at 7:00pm at the Elk Township building.

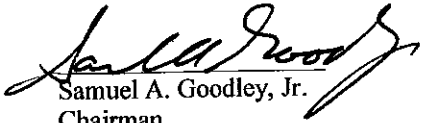
Adjournment: On motion by Chairman, seconded by the Supervisor, it was unanimously approved to adjourn the meeting at 8:35pm.


Respectfully submitted:

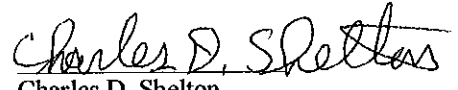
Approved:


Mary E. McCormack
Secretary


Date


Samuel A. Goodley, Jr.
Chairman


Thomas J. Olivieri
Vice-Chairman


Charles D. Shelton
Supervisor