

**ELK TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
July 5, 2010**

The Elk Township Board of Supervisors Regular Meeting convened at 7:00 PM at the Elk Township Building, Lewisville, PA. The following Supervisors were present: Palmer Durborow and Estace Walters. Supervisor Albert Jezyk, Jr. was not present.

PUBLIC COMMENT ON AGENDA ITEMS

There was no public comment.

ADMINISTRATIVE ACTION/PRESENTATIONS/CORRESPONDENCE

Lieutenant Tracy Brown, Avondale State Police Barracks

Lieutenant Tracy Brown of the Avondale State Police Barracks gave an overview of the Captain's objectives and goals. These include partnering with communities and communicating with municipalities. Monthly activity reports are provided to the Township and a Corporal or Sergeant will attend a Township meeting twice a year. Lieutenant Brown reminded residents to lock their vehicles, house and garage doors, and to protect their identification cards against identity theft.

Resolution No. 2010-07 Adoption for an Act 537 Official Sewage Facilities Plan for Elk Township

Pal Durborow explained that the Act 537 Plan was discussed at the July Board of Supervisors Meeting, and that Stan Corbett answered many questions about the plan. John Dennison asked about the requirement to pump on-site septic systems. Pal Durborow explained that the plan includes a draft ordinance requiring pumping and that compliance usually isn't an issue.

On a motion made by Estace Walters, seconded by Pal Durborow, the Board adopted Resolution No. 2010-07 Adoption for an Act 537 Official Sewage Facilities Plan for Elk Township. The vote was unanimous amongst Supervisors present.

Resolution No. 2010-08 Proposal for the Creation or Modification of an Agricultural Security Area Amos B. and Sarah M. Kauffman Tax Parcel #70-3-37 (47.6 Acres)

On a motion made by Estace Walter, seconded by Pal Durborow, the Board adopted Resolution No. 2010-08 Proposal for the Creation or Modification of an Agricultural Security Area Amos B. and Sarah M. Kauffman Tax Parcel #70-3-37 (47.6 Acres). The vote was unanimous amongst Supervisors present.

Resolution No. 2010-09 Opposition to Forced Local Government Mergers and Consolidations PSATS News Bulletin June 2010

Pal Durborow referred to PSATS June 2010 News Bulletin regarding House Bill 2431 and Senate Bill 1357 that would eliminate Townships. PSATS opposes the legislation and has provided a sample Resolution opposing these bills. The Board agreed to table this issue for the August Board of Supervisors Meeting.

2010/2011 Roadwork Material & Equipment Rental Bid Proposals

The Township received the following bid proposals for Road Material and Equipment Rental for the 2010-2011 season: Roadwork Equipment Rental Bid Proposals - 1) Mt. Rocky Trucking 2) Harlan

Construction Company; Winter Road Maintenance Equipment Rental Bid Proposals - 1) Carter & Sons Lawncare; Aggregate Bid Proposals - 1) Martin Limestone 2) D.M. Stoltzfus; Blacktop Mixes Bid Proposals - 1) Independence Construction; Liquid Asphalt Bid Proposals - No Bid Proposals. The Board reviewed and compared each bid line item by line item. An approximately \$600 difference was noted between the Mt. Rocky Trucking and Harlan Construction bids. The Mt. Rocky Bid included a lower bid price for four (4) pieces of equipment and the Harlan Construction bid included a lower bid price for two (2) pieces of equipment. The Mt. Rocky Trucking bid did not include a bid price for a Water Truck.

On a motion made by Estace Walters, seconded by Pal Durborow, the following 2010/2011 Roadwork Material & Equipment Contracts were awarded: Road Equipment Rental – Mt. Rocky Trucking; Winter Road Maintenance Equipment Rental – Carter & Sons Lawncare; Aggregate – Martin Limestone; Blacktop Mixes – Independence Construction. The vote was unanimous amongst Supervisors present.

Proposal for the Creation or Modification of an Agricultural Security Area - Oxford Gun Club Tax Parcels #70-3-16 (28.7 Acres) and #70-3-20.4 (28 Acres)

The Board acknowledged receipt of the Proposal for the Creation or Modification of an Agricultural Security Area for Oxford Gun Club Tax Parcels #70-3-16 (28.7 Acres) and #70-3-20.4 (28 Acres).

Proposal for the Creation or Modification of an Agricultural Security Area - Mark B. and Mary A. Gruber Tax Parcels #70-5-12 (30.9 Acres) and #70-5J-0028 (20.3 Acres)

The Board acknowledged receipt of the Proposal for the Creation or Modification of an Agricultural Security Area for Mark B. and Mary A. Gruber Tax Parcels #70-5-12 (30.9 Acres) and #70-5J-0028 (20.3 Acres).

Proposal for the Creation or Modification of an Agricultural Security Area - Phyllis E. Wax Tax Parcel #70-1-3 (16.8 Acres)

The Board acknowledged receipt of the Proposal for the Creation or Modification of an Agricultural Security Area for Phyllis E. Wax Tax Parcel #70-1-3 (16.8 Acres).

Proposal for the Creation or Modification of an Agricultural Security Area - B.K. Campbell Inc. Tax Parcels #70-5-5 (35.3 Acres) and #70-5-9 (62.2 Acres)

The Board acknowledged receipt of the Proposal for the Creation or Modification of an Agricultural Security Area - B.K. Campbell Inc. Tax Parcels #70-5-5 (35.3 Acres) and #70-5-9 (62.2 Acres).

PennDOT 5-Year Winter Traffic Services Agreement - 2010/2011 thru 2014/2015

The Board agreed to table this issue to the August Board of Supervisors Meeting.

Oxford Area Recreation Authority May 2010 Minutes & Request for Aggregate Contribution

Pal Durborow referred to the Oxford Area Recreation Authority (OARA) May 13, 2010 Meeting Minutes. The OARA has agreed to use the Township's annual payment towards the purchase of aggregate.

DEP Postcard for Planning Exemption – Steven Fisher Tax Parcel #70-3-38.3

Pal Durborow referred to DEP Postcard for Planning Exemption for Steven Fisher Tax Parcel #70-3-38.3. The postcard requires signature by a Municipal Official certifying that the Official Plan shows the area as an on-lot service area.

On a motion made by Estace Walters, seconded by Pal Durborow, the Board agreed to sign the DEP Postcard for Planning Exemption for Seven Fisher Tax Parcel #70-3-38.3. The vote was unanimous amongst Supervisors present.

The Bluffs at Big Elk Creek – URS Correspondence dated 6/28/10

Pal Duroborow referred to URS correspondence dated 6/28/10 advising that the site work has been satisfactorily completed at The Bluffs at Big Elk Creek. There are a few outstanding administrative and legal items to be addressed.

STAFF REPORTS

Secretary's Report

On a motion made by Estace Walters, seconded by Pal Durborow, the June 7, 2010 Board of Supervisors Meeting Minutes were approved. The vote was unanimous amongst Supervisors present.

Treasurer's Report

On a motion made by Estace Walters, seconded by Pal Durborow, the Bills to be Paid for July with the exception of Roadmaster Payroll were approved. The vote was unanimous.

Tax Collector

Real Estate: \$1,574.41

Planning Commission

Pal Durborow referred to the June Planning Commission Minutes stating that there was no new business.

Zoning Hearing Board

No activity.

Zoning Officer

Pal Durborow referred to the June Zoning Officer Report stating that one permit was issued; nine (9) inspections were performed; and seventeen (17) inquiries were received.

Roadmaster

Roadmaster Estace Walters referred to the June Roadmaster Report stating that he and Pal had a very productive meeting with PennDOT; he received numerous calls from the state police about damage from the storm; Brian Carter replaced signs on Baker Drive; and that Hank Henry replaced a pipe on Hookers Creamery Road and finished the Post Office parking lot.

Post Office Committee

No report.

Historic Commission

No report.

Open Space Committee

Melanie Hesse stated that John Goodall has received four (4) applications, and that she spoke with someone regarding setting up a meeting to discuss the Strawbridge property.

EXECUTIVE SESSION 7/5/10

Pal Durborow announced that an Executive Session was held with the Township Solicitor prior to tonight's meeting. Legal issues discussed in the Executive Session included ordinance amendments, criteria for the nuisance ordinance, and Mary Gruber's request for use of the Township Building's kitchen. The Township Solicitor has advised that there are many issues with using the kitchen for a commercial use and that sewage is a concern.

OLD BUSINESS

No old business.

NEW BUSINESS

Pennsylvania State Police Reports

Pal Durborow referred to the June 2010 Pennsylvania State Police Report.

PUBLIC COMMENT

Melanie Hesse stated that solar companies installing solar arrays on public land might be very lucrative. The Board agreed to follow-up with the Township Solicitor on how this could be addressed in the Zoning Ordinance.

Mark Plaughter asked if the well filter was installed in the Township Building. Pal Durborow confirmed that the filter has been installed.

Meeting adjourned at 8:25 PM.

Respectfully Submitted,

Terri Kukoda
Secretary/ Treasurer