

**ELK TOWNSHIP  
BOARD OF SUPERVISORS  
MEETING MINUTES  
November 3, 2008**

The Elk Township Board of Supervisors Meeting convened at 7:00 PM at the Elk Township Building, Lewisville, PA. The following Supervisors were present: Chairman, Palmer Durborow; Vice Chairman, Estace Walters; and Member, Albert Jezyk, Jr.

**PUBLIC COMMENT ON AGENDA ITEMS**

There was no public comment.

**ADMINISTRATIVE ACTION/PRESENTATIONS/CORRESPONDENCE**

**Fair Hill Estates Escrow Release Request #1**

On a motion made by Estace Walters, seconded by Al Jezyk, the Board approved the Fair Hill Estates Escrow Release Request #1 in the amount of \$133,530.00. The vote was unanimous.

**Hickory Hill Road Detour**

The Township received notice from McCormick Taylor that the Glen Hope Road covered bridge will be closed for reconstruction. Hickory Hill Road traffic will be detoured for approximately three weeks and construction will last two to three months.

**The Bluffs at Big Elk Creek Subdivision**

Pal Durborow referred to URS Corporation correspondence dated October 27, 2008 addressing various construction issues related to dedication. The developer has indicated that all outstanding work will be completed within several weeks.

**Agricultural Security Area Application Tax Parcel 70-3-41.1**

The Township received an application for inclusion in the Elk Township Agricultural Security Area for Tax Parcel 70-3-41.1 owned by Douglas and Torrence Young.

**Chester County School Districts Joint Purchasing Fuel Oil Bid**

The Board agreed to participate in the Chester County School Districts Joint Purchasing Board's bid for heating fuel oil.

**2009 Proposed Budget – SPCA Contract, Open Space Plan**

The Budget Work Meeting was held on October 14<sup>th</sup> and the 2009 Proposed Budget is available for inspection. Pal Durborow stated that the Board decided not to renew the SPCA Contract, and that updating the Open Space Plan is included in the budget.

**Township Building Water Tests**

Pal Durborow referred to Brandywine Science Center water tests performed in October reflecting that Coliform Bacteria is present. The well has been shocked and the Board will continue to do whatever is necessary to correct the situation.

### **Township Hall Rental**

Pal Durborow referred to the Township Hall Rental Agreement, which has been revised to reflect that bottled water must be used for drinking and all cooking.

### **2009 Audit – Appointment of Auditors/Accountant**

Township Auditor Craig Lewis will not be able to serve as Township Auditor in 2009. The Township Secretary will confirm with Phyllis Moore and Penny DeFrank if they will be able to serve as Township Auditors.

### **Frank Woolston Subdivision Plan Review Fees**

The Board agreed to direct the Township Solicitor to proceed with collection of unpaid review fees for the Frank Woolston Subdivision Plan.

### **Union Fire Company 2009 Agreement**

On a motion made by Estace Walters, seconded by Al Jezyk, the Board agreed to sign the Union Fire Company No. 1 2009 Agreement with a payment due of \$20,793.08. The vote was unanimous.

### **Executive Session**

Pal Durborow stated that an Executive Session was held with the Township Solicitor to discuss Peacedale Court, TJA Properties (TOJO Mushrooms) Zoning Hearing, and various legal issues.

### **STAFF REPORTS**

#### **Secretary's Report**

On a motion made by Estace Walters, seconded by Albert Jezyk, the October 6, 2008 Board of Supervisors Meeting Minutes were approved. The vote was unanimous.

#### **Treasurer's Report**

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

On a motion made by Al Jezyk, seconded by Pal Durborow, the Bill to be Paid for Roadmaster Payroll was approved. Estace Walters abstained from the vote.

#### **Tax Collector**

Real Estate: \$150.21

#### **Planning Commission**

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

#### **Zoning Hearing Board**

The TJA Properties (TOJO Mushrooms) Zoning Hearing scheduled for October 28, 2008 was cancelled and is postponed indefinitely. The hearing will be re-advertised and adjacent property owners re-notified when rescheduled.

**Zoning Officer**

Pal Durborow referred to the October Zoning Officer Report stating that two (2) Building Permits and no Use and Occupancy Permits were issued. On-going projects include The Bluffs at Big Elk Creek and various homeowner inquiries concerning zoning, codes, etc. Codes items include a Reisler Road resident dumping trash in East Nottingham Township. There were no Enforcement Notices.

**Roadmaster**

Estate Walters referred to the October Roadmaster Report stating that drains were cleared and tree branches picked up.

**Post Office Committee**

No report.

**Historic Commission**

No report.

**Open Space Committee**

No report.

**OLD BUSINESS**

No old business.

**NEW BUSINESS**

Estate Walters stated that Diana Hoopes of the Agricultural Preservation Board has contacted him in regards to the Maloney farm. Estate asked Mark Plaughter to discuss this with the Open Space Committee.

**PUBLIC COMMENT**

Mark Plaughter expressed concern about speeding on Route 472.

Meeting Adjourned at 7:30 PM.

Respectfully Submitted,

Terri Kukoda  
Secretary/ Treasurer