

**ELK TOWNSHIP  
BOARD OF SUPERVISORS  
MEETING MINUTES  
July 7, 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**

**Zoning Hearing Board – Appointment of Suzanne Dougherty**

On a motion made by Estace Walters, seconded by Al Jezyk, the Board appointed Suzanne Dougherty to the Elk Township Zoning Hearing Board. The vote was unanimous.

**Long View Farms Final Subdivision Plan**

On a motion made by Estace Walters, seconded by Al Jezyk, the Board accepted the Government Specialists, Inc. extension letter dated July 2, 2008, for the Long View Farms Final Subdivision Plan. The vote was unanimous.

**Buchanan Final Subdivision Plan Waiver Requests**

Pal Durborow stated that the Buchanan Final Subdivision Plan includes five (5) waiver requests for certain sections of the Subdivision & Land Development Ordinance. The Board agreed to address the waiver requests next month.

**The Bluffs at Big Elk Creek Subdivision – Drainage & Road Issues**

Pal Durborow stated that the Township Engineer conducted a site visit at The Bluffs at Big Elk Creek and will provide his recommendations.

**Roadwork Equipment Rental and Material Bids**

The following Roadwork Equipment Rental and Material Bids were received:

- Winter Road Maintenance Equipment Rental  
Carter & Son Lawncare, Inc.
- Roadwork Equipment Rental  
Harlan Construction Company  
Longs Asphalt, Inc.
- Blacktop Mixes  
Edgemoor Materials of Maryland, Inc.
- Aggregate  
No Bids Received
- Liquid Asphalt  
No Bids Received

On a motion made by Estace Walters, seconded by Albert Jezyk, the Board awarded the Equipment Rental Contract for Winter Road Maintenance to Carter & Son Lawncare, Inc. The vote was unanimous.

On a motion made by Estace Walters, seconded by Albert Jezyk, the Board awarded the Equipment Rental Contract for Roadwork to Harlan Construction Company. The vote was unanimous.

On a motion made by Estace Walters, seconded by Albert Jezyk, the Board rejected the Edgemoor Materials of Maryland, Inc. Blacktop Mixes Material Bid because of the Bidder's "Terms and Conditions" which were included in the proposal. The vote was unanimous.

The Board agreed to re-bid for Blacktop Mixes, Aggregate and Liquid Asphalt.

#### **DCED Grant – Township Building Parking Lot Re-paving**

The Township is applying DCED grant funds for re-paving the Township Building parking lot. Consultation with the Township Engineer and Township Solicitor is required for preparation of the specifications and bid package.

#### **PA Supreme Court Decision – Prevailing Wage Act**

Pal Durborow referred to a PSATS Bulletin regarding the PA Supreme Court Decision, which broadens the definition of "public work" under the Prevailing Wage Act.

#### **Chester County Health Department Correspondence dated 6/5/08 – Survey to Identify Risk Factors for Lyme Disease**

Pal Durborow referred to Chester County Health Department correspondence dated June 5, 2008 stating that there will be a follow-up survey to identify risk factors for Lyme Disease.

#### **Chester County Health Department News Releases #22 & #23 – Kitten/Cat Tests Positive for Rabies**

Pal Durborow referred to Chester County Health Department News Releases #22 and #23 stating that a cat in Lionville and a kitten in West Chester have tested positive for rabies.

### **STAFF REPORTS**

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

On a motion made by Estace Walters, seconded by Albert Jezyk, the June 2, 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 June, 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: \$775.36

**Planning Commission**

Pal Durborow referred to the June Planning Commission Minutes stating that the TJA Properties (ToJo Mushrooms) Zoning Hearing Application was discussed.

**Zoning Hearing Board**

The TJA Properties, LLP (ToJo Mushrooms) Zoning Hearing is scheduled for July 22, 2008 at 7:00 PM.

**Zoning Officer**

No report.

**Roadmaster**

Estate Walters referred to the June Roadmaster Report stating the following: weeds were trimmed on Brick Meeting House Road; trash was picked up and disposed; signs were installed; and a tree was removed from Hickory Hill Road.

**Post Office Committee**

Pal Durborow referred to the June 2, 2008 Post Office Committee Report stating the following:

Beginning Balance	\$12, 522.89
Income	\$1,832.00
Expenses	\$197.80
Ending Balance	\$14,157.09

**Historic Commission**

Pal Durborow referred to the Historic Resources Report listing homes and sites important to the history of Elk Township. The list will expand as the Commission does further research.

**EXECUTIVE SESSIONS**

Pal Durborow stated that the Board held an Executive Session to discuss employee issues. The Board will have an Executive Session with Sam McMichael to discuss various legal issues.

**OLD BUSINESS**

**King Row Road Intersection**

Albert Jezyk stated that Estate will follow-up on the tree at the intersection of King Row Road and Route 472.

**Township Building HVAC**

Albert Jezyk stated that the air conditioning unit would soon be installed in the Township Building.

**The Bluffs at Big Elk Creek**

Pal Durborow stated that the Township will follow-up with The Bluffs at Big Elk Creek in regards to snow removal and stop signs.

**NEW BUSINESS**

None.

**PUBLIC COMMENT**

Anna Scott asked if the day care business could continue if the property is sold and if agricultural animals are allowed. Pal Durborow referred Ms. Scott to Township Zoning Officer George Guss.

Linda Luker suggested that the Board not re-appoint Township Solicitor Sam McMichael because of pending charges, and asked that a letter regarding junk cars be sent to all Township residents. Pal Durborow stated that the Board will await the outcome of pending charges, and will deal with the issue of junk cars on an individual basis.

Meeting Adjourned at 7:50 PM.

Respectfully Submitted,

Terri Kukoda  
Secretary/ Treasurer