

**ROBESON TOWNSHIP BOARD OF SUPERVISORS**  
**REGULAR MEETING MINUTES**  
**November 20, 2012**

The Regular Meeting of the Board of Supervisors of Robeson Township was called to order by Chairman Feeg at 7:00PM prevailing time. The meeting took place in the Robeson Township Public Meeting Room located at 2689 Main Street, (Route 724) in Gibraltar, Berks County, Pennsylvania. The following members of the Board were present: Supervisors Brown, Love, Smith & Deeds. Also in attendance were Solicitor Christopher Hartman, Chief of Police Mark T. Phillips, Crew Leader Billy Lanza, Codes Officer Joe Boulanger, Engineer Gary Kraft and Manager Thomas C. Keim.

**Pledge to the Flag and Moment of Silence**

Ray Kase of National Penn Investors Trust reviewed the Uniformed & Non-Uniformed Pension allocations. The BOS will consider adopting Mr. Kase's recommendation on reinvesting portions of the pension plan at the next Budget Meeting scheduled for November 28<sup>th</sup>.

**ROADS, CODES & PUBLIC PROPERTY**

**Review / Award Supplemental Snow Plow Bid(s)** - Robeson Township received only 1 bid; Supervisor Deeds moved to award the Bid to Eshelman Transportation. Following a second by Chairman Feeg, the motion passed unanimously.

**Review Bids to Remove Cedar Trees on SR568** – Supervisor Deeds moved to authorize Mr. Week to remove the trees on SR568. Following a second by Supervisor Love, the motion passed unanimously.

**Discuss Property on Cocalico Road** – Joe Boulanger updated the BOS on the progress being made by Mr. Stankiewicz, property owner. Mrs. Davidheiser (neighbor) submitted a complaint under Ordinance #99-01 regarding storage of an unlicensed vehicle and lawn mower as well as junk on the Stankiewicz property. She explained how she looks through her arborvitae to peer through the fence, explained what she sees and cited excerpts from Ordinance #99-01 stating it is more current than Ordinance #84-21. Specifically, she wants the BOS and Code Enforcement Officer to adhere to Ordinance #99-01.

A very lengthy discussion ensued and the BOS directed Mr. Boulanger to talk to Mr. Stankiewicz about the non-operating truck and report back to the BOS.

Mr. Boulanger also reported about a complaint from a resident on **Spring Garden Lane** regarding a neighbor that has built a second residence & detached garage without any permits. Upon following up on this complaint, Mr. Boulanger did find this property to be in violation. The owners have since applied for a permit for the garage however the second dwelling will likely require a Zoning Hearing Board decision.

Supervisor Deeds informed Mr. Boulanger of numerous complaints he has received regarding Gregg Eshelman's accessory building that was to be used for storage of machinery; there is a wood stove in the building. Mr. Boulanger will check on this and report back to the BOS.

**POLICE**

**Resolution #12-18 - Authorizing the Reduction of Police Officers' Contributions to Police Pension Fund** –Supervisor Smith moved to adopt the Resolution; following a second by Supervisor Deeds, the motion passed unanimously.

Chief Phillips reported the 1997 Ford Explorer will not pass inspection due to the extensive repairs which need to be done and requested consideration of purchasing a new SUV vehicle.

**CITIZENS CONCERNS**

Bill Lampe asked if the BOS has any economic plan for the Township.

**APPROVE PAYMENT OF BILLS**

Supervisor Deeds moved to pay bills for the period of October 16 thru November 16, 2012. Following a second by Supervisor Smith, the motion passed on a roll call.

**MINUTES**

Minutes of the Supervisors Workshop of October 11, 2012 and Regular Meeting of October 16, 2012 were reviewed and approved upon a motion by Supervisor Deeds; Chairman Feeg seconded the motion which passed unanimously.

## **APPROVAL OF REPORTS**

The Treasurer's Summary, Sewer, Road & Building, Police, and Friendship (Geigertown) FC reports for the month of October 2012 were reviewed and unanimously approved upon a motion by Supervisor Smith that was seconded by Supervisor Smith. It was duly noted that no reports were available for the Gibraltar Fire Company and the September 2012 Friendship (Geigertown) FC report has not yet been received.

## **SOLICITOR**

### **Discuss Unpaid Invoices (ie, planning)**

1. **Redstone Valley** - The BOS listened to discussion from Bill Lampe regarding charges from the Township for his recent Zoning Change Request. He stated he did not receive any "back up" with the invoice he received and will not pay any charges over the \$1,000.00 application fee. Mr. Lampe also stated that if the Township proceeds to collection he is legally prepared to take this as far as necessary to not pay the invoice. Mr. Lampe also stated this is a "minority / women owned business" of which he holds 5% interest.

Solicitor Hartman read the following excerpt from page 3 of Resolution #12-02, the Robeson Township Fee Schedule, which was adopted January 17, 2012 at a Regular Meeting of the BOS and suggested the BOS consider increasing the fees for applications such as these:

*"Each Applicant will be invoiced additional charges when costs of review exceed the original fee deposited. All Applicants are required to pay fees equal to the costs incurred as a result of the review of the submittal. Any unused balance will be refunded to the Applicant".*

Mr. Lampe stated he was not informed of these additional charges and will follow up with his attorney. He requested a copy of the invoice with all backup documentation; Kathy Farrell stated she will have it ready for him first thing tomorrow morning.

2. **Paolo's Liquor License** – Solicitor Hartman noted this is another resident that refuses to pay his invoice. Kathy Farrell stated that Attorney Michelle Mayfield was working on this with Mr. Paolo Ligerio's attorney, Salvatore Folino and a mutual agreement was made to reduce the original amount of his invoice which, to date, has not been paid.

Following review & discussion, the BOS unanimously directed Solicitor Hartman to file with the District Justice to collect Mr. Ligerio's outstanding debt upon a motion by Supervisor Smith that was seconded by Supervisor Deeds.

**Reaffirm Declaration of Disaster Emergency (Hurricane Sandy)** – Supervisor Loved moved to reaffirm the Declaration; following a second by Supervisor Brown, the motion passed unanimously.

**Cedar Hill Estates – PUC right-of-way / Easement & Prehearing Conference Memorandum** – Solicitor Hartman recommended that the PUC hearing be postponed until Mr. Grande acquires all necessary ROW acquisitions for the railroad crossing upgrades; the BOS agreed.

## **PLANNING & ENGINEERING**

**Quaker Ridge Subdivision phase 5 – Final – waiver request** – The Board reviewed the Developer's request to not be required to paint double yellow centerline striping on uncurbed streets in phase V. On a motion by Supervisor Deeds which was seconded by Chairman Feeg, the BOS voted to deny the waiver request.

**Charles Beadencup variance** – The BOS unanimously agreed that a letter be sent to the ZHB from the PC & BOS that Mr. Beadencup must comply with following items upon a motion by Chairman Feeg that was seconded by Supervisor Smith;

- Screening be placed between the additions and the adjoining properties
- A land development plan be required
- Allow no addition be allowed closer to the rear yard than the existing setback (~10')
- Allow no addition be allowed closer to the side yard less than 15 feet

**Hayes Garage Land Development – acknowledge plan withdrawal** – Supervisor Deeds moved to accept the plan withdrawal; following a second by Supervisor Smith, the motion passed unanimously.

**Gundy - Gunhart Road Subdivision – consider approval** – Supervisor Love moved to conditionally approve the subdivision subject to all of the conditions imposed by Engineer Kraft and the plan being approved by the PC at their December meeting. Following a second by Supervisor Brown, the motion passed; Supervisor Deeds abstained.

**OTHER**

**Review Term Expirations** – reviewed.

**Reaffirm Authorization for Engineer to Attend MS4 Meeting 11/15/12** – Supervisor Smith moved to reaffirm attendance. Following a second by Supervisor Deeds the motion passed unanimously.

**Authorize Additional 2013 Budget Dates for Advertisement** – Supervisor Deeds moved to authorize advertisement of November 28<sup>th</sup> & December 27<sup>th</sup>; following a second by Supervisor Smith, the motion passed unanimously.

**Authorize Additional 30 Hours of Community Service** – Supervisor Deeds moved to authorize the additional hours; following a second by Supervisor Smith, the motion passed unanimously.

**Authorize Advertisement of 2012 CPA Resolution (for adoption in January 2013)** - Supervisor Deeds moved to authorize the advertisement; following a second by Supervisor Smith, the motion passed unanimously.

The BOS unanimously recessed to Executive Session at 10:26PM upon a motion by Supervisor Deeds that was seconded by Supervisor Smith.

The BOS reconvened and unanimously adjourned at 11:05PM upon a motion by Supervisor Smith that was seconded by Supervisor Deeds.

Respectfully Submitted,  
Kathleen C. Farrell,  
Recording Secretary