

ROBESON TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
September 18, 2012

The Regular Meeting of the Board of Supervisors of Robeson Township was called to order by Chairman Feeg at 7:14PM 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 Deeds, Smith & Brown; Vice-Chairman Love was absent. Also in attendance were Engineer Gary Kraft, Solicitor Christopher Hartman, Chief of Police Mark T. Phillips, Road Master David Wicklein, Crew Leader Billy Lanza, Code Officer Joe Boulanger and Manager Thomas C. Keim.

Pledge to the Flag and Moment of Silence

ROADS, CODES & PUBLIC PROPERTY

Thank You Letter to Beacon Container – Mr. Lanza stated he sent a thank you letter to Beacon Container Corporation for the file boxes that were donated.

Sterling Truck Update – Mr. Lanza obtained 2 quotes to paint the truck; 1 from Beem's @ \$2,100.00 and 1 from Love's @ \$2,200.00. Mr. Lanza was instructed to request Love's to lower their quote by \$100.00. Supervisor Deeds moved to award the painting quote to Love's in order to keep business within Robeson Township. Following a second by Supervisor Smith, the motion passed unanimously.

Milling & Patching – Mr. Wicklein stated the Road Crew is still milling and patching on Golf Course & Zion Roads.

Supervisor Deeds stated there is a manhole sinking on Golf Course Road near Siegel's; the Road Crew will dig it out to check what is causing the problem.

POLICE

Chief Phillips noted there have been issues on the Thun Trail. Also, a garage belonging to an individual who resides on Seyfert Drive had been burglarized resulting in a motorcycle being stolen. 2 days later during patrol, Officer Smith came upon 2 juveniles on motorcycles on Old River Road. He was able to obtain a VIN number from one of the motorcycles which had recently been painted, which verified it was the one taken from the garage off Seyfert Drive. Chief Phillips reported that Representative Gillen has been seen riding his bicycle on the Trail.

Officer Smith will be patrolling the Trail on Friday in conjunction with the Cumru Township bike patrol.

CORRESPONDENCE

Response to EAC Act 13 Letter from Rep. Gillen – reviewed.

CITIZENS CONCERNS

Mrs. Davidheiser inquired about the Stankiewicz property on Cocalico Road. Code Officer Boulanger stated bi-weekly inspections will be performed by him. Mrs. Davidheiser complained about the barn that is collapsed and the rubbish / garbage that can be seen from her property and requested it be cleaned up.

APPROVE PAYMENT OF BILLS

Supervisor Deeds moved to pay bills for the period of August 16, 2012 thru September 14, 2012. Following a second by Supervisor Smith, the motion passed unanimously.

FINANCE

Daryl Peck of Concord Public Finance to Discuss Loan Refinancing – Mr. Peck gave a brief presentation regarding the refinancing of the "note" from 2010. Supervisor Deeds moved to authorize Solicitor Hartman and Mr. Peck to prepare paperwork to lower the loan rate to 3.550% for 7.5 years and to extend the draw down period for an additional 2 years. Following a second by Chairman Feeg, the motion passed unanimously.

MINUTES

Minutes of the Supervisors Workshop of August 16, 2012, Regular Meeting of August 21, 2012 and Personnel Meeting of August 24, 2012 were reviewed. The minutes were approved upon a motion by Supervisor Smith that was seconded by Supervisor Deeds.

APPROVAL OF REPORTS

The Treasurer's Summary, Sewer, Road & Building, Police & Friendship (Geigertown) FC (including July) reports for August 2012 were reviewed and approved upon a motion by Supervisor Smith that was seconded by Supervisor Deeds. No reports were available from Gibraltar Fire Company.

PLANNING & ENGINEERING

Hayes Garage Land Development Plan – waivers – Engineer Kraft reviewed 3 waiver requests were approved by the PC and are before the BOS for approval.

1 & 2) §301.E.12. & §303.E.10. (tract corner markers) - Engineer Kraft recommended approval subject to setting the 2 points along the north line but not the far eastern side of the tract.

3) §301.E.21.a. (complete site topography) - Engineer Kraft recommended approval of that waiver as well.

Engineer Kraft stated the SEO has been put on notice to inspect the septic system; the permit application is in process. The PennDOT application is also in process. Supervisor Deeds moved to grant the waivers; following a second by Supervisor Smith, the motion passed unanimously.

Gundy-Gunhart Road Subdivision – planning modules & waivers –The PC recommended approval to forward the modules to DEP; they are before the BOS for action. Supervisor Smith moved to approve the modules and forward to DEP; following a second by Chairman Feeg, the motion passed. Supervisor Deeds abstained from the vote.

Engineer Kraft discussed a waiver request for frontage improvements that was discussed several months ago; a tree was required to be removed which was done. The tree has been removed and Engineer Kraft requested a motion approving the waiver request (§507.E.5.b.). Supervisor Smith moved to approve the waiver; following a second by Chairman Feeg, the motion passed. Supervisor Deeds abstained from the vote.

Quaker Ridge Subdivision phase 5 – preliminary plan approval – Engineer Kraft stated the PC approved the preliminary plan. Chairman Feeg moved to approve the preliminary plan. Supervisor Smith seconded the motion which passed unanimously.

Nickle Variance Application - Engineer Kraft reviewed the proposed variance application. The PC, after reviewing the proposal at length, unanimously approved Phase I without reservation and opposed Phase II stating the setback should remain. This is now before the BOS for action. Supervisor Deeds moved to approve Phase I and reject Phase II. Following a second by Supervisor Smith, the motion passed unanimously.

Plan Time Extensions Expire 9/30/12 (thru 12/31/12)

<i>*Preserve at Geiger's Mill-Single (P)</i>	<i>*Preserve at Geiger's Mill-Town. (P)</i>	
Park View Estates Sub (P)	Parkside Subdivision (P)	
Beaver Run Sub (P)	Gordon Subdivision (P/F)	Burkhart Subdivision (P/F)
Durnall Subdivision (P)	Quaker Ridge V Sub (P)	Gundy-Gunhart Road (P/F)
Weavers Orchard (P/F)	Gibraltar Estates (P)	William Hayes, Jr. L. D. (P/F)

Supervisor Deeds moved to approve the above time extensions minus the 2 **Preserves*. Following a second by Supervisor Smith, the motion passed unanimously. Chairman Feeg moved to reject both of the *Preserve @ Geiger's Mill Plans* pending receipt of a letter to renew the extension before the end of September. Supervisor Deeds seconded the motion and stated the rejection is due to non-compliance with the Township's Ordinance and any other items the Engineer or Solicitor may find. The motion passed unanimously.

The Preserve Subdivision – escrow release – Supervisor Deeds moved to approve the escrow release in the amount of \$2,362.50; following a second by Supervisor Smith, the motion passed unanimously.

Bridgeview Subdivision – escrow release – Supervisor Deeds moved to approve the escrow release in the amount of \$54,437.90 for maintenance of the subdivision on the condition that the remaining individual on-lot improvements would be installed as part of the building permit process; following a second by Supervisor Smith, the motion passed unanimously.

700 Cold Run Road – Engineer Kraft and Crew Leader Lanza inspected the property and only found evidence of the disconnected pipe and could not find any evidence of a pipe flowing sewage into the storm drain.

Supervisor Deeds stated that at the very end of Osprey Lane, Randy Badinger sold his home. An inspection of the on-lot system was performed by the SEO and it failed; the house is 8 years old. When the system was checked, ponding was found down in the stone. They pumped in about 500 gallons of water in a 24-hour period which is more beyond what is called for. Allen Madeira came out and would not fail the system because it was not coming out of the ground. All he had to do was write a letter stating that at the time of his inspection the system was working properly; he would not do that. The man ended up having to put another line in, another tank in, another pump in and dig up all the other lines and re-drill holes and recreate the whole thing again. Mr. Deeds stated his feelings are such that if Mr. Madeira is the SEO and he tells us the system has failed, he should write a letter stating as such; that all he had to do for the banker. Instead this has cost several thousand dollars; Mr. Madeira performed an inspection and failed the system stating there were too many holes in the line which is what caused the ponding. Discussion followed regarding the charge for inspection and re-inspection of the system as well as the charges.

Chairman Feeg moved to direct the SEO to address the BOS on his actions to approve or reject the system. Following a second by Supervisor Smith, the motion passed. Supervisor Deeds abstained.

SOLICITOR

Solicitor Hartman explained the details regarding the conditional approval previously given. Supervisor Smith moved to reaffirm the **Schultz Subdivision Phase I**, accept the SWM agreement. (Next month Mr. Hartman will bring a resolution for accepting the deed of dedication.) Following a second by Supervisor Deeds, the motion passed unanimously.

Adopt Ordinance #12-04 – Emergency Communication System Promissory Notes – Supervisor Deeds moved to adopt the Ordinance. Following a second by Supervisor Brown, the motion passed unanimously.

Supervisor Deeds moved to approve the relocation of the Township’s repeater to the Gibraltar Hill tower sight. Following a second by Chairman Feeg, the motion passed unanimously.

Review Lease Agreement between RTMA & BMA – The BOS reviewed the Lease Agreement and concluded when Robeson Township receives engineering confirmation of water available; a lease will then be provided.

OTHER

2013 Estimated Allocation Municipal Liquid Fuels - \$221,952.64 – to be received.

Collecting Public Debt – Manager Keim noted last month information from a company was passed out to the BOS for their review. Solicitor Hartman reviewed outstanding debt he obtained from the Prothonotary’s Office for outstanding debt, liens, or personal judgments from Robeson Township which he reviewed. Discussion followed regarding collecting public debt. Mr. Hartman reviewed the proposal from NCS Plus and stated they are not going to do anything more than his office would do for systematic collection process if requested by the Township. Discussion followed regarding fees that are in the Ordinance that was enacted a few years ago and his firm would take 25%; services are not done on a contingent basis, they will be billed as assigned. Information regarding the integrity of NCS Plus was reviewed and Mr. Hartman advised the BOS of their unfavorable findings. The BOS will review information and review in October.

Determine Dates for 2013 Budget Meetings – The BOS unanimously agreed, upon a motion by Supervisor Deeds that was seconded by Supervisor Smith, to hold the meetings on the following Tuesday evenings at 7:00PM in the conference room at 8 Boonetown Road:

October 2 nd	October 9 th	October 23 rd
November 13 th	December 4 th	December 11 th

Insurance – Supervisor Deeds moved to authorize Township Manager Keim to seek insurance quotes for year 2013, following a second by Supervisor Smith, the motion passed unanimously.

Uniformed Contract Negotiations - Supervisor Deeds moved to appoint Chairman Feeg as liaison for the uniformed contract negotiations. Following a second by Supervisor Smith, the motion passed. Chairman Feeg abstained from the vote.

Chairman Feeg moved to appoint Dan Becker, Esquire as Special Council for police matters. Supervisor Smith seconded the motion which passed on the following roll call vote:

Feeg	- Yes	Brown	- Yes
Smith	- Yes	Deeds	- No

Manager Keim announced there will be a Berks Municipal Partnership Breakfast on Friday, October 26th.

The BOS adjourned at 9:57PM upon a motion by Supervisor Smith that was seconded by Supervisor Deeds.

The BOS went back in to session at 10:09PM upon a motion by Chairman Feeg that was seconded by Supervisor Deeds.

It was announced that Chief Phillips is out of the Bargaining Unit; the Chiefs’ contract has been delegated to the Police Bargaining Committee.

The BOS adjourned at 10:13PM upon a motion by Chairman Feeg that was seconded by Supervisor Smith.

Respectfully Submitted,
Kathleen C. Farrell,
BOS Recording Secretary