

# EAST MARLBOROUGH TOWNSHIP

## BOARD OF SUPERVISORS

Meeting of the Board – January 3, 2012

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Chairman Cuyler H. Walker called the re-organization meeting to order at 7:30 p.m. in the Township Building. Board Members Richard E. Hicks, Eddie G. Caudill, Robert F. Weer and Richard P.S. Hannum, Jr. were also present, as was Solicitor Fronefield Crawford, Jr. and Engineer James A. Hatfield.

**Reorganization for 2012.** The following appointments were approved by vote:

Chairman	Cuyler H. Walker -(4-0, with Mr. Walker abstaining)
Vice-Chair	Richard E. Hicks - (4-0, with Mr. Hicks abstaining)
Manager/Secretary/Treasurer	Jane R. Laslo (5-0)
Code Enforcement Officer	Jane R. Laslo (5-0)
Solicitor	Fronefield Crawford, Jr. (5-0)
Sanitary Engineer	Mark Prouty of URS (5-0)
Traffic Engineer	Traffic Planning and Design (5-0)
Plan Review Engineer	James Hatfield of VanDemark and Lynch (5-0)
Road Liaison Supervisor	Robert F. Weer, Sr. (4-0, with Mr. Weer abstaining)
Planning Consultant	Glackin Thomas Panzak (5-0)
Roadmaster	Dennis Mellinger (5-0)
Assistant Roadmaster	Robert Weer, Jr. (4-0, with Mr. Weer abstaining)
Registered Elector	Mark Benzel (5-0)
Building Inspector	United Inspection Agency, Inc. (5-0)
Emergency Management Co-ord.	Robert F. Weer, Jr. (4-0, with Mr. Weer abstaining)
Voting Delegate to PSATS	Richard E. Hicks (4-0, with Mr. Hicks abstaining)
Library Representatives	Bill Landmesser and Heather Ramsey (5-0)
Fire Marshall	Chief, Longwood Fire Company (5-0)
Chief of Police	Gerald W. Davis (5-0)
Safety Liaison	Robert F. Weer, Sr. (4-0, with Mr. Weer abstaining)
Meeting time/Place	7 P.M. at Township Building, on First Monday of Each Month, except for September, which will be September 10, 2012
Treasurer's Bond	\$3,500,000 – Travelers Casualty and Surety
Open Records Officer	Jane R. Laslo
ORO for Police Matters	Lieutenant Robert Clarke
Depositories Authorized	PLGIT, First National Bank of Chester County, US Bank, Wachovia, DNB 1 <sup>st</sup> , and Boenning and Scattergood (4-0, with Mr. Walker abstaining).

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**Pending Building Inspections.** The motion to approve the various appointments was amended with respect to Building Inspection. By unanimous vote (4-0, with Mr. Caudill abstaining), the Board asked Mr. Caudill to complete work on the pending permits.

**Meeting Time.** By vote of 4-1, with Mr. Caudill opposed, the time for the public meetings for 2012 was set at 7 p.m.

**Chairman Walker** opened the regular public meeting by leading the group in the Pledge of Allegiance. He also noted that Supervisor Eddie G. Caudill, who has served East Marlborough for 43 years as Road Master, retired at the end of 2011. Mr. Walker thanked Mr. Caudill for service; the group rose in a standing ovation in recognition of Mr. Caudill's service.

### **Public Comment Period.**

**Diane Clayton** of West Locust Lane congratulated Mr. Hicks on his selection as president of CCATO.

**Mr. Walker** noted that Don Wells has concluded five years as Chief of Po-Mar-Lin; he will be succeeded by John Weer. Mr. Walker expressed appreciation to Mr. Wells for his years of service to the community

**Minutes of December 5, 2011.** By unanimous vote (5-0), the Supervisors approved the minutes.

**Minutes of December 23, 2011.** By a vote of 4-0, with Mr. Caudill abstaining, the Board approved the December 23<sup>rd</sup> minutes.

**Dittmer Conditional Use Order.** Chairman Walker introduced all twelve of the conditions in the proposed order:

- 1 – limiting the use to the office categories listed – Approved by unanimous vote (5-0)
- 2 – stipulating that the Order applies only to the existing buildings. Should the owner request an expansion sometime in the future, it will be necessary to come to the Board of Supervisors for an amendment to the Conditional Use Order- Approved 5-0.
- 3 – Providing for paving of existing drive, and consulting with township engineer with respect to impervious cover – Approved 5-0
- 4 – Limiting paving at the rear, to preserve the existing green buffer area – Approved 5-0.
- 5 – Requiring a Declaration of Cross Easements to be reviewed by Township Solicitor and recorded. Approved 5-0.

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6- Requiring “Exit only” and “Right Turn Only” signs at intersection with Route One. Approved 5-0.

7 – Providing for cooperation with the Township Engineer to achieve as much storm water management as possible. Approved 5-0

8 – Requiring compliance with ADA regulations – Approved 5-0.

9 – Requiring a contribution to Emergency Services of \$800. Approved 5-0.

10 – Requiring that the future use of the property be in accordance with the testimony and exhibits from the hearing.

11 -Providing for reasonable modifications to the Order by the Board of Supervisors without re-opening the hearing - Approved 5-0.

12 – Requiring reimbursement of all township expenses – Approved 5-0.

In a separate unanimous vote (5-0), the Board approved the entire Conditional Use Order, as modified.

**Dambro Erosion and Sediment Control Plan.** Jim Fritsch, P.E. of Regester Associates, presented the plan for stockpiling soil on Dambro’s 6+acre site in WMU District, accessing via a stone drive off Route 82, located on the Pratt property to the south. Mr. Sinclair asked the Board to reject the plan for the stockpiling, saying that he feared it would have an adverse impact on his stream. Jim Hatfield noted that the plan was brought to the Supervisors as a courtesy, but that Board approval is not needed, as long as the E & S Plan conforms to ordinance requirements. By unanimous vote (5-0), the Board requested additional information on the proposed stone access drive.

**New Bolton Center** Zoning Hearing scheduled for January 26, 2012.

**Route 82 Bikeway Project.** Regester and Associates submitted a proposal to complete needed surveying of land for utility and construction easements; the proposal was for \$6,500. By a vote of 3-2, with Messrs. Weer and Hicks opposing, the Board approved the survey proposal.

Supervisor Caudill left the meeting at this point.

**Resolution 2012-01 – Qualified Public Accountant.** By unanimous vote (4-0), the Board approved the resolution, naming Tim Umbreit the auditor for 2012.

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**Resolutions for Township Committees:**

**2012-04** – Confirming membership for the Planning Commission – Approved unanimously (4-0)

**2012-03** – Confirming membership for the Zoning Hearing Board – Approved unanimously (4-0)

**2012-05 – HARB** – Confirming membership, with exception of Building Official on the Board – Approved unanimously (4-0).

**2012-06- Confirming** membership on the Historic Commission- Approved unanimously (4-0).

Mr. Walker noted that the Board will consider amending the Zoning Ordinance to remove the requirement that a building official sit on the HARB.

**Bills.** Mr. Hicks requested that the list of invoices for payment be submitted to the supervisors earlier in the day. By unanimous vote, with each supervisor abstaining on a single item with a perceived conflict of interest, the Supervisors authorized payment of the invoices, with the following totals:

General Fund	\$117,964.28
Sewer Fund	\$380,338.83
Payroll	\$ 54,203.67

**Treasurer’s Report.** By unanimous vote (4-0), the Board approved the report, as prepared.

The public meeting was recessed while the supervisors went into executive session to discuss personnel matters.

**Resolution 2012-02** Approved by unanimous vote (4-0), establishing salary for Township manager.

The public meeting was adjourned at 9:25 p.m., at which point the Supervisors went into executive session with Solicitor Crawford to discuss a pending legal matter.

EAST MARLBOROUGH TOWNSHIP

Jane R. Laslo, Manager/Secretary