

TILDEN TOWNSHIP BOARD OF SUPERVISORS

Saturday, March 6, 2010
Regular Meeting

The Tilden Township Board of Supervisors met in the Township Municipal Building with the following present: Supervisors Gene Schappell, Russell Werley and Judy Romig, Township Secretary, Cheryl Haus, Police Chief Dennis Schwoyer and Solicitor James Lillis. A copy of the roster is on file with the secretary.

The meeting was called to order by Chairman Russell Werley, at 8:16 A.M., followed by the Pledge of Allegiance.

AN EXECUTIVE SESSION WAS HELD BEFORE THE MEETING TO DISCUSS LITIGATION.

PUBLIC PARTICIPATION -

Brian Meyers of Landcore Engineering Consultants, P.C. presented a Tilden Ridge plan for minor amendment to the Board. This amendment consists of signs, lighting, and reduced building sizes, including a reduction for the strip mall from 59,761 sq. feet to 55,800 sq. feet. **A motion was made by Judy Romig and seconded by Gene Schappell, upon recommendation from Ron Tirpak, Township Engineer, to accept the minor changes to the plan. Upon roll call, Romig, Schappell and Werley voted yes.**

A donation to the Tilden Township Police Department in the amount of \$3,995.00 was given by Frank LaRusso and Tammy Seitzinger, in honor of Taylor Seitzinger, for the purchase of a wireless Enradd system for the Tilden Township Police Department. Ms. Seitzinger thanked Officer McEllroy and Officer Schwoyer for all the help they received from the Department.

Chief Dennis Schwoyer and Supervisor Judy Romig thanked Mr. LaRusso and Ms. Seitzinger for the donation in honor of Taylor.

Dale Stoudt of 437 Hill Drive asked if the sewer inspector was employed as an employee or an independent contractor. At this time, the sewer inspector is an independent contractor.

Mr. Stoudt also questioned the amount of the fire tax. Mr. Stoudt used the Township assessment from the county website and also tax amounts from Hamburg Boro. Due to differences in what figures were used by the Township, there were inaccuracies. Mr. Stoudt was told to stop in the office to discuss the fire tax.

Anna Shollenberger of 772 Hex Highway stated that a letter received on November 24, 2009 stated hook-ups must be completed and quarterly charges will begin January 7, 2010. Ms. Shollenberger asked for an extension on paying usage fees due to the extreme weather conditions. Questions on number of homes already hooked up, number remaining to be hooked up, etc. were discussed.

Solicitor James Lillis advised the Board that the Ordinance requires the hook-up to the system and the Township is committed to debt service in paying for the sewer.

The Board is standing by the legal advice of the Solicitor and not allowing an extension.

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PAYMENT OF BILLS

A motion was made by Judy Romig and seconded by Gene Schappell to pay the following bills:

PAYMENT OF BILLS

General Fund - Ck# 16549-16593 in the amount of \$91,634.33 (2268 void)
Auto deductions in the amount of \$682.84
Payroll - Ck# 11337-11358 in the amount of \$15,511.13
ACH & EFTPS Transfers (Fed & State taxes) \$5,660.46
Cabela's Traffic Light Fund - auto deductions in the amount of \$34.65
Sewer Fund - Ck# 2260-2269 in the amount of \$59,953.54
Auto deductions in the amount of \$196.78
TIP Traffic Light Fund - Auto deductions in the amount of \$41.20
TIP Street Light Fund - Auto deduction in the amount of \$586.72
West Hamburg Street Lt Fund - Auto deduction in the amount of \$192.39
Building & Zoning Ck # 112 in the amount of \$2,394.10

DEBT SERVICE

Building - \$944,000.00
Tilden Collection System - \$4,610,655.42
HMA sewer expansion - \$3,305,362.70

Upon roll call, Werley, Schappell and Romig voted yes.

A motion was made by Russ Werley and seconded by Judy Romig to approve the payment of \$132,335.52 to Joao & Bradley for sewer installation. Upon roll call, Werley, Romig and Schappell voted yes.

APPROVAL OF MINUTES

A motion was made by Gene Schappell and seconded by Judy Romig to approve the February 6 & February 20, 2010 meeting minutes. Upon roll call, Romig, Schappell and Werley voted yes.

REPORT - POLICE

The report for February, 2010 was given by Chief Schwoyer. 33 shifts were covered, 272.50 hours were worked, 879 miles were put on vehicles and 67.40 gallons of fuel were used. (Additional information is available on the Police Report)
There will be a meeting with Commissioner Leinbach, Chief Schwoyer of Tilden and Chief Painter of Hamburg Boro on March 26, 2010.

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REPORT - SOLICITOR

The Ordinance to amend the C-2 district to the C-3 district was put on hold due to getting a traffic analysis of the area completed.

A motion was made by Judy Romig and seconded by Gene Schappell to authorize Kozloff Stoudt to schedule a public hearing on an amendment to the SALDO Ordinance, to add a new section requiring traffic impact studies. Upon roll call, Romig, Schappell and Werley voted yes.

A motion for Resolution # 11, 2010, was made by Russ Werley and seconded by Gene Schappell, Whereas, it being determined that entering into that certain Consent Order Agreement (COA) with the Pennsylvania Department of Environmental Protection (DEP), in order to protect the health, safety and welfare of the public, to avoid unnecessary additional litigation costs and penalties as may have otherwise been imposed upon the township, and it being otherwise in the best interest of the Township, and it being the recommendation of the Solicitor, the Board approves the COA and directs the Chairman and counsel to execute the COA and cause it to be delivered to DEP. Upon roll call, Werley, Schappell and Romig voted yes.

A motion was made by Gene Schappell and seconded by Russ Werley to authorize the Secretary, upon Consultation with the Chairman, to retain services of a local, independent attorney to review the code, up to \$200.00 per hour, to review the obligations of the township to defend and indemnify the codes officers, past and present, in the Perano vs. Tilden Township, et al, filed in Eastern District of Pennsylvania and related litigation. Upon roll call, Schappell, Werley and Romig voted yes.

Mike Hoffmann of 10 Foxwood Drive asked if there is a master Traffic study for the entire Township. Solicitor Lillis stated Tilden Township does have a Traffic Impact Fee Ordinance. Some analysis was done, however, it focuses on certain areas, conditions and roads in the Township.

REPORT - ZONING/SEO

Zoning / Building reports for February, 2010 were received.

REPORT - DRIVEWAY/ROADMASTER

The Roadmaster Report for February, 2010 was received.

A motion was made by Russ Werley and seconded by Judy Romig to pay James Landis and Mike Hoffmann, who were hired February 6, 2010 as CDL drivers, on an as needed basis, a wage of \$12.60 per hour. Upon roll call, Werley, Romig and Schappell voted yes.

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REPORT-SECRETARY

The secretary's report for February, 2010 was given by Cheryl Haus.

A meeting was held with Phil Harmon of R. J. Hall regarding the Pension Plan.

A meeting was held with Linda Sanchez, Loss Control Consultant for MRM, for insurance risks.

Tilden Township did not get funded for the DEP 902 recycling grant.

Tilden Township will not have a recycling facility at this time.

REPORT - PARK & RECREATION

A motion was made by Judy Romig and seconded by Russ Werley to accept the resignation of Joel Reimert from the Park & Recreation Board. Upon roll call, Romig, Werley and Schappell voted yes.

REPORT - OLD BUSINESS

A motion was made by Judy Romig and seconded by Gene Schappell to send a letter of support to Focus Development for a grant they are applying for. Upon roll call, Romig, Schappell and Werley voted yes.

REPORT - SUBDIVISIONS / LAND DEVELOPMENT

A motion was made by Russ Werley and seconded by Judy Romig to accept the 90 day extension for Contentment Farms, for review of the pending subdivision plan, until July 2, 2010. Upon roll call, Werley, Romig and Schappell voted yes.

REPORT - NEW BUSINESS

A motion was made by Russ Werley and seconded by Gene Schappell to award the bid for the Emergency Generator to Reading Electric in the amount of \$34,800.00, upon approval of all documents by Ron Tirpak, Township Engineer. Upon roll call, Werley, Schappell and Romig voted yes.

A motion for Resolution # 9, 2010 was made by Judy Romig and seconded by Gene Schappell, upon recommendation by the Pension Advisor, to reduce the Pension Plan eligibility from 6 months to 0 months of service to allow for immediate state funding. Upon roll call, Romig, Schappell and Werley voted yes.

A motion was made by Gene Schappell and seconded by Judy Romig, upon the recommendation of the Pension Advisor, to close the Government and High Quality Bond account, annual percentage of -2.44% and move the funds to the Bond and Mortgage Account, annual percentage of 8.37%. Upon roll call, Schappell, Romig and Werley voted yes.

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A motion was made by Judy Romig and seconded by Russ Werley to approve the Pleasant Hills Mobile Home Park license for 2010. Upon roll call, Romig, Werley and Schappell voted yes.

A motion for Resolution # 10, 2010 was made by Judy Romig and seconded by Gene Schappell, to amend the Schedule of Fees and charges for requests, to include fees for fire code inspections as per the attached fee schedule. Upon roll call Romig, Schappell and Werley voted yes.

The office will check into an off-site back-up for the computer system and present information at the next meeting.

Anna Shollenberger asked about her request to have a traffic study done @ Route 61, Jetson Drive and Cabela Drive and what PennDOT's response was. A request for a Traffic Study has not been sent to PennDOT yet.

Dale Stoudt asked why an Emergency Generator was not included when the building was built. Our Emergency Management Plan was not in place when the building was built. The generator is now needed for Emergency Management. A grant was received from Representative Tim Seip to help pay for the generator.

MISCELLANEOUS CORRESPONDENCE was available with the Secretary as well as minutes and reports of all Boards in Tilden Township.

ADJOURNMENT

A motion was made by Gene Schappell and seconded by Judy Romig to adjourn the meeting at 10:04 A.M. Upon roll call, Werley, Romig and Schappell voted yes.

ATTEST:

Cheryl A. Haus
Secretary