

BERWICK TOWNSHIP, ADAMS COUNTY  
BOARD OF SUPERVISORS  
REGULAR MEETING  
June 14, 2010

**CALL TO ORDER**

The June 14, 2010 regular meeting of the Berwick Township Board of Supervisors, Adams County, was held in the Berwick Township Municipal Building, 85 Municipal Road, Hanover, PA. Chairman Robert Foltz called the meeting to order at 6:00 pm. Present were Supervisors' Fred Nugent, Earle Black, Alan Carey, and Peter Socks along with Solicitor Tim Shultis and Township Secretary Janny Graham. All stood for the Pledge of Allegiance to the Flag.

**CITIZEN COMMENTS**

UNITED HOOK & LADDER – Representative from the fire company gave reports for April & May. Ambulance Club solicitation is being mailed out to residents.

EARP – Chief Then gave a report from the police department for the past month activities.

JOHN LINGG (Destiny Estates) – The Board instructed Mr. Lingg that he would need to attend the Zoning Meeting on Thursday, July 1 at 9:00 a.m. with his request.

**APPROVE CONSENT AGENDA**

MINUTES, BALANCE SHEET, ROAD MASTER'S REPORT – Fred Nugent made the motion to approve Minutes for May 24, the Balance Sheet and Road Master's Report for May. Alan Carey seconded and the motion carried with 4 yeas and Bob Foltz abstained from voting for the Minutes because he did not attend May 24<sup>th</sup> meeting.

**APPROVE BILL LIST**

BILL LIST & PAYMENTS – Fred Nugent motioned to approve Bill List and payments for 5/11 – 6/14, Bob Foltz seconded and the motion carried with 5 yeas.

NASASP BILL – Board does not want to renew.

OFFICE FURNITURE – Fred Nugent made the motion to approve the purchase of new office furniture, Pete Socks seconded. Discussion was opened. The motion carried with 4 yeas and 1 nay by Earle Black.

INTERNET CONNECTION – Fred Nugent made the motion to approve wireless internet connection for Dean's Computer. Pete Socks seconded and the motion carried with 5 yeas.

WHITMAN'S PLUMBING – Whitman's Plumbing, Electrical & Mechanical 2010 Maintenance for Gorman Rupp 4" pump was approved by the Board.

**CORRESPONDENCE**

MAKE-A-WISH – Received acknowledgement from "Make-a-Wish" for the waiver regarding Fridinger's pool.

BANGE SEWER ACCOUNT – Sewer Account for Bertha Bange at 2319 Carlisle Pike was discussed because of correspondence received from Ms. Bange. Letter will be sent to Ms Bange to let her know that the sewer does not qualify for exemption and the account is an open account and is due. The letter will also state that she may contact our Solicitor for a complete explanation.

VILLA VISTA – Phone call regarding Villa Vista and SR194 intersection was discussed. There is no action that can be taken at this time.

RESIDENTIAL SPRINKLER SYSTEMS – Fred Nugent made the motion to have the Zoning Officer research the effect this requirement may have on the Township and contact MDIA to find out what his recommendations would be and report back to the Board of Supervisors. Bob Foltz seconded and the motion carried with 5 yeas.

ROBERT COLEMAN – Reviewed Coleman's email request for Trust Fund information and the letter from Township sent to Mr. Coleman.

### **UNFINISHED BUSINESS**

SIGNAL LIGHT AT SR94 & 30 – Earle Black made the motion to approve shop drawings from Herbert, Rowland & Grubic for Signal Light at SR94 and SR30. Pete Socks seconded and the motion carried with 5 yeas.

RESURFACING ROADS – Discussion on the roads to be resurfaced by single seal coating are Race Track Road, High Rock Road, Huff Road and Hersey Heights Road. Pete Socks made the motion to advertise for bidding and request that the amounts for each road be separated in the bids. Alan Carey seconded and the motion carried with 5 yeas.

HIRING PART-TIME HELP – Discussed the need for hiring someone to clean and for part-time help. Secretary will get information from local temporary services.

### **NEW BUSINESS**

BACK HOE REPAIRS – Discussion regarding repairs needed on the Back Hoe model 88. Cost to repair would be more than the equipment is worth. Board will do more research.

LIFE INSURANCE FOR ZONING/PERMIT OFFICER – Dean Hempfing was hired with the agreement that the township would pay for his life insurance coverage through PSATS.

COMCAST INTERNET – Discussed the option of service but there would be a cost to set it up.

SECRETARY TIME OFF – Earle Black made the motion to approve scheduled time off for the secretary at the first of July. Pete Socks seconded and the motion carried with 5 yeas.

OFFICE HOURS – Discussed new office hours from 9 am to 4 pm Monday through Thursday. Secretary will work a minimum of 32 hours per week with flexible starting time before 9 am and flexible ending time after 4 pm each day. Board approved new hours.

### **PERMIT ZONING REPORT**

PERMIT OFFICER – Reviewed May Permit Officer's Report.

### **EARP REPORT**

EARP REPORT – Fred Nugent gave a report regarding the arbitration progress with the Police Department. He also gave a brief update report regarding Officer Rick Philips progress.

### **SOLICITOR'S REPORT**

VULCAN CONSTRUCTION (Board of Assessment Appeals) – The Pretrial Conference has been extended to August 12.

CALVARY CHRISTIAN CENTER LAW SUIT – Solicitor has not been able to acquire special counsel for the township so he will continue to handle case. Township has received information from Selective Insurance stating that the E&O coverage of our insurance will not cover township legal expenses. Solicitor received an extension for filing answer to the Defendants' Complaint which will be ready to file this Friday. Supervisors need to review and have Chairman Bob Foltz sign by Friday. Earle Black made the motion to have Chairman verify the answer by signature, Pete Socks seconded and the motion carried with 4 yeas and Alan Carey abstained.

INSITE DEVELOPMENT – Township received the Chapter 11 Filing and reviewed information. Berwick Sewer is on the list for accounts to be paid. Pete Socks made the motion to approve direct billing for the sewer to the residents of Eagle View Development and to have the solicitor proceed through the court system for approval. Alan Carey seconded and the motion carried with 4 yeas and 1 nay by Earle Black.

RIGHT TO KNOW – Received request for a copy of the Township Cable Franchise Agreement from Ian Peterson of Philadelphia, PA. Secretary will contact the person for payment of copy fees and postage before mailing information.

TAX COLLECTOR RATE – Rate for the next 4 year term 2010 through 2013 has not approved by the board. The Solicitor will review the guidelines that must be followed and report back.

BERKEYS PIPE ESCROW FUND – Solicitor reported that the \$5100 was to be held in escrow until the improvements of the industrial park were accepted by the Township and at that point the Township Engineer would inspect the pipe. If the Township Engineer determines that the pipe is not in satisfactory condition, Mr. Smith shall have the option of either repairing or replacing the pipe prior to acceptance by the Township. If Mr. Smith chooses to replace the pipe, the \$5100.00 may be used by Mr. Smith to offset the cost of replacement. If Mr. Smith chooses to repair the pipe, the \$5100.00 may not be used to offset the cost of repair and shall be deposited into the Township's General Fund for use as it deems appropriate. Solicitor will check with Township Engineer to see what the status is on the pipe.

#### **CITIZEN COMMENTS**

None

#### **QUESTIONS FROM THE PRESS**

None

#### **ADJOURNMENT**

Pete Socks made the motion to adjourn at 7:48 pm, Bob Foltz seconded and the motion carried.

Respectfully submitted by

Janny Graham, Township Secretary