

**FRANKLIN TOWNSHIP
BOARD OF SUPERVISORS MINUTES
JANUARY 10, 2007**

Call to Order:

Chairman Juanita Bennett called the meeting to order at 7:03 pm. Present were Supervisors Dick Whipple, Norm Hughes, Roger Wilson and Teddy Price. Also present were Solicitor Vince Donohue, Phil Geoghegan, Chairman of the Open Space Committee, Township Engineer John Theisen of LTL, Stan Corbett of URS, Jeffrey Eastburn, Assistant Township Manager and Stephen Ross, Interim Township Manager-Secretary. There were approximately seven members of the public in attendance.

Public Comment: No public comment

Approval of Minutes:

The Minutes of December 13, 2006 were deferred for Board consideration on January 17, 2007

Old Business:

Colonial Meadows Temporary Holding Tank: Mrs. Bennett deferred this to Mr. Ross for explanation. Mr. Ross explained that Mr. Ed Nuzzaci, a future resident of Lot 35, Colonial Meadows is approaching the Board of Supervisors for approval of a temporary holding tank to handle domestic sewage on his property. The developer, Pulte Homes, was advised in November by the Chester County Health Department (CCHD) that construction of the approved elevated sand mound would have to be delayed until later in the spring when the surface was dry and found acceptable for its construction. Thus, Pulte Homes and Mr. Nuzzaci are seeking Township approval to use the proposed tank from the on-lot system to serve as a holding tank until the sewage system is finally built to the standards of the CCHD. Mr. Stan Corbett of URS has verified that \$25,000 surety from Pulte is sufficient to cover a mishap as more clearly defined in the proposed Temporary Sewage Holding Tank Agreement. The Solicitor has reviewed and approved the agreement. Mr. Robert Williams and Mike Clineff of Pulte Homes provided additional background information and advised that they were prepared to submit a check to the Township in the amount of \$25,000. Mr. Whipple moved, seconded by Mr. Hughes, to approve the agreement subject to clarifying the right party to execute the agreement. Mr. Williams advised that Pulte is owner until such time as the property is conveyed and the Township issues a use and occupancy permit. Motion carried by a vote of 5-0.

Botanical Survey of Franklin Township: Mr. Phil Geoghegan was present to explain the purpose of a Botanical Survey of the Township, the cost of the survey and the timeframe for completing the study. The objective of doing the survey is part of a larger effort to survey the whole White Clay Creek watershed. The cost of the survey is

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\$5,000. The White Clay Creek Mgt. Committee is encouraging this effort and will pay 50%. Phil is prepared to submit a grant application to the TreeVitalize program, to determine if they will fund 25%. Depending on the success of this grant application, the Township's share of the cost will be \$1,250 or \$2,500. Mr. Whipple moved, seconded by Ms. Price, to approve the Botanical Survey as outlined in the proposal from the Open Space Committee. It was suggested by Mr. Wilson that the information be contained in the newsletter and Mr. Geoghegan advised that an article would be prepared for that purpose. Motion carried by a vote of 5-0.

Additional Open Space Committee Business: Mr. Geoghegan provided an update regarding the Trail Feasibility Study and the process for selecting a consultant.

Mr. Geoghegan has been in contact with Greg Cary of PECO to gain approval from PECO to use part of their easement for purposes of constructing a network of trails.

Mr. Geoghegan announced that the White Clay Creek Watershed has a new brochure that will soon be available to the Township. A decision will be made regarding how many brochures must be secured and who will receive them.

Mr. Geoghegan recently received a sample White Clay Creek road signs identifying the creek along Penn Dot roads. Working with Township Staff, the signs will be erected at various locations.

Construction Standards Handbook (CSH): Mrs. Bennett deferred this to Mr. Ross for explanation. Mr. Ross explained that the CSH has been in the works for at least 24 months by John Theisen of LTL, Inc. The handbook has been reviewed and approved by the Township's Planning Commission. The purpose tonight is to have Mr. Theisen provide a brief review of the handbook, answer any questions from the Board and the public, and authorize the Solicitor to provide a final review and to prepare an ordinance for consideration of adopting the CSH. The ordinance and CSH would return to the PC for final review and recommendation and then back to the Board of Supervisors. Mr. Theisen provided an overview of the 30 page document and what the CSH will accomplish through improved construction of new developments in the Township. Mrs. Bennett moved, seconded by Mr. Wilson, to authorize review by the Solicitor of the CSH and when satisfied with the document, it will be publicly advertised for final consideration by the Planning Commission and Board of Supervisors. Mr. Donohue indicated that he would work with Mr. Theisen to remove any inconsistencies between the SALDO and CSH. Motion carried by a vote of 5-0.

Approval of Letter to Avon Grove School District (AGSD): The Solicitor prepared a letter that could be sent to the AGSD's Board of Directors for the purpose of supporting the future use of Kemblesville Elementary School as a school facility. Mr. Donohue provided an explanation on the sale of school properties and the process that is followed. The Board discussed sending the letter but there was concern that one or more schools could be submitting a bid for the purchase of the property and the Township didn't want to be in a position of supporting one school over another. The Solicitor will revise the letter so

FOR APPROVAL

that it will be general and not specific to a type of school. Ms. Price moved, seconded by Mrs. Bennett to direct the Solicitor to prepare this more generalize draft letter such that the Board, on 1/17/06, could discuss and decide upon the sending of said communication to the School Board. Motion carried by a vote of 5-0.

Field Use – Crossan Park: Mr. Eastburn presented a memo dated January 5, 2007 outlining the issues associated with overusing the fields for baseball, soccer and flag football. Currently there are 189 sporting events requested by the various leagues for the 90 ft field (that includes the soccer / flag football field) in 2007 for the 90' field. Mr. Eastburn, after conferring with Penn State personnel, is recommending that a maximum of 125 events be allowed on the 90 ft field in 2007. The Board discussed the pros and cons of reducing the use of the park and the potential consequences including loss of service to Franklin Taxpayers. It was noted that the park serves as a regional facility and the residents of Franklin are actually minority users of the park. It was discussed that the Township is taking a proactive step in developing plans for the construction of a new soccer / flag football field in the right meadow of the park. Mr. Eastburn reminded the Board that the leagues, while they were submitting usage requests, had repeatedly been advised that the ultimate number of events permitted could be less than requested, based on recommendations by the Township's turf management expert, Ms. Bosold. Ms. Price moved, seconded Mr. Hughes, to authorize the scheduling of 130 events on the 60 ft. field and 140 events for the 90 ft. field for the forthcoming season. Motion carried by a vote of 3-2 with Mr. Wilson and Mrs. Bennett voting no. Mr. Whipple moved, seconded by Ms. Price, that if the numbers as stated above are to be changed it must be by vote of the majority of the Board at a public meeting. Motion carried by a vote of 4-1 with Mr. Wilson voting no.

New Business: No new business.

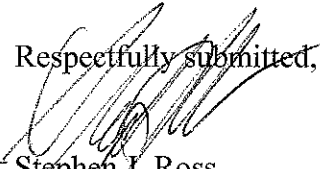
Other Business:

Mrs. Bennett announced that the Board of Supervisors met today in executive session with the Solicitor to discuss pending legal matters.

Public Comment: No public comment

Adjourn: The Meeting was adjourned at 8:25 p.m.

Respectfully submitted,


Stephen J. Ross
Secretary

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