

APPROVED

FRANKLIN TOWNSHIP BOARD OF SUPERVISORS MINUTES OCTOBER 20, 2010

Call to Order:

Vice Chairman Nan Latimer called the meeting to order at 7:05 p.m. Present were Supervisors Overton, Brindle and Hughes. Supervisor Whipple was not in attendance. Also present were Solicitor Mark Thompson, Assistant Township Mgr. Jeff Eastburn and Township Secretary Sharon Norris. There were 4 members of the public in attendance.

Public Comment: No Public Comment.

Approval of Minutes:

- a. September 15, 2010: Ms. Latimer moved, seconded by Mr. Overton, that the Board approve the September 15, 2010 Minutes as presented by the Township Secretary. Motion carried unanimously.
- b. Resolution 2010-32: Ms. Latimer moved, seconded by Mr. Overton, that the Board approve Resolution 2010-32, regarding the Disposition of Records. Motion passed unanimously.

Reports:

- a. Treasurer's Report: Ms. Latimer moved, seconded by Mr. Overton, to approve the September 2010 Treasurer's Report as presented by the Township Treasurer, including disbursements and transfers from the General Fund totaling \$79,420.77; the Park & Rec Fund totaling \$14,305.23; the Open Space Fund totaling \$8,217.77; the Emergency Services Fund totaling \$17,192.49; and the Fire Hydrant Fund totaling \$399.30. Total balances in all funds as of 9.30.10 equal \$2,753,425.73. Motion passed unanimously.
- b. Solicitor's Report: No report.
- c. Zoning Officer Bldg. Inspector Report: Mr. Eastburn summarized the Zoning Officer's Report which included the issuance of 3 permits and 26 various building inspections.

Planning & Zoning:

- a. Planning Commission Report: The Planning Commission did not meet in October.
- b. HARB/Historical Commission Report: The HARB did not meet in October.

Escrow Release:

Ms. Latimer moved, seconded by Mr. Overton, to approve the full release of Energy Endeavors Improvement Escrow in the amount of \$172,705.56 at the recommendation

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of John Theisen, Township Engineer, in his letter dated 10/08/10. Motion passed unanimously.

New Business:

- a. Resolution 2010-33 – Schulz Property: Ms. Latimer gave background information regarding the addition of the 13.3 acre Schulz property to the Peacedale Preserve making the total acreage of the preserve approximately 200 acres. She advised that the Township received funding from both Chester County and DCNR. Ms. Latimer moved, seconded by Mr. Overton, to approve Resolution 2010-33, which authorizes the following: 1) the expenditure of funds in the amount of \$60,500 to Natural Lands Trust (NLT) to be used to acquire, in-fee simple, an approximate 13.3 acre property in Franklin Township identified as Tax Parcels 72-4-39 and 72-4-36; 2) the expenditure of \$13,300 towards the necessary and appropriate transactional fees and expenses incurred by NLT due to its acquisition of this property; and, 3) the authorization of the Chairman or Vice Chairman, Secretary and/or Treasurer and Solicitor of Franklin Township to do all things necessary and expend Township funds in furtherance of this Resolution for the acquisition of this property by NLT. Motion carried unanimously.
- b. 2010-2011 De-icing & Snow Removal Bid Award and 2010-2011 Interim Road Maintenance Bid Award: The bids were duly advertised in the Daily Local News on September 20th and 24th, 2010 and Yardworks, Inc. was the sole bidder for both services. Ms. Latimer moved, seconded by Mr. Overton, that the Board of Supervisors follow the recommendation of Assistant Township Mgr. Jeff Eastburn, in his October 12, 2010 memo and award the 2010-2011 De-icing and Snow Removal Bid and the 2010-2011 Interim Road Maintenance Bid to Yardworks, Incorporated, the sole responsible bidder for these projects. Motion carried unanimously.
- c. 2010 Road Improvement Program – Final Payment: Ms. Latimer moved, seconded by Mr. Overton, that the Board of Supervisors follow the recommendation of Township Engineer Scott Allen in his October 14, 2010 memo and authorize the payment of \$28,520.59 to Dan Malloy Paving Incorporated as the third and final payment of the 2010 Road Improvement Program. Motion carried unanimously.
- d. Communication from R. W. Whipple: Ms. Latimer explained that a letter was received from Mr. Whipple which, although well written, was somewhat ambiguous. After review, Solicitor Mark Thompson's opinion is that the letter did not state definitively that Mr. Whipple was resigning his position on the Township's Board of Supervisors and therefore, in Mr. Thompson's opinion, Mr. Whipple is still a member of the Board until further notice. Ms. Latimer, as Vice Chairman, will conduct meetings in Mr. Whipple's absence.

Public Comment: Planning Commission Chairman, Mr. Ralph Olivier, arrived at this point in the meeting and apologized for being late. He confirmed with Asst. Mgr. Eastburn that the Planning Commission will be meeting on November 4, 2010 and with Township Secretary Sharon Norris that the HARB meeting is scheduled for November 3rd and has been duly advertised for that date rather than November 2nd which is election day.

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Township resident, Penny Schenk, referred to the recent accident that occurred at the 841/896 intersection and asked the Board what the Township is doing to improve the safety issues at that intersection. Ms. Latimer advised that the Township is aware of the safety issues however since these are state roads, improvements must be approved and implemented by PennDOT. The flashing light that is operating at that intersection is the result of a two-three year study conducted by the 896 Corridor Task Force which consisted of representatives from four townships, including Franklin Township. The Board advised the resident to contact the local political representatives by phone and in writing and to encourage other residents to do the same. The Township will send an email to PennDOT regarding the ongoing safety issues as well. Ms. Latimer thanked the resident for coming to the meeting.

Adjourn: The meeting was adjourned at 7:24 p.m.

Respectfully submitted,

Sharon Norris
Township Secretary

BOS 10.20.10.v 2.er