

**WEST NOTTINGHAM TOWNSHIP**  
**Board of Supervisor's Meeting Minutes**  
**April 13, 2010**

Chairman Eric Todd called the meeting to order at 7:30 p.m. The pledge of allegiance was followed by a moment of silence.

**The following were in attendance:** Eric Todd, Patricia Vail, Gerald Cox, Candace Miller, Cynthia King, John Hays, Dorothy Hays, Benjamin R. Sacks, Sr., Carolyn G. Sacks, Benuel F. Stoltzfus, Amos Stoltzfus, Samuel F. Stoltzfus, Isaac F. Ebersol, and Edwin Herr.

The meeting was recessed at 7:31 p.m. for an Executive Session with the Codes Enforcement Officer to discuss the recommendation from the secondary Solicitor regarding the Sacks stipulation agreement. The meeting was reconvened by Mr. Todd at 7:43 p.m.

**COMMITTEE REPORTS** – Committee reports available from the Secretary.

**APPROVAL OF MEETING MINUTES**

**Board of Supervisors Meeting Minutes of March 16, 2010** – Mrs. Vail moved to approve the minutes from the Board of Supervisors meeting of March 16, 2010. Mr. Cox seconded the motion. Motion carried unanimously.

**EXECUTIVE SESSIONS**

The Board met with the Codes Enforcement Officer on April 13, 2010 to discuss the Sacks matter and the recommendation from secondary Solicitor on how to proceed.

**PRESENTATION**

Mr. Todd presented the first Community Hero Award to Edwin Herr and Herr Foods, Inc. for their outstanding service to the community. Mr. Herr was presented with a “Community Hero Award” certificate and a copy of Resolution 7-2010, which was adopted by the Board at the March 16<sup>th</sup> meeting. Mr. Herr thanked the Board for the honor and said that Herr Foods plans to continue to give back to the community.

**ANNOUNCEMENTS**

There will be a Zoning Board Hearing on May 5, 2010 at 7:30 p.m. to hear the zoning variance request of David Stoltzfoos. The application is on file with the Township Secretary and is available for public inspection.

The Board will be attending the Pennsylvania State Association of Township Supervisors State Convention in Hershey, PA from April 19-21.

**AGENDA COMMENTS**

Mr. Herr commented on the condition of the roads during the winter storms. He said that the Road Crew did a great job on the township's roads; better than other townships and the state.

The Board decided to defer the “Old Business” until after the “New Business” to give the Mrs. King an opportunity to prepare for the discussion on the Sacks matter.

## **NEW BUSINESS**

**Lease for Backhoe** – Mr. Cox moved to seek financing for the purchase of a backhoe through a municipal lease program provided by Fulton Bank and to authorize Chairman Eric Todd to sign the necessary documentation. Mrs. Vail seconded the motion. Motion carried unanimously.

**Letter from Planning Commission** – Mr. Todd read a letter from the Planning Commission. It appears that there was a lack communication regarding the review of one of the subdivisions. Everything is back on track.

**Transfer to Equipment Fund** – Mr. Cox moved to transfer 20% of the 2010 Liquid Fuels and Road Turn-back allocations, totaling \$21,788.29, to the Equipment Fund. Mr. Todd seconded the motion. Motion carried unanimously. Mr. Cox noted that there would be approximately \$84,000 in the Liquid Fuels account for road maintenance projects in 2010.

**Transfer of funds** – Mrs. Vail moved to authorize the Secretary/Treasurer to transfer up to \$40,000 to cover bills and expenses that may arise before the May 18<sup>th</sup> meeting. Mr. Todd seconded the motion. Motion carried unanimously.

**Union Fire Company Invitation** – All members of the Board will attend the Union Fire Company annual meeting on Wednesday, April 21, 2010. The Secretary will RSVP by Thursday, April 15.

**Chester County 2020** – This topic was tabled until the May meeting.

**Neighborhood Services Center** – Mr. Todd noted that the Township received 5 filing cabinets from the Neighborhood Services Center. The Board donates \$600 annually to the center, but wanted to consider an additional donation for the filing cabinets. Mr. Todd moved to increase the donation this year to \$700. Mrs. Vail seconded the motion. Motion carried unanimously.

**Tax Collector Audit** – Mr. Todd announced that the audit of the Tax Collector’s financial files has been completed and is available for public inspection during the Secretary/Treasurer’s business hours.

**Clean-up Day** – Mrs. Vail reported that 45 people came out on Saturday, April 10 to clean the trash and debris off the roads. They were able to clean roads that had not been assigned in previous years. Mrs. Vail thanked Stateline Baptist Church for providing the food for the event. She also thanked the West Nottingham Township Police for slowing traffic. This year, businesses in the community donated goods and/or services to be raffled. A list of the business who participated and the winner’s will be on the website on the “Announcements” page.

## **OLD BUSINESS**

**Sacks Matter** – Mr. Todd noted that at the March meeting, the Board gave Mr. and Mrs. Sacks an extension until April 12 to complete the clean-up of their property. After inspecting the property, Mrs. King determined that they had not met the terms of the settlement agreement and

that their property was still in violation of Township Codes. Mr. Sacks said that the weather has only been nice for a couple of weeks and that all the parts are on tagged trailers. He asked for additional time to remove the trailers. Mr. Todd moved to grant a 10-day extension until April 23, 2010 for the clean-up effort. In the event that the clean-up is complete the fine as stated in the settlement agreement will be waived. Mrs. Vail seconded the motion. Motion carried unanimously.

### **FINANCIAL REPORTS**

Mrs. Vail moved to accept the Treasurer's Report for the period ending March 31, 2010 subject to audit. Mr. Todd seconded the motion. Motion carried unanimously.

Mrs. Vail moved to accept the Bills List for the period March 17 to April 13, 2010, subject to audit. Mr. Todd seconded the motion. Motion carried unanimously.

Mrs. Vail moved to accept the Reconciliation Report for the period ending March 25, 2010, subject to audit. Mr. Todd seconded the motion. Motion carried unanimously.

### **PUBLIC COMMENT**

There was some discussion about LED street lights. Mr. Sacks asked if the Board had considered solar or wind-powered street lighting. Mr. Todd said that the Board would be attending the State Convention and would see they could gather information on alternative street lighting from exhibitors.

Mrs. Vail announced that tax bills would be in the mail some time during the last week of April.

### **ADJOURNMENT**

Mr. Todd moved to adjourn the meeting at 8:13 p.m. Mrs. Vail seconded the motion. Motion carried unanimously.

Respectfully Submitted,

Candace Miller  
Secretary/Treasurer