

PLUMSTEAD TOWNSHIP BOARD OF SUPERVISORS

July 15, 2008

Meeting Minutes

The public meeting of the Plumstead Township Board of Supervisors was held on Tuesday, July 15, 2008 at 7:40 p.m. at the Plumstead Township Municipal Building, 5186 Stump Road, Plumsteadville, PA.

Present:

Stacey Mulholland

Housley Carr (left meeting at 10:30 p.m.)

Vince Formica

Thomas Alvare

Jonathan J. Reiss, Esq.

Carolyn McCreary

Vice Chair

Secretary

Treasurer

Member

Township Solicitor

Township Manager

Absent:

Frank Froio

Chair

Vice Chairperson Stacey Mulholland called the meeting to order at 7:40 p.m. with a moment of silence followed by the Pledge of Allegiance.

CALENDAR AND ANNOUNCEMENTS:

The next meeting of the Board of Supervisors is the July 24, 2008 worksession. The Planning Commission meets on July 17, 2008.

PUBLIC COMMENT: NONE

PRESENTATION: **Recognition of Service – Steve Fleischer**

Ms. Mulholland read from the proposed resolution recognizing and commending Mr. Fleischer for his years of service with both the Plumsteadville Volunteer Company and the Point Pleasant-Plumsteadville EMS. **Motion** by Mr. Alvare, seconded by Mr. Formica to adopt Resolution 2008-12. With no additional comment, all voted in favor 4-0.

PRESENTATION: **Rite Aid Pharmacy**

The applicant's attorney stated they had previously appeared at the Board of Supervisors meeting on June 3, and requested to be placed on the agenda to review more architectural details of the project and obtain Board feedback. The applicant presented a revised plan along with a map of the existing area with commercial structures shown for comparison purposes. The Board discussed the possibility of removing the drive-thru altogether in lieu of reducing it from two lanes to a single lane. The applicant indicated the need for direction to determine if this was a viable project in the minds of the Board before proceeding and expending more resources on it.

SOLICITOR'S REPORT: **Jonathan J. Reiss, Esq.**

- 1. Roadway Signage Ordinance – Public Hearing:** Mr. Reiss stated the hearing was properly advertised in The Intelligencer with proof of publication being forwarded to Ms. McCreary. Ms. Mulholland opened the hearing for Board comments. Mr. Alvare inquired if the proposed ordinance would preclude someone from placing two or more political signs on the property supporting the same candidate. There was no public comment on this proposed ordinance. **Motion** made by Mr. Formica, seconded by Mr. Carr to adopt **Ordinance 2008-11**. With no additional comment, the ordinance was adopted by a vote of 3-1 with Mr. Alvare dissenting. Mr. Alvare asked that the record reflect his concern that the inclusion of political signs on one's own property within the predetermined number of yards may violate the owner's right to free speech. Ms. Mulholland stated she believed this ordinance was passed to emphasize public safety.
- 2. Adamek Zoning Hearing Board Application:** Mr. Reiss explained the details of the application to the Board. It was the consensus of the Board to take no formal position on the matter. However, the Board expressed concerns regarding access to the site. **Motion** made by Mr. Alvare, seconded by Mr. Formica for the Township Manager to send a letter to the Zoning Hearing Board informing it that there will be no

challenge by the Township to the application as long as access to the barn is from the inside of the property as opposed to the street as depicted on the plan dated 07/03/08 is entered as a condition of any approval. With no additional comment, all voted in favor 4-0.

- 3. Taras – On Lot Sewage Maintenance Agreement:** Mr. Reiss advised the Board that the escrow had been received by the Township. He indicated there was a misunderstanding by Ms. Taras about the purpose of this escrow versus the professional services escrow. **Motion** made by Mr. Formica, seconded by Mr. Alvare to approve the agreement. With no additional comment, all voted in favor 4-0.

COMMISSION/DEPARTMENT REPORTS

- 1. Police Department:** Chief Hasenauer reviewed the Police report, which is on file. He reported 740 complaints were received for the month of June. Mr. Carr asked about enforcement as it relates to the number of fines issued.
- 2. Public Works:** Mr. Blead's report is on file. Ms. McCreary advised the Board that the invitation to bid on the roof repair/replacement was being finalized with the bid opening scheduled for August 25. She stated there will be a mandatory pre-bid meeting at which time interested bidders will have access to the roof for inspection purposes.
- 3. Land Use & Code Enforcement:** Mr. Fineberg's report is on file. Mr. Fineberg presented the Board with the quote he received for the historic school signs. The Board authorized him to proceed with the work. Ms. McCreary updated the Board on the initial feedback staff was receiving in response to the open space violation letters that had been mailed. She stated that Mr. Fineberg and Mr. Blead would visit the sites to arrive at an acceptable mowing schedule that would address to residents' concerns about lyme disease, but be sensitive to the purpose of open space as explained in the letters sent to residents. She indicated the idea of a buffer was being discussed.
- 4. Finance:** The Budget to Actual status of all Township Funds for the period ending 6/30/08 was presented to the Board.
- 5. EAC:** The EAC submitted minutes for their meeting held on July 10, 2008.

ADMINISTRATIVE REPORT: Carolyn McCreary, Township Manager

- 1. Increase in Internal Revenue Service Mileage Rate:** **Motion** by Mr. Alvare, seconded by Mr. Formica to increase the Township's standard business mileage rate from 50.5 to 58.5 cents per mile. With no additional comment, all voted in favor 4-0.
- 2. Review of 2007 Audited Financial Statements:** Ms. McCreary highlighted elements of the audited financial statements including, results of operations for each fund, fund balances as of 12/31/07, and budgeted versus actual revenue and expenditures for the General Fund.
- 3. Professional Services Agreement – Thomas N. Smith – 4668 Durham Road:** **Motion** by Mr. Carr, seconded by Mr. Alvare to accept the professional services agreement. With no additional comment, all voted in favor 4-0.
- 4. Professional Services Agreement – Mark D. Doyle on behalf of Patrick J. McCafferty – 6461 Blueberry Lane:** **Motion** by Mr. Carr, seconded by Mr. Alvare to accept the professional services agreement. With no additional comment, all voted in favor 4-0.
- 5. Professional Services Agreement – Gerit Lewisch – 6001 Point Pleasant Pike:** **Motion** by Mr. Carr seconded by Mr. Alvare to accept the professional services agreement. With no additional comment, all voted in favor 4-0.

PAYMENT OF BILLS:

Motion made by Mr. Formica, seconded by Mr. Alvare, to approve payment of the July 15, 2008 bills list and addendum subject to audit. With no additional comment, all voted in favor 4-0.

MINUTES:

Motion made by Mr. Carr, seconded by Mr. Alvare, to approve the minutes of June 17, 2008. With no additional comment, the minutes were approved 4-0. Minutes of July 1, 2008 were not considered for approval as Mr. Carr and Mr. Formica were not present at that meeting. The minutes will be considered for approval at the meeting of August 5.

OLD BUSINESS: None

NEW BUSINESS:

a. Supervisor's Issues

- Ms. Mulholland asked for comments on the resolution she put together, which was distributed to the Board supporting two recently passed bills in the State Senate concerning volunteer fire company personnel. The Board spoke about the various aspects of the resolution and coming to no consensus, agreed to discuss the matter further at the July 24 meeting.

ADJOURNMENT:

Motion made by Mr. Formica, seconded by Mr. Alvare with no further business anticipated, to adjourn into executive session at 10:45 p.m. With no additional comment, all voted in favor.

Respectfully submitted,

Carolyn McCreary, Manager

Date approved: