

**REGULAR PUBLIC MEETING  
SEPTEMBER 4, 2007**

- MEMBERS PRESENT** Jerry Batcha, Vice President  
Arthur Murphy, Commissioner  
Thomas Nolan, Commissioner  
Michael Hudak, Commissioner
- MEMBERS ABSENT** Paul Weiss, President
- OTHERS PRESENT** Thomas Elliott, Township Solicitor  
Jon Hammer, Township Manager  
Brian Dillman, The Pidcock Company – Township Engineer
- CALL TO ORDER** Vice President Batcha called the meeting to order at 7:00 p.m. and led those in attendance in reciting the Pledge of Allegiance to the Flag.
- COURTESY OF THE FLOOR**
- RICH FOGEL  
3370 ALLEN ST.** Mr. Fogel voiced his concerns regarding the following: 1) A vacant home at 3368 Allen Street that has rodents and windows falling out. Feels house is a health hazard and should be torn down. 2) A pole building that has been constructed off Walnut Street going north on 3<sup>rd</sup> Street does not fit into the residential area and questioned whether it is in compliance with zoning. Upon reviewing photos of the building, Solicitor Elliott inquired when the building was constructed, was there a permit and is it business oriented. 3) Is there any way to prohibit corner properties from planting shrubbery and trees on corner lots. Examples at 5<sup>th</sup> and Linden and 5<sup>th</sup> and Allen. Township Engineer Brian Dillman stated that the Township does have ordinances that cover clear sight distances and Mr. Batcha added that the Township Manager can follow-up on these issues after speaking with Mr. Kutzler of the Construction, Planning and Zoning Department.
- MARTIN COMER  
3613 DEWALT ST.** Mr. Comer thanked the Township Manager and Public Works Department for their help with the BTVFC carnival. Mr. Comer also commented regarding the yard waste recycling center and stated he would like to see the Township take recycling a bit further by recycling metal and aluminum. Lastly, Mr. Comer stated he has heard rumors that the Township is considering soccer fields in the community lawn in Municipal Park. Mr. Comer stated that Municipal Park was not to be all athletic fields.
- APPROVAL OF MINUTES** Upon motion (Murphy-Nolan), the Board of Commissioners voted 3-0-1 by voice vote (Mr. Weiss was absent and Mr. Hudak abstained) to approve the minutes of the August 20, 2007 regular public meeting.
- RESOLUTION R067-07** **A RESOLUTION AUTHORIZING THE ATTENDANCE OF INVESTIGATOR ANTHONY STEVENS TO ATTEND A VIOLENT CRIME BEHAVIORAL ANALYSIS SEMINAR TO BE HELD IN HERSHEY, PA OCTOBER 15-19, 2007**
- Upon motion (Nolan-Murphy), the Board of Commissioners voted 4-0 by voice vote (Mr. Weiss was absent) to adopt Resolution R067-07 as presented, authorizing the attendance of Investigator Anthony Stevens at A Violent Crime Behavioral Analysis Seminar to be held in Hershey, PA October 15-19, 2007.

**RESOLUTION R068-07****A RESOLUTION AUTHORIZING THE ATTENDANCE OF CORPORAL DARYL LaPOINTE AND OFFICER MARK LICHTY TO ATTEND MOTOR OFFICER FIREARMS TRAINING TO BE HELD IN SYKESVILLE, MD ON SEPTEMBER 19, 2007**

Mr. Hudak stated that he would ask that the Board of Commissioners carefully consider this resolution and questioned the purpose of this training, the hidden costs such as overtime, the benefits, need or advantage of attending this training.

Mr. Nolan commented that he is not sure overtime would be required in this instance and added that the Board of Commissioners budgets for training of officers. Mr. Nolan stated that he believes training is a part of a good police force and he believes that such requests are scrutinized by the Chief and Manager before they come before the Board. Mr. Nolan further stated that he would not oppose this resolution.

Mr. Hudak stated that he believes this training is specific to motorcycle officers and the Township only has 2 or 3 such officers. Mr. Hudak added that he would rather spend training funds on something that will benefit the entire force. Mr. Batcha commented that he believes training guards against liability on the Township.

Upon motion (Murphy-Nolan), the Board of Commissioners voted 3-1 by voice vote (Mr. Weiss was absent and Mr. Hudak voted nay) to adopt Resolution R068-07 as presented, authorizing the attendance of Corporal LaPointe and Officer Lichty to attend Motor Officer Firearms Training to be held in Sykesville, MD on September 19, 2007.

**RESOLUTION R069-07****A RESOLUTION AUTHORIZING THE TOWNSHIP MANAGER TO INCLUDE TOWNSHIP-OWNED PERSONAL PROPERTY WITH AN ESTIMATED MARKET VALUE OF OVER \$1,000.00 IN THE SEPTEMBER 22, 2007 PETER KRALL 2007 FALL ABSOLUTE MUNICIPAL SURPLUS CONSIGNMENT AUCTION**

Upon motion (Murphy-Hudak), the Board of Commissioners voted 4-0 by voice vote (Mr. Weiss was absent) to adopt Resolution R069-07 as presented, authorizing the Township Manager to include Township-owned personal property with an estimated market value of over \$1,000.00 in the September 22, 2007 municipal auction.

**MOTION****A MOTION AUTHORIZING THE TOWNSHIP MANAGER TO EXERCISE THE TOWNSHIP'S LEGAL RIGHTS AGAINST THE LETTER OF CREDIT FOR PENSKE TRUCK SERVICE FACILITY IF THE SAME IS NOT RENEWED PRIOR TO ITS EXPIRATION DATE OF SEPTEMBER 5, 2007**

Upon motion (Nolan-Murphy), the Board of Commissioners voted 4-0 by voice vote (Mr. Weiss was absent) to authorize the Township Manager to exercise the Township's legal rights against the letter of credit for Penske Truck Service Facility if the same is not renewed prior to its expiration date of September 5, 2007.

Mr. Murphy noted that this project was rather old and inquired when the project would be completed. The Township Engineer responded that the Penske Truck Facility is nearing the end of their maintenance period and is in the final stages of addressing outstanding items. Mr. Dillman added that they may have already completed those items and believes an inspection may have been done today.

**APPROVAL OF PURCHASE ORDERS**

Mr. Hammer stated that the Township anticipates delivery of this fire truck in 2008 and he will rely on the fire company's expertise regarding the specifications and payment schedules.

Upon motion (Nolan-Hudak), the Board of Commissioners voted 4-0 by voice vote (Mr. Weiss was absent) to approve the purchase order in the amount of \$406,983.00 to Smeal Fire Apparatus.

**DISCUSSION ITEM****POLICY ON RECREATION FUNDING**

Mr. Nolan stated that from time to time the Board of Commissioners gets requests for capital projects from the athletic associations. Mr. Nolan explained that per Township ordinances, funds collected from major developments go into a park fund and is suggesting the Board of Commissioners establish a policy so as not to go over those financial means or utilize general funds if funds in the park fund are not available. Mr. Nolan added that in emergency situations, the policy can be waived. Mr. Batcha questioned how this policy would impact funding for the Hope Road property. Mr. Nolan noted that the Hope Road property has been a budgeted item for several years.

Mr. Murphy commented that he does not see the need for a policy for capital projects and questioned whether there would be such a policy for the fire companies' capital projects. Mr. Murphy stated that he does not want restrictions for one small portion of the capital budget.

Mr. Batcha stated that the concept is a good idea but added with a change in the makeup of the Board of Commissioners, priorities may change and that is when the 5-year projections come into play. Mr. Nolan stated that he does not want to approve projects without funding and does not feel the Township should have to borrow money for any project that is not for the majority of the Township.

**OTHER BUSINESS****ATTENDANCE AT SEMINAR**

Mr. Nolan reported that as a member of the Two Rivers Council of Government, he recently attended a one-day seminar where a major topic of discussion was stormwater management. Mr. Nolan stated that he believes the Township should continue to look at the Township's stormwater problems. Mr. Nolan noted that he would give a report to the Board of Commissioners on the issues discussed at this seminar.

**ADJOURNMENT**

Upon motion (Nolan-Hudak), the Board of Commissioners adjourned the meeting by voice vote at 7:30 p.m.

Respectfully submitted,

Judy Todaro  
Recording Secretary