

**PERKIOMEN TOWNSHIP BOARD OF SUPERVISORS MONTHLY MEETING
MINUTES: JUNE 5, 2007**

BOARD MEMBERS PRESENT: William Patterson, Chairman
Edward Savitsky, Vice-Chairman
Richard Kratz, Member
Gordon MacElhenney, Member
Dean Becker, Member

OTHERS PRESENT: Cecile Daniel, Township Manager
Kenneth Picardi, Township Solicitor
Pamela Stevens, Township Engineer
John Moran Jr., Code Enforcement Officer
John Moran Sr., Road Master

MINUTES: The minutes of the May 1, 2007 Board of Supervisors meeting were approved upon a motion made by Edward Savitsky and seconded by Dean Becker. There were no public comments on the motion. The motion was carried by a vote of 5-0.

POLICE REPORT: The Board reviewed the PA State Police Report for April & May.

CORRESPONDENCE:

Central Perkiomen Valley Regional Planning Commission: May Minutes
PADOT: Copies of letters sent to PADOT regarding the traffic light at Township Line Road & Wartman Road/Graterford Road & Township Line Road & Seitz Road/Cemetery Road
Lower Frederick Ambulance: Monthly Report
Perkiomen Valley Library: Letter regarding yearly donation.

SOLICITOR'S REPORT: Kenneth Picardi reported on the following: (1) T-Mobile: A building permit has been issued and construction is scheduled to begin on June 11, 2007. (2) Gates: Settlement is scheduled for June 15, 2007 in order to complete the purchase of Development Rights. (3) Open Space/Park and Recreation: Received draft Ordinance and is reviewing them. (3) Manning: An appeal to the enforcement notice issued by John Moran Jr. has been filed Rowan Keenan on behalf of the Mannings. (4) HYK -**EXECUTIVE SESSION:** Mr. Picardi requested an executive session to discuss pending and potential litigation regarding HYK.

ROAD MASTER'S REPORT: John Moran Sr. submitted his report for May to the Board. Also, Mr. Moran reviewed the bids that he received for the guide rail and gasoline bids. Based upon the bid information, Mr. Moran recommended to the Board that: the Guide Rail be awarded to J. Fletcher Creamer & Sons Inc. of Hammonton, N.J. and the Gasoline be awarded to Oehlert Brothers of Royersford, PA. With the recommendation of Mr. Moran, Edward Savitsky made a

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motion seconded by Dean Becker to award the 2007 Guide Rail bid to J. Fletcher Creamer & Sons, Inc of Hammonton, N.J. and the Gasoline bid to Oehlert Brother of Royersford, PA. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0. Also, Mr. Becker complimented the road crew on the drainage work that was completed on Mayberry Road over the last few weeks.

FIRE MARSHALL'S REPORT: John Moran Sr. submitted his report for May to the Board.

CODE ENFORCEMENT REPORT: John Moran Jr. submitted his May report to the Board. Also, Mr. Moran informed the Board of two matters. The first matter was with regard the Zoning Violation sent to HYK Construction which is part of the legal matters between Perkiomen Township and H.Y.K. Construction and the second matter was with regard to the zoning appeal the Manning filed to the Zoning Violation sent to them last month.

PLANNING COMMISSION REPORT: The Planning Commission held their meeting on May 15, 2007. The following was discussed at that meeting: (1) **ALLIED WIRE & CABLE:** Gorski Engineering has a client who would like to construct a 70,000 sq.ft. building in the Iron Bridge Corporate Center. The Planning Commission reviewed the Conditional Use Application filed by Gorski Engineering. (2) **CENTRAL PERKIOMEN VALLEY REGIONAL PLANNING COMMISSION:** Review the proposed amendment to the Central Perkiomen Valley Regional Comprehensive Plan and the Inter-Governmental Cooperative Agreement in anticipation of the public hearing. (3) **STORMWATER MANAGEMENT:** Information obtained at the recent PSATS Convention regarding Stormwater Management.

ENGINEERS REPORT: Pamela Stevens was present to review the following items:

- **2007 ROAD PROJECT** – In March, April, and May, Ms. Stevens reviewed the draft 2007 Road Improvements Projects. At the May Monthly Meeting, Richard Kratz requested that the issue of paving of Mayberry be reopened. At the May meeting the Board authorized Ms. Stevens to review the construction numbers for the repaving of Mayberry Road and the cost to install guide rail along Mayberry Road from the gate to Godshall Road. Ms. Stevens' analysis was a review of her estimated numbers against the bid amounts that the Board had awarded in the 2007 Materials and Supply Contracts. Based upon Ms. Stevens' analysis the amount to repave Mayberry Road from the gate to Township Line Road for 850 LF was \$51,122.50. The amount to repave Mayberry Road from the gate to Godshall Road for 335 LF was \$29,184.75. The amount for the guide rail from the gate to Godshall Road for 425 LF was \$10,000.00. The discussion was the repaving of the two sections of Mayberry Road and the installation of the guide rail. Richard Kratz felt that he could not support spending the amount of money necessary to complete this portion of the 2007 Road Project. He felt that the Board should consider

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the cost to fixing Mayberry Road from Godshall Road to Township Line Road and reopening Godshall Road before making this decision. The other Board members were not in favor of reopening Mayberry Road. It was their recollection that Mayberry Road was originally closed due to safety. The expense to upgrade Mayberry Road may be too expensive to reopen for vehicular traffic. Gordon MacElhenney indicated that his concern is the guide rail. Mr. MacElhenney indicated that the section of Mayberry Road near his home could be left alone and not be repaved but the replacement of the guide rail in this same area, in his opinion, should be replaced. The area of Mayberry Road that lies between the two gates is not a part of this project. This area is presently used as a walking trail. There was a discussion about extending this walking trail to connect the Township property located at Township Line Road and Mayberry Road to Godshall Road by way of a delineated trail along the complete length of Mayberry Road. From there the future goal would be to connect it with the Perkiomen Trail. In trying to complete this, the Board discussed the placing of a designated white line on Mayberry Road that would separate the walking trail from the traveled roadway for the vehicular traffic. The Board members listened to Mr. Kratz's comments, but upon conclusion of the discussion, Gordon MacElhenney made a motion seconded by Dean Becker to authorize that as part of the 2007 Road Project, Mayberry Road from the gate to Township Line Road for a length of 850 LF be repaved and the installation of the guide rail from the gate to Godshall Road for a length of 425 LF be completed and the adding of pavement markings along Mayberry Road to delineate a walking area for pedestrians be added. There were no public comments on the motion. The motion was carried by an affirmative vote of 4 – yes and 1 – no (Richard Kratz). The second part of this discussion was the paving of Liberty Alley from Washington Street to Route 113. In previous meetings, the Board discussed adding the paving of Liberty Alley from Washington Street to Route 113 to the 2007 Road Project. In evaluating the work involved in this paving, Mr. Moran and Ms. Stevens inspected Liberty Alley. Mr. Moran indicated that additional drainage would have to be added to this project. In order to do this work, some of the trees along Liberty Alley would have to be removed. While Mr. Moran was inspecting the site, he discussed the project with some of the residents who would be affected. Present at this meeting were six of the residents who would be affected by this project. All six informed the Board that they did not want Liberty Alley paved. In discussing this with the residents a concern was expressed about the dust being a problem as well as speeding. There was a discussion about adding millings to the gravel. The concern was the over time the millings would adhere, thereby creating a paved area. Based upon the request of the residents, Edward Savitsky made a motion seconded by Gordon MacElhenney to remove the paving of Liberty Alley from Washington Street to Route 113 from the 2007 Road Project. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0.

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- **MAYFIELD ESTATES** – Ms. Stevens informed the Board that the Maintenance Bond for Mayfield Estates will expire on July 5, 2007. The amount of the Maintenance Bond is \$30,201.00. The items remaining on the punch list involves the replacement of the landscaping and replacement of plantings in the detention basins. Mr. Picardi wrote to David Davis, attorney representing Stewart & Conti, on this matter. Mr. Picardi informed the Board that he has had no response from Mr. Davis. It was Mr. Picardi's recommendation that if he had received no response from Mr. Davis and Stewart & Conti have not completed all item on the punch list by June 19, 2007, then proceedings should be begun to notify the bonding company that the Township intends to call the maintenance bond. With the recommendation of Mr. Picardi, Richard Kratz made a motion, seconded by Gordon MacElhenney to authorize the Township Solicitor to begin the process of calling the Maintenance Bond for Mayfield Estates if either Mr. Davis has not responded to Mr. Picardi's request for another extension of time on the Maintenance Bond or the Developer has not completed all items listed on the punch list by June 19, 2007. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0.
- **CONSERVANCY @ PERKIOMEN – ESCROW RELEASE NO. 2:** Ms. Stevens informed the Board that she received a request from Gambone Development Company for an escrow release in the amount of \$25,546.13. After reviewing the request, Ms. Stevens is recommending the release of \$25,546.13. With the recommendation of Ms. Stevens, Dean Becker made a motion seconded by Richard Kratz to authorize the release of \$25,546.13 to Gambone Development Company. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0.

RECEIPTS AND EXPENDITURES: The treasurer read the receipts and expenditures for the month of May. After review of same, Richard Kratz made a motion seconded by Dean Becker to authorize payment of the May bills. There were no public comments on the motion. The motion was carried unanimously by a vote of 5-0.

NEW BUSINESS:

- **FIREWORKS:** The Township was in receipt of a request from the Central Perkiomen Rotary Club regarding authorization of the fireworks that they would like to have on June 8, 2007. The necessary paperwork and Certificate of Insurance naming the Township as an additional insured has been submitted to the Township. Richard Kratz made a motion, seconded by Dean Becker to authorize the request of the Central Perkiomen Rotary Club to hold their annual fireworks on June 8, 2007. There were no public comments on the motion. The motion was carried by a unanimous vote of 5-0.

COMMENTS FROM THE PUBLIC

There were two residents from Heritage Woods Development asking questions about the dedication. In the discussion there was a request to place “No Outlet” signs as Raintree Circle so that people will understand that this road does not allow thru traffic.

There being no further business, the meeting was adjourned upon a motion made by Richard Kratz and seconded by Dean Becker.