

EAST MARLBOROUGH TOWNSHIP

BOARD OF SUPERVISORS

Meeting of the Board – May 3, 2010

Chairman Cuyler H. Walker called the public meeting to order at 7:30 p.m. in the Township Building by leading the group in the Pledge to the United States Flag. Board members Richard E. Hicks, Eddie G. Caudill, Robert F. Weer and Richard P.S. Hannum, Jr. were also present, as were Solicitor Frone Crawford, Jr. and Engineer James Hatfield.

Minutes of April 5, 2010. By unanimous vote (5-0), the Board approved the minutes as prepared.

Public Comment Period. There were no comments from the public.

Date for Conditional Use Hearing. The Board set June 14, 2010 at 7:30 as the hearing date for the application from East Marlboro Associates to expand the current Super Fresh store.

Route 82 Bikeways Project – Status Report. Don Jacobs of Traffic Planning and Design said that the Delaware Valley Regional Planning Commission and the Chester County Planning Commission had both recommended an increase in the budget for the proposed project of constructing four-foot wide bikeways on both sides of Route 82 from the Roundabout to Route 926. With the recommended revised budget, the grant would provide funds for utility pole relocation, acquisition of easements and rights-of-way, as well as 100% of the cost of construction, without the need for the Township to share 20% of the cost of construction.

The project also includes landscaped traffic-calming islands in the center of Route 82 in front of the District schools, extending and improving the sidewalks that currently abut LaReserve subdivision, and reducing the speed limit to 35 miles per hour for that stretch of roadway. The project will necessitate acquisition of small strips of land for construction easements along the bikeways, relocation of some utility poles, and re-grading the slope of the embankment along LaReserve. The projected time for construction is June-August, 2011, provided the property easements are acquired in time.

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School House Realty – Cherry Lane- Outstanding HOA Issues. The president of the HOA, Nadya Davis and another Board member, June Mitchell were present, as was Doug Knox, representative of Bentley Builders. The two main issues are the wet area behind building #9 and the condition of the cement sidewalks. Chairman Walker explained that the Township would do what it could to mediate the issues, but that neither issue is covered by the performance guarantee for public improvements. Mr. Knox said that he would continue to work with the HOA toward a resolution.

Sewer Line on Pennock Avenue. The Township had received three written proposals for running the sewer line down Pennock Avenue. The board decided to proceed with the work, using the low bidder, provided that the homeowner signs an agreement to hook up to the line and pay the fees for access and grinder pump.

Route 82 Sewer District – Status Report. Chairman Cuyler Walker announced that because the Township has received the Commonwealth's H2O Grant, there are funds available for rebate to the property owners in the Route 82 South Sewer District. By vote of 4-0, with Mr. Hicks abstaining, the Board approved **Resolution 2010-11**, providing for rebates to property owners in the Route 82 Sewer District as follows:

- a) Send a rebate check in the amount of \$2,000 to all property owners in the District who have fully paid (or financed with the Township) the \$8,000 tap fee, with the understanding that the rebate could be used to assist with the cost of on-site installation expenses,
- b) Credit the \$2,000 to the account of each of the property owners who had not yet fully paid the \$8,000 up-front fee,
- c) Reserve any unused funds to finish remaining outstanding items or to credit each user's account balance at a later date.

Township Auditors. Judge MacElree approved the Township petition to appoint two additional auditors: David Roper, Esq., and Gerald Hoover.

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Bills. By vote of 4-0, with Mr. Hicks abstaining on the full list and other Board members abstaining on a single item with a perceived conflict, the Board approved payment of the attached list of invoices, with the following totals:

Payroll	\$56,223.55
General Fund	\$ 8,922.47
Sewer Fund	\$22,275.46

Treasurer’s Report. By unanimous vote (5-0), the Board approved the attached report, as prepared.

The meeting was adjourned at 9:27 p.m., at which point the Supervisors went into executive session with the solicitor to discuss a pending legal matter.

East Marlborough Township

Jane R. Laslo, Manager/Secretary