

NEW GARDEN TOWNSHIP
299 STARR ROAD
LANDENBERG, PA 19350
BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
NOVEMBER 17, 2014

Present:

Betty Gordon, Chairman

Stephen Allaband

Richard Ayotte

Randy Geouque

Patrick Little

Spencer J. Address, AICP, Interim Manager

Lew Gay, Secretary/Treasurer

Vince Pompo, Solicitor

Gerald Simpson, Police Chief

Matthew Brown, ARRO

Richard Gaw, Reporter

Mark Hagerty, Court Reporter

Charles Michael Kristman, Conditional Use Hearing

Katherine Taylor, Conditional Use Hearing

Alex Penny

A. CALL TO ORDER

Chairperson Gordon called the meeting to order at 6:33 p.m.

B. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the flag was recited.

C. 1. PERSONS SCHEDULED TO APPEAR BEFORE THE BOARD

No persons scheduled to appear before the board.

2. PERSONS WHO WISH TO BE RECOGNIZED

No persons requested to be recognized.

Chairperson Gordon announced that the ballot referendum question to establish a dedicated library real estate tax millage was not approved by the voters during this month's general election.

D. UNFINISHED BUSINESS

1. Daniel Drive Dedication – Approval of related dedication documents prepared by the Township Solicitor. Solicitor Pompo explained the documents and stated that the Board needs to approve them and a resolution accepting dedication.

2. Resolution Accepting Dedication of Daniel Drive.

Motion by Mr. Little and second by Mr. Allaband to approve the documents prepared by Solicitor Pompo and adopt Resolution #726 accepting dedication of Daniel Drive. The vote was unanimous to adopt the motion as presented.

3. Courtyard at the Gardens, Phase 2 Maintenance Bond to be set at \$55,969.20 (15% of cost of improvements) as recommended by the Township Engineer in his letter of November 6, 2014.

Motion by Mr. Allaband and second by Mr. Ayotte to set the amount of the Maintenance Bond for the Courtyard at the Gardens, Phase 2 Project at \$55,969.20. The vote was unanimous to adopt the motion as presented.

4. Courtyard at the Gardens, Phase 2 Stormwater Basin Permanent Maintenance Fund to be set at \$14,266.76 as recommended by the Township Engineer in his letter of November 6, 2014.

Motion by Mr. Ayotte and second by Mr. Allaband to set the amount of the Stormwater Basin Permanent Maintenance Fund for the Courtyard at the Gardens, Phase 2 Project at \$14,266.76. The vote was unanimous to adopt the motion as presented.

E. NEW BUSINESS

1. Treisner Trail Easement. Natural Lands Trust proposal to prepare the easement documents was explained by Solicitor Pompo. Treisner will donate the Trail Easement. Questions from Richard Gaw regarding location of site were answered.

Motion by Mr. Geouque and second by Mr. Little to accept the Natural Lands Trust Proposal to prepare the Treisner Trail Easement documents for an estimated cost of \$5,600 to be paid from the Open Space Fund. The vote was unanimous to adopt the motion as presented.

2. Township Park Assessment proposal by ARRO was explained by Interim Manager Andress. The assessment will include a review of the facilities, maintenance, accessibility, etc. of Township Park.

Motion by Mr. Geouque and second by Mr. Little to accept the ARRO proposal to prepare the Township Park Assessment for a lump sum of \$4,500 to be paid from the General Fund. The vote was unanimous to adopt the motion as presented.

F. FUNCTIONAL AREA UPDATES

1. Administration.

a. Artesian Water PUC Application Update. The Artesian Water PUC Application was explained by Mr. Andress. This is separate from the issue with the well. A special meeting of the Board of Supervisors will be held on December 1, 2014 at 7:00 p.m. at the Avondale Fire Company regarding the Artesian application and notice will be posted to the website.

b. Volunteer of the Year Recognition. Mr. Andress requested nominations from all Boards, Commissions and the public and that nominations be given to the Interim Manager or the Board of Supervisors by the December 15, 2014 Supervisors' meeting.

c. Ordinance Amendments Update – Chief Simpson requested:

- 1) Alarm Ordinance direction. Solicitor Pompo will meet with the Chief.
- 2) Noise Ordinance input from the Board of Supervisors. There was no discussion at this time.

The Chief will continue to work on updates to these Ordinances.

2. Solicitor Updates.

a. Conditional Use Hearing – Charles and Melanie Kristman and Quantum Environmental Enterprises, Inc. to authorize a change in use from a landscape contractor business to a septic system, plumbing, stormwater design, installation and maintenance contractor business on two parcels know as 60-3D-2 and 60-3D-3 with an address of 125 Maple Lane, Toughkenamon, PA 19374. Solicitor Pompo conducted the hearing that began at 7:00 p.m. and closed at 7:26 p.m. The Board of supervisors has forty-five (45) days to render a decision.

3. Treasurer.

a. Motion by Mr. Little and second by Mr. Allaband to approve the list of disbursements in the amount of \$150,029.18. The vote was approved 4-0-1 to adopt the motion

as presented; Mr. Allaband abstained from voting on the Richard M. Crossan and Jenkins & McMahon invoices.

b. Motion by Mr. Allaband and second by Mr. Ayotte to ratify payment of the bills on the Paid Bills Report totaling \$8,127.26. The vote was unanimous to adopt the motion as presented.

G. APPROVAL OF THE MINUTES

1. Motion by Mr. Allaband and second by Mr. Ayotte to approve the minutes of the October 20, 2014 meeting. The vote was unanimous to adopt the motion as presented.

2. Motion by Mr. Ayotte and second by Mr. Allaband to approve the minutes of the October 27, 2014 meeting. The vote was unanimous to adopt the motion as presented.

H. GENERAL DISCUSSION

1. Mr. Allaband asked Alan Andrade if he was willing to continue as Chairman on the Vacancy Board. Mr. Andrade responded that yes, he was willing to continue to serve in that capacity.

I. EXECUTIVE SESSION(S) HELD OR SCHEDULED

Chairperson Gordon announced the Board will hold an executive session tonight to discuss personnel, acquisition of land and litigation.

J. RECESS FOR EXECUTIVE SESSION

The Board recessed at 7:33 p.m.

K. RECONVENE THE REGULAR MEETING

The Board reconvened at 8:12 p.m.

Chairperson Gordon announced that an executive session was held this evening to discuss acquisition of a preservation easement on the Reynolds Property. Deliberated on the conditional use application of Kristman.

L. OTHER BUSINESS

1. None.

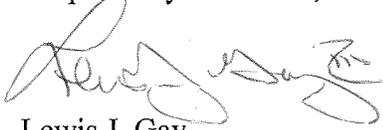
M. ADJOURNMENT

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Motion by Mr. Allaband and second by Mr. Ayotte to adjourn the meeting at 8:15 p.m. The vote was unanimous to adopt the motion as presented.

Chairperson Gordon announced that the next meeting of the Board of Supervisors will be Thursday, November 24, 2014 starting at 6:30 p.m.

Respectfully submitted,



Lewis J. Gay

Township Secretary