

CHESTNUTHILL TOWNSHIP SUPERVISORS  
ROUTE 715, BRODHEADSVILLE, PA 18322  
MINUTES OF MEETING – December 21, 2010

A regular meeting of the Chestnuthill Township Board of Supervisors was called to order at 7:00 p.m. on Tuesday, December 21, 2010 at the Township Municipal Building Rte 715, Brodheadsville. Those present were Chuck Gould (Chairman), Dave Fleetwood (Vice-Chairman), Chris Eckert (Supervisor), David Albright (Township Manager), Cathy Martinelli (Office Manager), and Atty. Joseph P. McDonald, Jr.

The **Pledge of Allegiance** to the Flag was led by Steve Rinker

The meeting was turned over to a Public Hearing on the 911 Readdressing Ordinance at 7:05pm. The Board of Supervisors meeting resumed at 8:57 pm

**Executive Session.** None.

**Unit Care Agreement.** None.

**Parks.** Bernie Kozen was present and reported the following:

- Kids Day Out 12/29 10am-1pm
- Pine Cone “Bird Feeders” 1/22 10am-noon
- Sled Riding February 19
- Philadelphia “Flower Show” 3/7 \$60
- Zumba class Fridays in January

**Miscellaneous:**

- Basketball court drainage, Reilly Engineering is getting contractor pricing
- Coordinating 2011 Park/Building use requests

**Historical Society.** Dave Fleetwood reported the following:

- A dinner was held at the Old Saylor's Inn in the beginning of December
- Next meeting will be held February 16 @ 7pm at the Park building

**Public Comment.**

Resident Al Bourke. Spoke about the Sunshine Law that was printed off the website. Wanted to make sure it was a current version. Mr. Bourke made accusations that the Board met in private. Dave Fleetwood asked for a specific instance when the Board met. Mr. Bourke asked Atty. McDonald the difference between work sessions and executive sessions. A work session is an advertised public meeting, it gives the Board the opportunity to gain information and deliberate if necessary, however, they **do not make decisions**. An executive session has stricter rules when they can be called, held, no deliberation, and **do not make decisions**.

**Minutes.** On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to approve the minutes of the December 7, 2010 meeting, as distributed. (3-0)

**Correspondence.**

Gene Glenn-Veterans exemption parcel 02/6C/1/17. Mr. Glenn has received his federal Veterans disability exemption however, the County and Township tax bills for 2010 were already issued, the County waived their tax bill for 2010 and he asked the Township to waive their bill as well. The amount was approximately \$148.00. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to approve this request and waive the Township tax bill for 2010. (3-0)

**Old Business.**

Outdoor wood burner ordinance-TABLED until further notice.

**New Business.**

Reminder – Township Re-Organization meeting 1/3/11 @ 6:30pm, Supervisor meeting immediately following.

Transfer Station Agreement. This agreement between Chestnuthill Township and Christian Container Service, Inc. is due to renew on 4/01/11, unless either party gives notice of their intent not to renew 60 days prior. The Board has decided to put the solid waste portion of the Transfer Station out for bid. On motion made by Chuck Gould, seconded by Chris Eckert it was voted not to continue this contract and to send a letter to Christian Container Service, Inc. stating the intent not to renew this agreement. (3-0) On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to authorize Dave Albright and Atty. McDonald to prepare a bid document and to advertise accordingly, for the operation of the solid waste portion of the Chestnuthill Township Transfer Station. (3-0)

Burnley Employment Services contract amendment. Bob Ames & Judy Sanner from Burnley Employment Services were present. This company employs people with disabilities. They are requesting an increase in the rates currently charged to the Township. They have not raised the rates in five years and with costs escalating; it is time to do so. They would like to offer their employees (6) paid holidays. A lengthy discussion ensued and on motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to approve the request to amend the agreement to include rate increases from \$9.75/hr to \$11.10/hr for laborers and from \$12.50/hr to \$13.00/hr for cleaning supervisor.. (3-0)

Berkheimer delinquent tax collection cost. This is the fee schedule of collection costs to be imposed and added to delinquent tax for Taxpayer notification and administration. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to approve this schedule of collection costs subject to Atty. McDonald's review to make sure it is consistent with the tax enabling laws. (3-0)

**Bills.** On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to pay the General Fund bills. (3-0)

**Plans.**

**The Kinsley Group Family Limited Partnership. (Final LDP)** Niclaus Engineering It was asked via phone to table this plan tonight. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to table this plan. (3-0) (Plan date 5/4/10) (**waiver until 06/21/11**) (**Rev. 6/17/10**)

**Kal-Tac Inc.** (Land Development Plan/Reverse Subdivision Plan) Effort Associates. It was asked via phone that this plan be tabled tonight. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to table this plan. (3-0) (Plan date 8/2003) (**open ended waiver**)

**New Brodheadsville, LP (formerly Merwine, Connie) (Major Subdivision)** Keystone Engineering. Eric Snyder of Keystone Engineering and Atty. Joe Hanyon were present on behalf of this plan. A brief discussion ensued and Engineer McDermott's comment letter dated 12/21/10 was reviewed. On motion made by Chuck Gould, seconded by Dave Fleetwood it was voted to conditionally approve this plan (3-0) subject to satisfactorily addressing Engineer McDermott's review letter dated 12/21/10 including but not limited to:

- All outstanding fee's being paid (In-lieu of fee, storm water fee)
- Receipt of Letter of Credit
- All engineering review fee's being paid
- Execution of all agreements: Agreements include Developers Agreement, Storm water Maintenance Agreement, Easement Agreement & Drainage release)  
Note: developer agreement should include sidewalks, Also include sidewalk monies to Letter of Credit (2yrs to build sidewalks)  
Easement agreement will be signed at the closing of Tractor Supply. (Lot 1 access easement)
- All outside agency approvals NPDES & E&S
- SEO Planning Module being approved

**New Brodheadsville, LP (formerly Merwine, Connie) (Prelim/Final Land Development)** Keystone Engineering. Eric Snyder of Keystone Engineering and Atty. Joe Hanyon were present on behalf of this plan. A brief discussion ensued and Engineer McDermott's comment letter dated 12/21/10 was reviewed. On motion made by Chuck Gould, seconded by Dave Fleetwood it was voted to conditionally approve this plan (3-0) subject to satisfactorily addressing Engineer McDermott's review letter dated 12/21/10 including but not limited to:

- All outstanding fee's being paid (In-lieu of fee, storm water maintenance fee)
- Receipt of Letter of Credit
- All engineering review fee's being paid
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- All outside agency approvals NPDES & E&S

- SEO Planning Module being approved

**Planning Module Approval.** None

**Adjournment.** There being no further business, on motion made by Chuck Gould, seconded by Dave Fleetwood it was voted to adjourn at 10:52 p.m. (3-0)

Respectfully submitted,

Cathy A. Martinelli  
Recording Secretary