

**Minutes of the Board of Commissioners
Upper Pottsgrove Township**

March 5, 2007

A meeting of the Board of Commissioners was held on Monday, March 5, 2007, at the Upper Pottsgrove Township Administrative Office, 1409 Farmington Avenue, with Commissioners Dolan, DeLena, Iatesta and Taylor present. Also present were Solicitor Charles D. Garner, Jr., Township Manager Jack P. Layne and Township Secretary Cynthia Saylor. Mr. Taylor called the meeting to order at 7:02 P.M. There were 12 people present in the audience. Mr. Taylor reported Commissioner Noll was attending a legislative meeting in Harrisburg. Mr. Sloss advised he was taping the meeting.

MOMENT OF SILENCE - Mr. Taylor requested a moment of silent prayer in honor of the men and women who have served and are currently serving our country in the armed forces.

PLEDGE OF ALLEGIANCE - Those assembled pledged allegiance to the flag.

PUBLIC COMMENT:

TOM WERT - 183 Primrose Lane - Requested a timeline with regards to the updating of the Township's web site. Mr. Layne reported that he along with Linda Coleman met with a representative from Dallas Data Systems who will be helping develop the Township's web site. Mr. Layne noted he anticipates Phase I of the project to be completed within the next 90 days.

JOHN BUSH - 1256 North State Street - Referenced a recent Zoning Hearing Board ruling and questioned whether the Township will continue to enforce the current Zoning Rules and Regulations. In response, Attorney Garner stated the Township will continue to enforce all the current ordinances it has in place.

OLD BUSINESS:

ALTHOUSE SUBDIVISION REVIEW EXTENSION - A motion by Dolan, seconded by DeLena, to grant a 60-day review extension from March 13, 2007 for the Althouse Subdivision. All aye votes.

HIGHVIEW II ESCROW RELEASE #1 - A motion by Iatesta, seconded by DeLena, to authorize an escrow release for the Highview II Subdivision in the amount of \$79,317.30 as recommended by the Township Engineer. All aye votes. When **ROBERT SLOSS, 2097 Needhammer Road,** questioned the balance in the Highview II Escrow Fund Commissioner Iatesta stated \$70,836.54. Mr. Sloss expressed his concern as to whether the remaining escrow is sufficient to cover the costs of modifying the detention basin.

NEW BUSINESS:

RESOLUTION #507 - A Resolution authorizing the execution and submission of an application to the Montgomery County Open Space Board for open space funding for a potential open space property acquisition located at Maugers Mill Road and Orlando Road in Upper Pottsgrove Township, Montgomery County, Pennsylvania. A motion by Dolan, seconded by Iatesta, to adopt Resolution #507. All aye votes.

AUTHORIZATION FOR LTL CONSULTANTS TO ADVERTISE FOR THE TELEVISIONING OF REGAL OAKS SEWER LINES - A motion by DeLena, seconded by Dolan, to authorize LTL Consultants to advertise for the televising of sewer lines within the Regal Oaks Development. All aye votes.

RESOLUTION #508 - A Resolution promulgating guidelines to be followed by Officers of the Upper Pottsgrove Township Police Department when making a warrantless arrest pursuant to the authority granted by Act 1995 – 25 of the Commonwealth of Pennsylvania. A motion by DeLena, seconded by Iatesta, to approve Resolution #508. All aye votes.

PUBLIC COMMENT:

DANIEL LUDWIG - 2280 Horseshoe Drive - Expressed his concern regarding the snow removal from the recent storm and stated he was unable to receive his mail for a week. Mr. Ludwig provided pictures to the Board showing how the snow was piled up at his mailbox. Mr. Layne stated he would discuss the matter with the Public Works Director.

COMMISSIONERS COMMENTS:

COMMISSIONER DOLAN - Expressed concern on behalf of a resident with regards to someone littering the Township with paraphernalia advertising for “Free Water Analysis.” Commissioner Iatesta noted this has been an on-going problem over the last several years. Mr. Layne stated he would discuss the matter with the Zoning Officer.

APPROVAL OF BILL LIST - Mr. Layne noted an invoice from Superior Water Company in the amount of \$16,407.36 was removed from the Bill List due to the fact that it was previously paid. A motion by DeLena, seconded by Iatesta, to approve the Bill List dated March 5, 2007, for General Fund in the amount of \$40,637.43; Fire Fund in the amount of \$56.07; Sewer Fund in the amount of \$481.54; State Fund in the amount of \$7,317.51 and Capital Fund in the amount of \$ 38,538.00. Total Disbursements - \$87,030.55. All aye votes.

ROBERT SLOSS - 2097 Needhammer Road - Questioned the following invoices: North American Benefits Company, Dallas Data Systems, and McMahon Transportation.

EXECUTIVE SESSION - At 7:30 P.M. Mr. Taylor reported the Board would be meeting in Executive Session to discuss potential litigation. The meeting reconvened at 8:36 P.M.

ADJOURNMENT - There being no further business, a motion by DeLena, seconded by Iatesta, to adjourn the meeting at 8:37 P.M. All aye votes.

Respectfully submitted,

Cynthia H. Saylor
Township Secretary