

May 10, 2012  
7:00 PM

The regular meeting of the Monroe Township Board of Supervisors was called to order by Chairman Simmons.

ATTENDANCE

Samuel M. Simmons, III, Chairman  
A.W. Castle, III., Vice Chairman  
Phil Kehoe, Supervisor

Marjorie Metzger, Administrative Assistant  
Michael Pykosh, Solicitor  
Greg Rogalski, Zoning Officer  
Mark Bruening, Engineer

EXECUTIVE SESSION

Mr. Simmons announced the Board held an executive session on April 17, 2012 for personnel issues.

SPEAKERS FROM THE AUDIENCE None

APPROVAL OF MINUTES

**On the motion of Mr. Castle, and seconded by Mr. Kehoe, and by unanimous vote of the Supervisors it was duly RESOLVED to approve the minutes of the April 12, 2012 Regular meeting.**

**On the motion of Mr. Kehoe, and seconded by Mr. Castle, and by unanimous vote of the Supervisors it was duly RESOLVED to approve the minutes of the April 12, 2012 meeting with Representative Delozier.**

REPORTS

ROADMASTER'S REPORT

**On the motion of Mr. Kehoe, and seconded by Mr. Castle, and by unanimous vote of the Supervisors it was duly RESOLVED to accept the Roadmaster's Report.**

ZONING OFFICER'S REPORT

**On the motion of Mr. Castle, and seconded by Mr. Kehoe, and by unanimous vote of the Supervisors it was duly RESOLVED to accept the Zoning Officer's report.**

UNFINISHED BUSINESS

PENN WASTE – ORDINANCE REVISIONS REQUEST & TRASH/RECYCLING BID OR EXTENSION

Mr. Pykosh provided information to the Board regarding a case in January by the Commonwealth Court that involved an extension of a contract for trash service. His opinion after reviewing the matter is that the current township contract for trash and recycling must be re-bid, because there are no specific prices in the contract for the extension years. He has contacted Penn Waste attorney, who agrees the contract must be re-bid.

Mr. Kehoe said this will change the common practice of how contractors handle these trash/recycling contracts. He asked if Penn Waste would say there is no change in the price for the remainder of the contract, could we go with the extension? Mr. Pykosh said it must be re-bid because there was no specific price established for the extension years. The contract must include a specific amount, or a specific amount of increase must be defined. Negotiating is the problem.

**On the motion of Mr. Castle, and seconded by Mr. Kehoe, and by unanimous vote of the Supervisors it was duly RESOLVED to start the process to advertise for bids for a trash/recycling contract for 2013.**

SOUTHERN SEWER COSTS

Mr. Bruening has submitted information to Mr. Kissinger concerning the true up costs, so the estimates will be re-defined. He met with Mr. Kissinger on May 4 to review some of the design report issues. They will talk with Lance from Glace Associates on the design issues and costs, and then a letter will be issued. The meeting went well; there was a lot of detail discussed on the methods of calculations for items. We have started the process.

AQUA BOND REQUEST

Mr. Rogalski talked to Rogele, and the repairs have not been made, but should be within the next month.

**On the motion of Mr. Castle, and seconded by Mr. Kehoe, and by unanimous vote of the Supervisors it was duly RESOLVED to table the Aqua request for bond release.**

SOUTH MIDDLETON TOWNSHIP MUNICIPAL AUTHORITY FLOOD PLAIN WAIVER

Mr. Bruening provided his engineer review comments dated May 9, 2012. Glace Associates will be responding.

Mr. Rogalski said there should be some type of hearing for this matter. Mr. Pykosh agreed, it should be something along the lines of a conditional use hearing. There must be a presentation.

**On the motion of Mr. Castle, and seconded by Mr. Kehoe, and by unanimous vote of the Supervisors it was duly RESOLVED to table the South Middleton Township Municipal Authority flood plain waiver request.**

## ATV

Mr. Simmons was hoping to be able to donate the one ATV to the Cumberland Valley FFA program. However, certain information provided to the Board from the Emergency Management coordinator needs to be reviewed by the Solicitor, along with the grant that originally covered the purchase of the ATV's.

**On the motion of Mr. Kehoe, and seconded by Mr. Castle, and by unanimous vote of the Supervisors it was duly RESOLVED to table the ATV matter.**

## NEW BUSINESS

### JOSEPH SIMPSON LIBRARY

Sue Erdman was present and provided an update on the library, its programs, and what is offered at the library. She thanked the Board for their financial support. Mr. Castle told her to keep up the good work, and Mr. Simmons thanked her for helping our citizens through the library.

### AWARD BIDS FOR ROAD MATERIALS

**On the motion of Mr. Kehoe, and seconded by Mr. Castle, and by unanimous vote of the Supervisors it was duly RESOLVED to award the bids for road materials as follows:**

**Wilson Paving for Superpave Binder – Fisher Rd @ \$96.00/ton  
Wilson Paving for Superpave Wearing – Fisher Rd @ \$135.00/ton  
Wilson Paving for Superpave Wearing – Stumpstown @ \$76.25/ton  
Pennsy Supply for Superpave Binder FOB @ \$52.85/ton  
Hammaker for Bituminous Seal Coat @ \$1.114/sq. yd.  
Hempt Bros. for 2-A Aggregate @ \$6.75/ton FOB  
Leffler Energy for Diesel Fuel @ \$3.3197/gal.  
Leffler Energy for Fuel Oil @ \$3.2080/gal.  
Midlantic for Double Yellow line painting @ \$.094/linear foot  
Midlantic for Single White Edge line painting @ \$.0455/linear foot**

### RUTTER'S BOND

**On the motion of Mr. Castle, and seconded by Mr. Kehoe, and by unanimous vote of the Supervisors it was duly RESOLVED to approve the release of the Rutter's bond for PennDOT Improvements in the amount of \$10,621.87 be released, only after the maintenance bond in the proper amount and duration be provided.**

### INSURANCE

Mr. Pykosh said the insurance does not have to be bid. He has the policies and will review them to make sure the township has the proper coverages.

**the Supervisors it was duly RESOLVED to renew the township insurance policies with Kocman Insurance at a price of \$22,044.00 for the Package policy, and \$16,117.00 for the Worker's Compensation policy.**

ALLENBERRY CONDITIONAL USE EXTENSION REQUEST

**On the motion of Mr. Kehoe, and seconded by Mr. Castle, and by unanimous vote of the Supervisors it was duly RESOLVED to grant a time extension to the Breeches at Allenberry conditional use to obtain all necessary permits and commence construction until June 1, 2013.**

SEWER DELINQUENCIES

Mr. Pykosh said there are 24 liens filed. The Municipal Authority has mentioned entering into an agreement with the water company to shut off water service for someone not paying their sewer bill. He has received information from American Water and Aqua Water. A lien is good for 20 years and then it must be renewed. The ways to have a lien paid off is if the property is refinanced, the property is sold, or the property is foreclosed. He feels he has some collection techniques to try to collect some of the liens. The first thing to do is deed searches to find out exactly who and what you are dealing with. Then a series of contacts and correspondence can be made in an effort to collect. It may spur some to enter into agreements with the township. Ultimately, the township could foreclose on a property.

Mr. Bruening said there is only one property liened in the southern district that is on public water. Most liens are in the area where private wells are used.

Mr. Kehoe said there is \$100,000 outstanding on 24 liens. We need to develop an individualized plan to address this and get this money back. It is our fiduciary responsibility. Something could be put in the newsletter to let them know the title searches are being done, and that we will be developing individualized collection plans to get the money that is owed the township. There will be no form letters, everything will be individual contact.

Mr. Kissinger of SMTMA said their policy for delinquencies includes a series of letters, the first being uncertified, the second is certified, and the third is a posting on the property. Each notice states the water will be shut off if the bill is not paid. It normally gets the job done. If there is no public water, then they place the lien on the property. It is a lot of administration to deal with.

**On the motion of Mr. Kehoe, and seconded by Mr. Castle, and by unanimous vote of the Supervisors it was duly RESOLVED to conduct title searches for the 24 properties with sewer liens, and then develop an individualized collection plan for the outstanding sewer liens.**

TRI-COUNTY REGIONAL PLANNING COMMISSION

Mr. Kehoe mentioned the grant program available through the Tri-County Regional Planning Commission which has \$140,000 available for multi-municipal plans for providing infrastructure. This could possibly be used for sewer or transportation. He asked Mr. Bruening to review the

This could possibly be used for sewer or transportation. He asked Mr. Bruening to review the information to see if it could help with the southern sewer or the bridge work on Eppley & Sinclair Roads. Mr. Bruening mentioned the three ARLE grants that were applied for and not received.

### COMPUTER

Mr. Kehoe met with the computer vendor for the township. We got caught between the vendor organizing with a new company. We will receive a no cost assessment of our computer system, and a look at new ways to back-up our system. Depending on the analysis, we may have to address some issues during the budget process.

### SEWER PLAN

Mr. Kehoe feels the township is lacking an organized plan of what we have with the sewer south district, and a plan to assess what we have is needed. What is the size and extent of the system and the areas that have not been videoed. Can we take care of things ourselves?

Mr. Bruening said we have been through the rehabilitation twice in White Rock. We do those elements to see how big of a piece is left. Can we get grants or funds? We don't have everything we need to apply. We have used flow meters at night to see where the water is coming from, and then focus on those areas.

Mr. Kehoe suggested if there is an organized and methodical plan, maybe the road crew could do some of the work in their off season when there are no parks to maintain and no snow.

Mr. Simmons asked Mr. Bruening to put something together, and costs. We can't spend a lot of money in the southern district.

### BILLS

**On the motion of Mr. Castle, and seconded by Mr. Kehoe, and by unanimous vote of the Supervisors it was duly RESOLVED to approve the bills as prepared.**

### STAFF COMMENTS

Mr. Rogalski said he would be in Florida for the June meeting.

Mr. Castle asked for the troops and their families to be remembered. He asked for information to be placed in the newsletter and website about the Scholarship. Mr. Lehrman is going to replenish the fund to where it was. Mr. Castle talked to John Dwyer who said they are not getting applications. There is a lot of criteria. The Committee is doing a great job. Mr. Kehoe said the Scholarship should come through the guidance department at the high school.

Mr. Castle said the next meeting is June 14. The Monroe School Fair is May 11. The Township received 4956 for our floodplain efforts in 2010. June 16 is community day and volunteers are needed. It is a fun day. God Bless America.

Mr. Simmons had information on the FFA ground breaking program for their six acres of a community hunger garden. They need money and support. He asked for something to be placed in the newsletter asking for donations to the FFA which are tax free. We want to help the school and the people of the community.

Mr. Simmons announced the Board will hold an executive session after the meeting for personnel matters.

ADJOURN

**On the motion of Mr. Simmons, and seconded by Mr. Castle, and by unanimous vote of the Supervisors it was duly RESOLVED to adjourn at 8:15 PM.**

Respectfully submitted,  
Marjorie E. Metzger, Administrative Assistant