

FRANCONIA TOWNSHIP

REGULAR MEETING MINUTES

BOARD OF SUPERVISORS

Chairman Steven P. Barndt called the Regular Meeting of the Board of Supervisors of Franconia Township to order on **Monday, January 18, 2010 at 7:00 p.m.** at the Municipal Building, 671 Allentown Road, Franconia, Pennsylvania 18924.

Present were 1st Vice-chairman Grey Godshall; 2nd Vice-chairman W. Keith Freed; Supervisors Curtis Kratz and Drew Darrah; Township Manager Kevin D. Baver; Chief of Police Joseph S. Kozeniewski; Township Solicitor, Robert J. Iannozzi, Jr.; Public Works Director Paul R. Nice; Assistant Manager Jamie P. Worman; Township Engineer Barry Wert, P.E.; Building & Code Inspectors Roger M. Koffel and Jerry Rittenhouse and interested residents of Franconia Township. Absent was Supervisor Drew Darrah. (excused)

OPENING MEETING TO THE PUBLIC

Gerald Thiel, 881 Allentown Road, inquired about the authorization for an amendment to the Parks and Recreation Ordinance. Mr. Baver informed Mr. Thiel that the proposed amendment would be available for public review once the advertisement was placed. The proposed amendment is to revise existing park use requirements and rules.

Francis and Gwen McWilliams, 78 Colonial Drive, spoke with regard to the letter that they sent to Township Manager, Kevin D. Baver on January 4, 2010. Mrs. McWilliams asked the Board of Supervisors to consider an Ordinance to ban musical holiday broadcasts within an attached home community. The BOS stated that they are limited on such a request, but would review the matter with the Township Solicitor as to potential action. The BOS recommended that the HOA should take action as they can amend their By-laws for the Indian Valley Meadows to address this complaint. Mr. Baver will speak to the HOA solicitor regarding this particular complaint.

APPROVAL OF DECEMBER 14, 2009 REGULAR MEETING MINUTES

A motion was made by Mr. Kratz and seconded by Mr. Godshall to approve the December 14, 2009 Regular Meeting Minutes. The motion carried.

SOLICITOR'S REPORT – ROBERT J. IANNOZZI, JR., ESQUIRE

- a. A motion was made by Mr. Freed and seconded by Mr. Kratz to approve Resolution 10-01-18-01 Appointing Bergey Yoder & Associates, P.C., Certified Public Accountants, Dennis Bergey, to perform an audit of all Township funds for the calendar year 2009 in lieu of elected auditors. The motion carried.
- b. A motion was made by Mr. Barndt and seconded Mr. Godshall to approve Resolution 10-02-18-01 Authorizing Berkheimer Associates of Bangor, Pennsylvania to Levy, Assess and Collect Certain Local Taxes on Taxpayers for General Revenue Producing Measures

as Authorized by Act 511 of the 1965 General Assembly of the Commonwealth of Pennsylvania. The motion carried.

- c. A motion was made by Mr. Kratz and seconded Mr. Freed to approve Resolution 10-03-18-01 Authorizing Berkheimer Associates of Bangor, Pennsylvania to collect the Open Space Tax Imposed on Earned Income as Authorized by Act 153 of the 1996 General Assembly of the Commonwealth of Pennsylvania. The motion carried.
- d. A motion was made by Mr. Godshall and seconded by Mr. Barndt to approve Resolution 10-04-18-01 Authorizing Berkheimer Associates of Bangor, Pennsylvania to Collect the Emergency and Municipal Services Tax as Authorized by “The Local Tax Enabling Act” of December 31, 1965 and Its Amendments, 53 PS 6902 Enacted December 1, 2004 by the General Assembly of the Commonwealth of Pennsylvania. The motion carried.
- e. A motion was made by Mr. Freed and seconded by Mr. Barndt to approve Resolution 10-05-18-01 Authorizing the Expenditures of Liquid Fuels Funds for 2010 Resurfacing and Equipment Projects. The motion carried.
- f. A motion was made by Mr. Barndt and seconded by Mr. Kratz to approve Resolution 10-06-18-01 acknowledging the Receipt of 2010 Minimum Municipal Obligation Worksheets from the Township Manager as prepared by Redmond Consulting Ltd. For inclusion of Said Obligations for the Non-Uniformed Employees Pension Plan and Police Pension Plan in the 2010 Calendar Year Budget.

POLICE REPORT – JOSEPH S. KOZENIEWSKI

Chief Kozeniewski submitted his report for December 2009.

Detective George Moyer a member of the Police Negotiating Committee thanked the Board of Supervisors for their work and cooperation on the new Police contract.

ZONING REPORT – KEVIN D. BAVER

Mr. Baver submitted his report for December 2009.

HIGHWAY REPORT – PAUL NICE

Mr. Paul Nice submitted his report for December 2009.

ENGINEERING REPORT – BARRY L. WERT, P.E.

Mr. Wert reported that there were no items of interest this month.

TREASURER’S REPORT – KEVIN D. BAVER

A motion was made by Mr. Godshall and seconded by Mr. Freed to approve the Treasurer’s Report as presented, and to provide authorization for the Treasurer to pay all bills for the respective funds as presented on Voucher No. 10-18-01 dated January 18, 2010 in the amount of \$177,045.77. The motion carried.

PAYROLL

A motion was made by Mr. Godshall and seconded by Mr. Kratz for the Treasurer to be authorized to pay all employees during the pay period of January 1, 2010 through February 12, 2010 according to the hours worked as listed on the Payroll Journal for the aforesaid period. The motion carried.

SUBDIVISION AND LAND DEVELOPMENT

A motion was made by Mr. Freed and seconded by Mr. Godshall to accept Dedication of Certain Public Improvements for an 18-month Maintenance Period for the Guidemark (DND) Land Development (#02-07) 515 Hagey Center Drive.

ANNOUNCEMENTS/MOTIONS

1. Motion was made by Mr. Barndt and seconded by Mr. Godshall to appoint W. Keith Free to a two-year term as an Indian Valley Regional Planning Commission Representative with a term to expire December 31, 2011. The motion carried.
2. The Board of Supervisors and the following Boards, Committee and Authorities will meet during the year 2010 as follows unless advertised otherwise:
 - a) The Board of Supervisors of Franconia Township shall meet on the third Monday of each month, except December of 2010, when the Board of Supervisors shall meet on the second Monday and February of 2010 when the Board of Supervisors shall meet on the third Tuesday. All Board of Supervisors Meetings shall start at 7:00 p.m., unless advertised differently.
 - b) Planning Commission – First Monday of each month, except in September of 2010 when the meeting shall be held on the first Tuesday at 7:00 p.m., unless advertised differently.
 - c) Sewer Authority – Third Wednesday of each month at 7:00 p.m., except in December of 2010 when the meeting shall be held on the second Wednesday at 7:00 p.m. unless advertised differently.
 - d) Zoning Hearing Board – As needed on the second Monday of each month at 7:00 p.m., unless advertised differently.
 - e) Park and Recreation Board – Fourth Thursday at 6:00 p.m. January through April; and the Fourth Monday at 6:00 p.m. May through December, unless advertised differently.
3. The Pennsylvania State Association of Township Supervisors Annual State Convention will be held from Sunday, April 18, 2010 to Wednesday, April 21, 2010 at the Hershey Lodge and Convention Center, Hershey, Pennsylvania. The Secretary must provide a certificate with registration forms that delegates have been authorized to attend by the

Board of Supervisors and must provide the name of the Voting Delegate. A motion was made by Mr. Barndt and seconded by Mr. Kratz to appoint Kevin D. Baver, Secretary, as Voting Delegate for the 2010 Convention and to authorize BOS members and designated administrative staff (manager, assistant manager and public works director) to attend the annual convention. The motion was unanimously approved..

The Franconia Township Planning Commission will hold the next Regular Meeting on Monday, February 1, 2010 at 7:00 p.m. at the Franconia Township Municipal Building, 671 Allentown Road, Franconia, Pennsylvania 18924.

The next Regular Board of Supervisors meeting will be held at 7:00 p.m. on Tuesday, February 16, 2010 at the Franconia Township Municipal Building, 671 Allentown Road, Franconia, Pennsylvania 18924. The Board of Supervisors Work Session(s) will be held on Friday, February 5, 2010 at 7:00 a.m. and Tuesday, February 16, 2010 at 5:00 p.m. and at the same location.

MOTION TO ADJOURN

A motion was made by Mr. Kratz and seconded by Mr. Freed to adjourn the meeting at 7:25 p.m. The motion carried.

Respectfully submitted,

Kevin D. Baver, Secretary