

**ELK TOWNSHIP
BOARD OF SUPERVISORS
DRAFT MEETING MINUTES
September 14, 2020**

The Board of Supervisors September meeting convened at 7:00 PM at the Elk Township Building, Lewisville, PA. The following Supervisors were in attendance: Chairman Albert Jezyk, Jr., Vice Chairman Estace Walters, and Member Milton Rudy. Township Solicitor Sam McMichael was also in attendance.

PUBLIC COMMENT

No public comment

ADMINISTRATIVE ACTION/PRESENTATIONS/CORRESPONDENCE

Carey Bressler, Director of the Oxford Public Library

Carey Bressler, Director of the Oxford Public Library, provided an overview of the library's activities. E-resources were used during the shutdown and programming continues via SIM. Carey will provide another update at the end of the year.

Resolution No. 2020-04 Proclaiming September as Library Card Sign-up Month

On a motion made by Estace Walters, seconded by Milt Rudy, the Board adopted Resolution No. 2020-04 proclaiming September as Library Card Sign-up Month. The vote was unanimous.

Executive Session 9/14/20 w/Township Solicitor & Township Engineer (Kaolin Mushrooms)

Albert Jezyk announced that an Executive Session was held with the Township Solicitor and Township Engineer to discuss the Kaolin Mushrooms project (TOJO Mushrooms Final Land Development Plan).

Attorney Joseph Riper – Kaolin RE Holdings Corporation (“Kaolin”) Financial Security Modification Request

Attorney Joseph Riper (participating via speakerphone) and Mike Pia gave an overview of their request for modification of the financial security for the Kaolin Mushroom project (TOJO Final Land Development Plan).

Township Solicitor Sam McMichael provided an overview of the Township's concerns regarding the request. The Township is “on board” with the concept but needs more time to review and discuss.

Albert Jezyk stated that the Board will have Stan and Sam continue to review and discuss.

Springlawn Road – White Clay Preserve (new owner of Strawbridge property)

Trail Coordinator Pal Durborow stated that he spoke with the new manager of the White Clay Preserve, Lexi Rose. The White Clay Preserve now owns the Strawbridge property and will allow hunting. Pal stated that the Township closes the trail during firearms season, but he doesn't think that the Board would want to close it all season. Pal will continue to try to set up a meeting with Lexi.

**Rick L. Leibold Final Lot Add On Plan dated 10/25/19 Last Revised 9/2/20 - SALDO
Waiver Requests; Concord Land Planners & Surveyors, Inc. Correspondence dated 9/2/20;
Concord Land Planners Correspondences dated 9/2/20 & 8/11/20; AECOM
Correspondence dated 8/31/20;**

Albert Jezyk stated that there are still a few issues to be addressed on the plan.

Subdivision/Land Development Plan Agreement to Extend Requirements of the PA Municipalities Planning Code Section 508 (53 P.S. 10508) for the Rick L. Leibold Final Lot Add On Plan

On a motion made by Estace Walters, seconded by Milt Rudy, the Board agreed to sign the Subdivision/Land Development Plan Agreement to Extend Requirements of the PA Municipalities Planning Code Section 508 (53 P.S. 10508) for the Rick L. Leibold Final Lot Add On Plan. The vote was unanimous.

Kimberly A. Carrick and Ronald F. Carrick Final Minor Subdivision Plan dated June 8, 2020 Last Revised 8/4/20 - SALDO Waiver Request; Crossan-Raimato, Inc. Correspondence dated 8/6/20; AECOM Correspondence dated 7/14/20; Crossan-Raimato, Inc. Correspondence dated 8/6/20; Subdivision/Land Development Plan Agreement to Extend Requirements of the PA Municipalities Planning Code Section 508 (53 P.S. 10508)

Albert Jezyk stated that the Township engineer has no objections to the SALDO waiver requests and that previous review comments have been addressed except the deed of dedication for the additional right-of-way.

On a motion made by Estace Walters, seconded by Milt Rudy, the Board granted the following waiver requests of the Elk Township Subdivision and Land Development Ordinance: Section 401.B.7 (location map scale), 401.C.2 (natural features to be shown on plan), 401.C.3 (man-made features), 507.B.2 and 507.B.3 (existing streets), 517.B (concrete monuments), and 521.B.1 (replacement sewage disposal areas). The vote was unanimous.

On a motion made by Albert Jezyk, seconded by Estace Walters, the Board approved the Kimberly A. Carrick and Ronald F. Carrick Final Minor Subdivision Plan dated June 8, 2020 Last Revised August 4, 2020. The vote was conditioned upon the deed of dedication and title insurance policy for the additional Kings Row Road right-of-way being reviewed and approved by the Township Solicitor. The vote was unanimous.

Stephen Stotzlufus Stormwater Management Plan (Simplified Approach) – AECOM Correspondence dated 8/14/20

Albert Jezyk stated that the applicant needs to respond to the Township Engineer's review comments.

New Enterprise Stone & Lime Co. Inc. Quote – 2020 Stone COSTARS

On a motion made by Estace Walters, seconded by Milt Rudy, the Board agreed to sign the New Enterprise Stone & Lime Co. Inc. quote for COSTARS pricing on Asphalt Materials. The vote was unanimous.

Agreement for Snow Plowing/Ice Removal Services – Carter & Sons Lawncare, Inc.

On a motion made by Estace Walters, seconded by Milt Rudy, the Board agreed to sign the Agreement for Snow Plowing/Ice Removal Services between Elk Township and Carter & Sons Lawncare, Inc. for the 2020/2021 season. The vote was unanimous.

Proposal for the Addition of an Agricultural Security Area Tax Parcel for Parcel #70-5-17 (18.3 Acres) Owned by Kathleen Anderson – Agricultural Land Preservation Board Correspondence dated 8/26/20

Albert Jezyk stated that the Township has received a Proposal for the Addition of an Agricultural Security Area Tax Parcel for Parcel #70-5-17 (18.3 Acres) owned by Kathleen Anderson.

Penn DOT Notice of Estimated Liquid Fuels Allocation for 2021

Albert Jezyk stated that the estimated 2021 liquid fuels allocation is \$76,707.19.

Southern Chester County Emergency Medical Services, Inc. Correspondence dated 8/1/20 – 2021 Funding Request

Albert Jezyk stated that Southern Chester County Emergency Medical Services is requesting funding in the amount of \$8,520 for fiscal year 2021.

House Bill 1504 & Senate Bill 663 – Proposed Legislation to Save PA Dog Law & Keep Dogs Safe

Albert Jezyk stated that proposed legislation House Bill 1504 and Senate Bill 663 would provide funding to help save the PA Dog Law and to keep dogs safe.

STAFF REPORTS

Secretary's Report

On a motion made by Estace Walters, seconded by Albert Jezyk, the August 3, 2020 Board of Supervisors Meeting Minutes were approved with one correction (change "Mark Gruber" to "Mary Gruber" on page 3. The vote was unanimous.

Treasurer's Report

On a motion made by Albert Jezyk, seconded by Milt Rudy, the Bills to be Paid for September except for Roadmaster were approved. The vote was unanimous.

On a motion made by Albert Jezyk, seconded by Milt Rudy, the Bill to be Paid for Roadmaster was approved. Estace Walters abstained from the vote.

Tax Collector

August 2020: \$319.84

Planning Commission

August 2020: Reviewed the Liebold documentation; PC's are ready to sign the Carrick subdivision plan.

Zoning Hearing Board

No activity.

Building/Zoning Report

No report.

Roadmaster

Roadmaster Estace Walters reported the following: Brian closed a couple of roads and cut up some trees that fell during storm; Brian cleaned up and mulched the Post Office; Chris did the mowing in the Township; Dave fixed the Springlawn Road trail where we had several washouts; Dave has done some prep work for Barren Road; he cleaned out culverts that brought debris in during the storm; Estace took care of Kings Row Road and Route 472 again; and paving will begin today and last until Wednesday.

Milt Rudy asked if we must conduct studies to install rumble strips.

Estate responded that the problem is that it can cause other issues and that speed humps require traffic studies. Estate will check on this.

Estate stated that Lin Klein reported trees down on the trail and Chris will take care of this.

Milt Rudy asked if the Township could compel someone to mow grass.

Estate responded that if it is a State-owned road, they should take care of the road bank.

Emergency Management Coordinator

Deputy Emergency Management Coordinator Milt Rudy stated that there is nothing to report.

Oxford Area Recreation Authority

No report.

Trails Report

See above "Springlawn Road Trail – White Clay Preserve (new owner of the Strawbridge property)".

OLD BUSINESS

No Old Business.

NEW BUSINESS

Music/Noise Complaints

Estate Walters stated that there have been two (2) complaints about loud music and noise. Estate will follow-up with the Township Solicitor.

Township Owned Rental House – Repairs/Maintenance

Milt Rudy stated that he called the tenant and left a message but has not heard back yet.

PUBLIC COMMENT

No public comment.

Meeting Adjourned at 8:20 PM.

Respectfully Submitted,

Terri Kukoda
Secretary/ Treasurer