

**ELK TOWNSHIP BOARD OF SUPERVISORS  
MEETING MINUTES  
February 1, 2021**

Due to the current public risk factors, the Elk Township Board of Supervisors February 1, 2021 Meeting was not conducted “in person”. The Board arranged for joint telephone conference call that was conducted as a “telephone town hall” audio meeting. The same “in person” meeting protocols established for public meetings, participation and voting was followed. Public participation was encouraged and anyone wishing to participate was able to do so by dialing a toll-free number and entering an access code.

The Board of Supervisors February 1, 2021 joint telephone conference call was conducted as a “telephone town hall” audio meeting convened at 7:00 PM. The following Supervisors participated: Chairman Albert Jezyk, Jr., Vice Chairman Estace Walters, and Member Milton Rudy.

**Public Comment**

No public comment

**ADMINISTRATIVE ACTION/PRESENTATIONS/CORRESPONDENCE**

**Hyatt Conditional Use Application**

Albert Jezyk stated that the Township has received an Application for Conditional Use filed by Darcie L. Meyer and Karen P. Hyatt for a Major Home Occupation (“aesthetics salon”) at 101 Ridgewood Lane, Oxford, PA. The application has been forwarded to the Township Solicitor for scheduling of the hearing.

**Stephen & Annie E. Stoltzfus Sewage Facilities Planning Module; AECOM Correspondence dated 12/8/20; Concord Land Planners Correspondence dated 1/21/21; AECOM Correspondence dated 12/8/20**

Albert Jezyk stated the applicant’s consultant is doing the public notice for the sewage module. The Township will forward the module to the Pennsylvania Department of Environmental Protection after it is complete.

**Armstrong’s Proposed “Amended and Restated Franchise Agreement”; Community Marketing and Programming Manager Ryan Sexton’s Correspondence dated 1/11/21**

Albert Jezyk stated that draft agreement is being reviewed by the Township Solicitor. The Board has concerns about the terms of agreement and will schedule an Executive Session with the Township Solicitor.

**EMC Insurance Recommendations for Improvements**

Albert Jezyk stated that the Township’s insurance company has advised that the Township building roof be inspected annually by a qualified contractor.

Milt Rudy stated that the ceiling in the upstairs storage area is in disrepair and should be inspected. Milt will follow-up with the contractor that took care of the Township owned house.

Estace Walters stated that we also need to look at painting the Township building. Albert Jezyk will contact Bell Painting.

**Little Elk Creek Preserve Application for Stormwater Management – Driveway and Parking at Public Preserve for Passive Recreation at 553 Elk Mills Road**

Albert Jezyk stated that The Land Conservancy for Southern Chester County has submitted an application for stormwater management. The application has been forwarded to the Township Engineer for review.

**STAFF REPORTS**

**Secretary's Report**

On a motion made by Estace Walters, seconded by Milt Rudy, the Board of Supervisors January 4, 2021 Reorganization Meeting Minutes were approved. The vote was unanimous.

**Treasurer's Report**

On a motion made by Estace Walters, seconded by Milt Rudy, the Bills to be Paid for February were approved except for Roadmaster. 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**

January 2021: \$0

**Planning Commission**

January Minutes: PC reviewed the Conditional Use Application for the Hyatt basement salon and have no issue with the application.

**Zoning Hearing Board**

No action.

**Roadmaster**

Roadmaster Estace Walters reported the following: 1) Brian put back a stop sign that was knocked over on Lombard Rd; Brian put up a Wills Farm Rd sign; Brian had to salt a couple of mornings; he removed rocks that were in our right-of-way in Canterbury Court; he picked up trash on Strickersville Rd; he called the State about the torn-up guard rail and about storm drains needing to be cleaned out.

**Emergency Management Coordinator**

Deputy Emergency Management Coordinator Milt Rudy reported that Oxford Regional Emergency Management has figured out how to update its website and will continue to update the site.

**Oxford Area Recreation Authority**

January Report: OARA held its reorganization meeting on January 21<sup>st</sup>; is already receiving requests from youth sports for use of the fields; hopes to begin expanding facilities at the Oaks Road parcel; board is committed to moving forward with planning and improvements at the Oaks Road parcel.

**Building/Zoning Report**

August 2020 through January 2021: 3 Zoning Permits; 5 Building Permits; and 2 complaints.

Albet Jezyk stated that we are doing well financially with Scott doing the zoning and building.

Estate Walters stated that he got a call about a house on Old Forge Road with six (6) apartments, and that Scott is dealing with it.

### **TRAILS REPORT**

No report.

### **OLD BUSINESS**

#### **Open Space Earned Income Tax**

Milt Rudy stated that the Board previously discussed the possibility of ending the open space earned and asked if its legally possible to suspend the tax.

Estate Walters stated that the next step is for the Brandywine Conservancy to complete its report and asked if we could stop collecting the tax or put it to zero.

Public comment: Donna Ellingsen asked what the benefit would be of suspending the tax and if we would need a referendum.

Milt Rudy said it would be better to just change the tax percentage than to suspend the tax because if we suspend the tax, we might not be able to change the percentage in the future.

Estate Walters stated that he is not sure if we would need a referendum and that's definitely a question for the Township Solicitor.

### **NEW BUSINESS**

#### **Martin Property**

Estate Walters stated that he got a call from Melanie Ryan about the 162-acre Martin property. Estate talked to John Goodall about whether the Township would need to borrow money, which the Board is not interested in.

Public comment: Melanie Ryan stated that John Goodall said that we are not limited to a challenge grant.

Estate Walters stated that the Board would need assurances that funding would be available, and that the Board does not want to put up more than 50%.

Albert Jezyk that the Board does not want to buy and then have to maintain a property but would be willing to help with funding. Albert will give John Goodall a call.

#### **Condolence Letter**

Estate Walters stated that Ron Kepler passed away and suggested that the Board send a condolence letter to Lower Oxford Township.

#### **Jennersville Hospital Closing (Tower Health)**

Albert Jezyk stated that the Oxford Regional Planning Commission sent letters to elected officials about the closing of Jennersville Hospital and that he received a follow-up phone call from Commissioner Marian Moskowitz. The Commissioner told Albert that Tower Health is looking to sell and has hired a New York consultant, that she understands this is a tough situation, and that the elected officials are looking into how they can help and have stressed to Tower Health that Medic 94 is housed at the hospital.

### **PUBLIC COMMENT**

No further public comments.

Meeting Adjourned at 7:55 PM.

Respectfully Submitted,

Terri Kukoda  
Secretary/ Treasurer