

BERWICK TOWNSHIP, ADAMS COUNTY
BOARD OF SUPERVISORS
REGULAR MEETING
DECEMBER 13, 2010

CALL TO ORDER

The December 13, 2010 regular meeting of the Berwick Township Board of Supervisors, Adams County, was held in the Berwick Township Municipal Building, 85 Municipal Road, Hanover, PA. Chairman Robert Foltz called the meeting to order at 6:00 pm. Present were Supervisors Fred Nugent, Earle Black, Pete Socks and Alan Carey. Solicitor Tim Shultis and Township Secretary Janny Graham were present. Bob Foltz asked all to stand for the Pledge of Allegiance to the Flag.

CITIZEN COMMENTS

LIVINGSTON SALD – Representative from Livingston SALD submitted plan for approval by board for Berwick Township portion. Fred Nugent made the **motion** to approve, Alan Carey seconded. Open for discussion. Motion carried with 5 yeas.

CONSENT AGENDA

MINUTES FOR 11/22/10, BALANCE SHEETS, ROAD MASTER NOVEMBER REPORT – Fred Nugent made the **motion** to approve consent agenda, Pete Socks seconded. Motion was carried with 5 yeas.

APPROVE BILL LIST

BILL LIST (11/05–12/09) – Fred Nugent made the **motion** to approve Bill List, Earle Black seconded. Open for discussion. Motion carried with 5 yeas.

EARP LEGAL FEES – Fees were pre-approved. Add category for Earp legal fees for the 2012 Budget.

ADAMS COUNTY SPCA AGREEMENT – Table until January 10, 2011 meeting for payment.

PSATS MEMBERSHIP DUES – Table until January 10, 2011 meeting for payment.

CORRESPONDENCE

ADAMS COUNTY TRANSIT AUTHORITY DONATION – Pete Socks made the **motion** to donate \$210.00 to the Adams County Transit Authority, Earle Black seconded. Motion carried with 5 yeas.

ADAMS COUNTY RESCUE MISSION – Pete Socks made the **motion** to donate \$210.00 to Adams County Rescue Mission, Earle Black seconded. The motion carried with 5 yeas.

8TH ANNUAL PA FARM SHOW PUBLIC OFFICIALS DAY LUNCHEON – Received invitation.

ADAMS COUNTY EITCA OVER/SHORT REPORT – Received.

ADAMS COUNTY COG MEETING – Received.

UNFINISHED BUSINESS

NEWSLETTER RESPONSE – Board reviewed the responses from the Newsletter that had been sent to residents regarding EARP.

PENSION TRUST FUND – Fred Nugent made the **motion** to approve the PSATS Disclosure

Statement for Act 44, the Municipal Pension Plan Funding Standard and Recovery Act, Pete Socks seconded. Motion carried with 5 years. Disclosure Statement will be posted on Township web page.

PENSION FUNDING – Discussion by the board and solicitor regarding employees' contribution requirements. Earle Black made the **motion** not to add the employee contribution to the Township Pension Plan, Pete Socks seconded. Motion carried with 4 years, Bob Foltz abstained. Fred Nugent made the **motion** to advertise the new ordinance which will change the employee vested requirements from 10 years after one full year of employment to 5 years of employment to be 100% invested, Pete Socks seconded. Motion carried with 4 years, Bob Foltz abstained.

ADVERTISEMENT FOR BIDS (SR 30 SEWER RELOCATION) – Reviewed advertisement that was posted.

BUDGET OF 2011 – Fred Nugent made the **motion** to adopt the 2011 Budget, Bob Foltz seconded. Motion carried with 5 years.

NEW BUSINESS

CHRISTMAS GIFTS – Fred Nugent made the **motion** to give \$50 gift certificates to the employees, and \$25 gift certificates to planning, zoning and other appointed positions, Earle Black seconded. Motion carried with 4 years, Bob Foltz abstained.

ADVERTISING OF MEETING SCHEDULES FOR 2011 – Fred Nugent made the **motion** to advertise the 2011 meeting schedules for the township, Bob Foltz seconded. Discussion opened to remove names and the extra information at the bottom of the advertisement. Motion carried with 5 years.

EARP REPORT – Meetings for the 2011 year will be held at the Berwick municipal building. Board reviewed EARP November report.

PERMIT/ZONING REPORT

NOVEMBER PERMIT REPORT – Review permits and burning complaints.

SOLICITOR'S REPORT

TAX MILL RATE RESOLUTION #10-044 – Bob Foltz made the **motion** to change the municipal mill rate tax to 1.03 and include a fire tax at .20 with the combined tax rate at 1.23, Pete Socks seconded. Discussion opened. Solicitor will prepare resolution to be signed at the reorganization meeting. Motion carried with 5 years.

PENSION PLAN – Discussion regarding letter to the ethics committee. The procedure is to fill out a complaint form so the Solicitor changed the letter to a narrative and attached it to the complaint form. The Board reviewed the narrative and the complaint form was signed by chairman and notarized by solicitor.

CAMBRIAN HILLS ACT 46 – The letter for Act 46 has been mailed to Cambrian Hills for Lots 1A, 1B, 1C and Subdivision Phase 1. J.A. Myers will be billed by township for \$100 Residential Fees and \$500 Commercial Fees.

RESOLUTION PROCEDURES – Procedure for resolution, ordinances and minutes were discussed to help prevent altering final document approvals. Suggestion was to have each supervisor initial the bottom of resolutions.

CITIZEN COMMENTS

Kathy Nugent presented a question to the solicitor regarding the requirements for a restraining order if the board feels threatened.

QUESTIONS FROM THE PRESS

None

ADJOURNMENT

Pete Socks made the motion to adjourn at 7:58 pm, Bob Foltz seconded. Motion carried.

Respectfully Submitted:

Janny Graham, Township Secretary