

BERWICK TOWNSHIP, ADAMS COUNTY  
BOARD OF SUPERVISORS  
REGULAR MEETING  
MAY 23, 2011

**CALL TO ORDER**

The May 23, 2011 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 and Pete Socks. Alan Carey was absent. Solicitor Tim Shultis, Engineer Tim Knoebel and Township Secretary Janny Graham were present. Bob Foltz asked all to stand for the Pledge of Allegiance to the Flag.

**CITIZEN COMMENTS**

None

**CONSENT AGENDA**

MINUTES FOR 5/9/11 – Fred Nugent made the **motion** to approve consent agenda, Bob Foltz seconded. Open for discussion. Pete Socks seconded and the motion carried with 4 yeas.

**UNFINISHED BUSINESS**

PEOPLE'S SEWER CD FUND – CD has been closed and the money was put into the People's Bank Money Market Account.

**NEW BUSINESS**

PENN POWER SYSTEMS MAINTENANCE AGREEMENT – Decision to table until later.

SELECTIVE INSURANCE PREMIUM FOR 2011-2012 – Fred Nugent made the **motion** to pay the Commercial and Worker's Comp Insurance Premium, Pete Socks seconded. Motion carried with 4 yeas.

Alan Carey joined the meeting at 6:09 pm.

HIGH ROCK ROAD – Discussion regarding the condition of road and options for repairs. Bob Foltz will research prices.

**ENGINEER'S REPORT**

ENGINEERING

1. WWTP Operating Report April – Report was dated May 25, 2011 which is the wrong date.
2. SEO Fee Schedule – Discussion regarding Act 537. Alan Carey made the **motion** to accept Resolution #11-037, amending the fee schedule for Administration of the Sewage Facilities Act and the appointment of sewage officers to issue sewage permits in Berwick Township. Fred Nugent seconded and motion carried with 5 yeas.
3. Adams County Conservation District SR 94 Proposed Fill Area/NPDES General Permit – Reviewed and the project has all permits required.
4. Rt 30 Sanitary Sewer Relocation Project – Bob Foltz made the **motion** to accept the Contract Change Order decreasing the contract price by \$933.00 and extending project 60 days, Pete Socks seconded. Motion carried with 5 yeas. Bob Foltz made the **motion** to pay E.K. Services \$2981.10, Fred Nugent seconded. Motion carried with 5 yeas. Fred Nugent made the **motion** to authorize the payment of the remaining balance of the contract pending receiving the maintenance bond and satisfactory review by the engineer and solicitor, Bob Foltz seconded. Motion carried with 5 yeas.

## SUBDIVISION & LAND DEVELOPMENT

1. Pending SALD Plans – May Review
2. Kuhn Brothers Land Development Plan – Fred Nugent made the **motion** to accept their 90 day extension request, Bob Foltz seconded. Motion carried with 5 yeas. They have submitted the revised plans which will go before the Planning Commission’s next meeting.
3. Mason’s Propane Service Land Development Plan – We have received their Letter of Credit along with their Development Agreement and Stormwater Management Agreement. Bob Foltz made the **motion** to sign both agreements, Pete Socks seconded. Motion carried with 5 yeas.

## PERMIT/ZONING REPORT

CODE ENFORCEMENT REPORT – Reviewed

TESTER PROPERTY – Discussion on progress and the Judgment by the Court.

## SOLICITOR’S REPORT

CALVARY CHRISTIAN CENTER SUMMARY JUDGMENT FILED – Reviewed

FIRE INSURANCE ESCROW ORDINANCE – Solicitor will review and draft ordinance for the next Board meeting.

HAMILTON GLABVIEW PAYMENT – There has not been a response from the March letter sent to the Hamilton’s solicitor requesting payment on Township Bill. Solicitor will send another letter.

## EARP REPORT

APRIL REPORT – The discussion was regarding the passage of officers traveling outside of EARP’s jurisdiction and the liability insurance issues involved. Berwick Township does not support the vote to allow the officers to travel outside of our jurisdiction. Fred Nugent made the **motion** to have the Township Solicitor draft a letter prior to EARP’s next meeting stating the liability issues along with other concerns and address it to the municipalities that are involved, Pete Socks seconded. Motion carried with 4 yeas, Alan Carey abstained.

Discussion regarding a building fund that EARP has been acquiring. Fred Nugent made the **motion** that at the next EARP Board meeting the Berwick delegate request that the acquired building funds being held be reimbursed to the Township, Pete Socks seconded. Motion carried with 4 yeas, Alan Carey abstained.

## CITIZEN COMMENTS

Kathy Nugent made comments and concerns regarding EARP issues.

## QUESTIONS FROM THE PRESS

**ADJOURNMENT** – Pete Socks made the **motion** to adjourn at 7:49 pm, Alan Carey seconded. Motion carried.

Respectfully Submitted:

Janny Graham, Township Secretary