

Approved

September 11, 2007
Salford, Pennsylvania

The regular September meeting of the Upper Salford Board of Supervisors was brought to order by Chairman Hagey at 7:30 PM. Mr. Gular and Mr. Poatsy were also present.

The report from the State Police noted a total of 50 incidents for the month of August 2007: 11 accidents, 1 burglary, 1 trespass, 3 false alarms, 1 disorderly conduct, 1 drug and narcotic, 3 requests for assistance, 5 thefts, 1 traffic violation and 23 miscellaneous items.

The Upper Salford Fire Company responded to 18 incidents in July, for a total of 72.29 emergency call hours.

The Upper Salford Special Fire Police responded to 18 calls in the month of August 2007 and attended 2 special services, one at the H & K picnic on 8/4/07 and the other at the Philadelphia Folk Festival camping on August 16, 2007. Mr. Poatsy indicated his desire to change the policy for the campers coming in to the Folk Festival when it first opens because of traffic issues he experienced this year.

There was no report from the Lower Frederick Ambulance for the month of August 2007.

The Green Lane Community Ambulance responded to 9 calls in Upper Salford Township in the month of August.

The Planning Commission met on September 5, 2007 and recommended conditional approval of the Hershey Meadow Subdivision. They also reviewed a zoning hearing application for Mr. & Mrs. Charles Winner and discussed the THP proposal and their review of the plan based on that proposal.

The Zoning Officer issued 6 permits for the month of August. He spent a total of 26 hours in zoning related matters.

There was no report from the building inspector.

The Park Board did not meet in August.

The Solicitor reported that during the month of August he prepared for and attended meetings of the Planning Commission, Board of Supervisors and Joint Meeting, met with Supervisor Hagey on subdivision land development matters, responded to inquiries regarding deadlines for the Harker and Wrschka subdivision, recorded the Potato Road subdivision and Gehman subdivision plans, prepared Resolution 2007-8 for the approval of the Bunton final plan, reviewed the Township Engineer's letter regarding the Hershey Meadows final plan, reviewed litigation and discussed operation and maintenance agreements for the Vaughn Run II subdivision, prepared a presentation per direction from

Supervisor Hagey, discussed the Shelly Square letter of credit annual increase, discussed the Festival's contribution to the Fire company, Act 167 policy reviewed, amended Krout's O & M agreement for their A/B system, and consulted with township staff on various issues and Mike Furey regarding the Salford Station bridge matter.

The Road Superintendent reported the following work during the month of August: removed trash from parks, repaired and cleaned equipment, mowed township roads, parks and island, repaired culvert for delineators on Potato Road, installed signs for park closing during Folk Festival, removed barricades, signs and tape after the festival, removed weeds from guide rails throughout the township, made pipe cuts on Long Mill and Burton Roads to prepare for paving, installed speed limit sign on Salford Street, removed a fallen tree on Dieber Road, cleaned off shoulders along Sumneytown Road, scraped road edges on Burton Road, picked up concrete box culvert for Burton Road, prepped roads in preparation for paving long Mill, Burton and Roskowski Roads, swept township parking lot and various roads after milling.

Linda Beck from the Indian Valley Public Library attended the meeting to thank the Township Supervisors for their continued support and to thank Mr. Imms for serving as one of their trustees and the library solicitor. She indicated the library will be seeking the same millage of 1.65 from the township for the coming year. Mr. Poatsy explained the contribution to the library comes from the municipal taxes and that residents will not be billed separately. He also asked in the library was wireless, to which Mrs. Beck indicated it was.

On a motion made by Mr. Hagey and seconded by Mr. Gular, the Board of Supervisors unanimously approved Resolution 2007-10, approving the submission of the Hershey Meadow's Planning Module to the Department of Environmental Protection for approval.

On a motion made by Mr. Hagey and seconded by Mr. Poatsy, the Board of Supervisors unanimously agreed to table the Act 167 policy until the September 19, 2007 joint meeting.

A verbal approval with conditions was discussed with regard to the Bateman Conditional Use Hearing. Mr. Imms felt it best to discuss the conditions with the applicant prior to a written decision. The conditions were that lots 1, 3, 4, and 5 would not be reduced in area below the area stated in the record of the hearing. With respect to those lots as well as lot 6, they will not exceed the reduced impervious coverage limitations as per Section 1704.A of the Zoning Ordinance. The impervious coverage area would be reduced from 25% to 12.5%. Additionally, none of the regulated slopes would be disturbed in excess of the limits permitted under the Ordinance and principal residential structures would be located in the front of the lots for all of the properties with the exception of the existing homestead and none would be located in such a manner that would require crossing of the riparian corridor. The developer did not have any objections to the conditions; therefore, a formal written decision will be prepared for the September 19, 2007 joint meeting.

Mr. Hagey indicated that he had nothing new to report regarding the THP proposal and asked if anyone had any questions or would like to view the power point presentation that had been shown at the last Supervisors meeting. The following comments and questions were made by the public:

- Barbara Gormley asked if the agreement was available for review yet. Mr. Imms responded that it was not, he and the developer's attorney were still working on it.
- Tom Brown asked to confirm that we do have a proposal at this time but not an agreement, to which Mr. Hagey did confirm was accurate.
- Chris Coffey asked if the township would be given 45 days from the last meeting to make a decision and was advised there is no time limitation.
- Peggy Lee Clark asked if any representative from THP would attend any meetings to present their own case. Mr. Hagey indicated that most likely they would attend Planning Commission meetings during the subdivision/land development process if the township accepts their proposal.
- Carol Conner questioned whether the Blue Ribbon Committee proposed by Mr. Poatsy at the last meeting had been established and if it would be recognized by the township. Mr. Poatsy indicated that members of the Blue Ribbon committee had met and though they had not been approved by the board, they were working with any information they can get out of the township.
- Roger Richter asked for clarification that there was no time limitation to respond to the proposal, which was confirmed.
- Tom Swaintek asked if acceptance of the proposal was no longer tied into the \$50,000 contribution to the fire company, to which Mr. Hagey responded that it was per THP's proposal but that the township is not bound by that.
- Gary Yaglenski asked if time would be given to the township residents to review the agreement after it is received before a decision will be made and Mr. Hagey indicated that there would be.
- Prior to Mark Hosterman's comments and questions, Mr. Hagey asked him if he had been asked to attend the meeting as legal counsel for anyone and whether he had been promised anything next year for his involvement to which Mr. Hosterman indicated he had not, he was attending the meeting as a resident. Mr. Hosterman proceeded to ask how the residents would be notified when the agreement becomes available. Mr. Hagey responded that it would be presented at a meeting and the residents would be given ample time to review the agreement before a decision is made.
- Don Parker asked if the golf course would be dedicated to open space and was advised it would. He asked how the property would be accessed for taxes and was informed it would be assessed as improved and THP's responsibility to pay the taxes would be covered in the lease agreement.
- Gary Yaglenski questioned at what point taxes would be required on the property to be dedicated to the township by THP since the Lederach Golf Course is tax exempt. Mr. Imms explained that is because the Lederach course is owned and operated by Lower Salford Township; however, the commercial use and the revenue proposed on the THP property would require taxes on the improved assessed property. The tax status could possibly change when the township took over the operation in 35 years but Mr. Imms indicated that he did not know how or if it would be changed.

- Tom Swaintek asked if the developer would be able to bypass all zoning hearings if the proposal was accepted. Mr. Hagey indicated that had not been established as of yet although that is what had been requested. Mr. Swaintek further asked if it were legal for the Board of Supervisors to bypass the zoning issues. Mr. Hagey replied that according to the applicant's attorney it is. When asked, the Township Solicitor did not wish to offer his opinion at this time.
- Mark Hosterman indicated the plan was labeled Composite Preliminary Plan and dated August 2006. He questioned if any review letters had been issued since August 2006, to which he was informed there had been several. Mr. Hagey advised that the plan was not meant for a full review but basically to allow the Township Engineer to determine the maximum number of units for the property.
- Don Parker asked if there was a liquor license involved. Mr. Hagey was not aware of any. Mr. Parker was wondering if THP's intention was to open a restaurant and if there was a liquor license, who would retain ownership of the license. Mr. Hagey indicated that in time, the township would take over the ownership of the club house and golf course but that THP, or their next successor, would retain ownership of any restaurant. The township has no plans to own a liquor license in conjunction with the property. Mr. Imms included that although there hadn't been any mention of a liquor license at this time, the issuance, maintenance and ownership are subject to the PA Liquor Control Board. The township's only obligation would be to review the application if one were submitted. When asked what THP's intentions were to want to hold on to the restaurant, it was speculated that was a business they were interested in.
- Chris Coffey asked if running a golf course was a business the Township wanted to be in. Mr. Hagey replied that although we may be in that position in 35 years, it is not something the township initiated.
- Mr. Yaglenski asked if the township had looked into the costs entailed with taking over a 35 year old golf course. Would there be anything included in the agreement as to the standards of the golf course when it is handed over to the township. Mr. Hagey indicated there is verbiage in the agreement to enforce proper maintenance of the golf course. Mr. Poatsy asked Mr. Yaglenski, as a person who has run two golf courses, if he could estimate how many gallons of water per day are used on a golf course. Although Mr. Yaglenski is no longer in the golf course business, he estimated several million per year. Since it depends on the irrigation system, he suggested the township provide a copy of the plan showing the proposed system to the Golf Course Superintendants of Philadelphia and they would be able to give a more realistic estimation.
- John Giannini indicated THP's plans estimated approximately 410,000 gallons per day. Mr. Yaglenski felt that was a little on the high side but again indicated it depended on the irrigation system. Although Mr. Parker indicated he did not wish to contradict Mr. Yaglenski, he had done some research on three random golf courses and found the average GPD to be between 800,000 and 1 million.
- An unidentified resident questioned after 35 years would the township be required to maintain the property as a golf course or could they do whatever they wished with the property. Mr. Hagey indicated that as far as he knew, the township could do whatever they wanted with the property after the 35 years.

- Dorothy Saylor indicated that her property is adjacent to the THP property and she cannot sell her house because of concerns from prospective buyers with regard to the possible affects the golf course could have on her well. She questioned what would happen if her well ran dry because of the strain on the aquifer because of the golf course. Mr. Hagey indicated THP would be required to hook her up to their private water system. Ms. Saylor was concerned about what that would cost her. Mr. Hagey indicated he believed the cost for the hook up would be the responsibility of THP; she would only be responsible for the monthly or quarterly fee.
- Maria Landis asked if the Planning Commission was reviewing the plan because it was decided that the township would be accepting THP's proposal. Mr. Hagey indicated that was not the case. They were reviewing the plans because of the discrepancy in the number of houses proposed and to offer their opinion of the full proposal.
- Don Parker questioned if the township had conducted any studies to determine if a golf course could make money at the proposed location. Mr. Hagey indicated they had not.
- Tom Brown questioned if the Blue Ribbon Committee would be addressing different issues than the Board of Supervisors, Planning Commission or Zoning Hearing Board. He supports the township's efforts to get more information out to the residents, but he did not want to see the township approve another Board that would be undermining the Planning Commission because he felt they do an excellent job for the township. He liked the way they expressed their need for more information when the plan was presented to them. Mr. Poatsy responded that he found the THP proposal overwhelming. His concern was that only one individual negotiated without the input of the other two elected officials. He plans to ask the solicitor to provide his notes of every meeting to better educate himself on the negotiation process. He is interested in what was talked about, what was denied, and what was not talked about. This agreement can change Upper Salford Township. He is concerned that THP could flip the property to another developer who would not honor the conditions imposed on THP. He was also concerned the township might overlook something as it has in the past on an agreement that left the township responsible for a tax the leasee should have been responsible for. Mr. Poatsy continued to say he feels he needs to find out as much as he can, as should the residents of the township. He suggested that the township look at any and all other agreements that THP has made in the past with other townships. He is aware that THP has been slow to make payments to vendors in the past. Mr. Poatsy further indicated he had spoken to the Fire Chief of the Harleysville Fire Company who claims THP stiffed them for \$450,000. He suggested we get financial statements from THP to prove they can fulfill their side of the agreement and/or to show any risks that could be put on the township. What would happen if THP walks away in three years because they can't make a go of the golf course? Will there be enough property that the township could put a restaurant on the property in 35 years if they choose to do that? What are the environmental concerns? Residents do not have to pay for water now, but will be required to if they are hooked up to THP's private water system because their wells run dry. What about the people along Old Skippack Road? It was quoted that the cost to construct the water/sewer lines is

twenty million dollars. Mr. Poatsy further stated that he has some people giving him quotes and they are nowhere near twenty million dollars. He doesn't have all the facts and as an elected official he feels he should know everything, as all of the supervisors should. He claims he is trying to catch up and feels the more eyes looking into the matter the better, thus the need for the Blue Ribbon Committee. He has talked to many residents whose opinions vary. Some people are for the golf course but many are against the changes it would bring to the township. Although there are some benefits to bringing public water to the township there are also downsides like other acreages that can be built out. The zoning may be in place now, but the composition of the Board could change or people's minds could change. Mr. Poatsy felt the township needs to delve into the issue with as many eyes as possible and negotiations need to be done in public. There are environmental issues with regard to the sprays used on the golf course that could contaminate nearby wells. He implied that if we go to court and lose, there's not much difference than if we sign the agreement so it doesn't make sense to him to agree to the proposal.

- Roger Richter asked if anything had been done with the 537 plan and whether that addresses the water and sewage problem. Mr. Hagey indicated those issues have been addressed and, as required, the township has submitted a timeline to DEP for the completion and adoption of the plan. He asked the residents to keep in mind the fact that everyone may prefer to see open space at the corner instead of a development, but regardless of what happens with THP, we will still need to deal with the water and sewer issues we have in the township. If THP goes away, another developer will come in to develop the property, but it will cost the residents a lot more money in the long run to take care of their sewage problem now which we must do. Mr. Richter asked if the plan provides a way to address the sewer issues in Salfordville. Mr. Hagey indicated that the plan proposes a pipe to run to Salford Street for water and sewer. There are no plans at this time to run that line into Salford but there may be a way to solve their problem as well. The residents of Salford have had to bring in bottles of water for five year. Possibly we can get that issue resolved at this time also.
- An unidentified resident indicated that she did not believe the township should approve the Blue Ribbon Committee since the members were not selected by the Board or voted on by the township residents and their purpose was unclear. She preferred to have the elected officials involved in the investigation with the residents giving their input at public meetings.
- Lynn Heckler indicated that in all her years as a news reporter she has never seen a development handled in this matter. Besides the visible aspects, other issues to consider with such a large development are the rural roads in the township will need to be improved as well as the bridges, there will be added stress to our fire company and Upper Salford may need its own police department with the addition of so many new residents. It will be bringing strangers into the township. She feels the residents should have a say as to what waivers the developer is granted.
- Don Parker suggested that the township look into the golf course THP installed in Upper Perk. It closed within five years. He also believed they had a similar incident in New Jersey. He would find out where.

- Sharon Halteman questioned why this development was different than any other development that comes into the township. She asked why this development was examined closer than others. Mr. Hagey replied it is because the developer is asking for waivers that relate to the golf course and the golf course is the issue of the conditional use. Mr. Poatsy indicated that normally the developer comes before the Planning Commission and this developer is asking for special treatment since they are trying to by-pass the normal review process. Mrs. Halteman responded that she believed the purpose of the discussions were to get the township's opinion on the proposal. Nothing had been decided. Mr. Poatsy said the developer is still trying to go around the normal plan review procedure.
- Chris Coffey indicated he felt it was ridiculous that the township supervisors were not working together. There seemed to be barriers between them on most issues. Mr. Hagey replied that on many occasions they agreed, but they can't agree on everything because they are separate individuals and each has their own opinion.
- David Hare from The Reporter asked if Mr. Hagey and Mr. Gular felt they were acting in the township's best interest. Mr. Hagey indicated that no development is positive but it is something all townships must deal with. Since we cannot shut out development, we must make the best of what is available to deal with. Even if THP's offer is denied, there will still be pressures from DEP and issues in the township that need to be resolved. Right now we have an opportunity to handle those issues with less cost to our residents. He felt it would be foolish not to negotiate with the developer to make it as positive as possible. When asked if he felt he acted ethically, Mr. Hagey responded "You bet I do." In response to laughter at Mr. Gular's response that he did not wish to comment at this time, Mr. Gular indicated that he was listening to all of the stipulations and comments being made just as everyone else, however, he wants people to realize that we have problems in this township and we can't expect them to just go away. A sewage pipe will be needed along Old Skippack at some time and if we can get the developer to contribute to that expense, the township should consider that option. He feels that would be a benefit to the township now as well as in 35 years. Mr. Gular further indicated that he will refrain from giving his opinion until after he reviews the final proposal.
- Gary Yaglenski stated that if we are making a decision for 35 years down the road we need to get more figures and numbers and find out how profitable a golf course would be. Would we be taking on a burden? What would it cost to run a golf course? Mr. Hagey responded it really doesn't matter since we would be getting an improved golf course. If the township doesn't want to own a golf course at that time, they could turn it back into open space. Mr. Yaglenski contended that the township should still look into the cost to run the golf course and research whether a golf course would be successful in our township and whether this township really needs a golf course. Mr. Hagey felt that since the township was not building the course, that information was immaterial.
- Mark Hosterman responded that it should matter whether a golf course is needed because if someone spends five to six hundred thousand on a new home on a golf course, some consideration should have been made by the township to support the need for that course. Mr. Hagey suggested that would be a question for representatives of THP.

- Kathryn Giannini indicated she moved to this area because of the open space. She feels it would be terrible to bring in so many more houses. She asked how much more burden can we put on the public. The school taxes are increasing as it is and if they continue to rise it will force people out of their homes.
- Carol Conner asked what would happen if THP could not complete the golf course because of lack of funding. Mr. Hagey could not answer that question but felt there would be several options that could be considered if that should happen.
- Lynn Heckler asked what was the criterion used to choose a golf course over open space since there is a golf course in Lederach. Mr. Hagey indicated it was the developer's decision to offer a golf course in lieu of open space. Ms. Heckler asked how that fit in with the township's zoning, to which Mr. Hagey indicated it is a conditional use and the developer is allowed to seek that option. Ms. Heckler asked if the township had a say to which Mr. Poatsy responded that the Board had sat through 18 months of conditional use hearings and had turned it down. THP counter-sued, so now the township is running scared and negotiating with the developer. Ms. Heckler asked who had the final decision, the Board or the township residents. Mr. Poatsy replied that the resident's had their vote when they voted the current board members into office. The Board would be making the decision on the golf course. Ms. Heckler asked if the Supervisors would consider the resident's opinions, and Mr. Poatsy indicated he would.
- Barbara Gormley asked if anyone had researched the costs to the residents to run the sewer pipe down Old Skippack Road compared to the cost of putting in individual sand mounds. Mr. Hagey indicated they hadn't yet, but it would certainly be cheaper than if the residents had to pay for the whole thing themselves and many of the residents cannot put a sand mound on their property because of the soil. Mrs. Gormley then asked how it would be fair to the residents of the other villages that were experiencing water/sewer problems. She felt the residents on Old Skippack were being privileged in comparison to the rest of the township. Mr. Hagey indicated those figures haven't been worked out yet, and the decision had not been made. Mr. Poatsy indicated that the Township Engineer is working on an alternative analysis through the 537 plan that might help distinguish if another option might be better for the township than having the sewer pipe line installed.
- Mrs. Gormley indicated her confusion as to what type of sewer system would be going in and where would it be directing the sewage to. Mr. Hagey was not certain what type of pipe it would be, but indicated the sewage would be directed to the existing plant in the Shelly Square shopping center. Mrs. Gormley asked why the township would change the plant if it was specifically for the shopping center only, to which Mr. Hagey responded because it is beneficial to the residents of Upper Salford Township. Mrs. Gormley asked if the plant could handle the whole township and Mr. Hagey replied that it is not proposed to handle the whole township but we should make use of what the capacity allows.
- Carol Conner asked if any of the villages were worst than others. Mr. Hagey responded that all of the village areas have been pointed out as sewer problems that need to be addressed. Prior to his joining the Board, a subdivision went into one of the problem areas. The developer had taken the township court and the township

was ordered to issue building permits even though there was no proper speculation on the lots.

- Lynn Heckler asked the Township Solicitor if he felt the township could win if it went to court. Mr. Imms did not feel comfortable offering his opinion. Ms. Heckler then asked Mr. Imms if he could understand why the township residents were concerned they were not getting all of the information. Mr. Imms did not feel it was appropriate to ask him that question. He explained he does not make the policy. His position is to advise the Board. His involvement in the matter was to facilitate the discussion with the developer's attorney with regard to the proposals and legal issues.
- An unidentified resident asked if the residents need to hire their own attorney to handle their rights. Mr. Hagey indicated that it is his hope that the Supervisors are handling the residents' rights. The same resident indicated she felt as if she were in the dark, to which Mr. Hagey indicated he was trying to give everyone all of the information he had available and he confirmed everything would be in writing before any decision was made.
- Don Parker asked the Township Solicitor if this should go to court and the township would lose, what would be the downside. Mr. Imms reiterated his earlier comments that his position is to advise the board, to whom he discussed the various options and relevant possibilities. He did not choose to breach his attorney/client privilege. It is not his right to discuss matters that he has discussed with the Board. Mr. Parker then directed his question to Mr. Hagey. Mr. Hagey felt the township would be in a better position to negotiate than to go to court with no control of the outcome.
- Barbara Gormley felt that since the township had been successful in the previous court battles over the development of the property, which was for 1100 mobile homes first and then secondly over 500 town houses, the township should continue to take its chances in court. Mr. Hagey felt that the township needed to know when to fight and when not to. Mrs. Gormley felt that the township was taking a defeated attitude and indicated her dislike of the whole proposal.
- Mark Hosterman questioned if the development hooks into the sewage treatment plant at the Shelly Square Shopping Center, would the township take over the ownership of the plant. Mr. Hagey responded affirmatively.
- Tom Brown indicated that he took objection to comments made that the township is running scared of THP. Although he is ready to take THP on in court, he doesn't want the township to lose the opportunity to work with the developer to solve a problem the township is experiencing with the water and sewage. Mr. Poatsy stated he may have used some harsh wording, and agreed that negotiations can be positive, however, he still feels the township needs to secure more information before making a decision. After obtaining all of the facts, he may determine this is a great deal, but the problem is he doesn't know and that is his goal to find out.
- Dorothy Saylor asked where the public water would come from. Mr. Hagey indicated North Penn.
- Don Parker asked Mr. Hagey if he was concerned with the precedence it would set should the township accept THP's proposal. Mr. Hagey replied "Not at all."

- Lynn Heckler asked why the proposal was not shared across the Board. Mr. Hagey indicated he hasn't received the final stipulation and once it is received, it will be shared with all of the Board members whose opinions will be valued.
- Ernie Rosato asked when the township had to act on the 537 Plan. Mr. Imms explained the timeline for the 537 Plan. Mr. Rosato questioned if any costs had been proposed for the correction of the sewage and water problem along Old Skippack Road. He was advised that none had been issued so far but those costs will be provided to the public at the October 17th joint meeting when the first draft of the 537 plan is discussed. Mr. Rosato asked how the costs for the corrections would be paid if the township chooses not to approve the golf course, and was advised it would be discussed at the 537 Plan meeting in October.
- Tom Swaintek felt the township should wait until after the cost estimates are obtained before making a decision on the golf course.
- Ernie Rosato asked if there was any way the THP community could absorb the water and sewer costs for the residents this development impacts that are forced to attach to the public water and sewer. Mr. Hagey did not think THP would consider that since they are doing the neighbors a favor by supplying drinkable water. It would be difficult to ask them to pay that expense. Mr. Hagey believes the residents would be glad to pay a fee for their water and sewer if they have no other options to get potable water.
- Mr. Poatsy asked if the connection fees would be paid by THP and was advised they were not. Mr. Poatsy asked if we had any estimates of what the cost would be to make the lateral connection. Mr. Hagey advised the Township Engineer would be providing estimates of those costs.
- Lynn Heckler asked Mr. Hagey if he felt the township was in the driver's seat or if THP was. Mr. Hagey felt the township was.
- Carol Conner asked if THP would not be putting the sewage pipe in if the township does not approve the use of a golf course for open space. Mr. Hagey indicated that they would not. The offer for the sewer connection was part of the proposal for the golf course.
- Mr. Rosato asked if the connection fee could be negotiated with THP. Mr. Hagey indicated that was not on the proposal at this time.
- Carol Conner indicated that the township is really not getting that much since the developer would have to be making the connection to the plant for the 175 homes, the township is only getting the connection from Shelly Road to Salford Street. Mr. Hagey added that THP would also be making the necessary improvements to the sewage treatment plant.

There were no more questions or comments regarding THP so the discussion was ended.

On a motion made by Mr. Gular and seconded by Mr. Poatsy, the Board unanimously recommended approval of the bills for September 2007, amounting to \$67,897.81.

The receipts for the month of September totaled \$66,668.42.

The Treasurer's report noted that as of September 11, 2007 the books balanced: assets totaling \$3,253,656.25, liabilities totaling \$976,567.82 and total liabilities and equity totaling \$3,253,656.25.

On a motion made by Mr. Gular and seconded by Mr. Poatsy, the minutes from the August 14, 2007 Board of Supervisors meeting were approved as written.

Public comment included:

- Lynn Heckler asked if the trees could be trimmed by the "No Trucks" sign on Perkiomenville Road as many trucks still continue to use the road. Mr. Hagey indicated the road crew would trim the trees, however, he felt the roads were clearly marked in other locations so he didn't know if that would resolve the problem. She also asked if the township would look into the possibility of a deer crossing sign. Mr. Hagey indicated that he would put up the sign if he got the consensus of the Board.
- Mr. Sames from Old Skippack Road was concerned with the fact that the Township did not send out the water test results from the testing performed in September/October of last year until just recently. It was explained to Mr. Sames that the testing was performed as part of the 537 Plan requirements and were to be used for the township's study. The resident's were supposed to have been told to contact the township office if they wanted a copy of their report. Many people had called for their reports shortly after the testing was performed; however, the township staff became aware that many reports had not been sent when a resident recently called for a copy of his report. Mr. Hagey directed the township staff to mail out the remaining reports after conferring with Mr. Gular. Mr. Sames indicated that when the water sample was taken, he had been told he would be notified if there was a problem with his water. His water test results show his water was contaminated, and he was upset with the fact that he and his family had been drinking the contaminated water assuming it was safe. He felt all of the reports should have been sent once the testing was completed and it was wrong for the township to hold onto the reports knowing many of them showed contaminated water. Mr. Hagey indicated that there had not been a full consensus of the Board to take the test and have the results available to the public. One Board member was adamant against the testing and claimed he would tell the residents not to allow their water to be tested. The decision to only mail the reports upon request was in respect to that disagreement between the Board members. Mr. Sames indicated he can appreciate that people want to keep open space in the township, but he is concerned with the health of his family and feels that should be a priority over the open space issue. Mr. Poatsy asked Mr. Sames if he had used one of the remedies he suggested to him. Mr. Sames replied that the remedies were only a temporary fix and he would like something permanent. Mr. Poatsy suggested an ultraviolet light, which he uses at two of his properties and is considered a permanent fix. Mr. Sames did not feel that was a solution to the problem. Mr. Hagey agreed the water issue is a problem and added "we can't stick our heads in the sand and hope it goes away because it won't just go away". He indicated the township is trying its best to address the problem. Cindy Gerhard asked why a member of the board would

suggest to the residents not to allow their water tested. Mr. Hagey directed the question to Mr. Poatsy, who had no comment. Barbara Gormley said she didn't believe the residents were told up front about the testing. She felt the township had made a back door approach to the testing. Mr. Hagey indicated that the reason for the testing and the process was explained to each individual homeowner when the test samples were taken. It was done randomly at the discretion of the company performing the test, concentrating in the areas that were suspected of having water and sewage issues. As far as Mr. Hagey knew, the residents were pleased to have the testing performed and there were no complaints. Mark Krupp asked if the residents were aware that their water was tested or were some of the samples taken from outside spigots. He was informed that all of the testing was done by consent. Sharon Halteman indicated that when her water was tested she was told to contact the office for the report if she wanted a copy. Mr. Imms added the testing was not performed throughout the entire township. The purpose of the testing was to identify the extent of problems in specific study areas to determine where the township should focus the next step of the process. Lynn Heckler asked if there was a way to determine where water is coming from and how it flows underground. She was told even the best hydrologist would only be making a guess as to the path of the underground aquifer. Maria Landis asked if there were different water testers or was the testing performed by one person, wondering where the breakdown in communication stemmed from. The township staff believed there were only two men from the same company that did the testing but could not confirm that as fact. Brian Gwiazdzinski indicated he had forgotten about the testing until he just received his report.

There were no additional public comments.

The meeting adjourned at 9:35 p.m.

Respectfully submitted,

Susan Rosato
Assistant Secretary