

ATHENS TOWNSHIP SUPERVISORS
January 4, 2010 7:00 PM
Reorganization Meeting

The meeting was called to order at 7:00 PM. Supervisors present were Ronald Reagan, Maurice Fay, Jack Walter, Cheryl Wood-Walter and Robin Smith.

On motion of Ron, second by Cheryl, it was unanimous to appoint Robin as Secretary pro tem.

On motion of Robin, second by Cheryl, it was unanimous to appoint Ronald Reagan as Chairman of the Board for 2010.

On motion of Ron, second by Cheryl, it was unanimous to appoint Maurice Fay as Vice Chairman of the Board for 2010.

On motion of Cheryl, second by Jack, it was unanimous to appoint Robin Smith as Secretary of the Board for 2010. Robin thanked the Board.

On motion of Ron, second by Maurice, it was unanimous to appoint Ruth Casterline as Treasurer of the Board for 2010.

On motion of Jack, second by Cheryl, it was unanimous to appoint Ray Brobst as Road Foreman for 2010.

On motion of Robin, second by Jack, it was unanimous to hire Thompson Law Office to represent the Township for 2010 at a rate of \$95 per hour.

On motion of Jack, second by Maurice, it was unanimous to approve the following benefit items, with Robin abstaining as she is an employee:

Approve the following paid holidays: January 1, President's Day, Good Friday, Memorial Day, 4th of July, Labor Day, Thanksgiving, Veterans Day (Nov. 11th), Christmas & 1 floating holiday for Non-Uniform employees. Police Contract includes Police Memorial Day (May 15th) and President's Day. Granted immediately according to date of hire. Bargaining Unit holidays as per contract.

Approve paid sick days per year for Non-Uniform employees (present schedule 15 days per year after 1 year of service with the ability to carry over 5 unused days accumulation not to exceed 30 days). A doctor excuse is required after 5 consecutive days. May use up to 10/yr. as Family Sick Leave if family member requires hospitalization or care afterwards. Police and Bargaining Unit sick days as per respective contracts.

Approve vacation time for Non-Uniform employees: After one year employment - 10 days. After 5 years employment - 15 days. After six years employment, one vacation day per year of service shall be received up to a maximum of 25 days. No more than 4 weeks can be carried over. Police and Bargaining Unit vacation as per respective contracts.

Approve time off with pay for bereavement leave for Non-Uniform employees: for the death of husband, wife or children - 5 working days; mother, father, sister or brother - 5 working days; mother-in-law or father-in-law - 5 working days; aunt, uncle, grandparents, grandchild, niece, nephew, brother-in-law, sister-in-law - 3 working days. This leave time is for employee or spouse family member. Granted immediately after employment. Police and Bargaining Unit bereavement leave as per respective contracts.

Approve to continue to provide a basic dental coverage plan for each full time Police and Non-Uniform employee including the family plan, if applicable, provide individual and family hospitalization benefits under Blue Cross and Blue Shield Traditional or Blue Cross and Blue Shield HMO and short term disability. Provide \$75,000.00 life insurance for police and \$30,000.00 for Non-Uniform employees (as per health and insurance contract). Bargaining Unit employee insurance as per contract.

Approve to continue to provide vision coverage for full time Police and Non-Uniform employees as per vision contract. Bargaining Unit employee vision insurance as per contract.

Approve 4 personal days for full time Police and Non-Uniform employees. Granted immediately and prorated according to date of hire. Bargaining Unit employee personal days as per contracts.

On motion of Jack, second by Maurice, it was unanimous to approve and provide the Township Non-Uniform Pension Plan and contribute \$74,499 to it and provide a Police Pension Plan and contribute \$141,666 to it for 2010. The employee will be enrolled immediately upon hiring. Robin abstained as she is an employee.

On motion of Jack, second by Cheryl, it was unanimous to approve that any supervisor in office during 2010 shall be authorized to perform any duties pertaining to Township affairs, whether administrative, road work, etc.; to give authority to Chairman of the Board to purchase supplies and small items of equipment without formal approval of the Board; and to approve the other four supervisors to act in the same capacity in the event of emergency when the Chairman is not available.

On motion of Robin, second by Maurice, it was unanimous to appoint Richard Bean as a member of the Vacancy Board for 2010.

On motion of Maurice, second by Jack, it was unanimous to adopt RESOLUTION 2010-01 designating C & N Bank and M & T Bank as our depositories for 2010.

On motion of Ron, second by Jack, it was unanimous to adopt RESOLUTION 2010-02 reappointing Maurice Fay and Cheryl Wood-Walter to the Bradford County Sanitation Committee Appeals Board as representatives of Athens Township for 2010.

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On motion of Maurice, second by Robin, it passed to adopt RESOLUTION 2010-03 authorizing payment of the Bradford County Sanitation Committee 2010 assessment fee of \$2.00 per resident, less those on public sewer, in the amount of \$4,734. Ron Reagan voted no.

On motion of Ron, second by Cheryl, it was unanimous to allow the Treasurer to pay bills during the month that become due or will be discounted before our meeting at the end of the month.

Voice of the Residents:

Kelly Luvison of The Morning Times was present to ask that we reconsider the moving of our legal advertising to The Daily Review. He understands why we did it, and it was truly an embarrassment to him. He said we had a long-standing and good relationship prior to them causing 3 or 4 of our legal ads to be incorrect in a 3-month period. He hopes we will look at him again to do our advertising. He said he is not here to slam his competition, and he humbly asks us to reconsider.

On motion of Ron, second by Cheryl, it was unanimous to approve the minutes of December 30, 2009 as written.

Ray Brobst and Jack Walter requested a raise for Randy. Robin said we just gave him a very substantial raise this past year by creating the position of Assistant Foreman for him, and we have a union contract that locks us into salaries. Jack said he doesn't want to lose Randy and he will walk if he doesn't get more money. Ray said he wants to keep Randy – he did a good job while Ray was off on disability. Ron and Cheryl both said we do not have money in the budget to do this. Ray and Jack had paperwork that said Randy is only making \$13.95/hour. Robin said Randy is making \$15.92/hour and will get a 3.5% raise on top of that for 2010. Jack made a motion to increase Randy's salary by \$1.00 for 2010. Maurice seconded the motion, but wanted Jack to call the union to make sure we're okay to do this. Cheryl said there is a motion and a second, so we have to vote now. Chairman Reagan asked for a roll call vote to give Randy a \$1.00 increase for 2010, which was as follows: Jack – yes; Maurice – yes, if it's okay with the union; Cheryl – no; Ron – no; Robin – no. The motion fails.

On motion of Cheryl, second by Maurice, it was unanimous to reaffirm the 3.5% raises for all employees as included in the 2010 budget that was passed on November 25, 2009, with exceptions being \$1.00/hour for Barry Brosnan as requested by the Parks and Recreation Commission, and the police officers each receiving \$1500 as their negotiated pay increase for 2010. Robin abstained as she is an employee.

On motion of Ron, second by Robin, it was unanimous to pay Barry Brosnan for 8 hours on December 24, 2009.

On motion of Robin, second by Maurice, it was unanimous to approve, sign and execute the easement agreement with the Athens Township Volunteer Fire Company as prepared by John Thompson. Maurice commented that he was not happy that we are not getting Chief Kneebone's monthly reports. He was also not happy that all of the fire equipment with the exception of one tanker was in the parade. He feels we need a tanker and an engine (at the bare minimum) at the firehouse for coverage. He advised the Board that the Rock and Mineral Show is going to be at the firehouse on March 26 – 28th and they may need to keep their ladder truck in our truck bay if their addition is not completed.

Ray said there is a problem with the Volvo stalling out every other minute. They took it to Beam Mack for repair and they "fixed" it. A week later it was not working again. They have taken it back again for repair.

Ray said he needs to order more antiskid and asked if he needs to rebid it because it's now 2010. Robin said we have bid it for the 'season', so he can still order. She asked that he check with her in the morning to see how much we have left available to purchase.

Ray advised the Board that Jack Belles had an accident on Weaver Road in the last ice storm and the spreader was damaged. He has a price of \$2059 to repair it, and wanted to see if we would turn it into our insurance. Robin has already started that ball rolling, but she needs a written repair estimate to complete the claim. Ray will get that for her.

Ron Reagan told Ray that when he does Farr Road and Sunnyfield Drive, he needs to remember that the gas companies are coming and our roads need to be wide enough for their trucks to pass each other. Ray said they need to take the trees out between Sunnyfield and Mile Lane. Robin said Mr. Yaver no longer owns the property and we don't know who to contact. Ron said Joann Kizer has a rental sign on the property, so she may be able to get us that information. Ray said the trees are all in our right-of-way, so they won't need permission for that.

Ray asked if the roof in the garage can be repaired because it is leaking really bad. Robin needs to contact a roofing company and have them create a spec for us to use to bid the project.

Ron went through the list of committee assignments from last year. They will remain the same this year, with the exception of Recycling moving from Cheryl to Maurice. The committees are as follows:

Jack Walter:	Roads, Sewer, Safety
Maurice Fay:	Fire, Police, Labor Relations, Recycle
Robin Smith:	Finance, Insurance, Right-To-Know/Open Records
Cheryl Wood-Walter:	Parks, Junkyards, Labor Relations
Ron Reagan:	Office, Buildings and Grounds, Planning, Zoning

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Jack said he would like to see us get back to working on the job descriptions for the employees. He wants to see them approved. This has been hanging out there long enough. He said the police have their own job descriptions, but he wants to revisit the police job descriptions as well. Robin asked if we should set a date to review these because otherwise we won't do anything. It was decided we will look at these at our January meeting.

Ron wants to get with Ray and Eddie to work out driveway regulations.

There being no further business, on motion of Cheryl, second by Maurice, it was unanimous to adjourn the meeting at 7:47 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

January 14, 2010 12:00 noon

Chairman Ronald Reagan called the meeting to order at 12:00 noon. Supervisors Robin Smith, Maurice Fay, Jack Walter and Cheryl Wood-Walter were also present.

Voice of the Residents: None

On motion of Ron, second by Robin, it was unanimous to set the date for the Chesapeake Energy Athens Housing Development for March 4, 2010 at 7 PM.

On motion of Maurice, second by Robin, it was unanimous to adopt RESOLUTION 2010-04, adopting the Bradford County Hazard Mitigation Plan as our official plan.

On motion of Robin, second by Maurice, it was unanimous to register Ruth for the webinar on Act 32 to be held on February 23, 2010 and to pay the \$50 fee.

Robin advised the Board that she has signed up for a free webinar through NATaT called "Federal Funding and Policy Opportunities for Towns and Townships" to be held on January 21, 2010. She also signed the 6 highway department members up for a free LTAP class to be held here at our building on April 6, 2010 on "Spring Road Maintenance".

Jack reported that he attended a meeting in Towanda yesterday with PENNDOT, Northern Tier Regional Planning and Sayre Borough concerning the replacement of the Thomas Avenue bridge. Jack said Sayre knows the importance of this bridge. Jack said the bridge could be done by 2014. He said we need to send a letter to Rick Biery to request them to include our project in their funding requests. Robin said she thinks we already have a letter on record with Rick, but she will contact him to see what he needs from us. Jack said our share of the cost, if we get a grant, would be around \$100,000 which we would have to pay over a period of 3 years.

Jack then started to report on the Athens Township Authority (ATA) meeting yesterday with Athens Borough. Robin said she thought that was an executive session meeting and Jack said it was never portrayed to him as an executive session meeting. He said originally Athens Borough was looking for about a million dollars from ATA as their portion owed for the replacement of the sewer line on Maple Street in the Borough. Our attorney and engineers worked to get our costs down to a little over \$600,000, which was a lot less than Athens Borough wanted. Jack said Bob Blauvelt gave them ATA's offer, after which they said they will discuss it at their next meeting.

Ron wanted to go back to the blue bridge. He asked if we're going to try to get Sayre to help – or anyone else? Cheryl asked if we should send a letter. Jack said we may be able to get Sayre to write grants for us since they're so successful at it. Ron said they should be interested in keeping that bridge because of renewed interest in the rail yards, into

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which Tony Ventello has just put a lot of money. It is advantageous to Sayre to keep the large trucks out of their downtown. Jack said we hope to shut the bridge down for repair by May. Ron asked if we will involve the hospital. He also asked if we have to replace it at all. Jack said it would be a small price to pay to keep the traffic out of downtown Sayre.

Ray Brobst said he checked on the purlins and they should be here next week. They'll put them in the garage and paint them. He also said there are a few lights in the garage that are burned out and need to be changed. Robin said she has to call Mountain Lake to fix a couple lights on the Veteran's Memorial, so she'll have them do that too.

Ray said he still doesn't have his phone extension in the garage. Robin said she has been waiting for Verizon to install this since November 3, 2009 – and also has been waiting that long for a written quote for a phone. She said she has an appointment next Thursday with a Time Warner Cable representative to talk further about their digital phone service.

Ray said nothing has been done about the roof in the garage yet. Robin said she called Sutryk's to see if they would draft a spec for us to use to bid the job. They called back a few days ago and said they wouldn't be able to help us as we're looking for rubberized roofing and they don't do that. Maurice said there's a place in Elmira that does that. Robin thought she would contact the Village of Waverly since they just did the roof on the old Ithaca Street school.

Ray said the pilot light is out on the heater again, and another one is out as well. Robin said it cost \$65 to have the pilot light lit last time. Discussion was held. Robin will call Valley Energy to see if they can come and fix the heaters.

Ray said the smell in the break room bathroom is still really bad. Robin asked him if they put water down the drains to fill the traps in the shower and the urinal and he said yes. Robin said she has a call into Jeff Paul to come and fix the lobby men's room urinal and she will have him look at that as well. Robin said she has a really hard time getting people to come here for our small issues. Maurice and Ron suggested she call Stan Pond in Greens Landing to see if he would take a look at these things.

Ron advised the board the he met with the office staff on Monday and worked out our job descriptions. He passed out the draft copies to everyone to review for our regular meeting. He said we also created one for an Assistant Zoning Officer / Planning Administrator. We need to get someone hired for that position as Ed is contemplating surgery in the next few months and we will need someone to perform his duties while he's off. We did budget for this position in 2010.

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Attorney Thompson arrived at 12:25 PM.

Chairman Reagan took the Board into executive session at 12:26 PM for personnel and litigation issues. The regular meeting reconvened at 12:50 PM.

On motion of Ron, second by Maurice, it was unanimous to have Robin bid out the demolition of the house we received in the judgment against David Smith in Wilawana.

There being no further business, on motion of Ron, second by Robin, it was unanimous to adjourn the meeting at 12:52 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

January 27, 2010 7:00 PM

Vice Chairman Maurice Fay called the meeting to order at 7:08 PM. Supervisors also present were Cheryl Wood-Walter and Robin Smith. Jack Walter was absent. (Ronald Reagan arrived at 7:14 PM, at which time Maurice turned the meeting over to Ron.) Attorney John Thompson was also present.

Voice of the Residents:

Andy Watkins of Riverside Drive was present to discuss the status of the Lori Beth Norton property next to his house. He said he had a couple conversations with Clint Harkness, who told him he had sent a letter to Lori. John Thompson told him if nothing happens (as far as her compliance) we will be back in court. Andy said this will be 3 years in August – it takes that long?? John said Code Inspections can do more than we can and Clint is taking the lead to get this moving under the building code. Andy asked if we adopted a grass cutting and property maintenance ordinance, and aren't we doing anything through that. Robin said we did not adopt the grass cutting ordinance, but we have done enforcement through Mike Shaw's office. She told Andy she has copies of the letters Clint sent to Lori and asked if he would like to see them. Andy asked why it was not until now that Clint became involved. Andy has a daughter now. He feels all he's getting from us is lip service. John Thompson said our problem before was working with the prior code, and Mike was granting extension after extension. This UCC code has stronger teeth. Andy wants our course of action in writing. John said if she doesn't comply, we go to court and, depending on the decision, the township may be able to go in and take down the unsafe buildings. Maurice said Andy knows the biggest problem has been next door. Andy asked if he should start bothering him?

John Wilkinson of Wilkinson Lane said he missed the last meeting because we now advertise in the Daily Review, but he came in and picked up a calendar from Robin with all the meeting dates on it, so he'll know when they are. He asked if we are aware of Senate Bill 900. We said no. He said it covers this. He has been complaining about Max Cohen's for years – those buildings are in worse shape than Lori's. It's an eyesore. If we're going to prosecute Lori, we should do Cohen's as well. Ron said the County 'did away' with a lot of taxes several years ago. Now it's 6-7 years later and there are over \$30,000 owed in taxes. John said Todd Campbell goes down and tries to pay the taxes and they just push his money back across the counter. They won't let go of this property. He said he spoke with Becky Clark about this and she said there's nothing she can do about it. He said Bradford County won't talk to DEP when DEP contacts them. Discussion was held. On motion of Ron, second by Cheryl, it was unanimous to send Code Inspections, Inc. to check on the buildings at Cohen's.

On motion of Cheryl, second by Ron, it was unanimous to approve the minutes of December 30, 2009, January 4 and January 14, 2010 as written. Maurice abstained from the minutes of December 30, 2009 as he was out of town for that meeting.

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Ray Brobst said the highway department does digging in the pit during the year and he wanted to know if we're legal to do that since we're not a certified mining operation. Robin advised him to call the permit officer and ask.

Ray said he got the truck back from Bradco with the new box (unpainted) and we will paint it. It will save us \$2,000.

Ray advised the Board that the generator needs servicing. Robin said we have a call into Al Teeter.

Ron asked how he is coming with the repair on the Ford F-800. Ray said the part they need is obsolete and Ray needs to take it to Binghamton and Cooks will rebuild the steering box.

Robin asked Ray if he is interested in using the Bradford County Workforce Inmate Program this year and he said he is. She asked him to get a plan around so we can get an application in. On motion of Ron, second by Robin, it was unanimous to pursue participation in this program.

On motion of Robin, second by Maurice, it was unanimous to ratify the sale of salt and antiskid to Greater Valley EMS at our cost.

John Wilkinson said there was a very bad problem with ice just before Sayre Hill Road on Riverside Drive. Ray said he was aware of it and had reported it to PENNDOT. They said they will take care of it.

Clif Cheeks presented the Ronald/Joyce Ellers 3-lot subdivision on Clinton Street for review and approval. The eastern-most lot will become part and parcel to the adjacent Hatch property. Robin asked if the lots met the minimum lot size requirement and Clif said they did. Clif said all deficiencies have been met, with the exception of the will-serve letter from the gas company. Chairman Reagan recessed the regular meeting at 7:35 PM to hold a public hearing on this issue. There being no adverse comment, the regular meeting reconvened at 7:36 PM. On motion of Maurice, second by Robin, it was unanimous to grant preliminary and final plan approval to this subdivision upon receipt of the letter from the gas company.

Elaine Daddona submitted a year-end report from the Zoning Hearing Board which was distributed to the Supervisors.

Richard Bean reported that the Parks Commission has not heard anything on their grant as of yet. He said he would like someone else to call Tina Pickett to see if she can get the

status of our grants for us. Robin said she would call. He said the highway department will be working on new parking areas in Round Top Park this winter. They will also be helping Barry get some old benches out so he can install new ones. Girl Scout Troop 522 placed old Christmas trees on the ice of the pond for fish habitat. Richard met with Foor & Associates for an estimate to do a feasibility study to enlarge the pond in the park. Meade will call Tina Pickett's office for a grant. The Park Commission also agreed to loan the highway department \$40,000 of their money to be paid back as soon as their money started coming in. On motion of Maurice, second by Cheryl, it was unanimous to transfer \$40,000 from the Round Top account to the highway department General Fund (for materials), to be paid back to the Round Top account no later than July 1, 2010. The highway department will pave Round Top Road this year, and will also extend the pavement down Bobcat Road to the new pavilion intersection. The Commission also received a thank you note from Barry for his Christmas Gift Card.

Bob Blauvelt was present from the Athens Township Authority (ATA). He said one citizen complained about late fees. He worked out a payment plan directly with ATA. They have 4 things in legal now, 3 of which are property liens. He said ATA made an offer to Athens Borough concerning the Maple Street sewer project, but that has not been approved by their board yet. It was considerably less than what the Borough asked for.

Ron Reagan told Ray the highway workers need to put up their work signs when they're working.

On motion of Robin, second by Maurice, it was unanimous to adopt ORDINANCE 2010-01, as an amendment to Ordinance 2008-08 to bring the police pension plan into compliance.

Robin met with William Budine of Time Warner about phone service. He assures us that if we switch to them for phone service, we will not lose our phone service if the cable goes out. He said the fiber optic wire will separate the cable from the telephone. They will also supply us with a battery backup system. There will be no charge for installation. We will save approximately \$70/month for the 4 lines on the township side and approximately \$45/month on the 2 police phone lines. They will not be able to do the dispatch line as that is specialized. We will be able to keep the same phone numbers, and this will include caller ID, roll-over, call forwarding and 3-way call transfers. Robin would like to give this a try. Discussion was held. On motion of Robin, second by Cheryl, it was unanimous to switch our phone service from Verizon to Time Warner.

On motion of Cheryl, second by Ron, it was unanimous to accept the monthly reports as presented. Year-end reports were received from the fire company as well.

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On motion of Ron, second by Maurice, it was unanimous to approve payment of the monthly bills as presented. A complete listing of revenues and expenditures is on file in the Treasurer's office.

Correspondence/Information was as listed in the meeting agenda.

Ron said he was contacted by Joe Landy (as counsel for Hawg Hauling) requesting they be allowed to park 6 or 8 trucks in the Carling site on Route 199 before the land development is completed. Ed had told Hawg Hauling "No", so Joe called Ron. John Thompson said he had already told Joe Landy "No" prior to Joe contacting Ron. On motion of Robin, second by Maurice it was unanimous to not allow Hawg Hauling to use the Carling site before their land development is complete, and to have Attorney Thompson respond to Attorney Landy as such.

Maurice asked that we send a letter to the County Treasurer to thank her for holding a dog licensing session at our building. Robin will take care of that.

Maurice also said he's hearing a lot of false statements going around about the proposed "man camp" – that it will be a 'cathouse', that they're all convicts, etc. and it's not going to be like that. He's sick and tired of hearing it. He said the people of Greens Landing think that because they screamed so loud they caused it not to go in on the site off Round Top Road. That's not true. They received approval to go there, but had complications with PENNDOT and with Penelec and were unable to locate there. Maurice also said this place is fenced with security in order to keep people out more than in. These guys work 12 hour days for 2 weeks straight. It's extremely hard and strenuous work. For the 12 hours they're not working, they need their rest. They don't want to be bothered. Security takes care of that. Cheryl said as a parent, if her son was working like that, she would feel much better knowing he was in a secure place. There is a lot of misinformation going around.

Chairman Reagan took the Board into executive session at 8:10 PM for personnel and litigation issues. The regular meeting reconvened at 10:07 PM.

On motion of Robin, second by Maurice, it was unanimous to adjourn the meeting at 10:08 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

February 16, 2010 12:00 noon

Chairman Ronald Reagan called the meeting to order at 12:20 PM. Supervisors Jack Walter, Cheryl Wood-Walter, Maurice Fay and Robin Smith were also in attendance.

Voice of the Residents: None

Robin said she has received 2 requests for tower space in Round Top Park. The first was from Gordon Ichikawa of T & K Communications Systems. They are looking to take over the lease currently held by Tri Cities Communications. Tri Cities has sent a letter stating they are no longer using the antenna and referred Gordon to us. He is looking to use the site for the Waverly school bus communications repeater. Discussion was held. On motion of Robin, second by Jack, it was unanimous to lease this site to T & K Communications Systems Inc. for the Waverly school bus communications repeater ONLY at an annual rental fee of \$600. Robin will advise them to submit a draft lease for our review and approval, and to provide documentation that their equipment will not cause a conflict with any equipment/frequency currently in use at Round Top Park. Cheryl stated for the record that she is an employee of the Waverly School District.

The second request was from Bob Conway of Industrial Electronics in Scranton, PA. He is interested in establishing a communications facility in the area of our tower on Bobcat Road. They are open to creating a new tower or expanding an existing tower. They are a two-way communications company and their transmitters would serve their customer base in the upper Bradford County areas. Discussion was held. It was decided to have Bob come to our meeting on February 24th to make a presentation as to what exactly he proposes.

Robin read a thank-you letter from Barry Brosnan for his wage increase.

Ron asked Eddie Reid to give us an overview of the Athens Area School District's proposed administration building so that we can send an "opinion" letter to the Zoning Hearing Board (ZHB) before their hearing for this project to be held on February 23rd. Ron had met with the ZHB a few weeks ago for informal discussion and to let them know that whatever they need from us (training, support, etc.), we will get them. Ed stated that at the last ZHB meeting several comments were made by the board members questioning where the township stood on the case they were hearing. Ron also had discussions with our consultant, Kathie Hunter, concerning making our opinion known and Kathie said that is probably something we should be doing.

Ed explained the plan to the board. Because the administrative building is considered a "professional office", they need a variance to operate in the Residential Urban district (both schools are in the RU district). They will also need a variance for parking, as 66 spaces would be required. Since this is just the administration building and they will only be using the building Monday through Friday during the day, they don't want to have to

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put in additional parking when they can use the present adjacent combined school parking lot. They will also be subdividing the land to be used for the building and making it part and parcel to the school campus. Discussion was held. On motion of Jack, second by Robin, it was unanimous to send a letter in support of the variance requests to the ZHB. Ron stated for the record that his wife works for the school district.

Chairman Reagan took the Board into executive session at 12:36 PM. The regular meeting reconvened at 12:52 PM.

On motion of Jack, second by Robin, it was unanimous to ratify the granting of an extension of time to the Road C contract of Larson Design Group for preliminary design. This extension will take the contract out to December 31, 2010.

On motion of Robin, second by Ron, it was unanimous to issue a written Notice To Proceed to Larson Design Group for final design upon receipt of the approved Categorical Exclusion Evaluation document from PENNDOT.

On motion of Robin, second by Ron, it was unanimous to advise Ann Carroll that she cannot bring others with her when she comes to clean.

Discussion was held as to our present gas leases for our park properties. Robin advised the board that they will expire on March 23, 2011. On motion of Jack, second by Robin, it was unanimous to have Attorney Thompson review the leases to see if they can be renegotiated when they expire.

There being no further business, on motion of Robin, second by Ron, it was unanimous to adjourn the meeting at 1:02 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS
February 24, 2010 7:00 PM

Vice Chairman Maurice Fay called the meeting to order at 7:04 PM. Supervisors also present were Robin Smith, Jack Walter and Cheryl Wood-Walter. Chairman Ron Reagan arrived at 7:08 PM. Attorney John Thompson was also in attendance.

Robin proceeded to open the bids, which were as follows:

Crushing – Portable crusher & loader(s)/operator(s) – our pit – 6000 cu. yds.
2-1/2 inch-minus modified gravel

Jerry Peterson:	\$7.28/cu. yd.
Cole Construction:	\$4.49/cu. yd.
Villager Construction:	\$3.25/cu. yd.

On motion of Jack, second by Cheryl, it was unanimous to accept the bid of Villager Construction for this item.

Demolition – 1388 Wilawana Road – house and outbuilding – lump sum bid

Schlegel Excavating, Inc.	\$19,247
Earthmovers Unlimited	\$12,735
Environmental Restoration	\$14,600
Eastern PA Demolition & Exc.	\$ 9,635

On motion of Ron, second by Maurice, it was unanimous to award the bid to Eastern PA Demolition and Excavation, Inc.

Fuel – 14,000 gal. diesel and 11,000 gal. 87 octane unleaded delivered

Williams Oil & Propane:	Diesel: \$2.1966/gal.	Unleaded: \$2.1458/gal.
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On motion of Robin, second by Jack, it was unanimous to award the bid to Williams Oil.

Concrete blocks – 8 ft. and 4 ft.

Porter's Concrete Service	8 ft. - \$65 each	4 ft. - \$50 each
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On motion of Jack, second by Maurice, it was unanimous to award the bid to Porter's.

We received 3 bids for pipe, but the bid of Ferguson Waterworks was discarded because it did not comply with the bid requirements. The other two bids were as follows:

<u>Pipe</u>	<u>Bradco Supply</u>	<u>Chemung Supply</u>
200' – 12" plastic pipe Bands	\$ 4.59/ft. \$ 5.75 ea.	\$ 4.46/ft. \$ 5.56 ea.
320' – 18" plastic pipe Bands	\$ 8.06/ft. \$10.08 ea.	\$ 7.82/ft. \$ 9.74 ea.
240' – 24" plastic pipe Bands	\$13.03/ft \$15.90 ea.	\$12.63/ft \$15.73 ea.
160' – 36" plastic pipe Bands	\$22.32/ft. \$44.64 ea.	\$21.64/ft. \$43.12 ea.
40' – 48" plastic pipe bell ends	\$40.36/ft.	\$39.18/ft
4 rolls of 4" perforated drain pipe	\$.39/ft.	\$.35/ft.

On motion of Jack, second by Robin, it was unanimous to award the bid for all items to Chemung Supply.

Voice of the Residents: None

Philip Feichtner of the US Census Bureau was here to announce that they will be hiring Census Enumerators in the next couple weeks. He stressed the importance of a proper count, stating the count determines how many representatives we have at the State and Federal levels, and also is used to determine federal funding amounts. Enumerators will be hired at \$11.50/hour and will receive \$.50/mile. Training takes 4 days and will be held here locally. You will be paid for training. Cheryl asked how long the job lasts and Philip said approximately 2 months. The hours are pretty much up to you. The Board offered our building for training if they need a place to hold it.

Tom Conway of Industrial Electronics, a 2-way radio provider, was here to see if we're open to their company placing a tower on Round Top off Bobcat Road. Ron asked how tall a tower they were planning and Tom said 140 feet. Jack asked if there would be interference with others that we have up there and Tom said generally there is no conflict. Maurice suggested Tom get with Richard Bean to discuss the project. Tom will make arrangements to see Richard.

On motion of Jack, second by Cheryl, it was unanimous to approve the minutes of January 27 and February 16, 2010 as written.

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Ray Brobst informed the Board that the Brown Road Dirt and Gravel Road Project is scheduled to be approved by Bradford County Conservation District on Monday. We will need to have the surveyor go out and stake our right-of-way, and we need to get the affected landowners in here to let them know what we plan to do. Robin also had a letter from Bradford County Conservation District for the Board to sign concerning the water and drainage issues at this site. Discussion was held. On motion of Robin, second by Jack, it was unanimous to have Warren Knapp come and look at the site and the design for this project and to get the contract so we can approve it at our March 4, 2010 meeting.

Ray wants to apply to the County to have 4 inmates as summer help for 3 months to cut brush and do patching. Robin asked if he can keep them busy for 3 months and Ray said yes. On motion of Maurice, second by Cheryl, it was unanimous to submit the application.

Bob Blauvelt reported for Athens Township Authority (ATA). He said the Maple Street project is settled, and ATA saved \$340,000. ATA also has 3 lawsuits pending. The Valley Joint Sewer Authority has secured a \$1.5 million dollar line of credit at 3% interest to start moving forward on the plant upgrade. He said all 4 municipalities are on board now. CVS is moving forward. ATA also gave capacity approval to the Chesapeake Housing Facility proposed for Lamoka Road. He also said they had earmarked EDUs for this project at the Round Top Road location and they are working to get those EDUs back. They also have 2 personnel issues that are being dealt with.

Richard Bean said we did not receive funding for either of our grant applications. He was very disappointed with Tina Pickett's office, as they said they would stay on top of the applications and they never got back to us. He said Mrs. Johnson would like to put a granite bench in the park as a memorial for her son, and is also willing to do some trail work. Richard said he got a price of \$6500 for a feasibility study to increase the size of the pond. Barry will start April 12th, and the park will open on May 15th. He said a forester looked at the hemlocks and ash in the park and we have no problems with diseases. They will be bidding out a composting toilet for the Jim King Memorial Park.

On motion of Robin, second by Maurice, it was unanimous to have G. H. Harris send all monies directly to us instead of going through Ginger, at her request.

On motion of Robin, second by Jack, it was unanimous to have Attorney Thompson advertise an ordinance for our March meeting to correct an error in the Non-Uniform Pension Plan document.

Ron read the monthly report totals. There was no road report. On motion of Maurice, second by Jack, it was unanimous to accept the monthly reports as presented.

Ruth submitted her recommendations for funding our shortfall to pay the bills. The Board agreed with her solution. On motion of Robin, second by Jack, it was unanimous to pay the invoices for the bridge steel and the spreader box from the Liquid Fuels account; to transfer \$30,000 from the Capital Purchase account to General Fund to pay the remainder of the monthly bills, and to pay the \$30,000 back to the Capital Purchase account no later than July 1, 2010.

On motion of Cheryl, second by Maurice it was unanimous to pay the monthly bills as presented. A complete listing of revenues and expenditures is on file with the Treasurer. On motion of Robin, second by Ron, it was unanimous to approve the payment of the copier service maintenance agreement in the amount of \$650.

Robin reported that she had been working with Rick Biery on a traffic signal upgrade grant and we did receive it. Gannett Fleming has been working on our signals to remove the in-ground traffic sensors and replace them with the "camera" sensors, and also to make the signals pedestrian-friendly.

John Wilkinson said there is a small sluice pipe just south of Satterlee Creek on Riverside Drive that needs attention, and also the headwall on the bridge has fallen in and needs to be fixed. It is in the right-of-way and he asks that we contact PENNDOT. He also asked what the status was of the payment of the taxes on the Cohen property. Robin said she spoke with DEP and they have put a hold on this.

Bob Blauvelt complained about the condition of DeSisti's trailer court and asked how we are going to attract new business when that looks so bad. They have an overabundance of cats there as well. People are living in a shed because their trailer is in such disrepair. He can't believe something can't be done about this. We will ask Eddie to talk to Vinnie DeSisti about cleaning up the park.

Chairman Reagan took the Board into executive session at 8:50 PM for pending litigation. The regular meeting reconvened at 9:20 PM.

On motion of Robin, second by Jack, it was unanimous to have Attorney Thompson answer the verification of the complaint with Verizon.

There being no further business, on motion of Robin, second by Maurice, it was unanimous to adjourn the meeting at 9:25 PM.

Respectfully submitted,

Robin L. Smith, Secretary

ATHENS TOWNSHIP SUPERVISOR

March 4, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7:03 PM. Supervisors Jack Walter, Cheryl Wood-Walter, Maurice Fay and Robin Smith were also in attendance, as was Attorney John Thompson.

Ron explained the Conditional Use hearing process to those in attendance. He then turned the hearing over to Attorney Thompson to conduct this Chesapeake Energy Housing Facility Conditional Use hearing. This facility is proposed to be west of Lamoka Road, north of Mile Lane Road and south of Masco. The record of the proceedings was taken by Stenographer, Mary Simiele. Testimony was taken. Chairman Reagan took the Board into executive session at 8:27 PM for deliberation. The hearing reconvened at 8:39 PM. Attorney Thompson advised those in attendance that the Board feels the applicant has met the criteria in Sections 401 and 1101.E.1-7 as outlined in the Athens Township Zoning Ordinance. Motion was made by Jack, second by Maurice to grant the Conditional Use request contingent upon the submission and approval of the land development. The roll call vote was as follows: Mr. Walter – yes; Mr. Fay – yes; Mrs. Wood-Walter – yes; Mrs. Smith – yes, and Mr. Reagan abstained as he has a gas lease with Chesapeake. The representatives of Chesapeake waived the 24-hour written decision, so Attorney Thompson will prepare the finding of fact within 45 days. Chairman Reagan recessed the meeting for a break at 8:46 PM. The regular meeting reconvened at 9 PM.

Ed Reid advised the Board of a pervious payment seminar that he is in the process of coordinating here at our building the last part of March or early part of April. Discussion was held as to who should attend. Ed will get back to us with dates.

On motion of Ron, second by Cheryl, it was unanimous not to charge the fire company a fee for permits for the directional signs and modifications to their marquee sign. Maurice abstained as he is a member of the Board of Directors and also Vice President of the Athens Township Volunteer Fire Company.

On motion of Robin, second by Cheryl, it was unanimous to have Ron sign the corrected deed for the 1388 Wilawana Road property.

On motion of Ron, second by Jack, it was unanimous to do the letters to the utilities involved with Road C to prepare their relocations as requested by Larson Design Group and to have Robin sign the letters as representative of the Board.

There being no further business, on motion of Robin, second by Maurice, it was unanimous to adjourn the meeting at 9:36 PM.

Respectfully submitted,

Robin L. Smith, Secretary

ATHENS TOWNSHIP SUPERVISORS

March 31, 2010 7:00 PM

Vice Chairman Maurice Fay called the meeting to order at 7 PM. Supervisors also present were Jack Walter, Cheryl Wood-Walter and Robin Smith. Ronald Reagan was absent. Attorney John Thompson was on vacation.

Voice of the Residents:

Michael Reid of 1234 Bradley Road was present concerning a water run-off issue that is being created by his neighbor. He said the neighbor has stripped off his field causing a lot of water to flow onto his property every time it rains. Ray has been up to look at it and said it is definitely a problem. Jack said he had spoken to the neighbor and the neighbor said he would put a larger culvert pipe in for Mr. Reid if he would purchase one. Jack also said the water problem is out of our right-of-way. Robin said she spoke with Brad Cummings from Bradford County Conservation District and he said he was going to take a look at the site because it probably requires a NPDES permit. Robin said she would call Brad tomorrow to get an update from him. Mike said he doesn't mind having the water cross his property in the existing ditch, but he doesn't feel he should have to fix this problem. Jack said we are not responsible for this. Robin asked Mr. Reid to call her in the afternoon tomorrow to see what Brad Cummings had to say in the morning.

Andy Watkins of Riverside Drive asked where we are with Lori Beth Norton? Robin said she believes we are close to being able to get the clean-up started, but she will have to check with Ed to find out where we are in the process. Andy also asked if 'they' were allowed to place fill in the Cohen property, and asked why we haven't issued citations to the owner for the unsafe buildings. Robin said the fill may be a requirement for the remediation by DEP, and added that we had looked into citations for the unsafe buildings, but were told by DEP that we can't do anything at this point.

Jason White was here to present his Senior/GMA project to the Board. He is proposing a hiking trail from Simkin Road in Chemung to Wilawana Road in the township along the Erie Lackawanna railroad bed for a distance of 2.5 miles. Maurice said it sounds like a nice project. Property owners will need to give approval. Roman Rosh was present and said he was the property owner. Kelly Horton (scout leader) asked Roman if this was something he would consider approving. Roman told him to send a proposal and he would take a look at it. Kelly said, because Federal dollars may be involved, this project would need a sponsor. He asked if the township would consider being the sponsor. Robin said we wouldn't be able to contribute to the project, but she thinks the board would agree to sponsor the project. The board said they would be willing to.

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Richard Bean asked Jason how old he was. He said he was 18, and he has to complete this project before he graduates. Richard said grant funds can take up to 1-1/2 years to receive, so he would need to take that into consideration. Robin said if for some reason this project didn't work out, we have several projects that can be completed for our park system.

Bill Morris, Chairman of the Athens Township Auditors, was present to give their audit report to the Board. He said they were able to complete the audit in reduced hours this year. Bill said Ruth Casterline did an EXCELLENT job – he feels the program is working better and stated that everything balanced.

On motion of Cheryl, second by Jack, it was unanimous to approve the minutes of February 24th and March 4, 2010 as written.

Ray Brobst said they have been working on Erin Road for the past few weeks and they have a big problem with overweight tractor trailers traveling that road. Robin asked if the road was posted and Ray said it was. She asked if he has talked to Chief Hurley about this and he said no. He will talk to Larry. Ray said the residents along the road are telling him Austin's are the biggest offenders. Robin suggested Ray give Austin's a call.

Ray said our loader is coming up for its 1000-hour checkup. He will have Cleveland Brothers come up to do that. Ray said it will be expensive, but we need to do that. He also said our backhoe is at Monroe Tractor for repair – he will call tomorrow to find out what is wrong with it.

Jack Walter said he and Ray met with the Case dealer who would like to sell us a new backhoe. Jack told him we do not have money in the budget for it this year. The dealer said he would give us \$64,000 as a trade-in for our backhoe towards the purchase of a \$149,000 backhoe and we wouldn't have to pay until next year. Robin asked if this backhoe is on State Contract and Jack wasn't sure. Robin said we would have to bid it if it was not. Jack feels that this price would hold up. He said Case is a good machine, but we have had a run of bad luck with this one and he would like to get rid of it. We should also look at CAT and John Deere. Our machine is 10 years old and it is going to start to cost us.

Robin reported that our traffic signals have begun to be upgraded by NTRPDC, and they will also be replacing the "yellow" signal heads with the upgrades.

Clif Cheeks presented the Nomac Housing Facility subdivision (not the land development) for review and approval. He said all deficiencies have been met

with the exception of the acknowledgement that the pins have been set. Vice Chairman Fay recessed the regular meeting at 7:34 PM to hold a public hearing on this subdivision. There being no adverse comment, the regular meeting reconvened at 7:35 PM. On motion of Jack, second by Robin, it was unanimous to grant preliminary and final plan approval to the Nomac Housing Facility subdivision only, contingent upon receipt of an acknowledgement that the pins have been set.

Robin received a waiver request from Nomac for their land development off Lamoka Road. She said Planning Commission has not reviewed this yet and would like to table any action on it until we receive a recommendation from the Planning Commission. The Board was in agreement. No action was taken.

On motion of Robin, second by Cheryl, it was unanimous to grant Walmart's request for a 90-day extension for their Supercenter expansion. Their deadline presently is April 5th. The extension is granted through July 3, 2010.

On motion of Jack, second by Robin, it was unanimous to waive the township fees for the Athens Area School District's administration building land development.

Robin presented the written decision for the Chesapeake Energy Housing and Training Facility Conditional Use request for signature. The decision was signed. Robin will see that Chesapeake receives a copy.

Richard Bean advised the Board that the Parks Commission is preparing to let bids for a composting toilet for the Jim King Memorial Park. They have applied for several grants, but have not been successful. They will be allocating approximately \$73,000 for this project. He said they will need engineered drawings for building code compliance for handicap accessibility. The public works department has been working on the new parking lots for Round Top. They put in one more than the Park Commission requested, so they will be removing that one. They are still looking for \$6500 for a feasibility study to enlarge the pond. Barry will start work April 12th. The park will open on May 15, 2010.

Richard said he met with Tom Conway of Industrial Electronics concerning a new tower on Round Top. He submitted a proposal to put the tower near our tower and the state tower off Bobcat Road on a 60 x 60 fenced-in area. They will pay \$500 per month for the first year, with a 3% increase each year for the length of

the contract (10 years with a 5-year renewal option). Richard recommends accepting this proposal. On motion of Jack, second by Cheryl, it was unanimous to allow this tower to be placed in Round Top Park. Robin said Mr. Conway will need to get with Ed Reid to find out what is required for this project.

Robin also received a request from Holy Virgin Mary Radio to locate on our tower in Round Top Park. They will need to have a building and access to cable – neither of which are available. Robin will send him an e-mail to let him know.

Bob Blauvelt reported for Athens Township Authority (ATA). They signed a bond issue today for the Athens Borough sewer line that we share. They have 4 properties in arrears and in various stages of enforcement. The restaurant on Elmira Street that had the grease problem has completed their cleanup and is making restitution. ATA has hired 2 employees – Al Teeter full-time and Bob Blauvelt part-time. They are looking into benefits, a vehicle and a camera outfit for the sewer lines. The CVS project is moving along.

On motion of Jack, second by Cheryl, it was unanimous to adopt ORDINANCE 2010-02, correcting the definition of “Normal Retirement Age” in the Non-Uniform Pension Plan. Robin abstained as she is a member of the plan.

On motion of Jack, second by Cheryl, it was unanimous to approve the school district’s request to close Pennsylvania Avenue from W. Frederick Street south to West Pine Street on May 22, 2010 from 8 AM to 5 PM for the District IV Track Meet and again on June 11, 2010 from 5 PM to 9 PM for graduation.

On motion of Cheryl, second by Jack, it was unanimous to ratify Robin’s attendance to speak at the Dickinson College Gas Summit on March 26, 2010; to approve Robin and Ed’s attendance at the County Commissioner’s “Working Together” gas symposium at the Bradford County Airport on April 6, 2010, and to pay their salaries for the time they would have worked.

The monthly reports were accepted as presented.

On motion of Jack, second by Cheryl, it was unanimous to approve the payment of the monthly bills as presented. A complete listing of revenues and expenditures is on file in the Treasurer’s Office.

Dan Stark of Clinton Street said he never hears of any officials trying to save the Ingersoll Rand facility. If McDade was still in office he would have fought tooth and nail to keep it. Can’t we ask anyone to work on this? Jack said we can ask,

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but we wouldn't have any clout with a private corporation. He has heard that Chesapeake might go in there. He hates to see the IR go, but he thinks Athens Borough needs to take the lead on that.

John Baggerly said he has a heavy steel post in his yard that was put there by someone working on Road C. He has a problem mowing around it. Robin will get in touch with Max about it.

Correspondence/Information was as listed in the meeting agenda.

Vice Chairman Fay took the Board into executive session at 8:05 PM for personnel and litigation matters. The regular meeting reconvened at 8:43 PM.

There being no further business, on motion of Robin, second by Cheryl, it was unanimous to adjourn the meeting at 8:44 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

April 14, 2010 12:00 noon

Chairman Ronald Reagan called the meeting to order at 12:00 noon. Supervisors also present were Jack Walter, Maurice Fay, Cheryl Wood-Walter and Robin Smith. Park Commission members present were Richard Bean, Meade Murtland, Cathy Eccker and Dave Hafer. Ray Brobst and Randy Harford were attending for the Public Works Dept.

Voice of the Residents: None

Ron turned the meeting over to Richard Bean to discuss road and parking lot conditions in Round Top Park. Richard said he won't be able to open the park on May 15th if the roads and lots are not repaired. He said he spoke with Ray about it and Ray said they would do the park after they finish Erin Road.

Ray said next week he will be doing the park road. They will 'tar and chip' it, and also finish the parking lots. Richard asked Ray if they would take out the stone by #5 and seed that area where he didn't want a parking lot. Meade said it is the one right by the curve where it was always wet. Randy asked if they didn't want it to be dry and Richard said he just wants it to be like it was. Randy said he'll be glad to dig it all out and make it wet again. Richard also said they had built up the parking lot by pavilions 7 & 8, and he didn't want that. He just wanted a layer of crushed stone on it. Randy said they can take it all out, too. Discussion was held. Ron said the Parks Commission should get with the Public Works guys next week when they're in the park so they can show Ray what it is they would like done.

Randy said we have a communication problem. The way to do it is, if you want something done, put it in writing so they know what to do. Richard said when they walked the park and marked things in white, he thought they understood what needed to be done. Cheryl said the parking lot at 7 & 8 is too high. Meade agreed, saying people will fall and you wouldn't be able to use a wheelchair there. There is too much material. They just wanted a top on it.

Ray said they will be up there next week, so the parks people can come up any time. Ray said they will be grinding the road and chipping it. Robin asked if the grinding would be part of the mile of pavement he is planning for this season. Ray said no – we will be grinding the park road ourselves.

Randy said the road needs ditch work. Ray also said the road hasn't been done in so long it's very brittle and broke up easily. Meade said he was surprised at how badly it had broken up. Randy said you need a new surface and the way to have it right is to tear up what's there and put a smooth top on it. Every bump you have makes another bump.

Ron said his biggest concern is whether or not we will be able to open the park on May 15th. Richard said we have pavilions rented for the 15th. Randy asked if there is enough

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parking up there. Richard said there probably needs to be more, but there's not really any place to put it. Ray asked if Richard wants the lots to be 'tarred and chipped' as well. Richard said since you're up there, you might as well.

Richard asked Ray if they could please get the mud off the ramp at Tozer's Landing and they will do that. Richard said we need to get Tozer's Landing Road repaired by Chesapeake. They have also encroached on our lawn 6-8 feet on each side and that needs to be addressed. Robin will have Ed go out to take a look and then contact Chesapeake.

Ron asked if there was anything else and there was not. Ray said they would do the park road rain or shine and it will be done by May 15th.

Cheryl left at 12:25 PM to return to work.

Discussion was held as to whether or not we would bid calcium and CRS-2 emulsion or if we would purchase it off state contract. It was determined we will not have time to bid because Ray wants to start May 1st. Robin asked how much we will be getting for the road work we have planned and Ray said to just get the same amount as last year. Robin said last year we were WAY over budget, so we don't want to get too much this year. Ray will figure the amounts we will need and will get copies of the state contract from Mike Spolar at Vestal Asphalt. Ray said they will have to wait until Robin gets them the stone, and she said we will be opening bids at our April 28th meeting.

Randy said the problem with the bidding process is we can't get what we want and we get dirty material. Robin said it's really the opposite, because when we bid, we can specify exactly what we want, and what terms we wish to assign. Randy said we bid stone a few years ago and we got dirty stone. Robin said we bid the stone specifically to be washed and clean, so if it's not – return it.

On motion of Robin, second by Maurice, it was unanimous to purchase our liquid calcium chloride and our CRS-2 emulsion from the respective COSTARS contracts.

Robin received a call from the warden about our application for inmates to work for the months of May through July. The warden said they will only be able to supply a crew 1 week per month, and we would have to pick our weeks now. Discussion was held. Robin was asked to call the warden and ask if we can get them for the month of May, and if not, withdraw our application. If inmates are not available, on motion of Maurice, second by Jack, it was unanimous to have Robin advertise for 2 part time miscellaneous road maintenance workers to work 40 hours per week at \$8.00/hour for the months of May and June. Robin will set up interviews for Monday, April 26, 2010 beginning at 8 AM. Jack and Ray will interview. Maurice asked when we have to mow for PENNDOT,

and Ray said Memorial Day and Labor Day weeks. Maurice also wanted to know when we have to do the track loader work for PENNDOT and Ray didn't know. Ron asked if the track loader is in good enough shape to do this for PENNDOT, and what happens if it breaks down? Robin said we would have to lease one because we can't hold up their project. Ray said he hopes the back sprockets hold up because they're bad. Ron told Ray to get a price on what it would cost to get the sprockets replaced. Robin suggested we think about amending the agility agreement if they are really that bad.

Randy said we are making a lot of motions in this meeting but we never made a motion about what needs to be done in the park. Robin said that's because we're not sure what it is yet. Richard didn't want what was done up there. Ron said this was a one-in-a-million situation where things didn't go well, but we'll work through it.

Ray asked if we are responsible to replace/repair private lane signs. Robin said the landowner is responsible, unless we have a cross-sign for our public street – then we would put the post back up.

Ron asked how Ray is going to get the entire road work list done this year? Ray said they'll get it done.

Ron asked about the repair of Erin Road. He questioned why we're tearing out geotextile work that was done 5 years or so ago, when it should have lasted a lot longer. Jack Walter said we never put geotextile on that road. Robin said we did. Jack questioned that, and Ray said we did, adding the reason it didn't last was because it was supposed to have a foot of gravel over the geotextile and Jack Belles only put 3-4" on it. Ron asked if it was a compacted foot of gravel and Ray said that's what it should have been. He said Jack Belles swore he put 1 foot of gravel over it. Ray added they have to take pride in their work. Ron said Ray needs to jump the guys when they don't do things properly.

Ray presented a quote for a new backhoe from Monroe Tractor. He said they are on state contract. We just replaced the torque converter for the third time on our backhoe. It's 10 years old. If the transmission goes, we're in big trouble. Randy said we could keep the one we have, but we won't get the trade-in offer of \$18,500 if we keep it. John Wilkinson was in attendance and said the costs to repair this backhoe could be astronomical. He thinks the new one sounds like the way to go. Robin asked why we're looking at another Case machine if we've had so much trouble with this one. Discussion was held. Ron told Ray to see if Monroe Tractor will come to our meeting on the 28th. Robin said we will need a copy of the state contract before we can take any action.

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On motion of Jack, second by Maurice, it was unanimous to approve, sign and execute the Dirt and Gravel Road Program contract for Brown Road. Ron will sign the contract.

On motion of Ron, second by Maurice, it was unanimous to ratify Robin's signature on the DEP postcard mailer for the Nomac Housing and Training Facility.

Ray said he is looking at getting a special blade for the grader that he thinks is about \$3,000. Robin asked if we have money in the budget for this. Ray said he will check. Ron asked if our grader can handle this blade and Ray said yes.

Chairman Reagan took the Board into executive session at 1:10 PM for personnel. The regular meeting reconvened at 1:15 PM.

There being no further business, on motion of Ron, second by Jack, it was unanimous to adjourn the meeting at 1:16 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

April 28, 2010 7:00 PM

Vice Chairman, Maurice Fay, called the meeting to order at 7:04 PM. Supervisors Jack Walter and Robin Smith were in attendance, as was Attorney John Thompson.

Voice of the Residents:

Ed Campbell of Wildwood Road asked what the status is of the repair of the Thomas Avenue bridge. Robin said the bridge repair is scheduled to begin on May 10th. Ed said work on the Milltown bridge is scheduled to begin on June 7th, and he asked if our bridge will be done by then. Robin said she thought the last time we repaired our bridge, it only took 2 weeks. Ray Brobst said that's what he remembers as well, so we should be in good shape.

Ron Reagan and Cheryl Wood-Walter arrived.

On motion of Jack, second by Maurice, it was unanimous to approve the minutes of March 31 and April 14, 2010. Ron Reagan abstained from the March 31, 2010 minutes because he was not in attendance.

Chairman Reagan called for the opening of the bids for aggregate (3000 tons of Type 6S antiskid delivered; 600 tons of AASHTO #8 delivered/picked up), which were as follows:

	<u>Antiskid</u>	<u>#8 delivered</u>	<u>#8 picked up</u>
Porter's Sand and Gravel	\$ 7.98/ton	\$ 9.35/ton	\$ 7.40/ton
State Aggregates	9.88/ton	11.16/ton	8.78/ton
Dalrymple Gravel	(no bid)	16.00/ton	9.50/ton
FS Lopke Contracting, Inc.	12.50/ton	13.00/ton	8.75/ton

On motion of Jack, second by Maurice, it was unanimous to accept the bid of Porter's for these materials.

Ray Brobst said the road is progressing on Round Top. He thinks they can finish in 2 weeks. He said they may not get the chipping done before the 15th because it's so wet. He said they'll take care of the dust by putting calcium on it, and should chip it in August. Robin asked if it will take until August for it to be dry enough to chip? Ray said the clay takes a long time to dry. Ray asked Richard if that would be suitable for him and Richard said he doesn't like it, but what choice does he have. Richard asked if the other part (the removed parking area) is ready to seed and Ray said it was. He said the parking lots are done, too. Richard said he didn't realize they were going to work on Bobcat Road now, but that is looking good.

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Ray introduced Bob Stewart from Monroe Tractor to give us a proposal for a new backhoe. Bob said this would be a “lease”, but we would own it at the end of the lease. He gave us figures for 2 – 5 years of payments. The warranty would be for 1 year on the entire machine, then an additional year for the engine and power train up to 2000 hours. It would be 2-3 months from order placement to delivery. Ray said Cleveland Bros. is bringing a Cat backhoe for him to demo in 2 weeks. Monroe’s proposal is for a Case.

Ray asked if we could set up an account at PIBH for the public works guys to order their t-shirts and Robin will do that if they choose to get them there.

On motion of Jack, second by Maurice, it was unanimous to hire Cody Silkman and Mark Ellis as temporary road workers to begin on May 10th and work through June, 40 hours per week, \$8.00 per hour.

Robin presented a letter from Terry Cockcroft concerning the parking in the “No Parking” zones at the intersection of Wolcott Hollow Road and Route 220. He said the signs are there but the enforcement is not. Robin added that our signs are just for “No Parking”, and they need to be “No Parking, Stopping or Standing”. She said trucks really can “stop” and “stand” legally, because the sign just prohibits parking. Discussion was held. On motion of Robin, second by Cheryl, it was unanimous to have Attorney Thompson draft an ordinance and advertise for our next meeting for No Parking, Stopping or Standing on Route 220 north to the limited access portion from Millard’s Dairy Bar on the west and EMTA on the east. Robin will confirm this with PENNDOT.

Andy Watkins from Riverside Drive (arrived after Voice of the Residents) asked for the status of the Lori Beth Norton enforcement. John Thompson said we are at the point where he can get a hearing scheduled with the District Justice as soon as he can get him in – hopefully within the next 2 weeks. Andy then asked about the dumping of fill in the floodplain at the Cohen site. Robin said a Cease and Desist Order has been issued that no more fill be deposited on the site until the floodplain has been delineated by a surveyor. Fill will be able to be placed out of the floodplain, but may not be spread until the owner has an approved land development in place.

Tim Robinson of Sheshequin Road said in the last 2 floods, the water flowed differently and if this fill is allowed there, his field won’t be able to drain. He added that if that is plugged up, Athens Borough will have more problems than he will. Robin said we have to go by the FIRM maps as to where the floodplain lies, and told him we only have jurisdiction over the floodplain for the placement of fill. Tim said the fill they’re hauling has contaminated PVC pipe in it – why did we let that go in there? Robin said we couldn’t do any type of enforcement on the property because DEP wouldn’t let us. Cheryl said maybe DEP should be checking on what Campbell is doing. Ron read the

comments on Ed's monthly report that the Cease and Desist is in place, and that there is ongoing communication with DEP, their attorney, our attorney and Campbell's attorney to resolve these issues.

Andy said no one enforces the "No Parking" in East Athens. Tim said it's at the Stensager's.

Clif Cheeks presented the Athens Area School District /District Administration Offices 2-lot subdivision on Lilley Avenue for review and approval. There were 9 minor deficiencies, but all have been resolved. Planning Commission recommends preliminary and final plan approval. Chairman Reagan recessed the regular meeting at 7:39 PM to hold a public hearing on this issue. Bob Blauvelt asked if there was going to be any difference with the sewer. Robin said we have an approval letter from the Authority. Bob questioned that, so Robin read the letter from Athens Township Authority stating there is capacity. There being no other comment, the regular meeting reconvened at 7:42 PM. On motion of Ron, second by Jack, it was unanimous to grant preliminary and final plan approval to this subdivision.

Clif then presented the Athens Area School District/District Administration Offices land development for review and approval. Clif said there were 8 minor deficiencies, all of which have been corrected. He said Planning Commission recommends preliminary plan approval. Chairman Reagan recessed the regular meeting at 7:45 PM to hold a public hearing on this issue. There being no adverse comment, on motion of Maurice, second by Ron, it was unanimous to grant preliminary approval to this land development and to sign the postcard mailer for the sewage module.

Next was the Nomac Housing and Training Facility land development located on Lamoka Road near the entrance to the Masco Plant. Clif said there were 7 deficiencies, all of which have been met with the exception of an approval letter from Athens Township Authority. They are also asking for two waivers. The first is a waiver for sidewalks on Lamoka Road. They will have sidewalks within their facility and do not feel it would be appropriate for sidewalks along a road with the heavy truck traffic that Lamoka Road experiences. The second waiver request is the requirement of financial security for the developer to finish the site prior to them using it. Clif explained that our ordinance requires financial security for the completion of a land development, or until as-builts have been received and a certificate of occupancy issued. Discussion was held. On motion of Robin, second by Jack, it was unanimous to grant the waiver for sidewalks and the waiver from the posting of financial security. Maurice asked that we take a roll-call vote. Mr. Walter: yes; Mr. Fay: yes; Mrs. Walter: yes; Mr. Reagan: yes; and Mrs. Smith: yes.

Charles Boggs of Chesapeake asked us to clarify that there is only one remaining deficiency, and it was confirmed that the ATA letter was the only deficiency. Chairman Reagan recessed the regular meeting at 7:55 PM to hold a public hearing on this issue. John Wilkinson asked if they have received their waivers from DEP. Robin said she was unaware of any waivers, but did know they had received their NPDES permit from DEP. John said that was what he wanted to know. There being no other comment, the regular meeting reconvened at 7:58 PM. On motion of Robin, second by Maurice, it was unanimous to grant preliminary plan approval to this land development contingent upon receipt of the letter from ATA.

Robin said the annual Flood Summit is coming up on May 7th at the Wysox Fire Hall and she would like permission for herself, Clif Cheeks, Marty Brennan and Ed Reid to go. The fee is \$20 per person. On motion of Maurice, second by Ron, it was unanimous to have anyone go from the township that is interested in attending, and to pay Robin and Ed's salaries for the time they would have worked.

Richard Bean was present for the Parks and Recreation Commission. He said the Valley Off Road Club was in and they will be doing a work bee up there. They discussed the fact that we didn't get the grants for the park. Jack Ryan will be going to Tina Pickett about the fact that we never seem to be funded. Richard said the Johnson Memorial Run will be held up there on July 17th and the Dog Walk will be moved to August 7th. Both events will be held in the morning. Brian Kunkle did not show up to present his proposal to hold a 50K ultra running event on July 31st, so that will not be scheduled. We will be opening bids for the composting toilet for the Jim King Memorial Park at the May meeting. The highway department is working on the road repair and the parking lot repair, which will be completed by May 15th. Barry and the highway department will fix the ruts on the trails, and replacement benches will be installed in the park. They still need a \$6500 grant for a feasibility study and cost estimate to enlarge the pond. Tom Conway from Industrial Electronics is moving forward with the permits and engineering required to place a new tower on Round Top. Ed will contact Chesapeake to have them repair Tozer's Landing Road. Public Works cleaned the boat ramp, and Richard asked Maurice if he would contact the fire company to wash the ramp. We also need to secure insurance from the school to cover them for their events they hold in the park, including senior projects.

Ron asked Ray how much he thought the backhoe repair would be and Ray said about \$3000.

Bob Blauvelt reported for the Athens Township Authority. Things are moving along with the CVS project. Of ATA's 4 delinquent accounts, one has been paid off and the

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other has made arrangements for payment. They have a new employee on-line who has been working for about 1 month now.

Chairman Reagan read the totals from the monthly reports. There was no fire report. On motion of Jack, second by Maurice, it was unanimous to accept the monthly reports as presented.

On motion of Jack, second by Maurice, it was unanimous to approve the payment of the monthly bills as presented. A complete listing of revenues and expenditures is on file in the Treasurer's office.

On motion of Robin, second by Jack, it was unanimous to ratify the grant submission and signatures for outfitting the new police vehicle.

Robin advised the Board that Ruth has been attending the EIT committee meetings in Towanda as our representative. Robin appreciated the fact that Ruth volunteered to be on the committee that will be drafting the Request For Proposals for collection of the Earned Income Tax. Since the weighted vote has been adopted for Bradford County, this will enable us to still be a part of the formation of this process. The remaining Correspondence/Information is as stated in the meeting agenda.

Chairman Reagan took the Board into executive session at 8:20 PM for personnel issues. The regular meeting reconvened at 9:35 PM.

On motion of Ron, second by Jack, it was unanimous to have Robin run an ad for an Assistant Zoning Officer, 20 hours per week, salary commensurate with experience. Robin will get with Ed as to what duties will be included in the job description.

On motion of Maurice, second by Ron, it was unanimous to have Attorney Thompson draft a policy and ordinance for our next meeting for drug/alcohol testing and background checks to be included in the hiring process.

There being no further business, on motion of Robin second by Cheryl, it was unanimous to adjourn the meeting at 9:42 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

May 20, 2010 7:00 PM

Chairman Ron Reagan called the meeting to order at 7:02 PM. Supervisors Robin Smith, Cheryl Wood-Walter and Maurice Fay were present, as was Attorney John Thompson. Jack Walter was absent.

Voice of the Residents: None

The residents of Brown Road had been invited to attend this meeting to discuss plans for the proposed upgrade to Brown Road through the Dirt and Gravel Road Program. Ron introduced the supervisors, our road foreman Ray Brobst, and Joe Quatrini of the Bradford County Conservation District (BCCD). Joe explained the program to those in attendance. Robin distributed copies of the sketch plan for the project.

Ray asked Nick Ball if they would be able to place/relocate a pipe in his farm driveway to get water to the existing diversion swale. Nick was agreeable to that.

Kathy Heckman said they were concerned about their new septic system being compromised. She said Lynn Bucholtz of Bradford County Sanitation Committee did the permit work for their system and he would be able to meet with us to discuss the system.

Discussion was held as to how much we plan to widen the road. Ray said he would like to see the road at 18 feet. Ron said we don't have enough room to do that.

Robin asked if we would have to pay to move the electric poles on the south side of the road. John thinks Penelec would have to move them at their cost, but he would have to check on that to be sure. Someone suggested leaving the poles in the ditch. Robin has an issue with poles being in the ditch – they will be an obstruction.

Ray asked the Heckmans if they have a problem with us taking down their shed and Kathy said yes. They asked if they would be compensated for the shed. John Thompson asked if it was in our right-of-way (ROW) and it is. Nick Ball said the road was there when the shed was built, so the shed does not predate the road. Robin said we had the road and our ROW surveyed so the road will be somewhere between the stakes.

Ron asked what if we don't do anything to the road – what if we just leave it as it is? The road seems in good shape. Robin said the road is not so much the issue – it's the water and ditch problems. Ron asked if the rock-lined ditch will slow the water flow enough. Joe said it will, and will keep the erosion out of the pipe.

Cindy Davis and her family were in attendance and were concerned that the ROW stake will take most of her driveway. Robin said just because the stake is there doesn't mean we will be taking that entire area.

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Rick Heckman continued by saying we would be taking his septic system. Robin said "Did we say we were going to take your septic system??? NO." Maurice said we have a terrible drainage problem on Brown Road. We are trying to fix it with the least amount of invasion.

Nick Ball said he's lived there a long time. He can't back out of his driveway because the ditches are right there. Maurice said he would like to see if we could pick up 4 to 6 feet of road width by acquiring more land on the south side of the road in the area of Aqua Pennsylvania and Florence Guiles' land. Joe said we might be able to move the road in that direction, but then we would encroach even further on the shed and septic system at Heckman's. Robin said we would have to pay to acquire additional ROW and we don't have money for that. She added we would need to go through the negotiation process to acquire the land, and then go through the subdivision process, which would take a minimum of two months. Joe said October 31st would be the cut-off date for construction. Robin said we may not be able to do the project this year if that was the case.

Robin asked if the north side with the straw mat would need to be wider as well. Joe said he didn't believe we would have to take much on that side up top. Robin asked if we could bore under the shed and they thought there would be more chance of the pipe being plugged. Ron asked if we would be better off hiring an engineer. Joe said all their designs have an engineer's stamp.

John will find out if the electric company will move the poles at their cost. Ray will get with Lynn Buckholtz to meet with him at Heckman's to discuss the septic system encroachment. Joe and Ray will mark the site of the proposed road and ditch location so the residents will be able to see where the cartway may be located. We will have another meeting on Thursday, June 3rd at 7 PM with all the residents.

John Wilkinson asked if we bought a new backhoe. We have not. We will have a CAT backhoe to test next week. He then asked if there will be a new water pumping station at Cohen's and the answer was no. Robin asked if he meant Robinson's and he said yes. Robin said that approval is still valid, so that may happen. John then asked for an update on Lori Beth Norton. John Thompson told him they had an informal hearing at Mike Shaw's office and Mike gave her "a good dressing-down". He gave her an additional 30 days, after which time the fine will be imposed. Ed Reid is drafting a list of issues that need to be taken care of by the end of the 30 days.

Chairman Reagan took the Board into executive session for personnel issues at 8:37 PM. The regular meeting reconvened at 9:41 PM.

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On motion of Robin, second by Cheryl, it was unanimous to have Robin send a memo to all departments that there will be no job shadowing allowed in our workplace.

Robin explained that our \$60,000 grant for Road C expires on June 30th and we have to close the grant out by that date. This is the grant that was used as our “matching funds” for the ARC monies. We have a remaining balance of \$2,548.76 that would normally be delegated as our administrative costs, but because our agreement did not include the administrative costs in writing, the money must be returned with the grant close-out report. On motion of Robin, second by Maurice, it was unanimous to send our check for \$2,548.76 with the close-out report, made payable to PA Department of Community and Economic Development.

There being no further business, on motion of Robin, second by Maurice, it was unanimous to adjourn the meeting at 9:45 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

May 26, 2010 7:00 PM

Vice Chairman Maurice Fay called the meeting to order at 7:07 PM. Supervisors Jack Walter, Cheryl Wood-Walter and Robin Smith were present as was Attorney John Thompson. (Chairman Ronald Reagan arrived at 7:12 PM).

Robin only received one bid for the solar-powered composting toilet to be installed at the Jim King Memorial Park in East Athens. The bid was from Bio-Sun Systems, Inc. and was opened at this time. The bid amount was \$74,500. Robin asked Richard Bean what his decision would be, and he said we really don't have much choice but to accept the bid. Discussion was held. Several other options had been researched, but none were feasible. Since the Park Commission has their own funds, Richard was asked if he was certain that he wanted to accept this bid and he said yes. On motion of Jack, second by Maurice, it was unanimous to accept the bid of Bio-Sun Systems, Inc. for this project.

Warren Knapp of PENNDOT was present to give a progress report on the repair of the Thomas Avenue bridge. He distributed pictures of the purlins that were replaced, showing that the work was necessary. He said the bridge is very solid, but is showing its age. He thinks the deck will be the next thing we will need to replace. It should last 5-10 years if we don't wash the salt off after the winter seasons, or possibly 10-15 years if we do wash the bridge. He said the work is on schedule, and the bridge should be reopened on June 4th.

Ron told Warren that PENNDOT set up road work signs at the intersection of Wolcott Hollow Road and Route 220 and they are blocking the line of sight for people trying to pull out of Wolcott Hollow Road. This is a very bad intersection to begin with. Warren will take care of this for us. John Wilkinson told Warren that the brush along the concrete wall at McDuffee and Pennsylvania Ave. is blocking sight distance. Warren said he knows where that is and will take care of that as well.

Voice of the Residents:

Buddy Crockett of West Lockhart Street asked why he has to get a permit for political signs, and give the candidate name and location of the sign(s)? Ron said you get your money back after all the signs have been taken down and we need that information to check to see that they have been removed. Buddy said he knows other candidates did not get permits and asked what happens if you don't get a permit? Robin said we take the signs down. Buddy said we don't. He was in the Friday before the primary and told Eddie about the signs, but nothing was done. Ron looked at Ed's monthly report and said Ed has received checks from a couple politicians for their signs which he still has to process. Ron will ask Ed about this, and told Buddy we appreciate you doing what you're supposed to do.

On motion of Maurice, second by Cheryl, it was unanimous to approve the minutes of April 28th and May 20, 2010 as presented.

Clif Cheeks presented the Janice Delaney 1-lot subdivision on Orange Hill Road, Lot 6A to become part and parcel to the adjacent lot of Michael Dinich, for review and approval. Discussion was held as to why a Form B non-building waiver is needed for this lot since it is becoming part and parcel to a lot with a septic system already in place. Discussion was held. Chairman Reagan recessed the regular meeting at 7:39 PM to hold a public hearing on this subdivision. There being no adverse comment, the regular meeting reconvened at 7:40 PM. On motion of Jack, second by Maurice, it was unanimous to grant preliminary and final plan approval to this subdivision, contingent upon receipt of written clarification from Bradford County Sanitation Committee as to whether a Form B is required, and if required, receipt of such.

Richard Bean reported for the Parks and Recreation Commission. He said the Senior Project Dog Walk has been moved to August 7th from 8 AM to 12 noon. The flying field was vandalized by someone "pulling donuts" on it. Discussion was held as to when the Round Top Road will be tarred and chipped. Ray said the stone is "moving", and he thinks we should wait a year to see if the road holds before we chip it. Jack Walter said it should be OK. Ray said the plow will peel it right up in the winter if the road isn't set. Robin asked Warren Knapp of PENNDOT what they do and he said they like to have things done a year in advance. Ray said we can calcium it if we get dust. Richard said the first weekend the park was open we had electrical and water problems, but everything has been fixed now. He said the new tower is moving forward. Robin asked if we need to do a subdivision by lease and John said yes. Ed sent a letter to Chesapeake to fix Tozer's Landing Road. Randy got the dirt off the boat landing. Richard, Meade and Robin met with Arnie Kriner of Senator Yaw's office to talk about our park grants. Arnie was going to get back to us on the grants (as to why we're not getting funded). Richard gave him a tour while he was here, and he was very impressed. Chesapeake has rented the top of Round Top Park for a company picnic on June 8, 2010.

Ray Brobst asked who was in charge of Alfie Farr's farm? He needs to clean out the pipes and wanted to get permission. Alfie is Ron's uncle, and Ron said to just do it, as it's part of normal road maintenance. Ray said Hickory Heights needs to be chipped this year so he will be doing that instead of Murray Creek Road. The approaches also need to be addressed. He said the first round of mowing we are doing for PENNDOT through the agility agreement was finished last night. The two part-timers we hired this year are very good workers. The patching should be done in a couple weeks. Jack said Round Top Road put us behind about 3 weeks and the problem now is it's dry when we grade. We need to truck water and/or spread calcium. Ray said they are hauling water when they grade and use it before they roll the roads. Robin told Ray to keep an eye on his

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budget for calcium. Ron asked how much longer they will be working overtime and Ray said he is starting to cut back.

On motion of Robin, second by Maurice, it was unanimous to ratify the hiring of Gary Lantz and David Streeter at a rate of \$8.00/hour for 40 hours per week as temporary road workers.

Bob Blauvelt reported for the Athens Township Authority. He said they signed the agreement for CVS for maintenance. Of the 8 delinquent accounts they have, 4 have paid. They have a new policy in place to deal with delinquent accounts. They sent a letter to Valley Energy to protest the rate hike.

John Thompson presented drafts of the No Parking, Stopping or Standing ordinance for Route 220 in Greens Landing, and also for pre-employment testing requirements. Robin will copy them for everyone and put them in their boxes so we can review them before our June 3rd meeting.

John had also reviewed the proposed spec for the rubberized roof over the shop area and said it looked OK. Robin said we need to have an engineer make a determination as to whether or not our structure will be able to hold this additional weight, which is 3-1/2 lbs. per square foot. On motion of Ron, second by Robin, it was unanimous to have an engineer make sure our building can hold this load, and once this is determined, to bid this job out. Robin will check with Max Inkrote of Larson Design Group to see if they have an engineer who would be qualified to do this for us.

Maurice said the fire company wants to take down a big cherry tree that's in our Glen Clark park in order to accommodate their new pavilion. He said it would be OK to cut down the small cherry tree, but he thinks they just need to take a couple limbs off the big one to free up the necessary space. He also wants to see the horseshoe pits removed from our park because the metal posts are a hazard to children playing there. He also said the bush and the electric "in" the bush need to be removed. The Board agrees, and asked Maurice to handle that.

Robin was contacted by Rick Biery concerning our traffic signal upgrade grant. He said the Walmart signal was not in the original grant, but they would like to include it now. The cost to include the yellow heads is \$641.17. We would only be responsible for 20% of that cost, which would be \$128.23. On motion of Jack, second by Robin, it was unanimous to include this signal in the grant and to pay the \$128.23. Robin will contact Rick Biery to see how we proceed.

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Robin found a program called “Pennsylvania Way To Work”, which will pay the salary of temporary workers hired by municipalities through the summer. Since we have already hired our temporary road workers for the season, she isn’t sure whether they will qualify as “new” hires. She has an e-mail in to CareerLink for clarification. She would like permission to proceed with an application if they are eligible, and the Board agreed to that.

On motion of Maurice, second by Cheryl, it was unanimous to reappoint Jim Shaw to the Police Pension Board for a term to expire January 1, 2013.

On motion of Maurice, second by Jack, it was unanimous to accept the monthly reports as presented. Maurice said the fire company should be receiving their new brush truck in the next few weeks.

On motion of Cheryl, second by Ron, it was unanimous to approve the payment of the monthly bills as presented. A complete listing of revenues and expenditures is on file in the office of the Treasurer.

Correspondence/Information was as listed in the meeting agenda. We will not extend the service contract on the pick-up.

Ron would like to see us get a joint meeting together with all our boards, and to have it be a picnic meeting one evening at Round Top Park. The Board thinks that would be a great idea. We will see if we can get someone from PENNDOT to come and speak to us. Ron will get with Robin to look at available dates.

Dan Stark asked if we would consider sending a letter of protest over the proposed Valley Energy rate increase. On motion of Maurice, second by Cheryl, it was unanimous to have Robin send a letter.

Jack Walter acknowledged Todd Campbell and asked him if he had anything to say. Todd said he was just here because he heard his name was tossed around at the last meeting by a resident and he wanted to be here to address this if it happened again. He said the “complaint” came in prior to his purchase of the Cohen property. In December, DEP approved his first plan. He started bringing dirt in at that time. He thought he only needed approval from DEP and didn’t mean to break any township rules. In March, they changed his remediation requirements. As of now, no more dirt is being brought into the floodplain. Ed had Todd get a surveyor to delineate the floodplain and said he could stockpile dirt outside of the floodplain. His Act 2 approval will show what areas need to be covered. Once that is approved by DEP, he can apply to do the necessary paperwork with the township. He apologizes for not working with us from the beginning. He said

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he's trying to solve a 15-year problem for DEP, which has been a 5-year problem for him. Robin said she thinks we're all on the same page now. Todd said he hopes so. He is also working on the buildings. He wanted to have the fire company do a fire exercise and burn the buildings down, but there was so much paperwork involved with that, plus he needed approval from the fire company and the township before he could even start the paperwork. He said if he knew then what he knows now, he wouldn't have taken Tim Robinson's advice to purchase the property.

Bob Blauvelt asked if any citations were written by Eddie this month? Ron reviewed Ed's reports for us. Robin asked if there was something specific he was referring to, and Bob said the same complaints as the previous months.

Chairman Reagan took the Board into executive session at 8:38 PM for personnel and litigation issues. The regular meeting reconvened at 9:23 PM.

On motion of Ron, second by Jack, it was unanimous to send Ruth Casterline to the NYPENN Leadership Program this year, and to pay the \$450 tuition for the course.

There being no further business, on motion of Cheryl, second by Robin, it was unanimous to adjourn the meeting at 9:25 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

June 3, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7:04 PM. Supervisors Jack Walter, Maurice Fay, Cheryl Wood-Walter and Robin Smith were in attendance, as was Attorney John Thompson.

Voice of the Residents:

John Wilkinson of Wilkinson Lane said he was considering purchasing the Lori Beth Norton property on Riverside Drive. He wanted to know what he needed to do to purchase this. He said there is an invalid deed from the estate to Lori Beth, in that there is no lot size listed. He wanted to know what the possible fines would be from the township if she doesn't have the property cleaned up by the 14th. Robin asked him if he has seen any progress over there and he said she has one shed partly down. Robin asked John Thompson if the fine would go against the property owner or the property and John said it would go against the property.

Joe Quatrini of Bradford County Conservation District was present to discuss the Brown Road project. Several residents of Brown Road were also in attendance. Joe asked if everyone had seen the marks that he put down to delineate the project boundaries and everyone had seen them. He asked if everyone was OK with the layout. Kathy Heckman asked what will happen to their garage? Joe said the garage could stay and we still would be able to do the project. Robin asked Joe what the width of the road would be. Joe said 16 feet from edge to edge, and then a ditch. Ron asked if the Heckman's septic system would be affected. Joe said it would not, but added the row of trees behind the shed would have to be removed.

Robin asked John Thompson about the moving of the electric poles. John said he spoke with Jody Place and she will be in contact with Robin. It probably is not an issue with moving them, just who would be paying for it. They would have to determine where they could go, and then come up with a plan. Joe said the utility poles could stay and the mat could go around it. Robin said they would then be an obstruction in the ditch. John said Jody will call me to set up a meeting with their engineer, John Thompson, Ray, Joe and Jack or Maurice at the site so we can determine what needs to be done. John asked how many poles need to be moved and Joe said a minimum of 4, and maybe 6.

Jack asked Joe one more time if we can do this without taking down Heckman's shed and Joe said yes. He added the shed would be protected with the ditch. Joe said the one narrow spot is the first drive on the left as you go up the hill (Nick Ball's driveway). They will set the sluice pipe back about 3 feet to line up the ditches better.

Ron asked how much everyday traffic they have on that road and Nick said just the people who live there. Robin asked how wide the road would be by the shed and Joe said at the upper end of Nick's driveway it would be approximately 17 feet plus the 9-foot

ditch. He said the cartway is about 13 feet at that point now and they could gain a little over 3 feet by shifting the ditch and realigning it. Jack asked what our liability would be if we don't widen the road to 18 feet. John Thompson said our liability is much worse now. Ray said he could be happy with 16 ft., but he would be really happy with 18 feet. He added that 16 feet is better than 12 feet like we have now. Joe said currently the shed is 9 feet from the road edge. The new ditch will be 7 feet. They would get an 18-foot width at the access drive.

Maurice asked if they could hook into PENNDOT's 30" pipe and run it up past the shed, then cover it over to gain some width. Joe said that could be done. Ray and Maurice thought they could gain a lot if they do that, but the pipe could get clogged. Joe said a lot of the road is 17-18 feet from ditch edge to ditch edge right now. He didn't think it was a good idea to extend the 30" pipe up the ditch past the shed.

Robin asked the residents if they could live with a 16-foot road width and Nick Ball said they could. Jack still wants to take the shed and get the 18-foot width. He said he wants to do this right the first time. Robin said her road (Wildwood Rd.) is only 16 feet....

Maurice asked if the shed has a concrete floor. Rick Heckman said it's a 2-car garage with a concrete floor that has electric, a workshop and an upstairs.

Ron asked how long this project will take. Ray said not long – they mostly just have to lay the cross pipes and do the road fill. Ray added that if you take the shed to widen the road, you will need an elbow to connect to PENNDOT's drainage pipe under Riverside Drive and that would be worse than running straight pipe up past the shed. Nick Ball said he hopes we can come to a decision while we have this money. Jack said we have a small window in which to use this money.

Kathy Heckman said on the other side of their property is Dana Twigg and the Wilcoxs. Water has been diverted up top so that it runs on their properties. They get flooded. Ron asked where the water is coming from and Rick said he's not pointing any fingers but he never had water problems before.

Maurice asked Ray Brobst if he could live with a 16-foot width and Ray said he could. He said it would be better than having to put an elbow in because the ditch would not line up. Ron asked if we'd be better off with 16 feet then, and Ray said yes – he'd be happy with 16 feet. On motion of Maurice, second by Robin, it was unanimous to move forward with the project at 16 feet without removing the shed. A roll-call vote was as follows: Mrs. Smith – yes; Mr. Reagan – yes; Mrs. Walter – yes; Mr. Fay – yes; and Mr. Walter – yes. Ron asked if there were any questions and no one had questions. Maurice asked if they were happy and Nick Ball said yes. The residents left at this time.

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Ron asked if we will need the part-timers for this job and Jack said we should keep them if there's meaningful work, otherwise no.

Ron asked Ray why we don't use the driving surface aggregate (DSA) on our dirt roads. Ray said it's too expensive. Ron said if we put more money into it up front, we may not have to repair as often and that would save us money in the long run. Ron also asked why we don't use the same techniques from the Dirt and Gravel Road Program on our other roads. Ray said we do, and asked Ron if he's seen Erin Road. Joe Quatrini said he was glad to hear we are using the techniques, since that is one of the goals of the program.

Rick and Kathy Heckman came back to the meeting. Rick said they have a swale in their back yard that drains into the ditch and he wants to know if more water will be a problem. Robin said it's not more water – it's the same amount of water if it's already in existence. Rick asked where this water came from – it used to be a small amount but now it's like a creek. Ray said we haven't changed anything up above him. Water changes its course naturally. Rick said he'd like to meet with Joe up there and they will make arrangements with each other.

The No Parking, Stopping or Standing ordinance was reviewed for Route 220 in Greens Landing. On motion of Robin, second by Maurice, it was unanimous to have Attorney Thompson advertise this ordinance, with the revisions, for adoption at our June 30th meeting. We also reviewed the ordinance to set a pre-employment drug and alcohol screening and a background check policy, and directed Attorney Thompson to advertise that for adoption at our June 30th meeting (with tonight's revisions) as part of the above motion.

On motion of Ron, second by Robin, it was unanimous to approve, sign and execute the Proclamation declaring June 26, 2010 as James M. King Day in Athens Township, and to donate \$100 to the Jim King Memorial 5K Run to be held on the same date.

On motion of Ron, second by Robin, it was unanimous to authorize Larry Hurley to purchase a copier for drug task force for the upstairs offices, the terms being we pay for the copier up front and the Attorney General's office will reimburse us 100% of the cost.

There being no further business, on motion of Robin, second by Maurice, it was unanimous to adjourn the meeting at 9 PM.

Respectfully submitted,

Robin L. Smith, Secretary

ATHENS TOWNSHIP SUPERVISORS

June 30, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7:05 PM. Supervisors Jack Walter, Maurice Fay, Cheryl Wood Walter and Robin Smith were also present, as was Attorney John Thompson.

Chairman Reagan called for the opening of the bids, the first of which was for 1200 Tons (+/-) of DSA delivered and installed with paver and operator for the Brown Road Dirt and Gravel Road Project. Cole Construction, Inc. was the only bid received and was in the amount of \$22,200. On motion of Jack, second by Maurice, it was unanimous to accept this bid.

The second item was 17,000 sq. ft. (+/-) Flex-A-Mat Channel Liner or approved equivalent, installed. Three bids were received and were as follows:

M.R. Dirt	\$75,000
Motz Enterprises, Inc.	\$46,900
Shipman Landscape & Construction	\$94,400

On motion of Jack, second by Cheryl, it was unanimous to accept the bid of Motz Enterprises, Inc., contingent upon review and approval by Bradford County Conservation District.

Voice of the Residents:

John Carlin of Clinton Street raised concern over a tractor trailer body located at his neighbor Alston Teeter's property next door. He said he had come to Ed Reid about it and was told it needed to be "road worthy". He said it has never been to an inspection station. Ron read Ed's monthly report, stating Ed had contacted Mr. Teeter again on June 16th notifying him that he needed to have it fully road legal (including the inspection) or he would have to remove it. Al said he would comply. As of today, it had not been inspected. John Carlin said it needs to have a semi-annual inspection. He said it was moved there 9 months ago. Al Teeter was present, and asked John what would make him happy. Al said he found that his trailer has been vandalized – someone cut the air lines. Al said he has contacted Chris Sutton to pick it up and inspect it, but he hasn't done it yet. John Thompson asked Al what his intentions were. Al said he had intended to have the trailer there for 1-1/2 years, tops, but the trailer was protested by Mr. Carlin. Mr. Carlin added that the trailer had been there since late fall. Al asked John Carlin again, what would make him happy. Robin said it doesn't matter what Mr. Carlin wants done to make him happy, the issue is that the trailer is not allowed to be there unless it is road-ready, including the inspection. The board agreed to give Al 2 weeks to get the trailer inspected. Ed will monitor his progress.

Andy Watkins of Riverside Drive was present to ask about the status of the Lori Beth Norton property adjacent to him. John Thompson said the property is under sales contract and will be cleaned up by the new owner. Andy asked if we have proof of a deed transfer. John said the property has not changed hands yet. Andy asked to be notified when the demolition will happen. Robin will advise Ed Reid to notify Andy when he issues the demolition permit.

Andy said he noticed at an intersection on Main Street in Athens Borough there was glass in the road from an accident that happened several days ago. He asked if we could call the Borough to ask them to take care of that. Jack said we don't have jurisdiction in Athens Borough and that Andy should call the Borough offices.

Andy then stated he sees the lines of trucks at the Tozer's Landing Boat Launch. He said they think they own the road and it is not a good situation. Robin said it's a public road and a private water company. Our hands are tied because of that. She added both Aqua Pennsylvania and Chesapeake know that the township is extremely upset about our park being used for this, but there is nothing we can do about it.

John Wilkinson asked if we have an animal control officer for the township. He said he had 5 bears on his property, and his grandchildren were chased by them. He said they didn't understand the sound of the gun shots because they just kept coming. Robin said she will advise the police and have them call Joe Wenzel of the Game Commission.

John said he is concerned about the Lori Beth Norton property being unsafe and "open". He asked if it should be 'roped off'. Robin asked John Thompson if we can do that, and John said he will contact Lori Beth and the prospective buyer and ask them to do that.

Perry Repard was present from Cleveland Brothers concerning our purchase of the 2010 Caterpillar 430E backhoe. Cleveland Bros. offers financing at 4.15% with annual payments. Robin checked with C & N Bank regarding financing. C & N will give us the loan at 4% and would give us annual payments, but required the following in addition:

- 1) Documentation fee of \$100, and reimburse the bank for any fees incurred in connection with this transaction;
- 2) Continue to maintain our deposit relationship with C & N for the life of the financing;
- 3) Pass an ordinance to obtain the loan;
- 4) Registered note;
- 5) Non-Arbitrage Certificate in form and with content acceptable to the Bank;
- 6) No-litigation Certificate, in form and with content acceptable to the Bank;
- 7) Incumbency Certificate, in form and with content acceptable to the Bank;

- 8) Opinion of Counsel as to due authorization and continuing validity of the Loan, together with such other matters as the Bank may specify;
- 9) Unqualified Legal Opinion substantiating that the note evidencing the Loan shall be a “qualified tax-exempt obligation” under and within the meaning of Section 265(b) of the Internal Revenue Code of 1986, as amended;
- 10) Borrower must complete an 8038-G tax form
- 11) Such other documentation as the Bank or its Counsel may reasonably require.

Robin questioned whether it would be cost-effective to go with C & N, who offered the rate .15% lower, if we had to pay our attorney to prepare all the documents requested above. Discussion was held. Ron asked how soon we could have the backhoe and Perry said it would be a month or less. Perry said there would be no penalty for prepayment of the loan. On motion of Jack, second by Maurice, it was unanimous to purchase the backhoe from Cleveland Bros. through their financing program with annual payments in arrears for 5 years. This backhoe is available through State Contract 2420-02 (parent contract 4400006010), with a selling price of \$104,664. They will allow us a trade-in of \$17,500 for our 2000 Case 590 SUP L backhoe. Our first payment will be due in one year.

Tony Ottaviani of Geokinetics was present with Terry Robinson to discuss their proposal for doing seismic testing on all property owned by Athens Township. They said this is critical to the Marcellus Shale production. Allowing them to do the seismic testing will help other gas companies. It will also increase production for the gas people and their royalties. They propose to pay us a \$3000 surface fee (\$5/acre) and would do this in late summer and early fall. Robin asked why it’s necessary to do this again, when this same testing was done just a few years ago. Terry said they have all the gas companies on board and they will sell this data to them. Jack asked if Round Top had been tested before. Robin said yes – that’s why we didn’t think this was necessary to do again. Robin asked if they will use the seismic “thumper” trucks in town and they will. Robin asked how much one of those trucks weighs and they said they can get me that information. Ron asked Richard Bean what he thought of this and he said he doesn’t like it at all. On motion of Maurice, second by Robin, it was unanimous to refer this to the Parks Commission for a recommendation.

On motion of Maurice, second by Cheryl, it was unanimous to approve the minutes of May 26th and June 3, 2010 as written.

Richard Bean reported for the Park Commission. A Royal Ranger will be installing guardrail on the parking lots in Round Top for a project. Richard asked when the public works guys will be able to excavate for the Jim King Memorial Park composting toilet.

Robin advised him that Ray just broke his ankle last weekend and will be having surgery on that next Tuesday. Randy will also be having surgery next Tuesday so we will be down 2 people, so we're not sure. Barry has installed the new benches and they are being used. The Parks Commission will be moving forward with the feasibility study for the pond and will pay for it from their funds. Tom Conway is moving forward with his tower project. Chesapeake met with Richard and Eddie and will be repairing the problems at the Tozer's Landing Boat Launch.

On motion of Maurice, second by Dave, it was unanimous to reappoint Dave Hafer to the Parks and Recreation Commission for a term to expire 2015.

On motion of Robin, second by Cheryl, it was unanimous to adopt ORDINANCE 2010-03 for No Parking, Stopping or Standing on 220 in Greens Landing as specified. Ron said he has asked Larry Hurley to look at the cost of traffic cameras for the Greens Landing area to help with the enforcement.

Discussion was held on ORDINANCE 2010-04 for drug/alcohol screening and background checks. Ron asked who pays for these and John Thompson said we pay for the initial testing – if the person wants to do a test to confirm, it would be at their expense. Ron asked when this testing takes place, and John said they sign the release and we send them right to the hospital – or within a 24-hour timeframe. John Carlin interrupted and asked how in-depth the background check would be. Robin said we can set that by policy. John Carlin then asked if it will be job specific and John Thompson said we will need to set policy – the ordinance is the general guideline. On motion of Jack, second by Ron, it was unanimous to adopt ORDINANCE 2010-04.

On motion of Ron, second by Jack, it was unanimous to have John Thompson draft this policy as soon as possible.

Robin received a resolution from PSATS that they are proposing we adopt in opposition to forced local government mergers/consolidations. Ron read the resolution. On motion of Jack, second by Ron, it was unanimous to adopt RESOLUTION 2010-05. Robin will forward an executed copy to PSATS.

On motion of Maurice, second by Jack, it was unanimous to have John draft an ordinance to remove the 10-ton weight limit from the Thomas Avenue bridge, now that it has been repaired.

On motion of Ron, second by Maurice, it was unanimous to allow Robin, Clif Cheeks and Martha Brennan to attend the EPA Hydraulic Fracturing Study public meeting in

Binghamton on August 12, 2010, and to pay Robin's salary for the time she would have worked. Ron said anyone else who wished to attend could go.

On motion of Ron, second by Robin, it was unanimous to grant Walmart a 90-day extension for their proposed Super Center land development on Elmira Street. The 90-days will now expire on September 30, 2010.

Robin presented Eric Benjamin's fire police application for approval. John Carlin interrupted again and asked if he would be grandfathered from the drug/alcohol screening and the background check? Robin said that has nothing to do with our fire company. John asked if he was an employee and Robin said he is not – they are a separate entity and all volunteer. On motion of Maurice, second by Robin, it was unanimous to approve Eric Benjamin's fire police application for the Athens Township Volunteer Fire Company.

Discussion was held as to keeping the part-time highway help through the end of July. Maurice suggested we keep them through Labor Day and Jack agreed. Robin asked if we'd have work for them that long and Jack thought we would. Robin would like us to do this on a month-to-month basis. Jack said we should keep them through Labor Day. Robin said that would be fine, but that will come out of the road budget. On motion of Jack, second by Cheryl, it was unanimous to keep the two part-time highway workers through the end of July.

Ron discussed a proposal for a joint township boards meeting/picnic to be held in Round Top Park on August 5th at 6 PM. Discussion was held. On motion of Ron, second by Maurice, it was unanimous to have Robin invite the various township board members to this picnic, and to have the township supply the meat, beverage and table service.

On motion of Maurice, second by Jack, it was unanimous to accept the monthly reports as presented.

On motion of Ron, second by Cheryl, it was unanimous to approve payment of the monthly bills as presented. A complete listing of revenues and expenditures is on file in the office of the Treasurer.

Chairman Reagan took the Board into executive session at 8:40 PM for litigation and real estate purposes. The regular meeting reconvened at 10:13 PM.

On motion of Ron, second by Cheryl, it was unanimous to get an appraisal of our Wilawana Road property and to put it up for sale to the highest bidder.

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There being no further business, on motion of Cheryl, second by Maurice, it was unanimous to adjourn the meeting at 10:15 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

July 28, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7:07 PM. Supervisors also present were Robin Smith, Cheryl Wood-Walter, Maurice Fay and Jack Walter. Attorney John Thompson was also present.

Voice of the Residents:

Aaron Brotzman of Weaver Road was here to talk about Highland Drive. He wants the supervisors to do a more permanent fix to the road – he wants to see it paved. He complained about the condition, stating it was all washboard and is very dangerous. Jack Walter said if he tries to level it off in this dry weather, it will just make it worse. You can't hold a straight road on those hills. Aaron said they worked on the road, but it only held up for about 2 weeks. Paving would save the taxpayers money. Aaron asked the Board if they would commit to anything and the answer was no. Cheryl said we will put it on our list to look at. Maurice said our guys have their projects planned for this year. Right now they are working on Brown Road. Aaron said if we put it on the list, at least we'll get to it eventually. He asked if he could be on the next list. Robin said we do road inspection in the Spring and prioritize the roads as to condition, then start with the worst and work down the list as far as money allows. Ron asked Aaron if the road is worse than it has ever been and Aaron said it would be real easy for someone to end up in the field. Jack said he hopes the guys can get back up there before it freezes. Robin added that PENNDOT was up to look at the road and it met their standards. Aaron asked if the road repair list is available to the public and it is.

Jeannie Brown of Highland Drive said when they worked the road behind them it was absolutely beautiful. Why can't something like that be done on this road? Jack explained that the State has a program that fixes roads with run-off to streams. We apply for these grants each year. The applications are put in a pool and are prioritized. We try to get as much of that grant money as we can. Last year, we did that road. It's a good program and we have a good road. Jack said the only solution to this problem is to pave it. Jeannie said the road we did last year only has about 5 cars a day on it – there are a lot more cars on Highland Drive. Trucks fishtail on that road. They have had to pull cars out of the field.

On motion of Maurice, second by Cheryl, it was unanimous to approve the minutes of June 30, 2010.

Robin presented the Robert/Thomas Conway t/a Industrial Electronics land development for a communications tower off Bobcat Road for review. Three of the deficiencies will be corrected on the final plan map (note acreage along with square footage on the plan; show 20 ft. driveway easement on the plan; and show the 8 ft. fence on the plan). The "will serve" letter from the electric company has been received. Mr. Conway submitted

the engineering plan for the tower which was reviewed by Attorney Thompson. Planning Commission recommends preliminary plan approval only at this time. Chairman Reagan recessed the regular meeting at 7:27 PM to hold a public hearing on this issue. Bob Blauvelt asked what the 'bottom line' was for the township. The township will receive \$500/month for the first year, then will receive a 3% increase each additional year. Ron reviewed the lease for those in attendance. There being no further comment, the regular meeting reconvened at 7:30 PM. Robin asked if the lease needs to be in place before they start work and John Thompson said it needs to be executed before final approval is given. Mr. Conway would like us to execute the lease before they start work. John said he had some issues with the lease, one being that the tenant reserves the right to cancel the lease, but there is no provision for the township to cancel. Robin gave Mr. Conway John's number and he will have his attorney contact John to work out the details of the lease. On motion of Jack, second by Maurice, it was unanimous to grant preliminary approval only to this land development.

Next was the Ronald/Roxann Callear land development expansion to Callear's R & R Barbecue on Winslow Street. The project narrative has been provided. The letter from the Athens Township Authority has not been received as of yet. Bob Blauvelt said there was a question as to whether or not there was a grease trap, and he said there is. The letter will be forthcoming. The size and location of all sewer and water mains need to be on the plans. Planning Commission said a waiver needs to be granted for the gravel parking area at the rear of the restaurant. Discussion was held. This parking area has been in existence since the restaurant began, and it was not a requirement of their original approval that it be paved. Their plan is to designate the parking spaces by the placement of concrete barriers at the head of each space. Planning Commission would like to see the parking spaces delineated with paint. The Board did not feel this was necessary. Robin suggested we only grant preliminary approval at this time because the drawings are not correct and we will need as-built drawings when the project is complete. The garage area will be removed and this also needs to be reflected in the plans. Chairman Reagan recessed the regular meeting at 7:39 PM to hold a public hearing on this issue. There being no adverse comment, the regular meeting reconvened at 7:40 PM. On motion of Maurice, second by Jack, it was unanimous to grant preliminary approval only to this land development, contingent upon receipt of the deficiencies.

Richard Bean was present for the Parks and Recreation Commission. Jason White's Royal Ranger project (building guardrail for both new parking lots on Round Top) is coming along nicely. Bio-Sun will be installing the composting toilet at the Jim King Memorial Park around September 15th. Foor and Associates have been given the 'go ahead' to do the pond feasibility study. \$309 was received toward this project from the Murtland Family Fund of the Williamsport Lycoming Community Foundation. Pat Haggerty School of Dance is donating about \$2000 for playground equipment that will

probably be located on the lower level of Round Top Park near the ballfield. Discussion was held as to whether or not to allow Geokinetics to do seismic testing in Round Top Park and the other township properties. Jack Walter said he got a call after the article was in the paper and Robin and Ron got calls as well (re: Geokinetics) – not one of the calls were good. Jack thinks we would be wise just to stay away from them, since seismic testing has already been done once before. On motion of Jack, second by Cheryl, it was unanimous NOT to allow Geokinetics to do seismic testing on any property owned by Athens Township. John Wilkinson said they're all signed up in East Athens and he hopes they will be good.

Bob Blauvelt reported for the Athens Township Authority (ATA). He said Blue Spruce Trailer Court/Claymac has been sold and ATA received their judgment of \$92,000. Two other properties are going to Sheriff sale. A pump went down in Queen Esther pump station but it's all repaired and back on line now. ATA also purchased a locator, and they're looking at video taping the Greens Landing area to check for infiltration.

Robin asked if we are going to have the part-time highway workers continue after this Friday. Discussion was held. Jack will talk with Ray and Randy and decided if we still need them. On motion of Ron, second by Maurice, it was unanimous to keep them if Jack determines they're needed.

Robin said the new backhoe is here and the paperwork is slowly being completed. We need to adopt a resolution to execute the lease-purchase agreement. On motion of Ron, second by Cheryl, it was unanimous to adopt RESOLUTION 2010-06 to execute the paperwork for the backhoe purchase.

On motion of Ron, second by Cheryl, it was unanimous to purchase a coupler unit with 2 sets of pins for the backhoe buckets at a cost of \$2,152.00.

On motion of Ron, second by Robin, it was unanimous to hire Laurie Bowen as Assistant Zoning Officer at a rate of \$12.00/hour for 20 hours per week to start on July 26, 2010, and to purchase a desk, phone, chair and computer for her.

On motion of Robin, second by Maurice, it was unanimous to approve the dispatching contract for 2010 with Bradford County.

On motion of Ron, second by Maurice, it was unanimous to pay the registration fee for any fire company officer and for Robin to attend the "Volunteer Fire, Emergency Services and Local Government: Building Partnerships for a Stronger Future" class to be held at our firehall on October 6, 2010, and to pay Robin's salary for the time she would have worked.

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On motion of Ron, second by Maurice, it was unanimous to execute the amendment to the Road C contract, and to have Ron sign it.

On motion of Maurice, second by Jack, it was unanimous to refund the 2009 township real estate taxes in the amount of \$243.77 to Camco Manufacturing, Inc. Camco is located in a KOZ and the taxes were paid in error.

Ordinance #2010-05 has been drafted, but John was unable to advertise it because he could not find the reference to it in the code book. Robin said it should be on-line, but she would get the reference to him tomorrow. On motion of Jack, second by Robin, it was unanimous to have Attorney Thompson advertise this ordinance for adoption at our August meeting.

On motion of Ron, second by Cheryl, it was unanimous to have Robin host the NYPENN Leadership class on "Local Government and Economic Development" here on October 6, 2010, to provide refreshments and to pay Robin's salary for the time she would have worked.

On motion of Maurice, second by Cheryl, it was unanimous to accept the monthly reports as submitted. There was no fire call report, but the treasurer's report was submitted.

On motion of Ron, second by Maurice, it was unanimous to pay the monthly bills as presented. A complete listing of revenues and expenditures is on file in the office of the Treasurer.

Ron told the Board that he met with PENNDOT on July 20th along with Robin, Clif Cheeks, Ed Reid and Randy Williams about the expansion at the Dandy Mini Mart in Greens Landing. They basically said there is nothing they can do for us as far as reconfiguring the driveways or allowing a traffic light at that location. Ron said he has asked PENNDOT to look into whether or not we can install traffic cameras to check on parking violations. They said the only place in Pennsylvania that these cameras are allowed is in Philadelphia. They said we should concentrate on education and enforcement. Ruth Baggerly asked what their reasons were to not approve a traffic signal at that location and they said it is not warranted from the data they have. Ron has asked Larry Hurley to have the police department keep track of EVERYTHING on 220 from the NY border south to Milan. Deb Northrup said John Northrup is captain of the Athens Township Fire Police and he has documentation for all the accidents and locations for the last 2 years. She will ask him to bring them in for Robin to copy.

Correspondence/Information was as listed in the meeting agenda.

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Robin said we have 32 people to date signed up for the Joint Board Picnic at Round Top Park on August 5, 2010. Bob Blauvelt said he could get the meat at a good price. He will get the charcoal, hotdogs and rolls, and hamburgers and rolls. He will invoice us. On motion of Ron, second by Maurice it was unanimous to have Robin buy the table service, beverages, condiments and any other supplies we may need.

Robin advised the Board about the COG dinner. Ron and Shelly Reagan, Jack and Marge Walter and Cheryl Wood-Walter will be attending.

John Wilkinson asked how Ray was doing. Jack told him he's still in a cast but is doing well.

Chairman Reagan took the Board into executive session at 8:20 PM for real estate and personnel issues. The regular meeting reconvened at 9:02 PM.

On motion of Cheryl, second by Jack, it was unanimous to have Robin arrange to have the radio and antenna installed in the new backhoe and to transfer the plate.

On motion of Robin, second by Jack, it was unanimous to sign and execute the lease consulting agreement with the Bradford County Landgroup/ R & R Energy Consulting, LLC for all parcels owned by Athens Township.

Discussion was held on the replacement of the steel roof over the garage. On motion of Ron, second by Cheryl, it was unanimous to have Robin contact John Kropcho to get a load-bearing estimate for the roof.

There being no further business, on motion of Robin, second by Ron, it was unanimous to adjourn the meeting at 9:21 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

August 25, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7:03 PM. Supervisors Jack Walter, Maurice Fay, Cheryl Wood-Walter and Robin Smith were also present, as was Attorney John Thompson.

Voice of the Residents: None

On motion of Maurice, second by Jack, it was unanimous to approve the minutes of July 28, 2010 as written.

Bob Blauvelt reported for the Athens Township Authority (ATA). Blue Spruce Trailer Court has been sold and ATA should receive the check from their lien on the 26th. There will probably be hold-ups with the Road C project because of the sewer relocation. That will be a big cost for somebody. The three delinquent accounts will be going to Sheriff sale on October 16th. The Nomac Housing facility is moving quickly – the modulars will start being delivered next Wednesday or Thursday.

Robin reported for Public Works. The estimate for cutting the trees to accommodate the moving of the electric poles on Brown Road came in very high, and the decision was made not to move the poles. The contractor said it will not be a problem to work around the poles. Ray will be off two or three more weeks with his ankle and Jack Belles will be off on medical leave beginning August 30th for 4-6 weeks. Randy would like to have another portable radio with a corded microphone for the highway department. Ed Reid asked Robin to request a revision to our driveway ordinance to include the requirement of a permit for ANY work done to a driveway, to help alleviate problems with water run-off, etc. He would like to see this effective January 1, 2011 and feels that would give him enough time to contact the contractors and make them aware of this change. On motion of Ron, second by Robin, it was unanimous to have John Thompson get with Ed and draft an ordinance for review at our next meeting.

Ron asked if the Board was aware that our tractor/mower is in the shop and may not be repaired until October. We need to do mowing for our Agility agreement by Labor Day. Jack said they did get some of it done before it broke, but they still have to finish. Maurice suggested using the sickle bar mower if we have to.

On motion of Cheryl, second by Maurice, it was unanimous to approve the release of the library funds for 2010.

On motion of Cheryl, second by Maurice, it was unanimous to approve Robin and Ruth's attendance at the County Convention in Troy on September 23rd, and to pay their salaries for the time they would have worked.

Page Two
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On motion of Maurice, second by Cheryl, it was unanimous to approve RESOLUTION 2010-07 to have Ron sign the right-of-way plans for Road C.

On motion of Robin, second by Cheryl, it was unanimous to have Ron sign the NPDES application signature page for Road C.

On motion of Jack, second by Ron, it was unanimous to send a donation of \$50 to the Athens Township Volunteer Fire Company Fire Police in memory of William Leonard. Mr. Leonard was John Northrup's father-in-law who passed away on August 13th. The Board sends their condolences to John and Debbie and their family.

On motion of Ron, second by Maurice, it was unanimous to reappoint Rita Jo Swingle to the Zoning Hearing Board for a term to expire September 9, 2013.

On motion of Ron, second by Jack, it was unanimous to have Robin host and speak at NYPENN Leadership Class on October 6, 2010 and to provide refreshments.

On motion of Robin, second by Ron, it was unanimous to hire Alex Walter as permanent recycling attendant effective August 28, 2010 to replace L J Casterline who is leaving for college. Alex will remain at his current rate of pay as back-up recycling attendant. Cheryl Wood-Walter abstained as Alex is her son.

At a recent COG meeting the issue of well water standards in Pennsylvania was discussed. Ron asked Ray Stolinas to fax Robin the sample ordinance for well water standards that was distributed at that meeting. Robin gave it to the Board for review to see if this is something we would be interested in doing at the township level. Right now, if a well is contaminated by something such as gas drilling, there are no standards to which a new well has to be installed. Robin also contacted Elam Herr at PSATS about this issue and he is researching this for her. We will review these standards to be discussed at our next meeting.

On motion of Maurice, second by Cheryl, it was unanimous to accept the monthly reports as presented.

On motion of Cheryl, second by Jack, it was unanimous to approve the payment of the monthly bills as presented. A complete listing of revenues and expenditures is on file in the office of the Treasurer.

Correspondence/Information was as listed in the meeting agenda.

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Ron had comments about the Notice of Intent the township received from Chesapeake Energy regarding the Wolf Well Pad. Robin received an 8-page notification which was very detailed. He is an adjoining land owner and only received 3 of the 8 pages. Ron would like to have Robin contact the adjoining landowners when we receive these notices to let them know we have more detailed information here at the office if they're interested in looking at it. Cheryl said the gas companies also do not notify you when they sell your lease to another company.

On motion of Ron, second by Cheryl, it was unanimous to have Robin attend the Pension Class on Act 44 compliance that is being offered by PSAB.

Laurie Bowen asked if the gas well notifications that we receive should be made available to the entire township instead of just the adjacent property owners, since something on one side of the township could possibly affect something on the other side of the township. Robin said that would be hard to do. Ron said something by his house should not affect someone across the river.

Richard Bean reported for the Parks and Recreation Commission. He said the Royal Ranger project is completed in the park (installation of guard rails). He has someone interested in doing the mulch around the playground equipment at pavilion #1 as a project. He told him to get in touch with Barry regarding the mulch. Bio Sun will be installing the composting toilet in the Jim King Memorial Park around the middle of September. Richard will have them come and show them which direction it needs to face for optimum performance of the solar power. The feasibility study for the enlargement of the pond is underway. Richard will talk with some children to see what type of playground equipment they would like to see in the park that could be purchased with the \$2000 donation from the Pat Haggerty dancers. He said Chesapeake has repaired the damage to the boat launch property and has gone above and beyond the call of duty. He said they will do it again when they are done using that site. He said they had about 20 people for the meteor shower on Round Top but the clouds never passed.

John Wilkinson asked if there have been any changes in the floodplain maps and Robin said no. He questioned if Steve Crain "shot himself in the foot" by demolishing the Lori Beth Norton house as it's in the floodplain and he won't be able to rebuild there. Robin said he can rebuild if he does it according to the floodplain regulations.

Chairman Reagan took the board into executive session at 7:45 PM for real estate and personnel issues. The regular meeting reconvened at 8:11 PM.

On motion of Jack, second by Maurice, it was unanimous to have Robin advertise the parcel of land we own in the Village of Wilawana with a minimum bid of \$4000.

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John Thompson presented the ordinance to lift the 10-ton weight limit from the Thomas Avenue bridge. On motion of Robin, second by Ron, it was unanimous to have John advertise this for adoption at our September meeting.

There being no further business, on motion of Robin, second by Maurice, the meeting adjourned at 8:16 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS
ATHENS TOWNSHIP PLANNING COMMISSION
Special Zoning Ordinance Revision Workshop
September 14, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7:05 PM. Supervisors also present were Jack Walter, Maurice Fay and Robin Smith. Cheryl Wood-Walter was absent. Planning Commission members present were Clifton Cheeks, Ty Reynard and Jim Watson. Ray Stolinas of Bradford County Planning Commission and Assistant Zoning Officer, Laurie Bowen, were also in attendance. Roman Rosh was here as a member of the public. No members of the Zoning Hearing Board, or their solicitor were present.

Ron stated that Clif Cheeks, Ed Reid, Kathie Hunter and himself have been working for about a year on revising the Zoning Ordinance. He said the biggest change is the addition of a new zoning district – Interstate Commercial (IC). This district is proposed for several contiguous properties on the north side of Wilawana Road, east and west of White Wagon Road at NY17/I86 interchange (Exit 59A). A colored map was enclosed with the Addendum packet which shows the new district. This district will allow for higher signs and raises the height restriction from 4 stories to 6 stories. Its purpose is to facilitate people traveling through. Signs will be allowed to be higher. There will need to be a large buffer between Stover's Acres and the IC district.

Robin had provided the boards with the Fourth Draft and now passed out the Addendum to that. Ron said we will be having the public hearing for this on October 19, 2010 at 6:30 PM. It will be advertised for adoption and enactment.

Ron said we're adding things to mineral extraction, adding windmills, oil and gas operations and no-impact businesses, plus tweaking some of the definitions. Oil and gas drilling operations will NOT be allowed in the Residential Urban, Commercial or Interstate Commercial districts. Oil and gas operations will be considered a temporary use when permitted.

Roman Rosh asked if we were including compressor stations. Ron read the section that will be included in the ordinance revision. Ron also said we have added dormitory-style housing units. We have also dropped the amount of parking spaces required for development. Gas and mineral extraction operations will need to file their emergency response plans with the township. We may not get on site, but we need to be aware of their plans.

Clif Cheeks said we have added personal wind energy facilities and Ron explained these are if a resident wants to put up a windmill or two for their own personal use.

Ray Stolinas said Scott Molnar of Bradford County Planning and Gary Wilcox of Bradford County Emergency Management are working with the gas companies to assign

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an address to each well pad and operation that must be posted on a sign at the site so that workers and responders will know where to go. They have had instances where the workers, being from out-of-state, don't know where they are. This will help to alleviate any confusion. Scott is also numbering the windmills. Ray would like to see us add this to our ordinance – that all structures need an E-911 address.

Ron asked Ray Stolinas if we would be able to restrict the well heads or well pads from being located in the setbacks. Ray wasn't sure, and referred us to our solicitor.

Ron said they tried to 'clean things up' with this revision. They also tweaked the requirements for impervious surface and storm water, and have added pervious pavement as an allowable material. Discussion was held. The developer/owner will be required to have a certified engineer inspect the pervious pavement on a yearly basis and submit a report to the township. Robin would like to add the requirement that these yearly inspections are to be paid for by the developer/owner. Ron asked if we could require a bond. Ray said this won't be turned over to the township, but we could possibly require a performance bond. Ray added that bio-retention (islands with plantings) is becoming more popular to use. We could address this in our SALDO revision.

Ron advised everyone that comments can be submitted in writing to the township, and the proposed changes will be available for review in our office.

Jack Walter said they're having quite a time in New York State with this fracking. He asked Ray Stolinas if he knows of any problems we've had here in Pennsylvania. Ray said the migrating methane is a problem. It occurs naturally in this area, but the drilling is aggravating it.

Ron said we are in the process of updating our driveway ordinance and we are also looking at samples of well standards for water wells.

Ray asked if we will be including water withdrawal operations in our revision and Ron said we've decided to leave that as a use not provided for. Jack said there is talk of a pipeline.

Roman Rosh said he wants the land at his main farm to be rezoned to Interstate Commercial. Ron said we'll start with one place and see how it goes. Roman asked why retail is not listed as a permitted use in the IC district? Robin read off the permitted types of retail allowed in the IC district from Appendix F. Ron said the IC district is more of a place to service people that are just moving through.

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Roman pointed out that the old canal property shown on the attached maps shows Gary Rosh as the owner. Roman said that's incorrect. Robin pulled the tax duplicate which states Gary Rosh owns that parcel. Roman asked if we knew that the far northwest corner of the proposed district was in the floodplain, and we said yes. Roman asked how we came up with these boundaries and Ron said the Commercial district parcels north of Wilawana Road were the ones that were changed. Roman asked when he can get a copy of the proposed changes. Robin said she will check with John Thompson and get back to him on that.

Ron thanked everyone for coming.

On motion of Ron, second by Robin, it was unanimous to have Bill Lane train Laurie Bowen on our website at the cost of \$40.

On motion of Ron, second by Maurice, it was unanimous to grant Walmart's request for a 90-day extension for their Super Walmart Land Development. This extension will expire on December 29, 2010.

On motion of Jack, second by Maurice, it was unanimous to approve, sign and execute the agreement between the township and Chesapeake that will allow them to get a certificate of occupancy for the completed portion of the Nomac Housing Facility on November 1, 2010 ("Phase I"), and to have them complete the remaining 2 buildings and request final plan approval by December 31, 2010. This agreement states that if final plan approval is not requested by December 31, 2010, the permission for occupancy will be revoked until all the terms of the agreement are complete.

Maurice said the fire company may be asking us to put a port-a-john in the Glen Clark Park, and they may also get 3 of the concrete tables from outside McDonald's. They will pour a pad to put them on. They also plan to charge \$150/day for the pavilion rental at the fire hall. They will be installing charcoal grills for use there.

There being no further business, on motion of Ron, second by Maurice, it was unanimous to adjourn the meeting at 8:37 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

September 29, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7 PM. Supervisors also present were Jack Walter, Maurice Fay and Robin Smith. Cheryl Wood-Walter arrived at 7:11 PM from a prior engagement. Attorney John Thompson was also in attendance.

Voice of the Residents: None

Maurice asked if anyone was here because they had a problem with the open burning at the cemetery that occurred a few days ago. Bob Blauvelt asked if he meant the fire that was still burning. Maurice said he had spoken with Rick Heckman concerning this and the issue has been taken care of.

On motion of Maurice, second by Jack, it was unanimous to approve the minutes of August 25th and September 14, 2010 as written.

Clif Cheeks presented the Karen Lamphere 1-lot subdivision off Murphy Road (lot 1A to become part and parcel to the adjacent lot of Karen Lamphere) for review. Ms. Lamphere is subdividing a piece off of one lot to add to the other lot in order to even them up. Both lots were non-conforming lots, and will remain non-conforming lots, but Planning Commission recommends approval. Chairman Reagan recessed the regular meeting at 7:03 PM to hold a public hearing on this issue. There being no adverse comment, the regular meeting reconvened at 7:04 PM. On motion of Maurice, second by Jack, it was unanimous to grant preliminary and final plan approval to this subdivision.

Clif then presented the Borough of Sayre 1-lot subdivision on Mile Lane Road. This involves the old Blue Swan Airport property of 77 acres. They wish to subdivide the 55 acres off on the east side of Lamoka Road. Planning Commission recommends preliminary and final plan approval. Chairman Reagan recessed the regular meeting at 7:06 PM to hold a public hearing on this issue. Michael Buynak asked what the 55 acres will be used for. Ron said we aren't sure what they are doing with it. Chris Iachini of Larson Design Group said he doesn't know what the use will be. Michael thought it would make a good airport for Chesapeake to use. There being no other comment, the regular meeting reconvened at 7:09 PM. On motion of Ron, second by Robin, it was unanimous to grant preliminary and final plan approval to this subdivision.

Robin advised the Board that Chesapeake has submitted an application for a modification to the Conditional Use they received for the Barrett Water Withdrawal facility on Route 199. Pat Homan asked what changes are proposed. Robin said they wish to use the facility 24/7 and also wish to add lighting. The date of November 9, 2010 was set for this hearing at 7 PM. Robin will run the legal notice and John Thompson will secure the stenographer.

Greg Schoeffner of Chesapeake presented a letter to the Board asking for approval to raise and widen the cartway on 400 feet of Sunnyfield Drive to accommodate their driveway into the Wolf gas well site. Ed Reid had advised them they needed to submit a drawing showing exactly what they intend to do, and added that this should have been a part of the road bonding process. Representatives of Chesapeake said they intend to raise the road base 20" with a top layer of 4-8". They have already placed the PA One Call and intend to do this immediately. They said the road is presently 12 ft. wide and they intend to widen it to 20 feet. They feel it will be a benefit to the township. Ron said he had spoken with Mr. Rauscher and asked him to come to our meeting tonight concerning this. Jack Walter said he doesn't think we need to be doing this. Chesapeake said they had spoken with 2 supervisors about the project and were given permission to proceed. Robin advised them that permission needs to be granted by Ed Reid and no one else, because this road is bonded and Ed supervises this. Chesapeake said they had spoken with Ray and Randy, who said they could do the work, and told them to widen the ditches as far back as possible. Chesapeake then asked if they did not have the authority to okay this work. Ron and Robin both stated they did not in this instance because this is a bonded road and falls under Ed's jurisdiction. Cheryl added that if they have any questions on issues like this, they need to call this office to get the proper information and approvals. Ron said they need to get the road sketch and profile in to Ed so he can approve the work before they proceed.

Richard Bean reported for Round Top Park. He said the Royal Ranger mulching project has not begun yet. BioSun will be installing the composting toilet at the Jim King Memorial Park on October 6th. Foor and Associates has started the pond feasibility study. Richard then asked the status of the lease paperwork for the Industrial Electronics tower. Robin stated that Industrial Electronics were supposed to have their attorney contact John Thompson, so the ball has been in their court. Discussion was held and changes to the lease were agreed upon. John will get the revised lease to Industrial Electronics. The Guthrie Foundation committee is interested in working on some trails for the park. Richard said there still is no stop sign on Bobcat Road at the intersection of Round Top Road. Robin will remind the highway department. Barry will be working until the major work is complete with the composting toilet and the new playground equipment. Richard would also like him to attend a PRPS training on Playground Maintenance. On motion of Robin, second by Maurice, it was unanimous to have Barry attend this training for the Parks at a fee of \$64, plus one night lodging and meals, and to take the Park truck. Richard is also looking into the cost of bear-proof dumpsters.

Bob Blauvelt reported for Athens Township Authority (ATA). He said the budget is in good shape. The only unknown with that is the cost of the deregulation of electricity. Al Teeter will be attending the confined space training class. ATA is purchasing a gas

meter. Nomac's housing facility is coming along. Bob met with the surveyor about changing the sewer lines for Road C.

Ron noted that Ray Brobst was not here to report for Public Works. Robin said there is an upcoming class, "Managing Winter Road Maintenance", that will be held here on November 18, 2010 from 6 – 9:30 PM. There is no fee for this course. On motion of Maurice, second by Jack, it was unanimous to send our 6 Public Works employees to this, and to pay them for the time they will be there.

On motion of Robin, second by Cheryl, it was unanimous to adopt ORDINANCE 2010-05, removing the weight limit from the Thomas Avenue bridge. Discussion was held as to the condition of Shepard Road. Robin said Municipal Solutions (who did our road bonding weight limit study) did not give Shepard Road a weight limit because their formula said it didn't need one. Ron asked how they determined if it did or not and Robin said they asked Ray Brobst what the base of the road was and they calculated it from his information. She said when Wildwood Road was a State Route, PENNDOT was going to post it with a 10-ton weight limit, but Municipal Solutions calculated a 25-ton weight limit. Ron stated that PENNDOT is posting all their roads with a 10-ton weight limit. He doesn't see how our 'tar and chip' roads can be posted for more weight.

On motion of Ron, second by Robin, it was unanimous to adopt RESOLUTION 2010-07-A instituting the background check/drug/alcohol policy. A copy of the policy is on file in the Secretary's office, and is also attached to this resolution.

John Thompson passed out revisions to our driveway ordinance. Robin said she felt the issue of requiring a permit for changes to existing driveways is covered in the Athens Township Code, Chapter 136, Article 1, Section 136-2B(6) as it requires a permit for modification of an existing driveway. John hadn't looked at the Code ordinance, but had just made adjustments to the driveway section of our zoning ordinance. We will review John's draft for our October meeting.

Maurice said he had been receiving comments that no one from the township showed up Monday night for the hearing on the gas company rate increases. He said Mayor Whyte did an excellent job and we should thank him for that if we see him.

Ron announced that we will be holding a public hearing on October 19, 2010 at 6:30 PM for review and possible adoption of an amendment to our zoning ordinance.

Robin said PSATS has scheduled a class on Parliamentary Procedures here at our building on November 3, 2010 at a fee of \$50/person. It is a class that every one of the township boards, including our own, should be taking. On motion of Ron, second by

Maurice, it was unanimous to have any township board member that wishes to attend this course be approved to attend and the township will pay the \$50 fee.

Robin said the police department had requested we consider adopting an ordinance governing oversize vehicles on our roads. Oversize vehicles are required to get permits to travel on State Routes, but we do not require that. The latest incident that the police department dealt with was a pool company calling them to say THEY (the pool company) would be closing Pennsylvania Avenue so they could deliver a pool. This was a full-size, in-ground pool. This incident caused quite a problem. Maurice said he doesn't think it's necessary. He thinks that if the State Police escort them to our roads, we should have enough guys on where one could be in front and one in back. Robin asked Attorney Thompson what he thought about doing this and he said he thinks there is merit in doing it. Cheryl said it's probably more of a problem with the smaller, local companies. Ron asked how they would know we require a permit. He remarked about the windmills – that they take up 2 lanes. Jack said we're getting too much administrative overhead and it costs us money to do this. It adds to the cost of government. If it did something, it would be OK. Robin said it was just a recommendation from our police department and she was bringing it to the Board.

On motion of Robin, second by Jack, it was unanimous to approve the refund of taxes to Mark Calhoun because of an incorrect assessment. Robin will contact Ginger Kinner to calculate the amount we need to refund.

The budget workshop was set for 9 AM on October 23rd.

On motion or Ron, second by Robin, it was unanimous to approve Chief Hurley's request to purchase a 2WD Tahoe for which we have funds in the Capital Purchase account.

Discussion was held as to putting the police Hummer out for bid. Larry had been researching this a bit and thinks we could get about \$15,000 for it. The Board didn't feel anyone in our area would come close to bidding that much for it. Several options were presented. It was decided to have Attorney Thompson look into internet 'auction-type' sites that are specifically geared toward selling these types of vehicles, and to determine if we would be able to put this out for bid on one of those sites.

Ron reviewed the monthly reports. Ron was concerned with the recent work that took place on Farr Road. He said Farr Road is in better condition, but when the road was bonded, it was not. Since Chesapeake is responsible to bring the road back to the original condition that was videotaped, they would not be responsible to bring it to the condition it's in now. John Thompson said that's correct – we would be out of luck. The highway department needs to understand that they cannot work a road that has been bonded.

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There also was no fire report again. Discussion was held. On motion of Jack, second by Maurice, it was unanimous to have Robin draft a letter to the fire company advising them that their monthly reports need to be here for our meetings or we will hold their check until we receive them. Ron will sign the letter.

On motion of Maurice, second by Cheryl, it was unanimous to accept the other monthly reports as written.

On motion of Jack, second by Cheryl, it was unanimous to approve the monthly bills as presented. A complete listing of revenues and expenditures is on file in the office of the Treasurer.

John Wilkinson asked if we have hand-outs of the proposed zoning changes. Robin said they are here at the office but cannot leave the office. Anyone is welcome to come and look at them during office hours.

Pat Homan of Route 199 said Chesapeake has stopped using the Barrett site and he asked us if we knew why. We thought it was because the river was so low.

Chairman Reagan took the Board into executive session at 8:22 PM for pending litigation and personnel. The regular meeting reconvened at 9:35 PM.

Robin presented the Minimum Municipal Obligation (MMO) for the pension plans to the Board. The calculations show a required deposit of \$84,973 to the Non-Uniform Pension Plan and \$148,561 to the Police Pension Plan. We do receive state aid towards these costs. On motion of Ron, second by Cheryl, it was unanimous to adopt RESOLUTION 2010-08 eliminating employee contributions to the pension for 2011. Robin abstained as she is a member of the Non-Uniform Pension Plan.

There being no further business, on motion of Robin, second by Cheryl, it was unanimous to adjourn the meeting at 9:41 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS
Budget Workshop 9:00 AM October 16, 2010

Chairman Ronald Reagan called the meeting to order at 9:12 AM. Supervisors also present were Jack Walter, Maurice Fay and Robin Smith. Cheryl Wood-Walter arrived at 9:30 AM (car trouble).

Voice of the Residents: None

Athens Township Volunteer Fire Company representatives Michael Rosh (President), Deb Northrup (Treasurer) and Bill Campbell (Director) presented the 2011 budget for the company. Deb said they received a donation of new accounting software and will now be able to have a better detailed budget to give a more true projection of their revenues and expenditures. One thing that has never been included with the information we have received in previous years is grant information, which will now be listed. The new budget will also show what is needed for federal compliance. Mike said laws have changed in the last several years and they have worked to keep up with the changes. He also said our company will be holding classes for other companies to help them keep up with the current laws and changes. Even though the company has added vehicles and expanded the building, they will not be requesting an increase in funding for 2011. Ron asked about leasing the firehall – he said it's probably about the only place left in the valley that size for weddings, etc. Deb said they do lease the fire hall for events. They lease the hall itself or you can have the fire company cater an event for \$11/person (includes food & rental).

Deb Northrup said in order for the company to apply for grants, they have to have a certain number of Firefighter 1 and Firefighter 2 personnel. We do have a large percentage of members who have completed this training. These are 40, 60 and 80 hour classes. This coming year the fireman's relief fund will pay for the training. Bradford County's fireman's relief monies were decreased by 2% for 2011, but Athens Township's increased by 6%, because of the record-keeping that is being submitted by John Northrup. Maurice asked how many hours a fireman is required to have in order to maintain active status. Mike said there are no federal, state or local laws, and there is nothing in the by-laws except for line officers. Maurice expressed concern that it was stated at the fire company monthly meeting that they don't have enough guys with enough training to fill the line officer positions. Deb said there are other issues going on – they need to have better record keeping and have the self-discipline to show up at training. She said the kitchen rules are changing, too. Our company requires 40 hours of training, but most other companies don't require nearly that much. Bill said even to be a truck driver requires hours of training. Mike said Athens Township has the most fire calls in the County. Canton's calls are listed as more, but their totals include all their EMS calls. Bill Campbell added that the Valley municipalities have a task force, where 1 truck from each company in the Valley responds, and they respond as a group. Deb said over the years the by-laws have been amended and they are now working on correcting what they have and making real by-laws. They need to make them right.

Ron said we don't hear complaints about you guys. He said a few years ago in one of the parades held in Waverly, our company was in full dress uniform and he was very impressed. Cheryl said this has been a good discussion. She also said it is good that they are sorting out their issues, because we don't want them to affect the confidence of the public. Cheryl asked if there was a mentor program. Robin said they have one for the junior firefighters. Mike said they're working on that. Deb said they stress that safety is first. They work on the "buddy system" – you stay with your buddy until someone comes to relieve you. No one is to be left alone – ever.

Ron asked if the mutual aid agreements are up-to-date. Mike said most of the agreements are verbal. Ron asked if Chemung was in trouble because of that (referring to their tanker being totaled when they responded to one of our fire calls recently). Mike said Chemung got stuck for that because of the incompatibility of the NY/PA laws. Our mutual aid agreements need updating. Robin asked Deb to get her the ones she has and to give her a list of municipalities that we still need to get an agreement from.

Ron asked if there is a point where the South Waverly fire department needs to be merged with one of the other valley companies. Mike said yes. He added that they have already been approached about a possible merger. Mike said we wouldn't take on South Waverly unless the township got their contract in writing.

Ron advised them that we are in the process of creating a new zoning district – Interstate Commercial – which will allow building heights of 6 stories. The Commercial district will allow 4 stories. Our fire company has just recently received an aerial truck from Athens Borough, which will help with the additional stories. Mike said it cost us \$5500 to have the ladder truck recertified, and the building was expanded to hold the larger truck. Mike said our ISO rating shows we should now have a 3rd engine and a 2nd ladder truck because of our coverage area. Ron said we may be able to get the gas companies to donate toward these things. Mike said they have an active truck replacement plan with a 20-year turn around.

On motion of Ron, second by Robin, it was unanimous to set our fire company contribution at \$93,100 for 2011.

Robin added that the County Fire Police banquet was held at our firehall this month. John Northrup received the Fire Policeman of the Year award and Deb Northrup received the Fire Policewoman of the Year award. We are very proud of them. Deb added that with the donations the fire police received in memory of her father, they are purchasing new helmets – the donations came to the exact amount of the cost.

Chairman Reagan continued with the budget workshop. Treasurer Ruth Casterline went through the line items in the General Fund and the State Liquid Fuels accounts. We have not included any raises for any of the employees, nor have we increased any of the spending in either account. That being said, we are still left with a total deficit of approximately \$445,000. Our Earned Income Tax revenue is way down – over \$200,000 short at this time, which contributes to a good share of our deficit. The greater portion of the remaining deficit comes from the public works department.

Ray Brobst was present to give his roadwork budget for 2011. Ray is proposing \$30,000 for crushing, \$20,000 for liquid calcium, \$10,000 for a bridge pipe for Jacklin Road, \$130,000 to tar and chip 5 miles of road, \$20,000 for the backhoe payment, \$10,000 for pipe, \$10,000 for concrete blocks, \$45,000 for salt, \$32,000 for antiskid and \$2500 for crusher jaws. Cheryl asked which roads would get the tar and chip. Ray said Bradley Road, Queen Esther Drive, Moore Road, Braddock Road and 2 spots on Round Top Road. Ray also said Truck 7 needs to have the transmission fixed and Truck 2 has an oil pressure problem. We also have a few outstanding issues that we have not been billed for yet – the tractor/mower repair from Vanduzen's, \$20,000 of salt through December and a \$3000 (approx.) repair to the 1988 Mack.

Discussion was held as to where we can cut expenses. Jack proposed to come in to the township building on a daily basis to review any items we would contact our attorney for and he will make the determination. He feels we can cut our attorney costs from \$20,000 to \$5,000. Robin said the attorney is not called on a whim – we need a legal answer so that we don't spend more money in lawsuits. Jack also questions whether or not we need to have Elaine's position in the office. Robin and Ron said Elaine covers the police office in the mornings and our office only in the afternoon, not to mention she is secretary for both Planning Commission and Zoning Hearing Board and handles all the work that goes with that. Cheryl suggested we cut the training and conference expenses. We could try to get more classes up here. Robin suggested we consider not drawing our supervisor salaries for a year. Ron asked Ray if he could get along with 5 people out in the garage after Jim Watson retires in April. Ray said he used to only have 4 guys, so he would be able to do that. Ruth suggested each supervisor look at their own departments to see where cuts can be made. We will review the budget again after our Zoning Amendments hearing on Tuesday night.

Robin has a standing committee meeting on November 16, 2010 at PSATS. They will pick up the cost of the hotel and meals. Robin asked the Board if they want her to take a vacation day for this. On motion of Maurice, second by Ron, it was unanimous to allow Robin to attend this meeting, and to pay her salary for the time she would have worked. Robin abstained from the vote as this directly affects her.

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The attorney for Industrial Electronics finally got the lease for their proposed tower to John Thompson. Attorney Thompson has reviewed the lease and has approved it for us to sign. On motion of Robin, second by Maurice, it was unanimous to approve, sign and execute the lease with Industrial Electronics, and to have Ron sign for the Board.

Laurie Bowen has been researching our website. She has several changes and additions proposed for the site. The biggest change is a switch from our present website host to a company called 3-D Web Design out of New Albany. It is a \$600 design fee, but we will recoup that in 2 years with the savings we will see in the monthly fee. Presently we pay \$40/month and the new monthly fee will be \$15/month. We will also receive a lot more options for our site with the new provider. On motion of Robin, second by Cheryl, it was unanimous to switch to 3-D Web Design as our website provider.

Robin presented 2 applications for recycling – Scott Laidlaw and Dustin Yost. Scott has several good references. Dustin did community service at the recycling center, but John Fives recommends him. On motion of Robin, second by Maurice, it was unanimous to hire both Scott and Dustin as back-up workers for our recycling center at a rate of \$7.25/hour, to work as substitutes on an on-call basis.

Robin advised the Board that Valorie Huckabee's mother, Winifred Krauss, passed away last week. Her service will be held on October 23rd in Ulster. On motion of Cheryl, second by Ron, it was unanimous to have Robin order flowers for this.

Robin received a visit from Gary Gregory this week where he again expressed his concerns and frustration with the non-compliance of residents in posting their "new" address numbers. Robin asked him if he would be interested in volunteering to contact people who were not in compliance. He said he would, but he thought our attorney said he would be unable to do that. Robin checked with John and he said he could, if we establish guidelines for him to use. Robin said he came in the next day and brought a notice that he had drafted to give to the residents. Robin said the form was very good and covered all the bases. We will talk with John Thompson to set the guidelines and get this project started.

There being no further business, on motion of Robin, second by Cheryl, it was unanimous to adjourn the meeting at 12:15 PM.

Respectfully submitted,

Robin L. Smith, Secretary

ATHENS TOWNSHIP SUPERVISORS
PUBLIC HEARING FOR ZONING ORDINANCE CHANGES
October 19, 2010 6:30 PM

Chairman Ronald Reagan called the meeting to order at 6:32 PM. Supervisors also present were Robin Smith, E. Maurice Fay, Cheryl Wood-Walter and Jack Walter.

Voice of the Residents: None

Ron took us immediately to the public hearing for the proposed zoning ordinance amendments. He explained that we are updating our zoning ordinance. A committee consisting of Supervisor Chairman Ron Reagan, Zoning Officer Ed Reid and Planning Commission Vice Chairman Clif Cheeks worked for over 12 months and 16+ meetings with consultant Kathie Hunter to take input and draft changes that we will consider tonight. Ron said we will give an overview of the changes first, and then will open the floor to questions and comments. If we don't have a lot of changes to consider, we may enact this tonight. If not, we have 90 days to incorporate changes.

Ron introduced Assistant Zoning Officer Laurie Bowen, Zoning Hearing Board members John Baird and Diane Marvin, and Planning Commission members Martha Brennan and Clif Cheeks to those in attendance. He then introduced our consultant, Kathie Hunter, and turned the hearing over to her.

Kathie started by saying our present zoning ordinance is 9 years old. The first zoning ordinance was adopted in 1998, and the version we are presently using was adopted in 2001. Our township has only been zoned for 12 years. When you start to practice what is in the ordinance, you often find several things that work on paper, but not on the ground. We have addressed those things with these proposed amendments. There were also changes to the Municipalities Planning Code (MPC) that needed to be incorporated. Administratively, we tried to make the ordinance more "user-friendly". Some changes had been done to the flood insurance standards, and those needed to be added. We needed to add new uses such as wind farms and some gas drilling activities that have only come on the scene in the last decade. We also incorporated any ordinance amendments that were made in the last 9 years. In 2005 the Comprehensive Plan was updated by the Planning Commission and the Board of Supervisors with the help of the Bradford County Planning Office. As a result, those revisions need to be incorporated into the zoning ordinance.

We have updated and broadened the uses and activities and have adjusted the district regulations. A few of the dimensional requirements have been clarified, and the supplementary use and lot regulations have been broadened. Sign regulations have been updated to reflect more current signage demands, and the administrative provisions have been revised to streamline administration. The definitions have been expanded significantly and the appendices have been updated and improved. Our zoning map has been changed to create an Interchange Commercial Dist. at the Wilawana Exit of I86/17.

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Kathie explained the Interchange Commercial (IC) District. Most of the parcels being designated as IC were previously Commercial (C). Ron said this district was created to allow permitted uses for the traveling public. Ron read the uses provided for in this district. Buildings will now be allowed to be 6 stories in IC and 4 stories in C.

Ron stated that the proposed changes had also been sent to the Township Planning Commission, Township Solicitor and Bradford County Planning Commission for comment.

Ron opened the floor to public comment, asking each speaker to state their name and address for the record before they began.

Chester VanDuzer, Jr. of 2743 Wilawana Road asked if this zoning change will increase their taxes. Kathie said no, adding that if you make improvements to your property, that could change it but just a change in zoning should not. She said even if you are now a residential property in a commercially-zoned district, the residential use can go on forever with no adjustment to taxes. If anything, it could make the property more valuable for resale.

Gary Rosh of 4129 Wilawana Road said he has no problem with the township growing. In 2001, he and Roman wanted all their properties in this area zoned C, but Ron had stated we needed to leave those properties as a buffer for Stover's Acres. Ron said we have made accommodations for buffers between Stover's Acres and the IC district. Gary said if he didn't have his barns to block the light, CVS would really light up his property. Ron said it's great to have a buffer yard, but the way things are going out there, change is coming. We do have restrictions on lighting in place to keep it from shining on other properties, but also keeping the lit property safe. Gary said he doesn't care to have it that close to him. He thinks we need to have input from Stover's Acres residents.

Robert Smith of Pump Station Hill Road owns a business at 2477 Elmira Street. He asked who was on the ordinance revision committee. Ron again stated the names of the committee members. Bob asked if any thought had been given to any type of access management. Robin asked what he meant by 'access management'. Bob said we will be increasing traffic dramatically on Elmira Street, so now would be the time to control the access management. Robin asked him if he had anything to support his claim of increased traffic on Elmira Street, which he did not. She also asked him if he was aware that Elmira Street is a PENNDOT road, and they have jurisdiction on ingress and egress. He was aware of that.

Bob expressed concern about the changes for parking. He wants to know why bigger businesses will be allowed to have less parking when smaller businesses won't be allowed to have less. He said the last Black Friday Walmart patrons filled the lot and overflowed into the Bob's Honda property. Ron asked if we should regulate for one day or for 364 days. Ron added that Lowe's, P&C and Kmart are never parked-out. What we figured was that bigger retail was over-parked, and some of the smaller business still do not have enough parking. The industry standard for parking spaces is 9' x 18' – we are keeping ours at 10' x 20'. Even if you have a small car, you still need to open the door.

Bob asked why we are knocking the driving aisles down from 30 ft. to 24 feet. Kathie and Ed said that is only in the access drive. Bob said there will be no room for people walking into the store with a 12 ft. lane.

Bob asked what kind of enforcement would be in place for the pervious pavers. Our ordinance would require an annual inspection by a certified engineer at the cost of the developer. Bob asked what the fine would be and Robin said that would be set by the District Justice. Ed added that each day is a separate offense.

Bob questioned the intervals for driveways. He said if you have two 50 ft. wide driveways, they would touch if measured from the center line of the drives. Kathie said right now it's not specified as to where you measure from (the edge of the driveway or the centerline of the driveway). Ed added that most engineers measure centerline to centerline.

Bob asked for clarification on the 50% credit for pervious pavers. John Baird (Zoning Hearing Board Chairman) said he's not convinced these will work – you can't use salt on them. Robin said they've changed since we first looked at them and you can use salt now. Ed Reid agreed. Kathie said this section is set up to allow the township discretion. Robin said what Bob is after is how we determine the 50% credit. Kathie said it depends on the district. Clif said the industry has some pavers that are counted as 100%, but the highest we will allow for a credit is 50%. Kathie said these pavers are primarily used for overflow parking where they get much less traffic than the main part of the parking lot or the driving lanes. Bob said the section reads that pervious pavement includes "...pervious concrete or asphalt" and he would like to have it specified that it's pervious asphalt, not just normal asphalt.

Bob asked if they will be allowed to use roof collectors and pervious pavers on the same property, and the answer is yes. Kathie said the water (from the roof collectors) can't be put into the pavers - it needs to have a stormwater system so it will not saturate the rest of the property. They can't 'double-dip'.

Bob moved on to fences and walls. He asked if we considered fences as a litter barrier to eliminate trash blowing off the properties.

Bob asked why business identification signs were increased in size to 475 square feet. Kathie said they looked at what was out there & determined the size should be increased.

Bob wanted more clarification on the pervious pavers – he asked if they would be allowed for a driveway or access drive and that would not be allowed.

Bob wanted to be sure the space we've set aside for loading is not also used for parking. Kathie said that is addressed in section 800I, and will not be used for parking. Bob asked what we mean by 'vendors'. Clif Cheeks said that refers to a situation like Subway being located inside Walmart – they are separate. Bob asked if this will include things like a car wash or chicken barbecue and Kathie said it's not intended to include them.

Bob said he has an awful time trying to get in and out of his store access because of the red light. Our changes will allow a bigger business to go onto a smaller property. He wants the supervisors to have the authority to regulate ingress and egress. Ron said we have no control on a state road. We battled with PENNDOT over the Lowe's driveway to try to get some control with the Lowe's/Visions/Westbrook Street accesses. We had no success at all.

Roman Rosh of 931 Roman Way said he agrees with Gary Rosh about I86/17 – you can't hear yourself think from the noise. He said, however, this section of road is the only 4-lane that borders PA. He said there was an article in the paper stating we have 11% less dairy farmers. He would like things to be the same, but they're not. He thinks the IC district is a good idea. It's needed. He would like to have his main farm included in the IC district as well.

Roman asked to have the driveway intervals explained again. He is also still confused about the pervious pavers.

He asked for clarification as to who is considered a "vendor" – is Subway considered a vendor or an employee when calculating parking? Kathie said we took out "vendor" and replaced it to say "each employee in the maximum workshift". Kathie said the maximum workshift of retail use, which would include employees of Subway in this instance. John Thompson said he feels this is defined appropriately. Roman would like it to say any employee in that facility.

Roman advised the Board that PENNDOT has an access management ordinance and suggested we get a copy of that so we can incorporate it into our regulations. Robin said

they didn't solve their own problems with their ordinance – just look at Elmira Street and Greens Landing. She also stated again that we do not have jurisdiction on PENNDOT roads.

Bob Charles of Wilawana Road asked if they will be able to get city water if they are zoned commercial. Robin said that would be up to the water company, but it would not make a difference as to what the property was zoned. Jack said the water company is private and we don't have any control over them.

John Baggerly said he likes this. He thinks we did a very good job. He said McDonald's looked at this area to locate in and to also put in a gas station, but Randy Williams put deed restrictions on the properties he sold saying they cannot have a gas station on those properties. John feels this is an unfair trade advantage. He thinks we need something on the south side of Wilawana Road.

Dave Prugh of 568 Oak Hill Drive was concerned as to what could go into that IC district. Ron read the uses that would be allowed. Dave asked if some limits can be put on lighting and height and we have regulated that. Dave also doesn't think there should be access from Sycamore Drive. He asked that we keep a buffer, if possible.

Mike Bull of 284 Oak Hill Drive was concerned with the level of nuisance noise. He said they have 'a facility' in violation now that DEP has been to. Kathie said we can't regulate something that DEP already regulates. Ron added that the new 5-minute idle law is regulated by DEP. Kathie said noise issues may be addressed at the time the land development or Conditional Use comes before us.

Jack Walter said he's never heard of the restrictions that John Baggerly spoke of earlier. He added that if they do exist, they are out of our control.

Gary Rosh said in New York State at the CVS site, it's a whole lot different than our residential community. It will affect everyone, and not in a good way.

John Baggerly said we have to do something. They should have the right to do what they want with their land.

Bob Smith said on page 3 of the revisions, it states we should consider the Elmira Street corridor plan. He asked what that was. Robin referred to the map on the wall and said it is geared to make Elmira Street more pedestrian-friendly.

John Thompson said after tonight's meeting, anyone has 30 days to appeal if we adopt this.

Bob asked if they get a free book when the new rules go into effect. Roman asked if it will be in electronic form, and Robin said it will.

There being no further comment, the public hearing closed at 8:03 PM and Chairman Reagan convened the special meeting. Ron said at this point we have 3 options: 1) enact the amendments tonight or refer this back to the revision committee; 2) If not enacted tonight, publish a Notice of Enactment and take action within 90 days of this public hearing date; or 3) hold an additional hearing prior to enactment if substantive changes are made to the text or map. Discussion was held.

Clif Cheeks asked Ron to clarify the buffer between the IC district and surrounding districts. Ron read the Lot, Yard and Open Space Requirements. Bob Smith asked if a buffer zone will be required between the street and the parking lots (like Lowe's) and Ron said yes.

Ron Reagan made the motion to adopt Ordinance 2010-06 (which is amending Ordinance 150 of 2001), enacting these zoning ordinance changes as advertised and proposed, including the following changes: 1) Page 25 – change “asphalt” to “porous asphalt” in the first paragraph; 2) Page 35 – change the minimum interval between driveways for Multi-Unit Residential and Non-Residential Uses to 75 feet; and 3) Page 34 – change Table 2C(a) to read “...+ 1 for any employee in the maximum workshift”; and incorporating the September 13, 2010 and September 20, 2010 addendums, the enactment date being October 19, 2010 and the effective date being October 25, 2010. Jack Walter seconded the motion. A roll call vote was requested by Maurice Fay and was as follows: Mr. Walter – Yes, Mrs. Wood-Walter – Yes, Mr. Fay – Yes, Mr. Reagan – Yes and Mrs. Smith – Yes. Motion is carried.

Chairman Reagan read the proposed changes to the fee schedule. Discussion was held. On motion of Ron, second by Robin, it was unanimous to adopt RESOLUTION 2010-09 approving this fee schedule which will become effective October 25, 2010.

The Board recessed for a break at 8:20 PM. Chairman Reagan took the Board into executive session at 8:45 PM for personnel issues. The special meeting reconvened at 9 PM. Maurice Fay left at this time.

On motion of Ron, second by Robin, it was unanimous to set the date for the Chesapeake Appalachia, LLC Water Impoundment Conditional Use Hearing for December 14, 2010 at 7 PM.

Discussion was held concerning the enforcement of the “new” house numbers that need to be posted as a result of the E-911 Re-addressing Project. Gary Gregory had offered to

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volunteer for this, and had drafted an enforcement-type notice that could be used for this purpose. Robin reviewed the form and said it is very good – easy to understand and very concise. Discussion was held. It was determined that our purpose in hiring an Assistant Zoning Officer was to have it be done by this new person as a first priority. Ron will speak with Laurie and Ed about getting this started.

Review of the budget commenced at this time. Ron would like to see us take out a loan for any of the capital purchase items that would qualify. This would free-up the money set aside for those things which could be transferred to General Fund. If we took the money set aside for the 2WD Tahoe, the roof, the building, the pole barn and the zoning vehicle, we would be able to transfer about \$141,000. If we took a loan of \$35K for the 2WD Tahoe, \$60K for the roof repair, and \$70K for the remainder of what is owed on the backhoe, that would give us an additional \$165,000. That would free up \$306,000. We would still be \$139,000, not including the loan payment, which Ron figured out would be about \$35K/year at 5% interest. That would make us about \$174,000 short. Discussion was held. Ruth had advised Robin that we could possibly increase our estimated earned income tax revenue by \$100K. That would leave us \$74,000 short, which we may have to get by raising taxes. This is how the budget stands with no raises for any employees and a bare minimum of road work – probably no paving. Robin will try to set up a meeting for Monday at 3:30 PM with Terry Depew of C & N Bank to discuss our options, such as a line of credit (preferred by the Board), loan, and/or a tax anticipation loan, if necessary.

There being no further business, on motion of Robin, second by Cheryl, it was unanimous to adjourn the meeting at 9:55 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

October 27, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7:03 PM. Supervisors Jack Walter, Cheryl Wood-Walter and Robin Smith were present. Maurice Fay was absent due to illness. Solicitor John Thompson was also in attendance.

Chairman Reagan called for the opening of the bids. We received only one bid, which was from Chris Sutton. The bid was in the amount of \$4000, and included a personal check for \$1000. John Thompson said we had specified a cashier's check or a certified check. Since there were no other bidders, John said we are within our rights to accept this check if we so choose. The Board decided to accept the check to avoid the costs of having to rebid the property. On motion of Jack, second by Robin, it was unanimous to award the bid for parcel #09-006.01-020-000-000 addressed as 1388 Wilawana Road to Chris Sutton for \$4000.

Voice of the Residents:

Michael Buynak of Tannery Road asked if Carlings were allowed to put stuff in the lot in front of his house. He said this lot is in the floodplain. Robin asked what 'stuff' was, and he said they are placing big chunks of concrete there. He says this will affect the drainage of his property. Robin will ask Ed to take a look at this and give Michael a call.

Phyllis Callear of Glen Valley Road asked if the water withdrawal operation was going to start at the Robinson site on Front Street. Robin said she had received a notification this afternoon that Chesapeake was requesting to be able to draw 1.44 million gallons of water per day from the river at the Robinson site. Their original application was approved for 1 million gallons. Richard Bean said his son, Steven, lives in Litchfield just out of East Athens and he has a 15-acre pond going in behind him, to which water will be piped from the river.

On motion of Cheryl, second by Jack, it was unanimous to approve the minutes of September 29th, October 16th and October 19, 2010 as written.

Clif Cheeks presented the Greens Landing Dandy Mini Mart land development on Wolcott Hollow Road and State Route 220 for review. Clif said there had been 4 deficiencies, but they all have been met. Clif explained the project. Robin asked if they had received a permit from DEP and ACOE because they will be in the creek doing work. Dave Young from Larson Design was in the back and was here as representative for Mr. Williams. He said Bradford County Conservation District has issued the permit for the creek work. Clif pointed out a note on the front of the drawing stating Larson Design Group assumes no responsibility for the accuracy or sufficiency of the survey and topographic information of the plan. From the back of the room Dave Young said the information was taken from a survey by Butler Land Surveying, Inc. Jack Walter said if

he meets our requirements, he doesn't know how we can tell him no. He doesn't want us to jerk this guy around. He (Randy Williams) is a pretty savvy business man and runs a nice business at all his locations. John Thompson said there is no copy of the survey attached to the plans, and we really should require one. John asked Dave if he has a copy and Dave said if we want a certified copy of the survey, he can get one. Ron said we have had many, many meetings with PENNDOT about the intersection of Route 220 and Wolcott Hollow Road. PENNDOT says they don't see a need for any driveway changes at the Dandy, or any other adjustments to ingress and egress, even though the building will be more than doubling. They said the data doesn't show a problem, and doesn't show a traffic signal would be warranted at that location. The township would be welcome to do a traffic study, but then PENNDOT would then have to do a traffic study to make sure ours was correct. Chairman Reagan recessed the regular meeting at 7:24 PM to hold a public hearing on this land development. Michael Buynak asked which direction the building would be expanded and Robin said to within 1 foot of the top of the creek bank. Bob Blauvelt asked what bank improvements would be done and Dave Young answered that they will do rip rap on the bank. They have a cross section of what will be done that is attached to their permit. There being no further comment, the regular meeting reconvened at 7:26 PM. Jack made the motion to grant preliminary plan approval only, contingent upon the receipt of the certified survey map. The motion was seconded by Ron, with Robin voting yes and Cheryl voting no. The motion passed.

Robin had a request from Allan Ervin to review his sewage module for a proposed mobile home to be located on property off Macafee Road. Upon opening the drawings that accompanied the modules, it was determined that the perc site and the location of the mobile home were both in the floodplain. Since there are special requirements for development in the floodplain, we were uncertain as to whether or not this would be the final location of the mobile home. It was also noted that this will require Special Exception approval from the zoning hearing board. Attorney Thompson felt we should table this until more information is available and we have everything clarified. On motion of Jack, second by Ron, it was unanimous to table this sewage module until these issues have been resolved.

Ron advised the Board that Jim Watson will be retiring from the Planning Commission at the end of the month. The Board thanks Jim for his many years of service! On motion of Ron, second by Cheryl, it was unanimous to appoint Jean Stromick to replace Jim Watson on Planning Commission for a term to expire October 30, 2014.

Richard Bean reported for the Parks and Recreation Commission. He said the Royal Ranger project of mulching the playground equipment has not started yet. Bio Sun has installed the composting toilet in the Jim King Memorial Park. This needs to be graded. The lease for the Industrial Electronics tower in Round Top Park has been executed.

They hope to have it installed before hunting season. Barry is installing the playground equipment that was donated by the Pat Haggerty School of Dance. The Commission is now working with the GHS community group to increase the trail system. Barry will be working until the major work is complete. The Park will close on November 20, 2010. It will reopen after deer season when there is snow on the ground for cross country skiing. Anyone in the park during deer season is required by law to wear fluorescent orange.

Bob Blauvelt reported for the Athens Township Authority. He said the budget is done for 2011. There will be no increase in rates. All delinquent accounts have been fully paid. ATA has purchased an in-line camera system for their lines, but it can also be used by the police department and fire department if they need to go into a place where a person cannot go. The Valley Joint Sewer Authority has their tentative budget completed. ATA will be combining a couple of their loans for better rates, and will also borrow for the VJSA plant upgrade and a couple of other projects.

Ray Brobst reported for Public Works. He said the stop sign is up on Bobcat Road. We got our tractor/mower back from VanDusen's and it has a new clutch (\$3,000). Ray has Truck 7 up at Cook Brothers for transmission work. The salt barn is full. The "No Parking, Stopping or Standing" signs have been installed in Greens Landing. He expects to have the DSA down on Brown Road in a couple weeks. The last day the part-timers worked was October 15th. Jack said the two part-time workers did a great job for us this year. He said it was great to have them because two of our regular workers, Jack and Ray, were out this summer. They were good workers.

On motion of Jack, second by Cheryl, it was unanimous to have John Thompson advertise the driveway ordinance for adoption at our November 17th meeting.

Discussion was held as to the placement of political signs on township properties. This is not allowed without landowner permission as stated in our zoning ordinance, but Ed would like something more than that. Robin had drafted a resolution to ban political signs from all township properties, except on Primary Election Day and General Election Day. Discussion was held. Cheryl was concerned that we would have political signs on ALL of our parcels on Election Day instead of just at the polling place. If they were allowed on all our parcels, it may be perceived that we endorse certain candidates. It was decided to table this resolution in order to specify the signs will be allowed on election days only at the municipal building/polling place.

On motion of Jack, second by Robin, it was unanimous to adopt RESOLUTION 2010-10 (number change from the agenda) in support of renewing the Growing Greener program.

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Ron read the monthly report totals. He said he has spoken with Laurie about starting the enforcement of the E-911 posted addresses, and that will start this week. On motion of Ron, second by Cheryl, it was unanimous to accept the monthly reports as presented.

On motion of Cheryl, second by Jack, it was unanimous to approve the payment of the monthly bills as presented. A complete listing of revenues and expenditures is on file in the office of the Treasurer.

Correspondence/Information was as listed in the meeting agenda. The Board took no action on Item #4 as we were unsure as to what was planned by Mr. Widrig since he only spoke to Maurice about this request.

Robin reported on her attendance at the Employers' Energy Alliance of PA, Inc. seminar concerning the deregulation of electricity. Central Bradford Progress Authority has spent months researching what will happen when deregulation occurs on January 1, 2011, and they set up this meeting for businesses and townships. Discussion was held. On motion of Jack, second by Robin, it was unanimous to get a quote from EEAPA as an electricity supplier, and also for health insurance.

Bob Blauvelt said there will be a couple more travel trailers moving into DeSisti's trailer court on Elmira Street, and they will be legal with ATA. Bob said he also got into Mountain View Manor and he said Ed will need to be involved in this. Robin said it will not be Ed, but Frank Tourscher, since he is our building code enforcement officer.

Chairman Reagan took the Board into executive session for personnel and real estate at 8:05 PM. The regular meeting reconvened at 10:10 PM.

There being no further business, on motion of Robin, second by Cheryl, it was unanimous to adjourn the meeting at 10:12 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

November 9, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7:04 PM. Supervisors Jack Walter, Cheryl Wood-Walter, Maurice Fay and Robin Smith were also present, as was Attorney John Thompson.

Voice of the Residents:

Roman Rosh of Roman Way asked if we could do something to address the 45 mph speed limit on Wilawana Road from Kmart to Tozer's Landing. He thinks the speed is too high for all the access points in that area. Discussion was held. On motion of Ron, second by Jack, it was unanimous to contact PENNDOT to see if they will lower this speed limit.

Chairman Reagan recessed the regular meeting at 7:07 PM to hold the Chesapeake Energy Barrett Water Withdrawal Conditional Use Modification Hearing. Chesapeake is requesting two changes: 1) the hours of operation be changed from 7 AM – 7 PM to 24 hours per day, 7 days per week; and 2) that lighting be approved for installation at the site. Ron turned the meeting over to Attorney Thompson to commence the Conditional Use Hearing. Testimony was taken by Stenographer, Linda Wettlaufer. Maurice Fay left the hearing at 8:47 PM. Chairman Reagan recessed the hearing at 9:22 PM to take the Board into executive session for deliberation. The hearing reconvened at 9:45 PM. On motion of Ron, second by Robin, it was unanimous to table the decision on this matter until our November 17, 2010 meeting.

A short break was taken.

Chairman Reagan took the Board into executive session for personnel at 9:52 PM. The regular meeting reconvened at 10:02 PM.

On motion of Robin, second by Cheryl, it was unanimous to hire Cathy Brennan as our cleaning person starting November 10, 2010 for 2 hours per day at \$12.00 per hour and she will provide the cleaning supplies. Cathy will be replacing our previous cleaning person, Ann Carroll, who quit on November 8, 2010.

There being no further business, on motion of Robin, second by Cheryl, it was unanimous to adjourn the meeting at 10:07 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS

November 10, 2010 12 noon

Chairman Ronald Reagan called the meeting to order at 12:08 PM. Supervisors Jack Walter, Maurice Fay and Robin Smith were also present, as was Attorney John Thompson. Cheryl Wood-Walter was absent. Scheduled officials from PENNDOT in attendance were Virginia Feigles-Kaar, Tom Hall, Shawn Fetzer and Lenny Confer. Others present were Mark Smith, Bob Blauvelt and Patrick Musto.

Ron had everyone introduce themselves and started by saying this meeting was to get the Supervisors and PENNDOT on the same page in regards to right-of-way (ROW) acquisition for the Road C project. We were surprised to learn that PENNDOT has already been acquiring ROW and we have not given any approval for this. Ron said he became concerned when he learned Mr. Hall had already settled with the Darrows. We found out about that when Mr. Hall came in and asked us to file a deed and cut a check to the Darrows. We, as a Board, wanted to have this meeting so we know what is going on.

Ron said Dave Lubin is planning to donate his property to the project. We have that in writing. We were hoping that others would work with us to either donate their property or negotiate a lesser price. Mr. Hall said he has spoken with Mr. Lubin and he has stated he will donate his property.

Lenny Confer said when the final plan is signed by the local agency, PENNDOT, and any other approving entities, that is usually all the approval they need. He apologizes as this is not the case with a municipality. We will be writing the checks for these acquisitions and he knows this will take an action of the Board by Resolution. He suggests we do one resolution to cover all 13 acquisitions.

In order to keep on schedule, we need to have all 13 bought and paid for by January 18, 2011. He has instructed Tom to move quickly. We will have one condemnation (Rosh) and Tom has advised our solicitor of that. Lenny will provide sample documents for the condemnation proceedings. We will see if there are any other properties that will need to be condemned and then do them all at once.

Lenny said as far as a donation from Athens Township Authority (ATA) of their piece of property, PENNDOT can't negotiate lower than the appraised value. He also stated it's not appropriate for them to negotiate it lower. WE would be able to negotiate an agreement with ATA and then PENNDOT could do what we say. He added that it has been established that the Raven Holding property will be donated.

Ron questioned the let date of 2013. Virginia said that was not correct – it is March of 2011. They have a let schedule in their office. She said we need to have Tony actively searching for the money we are short for the project – everything needs to be bought and paid for by January to meet the “let-ready” date.

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Ron said he thought we could have worked something out with Athens Township Authority (ATA) since they are a fellow agency and arm of the township. They had an appraisal done on the property which showed an appraised value of \$20,000 and PENNDOT offered them \$45,000, which they took. Jack Walter said he wears both hats and ATA has been mandated to upgrade the sewer plant. They don't have that kind of money and this extra would be a windfall. ATA was expecting \$20,000 and when they got this offer, they went out in orbit.

Lenny said one of the reasons that happened is because PENNDOT can't negotiate. Their appraisals are done by state certified appraisers. Any appraisal is an opinion of value.

Dr. Musto asked if he could explain ATA's thought process on this. We both represent the township. Property taxes are what the township expends. ATA can only use the rate payers. Along those lines, it cost more to keep the Queen Esther plant running and the other rate payers were subsidizing them. This way the rate payers get their money back. They weren't trying to pull one over on the township.

Robin said we have a road project hanging here on the wall for which we are \$2.5 million short, and that extra could have been used to offset some of that additional expense WE are facing. That's where WE'RE coming from. Bob Blauvelt said ATA will still have costs for utility relocation and Robin advised him again that there is money in our grant funds for utility relocation and it will not be an ATA expense.

Lenny Confer said he can give us the appraised amounts for all 13 claims if we would like them. Ron said he prefers not to know until we have them all settled so we can't slip up and let the amounts out. Tom Hall said he has contacted Rosh three times and has received no response. That is all he is required to do before starting the condemnation process. Lenny said at this point we should wait on the Rosh condemnation – just in case we have to do any more condemnations, and then we could do them all at once. John Thompson said Melissa Keeffe is in charge of Mary T. Sullivan's estate and they want to be compensated. Tom Hall said he has also spoken to Melissa's secretary.

Tom also said he has started the title searches on anything over \$25,000. He will do one on Rosh as well. Jack said it would be good to know whether or not Rosh owns that. They haven't paid taxes on it. Lenny said Larson Design Group has plotted Rosh as the owner. Rosh could hold this process up. Lenny said when it is held up, they usually request an expedited hearing, and that usually happens. There are only a few reasons that will be accepted by the courts in the preliminary objections. Lenny said it's been his experience that the people who have the authority to condemn rarely lose.

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Tom Hall said he wants us all to keep on track so we meet the deadlines and don't lose our funding. Lenny said he doesn't allow local municipalities to do the acquisitions because if they're not done properly, we could lose all Federal funding. Virginia said PENNDOT doesn't charge against our project funds. Ron said they have a line item in the project budget. Virginia said that is for the construction phase – auditing costs, inspections, etc.

Tom Hall said he will need a copy of the checks when they're cut (for the right-of-way acquisitions) – they don't need to be the cancelled checks, just the front of the check. Robin and Ruth will both sign the checks. He also needs a copy of the recorded deeds. The township will cut the check. PENNDOT will provide the deeds. John Thompson will record the deeds. Tom Hall will supply the signed agreements of sale / settlement statements. Lenny also needs copies so he can clear the project to be advertised.

Lenny also said there may be additional payments above the fair market value that is offered – could be possibly up to \$4000 more – to cover appraisal costs, engineering costs, attorney costs, etc. The township would be liable for these costs. Robin asked if they would be reimbursable costs and Lenny said they would. Lenny said the Darrow settlement was for \$1000 more.

Ron thanked PENNDOT for coming and getting us all on the same page. Lenny apologized for not having this meeting sooner.

Virginia asked if we have all our funding in place yet. Jack said Tony can't get the additional funding until we have a final cost amount. Robin said we have that amount. Virginia said we need to have this money identified.

Jack asked Lenny and Tom to do whatever they can do to make Dave Hafer happy. Tom said he has already spoken with him. They want water testing done prior to the start of construction, at the end of construction, and 1 year after the end of construction. Tom said a commitment can be made, but if there is a problem, it has to be proven that it is because of the design or construction of the project.

Ron asked Virginia if she thought we needed another meeting and she said no. Virginia reiterated that we are on the hook for all the Federal money that we've used.

There being no further business, on motion of Ron, second by Maurice, it was unanimous to adjourn the meeting at 1:11 PM.

Respectfully submitted,

Robin L. Smith, Secretary

ATHENS TOWNSHIP SUPERVISORS

November 17, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7:04 PM. Supervisors also present were Robin Smith, Maurice Fay, Cheryl Wood-Walter and Jack Walter. Attorney John Thompson was also present.

Chairman Reagan took the Board in to executive session at 7:04 PM for deliberation on the Chesapeake Appalachia Barrett Water Withdrawal Conditional Use Amendment. The hearing reconvened at 7:27 PM. John Thompson stated that we were acting on the two changes that were requested: 1) that lighting be installed on-site for safety, and 2) the hours of operation be extended from 7 AM – 7 PM to 24-hours a day. On motion of Robin, second by Ron, it passed to extend the hours of operation by four hours (7 AM to 11 PM); to require chain link fencing with slats along Route 199 to shield the homes from light and noise; and to approve the low height, motion-sensor and manual lighting as submitted. The roll call vote was as follows: Mr. Walter – No, Mr. Fay – No, Mrs. Walter – Yes, Mr. Reagan – Yes, and Mrs. Smith – Yes.

Dan Lopata of Chesapeake Energy asked if the lighting will only be allowed through 11 PM, or will the lights be able to be left on from 11 PM to 7 AM. Pat Homan of Route 199 said the lighting proposed was to be motion-activated on the truck islands, with a manual switch on the electric panel. The Board felt that this is not an issue since there will be no one on the site to activate the lighting, either by motion or manually. Dan also thanked the Board for the 4-hour extension.

Josh Brown asked when they can expect a decision letter. John Thompson said it is required within 45 days, but he expects to have it done much sooner.

Voice of the Residents: None

On motion of Jack, second by Cheryl, it was unanimous to approve the minutes of October 27, November 9 and November 10, 2010. Maurice abstained from the November 9th minutes as he had to leave the meeting early and Cheryl abstained from the November 10th minutes because she was unable to attend.

Scot Saggiomo presented the Thomas/Judith Leahy 1-lot subdivision on Mile Lane and McCardle Roads for review and approval. There were 5 deficiencies, and all have been met at this time. Chairman Reagan recessed the regular meeting at 7:40 PM to hold a public hearing on this issue. There being no adverse comment, the regular meeting reconvened at 7:41 PM. On motion of Jack, second by Maurice, it was unanimous to grant preliminary and final plan approval to this subdivision, and to approve the sewage module.

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Ron presented some minor proposed changes to the Robinson water withdrawal land development on Front Street in East Athens. They have removed the storage tanks completely and have added pumps. There were some changes to the electrical profile and the hydrants were moved for easier truck access. They are proposing a circular drive and this new configuration will accommodate the longer trucks. Ron said these changes have been approved by DEP – they didn't have any problems with it. On motion of Cheryl, second by Jack, it was unanimous to approve these changes to the land development.

Robin presented the sewage module for the Ervin property on Macafee Road. The questions we had previously have been addressed. On motion of Ron, second by Jack, it passed to approve the sewage module. Maurice voted no.

Dan Stark told the Board that a Boy Scout was in attendance for one of his badges. The Board welcomed Altan Frantz from Troop 17.

There was no Parks and Recreation report as their board had not met this month.

Bob Blauvelt reported for the Athens Township Authority (ATA). He said a feasibility study was being done for Pump Stations 1 and 6 for a "muffin monster". On motion of Maurice, second by Cheryl, it was unanimous to reappoint Jack Walter to ATA for a term to expire December 31, 2015.

Ray Brobst advised the Board that they did their 250-hour service on the backhoe today. He also ordered 2 spare tires – we had the rims. Brown Road is being done Monday. He has also done the One-Call for Westbrook and Hillcrest. Maurice asked what the status was of Bradley Road. Ray said it's all graveled and is good now. Truck 7 is back and has been repaired. He needs to order tires for some of the trucks soon. Maurice asked Ray to clean up the remaining stone on Lubin's property at the corner of Mile Lane and Wilawana Roads. Ray said they have also repaired Truck 2 – that was just a fuel sensor. Maurice asked what the plan is for Westbrook Street. Ray has talked to the utilities and some of the residents. Robin reminded him about the Managing Winter Roads class that they all will be attending here tomorrow night.

On motion of Robin, second by Maurice, it was unanimous to adopt RESOLUTION 2010-11 regarding political signs on township properties.

Robin had prepared the resolution for the acquisition of right-of-way (ROW) for the Road C project. Discussion was held. John asked if this gives PENNDOT permission to go above and beyond the \$300,000 that is allotted for this purpose. Robin said the limit of \$300,000 is set in the funding contract budget. On motion of Ron, second by Jack, it

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was unanimous to adopt RESOLUTION 2010-12 regarding the purchase of ROW for the Road C project. Robin said Tom Hall had dropped off the ROW maps and wanted them to be recorded right away. She was concerned because all of the property has not been acquired yet. John will call Tom to clarify that.

We were unable to take action on the driveway ordinance since John had it on his calendar to advertise for our December meeting, not the November meeting.

On motion of Ron, second by Jack, it was unanimous to adopt RESOLUTION 2010-13 to renew our Surplus Property agreement.

On motion of Jack, second by Ron, it was unanimous to have Ruth cut the checks for the Road C NPDES permit fee (\$500) and the Bradford County Conservation District review fee (\$939).

Robin received a letter from Time Warner requesting us to approve the receipt of information and notices from them electronically. She would prefer this method as well. On motion of Ron, second by Maurice, it was unanimous to approve this request.

On motion of Cheryl, second by Maurice, it was unanimous to set the Employee Christmas luncheon for December 23rd at noon.

On motion of Ron, second by Cheryl, it was unanimous to set our meeting dates for 2011 as the last Wednesday of every month at 7 PM.

Ron read the monthly report totals. On motion of Cheryl, second by Maurice, it was unanimous to accept the monthly reports as presented.

On motion of Jack, second by Cheryl, it was unanimous to approve the monthly bills as presented. A complete listing of revenues and expenditures is on file in the office of the Treasurer.

Correspondence/Information was as listed in the meeting agenda.

Budget discussion was next. Ron said he sat with Ruthie to discuss some of the remaining issues we have with our budget. Ruth reminded him that we have an employee retiring in April. We will have to pay him for his unused vacation and sick days. This will be an expense we have not included in the budget. As it is now, we are looking at a 1-mill tax hike. We will also be transferring money from Capital Purchases to General Fund to help balance the budget. We also decided to shift \$30,000 from the "tar and chip" line item expenditure to the "equipment repair" line because our repairs are already

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over \$30,000 for this year. Robin said with the \$8900 roller repair and the repair to Truck 7, we are probably closer to \$45,000 in repairs for the year – to date. We also are not giving any raises to any of the employees for 2011 because our budget is so bad. On motion of Ron, second by Maurice, it was unanimous to advertise the budget for inspection and for adoption at our December 29, 2010 meeting.

John Wilkinson asked when we would be transferring the metal building from the Bob's Honda property to the fire company. Robin said the fire company only got the pavilion – not the building – and that has already been moved.

Chairman Reagan took the Board into executive session at 8:32 PM for pending litigation and personnel issues. The regular meeting reconvened at 9:00 PM.

On motion of Robin, second by Jack, it was unanimous to have Attorney Thompson remove (from our drug/alcohol testing and background check policy) the requirement for minors to be tested and checked.

On motion of Jack, second by Cheryl, it was unanimous to have Ray, Randy and Mike attend the Flagger Training class in Dushore on December 6th from 12:30 – 4 PM, and to get the necessary paperwork and proper equipment for this class.

There being no further business, on motion of Ron, second by Cheryl, it was unanimous to adjourn the meeting at 9:04 PM.

Respectfully submitted,

Robin L. Smith
Secretary

ATHENS TOWNSHIP SUPERVISORS
December 14, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7 PM. Supervisors also present were Jack Walter, Maurice Fay and Robin Smith. Cheryl Wood-Walter was absent.

Chairman Reagan turned the meeting over to Attorney Thompson for the Chesapeake Appalachia Cole Water Impoundment Conditional Use Hearing. Chesapeake is proposing to place a fresh water impoundment pond on the Arthur Cole property located on Murphy Road. Dan Lopata and Josh Brown were present for Chesapeake and Chris Waddell was present as their engineer, from Greenway Engineering, LLC. Testimony was taken by Stenographer Mary Simiele. Chairman Reagan took the Board into executive session at 7:58 PM for deliberation. The hearing reconvened at 8:17 PM. Attorney Thompson advised those in attendance that the Conditional Use is approved with the condition that Chesapeake submit plans for a land development, after which time he asked for a roll call vote: Mrs. Smith – Yes; Mr. Reagan – Yes; Mr. Fay – Yes; and Mr. Walter – Yes. The hearing adjourned at 8:19 PM.

A request had been received from Clarity Connect for us to consider reducing their monthly fee, or their electric bill for their use of our tower. Discussion was held. Robin will talk a little more with Clarity Connect and will have more information for our December 29th meeting.

Robin received the information for the convention. She asked, in light of the budget situation, what we will be doing about convention attendance this year. Jack said Ruthie told him the wage tax is coming in. He doesn't think we're as bad off as we were 2 months ago. Jack wants to see anyone who wants to go, go. Ron hates to see us spend the money because of our financial situation this coming year. We will discuss this further at our meeting on the 29th.

Chairman Reagan took the Board into executive session at 8:42 PM for litigation and personnel issues. The regular meeting reconvened at 9:12 PM.

John Thompson had advertised ORDINANCE 2010-07 (driveways) for adoption at tonight's meeting instead of at our December 29th meeting. On motion of Ron, second by Jack, it was unanimous to adopt this ordinance.

There being no further business, on motion of Ron, second by Robin, it was unanimous to adjourn the meeting at 9:23 PM.

Respectfully submitted,

Robin L. Smith, Secretary

ATHENS TOWNSHIP SUPERVISORS
December 29, 2010 7:00 PM

Chairman Ronald Reagan called the meeting to order at 7:03 PM. Supervisors Jack Walter, Maurice Fay and Robin Smith were also in attendance, as was Attorney John Thompson. Cheryl Wood-Walter was out of town.

Voice of the Residents:

Terry Cockcroft of Gateway Industrial Park Road said he had come in to look at the budget and sees there is a one-mill increase proposed. He asked how much one-mill generates in revenue and Robin said it was about \$120,000. Terry questioned why we need the tax increase with all the growth we have had in the township. Ron said one example is in the last month Lowe's won an assessment appeal and their refund comes to about \$10,000. Terry asked about the transfer tax on the sale of the airport and that may have to be refunded because of the KOZ status of the site. We should receive tax revenue from the Nomac development, though, as that is not in the KOZ. Ron said we are also taking funds out of our Capital Purchase account to help meet expenses. Terry asked if we would be able to get money from Chesapeake through a PILOT program. Robin said she didn't think we are allowed to do that by law and John Thompson agreed. Terry asked how Sayre Borough gets Guthrie to do it and John said that is a totally different situation as Guthrie is non-profit.

Jack said we are \$200,000 short on earned income tax collection. Roman asked how we keep track of that and Jack said we are in the process of implementing a County-wide tax office and that should tighten things up. Roman asked when our gas lease expires and Robin said March of 2011. Roman said we have the potential to get a much greater lease amount that could offset a tax increase. Robin said we have to plan for what we have. We have a set amount of expenditures. We need to have the money in place to cover those expenditures. You can't do a budget built on "if..., maybe,...might,...could" – you have to fund your expenditures.

Terry asked what the road program for next year was. Robin asked Jack to explain this, since he oversees the road crew. Jack said he sees what money is left in the budget for roads and they plan from that. He said they may want to pave 8 – 10 roads and may only be able to do 3. They choose the poorest and do them first. He said they can come in early with a plan and then it gets cut in the budget. Ron said typically Ray does a "wish list" and we try to accommodate that. This year the road budget is \$135,000 less than it was last year. Terry asked why we put a \$30,000 dump box on a 22-year-old truck. Ron said he needs to ask the other end of the table as that was not a majority vote.

Terry said they tarred and chipped Gateway Industrial Park Road 3 years ago and only put down one course of stone. They were supposed to put two, but never got back to do the second one. The stone they used was so dirty they had to rent a street sweeper to come and clean it off. The ditches haven't been cleaned in 15 years. Jack said the

ditches are not a problem out there. Terry said they are, and he brought in pictures. Jack doesn't see the problem there. Terry just thinks there's a better way to do things. Communication would be a better solution to the problem.

Roman asked if Mill's Pride was requesting to have their assessment lowered. Robin said she was not aware of that.

Bob Smith asked if Road C was going to go all the way to Mile Lane Road. Robin said it will tie in at Lamoka Road. Bob said he sent a letter down in December to all the supervisors and only got a response from Robin. He asked if anyone else had looked at it. He wants to get answers from the others as well. He asked if there is any chance of Chesapeake repairing some of these roads and the answer was yes. Maurice said the bridge replacement on Thomas Avenue has been moved up because frac sand will be coming via rail from Colorado to the Sayre railyards and trucked out. Jack said we just put a lot of money into that bridge, but it was in bad shape.

Gary Rosh asked with all the people coming into the Valley – are they taxed? What about the housing facility? That is not in the KOZ, but that also is not the worker's permanent address, so we do not get earned income tax. Gary asked about the ones whose children go to school here. Ron said we've had this discussion in several meetings. How can we tax them? We can't single just one group out. There are good things and bad things about the gas business.

A question was asked as to how much money the township has in Road C. Robin said we have no money in it at this point, and she hopes we never have to put money into it. It has been all grant funding so far. Jack said in the old days he and Everett would have put that road through for under \$100,000. Why do we need this road?? Mill's Pride came, Chesapeake came.... Ron said they came because this road was coming.

Roman and Bob discussed access to their properties near the Elmira Street and West Lockhart Street intersection. Roman said there was never a red light there until Elmira Street was widened.

On motion of Maurice, second by Jack, it was unanimous to approve the minutes of November 17 and December 14, 2010 as written.

John Thompson advised the Board that Tennessee Gas Pipeline Pipeyard was withdrawing their application for the Valley Business Park location.

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On motion of Ron, second by Robin, it was unanimous to grant Walmart's request for a 90-day extension for their Supercenter project to be located on Elmira Street. This extension will run through March 29, 2011.

On motion of Ron, second by Maurice, it was unanimous to send anyone who wants to go to the Course in Community Planning to be held in Wysox on January 13, 20 and 27, 2011 from 6:15 – 9:30 PM at a cost of \$30 per person.

Bob Blauvelt reported for Athens Township Authority. Bob said their budget was done for 2011. They are also still investigating the possibility of selling water from the Valley Joint Sewer Plant to the gas companies.

Ray Brobst did not attend tonight's meeting.

Ron opened discussion as to whether we should go to road maintenance agreements with the gas company or keep the posting and bonding. John Thompson said the agreement we reviewed needs to have more added to it before he would be comfortable with it. He also said Eddie has some issues with the bonding ordinance as it is written. Robin asked John what he recommends we do, and he said he could go either way. Eddie thinks the bonds are not sufficient. Robin asked if the agreement is not working, can we go back to the posting and bonding. John said we can. If we do the agreement, all the weight limit signs are removed. John said the disadvantage he sees to the agreement is that it may not stand up in court, because PENNDOT has provided the bonding mechanism for this. He said neither provided for the widening of roads – both only state the road goes back to its original condition prior to use. Jack said we haven't had any problems with the gas companies. Robin said we only have one company here right now. Ron said they will not be able to get to the Murphy Road site without improvement. Jack thinks they will be reasonable. John said he has spoken with Chesapeake and they will negotiate language in the agreement. Jack then said we hired an engineering company to do our weight limit study for the posting and bonding – he thinks we should stick with that. Ron said the problem with our roads is that they're not wide enough. If the gas companies are willing to widen the roads, we should work with them. He also doesn't think they want bad publicity. Bob Blauvelt asked if the roads had been videotaped and Robin said yes – it's part of the posting and bonding requirements. Robin said she would like to see us try the agreement, and if it doesn't work out, we can go back to the posting and bonding. On motion of Ron, second by Maurice, it was unanimous to have John Thompson draw up a road maintenance agreement for our review.

Our proposed 2011 budget was presented, which included a 1-mill tax increase. Jack Walter said our proposed budget has no raises for the employees and he wants to see a 3% increase for all employees. Robin asked him where the money would come from and

he said Ruth told him it would take \$30,000 to give all employees a 3% raise, so he would not do any crushing next year since there is a good amount of material in the pit and we have budgeted \$30,000 for crushing. Robin said your budget is \$135,000 less than it was last year, and you even wants to take it down further?? Jack said he has enough in the pit to do 2 projects next year. Terry Cockcroft asked Jack what 2 projects he plans to do and Jack said he hasn't decided yet. Robin said everyone in this building understands why we will have no raises this year, except you and the road crew. Robin said health insurance costs have skyrocketed this year. Employees that are on Blue Cross/Blue Shield Traditional plan for their family received the equivalent of \$2.23 per HOUR, and those on First Priority family plan received the equivalent of \$1.71 per hour. Traditional increased \$4,278.84 PER EMPLOYEE, per year for family coverage. That's a huge raise!! We also have to come up with \$120,000 for the Thomas Avenue Bridge replacement. Fuel costs are going up. Earned Income Tax is down. We have to secure a loan to pay for the backhoe, a police car and the garage roof replacement. We are taking \$141,014 out of Capital Purchases to help with our expense load. Yes, Chesapeake has purchased the airport property, but we will see no tax revenue out of that until 2017. We are making our taxpayers pay an increase of 1-mill – how can we justify a 3% raise for our employees??

Ron said all full-time employees contribute NOTHING to their pension or health insurance. He took a 50% pay cut in the last 2 years. Maurice said ask the Packer employees the last time they got a raise. Robin said she cannot in good conscience vote for a raise in this economy under these circumstances.

On motion of Robin, second by Maurice, it passed to adopt RESOLUTION 2010-14 adopting the 2011 budget as presented, with no raises. Jack Walter voted no.

On motion of Maurice, second by Robin, it was unanimous to adopt RESOLUTION 2010-15 setting the millage rate for 2011 at 11 mills.

On motion of Robin, second by Jack, it was unanimous to adopt RESOLUTION 2010-16 setting the Athens Township Volunteer Fire Company contribution at \$93,100 for 2011.

On motion of Robin, second by Ron, it was unanimous to transfer \$141,014 from the Capital Purchase Fund to General Fund.

Notice of lease termination was received from Arch Wireless/Mobilecomm, however, the date of termination was listed as March 22, 2010 instead of 2011. Robin will return the termination notice and request a corrected copy for us to execute.

On motion of Jack, second by Maurice, it was unanimous to reappoint Terry Depew to both the police and non-uniform pension boards for a term to expire January 1, 2014.

On motion of Maurice, second by Jack, it was unanimous to appoint Mike Chilson to the non-uniform pension board to replace Jim Watson (who is retiring) for a term to expire January 1, 2014.

On motion of Ron, second by Robin, it was unanimous to approve the payment of the COG dues invoice for 2011 in the amount of \$75.

On motion of Maurice, second by Jack, it was unanimous to approve the payment of the PSATS annual dues invoice in the amount of \$1,725.

On motion of Robin, second by Ron, it was unanimous to approve, sign and execute the Bradford County Humane Society Contract for 2011 in the amount of \$1,264.50.

On motion of Jack, second by Robin, it was unanimous to approve Derrick Hall's application for Fire Police with the Athens Township Volunteer Fire Company.

Discussion was held as to whether anyone would attend the convention this year in light of the budget constraints. Jack said he was going. Robin, Ron and Maurice said they will not be going. On motion of Ron, second by Maurice, it passed to send one person – Jack Walter – to the PSATS convention in April, 2011.

On motion of Maurice, second by Jack, it was unanimous to accept the monthly reports as presented.

On motion of Ron, second by Jack, it was unanimous to approve the payment of the monthly bills as submitted. A complete list of revenues and expenditures is on file in the office of the Treasurer.

Correspondence/Information was as listed in the meeting agenda.

Chairman Reagan took the Board into executive session at 8:15 PM for personnel and litigation. The regular meeting reconvened at 10:05 PM.

On motion of Jack, second by Robin, it was unanimous to have the Chairman of the Board sign as the Board representative for the condemnation proceedings for the Road C project.

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There being no further business, on motion of Robin, second by Maurice, it was unanimous to adjourn the meeting at 10:10 PM.

Respectfully submitted,

Robin L. Smith
Secretary