

**UPPER OXFORD TOWNSHIP  
JANUARY 3, 2011**

Upper Oxford Township Board of Supervisors held their organization meeting at the Township Building, 1185 Limestone Road, Russellville, PA on Monday, January 3, 2011 at 7:00 P.M.

PRESENT:       Betsy E. Huber  
                  Scott A. Rugen  
                  Charles Fleischmann

                  Jane Daggett, Secretary  
                  Ricky Railing, Road Master  
                  Frances Reyburn, Historic Commission

OTHERS:       Chris and Sarah Coburn                               Sam Reyburn  
                  Harold Bryson                                       Tom Zadnik  
                  Bill and Karen Hovis                               Larry Davis  
                  Joe Sexton   Karl Herr

The meeting was called to order at 7:00 P.M. After the Salute to the Flag, Scott Rugen led in prayer.

PUBLIC COMMENTS – At this time, public comments were asked for from the audience based on the agenda. There were no comments at this time.

TEMPORARY CHAIRMAN – Motion made by Charles Fleischmann, seconded by Scott Rugen and carried to appoint Betsy E. Huber as Temporary Chairman.

Huber – Yea                               Rugen – Yea                               Fleischmann - Yea

TEMPORARY SECRETARY – Motion made by Charles Fleischmann, seconded by Scott Rugen and carried to appoint Jane Daggett as Temporary Secretary.

Huber – Yea                               Rugen – Yea                               Fleischmann - Yea

ELECTION OF OFFICERS

Motion made by Charles Fleischmann, seconded by Scott Rugen and carried to appoint Betsy Huber as Chairman.

Huber – Yea                               Rugen – Yea                               Fleischmann - Yea

Motion made by Scott Rugen, seconded by Betsy Huber and carried to appoint Charles Fleischmann as Vice-Chairman.

Huber – Yea                               Rugen – Yea                               Fleischmann - Yea

Motion made by Charles Fleischmann, seconded by Scott Rugen and carried to make the following appointments and setting the following wages for 2011.

Secretary-Treasurer	Jane Daggett, with a \$.50/hr. increase, recommending to Auditors that the Treasurer’s Bond be set at \$500,000.00.
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Roadmaster:	Ricky Railing, with a \$.25/hr. increase	
Road Crew Member:	James A. Wilson, Jr., with a \$.50/hr. increase	
Engineer:	Ragan Engineering Associates, Inc.	
Bank for Official Business:	National Penn Bank with investments being made at National Penn Bank, Fulton Bank Wachovia or Coatesville Savings	
Zoning Officer:	William Beers of Earthways	
Building Inspector:	Commonwealth Code Inspection Service, Inc.	
Planning Commission Member:	Christine Nibouar for a 5 year term	
Vacancy Board Chairman:	Jim Gordon for a 1 year term	
Planning Commission Secretary	Jane L. Daggett	
Sewage Consultant	Ragan Engineering Associates, Inc.	
Zoning Hearing Board Member	Christopher Coburn for a 3 year term	
Historic Commission Member	Margaret Hickman for a 5 year term	
Right to Know Officer	Scott A. Rugen	
Snow Equipment Operators:	CDL Drivers, Jerry Roland, Gerald Rohrer and Darrell Cook at \$12.00/hr. and non-CDL drivers will be added at a later date	
Solicitor:	Thomas Oeste of Parke, Barnes, Spangler Oeste & Wood	
Zoning Hearing Board Solicitor	Winifred Moran Sebastian	
Huber – Yea	Rugen – Yea	Fleischmann – Yea

Motion made by Charles Fleischmann, seconded by Scott Rugen and carried to approve the following:

Meetings: 2<sup>nd</sup> Monday each month at 7:00 P.M. and Work Sessions 4<sup>th</sup> Monday at 7:00 P.M. as needed.

Legal Notices may be placed in the Chester County Press or Daily Local News.

Investments – The Chairman and Secretary are authorized to keep idle funds invested.

Other Road Wages: Part-time Equipment Operators - \$12.00/hr and Laborers - \$12.00/hr.

Working Supervisors: All three Supervisors are affirmed to work on roads if needed; request Auditors’ approval of \$12.00/hr for other road work and \$12.00/hr. for snow equipment operations. Recommend to Auditors that Supervisors be reimbursed \$.50/mile to attend Road Inspections, Conventions and Seminars.

Road Crew Benefits:  
7 paid holidays – New Year’s Day, Good Friday, Memorial Day, July 4<sup>th</sup>, Labor Day, Thanksgiving and Christmas  
6 paid sick days – may be accumulated up to 24 days  
3 days for bereavement leave – immediate family and 1 day for near relative  
2 personal days per year  
Paid Vacation  
After 1 year – 5 days and 2-1/2 days per year for each successive year up to 20 days. Only 5 days may be carried forward to the following year and must be used in that year.

Huber – Yea                      Rugen – Yea                      Fleischmann – Yea

DELEGATE TO STATE CONVENTION – Motion made by Scott Rugen, seconded by Charles Fleischmann and carried designating Betsy Huber as the Township’s Voting Delegate to the State Convention to be held in Hershey, PA., April 17 – April 20, 2011, and authorizing payment of registration fees for any who want to attend.

Huber – Yea                      Rugen – Yea                      Fleischmann – Yea

RADIO FREQUENCIES – Motion made by Charles Fleischmann, seconded by Scott Rugen and carried permitting Union Fire Co. #1, Oxford Borough, East Nottingham Township and West Grove Borough to use SWCCT radio frequency (151.0700) for a period of one year.

Huber – Yea                      Rugen – Yea                      Fleischmann – Yea

RESPONSE TERRITORIES – Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried, adopting Resolution No. 2011 – 1, designating emergency response areas in the township.

Huber – Yea                      Rugen – Yea                      Fleischmann – Yea

MINUTES – Motion made by Scott Rugen, seconded by Charles Fleischmann and carried approving the December 13, 2010 Minutes with the following correction:

Page 2 - Under historic add “application” before the word “date”

Huber – Yea                      Rugen – Yea                      Fleischmann – Yea

ROADS – Ricky Railing read his report for the month.

ZONING – Betsy read the zoning officer’s report for the month.

HISTORIC COMMISSION – Frances Reyburn reported that the historic commission changed the time of their January, February, March, October, November and December meetings to 1:00 P.M.

TOM ZADNIK – of 3070 Newark Road requested the Supervisors to contact Penn Dot and have them do a speed study on Newark Road in the area in front of his property. Mr. Zadnik reported that the section between Baltimore Pike and Elk Creek is the only section that is not posted with speed limit signs. Heading south into Penn Township it is posted at 45 MPH and north at Elk Creek a sign is posted saying end of 45 MPH. The Supervisors will contact Penn Dot to see if (1) There is a registered speed; (2) Signs are missing and should be posted 45 MPH; or (3) Request a speed study.

PAYMENT OF BILLS – Motion made by Charles Fleischmann , seconded by Betsy Huber and carried to approve the payment of bills in the amount of \$24,231.75 from the General Fund and \$50,000.00 from the Open Space Fund.

Huber – Yea                      Rugen – Yea                      Fleischmann – Yea

ALFRED FORTUGNO/MALLET HILL – Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to accept and grant an extension for the review period for the Alfred Fortugno/Mallet Hill Estates Subdivision on Ewing Road until July 15, 2011.

Huber – Yea                      Rugen – Yea                      Fleischmann – Yea

SHAW/THE RIDINGS – Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to accept and grant an extension for the review period for the Shaw/The Ridings Final Subdivision Plan on Newark Road until May 31, 2011.

Huber – Yea                      Rugen – Yea                      Fleischmann – Yea

UNIONVILLE EQUINE CENTER – Are requesting waivers of the subdivision ordinance regarding their land development plan. Motion was made by Charles Fleischmann, seconded by Scott Rugen and carried granting a waiver of Section 501.K.6 of the Subdivision and Land Development Ordinance for location of existing trees with a caliper of six (6) inches or greater.

Huber – Yea                      Rugen – Yea                      Fleischmann – Yea

AG SECURITY ADDITION – More than 180 days have passed since Eugene and Joan Gagliardi submitted an application to add 101 acres, tax parcel #57-3-19 and 22.9 acres, tax parcel #57-3-19.1 to the present agricultural security area. Since no action was taken, the property is automatically approved.

Motion was made by Scott Rugen, seconded by Charles Fleischmann and carried to adopt Resolution #2011-2 authorizing the Secretary to file a description of the Gagliardi’s property, adding it to the present Agricultural Security Area, with the Recorder of Deeds.

Huber – Yea                      Rugen – Yea                      Fleischmann – Yea

URS/PECO – is submitting paperwork to DEP to review permits for facilities. DEP is requesting a Municipal Land Use letter from the townships. The secretary will contact Ron Ragan, township engineer, for review of this letter to see if it is in compliance with our zoning. If Ron is agreeable with the letter, we will send it to PECO. Charlie will also call Greg Gary, PECO representative, to discuss this issue with him.

GRIST MILL DEVELOPMENT – Scott has been approached by the Homeowners Association requesting “speed bumps” in the development. Ricky did a speed study and reported that it does indeed appear to be a

problem with cars cutting thru the development. Scott will contact the Solicitor and State Police to see if we could put up "No Thru Traffic" signs. He will report back to the board next month.

KEEP FARMING FIRST – Seminar will be held March 12, 2011 at the Octorara High School.

MUNICIPAL PLANNING CODES – Scott would like an updated copy of the code. He will call Pileggi's office.

PUBLIC COMMENTS – There were no comments at this time.

ADJOURNMENT – There being no further business, motion was made by Charles Fleischmann seconded by Scott Rugen and carried to adjourn at 8:00 P.M.

Respectfully submitted,

Jane Daggett  
Secretary