

WINDSOR TOWNSHIP BOARD OF SUPERVISORS

August 3, 2009

1. The meeting of the Windsor Township Board of Supervisors reconvened and was called to order by Vice-Chairman Jan Smith at 1:35 p.m. on Monday, August 3, 2009 at the Windsor Township Administrative Building located at 1480 Windsor Road.

Those present: Jan Smith, Dean Heffner, Atty. Charles Rausch and Jennifer Gunnet.

2. Attorney Rausch advised that he has contacted Attorney Ron Perry, Ray Clinton's attorney, to obtain a copy of their appraisal. Attorney Perry stated that he had not heard anything on the appraisal from Mr. Clinton.

Attorney Rausch presented Resolution No. 09R-08-01 which is a declaration of taking on the two (2) parcels owned by Mr. Clinton. He noted that the declaration of taking is only for the permanent and temporary rights-of-way that are required for the road improvements.

Mr. Heffner asked the process from this point forward. Attorney Rausch advised the resolution will go before the Board of View for a determination on the just compensation to be paid to Mr. Clinton. He added that the Township can continue to negotiate with Mr. Clinton if we so wish. Mr. Heffner asked if the items that had previously been discussed with Mr. Clinton such as preserving the wrought iron fence, relocating the lamp post and compensating him for the relocation of the barn would be a part of the declaration of taking. Attorney Rausch advised that the only items to be considered in the declaration of taking are the items listed in the appraisal. All of the other points are now null and void.

On the motion of Dean Heffner, seconded by Jan Smith, the resolution was approved. Motion carried. Two votes yes.

3. Attorney Rausch reported that an error was found in the subdivision plan for the Mark & Tiffany Sowers property. The error resulted in the Township purchasing 20.5 acres instead of the 19.44 originally proposed. Due to this, an addendum to the original agreement with Mr. & Mrs. Sowers is needed. Mr. & Mrs. Sowers have agreed to the sale of the 1.06 acres at a cost of \$15,432, which is the original price per acre. On the motion of Dean Heffner, seconded by Jan Smith, the addendum was approved. Motion carried. Two votes yes.
4. Mrs. Gunnet advised that she had forwarded the Board information from the Pennsylvania State Association of Township Supervisors (PSATS) regarding the 2009-2010 Budget and Federal General Revenue Sharing.

Governor Rendell's proposed 2009-2010 Budget proposes a tax increase. On the other side, a majority of the legislators do not favor any increase in taxes. Without the tax increase, multiple programs that benefit local municipalities are in danger of being eliminated. With their elimination, more costs are going to be passed on to local municipalities to fund. Subsequently local municipalities are either going to have to either cut services or increase taxes. PSATS is asking that local municipalities and their Board members contact their legislators to stress the importance and value of the programs that are being considered for elimination. Mrs. Gunnet asked the Board for

their wishes regarding this request. On the motion of Dean Heffner, seconded by Jan Smith, Mrs. Gunnet was directed to contact PSATS to indicate the Township's support of their stance regarding the opposition of the elimination of programs that benefit local municipalities. Motion carried. Two votes yes.

PSATS is also advising that legislation known as the Local Fiscal Assistance Act has been introduced in Congress that would provide \$30 billion a year for the nation's local municipalities. The legislation would provide local government with the resources to undertake job creating infrastructure projects. Mrs. Gunnet asked if the Board was in favor of the legislation. On the motion of Dean Heffner seconded by Jan Smith, Mrs. Gunnet was directed to contact PSATS to indicate the Township's support of this legislation. Motion carried. Two votes yes.

5. Mr. J. Smith asked if there was any public comment. There was none.
6. Mr. J. Smith asked Mr. Heffner if he had any comments. He advised that he did not.

Mr. J. Smith advised that the Board had received a quote from Jeremy Trout for the purchase of a Kubota zero turn mower from Messick's in the amount of \$12,694.04. On the motion of Dean Heffner, seconded by Jan Smith, purchase of the mower was authorized. Motion carried. Two votes yes.

Mr. J. Smith stated that he will not be available for a portion of the Open House at the Public Works Facility. He asked if there was any feedback from the other Board members about rescheduling it. Mrs. Gunnet advised that there was not.

Mr. J. Smith advised that it may be advantageous for a Board member to work with Jeremy Trout to negotiate the sale of the loader in conjunction with the purchase of a skid loader. On the motion of Dean Heffner, seconded by Jan Smith, Mr. J. Smith is to assist Jeremy Trout with the negotiations. Motion carried. Two votes yes.

7. On the motion of Dean Heffner, seconded by Jan Smith, the meeting adjourned at 1:45 p.m.

Respectfully submitted,

Jennifer L. Gunnet
Secretary