

Foster Township Board of Supervisors
Regular Monthly Meeting
Minutes
September 13, 2023

CALL TO ORDER

Called To Order The Regular Monthly Meeting, followed by the Pledge of Allegiance to The Flag and a Moment of Silence.

ROLL CALL

Ms. Eckrote Jones	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Mr. Malloy	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Mr. Pavuk	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent

READING OF MINUTES FROM PRIOR MEETING

Motion to Dispense with Reading of Minutes due to availability to public
 Motion to read Minutes

Motion By:	<input checked="" type="checkbox"/> Ms. Eckrote Jones	Second By:	<input type="checkbox"/> Ms. Eckrote Jones
	<input type="checkbox"/> Mr. Malloy		<input checked="" type="checkbox"/> Mr. Malloy
	<input type="checkbox"/> Mr. Pavuk		<input type="checkbox"/> Mr. Pavuk

Roll Call:	Ms. Eckrote Jones	Mr. Malloy	Mr. Pavuk
	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Yes
	<input type="checkbox"/> No	<input type="checkbox"/> No	<input type="checkbox"/> No
	<input type="checkbox"/> Abstain	<input type="checkbox"/> Abstain	<input type="checkbox"/> Abstain

READING OF TREASURER'S REPORT

Motion to Dispense with Reading of the Treasurer's Report due to availability to public
 Motion to read the Treasurer's Report

Motion By:	<input checked="" type="checkbox"/> Ms. Eckrote Jones	Second By:	<input type="checkbox"/> Ms. Eckrote Jones
	<input type="checkbox"/> Mr. Malloy		<input checked="" type="checkbox"/> Mr. Malloy
	<input type="checkbox"/> Mr. Pavuk		<input type="checkbox"/> Mr. Pavuk

Roll Call:	Ms. Eckrote Jones	Mr. Malloy	Mr. Pavuk
	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Yes
	<input type="checkbox"/> No	<input type="checkbox"/> No	<input type="checkbox"/> No
	<input type="checkbox"/> Abstain	<input type="checkbox"/> Abstain	<input type="checkbox"/> Abstain

READING OF LIST OF BILLS

Motion to Dispense with Reading of List of Bills due to availability to public
 Motion to read List of Bills

Motion By:	<input checked="" type="checkbox"/> Ms. Eckrote Jones	Second By:	<input type="checkbox"/> Ms. Eckrote Jones
	<input type="checkbox"/> Mr. Malloy		<input checked="" type="checkbox"/> Mr. Malloy
	<input type="checkbox"/> Mr. Pavuk		<input type="checkbox"/> Mr. Pavuk

Roll Call:	Ms. Eckrote Jones	Mr. Malloy	Mr. Pavuk
	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Yes
	<input type="checkbox"/> No	<input type="checkbox"/> No	<input type="checkbox"/> No
	<input type="checkbox"/> Abstain	<input type="checkbox"/> Abstain	<input type="checkbox"/> Abstain

APPROVE FOR PAYMENT

Motion to Approve Bills for Payment
 Motion to Disapprove Bills for Payment

Yes
 No
 Abstain

Yes
 No
 Abstain

Yes
 No
 Abstain

BUSINESS

Street Cut Ordinance- John made the motion to adopt the new street cut ordinance. Georgiann seconds the motion. Roll Call was yes by all.

Sikora Pay Request, Change Order and Close Out Documents – Mary Peters explained that she has reviewed all documents and deem them to complete and ready for approval. The original contract amount was \$264,320 but with the CO of (-\$52,252.33) this brought the final contract amount down to \$212,067.67. John made the motion to approve for payment. Wilson seconds the motion. Roll Call was yes by all.

Repository Sale-This sale is for 24 Pond Creek Dr in Hickory Hills and the total bid is \$1000. John made the motion to approve the sale. Wilson seconds the motion. Roll Call was yes by all.

Recycling Bids- John made a motion to re-table. Georgiann seconds the motion. Roll Call was yes by all.

Wilkinson – Ladner Subdivision – Attny Favearu explained that there are no new lots being created, this is just to define the lines that are there. John made the motion to approve the subdivision. Georgiann seconds the motion. Roll Call was yes all.

EMA Coordinator- Wilson made a motion to table. Georgiann seconds the motion. Roll Call was yes by all.

Engineers Report – Tom explained that there isn't much going on and he would like to get together with the supervisors to plan for the use of the LSA grant monies that the twp received. He would like to get the scope of work ready so they can be bid out over the winter months

Office Report – Wilson explained that this is going to be a new report added to the packet each month from Brittany. Brittany explained that this will review all items that were asked at the previous meeting and also what was done within the twp within the previous month and then address anything that may be upcoming. This month's report is the following:

Zoning/Code

Follow up on 66 Vacation Dr. This office **HAS** received proof that the HOA attempted to enforce its private covenants, of which the timeline for the resident to respond has expired. However, this office will not process a complaint or institute an enforcement action for a code violation until the HOA has unsuccessfully been concluded internally through judgment or appeal. The HOA needs to proceed with filing at the local magistrate.

Follow up on permits for 1229 Woodhaven. This office **HAS** received proof that the HOA attempted to enforce its private covenants. However, the HOA will need to proceed with filing at the local magistrate for not receiving HOA architectural review & an HOA permit. This office has sent a certified enforcement notice to the property owner on August 24, 2023. They will have 30 days to obtain a Foster Township zoning & building permit or an action may be brought against them at the local magistrate.

A complaint was filed at the last meeting regarding 26 Shade Tree Rd. where a person is living in camper. This office **HAS NOT** received proof that the HOA has attempted to enforce its private covenants. Therefore, this office will not process the complaint or institute an enforcement action for a code violation until the HOA has unsuccessfully been concluded internally through judgment or appeal. The HOA needs to proceed with filing at the local magistrate. As for illegally discharging into our sewer system without paying fees, that will need to be taken up with the WHPD for theft of services. Our SEO was out to this property in December of 2021, and they are properly hooked up to the sewer lateral for that property, therefore he cannot take enforcement action against them.

Rental Registrations-The HOA list of rentals provided to this office on 12/30/22 does match the township landlord/tenant database. However, they do not clarify if they recognize them as short term or long-term rentals. Mr. Lachewitz did provide the twp with notes regarding some of the

properties. If they find others that are not supposed to be rentals the HOA will need to proceed against them as they did in the past.

Road Dept

In the month of August, the twp rented a boom mower for the brush along the roads. All roads were completed and the rental has now ended.

Line painting slowly started throughout the township, there were areas that patching had to be done before the painting, so they have been doing areas here and there but DBI is scheduled to finished before October 1st.

In the upcoming month, the road foreman is looking to get paving done in Ag Mar Estates

Sewer Dept

Since July there have been 22 delinquent letters sent out for any accounts over 3 months past due. In august there were 17 liens placed on properties that did not comply with the notice.

Secretary

The 2023 Foster Twp Audit has started with Grevera and Associates. This process usually takes about 2-3 weeks to complete, and we are hoping to have everything wrapped up prior to October 1st. In the upcoming weeks, I will start to prepare the 2024 budget and tax levy.

Sewer Report – Completed with the above and the 940-extension completion.

Solicitors Report – Nothing to report.

CORRESPONDENCES

None

PUBLIC COMMENTS

Mr. Smith would like to know where the subdivision that was approved is located. The board explained that it is down in tannery. He would also like to know what kinda of paving is going to be done in Agmar, will be it paving or patching and where. The board said that it will be all over AgMar, but not full roads.

Greg Capozzelli stated that the work the UGI is going on Park St is going really well and the workers are doing a great job.

Ed Rossi stated that he had to stop one of the truck drivers for UGI because they were using Carbon St where the 10-ton limit signs are, and they shouldn't be. He hasn't seen any since.

Mike Nemchick stated that Mountain Rd in Hazlebrook should be considered a public road. The board explained that Pegnotti owns the road and the twp cannot do anything to it. He stated that in a map from 1940 it is included in the subdivision, so why would it have changed over time? The board stated that they will not be taking the road over. Attny Farvearu stated that if Mr. Nemchick has an issue with this, he would have to get his own private atty to fight the matter privately.

ADJOURNMENT

Motion to Adjourn

Motion to Continue

Motion By: Ms. Eckrote Jones
Mr. Malloy
Mr. Pavuk

Second By: Ms. Eckrote Jones
Mr. Malloy
Mr. Pavuk

Roll Call: Ms. Eckrote Jones Mr. Malloy Mr. Pavuk
Yes Yes Yes

Respectfully Submitted,

Brittany Majewski

Brittany Majewski
Municipal Secretary