

**KIDDER TOWNSHIP BOARD OF SUPERVISORS**  
**MONTHLY MEETING MINUTES**  
**Thursday, February 18, 2010**

Chairman Polansky called the regularly scheduled monthly meeting of the Kidder Township Board of Supervisors to order at 7:00 P.M. on Thursday, February 18, 2010 at the Kidder Township Municipal Building, Lake Harmony, PA.

**ROLL CALL:** Township Manager John Finnerty, Assistant Secretary/Treasurer Lisa Klem, Supervisors Polansky, Bradley, Farnschlader, Gluck and Lengle were present along with Attorney Miscavige.

**AUDIENCE PARTICIPATION:**

**Richard Moore**, from Golden Oaks Village, asked what the Township has done since they called in the bond in December of 2010. **Chairman Polansky** told him that the township just heard from the bonding company and that they have requested copies of almost all documents pertaining to the development. There are a lot of documents and the staff is in the process of making all the copies. Mr. Moore then asked if the township had stepped up to do anything. Chairman Polansky explained that it will be a \$500,000 project and the township has only about \$45,000 which was from a line of credit. The township needs to wait for a decision from the bonding company as to how things will proceed. Mr. Moore asked why Kidder Township keeps giving the Golden Oaks Developers permits to build. He said that there were constantly Sheriff Notices on their properties for back taxes and that two of the developers have applied for bankruptcy and the township could be holding the bag for this bond so why are they continuing to issue building permits. **Attorney Miscavige** explained that they meet the criteria for applying for building permits and they comply with the Subdivision and Land Development Ordinance. Under law the permits have to be issued and it is a separate issue from the other things that are under litigation with the developer.

**Chairman Polansky** said that Ralph Lennon has told him that Eldon Dietterick from Blue Ridge has offered to donate a plaque for the Emergency Services road in honor of David Carew. The plaque will read Emergency Access Road Dedicated in the Memory of W. David Carew, Kidder Township Manager and Lake Harmony Volunteer Fireman. He said that they would also like to have on the plaque "In appreciation to Blue Ridge Real Estate whose generosity made this road possible". It was noted that Blue Ridge donated the land for the road and helped with the preparation work. A ceremony will be held at a later date.

**APPROVAL OF MINUTES:**

**Regular Meeting January 21, 2010**

**MOTION** - made by Ms. Farnschlader, seconded by Mr. Bradley **to approve the minutes of the January 21, 2010 meeting.** Motion carried 5-0.

There was an **Executive Session** held prior to this evenings meeting.

**CURRENT BILLS:**

Mr. Finnerty explained that the monthly bills included a \$60,000 payment to the MMO. In the past it has always been paid in February. Ms. Klem is going to look into changing the payment date out of the first quarter of the year when tax money is nonexistent.

**MOTION** – made by Ms. Farnschlader, seconded by Mr. Bradley to **pay the current bills in the amount of \$260,870.76 but to first check to see if the MMO payment could be changed to after April 1, 2010.** Motion carried 5-0.

**SUBDIVISION AND LAND DEVELOPMENT:**

**1. Jack Frost Ski Area Phase I - Withdraw PRD**

A letter was received from Blue Ridge formally requesting the withdrawal of the Jack Frost Ski Area PRD. The proposed development consisted of approximately 500 single family homes, duplexes and multifamily homes. Mr. Harahus explained that with the current economic conditions they were not going to move forward with the project. Attorney Miscavige said that a motion was not required.

**REPORTS:**

**A. Police Chairman** - There was nothing additional to report.

**B. Roadmaster** - There was nothing additional to report.

**C. Solicitor** - There was nothing additional to report.

**D. Manager** - Mr. Finnerty had the following to report:

**1.** He was contacted by Carbon County requesting that the remaining funds left from the grant money the township received from the state for the installation of the traffic light at Route 903 and 534 be returned to them. Out of the \$18,000.00 received there is \$3,937.91 left. About \$7,000.00 was used to obtain easements and the rest was paid to Hanover Engineering for design work. He questioned if he should return the money to the state, to the county or hang on to it until June when the grant needs to be closed out. Chairman Polansky said that if they can't use the remaining funds for the traffic light the money should be returned to the state. Chief Lennon asked if the funds could be used for emergency emitters for the fire trucks. Lake Harmony and Albrightsville Fire Companies each need two emitters which cost about \$1,000.00 each. Ms. Farnschlader questioned why Carbon County requested the state money be returned to the county. Mr. Finnerty would contact Keith McCall to discuss the situation and what the townships options are concerning the remaining funds.

**2.** There will be a Comprehensive Plan meeting on Friday, February 19<sup>th</sup> at 2:00 pm.

**3.** The township is currently negotiating the Aqua contract. This deals with operating the sewer plant and fees to be paid.

**4.** He is trying to negotiate a lower interest rate on the Penn Vest loan which is rising this year.

**5.** The readdressing program is going well. Duplicate and similar street names will have to be changed and numbering will have to be consistent. Chairman Polansky noted that a public meeting will have to be held before the changes are implemented in order for the people who are affected by the changes to be heard.

**6.** At next months meeting we will be looking at the permit fees for sewer, building and zoning. They have to be reviewed every few years. Some fees are outdated and will need to be increased.

**E. Police** - The report was in the Supervisors' file.

**F. Planning Commission** - There was no meeting in February.

- G. Zoning Officer** - The report was in the Supervisors' file.
- H. Zoning Hearing Board** - The report was in the Supervisors' file.
- I. Sewage Enforcement Officer** - The report was in the Supervisors' file.
- J. Code Enforcement Officer** - The report was in the Supervisors' file.
- K. Environmental Advisory Council** - The report was in the Supervisors' file.

#### **NEW BUSINESS**

- 1. Kidder Township Emergency Services** - Purchase Souvenir Advertisement  
Ms. Farnschlader said that because of the current economic environment the Supervisors may have to take a very careful look at the requests for charitable contributions. She suggested that each Supervisor contribute \$10.00 of their own money to purchase the ad. It was noted that several of the Supervisors already purchase an ad.  
**MOTION** - made by Mr. Bradley, seconded by Mr. Gluck **for each of the Supervisors to contribute \$10.00 of their personal money towards the purchase of a full page ad in the Emergency Services Souvenir Booklet.**  
Motion carried 5-0.
- 2. Aqua Contract**  
Chairman Polansky explained that this pertained to the sewage maintenance contract and that both the sewer operator and the billing agent had requested increases this year. The contract is still in negotiations so no motion would be taken at this meeting.

#### **OTHER BUSINESS:**

- 1.** Reports were received from the Lake Harmony Volunteer Fire Company, Albrightsville Volunteer Fire Company, Kidder Township Volunteer Fire Company and the Lake Harmony Rescue Squad.  
**MOTION** - made by Mr. Bradley, seconded by Mr. Lengle, **to put the reports on file.** Motion carried 5-0.
- 2. Gene Getz** asked if anyone heard anything about replacing the bridge over Swamp Creek along Route 534. The township would contact PennDot to see if there are any plans to replace the bridge.

#### **ADJOURNMENT:**

**MOTION** - made by Mr. Bradley, seconded by Mr. Gluck **to adjourn the meeting at 7:25 P.M.**

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John P. Finnerty, Township Secretary