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**LIMERICK TOWNSHIP - BOARD OF SUPERVISORS**  
**MEETING MINUTES****FEBRUARY 1, 2011**  
**7:00 P.M.**

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A meeting of the Limerick Township Board of Supervisors was held on Tuesday, February 1, 2011, in the Public Meeting Room of the Limerick Township Municipal Building with Thomas J. Neafcy, Jr., Chairman, presiding.

**Members Present:** Supervisors D. Elaine DeWan, Thomas J. Neafcy, Jr., Joseph St. Pedro, Kara Shuler, and Kenneth W. Sperring, Jr.

**Others Present:** Joseph J. McGrory, Jr., Esq., Township Solicitor; Daniel K. Kerr, Township Manager; Beth F. DiPrete, Asst. Twp. Mgr./Finance Director/Treasurer; William J. Albany, Chief of Police.

**Call To Order:** Mr. Neafcy called the meeting to order at 7:08 P.M. Jacob Maute led the Pledge of Allegiance.

**Opening Comments/Announcements****THIS MEETING IS BEING RECORDED.**

Jacob J. Maute was sworn in as a Special Fire Police Officer by Mr. Neafcy.

Yard and Leaf Waste Drop-Off – Monday, February 7, 2011 from 8:00 AM to 12:00 Noon at Limerick Community Park

Act 209 – Traffic Impact Advisory Committee – Monday, February 7, 2011 at 6:30 PM in the Township Building

**Consideration of Minutes:** Upon motion made by Ms. DeWan and seconded by Mr. Sperring, the January 18, 2011 Board of Supervisors Meeting Minutes were unanimously approved.

**Public Comments on Agenda Items:** None.

**Bills List:** Upon motion made by Mr. St. Pedro and seconded by Mr. Sperring, Bills List #3 for the period of 1/15/11 through 1/28/11 in the amount of \$129,395.10 was unanimously approved.

**Confirmed Appointment**

Nicole Bender – 523 Swamp Pike Retail Zoning Application: Ms. Bender gave a brief overview of the property and her desire to open a resale store. She explained that it would be similar to a yard sale or flea market being held inside a three-car garage, and she would be the only vendor.

Tom Eli, Smith Road, asked Ms. Bender for confirmation that there would not be multiple vendors, only herself.

Board of Supervisors  
February 1, 2011  
Page 2, Minutes

Mr. Sperring questioned whether there is plumbing in the garage and suggested she check with the Code Office to find out if a restroom would be required under the new Building Code.

Mr. McGrory first confirmed that the Benders are living at the location, and then added that this may involve a land development due to the fact that any conversion from residential to non-residential is a land development. This would include installation of parking.

Mr. Sperring advised the Benders of the various possible expenses involved with filing a Zoning Application and/or Land Development Application. A discussion ensued among the Board and Solicitor.

**Motion was made** by Ms. DeWan and seconded by Mr. St. Pedro, to send the Solicitor to the Zoning Hearing to oppose the Zoning Application of Nicole Bender. Motion passed 3-2, with Ms. Shuler and Mr. Sperring voting against the motion

#### NEW BUSINESS

Approval - Trash and Recycling Agreements: **Motion was made** by Mr. Sperring and seconded by Mr. St. Pedro, to approve the Chest-Mont Trash and Recycling Agreements. Motion passed unanimously.

Approval - Linfield Fire Company Schedule of Events: **Motion was made** by Ms. DeWan and seconded by Mr. Sperring, to approve the Linfield Fire Company Schedule of Events for 2011. Motion passed unanimously.

Approval - Submission of Trail and Greenway DCNR Grant Application: **Motion was made** by Mr. Sperring and seconded by Ms. DeWan, to approve submission of a Trail and Greenway DCNR Grant Application for a cost not to exceed \$1,000.00. Motion passed unanimously.

Resolution - Police Pension Plan Contribution: **Motion was made** by Mr. Sperring and seconded by Mr. St. Pedro, to approve Resolution No. 2011-06 Reducing Employee Contributions to the Police Pension Plan for 2011. Motion passed unanimously.

#### Banking Services

Approval - Proposal for Banking Services with Phoenixville Federal Bank: **Motion was made** by Mr. Sperring and seconded by Mr. St. Pedro, to approve the proposal from Phoenixville Federal Bank & Trust for a one year term. Motion passed unanimously.

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Board of Supervisors  
February 1, 2011  
Page 3, Minutes

### ZONING HEARING BOARD ADVISORIES

ZHB #11-02, Dennis Heimer - 190 Highland Road: The Board decided to remain neutral and let the Zoning Hearing Board handle Application ZHB #11-02 of Dennis Heimer.

Mr. Kerr noted that the previous vote regarding banking services was to keep the Township's every day banking services with Phoenixville Bank, but a discussion is needed regarding banking issues as we are receiving low returns, and Ms. DiPrete has suggested that the Board take a look at other investment options for the \$5,000,000 of reserve Township funds that are not needed for at least a year. She reviewed her proposals for the Board and a discussion ensued. It was the consensus of the Board to keep the money local.

### Public Comments

A gentleman raised the question as to whether there are any bonds or restrictions on if the Township were to use the \$5,000,000 of reserve funds and pay the interest. If we could save some money on a Bond that is coming due, or not needing to take out another Bond, is there any way of doing that? A discussion ensued.


The Board thanked Chief Albany for spending several days here on the job during the inclement weather to make sure things were in order.

Mr. Neafcy has suggested keeping a photo record of every parcel developed in the Township, and making it part of the permanent record. He also would like to see a photo requirement made a part of the land development process. A discussion ensued. Mr. Kerr advised that he would bring the discussion before Staff and the issue would be returned to the Board for consideration at a later date.

Mr. Neafcy noted the Board held an Executive Session prior to this evening's meeting to discuss legal issues, and they will enter into an Executive Session after adjournment to again discuss legal issues. No action will be taken.

Adjournment: There being no further business, **motion was made** by Mr. Sperring and seconded by Ms. DeWan, to adjourn the meeting at 7:50 P.M.

Respectfully submitted,

  
Daniel K. Kerr  
Township Manager