

LEHIGH TOWNSHIP BOARD OF SUPERVISORS

Minutes of the March 23, 2021, Meeting

- I. CALL TO ORDER. The Lehigh Township Board of Supervisors held their second monthly meeting on Tuesday, March 23, 2021, at 7:00 p.m. The meeting was held at the Lehigh Township Municipal Building, 1069 Municipal Road, Walnutport, Pa. 18088. Chairman Cindy Miller called the meeting to order with the pledge of allegiance and roll call:

Present: Phil Gogel
Keith Hantz
Cindy Miller
Mike Jones
David Backenstoe
Alice Rehrig

Absent: Mike McGonigle

II. APPROVAL OF THE MINUTES

- A. Minutes of March 9, 2021. Keith Hantz made a motion to approve these minutes. Phil Gogel seconded the motion. All voted aye. Motion carried.

III. APPROVAL OF BILLS

- A. General Fund Checks 24693 to 24734. Phil Gogel made a motion to approve these bills. Mike Jones seconded the motion. Cindy Miller questioned if there was a police car ordered. Alice Rehrig confirmed a car was ordered. The car that was going to be taken out of service developed mechanical issues. Rather than repair it, the new car was ordered and the old vehicle will be placed on Municibid and sold as is. Paul Nikisher questioned what the cost of the vehicle was. Cindy Miller commented the cost of the car itself was \$28,000 plus there is a \$2,000 cost for the lettering of the vehicle. Alice Rehrig noted most of the equipment from the old car will be able to be transferred to the new car. There may be some minor equipment that may be needed. Cindy Miller questioned Check 24695 for cell phones. The bill was \$1,023 for one month. Alice Rehrig commented it is for two months. The receipt of one of the bills was delayed in the mail. All voted aye. Motion carried.
- B. State Fund Check 1526. Keith Hantz made a motion to approve this check. Mike Jones seconded the motion. All voted aye, Motion carried.

IV. OLD BUSINESS

- A. Cherryville Intersection. Cindy Miller commented the poles are in the process of being relocated. We are now in full swing of getting the Township's portion of the intersection completed. Alice Rehrig noted the contractor is eager to get started. Jim Milot is in the process of arranging a pre-construction meeting with PennDOT. PennDOT has been slow to respond to Jim Milot. Cindy Miller questioned if this will hold up the project. Alice Rehrig commented Jim Milot has been staying on top of PennDOT. Cindy Miller commented if there is no cooperation with getting the meeting to let her know and she will make calls up the line.
- B. Maintenance Building. There was nothing new to report. The architect is working on completing the final plans so it can go out to bid.
- C. Proposed Zoning Map Amendment. This amendment would change the zoning in the area of south of Route 248, west of Locust, north of Cherryville Road, and east of Cherry Road from Village Residential to Agricultural/Rural Residential.

Keith Hantz questioned why the Planning Commission was looking to change the zoning in this area. Cindy Miller commented most of the area is A/RR and the Planning Commission is looking at standardizing it more and having this area fall in line with the A/RR District. They felt it was more in line with A/RR than VR. The Planners are also looking at limiting the potential amount of high density housing.

Keith Hantz commented he believes it will make it more difficult for people in this area to be able to build a shed on their property because the setback will be greater and the lots are smaller. He believes the residents should be made aware of the zoning change. Maybe the residents won't care, but he believes the property owners should be made aware of it. Attorney Backenstoe commented once the Board authorizes the advertisement of the ordinance, the area will need to be posted.

Mike Jones commented he doesn't believe the area of Beil Circle and Cherry Road should be included in the rezoning. He would prefer to see the line between VR and A/RR run along the back of the properties in Beil Circle. Cindy Miller noted when the zoning change was created, it had the western side of Cherry Road remaining as VR and the eastern side as A/RR. Mike Jones commented he would prefer to have the line run behind Beil Circle.

Keith Hantz questioned if the area was reduced, could it be considered spot Zoning. Attorney Backenstoe commented if your area extending or connecting the A/RR zoning district to include another area, it wouldn't be considered spot zoning. Spot zoning typically becomes an issue if you have a large zoning district and take out a small amount of property in the middle of the district and make it a different district. For example, if you have a 400 acre commercial zoning district and took 3 acres out of the middle of it and make it residential. This would be considered to be spot zoning.

Keith Hantz commented if it is not considered to be spot zoning, he agreed with Mike Jones that Cherry Road and Beil Circle should be removed from the proposed change in zoning districts.

Mike Jones made a motion to authorize the advertisement of Ordinance 2021-2 with the zoning map being amended to include the area south of Lehigh Drive, west of Locust Drive, north of Cherryville Road, and east of Beil Circle as depicted on the revised draft map. Keith Hantz seconded the motion. Sandy Hopkins commented it would be beneficial to have the map shown on the screen for the residents to see. She knows the Township has the ability to do that. Cindy Miller commented she agrees. There is also more that needs to be done in the room besides putting it on the screen. All voted aye. Motion carried.

- D. Replacement of Engine 4712. Cindy Miller commented it was stated at the last meeting that this would be back on the agenda for additional discussion, but she does realize that the representatives from the Fire Company are not present. Keith Hantz noted Rick Hildebrand was working and could be available by phone and Roger Spadt was on vacation.

Keith Hantz commented the Fire Company is looking for authorization to form a committee to start looking into what type of truck they want to replace the engine and develop the specs for the truck. It will take over a year until these are complete and then another year before the truck would be delivered. He knows there was a good discussion last meeting regarding how the Township would pay for the truck. The cost on the low side was \$750,000. With COVID, the Township didn't do much with capital purchases for the Fire Company or any other Department. There is \$10,000 in the fund plus the 2021 contribution. The \$145,000 that we normally put into the fund will not be enough to purchase the truck in three years. The Board will need to work out how to pay for the truck; they've discussed numerous ideas, including a fire tax. The Board did not act on anything; it was just a discussion. A one mill fire tax would generate about \$250,000 per year and in three years, there would be enough money for the truck.

A one mill tax would cost about \$100 per household each year. In return for this, the annual Township contribution of \$145,000 could be put back into the General Fund for roads or whatever the Board sees fit. He realizes that the Board wouldn't be voting on anything pertaining to the fire tax. What the Fire Company is looking for is authorization from the Board of Supervisors to authorize them to start a committee, start looking at their ideas, thoughts and specs to replace the truck. The engine they are looking to replace is a 1998.

Cindy Miller commented she doesn't have an objection to the Fire Company forming a committee. The problem she has is that the Township doesn't have the \$750,000 or the \$850,000 that was mentioned at the last meeting. As a Board member, she is not going to sit here and commit to purchasing a truck in two or three years for \$850,000 and not know where the money is coming from. She cannot be fiscally responsible to the community and make that kind of commitment. She understands where the Fire Company is coming from. If they want to form a committee and start looking for a truck, that's fine, but she doesn't know that we will have the money in two or three years. Until she knows we will have the money, she is not going to make that type of commitment. As far as the fire tax bringing in \$256,000 in revenue, there are payments for workers comp, liability insurance, and fuel that the Township is already paying. These items cost around \$50,000 per year plus what the Township has been paying into the fund for apparatus. The plan has been working. She went back to 2015 and looked at where we are falling short. We didn't plan on the ladder truck; we didn't plan on another vehicle; there was an addition to the building that wasn't planned on. She is not saying she minds giving money to the fire company; she doesn't mind at all. That's not the point. The point is we had a plan and the plan is not being followed. The money is being spent before we get to the point of buying the apparatus that we thought we were buying. Now we are faced with lower money in the account than what we thought we would have at this point and we have another vehicle they want to purchase. If you look at the plan they provided the Board, there is an additional vehicle that they never expected to pay for. When the 2015 plan was worked on, we were told there were vehicles that the fire company didn't expect the Township to pay for. Now, they are showing up on the plan to be paid for. When you have a Capital Improvements Plan and you make those type of drastic changes, you need to refigure everything and how you are going to do this. She knows there are proponents for a fire tax. To her, she personally doesn't want another tax because the plan was working. She knows Rick Hildebrand said it didn't work, but the plan worked. There was nothing wrong with the plan. It was the implementation of the plan. In addition, any time we, as a Township, give an organization money, we are supposed to get an annual financial report before we give them money. The Fire Company has been told

this. We didn't get a report last year and we didn't get a report this year. We gave them \$50,000 last year and another \$27,000 this year. She really thinks we need to sit down with the Fire Company and iron this out. It can be done during public meetings or a joint meeting, special meeting, or however they would like. As one person, she is not committing \$850,000 when she is seeing a change in the plan, and what has been going on and is not really sure on the direction we are headed. She knows they gave us a new capital improvements plan based on what they want, but that also has to work into what the Township can afford.

Keith Hantz commented the Capital Improvements Plan is what their needs are. They know how old their trucks are and how long they are going to last. It isn't that it is something they want, but what they need if they are going to continue to provide the professional service that they do as volunteers. They are all volunteers and they do have a big roster, but we also need to think about what would happen if we would have to put them into the budget as a paid department. Cindy Miller commented she hears that and is also working with nine municipalities in another organization and is hearing that from all of them. They all get that pushback of what happens if there are no volunteers. We all know that time is coming. She also believes that before it comes to a paid department, there will be regionalization. Maybe regionalization will be paid. She doesn't know the answer. She does know that the Fire Companies want to hold on to their territories; they don't want to give up their territories. She understands that as well. Keith Hantz commented we have a very good department. A regional department would be a whole other meeting. He knows the Fire Company is not considering that and believes the majority of the Board is not looking at that.

Keith Hantz commented the Fire Tax was discussed about ten years ago at a special meeting and about 30 people showed up for the meeting. It was a public meeting, a special meeting at the Fire Company about the fire tax.

Phil Gogel commented he understands the Fire Company wanting to form a committee. It takes a lot of time to view different trucks, look into what they want and the design of the truck.

Keith Hantz made a motion to allow the Fire Company to organize a committee to look into the replacement of the Engine 4712. Cindy Miller commented the Board doesn't need to make a motion for them to form a committee. They are a separate entity and are allowed to form a committee. Phil Gogel commented he believes the Fire Company is looking for guidance or direction from the Township in the forming of the committee. He can understand that and will

seconded the motion. Attorney Backenstoe commented everyone is right. They are a separate entity and can form their own committee, but he believes they are looking for the endorsement from the Board to go ahead with forming the committee. Kristen Soldridge questioned the Capital Improvements plan and whether the building that the Fire Company was discussing was included in the plan. Cindy Miller commented the building was not included. That was just mentioned at the last meeting. Kristen Soldridge questioned what would happen if the Fire Company found a truck from another department that was in good shape and available before the planned date of purchase for the engine? Phil Gogel commented at that point in time the Board would have to look at the numbers and see if it was feasible and economical for the Township. We would have to review the budget and see where the funding would come from. If it is something that is beneficial for the Township, it would be worthwhile for the Township to look into the funding of it so it can be purchased. Until they actually find something and the cost is known, it is difficult to answer what would happen. Kristen Soldridge questioned if the Fire Company shouldn't be looking for something now rather than coming to the Board saying they need a brand new vehicle. If the Fire Company found a vehicle now, would they be coming to the Township saying we need the money now, and then the Township would be scrambling to move funds around for the vehicle. Phil Gogel commented it's part of planning and also looking five years into the future. When purchasing something, you need to look to see what is cost effective for the future. If a good deal comes along, we would need to try to figure something out. If it can't be afforded or it is not economical for the future, then we would have to stick with the plan we have. Kristen Soldridge questioned how you would have a fire tax and put the money to save for the future if there is a potential for a cheaper truck to come along that would be just as sufficient as a brand new one, but they could get it right away, then on top of it you need to look to a new building because the building they currently are in needed an add on to fit the truck they just recently got. Phil Gogel commented the building was just mentioned when they were looking at building a new maintenance building. If they would have found a site where everything could have been located, it would have made it easier for Administration for continuity of the different departments of the Township, but we are past that point. Based on the discussion at last meeting, the Fire Company is looking and hopefully they will come up with some type of plan. Right now, it is for them to think about for the future. Kristen Soldridge commented she believes if the Board is looking at spending this amount of money, there should be another meeting at the Fire Company and advertised for residents to attend. She believes a lot of people would be interested in knowing what is all going on. She didn't realize the Fire Company needed a new truck and is certain that other residents who don't come to meetings were not aware of it either. Someone had

mentioned to her to come up with ideas for the Fire Company to do for fundraising, which she doesn't mind doing, but if the Fire Company is not going to do their part of it for the fundraising, why should the residents be responsible to pick up the slack. The Fire Company used to do coin tosses. Phil Gogel commented right now the Board is just making a motion for the Fire Company to form a committee to look into what they want and develop the specs for the Fire Truck. It would be similar to what was done with the Maintenance Building. The design went back and forth until a design was found that would work and could be afforded. You need to start somewhere. They are not spending any money right now, just figuring out what they need. Kristen Soldridge commented she understands, but is concerned that the Fire Company is not out there doing the fundraising like they used to do in the past and like other Fire Companies are doing. Maybe the Fire Company needs to go to the community and let them know they need help. She believes the community would be more willing to help and donate rather than adding a tax to accommodate for the truck. Keith Hantz commented the Fire Chief and the President of the Fire Company are willing to hold a meeting at either the Fire Company or Indiantrail Park to discuss the finances of the truck. He thinks it is best to have a special meeting and have the Fire Company answer the questions as far as their fundraising. The meeting would need to be advertised and the Fire Company could also help with that so that hopefully there would be a lot of residents attending with questions and concerns. Kristen Soldridge commented she is just looking at the accountability. There are still residents who are concerned and don't feel comfortable donating because they don't know who is handling the money. There is a lot of distrust in the community because of what has happened. There are also a lot of people who want to donate on line rather than physically writing a check. She is looking for openness from the Fire Company to work with people who are willing to work with them to try to create some ease for everyone across the board so that if it comes down to them finding a truck that works and the Township cannot come up with enough funds, they can go out to the community and have a fundraising event to raise the funds. When they have events at Lorah Farms, they have things lined up for people to make donations to them because they are volunteers. She would like to see more fundraising in the community like there was in the past. If the Fire Company wants something, there should be some give and take to include the residents, to give them the notification and knowledge of what is needed and if there is a way they could help. Jerry Pritchard commented with all the restrictions getting lifted because of COVID, they should be able to do more fundraising. Doesn't the Township have a cost sheet of what we give the Fire Company? Alice Rehrig commented whenever the Township gives something to the Fire Company, there is some type of documentation for the expense. The reports Cindy Miller was referring to earlier was the Financial Reports from the Fire

Company specific to their organization that are not funded by the Township. Jerry Pritchard commented an amount needs to be developed for the truck so that the Township knows what they are up against. Cindy Miller commented that is what the committee they want to form will do. John Knobloch commented he is relatively new to the area. He has been here for about four years, but has been volunteering for 41 years where ever he has lived. The guys here a great. He was really impressed with the level of professionalism and the amount of training they go through. The Federal Government gives out a variety of grants, what if the Township rather than the Fire Company applied for a federal grant for not only the fire truck but a new building and the other things that are needed. Cindy Miller commented it would need to be looked at, but it does take a lot of work. If someone is aware of federal grants that are available, they should let the Township know. The Township would be willing to do that. Kristen Soldridge commented she believes people in the Township will do what they can to help. People were looking forward to the rose sale and were disappointed when they were only able to do the candy sale. If they need a new truck, she is all for it, but you can't just assume that everyone knows what is going on without advertising it. She believes people will come out for the fundraising. All voted aye to authorize the Fire Company to form a committee to look into replacing Engine 4712. Motion carried.

V. NEW BUSINESS

- A. American Relief Plan. Mike Jones asked this to be on the agenda so that the information regarding the plan can be provided to the residents. He has been receiving a lot of calls regarding the funding that is expected to be coming to the Township.

Cindy Miller commented the Federal Government came up with this spending plan of \$1.9 trillion. A portion of this money is being given to governmental agencies all the way down to the local level. We have been told that Lehigh Township is to receive \$1,031,490. With this said, nothing is free. At this point, it will be going to the State. She read that local government funds will be split in two equal payments, the first in May 2021, and the second one around March 11, 2022. Our disbursement will come from the State. We don't know for certain that it will come to us by May. The second issue is that it can only be used for certain things, but that has not been totally clarified. It says that it can be used to respond to the COVID 19 emergency and address its economic effects including aid to households, small businesses, non-profits and impacted industries such as tourism and hospitality. Mike Jones questioned if small businesses can apply for the money. Cindy Miller commented they cannot apply directly to the federal government. Cindy Miller commented the other areas the money can be used for

is premium pay to essential employees of state and local government, or make grants to employers of essential employees, provide government services to the extent of any revenue reduction that resulted from Covid-19, make investments in water and sewer and broadband infrastructure. All funds must be spent by December 31, 2024. You cannot use funds to make pension payments. State and local government may transfer funds to private non-profit groups, public benefit corporations involved in passenger or cargo transportation and special purpose units of State or Local Government.

Alice Rehrig commented the Township has not received any type of formal documentation from the Federal or State Government. Cindy Miller commented the only information that was received was what was published on the internet. To be honest, she is not expecting the money and there is always an attachment with the money.

Alice Rehrig commented she was on a webinar with PSATS and they also indicated that the money can't be used for pensions or on roads. You will also need to be able to show the impact of COVID for the purpose in which you use the money. The Treasury Department is also working on creating additional regulations regarding the use of the money. Those regulations are expected to be published within the next 30 days. Because the Township has a population of less than 50,000, our funding will be coming through the State rather than directly from the Federal Government. Since the money is being passed through the State, the State may put additional regulations on this. There will be a requirement to submit an accounting of how the money is spent as well as an audit of the funds. PSATS is working with a CPA firm to try to get a discounted price on this for Townships. At this point, there really is not a lot of information available. Most of the questions that were raised during the webinar were answered with, we don't know yet.

Cindy Miller commented until we get concrete written guidelines, there really is nothing to discuss. We just don't know. By the time all the restrictions are placed on the funds, we may only get half the amount. Alice Rehrig commented the advice of PSATS was to take your time and make sure you get it right.

Attorney Backenstoe commented a lot of time the grants require you to spend additional funds to purchase something and by the time it's done, it becomes an expense to the Township.

Larry Shoemaker commented he has been dealing with this and it is super gray. He would recommend taking the money, putting it in the bank and wait until it all pans out. Cindy Miller commented she is not saying she wouldn't take the money if we get it; it is how it is to be spent that is the concern and the required paper trail.

- B. Resolution 2021-7, Adding 980 Pear Road to Ag Security Area. The property executed the resolution that would add this property to the Ag Security Area of the Township. It is ready for the Board to adopt to complete the process. Keith Hantz made a motion to adopt Resolution 2021-7. Mike Jones seconded the motion. All voted aye. Motion carried.
- C. Cinchona Road Bridge. Wildlands and Hanover Engineering have been in touch with DEP. DEP will allow the current permit to be extended to include the removal of the bridge structure and the stabilization of the bank. This would be a relatively simple process and not overly expensive. They will not allow a replacement bridge as part of the current project. The bridge would require a GP-3 permit and that cannot be obtained until the permit for the stream bank restoration has been closed out. The contractor gave a separate cost estimate for doing the additional work to remove the bridge. That estimate was \$18,000 to \$20,000. There would be enough grant funding left from the stream bank restoration to cover these expenses. If the Board is in agreement with having the bridge removed, they will get a formal quote from the contractor. This will be treated as an independent project since the damage to the bridge was not known when the permit and stream bank project was developed. Since this project is less than \$25,000 prevailing wage will not be needed. The concrete blocks that are currently blocking the bridge from traffic will remain for safety until the GP-3 permit can be obtained and the bridge can be replaced. It will give the Board additional time to determine what they want to do as far as replacing the bridge for vehicle traffic or pedestrian traffic.

There was no objection to having the bridge removed while the contractor is in the area doing the stream bank restoration project. A formal quote will be obtained from the contractor for approval by the Board.

- D. Manager's Report. The proposed road projects for the year were provided to the Board. There is a total of \$370,000 available for road project. A single chip seal is being proposed for Walnut Drive, Beech Road, and the shoulders of West Mountain View Drive to preserve the surfaces. The total of chip seal is expected to be \$55,441. Phil Gogel commented the shoulders of West Mountain View Drive were just done a few years ago. Alice Rehrig commented this would be to

seal them to preserve the work that was done. Phil Gogel commented that was the concern with the shoulders being stone rather than with base, but would agree it needs to be done. Cindy Miller questioned if this is going to be needed to be done every so many years. Alice Rehrig commented it shouldn't need to be done for quite a while after this. Contract paving is being proposed for Alder Drive and Birch Road. The total for this project would be \$277,708, and as long as these projects come in as expected, there are two in house projects being proposed for Barbara Lane and Hill View Road at a cost of \$25,010. The total projects would be \$358,159. It gives a cushion of \$12,000 since the projects haven't been put to bid yet. Phil Gogel commented that there are culverts under Timberline Road that are also in need of attention. Alice Rehrig commented she believes there are some pipes that are in need of replacement. Mike Jones questioned if there is some type of contract with McAuliffe regarding the maintenance of the road. Alice Rehrig commented we do receive an annual fee from them for the maintenance, but it is for a limited period of time. Once there is enough accumulated, it can be used to offset some of the expense of resurfacing the roadway. Mike Jones commented his only concern with Birch Road is that there still is construction that will be taking place in the Hills of Greenock. Phil Gogel commented the development is almost done and they can always access the development from Route 145. Cindy Miller noted there are also estimates provided for doing Long Lane Road and Cottonwood Road. These roads will be expensive because of their length. Phil Gogel commented he likes the plan that Frank Zamadics provided.

Mike Jones made a motion to authorize placing the road projects as presented out to bid. Keith Hantz seconded the motion. All voted aye. Motion carried.

Alice Rehrig provided the Board with copies of the February financial statements and the 2020 DCED Audit. The auditor will be working on developing recommendations as well.

- E. Solicitor's Report. Attorney Backenstoe reported he sent out the Piechota denial letter in accordance with the MPC.

The Hills of Greenock agreement is still being worked on. He hopes to have the final draft for the next meeting.

He will be needing a brief Executive Session regarding the Singer Zoning Decision. Action may be required after the Executive Session

- VI. PUBLIC COMMENT. Bob Small, 3436 Teel Road, along with several other individuals from his neighborhood were present to discuss concerns they have with 3421 Teel Road. The Township issued a permit to the owner of the property. The ownership of the property is in question. There are two segments to this property. The upper section of the property has a home on it. The lower portion has always been farmed. The stated reason for the permit was to lead to a garage to be used for the farmer who is farming the property. The farmer has made the statement to several people that he will no longer be farming the property. The owner also has a landscaping company with large equipment. Their thought is that this garage will be convenient for him if there is no farming equipment in the building, he could store his landscaping equipment in the building and thereby run his business out of 3421 Teel Road which would be a violation of the current zoning. There are also economic concerns. There is a lot of water that runs through that area. When you drive down Teel Road you can see the ice in the winter and the water running in the spring. The owner has already started putting in the driveway and rerouting some of the water. To his knowledge, there has not been an ecology study or report done. He doesn't believe DEP has been approached on this. There are other ecological concerns with wildlife and water runoff. His biggest concern is that the lower section of property is in dispute between the former owners and the current owner. It is currently in litigation and the first round of litigation went against the current owner. So now there is a permit issued to a property that has a dispute of ownership. Are two driveways permitted on a property? Phil Gogel commented he didn't believe they were. If this is a new permit, there should be grading and all the other requirements being met. Mr. Small commented the owner has been working day and night on the driveway like he wants to get it done as fast as he can because it is easier to beg forgiveness. There also is a PPL right of way through the property. Mr. Small also noted that this area gets the least amount of police coverage in the whole Township. Vehicles are speeding through the area at 70 miles an hour and it is dangerous. This is a country road and people are using it as a short cut to go from Route 946 to South Cottonwood Road. Alice Rehrig will discuss the situation with the Zoning Officer and the Police Chief. Mr. Small questioned if a cease and desist can be placed on the property until this is sorted out. Keith Hantz suggested that the Township Engineer accompany the Zoning Officer to the site because of the water issues.

Scott Greb, 3467 Teel Road commented that this property is in his backyard and his concern is the water that will run down to his property. He has a concrete bridge on his driveway where the water crosses under it. What will happen with the additional water coming through? What happens if the extra water washes out the bridge and he cannot get in or out of his property? How will the work he is doing effect the neighbors below him? There is nothing in place for soil and erosion control. Mr. Greb also agreed that the vehicles are speeding up and down the road, and it is unsafe.

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Paul Kohler, 3446 Teel Road, commented that the owner was working on the driveway on Sunday from 9 AM to 9:30 p.m. and he started again on Monday morning at 7:30 a.m. He is working fast. Cindy Miller commented the Zoning Officer and the Township Engineer will be coming out to the site to check for violations.

Randy Braun questioned if the Boy Scouts or Fire Company would be selling the house numbers as a fundraiser. The Board was not aware that anyone would be doing this.

Paul Nikisher, 668 Long Lane Road, questioned if the Maintenance Crew is coming back to the building to eat lunch and if they do, why? He is seeing more traffic around lunch time. He is having problems with common sense, if they are three miles away from the building, why have them come back. It should be common sense. Phil Gogel commented the Board really can't discuss this as they are in the midst of contract negotiations.

- VII. EXECUTIVE SESSION. The Board went into an Executive Session to discuss the Singer Decision and the Collective Bargaining Agreement. Upon returning from Executive Session, Attorney Backenstoe announced council for Mr. Singer requested 120 days for the tenants to close out their business. In consideration of this, they will not be filing an appeal to the court decision. Mike Jones made a motion to approve this arrangement. Keith Hantz seconded the motion. All voted aye. Motion carried.

No action was taken regarding the Collective Bargaining Agreement.

- VIII. ADJOURN. Mike Jones made a motion to adjourn. Phil Gogel seconded the motion. All voted aye. Motion carried.