

August 5, 2020

The Franklin Township Supervisors met on the above date at the Franklin Township Administration Building located at 889 Fairyland Road. Township Officials present were Supervisors Jason Frey, Robin Cressley, Barbara Beltz; Attorney Thomas Nanovic; and Secretary-Treasurer Brenda Cressley. A list of others in attendance is attached to the Minute Book. Chairman Frey called the meeting to order at 7:30 p.m., and led those present in the Pledge of Allegiance to the American Flag.

Attorney Thomas Nanovic began the meeting by introducing everyone. He explained that many years ago Blocker Enterprises connected their building located along State Road to the Franklin Township sanitary sewer line. Blocker's then sold the property to Keystone-Harley Davidson. The owner of Keystone-Harley Davidson building recently sold the building to Parryville Site LLC (Joe Bennett). The new owner purchased the building with the intention of renting it to a Dialysis Center and also house the Carbon County Intermediate Unit. In order to do this they had to ask for additional number of EDU's (Equivalent Dwelling Units) and ask the Department of Environmental Protection (DEP) to be exempt from Planning Modules. DEP did not allow the exemption, they requested an Intermunicipal Agreement be completed and signed by all parties involved before they would approve the exemption request. Attorney Nanovic drafted an Intermunicipal Agreement and presented it to Parryville Borough Council for their approval. We received a response from Atty. Fryklund that he would advise the Borough of Parryville not to approve the draft Intermunicipal Agreement. Franklin Township suggested a meeting to discuss the draft Intermunicipal Agreement.

After hearing the specifics from Atty. Nanovic on why some things needed to be stated in the agreement Parryville representatives said they had a much better understanding of the draft agreement, but still had some questions and concerns.

Parryville's main concern was why Franklin Township needed to bill Parryville and not the owner.

This was requested by DEP to bill the Borough of Parryville. Mr. Bennett's Attorney Greg Feinberg suggested Franklin Township treat this business as they do every other business in the township. Atty. Nanovic said if the Township agrees to bill the property owner a clause could possibly be worked into the agreement to satisfy both Franklin and Parryville.

Chairman Frey shared a concern he had on what if the current or future property owner becomes delinquent and because the property is not located in Franklin Township we can't place a lien on it. Atty. Fryklund said a provision could be added to say Parryville can put a lien on the property and when payment is made it would be given to Franklin Township.

Supervisor Cressley had a concern if there was a problem with the sewer line we would not be able to search for any suspected issues. Engineer Doug Kopp suggested that Parryville adopt an Ordinance allowing Franklin Township to cross lines into Parryville Borough enabling Franklin to inspect the property.

Atty. Nanovic and Atty. Fryklund both said they would review what was discussed with their clients (Franklin Township Supervisors and Parryville Borough Council) and then work together on drafting another Intermunicipal Agreement where everyone involved would be satisfied.

Mr. Bennett asked what kind of time frame are we dealing with. Both Attorney's said they could not give him a time because too many things have to take place before the Agreement is ready for signatures.

Cindy Feinberg the broker for this property was present and said she has been working on this property for about a year and would appreciate that it move forward as soon as possible.

Barbara Beltz made a motion to adjourn at 8:30 p.m. Robin Cressley seconded the motion. Motion carried unanimously.

Respectfully Submitted,  
Brenda Cressley, Secretary-Treasurer