



RTK Number: _____

pennsylvania

OFFICE OF OPEN RECORDS

WORCESTER TOWNSHIP, MONTGOMERY COUNTY

RECEIVED
SEP 19 2013

STANDARD RIGHT-TO-KNOW REQUEST FORM

DATE REQUESTED: 9/12/13

REQUEST SUBMITTED BY: E-MAIL U.S. MAIL FAX IN-PERSON

NAME OF REQUESTOR: Jim Miller

REQUESTOR STREET ADDRESS: _____

REQUESTOR CITY/STATE/COUNTY (Required): _____

REQUESTOR TELEPHONE (Optional): _____

REQUESTOR E-MAIL ADDRESS (Optional): _____

RECORDS REQUESTED:

Provide **as much specific detail as possible so the agency can identify the information.*

*See attached
The Board of Supervisors
refuses to answer questions
about the process of how the
lighting expert was chosen!*

DO YOU WANT COPIES? (YES or NO)

DO YOU WANT TO INSPECT THE RECORDS? YES or (NO)

DO YOU WANT CERTIFIED COPIES OF RECORDS? YES or (NO)

RIGHT TO KNOW OFFICER: TOWNSHIP MANAGER OR ASSISTANT MANAGER

DATE RECEIVED BY THE AGENCY:

AGENCY FIVE (5)-DAY RESPONSE DUE:

**Public bodies may fill anonymous verbal or written requests. If the requestor wishes to pursue the relief and remedies provided for in this Act, the request must be in writing. (Section 702) Written requests need not include an explanation why information is sought or the intended use of the information unless otherwise required by law. (Section 703)

Erica Lucey

From: jim
Sent: Thursday, September 12, 2013 12:58 PM
To: Lee M; elucey@worcestertwp.com
Subject: RTK
Attachments: RTK Worcester 9 12 13.pdf

RECEIVED
SEP 12 2013

Mr. Mangan,

At the most recent Board of Supervisors meeting, Supervisor Bustard admitted that he unilaterally appointed the Township Solicitor to conduct a search for a lighting consultant as part of the conditional use process. Mr. Bustard did not do this at a public meeting and did so without approval of a quorum of the Board as set forth in the Second Class Township Code, See Section 603 and Sections 1101 and 1103. Section 704 of the Sunshine Law requires that any "official actions" including those that involve the expenditures of taxpayer funds including decisions on agency business like the creation of liability by contract and recommendations pursuant to the lighting ordinance must be done at an advertised public meeting of the Board. Supervisor Bustard refused to allow us to ask Mr. Garrity any questions about the lighting expert and the process he went through to choose her. The Board voted to approve the contract that Mr. Garrity had made with the Lighting expert without providing the public with a copy of the contract so that we could give proper comment. We had no details of the terms and conditions that were negotiated even though we were ultimately footing the bill. Mr. Bustard conceded that the Solicitor, who headed and was the only participant in the search, was charging the Township for his time because according to Supervisor Bustard, "That's part of his job!". Mr. Garrity is the Township Solicitor and looking for a lighting consultant as far as I can tell is not a legal matter. Despite direct questioning, Supervisor Bustard refused to tell the public how much Mr. Garrity was charging the Township. The Taxpayers are footing the bill for his time. This refusal to answer questions has again left me with no other avenue but to use the RTK process to seek answers.

I would like the following,

1. Any and/or all client billing summaries from the Township Solicitor regarding any work performed regarding the Lighting expert, Karen Pharaoh Murphy and/or HDR.
2. Any and/or all AP check register reports dealing with work performed regarding the Lighting expert, Karen Pharaoh Murphy and/or HDR.

Please understand that I would like the information prior to the conditional use hearing. And since the reports can be generated by no more than a few key strokes and will not require any redaction, I do not expect that there will be any significant delay.

I would appreciate if you would provide the information in electronic format if possible. Please scan and transmit electronically as this is the most economical and time efficient mode of transmission.

Thanks

Jim Mollick