

**Tulpehocken Township  
Board of Supervisors  
Meeting of July 13, 2016**

The Tulpehocken Township Board of Supervisors met on July 13, 2016 in the Township meeting room at 7 P.M. In attendance and voting were Supervisors: Chairman Gary Deck, Vice Chairman Richard Kramer and Supervisor Lester Feick. Also present were Kris Kerschner, Police Chief and Christy Flaherty, Township Secretary/Treasurer.

Members of the audience included: Mr. & Mrs. Ron Snyder, Nelson Beidler, Lloyd Schneck and Geneva Aulenbach.

**CALL TO ORDER**

Chairman Deck called the meeting to order at 7 P.M.

The meeting continued with the pledge to the American Flag.

**PUBLIC COMMENTS**

*None.*

**APPROVAL OF MINUTES**

*Supervisor Feick made a motion to approve the minutes from the June 8, 2016 Board of Supervisors meeting. The motion was seconded by Vice Chairman Kramer and passed unanimously (3-0).*

**ADMINISTRATIVE ACTIONS**

**Planning Commission**

***Ben Schueller Poultry Plan: Time expires August 30, 2016. The Township Engineer reviewed his letter dated July 5, 2016 and the plan basically needs the financial agreements and stormwater agreements. Laverne Frey made a motion to recommend to the Board of Supervisors to grant conditional preliminary/final plan approval with the following conditions:***

- *The conditions listed in the Ludgate Engineering letter dated July 5, 2016.*
- *A license to the Township for fire access to the ponds when needed.*
- *An access easement for across the front property to benefit the back property. A metes and bounds description should be prepared by Hershey Surveyors.*

***Scott Hetrick seconded the motion. All in favor, motion carried.***

*Supervisor Feick made a motion to grant Conditional Preliminary/Final Plan approval with the following conditions:*

- *The conditions listed in the Ludgate Engineering letter dated July 5, 2016.*
- *A license to the Township for fire access to the ponds when needed.*
- *An access easement for across the front property to benefit the back property. A metes and bounds description should be prepared by Hershey Surveyors.*

*The motion was seconded by Vice Chairman Kramer and passed unanimously (3-0).*

### **Solicitor Legal Discussions**

*None.*

### **Escrow Release**

*None.*

### **Correspondence from Zoning Officer**

#### ***July update***

The Zoning Officer addressed the Noll property (7668 Lancaster Avenue). Most of the lawn mower stuff was removed, but more junk to remove, will give him a reminder call to continue.

The Zoning Officer addressed the Davidheiser property (574 Godfrey Street). Jugs were cleaned up; however there were multiple cars there. Time to file the citation, tired of his game.

*Supervisor Feick made a motion to authorize the Zoning Officer to file the citation against the Davidheiser property (574 Godfrey Street). The motion was seconded by Chairman Deck and passed unanimously with Vice Chairman Kramer abstaining (2-0-1).*

The Zoning Officer addressed the Zimmerman property (354A Godfrey Street). Sheriff Sale continued. Suggest giving them a few weeks to remove the sheds.

*Vice Chairman Kramer made a motion to give the Zimmerman's (354A Godfrey Street) until the August meeting to remove the sheds, if they are there after that, the Zoning Officer is authorized to issue an NOV. The motion was seconded by Supervisor Feick and passed unanimously (3-0).*

The Zoning Officer addressed the Proulx property (10 West Market Street). Trailers were removed, violation closed.

The Zoning Officer addressed the Webber property (235 Godfrey Street). Advised the attorney that since the property has not been cleaned up, a NOV will be issued.

The Zoning Officer addressed the Myers property (123B Godfrey Street). Property is still a mess. Send a NOV. Property was supposed to be sold, but no record.

The Zoning Officer addressed the Lanshe property (117 Godfrey Street). Has spoken with property owner, who advised that he will continue with the cleanup.

The Zoning Officer addressed the Kennedy property (7642 Lancaster Avenue) – weeds. A nice guy letter was sent 7/1. Mr. Kennedy contacted me, said he will clean up the weeds but it will take a while, because he has a difficult time handling the heat at his age.

The Zoning Officer addressed the Kennelly property (15 West Market Street) – weeds. Will send a NOV, sent a letter to her back in mid-end of 2015 for the same issue.

*Vice Chairman Kramer made a motion to authorize the Zoning Officer to issue a NOV against the Kennelly property (15 West Market Street). The motion was seconded by Supervisor Feick and passed unanimously (3-0).*

The Zoning Officer addressed the Martin property (19 West Market Street) – weeds. Send letter, did not hear back. If no correspondence soon, will send an NOV.

*Supervisor Feick made a motion to authorize the Zoning Officer to issue a NOV against the Martin property (19 West Market Street). The motion was seconded by Chairman Deck and passed unanimously (3-0).*

**Update on Citizen’s Complaint regarding Mt. Meadows Development** – Keystone didn’t remove the trailer. I emailed Louie and Keystone’s owner reminding it needed to be removed. We can issue a NOV to Louie although he is willing to cooperate. I did tell Louie that was the next step. – As of the close of business today, a representative from Keystone reported that the trailer will be removed.

The Board discussed the motion made at the June meeting and agreed to wait until next month before taking any action.

*Chairman Deck made a motion to allow Keystone Custom Homes until the August meeting to apply for the proper permits and remove the sign or an NOV will be issued. The motion was seconded by Supervisor Feick and passed unanimously (3-0).*

## **Land Development**

*None.*

## **STAFF REPORTS**

**Police Report** – Chief Kerschner read the June, 2016 Police report as follows:

<b>ACTIVITY</b>	<b>TULPEHOCKEN TWP</b>	<b>MARION TWP</b>
MILES PATROLLED	3260	942
GALLONS OF FUEL	355.5	0
HOURS WORKED	486.5	60
PATROL HOURS	339.25	64

TULPEHOCKEN AREA SCHOOL DIST. HOURS	5.25	0
TOTAL INCIDENTS	2	6
TOTAL COMPLAINTS	17	12
MISCELLANEOUS CALLS FOR SERVICE	30	1
FOLLOW-UP INVEST	1	3
TELEPHONE ASSIGNMENTS	26	10
COMM/RESIDENTIAL ALARMS	1	3
EMS/FIRE ADVISORIES	15	8
TRAFFIC STOPS	30	9
CITATIONS ISSUED	35	9
NON-TRAFFIC CITATIONS	1	0
TRAFFIC WARNINGS	1	1
WARRANTS	0	0
PARKING TICKETS	0	0
TRAFFIC ACCIDENTS	5	2
DUI ARRESTS	0	0
MISDEMEANOR/FELONY	1	0
SECURITY CHECKS	75	29
POLICE ASSISTS	16	0
MOTORISTS ASSISTS	0	0
COURT APPEARANCES	4	1
SCHOOL HOURS	0	0

Chief Kerschner reported that during the month of June there were 169 calls received through Berks County 911 for police services. He also advised the Board that he participated in the Family Fun and Faith Festival in Rehrersburg on Saturday, July 9<sup>th</sup>; on the maintenance to Police vehicles and that the grant details have been completed. The next grant detail could possibility be around Labor Day or Thanksgiving.

***The TASD has requested the Chief's attendance at the School Board meeting on Tuesday, July 19th. Can he attend?***

The Board approved the Chief's attendance. Chief Kerschner advised that he will provide the Board with an update.

***Does the Board want to continue the agreement with TASD to patrol the school?***

The Board agreed they are still interested and would like to continue; it was noted that there could be a possible increase to the fee.

***Renew the Memorandum of Understanding between the Township Police and Tulpehocken Area School District – Authorize Chairman to sign agreement***

*Vice Chairman Kramer made a motion to authorize the Chairman to sign the agreement. The motion was seconded by Supervisor Feick and passed unanimously (3-0).*

**Road Master's Report** – Supervisor Feick read the June, 2016 report. The work consisted of meter reading, sewer maintenance, moving equipment, met with paving contractor, work on equipment, telephone calls, meet with Township Engineer, met with AMS, work on pipe project, highway mowing, Stouchburg Road Pipe Project, sign work, lawn mowing, equipment repairs, work on water pump, meet with USDA Sewer Audit, met with representative from Liberty Excavating, met with property appraisal representative, trimming, and attend a meeting in Reading.

Supervisor Feick reported on the issues with the portable radios and suggested that the Township purchase three (3) new radios for a cost of approximately \$1,600.

*Chairman Deck made a motion to authorize the purchase of three (3) portable radios for a cost of approximately \$1,600. The motion was seconded by Vice Chairman Kramer and passed unanimously (3-0).*

Supervisor Feick discussed mowing and suggested the Township purchase six (6) new signs and six (6) stands for a cost of approximately \$1,200.

*Vice Chairman Kramer made a motion to authorize the purchase of six (6) new signs and six (6) stands for a cost of approximately \$1,200. The motion was seconded by Supervisor Feick and passed unanimously (3-0).*

**Fire Chiefs' Report** – Supervisor Feick read the monthly reports for the Keystone Fire Company and the Rescue Fire Company.

## **SEWER OPERATIONS**

### ***Judgments and Delinquent Sewer Accounts***

The Supervisors discussed sewer operations with regards to judgments and delinquent accounts.

***Linda Miller (7661 Lancaster Avenue) – Judgement amount \$1,735.06 (filed 2/16/16). Does the Board want to transfer the judgment to the Berks County Court of Common Pleas? This will ensure that this will count against her for future credit applications.***

*Chairman Deck made a motion for the Township to transfer the judgement in the amount of \$1,735.06 to the Berks County Court of Common Pleas. The motion was seconded by Vice Chairman Kramer and passed unanimously (3-0).*

***Robert Bashore (4 Deck Road) – Correspondence sent June 8<sup>th</sup>, no response – How would the Board like to proceed? Should another letter be sent?***

Supervisor Feick updated the Board; he noted that he has been out to inspect the property and he sees no vent pipes or indication of a septic tank.

*Supervisor Feick made a motion to consider the matter closed; he has been out to inspect the property and could not see any vent pipes or indication of a septic tank. The motion was seconded by Vice Chairman Kramer and passed unanimously (3-0).*

***Robert Kessler (15 Chestnut Street) – The demo of the trailer has taken place and no sewer disconnection permit/\$150 fee received – The new owner was made aware of the need to complete the permit and submit the fee several times – How would the Board like to proceed? Should an invoice be sent? Does the property owner need to uncover the lateral for inspection?***

Supervisor Feick updated the Board on discussion with the property owner.

*Chairman Deck made a motion to authorize the Sewer Secretary to send a bill for the third quarter, a disconnection permit application and correspondence stating that the property owner will continue to be billed until completing the disconnection permit application and having the disconnection permit inspection approved. The sewer pipe needs to be uncovered for the inspection. The motion was seconded by Supervisor Feick and passed unanimously (3-0).*

***Metering Dutch Valley – see memo from Hartman’s office. Dutch Valley’s water consumption was discussed at the Sewer Workshop in May, 2015. Should correspondence be sent to schedule inspection?***

The Board the matter and agreed not to take any action at this time.

#### ***Update regarding sewer issues and televising the lines***

Supervisor Feick updated the Board. He reported that there is a collapsed pipe under Rt. 501 (near Deck Road) in Mt. Aetna. There is a possible collapsed pipe at the east end of Rehrrsburg. There are issues on Brown Street. The apartment house located at 461 Godfrey Street has excessive water flow in the line. He reported on other areas that still need to be televised and noted that he will have more to update at the August meeting. He advised that the Township’s system has one hundred nine (109) manholes. He noted that the muffin monster at the Cherry Hill Road Sewer Plant is broke and that the refrigerator sampler at the Mt. Aetna Sewer Plant is not working and that it will be at least two (2) weeks before someone comes out to repair it.

#### ***Partial Sewer Waiver Requests***

***Steven & Glenda Sensenig (1 West Market Street) – Property is for sale, property owner does not live on site***

*Vice Chairman Kramer made a motion to deny the request; noting that the Board does not feel a hardship has been proven. The motion was seconded by Supervisor Feick and passed unanimously (3-0).*

## **UNFINISHED BUSINESS**

*None.*

## **NEW BUSINESS**

### ***Dynamo Power Purchase***

*Supervisor Feick made a motion to ratify the purchase of a diesel generator, a gas generator, an air compressor, a gas pump and a pressure washer from Dynamo Power for \$5,900. The motion was seconded by Vice Chairman Kramer and passed unanimously (3-0).*

***Citizen's Complaint – 15 West Market Street (Kennelly property) – This property has been neglected for several years. Have filed previous complaints. Squirrels & birds living in house – The property is scheduled for Sheriff's Sale August 5<sup>th</sup> – Received a second complaint with regards to rats***

This matter was discussed under the Zoning Officer's update.

### ***Zoning Hearing Board Application – Samuel Lapp (36 Camp Swatara Road) – Zoning Hearing scheduled for Monday, July 25, 2016***

The Board reviewed the recommendation from the Planning Commission; noting that their recommendation is to reject the application as presented. Vice Chairman Kramer reported that the ZHB is requesting to have a Police Officer present for the hearing.

*Chairman Deck made a motion to authorize a Police Officer to attend the ZHB hearing scheduled for July 25, 2016. The motion was seconded by Vice Chairman Kramer and passed unanimously (3-0).*

### ***Fireworks Permit Application – Teen Challenge submitted an application for a fireworks display to take place on Saturday, July 23, 2016 (Rain date July 30, 2016)***

Mrs. Flaherty advised that she has all required information.

*Vice Chairman Kramer made a motion to authorize the Chairman to sign the permit application. The motion was seconded by Supervisor Feick and passed unanimously (3-0).*

## **CORRESPONDENCE**

### ***Request from Teen Challenge Training Center, Inc. for Fire Police coverage for the annual outdoor festival scheduled for Saturday, July 23<sup>rd</sup> with a rain date of Saturday, July 30<sup>th</sup>***

*Vice Chairman Kramer made a motion to authorize the participation of the Fire Police for Teen Challenge's annual outdoor festival scheduled for Saturday, July 23<sup>rd</sup> with a rain date of*

Saturday, July 30<sup>th</sup>. The motion was seconded by Supervisor Feick and passed unanimously (3-0).

## **OTHER BUSINESS**

### ***Automatic Fire Alarm at Township Building***

Supervisor Feick updated the Board with regards to receiving an automatic fire alarm for the Police office at the Township Building. He suggested that the Township look into purchasing a Knox box; he explained what it is and how it works. Chairman Deck inquired how much the box cost. Supervisor Feick advised that he would research further and provide the Board with an update at the next meeting.

### ***MS4 Exemption Application***

Chairman Deck updated the public on the Boards' attendance at a MS4 workshop.

*Chairman Deck made a motion to authorize the Township Engineer to begin working on a MS4 Exemption Application. The motion was seconded by Vice Chairman Kramer and passed unanimously (3-0).*

## **FINANCIAL REPORT AND APPROVAL FOR PAYMENT OF BILLS**

Account Balances for the end of June, 2016 were as follows:

General Account	\$112,692.82
First Citizens General Holding Account	\$ 12,309.58
General Plus Account	\$179,021.86
State Aid Account	\$ 92.81
State Plus Account	\$231,396.80
Street Light Account	\$ 16,459.26

Payments of Bills for this July 13, 2016 meeting are:

General Account combined with the payroll account- Checks #16816 to #16844 in the amount of \$38,249.05  
Street Light Account – Check #352 in the amount of \$1,139.85  
State Liquid Fuels Account –  
Camp Calvary Land Dev. Escrow –  
Camp Calvary Inspection Escrow –  
Village Estates Improvements Inspection Escrow –  
Stormwater Inspection Escrow –  
Total Expenses for this meeting – \$39,388.90

*Vice Chairman Kramer made a motion to approve the payments of the bills for this July 13, 2016 meeting. The motion was seconded by Supervisor Feick and passed unanimously (3-0).*



Sewer Accounts balances for the end of June, 2016 were as follows:

Sewer Operation Account – \$969.02  
Balance in the Sewer Holding Account - \$48,720.45  
Debt Service Account - \$404,023.70

Payments of Bills in the Sewer Operation Account for this July 13, 2016 meeting are:

Check #1779 to #1789 in the amount of \$14,836.27

*Supervisor Feick made a motion to approve payment of the sewer bills. The motion was seconded by Vice Chairman Kramer and passed unanimously (3-0).*

#### **ADJOURNMENT OF MEETING**

*Vice Chairman Kramer made a motion to adjourn the meeting at 8:48 P.M. The motion was seconded by Supervisor Feick and passed unanimously (3-0).*

Respectfully Submitted,

*Christy Flaherty*

Secretary, Tulpehocken Township