

December 13, 2010 Board of Supervisors Meeting

Chairman Whitmoyer called the regular meeting of the Township Board of Supervisors to order at 7:00 p.m. in the Tulpehocken Township Municipal Building. Those attending the regular monthly meeting were Ron Whitmoyer, John Kintzer, Rick Kramer, Kathy Boltz, Bethany Emkey, and other interested persons.

The meeting continued with the pledge to the American Flag.

Agricultural Security Area Public Hearing

Chairman Ron Whitmoyer opened the hearing and turned it over to the Township Solicitor. The Township received two Ag Sec applications one from Lee & Melanie Mays at 132 Teen Challenge Road consisting of 71.16 acres and the other from Rebman/Reed Farm on Midway Road consisting of 3.68 acres. Lee Mays and Allen Rebman were present at the hearing. The applications were advertised as received on October 23, 2010, the properties had been posted, the applications had been reviewed by the Berks County Planning Commission, Tulpehocken Township Planning Commission, and the Ag Security Committee. The hearing was publicly advertised and property owners were given notice.

Mays Property – Marion Township waived review of the small portion that is in Marion Township. Berks County Planning Commission and Tulpehocken Township Planning Commission gave a recommendation to approve the property into the Ag Security Area. John Kintzer made a motion to accept the Mays property into the Ag Sec Area. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

Rebman/Reed Farm – Berks County Planning Commission's review letter dated November 8, 2010 commented that this parcel for "Agricultural Preservation" is consistent with the applicant's proposal.

Tulpehocken Township Planning Commission made a motion to revise the previous recommendation to the Board of Supervisors to approve the Rebman/Reed ASA Application conditioned upon evidence of a completed annexation to satisfy the ASA Law requirements as to minimum parcel size.

It was discussed that the lot size is too small and does not meet minimum lot size of 10 acres. If this was annexed to the adjacent Rebman/Reed Farm parcel it would meet the requirements. John Kintzer made a motion to conditionally accept the Rebman/Reed Farm into the Ag Security Area specifically upon receipt of annexation deed subject parcel adjacent to Reman Farm within 30 days. Rick Kramer second the motion, upon a roll call all three Board Members cast a yes vote.

Chairman Ron Whitmoyer closed the Hearing and moved to public comments.

Public Comments

County Commissioner, Christian Leinbach attended the meeting to give an update on the county. Commissioner Leinbach discussed the 2011 county budget, county radio system, and the drug prescription program. Mr. Leinbach provided a supply of prescription discount cards for the residents that will provide a savings of 27% – 29%. The cost of the county radio system will be 42 million; the handheld and mobile units for the radio system will be costly for the Fire Companies.

Mike Kreiser asked the Board if they have any interest in talking about the waste water operation proposal he had submitted. The Board responded that they will keep it in mind.

Approval of Minutes

John Kintzer made a motion to approve the minutes from the November 8, 2010 Board of Supervisors meeting, and the November Joint Meeting with Planning Commission. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

ADMINISTRATIVE ACTIONS

a. Planning Commission Recommendations to the Board

Camp Calvary – Planning Commission recommended conditional final plan approval subject to the following outstanding conditions of the Ludgate Engineering review letter dated December 2, 2010:

1. Certificate of Accuracy, SALSO section 303.1.L – seal and signature;
2. Certificate of Ownership, SALSO section 303.1.M – requires notarized signature of the record owner;
3. Developer's Improvements Agreement including improvements escrow or letter of credit;
4. Sewage Agreement, per terms of Ludgate letter dated May 3, 2010, as discussed;
5. Revisions to the Final Plan notes and alternate sewage disposal easement shown on plan subject to the Solicitor's approval; and
6. Stormwater Agreement with inspection fund.

Planning Commission also recommended accepting the offer of an 84-day time extension until March 8, 2011.

Dave Mease, applicants engineer submitted an email to the Board of Supervisors asking that the plan be tabled by the Board of Supervisors until Camp Calvary is ready to proceed with the final approval and asked that the Board approve the time extension offer as recommended by the Planning Commission. John Kintzer made a motion to grant an 84 day time extension until March 8, 2011. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote. It was also discussed that the Planning Commission's recommendation on conditional final plan approval will remain valid.

Mountain Meadows Phase 2 – Planning Commission recommended accepting the offer of a 90-day time extension until March 28, 2011. John Kintzer made a motion to grant a 90-day time extension until March 28, 2011. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

b. 2011 Budget for Township and Sewer Accounts –

Tax Levy Resolution – This resolution fixed the rate for the year 2011 as follows:

Real Estate Tax Levy – remains at 1.6 mills on each dollar of assessed valuation, or the sum of 16 cents on each one hundred dollars of assessed valuation. (\$160 for each 100,000.00 valuation).

Act 511 Per Capita Tax Levy – remains at the rate of \$5.00 payable of all residents 18 years of age or older.

Act 511 Real Estate Transfer Tax Levy – remains at the rate of on half percent.

Act 511 Earned Income Tax Levy – remains at the ratio of one half percent.

Tax Rate for Street Light usage in the Villages of Rehrersburg and Mt Aetna – at the rate of \$.75 for each front foot of property that is serviced by the coverage of such Street Light on each property.

John Kintzer made a motion to adopt the Tax Levy **Resolution 2010-12** to enact the tax levy for 2011. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote on the motion.

2011 Budget Certification – The proposed 2011 budget had been advertised as available for public inspection on October 28, 2010, after having been reviewed and preliminarily approved by the Board on October 21, 2010. The 2011 budget for all Township accounts, except the Sewer Service, proposes revenues of \$740,984.00 and expenditures of \$871,946.00. John Kintzer made motion to adopt **Resolution 2010 -13** to enact the 2011 Budget. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote on the motion.

2011 Budget Certification for Sewer Service – The proposed 2011 budget for all public sewer funds had been advertised as available for public inspection on October 28, 2010, after having been reviewed and preliminarily approved by the Board on October 21, 2010. The 2011 budget for all public sewer funds proposes revenues of \$309,400.00 and expenditures of \$309,350.00. John Kintzer made a motion to adopt **Resolution 2010 – 14** to enact the 2011 Sewer Budget. Rick Kramer second the motion upon a roll call vote all three Board Members cast a yes vote on the motion.

c. Solicitor Legal Discussions – Teen Challenge would like another opportunity to present a revised plan that relocates the proposed building and hopefully address concerns with residents and township officials. The Board agreed to have another joint meeting with the Planning Commission on January 6, 2010 at 6:30 p.m. in the Township Building. The Board authorized the Township Secretary to advertise the meeting after confirming attendance of the Planning Commission members.

STAFF REPORTS

Police Report –Police Commissioner, Rick Kramer read the November 2010 Police report as follows:

Activity	Tulpehocken Twp.	Strausstown Borough	Marion Twp.
Miles Patrolled	2493	122	905
Gallons of Fuel	246	0	0
Hours of Work	422	20	60
Total Incidents	3	0	2
Complaints	13	2	3
Follow-up Investigations	1	0	0
Telephone Assignments	15	3	13
Comm/Residential to Alarms	2	0	1
EMS/Fire Advisory	13	1	4
Traffic Stops	31	7	12
Citations Issued	31	5	12
Non-traffic Citations	2	0	0

Traffic Warnings	2	0	0
Parking Tickets	0	0	0
Traffic Accidents	3	0	4
DUI Arrests	0	0	0
Misdemeanor/Felony	0	0	1
Security Checks	158	113	79
Police Assists	8	0	0
Motorists Assists	0	0	0
Court Appearances	5	1	0
School Hours	0	0	0

Road Master's Report –Chairman Ron Whitmoyer read the report for November 2010 and commented that the equipment is ready for winter.

UNFINISHED BUSINESS

Energy Audit – Energy Audit had been performed on the Township Building. The audit recommended two major changes to the building. The first was to change the fluorescent bulbs in the garage and does qualify for rebates. The other finding was to change the heating system in the office to propane, currently it is heated by electric. The estimated cost is \$5000.00 and does not qualify for rebates. The Board discussed the two issues and decided to get estimates for the lighting and to get proposals for the propane heating system. Chairman Ron agreed to get the cost estimates.

NEW BUSINESS

Berks County TCC Tax Collection Agreement with Berks EIT – John Kintzer made a motion to authorize the Chairman to execute the Berks County TCC Tax Collection Agreement with Berks EIT, Exhibit C on behalf of Tulpehocken Township, to formally terminate any pre-existing Agreements. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

CORRESPONDENCE

none

FINANCIAL REPORT AND APPROVAL FOR PAYMENT OF BILLS

Account Balances for the end of November 2010 were as follows:

General Account	139,546.57
FNB Fredericksburg Holding Account	38,067.54
General Plus Account	198,395.30
State Aid Account	247.86
State Plus Account	8,425.35
Street Light Account	7,878.70

Payments of Bills for this December 13, 2010 meeting are:

- General Account combined with the payroll account- Checks #12450 to #12493 in the amount of \$30,660.31
- Street Light Account – Check #283 in the amount of \$1,144.11
- State Liquid Liquid Fuels Account – Checks # 160 to #163 in the amount of \$5,922.50
- Camp Calvary Land Dev. Escrow – Checks #123 & #124 in the amount of \$740.00
- Total Expenses for this meeting – \$38,466.92

John Kintzer made a motion to pay the bills, Rick Kramer seconded the motion. Upon a roll-call vote, all three Board members cast a yes vote on the motion.

- Sewer Accounts
- Sewer Operation Account – \$77,220.78
- Balance in the Sewer Holding Account - \$3,662.43
- Debt Service Account - \$437,284.09

Payments of bills in the Sewer Operation Account for this December 13, 2010 meeting are:
Check 850 – 862 in the amount of \$82,558.35

John Kintzer made a motion to approve payment of the sewer bills motion seconded by Rick Kramer. Upon a roll-call vote, all three Board members cast a yes vote on the motion.

ADJOURNMENT OF MEETING

At 8:38 P.M. John Kintzer made a motion to adjourn that was second by Rick Kramer. Upon a roll call vote, all three Board members cast a yes vote on the motion, meeting adjourned.

Respectfully Submitted,
Kathy Boltz
Secretary, Tulpehocken Township