

## **May 13, 2013 Board of Supervisors Meeting**

### **PUBLIC HEARING**

Chairman Gary Deck opened with the Public Hearing for the proposed Subdivision and Land Development Ordinance. The Solicitor commented that the new Subdivision and Land Development Ordinance was advertised for adoption at this May 13, 2013 as required. No public comments were offered the hearing was closed.

Chairman Gary Deck 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 Gary Deck, Rick Kramer, John Zimmerman, Kathy Boltz, Michelle Mayfield, Kris Kerschner, Lester Feick, and other interested persons.

The meeting continued with the pledge to the American Flag.

### **PUBLIC COMMENTS**

Lloyd Schneck commented that there is an area at the intersection of Godfrey and Rehler Street where a tree was removed near the culvert and the traffic gets close to the culvert, which is dangerous. The Road Master will place a reflector stake in this area.

### **APPROVAL OF MINUTES**

Rick Kramer made a motion to approve the minutes from the April 8, and May 1, 2013 Board of Supervisors meetings. Gary Deck second the motion, upon a roll call vote Rick and Gary cast a yes vote, John Zimmerman abstained. John was not a Board Member for the April 8, 2013 meeting.

### **ADMINISTRATIVE ACTIONS**

**Teen Challenge Annexation Plan** – Conditionally approved at the January 14, 2013 Board of Supervisors meeting. The conditions are now met and the plans need to be signed. Rick Kramer and Gary Deck signed the plans; John Zimmerman was not a Board Member when the plan was conditionally approved.

#### **Planning Commission Recommendations to the Board**

**Martin Farm Annexation** – Planning Commission recommended the Board of Supervisors accept the offer of a 90 day time extension until July 8, 2013. There is a hold up from another municipality; this property is in three different townships. John Zimmerman made a motion to accept the 90 day time extension until July 8, 2013. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Forry Poultry Plan** – Planning Commission recommended the Board of Supervisors grant waivers of Section 305, preliminary plan approval, Section 303.1.B, provided precise bearings and distance for the entire tract and all boundaries are accurately labeled and would like to see concrete monuments on the corners with stakes every 50-100 feet, Section 303.1.L, Certificate of Accuracy to be signed and sealed by a surveyor, and Section 307.B.1.a, requiring a minimum of

48 inches of separation between the bottom of the basin and the limiting zone. Rick Kramer made a motion to grant the waivers recommended by the Planning Commission. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Rufus Martin Poultry Plan** – Planning Commission recommended the Board of Supervisors grant waivers of Section 305, preliminary plan approval, Section 303.1.B, provided precise bearings and distance for the entire tract and all boundaries are accurately labeled and would like to see concrete monuments on the corners with stakes every 50-100 feet, Section 303.1.L, Certificate of Accuracy to be signed and sealed by a surveyor, Section 311.K, minimum 18 inch of pipe cover for storm sewers, and Section 307.B.1.a, requiring a minimum of 48 inches of separation between the bottom of the basin and the limiting zone. John Zimmerman made a motion to grant the waivers recommended by the Planning Commission. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

### **Solicitor Legal Discussions**

The Solicitor welcomed John Zimmerman to the Board Supervisors. Chairman Gary Deck commented that John Zimmerman has been serving on the Planning Commission for 20 some years and welcomed him to the Board of Supervisors.

### **STAFF REPORTS**

**Police Report** –Chief Kerschner read the April 2013 Police report as follows:

<b>Activity</b>	<b>Tulpehocken Twp.</b>	<b>Marion Twp.</b>
Miles Patrolled	2686	1234
Gallons of Fuel	269.5	0
Hours of Work	508	60
Total Incidents	6	3
Complaints	33	3
Follow-up Investigations	1	0
Telephone Assignments	27	3
Comm/Residential to Alarms	1	1
EMS/Fire Advisory	12	2
Traffic Stops	26	21
Citations Issued	22	21
Non-traffic Citations	1	2
Traffic Warnings	3	0
Parking Tickets	0	0
Traffic Accidents	3	2
DUI Arrests	0	0
Misdemeanor/Felony	0	0
Security Checks	76	14
Police Assists	10	0
Motorists Assists	0	1
Court Appearances	1	6
School Hours	0	0

Chief Kerschner obtained two quotes to purchase ammunition; Blue Mountain gave a price of \$2280.00 and Ron Shirk was \$1930.05. After some discussion, Rick Kramer made a motion to authorize Chief Kerschner to purchase the ammunition from Ron Shirk. John Zimmerman second the motion, upon a roll call vote all three Board Members cast yes vote.

An advertisement for the Pharmaceutical Drop Box was placed in the Myerstown Merchandiser and it would be nice to have the Reading Eagle run a notice. There was a representative from The Reading Eagle attending this meeting he is going to incorporate the drop off information into the article.

The Memorial Day Parade will be held in Mt Aetna this year, in the past an officer would work approximately two hours to cover the parade then go home. Officer Dronick is scheduled to work to provide coverage for the parade.

Fax machine was ordered for the Police Department new wire must be run for the new township fax line and to extend the old one to the police office.

The uniforms have all been ordered, waiting on one article of clothing to be shipped, and then they will be tailored to each officer.

Chief Kerschner commented that he has been using paint to mark lines on the roads for running speed, prior to painting tape was used and he prefers the tape because it last longer. Two rolls of tape have been ordered, the approximate cost is \$70.00 per roll. Also that the Department has received a \$1000.00 grant for PA Buckle up and they will be working May 25, June 7 & 8 for this grant.

**Road Master's Report** – Lester Feick read the April 2013 report. The work consisted of working on sewer pump at Rehrersburg Plant, tree trimming for 5 days, patching pot holes, sewer maintenance, brush cutting, equipment maintenance, remove snow equipment, meeting with PennDot for road project and getting the project ready to go.

Stone was bid on the state contract; Martin Limestone Inc was the lowest bidder the bid result was as follows:

- Aggregate #1 100 ton \$12.06 per ton delivered to municipal building
- Aggregate 2A 100 ton \$10.31 per ton delivered to municipal building
- Aggregate #3 200 ton \$12.06 per ton delivered to municipal building

Lester discussed with the Board that he would like another helper for the sewer system. Larry Hartranft Jr. is busy with his chicken house and Larry is not as available as he had been. Lester recommended appointing Harry Reinhold on an as needed basis as a sewer helper and road crew, Harry also has a CDL license. Harry works for Conrad Weiser School District and has experience with sewer plant operations. Rick Kramer made a motion to appoint Harry Reinhold as Sewer Maintenance worker and Road Crew on an as needed basis and to add Harry to the CDL Roaster, the pay rate will be set at \$13.38 per hour. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote. Lester commented that he will begin training Harry, and Larry is still available to help out and provide coverage.

It was discussed that an end wall will be needed for the road project. Rick Kramer made a motion to authorize the Road Master to order the end walls for the project with the lowest quote. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote.

The service truck has been repaired; spark plugs were broke and cracked.

Chairman Gary Deck has been talking to the Road Master about purchasing a cut saw for cutting roadways. Lester Feick had gotten prices the cost is just under \$2000.00. Rick Kramer made a motion to authorize Road Master to purchase a cut saw from Reifsnyder Ag Center who had the lowest price. Gary Deck second the motion, upon a roll call vote all three Board Members cast a yes vote.

Street sweeping had been done throughout the two villages and other areas of the township. The cost was \$125.00 per hour with an operator and it took 14.5 hours and the job was done to satisfaction. Jackson Township was not available to partner with Tulpehocken Township.

## **UNFINISHED BUSINESS**

**Subdivision and Land Development Ordinance** – Rick Kramer made a motion to enact the Subdivision and Land Development 2013-5. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote.

## **NEW BUSINESS**

**2013 Road Project** – Scratch and over lay 1.5 miles of Teen Challenge Road with an option of base repair for a patch of the road. The cost is estimated to be approximately \$155,000.00. Rick Kramer made a motion to advertise the Road Bid as PennDot suggested. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote. The Bid will be advertised for opening at next month's meeting.

**Line Painting** – Rick Kramer made a motion to extend the current contract for one additional year. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Mt Aetna Mennonite School Sewage Facilities Planning Module** – John Zimmerman made a motion to authorize the Chairman to sign the Planning Module for the Mt Aetna Mennonite School pending the Engineers review and approval of the Planning Module, the 2 EDU's shall be specified that they are for the school and does not include the residue lot. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Purchase of EDU's for Mt Aetna Mennonite School** – John Zimmerman made a motion to authorize the purchase of 2 EDU's for the School, condition upon executing the EDU Purchase Agreement. Rick Kramer second the motion, upon a roll call vote, all three Board Members cast a yes vote. Rick Kramer made a motion to authorize the Solicitor to draft the EDU Purchase Agreement. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Teen Challenge Fire Works Permit** – The proposed date of the fireworks display is Saturday, July 13, 2013 beginning at 9:15 p.m. The Fire Chief and Chairman will review the application prior to the Township Secretary issuing the permit.

## **CORRESPONDENCE**

**Property Maintenance Complaint** – One complaint was received for the ongoing issue at 18 East Market Street in Mt Aetna. The Board authorized the Zoning Officer to investigate and issue a notice of violation if necessary.

**Amnesty Request** – David Alspaugh acquired the properties located at 22, 22A, and 24 Maria Street, Rehrersburg and is requesting the amnesty program be extended to him. Mr. Alspaugh was not aware of this offer prior to the time period expiring, and is offering to pay the full amount of \$4,506.11 that was offered in the amnesty letter dated February 1, 2013. After discussion the Board was in agreement to extend amnesty to Mr. Alspaugh. Rick Kramer made a motion to conditionally approve the amnesty offer to Mr. Alspaugh; condition is that the balance be paid in full before the next Board of Supervisors meeting. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Amnesty Update** – Five accounts have been paid in full and the previously mentioned Maria Street property has promised to pay, the total paid and promised to pay amount to just under \$20,000.00.

Seven accounts have entered into an agreement to pay the balance due for amnesty with the conditions set with the program. Two of the accounts have missed a payment. Rick Kramer made a motion to authorize the Solicitor to send a letter to the property owners stating that a payment has been missed and if one more is missed amnesty is void. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote.

Property owner of 471 Godfrey Street, Rehrersburg has not signed and returned the amnesty payment agreement. The Board directed the Solicitor to send a certified letter giving the property owner 30 days to set up the plan and enter into the agreement.

There are seven accounts that the property owners have made no contact, the amnesty offer is off the record for them and payment is now due in full for all user fees, attorney fees, and late charges. Of these seven accounts, two are being researched, 28 Church Street, Rehrersburg to verify who owns the property and the other is 22 W Market Street, Mt Aetna, the Solicitor suggested waiting a month to take action because the balance due is small, it would cost more to file then the balance due. It was agreed to commence civil action against the other five property owners. Rick Kramer made a motion to commence civil action on the five property owners who made no contact:

- 1) 15 West Market Street, Mt Aetna
- 2) 464 & 464A Godfrey Street, Rehrersburg
- 3) 26 Maria Street, Rehrersburg
- 4) 5 Magdalena Street, Rehrersburg
- 5) 354 Godfrey Street, Rehrersburg

John Zimmerman second the motion, upon a roll call vote, all three Board Members cast a yes vote.

It was also mentioned that there are two additional accounts that the property owners filed bankruptcy; claims are filed for the sewer fees.

The Solicitor invoices for the amnesty program have been billed and paid from the general account. The Board discussed and agreed that they should be paid from the sewer account. John Zimmerman made a motion to authorize the sewer secretary to reimburse the general account for the sewer amnesty invoices paid. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Dewatering Press for Sewer** – Bethel Township Municipal Authority has extended an invitation to view a Pilot Test of a PW Tech Volute Dewatering Press at their Bethel Waste Water

Treatment Plant the week of June 17, 2013. Bethel Municipal Authority is inviting several of the Waste Water Authorities in this area to the Pilot Test, with the thought of investigating the possibility of forming a group that would manage a separate Dewatering Business to benefit all of these Authorities. Sludge hauling out of the treatment plants is one of the major costs of plant operation. Land space is available at the Bethel WWTP to build such a dewatering operation. Some rough pricing estimates indicate that a volute press and equipment, a building to house it, and a truck to transport liquid sludge from all the plants to the press could probably be built and put into operation for a cost of \$500k to \$550K. Lester Feick will attend and if any of the Board Members are available it would be good for them to attend too. Lester will notify the Board of the day and time.

**Fire Police Coverage** – The Memorial Day Parade will be in Mt Aetna this year. John Zimmerman made a motion to authorize the Police Chief to request Fire Police coverage from Bethel Township for the parade to be held on May 27, 2013 in Mt Aetna. Rick Kramer second the motion upon a roll call vote all three Board Members cast a yes vote.

Bernville Borough has scheduled their annual Memorial Day Parade and has verbally requested Fire Police coverage from Tulpehocken Township. Rick Kramer made a motion to authorize the Fire Police coverage for the Bernville Memorial Day Parade pending a written request. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote.

Bern Township Police Department is planning for the annual World War II Weekend scheduled for June 7 through June 9, 2013 at the Mid Atlantic Air Museum at Reading Airport and is requesting assistance of Fire Police for this event. John Zimmerman made a motion to authorize Fire Police coverage from Mt Aetna and Rehrersburg to attend the World War II Event. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

John Zimmerman made a motion to authorize the Solicitor to draft a Resolution authorizing the Fire Police to participate in Non Fire Fighting activity in Tulpehocken Township with their Fire Chiefs permission. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Bills Paid Prior to Meeting** – Three checks issues prior to the May meeting, check #14320 & 14321 paid to PSATS for a total of \$170.00 for flagger training and EMA courses offered on Sunday, check #14337 paid to Keller Brothers Ford in the amount of \$768.42 for service truck repair discussed at last month's meeting.

**Host Church Road Bridge** – Chairman Gary Deck commented that the bridge on Host Church Road is scheduled to be open in approximately six months.

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

Account Balances for the end of April 2013 were as follows:

General Account	\$84,352.87
FNB Fredericksburg Holding Account	\$95,560.58
General Plus Account	\$198,679.40
State Aid Account	\$518.95
State Plus Account	\$170,346.07
Street Light Account	\$5,571.39

Rick Kramer made a motion to approve the payments of the bills for this May 13, 2013 meeting. Gary Deck second the motion, upon a roll call vote all three Board Members cast a yes vote.

Payments of Bills for this May 13, 2013 meeting are:

General Account combined with the payroll account- Checks #14338 to #14377 in the amount of \$105,002.85  
 Street Light Account – Check #314 in the amount of \$1,227.96  
 State Liquid Fuels Account – Check #177 in the amount of \$21,046.00  
 Camp Calvary Land Dev. Escrow – Check #143 & 144 in the amount of \$181.50  
 Camp Calvary Inspection Escrow –  
 Martin Poultry Operation Inspection Escrow –  
 Stormwater Inspection Escrow –  
 Total Expenses for this meeting – \$127,458.31

Sewer Accounts balances for the end of April 2013 are as follows:

Sewer Operation Account – \$52,955.84  
 Balance in the Sewer Holding Account - \$501.40  
 Debt Service Account - \$402,888.38

Payments of Bills in the Sewer Operation Account for this May 13, 2013 meeting are:  
 Check #1252 to #1270 in the amount of \$26,017.04

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

#### **ADJOURNMENT OF MEETING**

At 9:15 p.m. Rick Kramer made a motion to adjourn the meeting, which was second by John Zimmerman. 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