

## November 11, 2013 Board of Supervisors Meeting

Chairman Gary Deck called the regular meeting of the Township Board of Supervisors to order at 7:27 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, Bryan Dronick, Lester Feick, and other interested persons.

The meeting continued with the pledge to the American Flag.

Chairman Gary Deck announced that the Board held an executive session this evening November 11, 2013 prior to the start of this meeting for potential litigation on rezoning.

### PUBLIC COMMENTS

None

### APPROVAL OF MINUTES

Rick Kramer made a motion to approve the minutes from the October 14, 2013 Board of Supervisors Meeting and the 2014 Preliminary Budget Meeting. John Zimmerman second the motion, upon a roll call all three Board Members cast a yes vote.

### ADMINISTRATIVE ACTIONS

#### Planning Commission Recommendations to the Board

**Camp Calvary Final Land Development Plan** – Planning Commission recommended the Board grant a 95 day time extension to commence December 7, 2013. Rick Kramer made a motion to grant the 95 day time extension. Gary Deck second the motion, upon a roll call vote, all three Board Members cast a yes vote.

#### Solicitor Legal Discussions

**Manegold Property, 28 Church Street Rehrersburg** – The Solicitor commented that she is waiting on the building code official to inspect the property now that the grass has been cut.

**Pigeon Capture** – The Solicitor has reviewed and made changes to the Pigeon Capture Liability Waiver and will send it to the Police Department.

### STAFF REPORTS

**Police Report** –Officer Dronick had to leave the meeting for a police call, Chairman Gary Deck read the October 2013 Police report as follows:

Activity	Tulpehocken Twp.	Marion Twp.
Miles Patrolled	2461	853
Gallons of Fuel	310.5	0
Hours of Work	380	60

Total Incidents	1	1
Complaints	7	7
Follow-up Investigations	0	1
Telephone Assignments	9	5
Comm/Residential to Alarms	2	2
EMS/Fire Advisory	11	9
Traffic Stops	24	6
Citations Issued	20	7
Non-traffic Citations	1	1
Traffic Warnings	2	0
Warrants	0	0
Parking Tickets	0	0
Traffic Accidents	2	6
DUI Arrests	0	0
Misdemeanor/Felony	0	0
Security Checks	56	19
Police Assists	5	0
Motorists Assists	2	0
Court Appearances	3	0
School Hours	2	0

**Road Master's Report** – Lester Feick read the October 2013 report. The work consisted of sewer maintenance, annual maintenance of sewer, rebuilding a pump at Market Street Pump Station, gutter clean out, pipe on Four Point Road, highway mowing, mowed the Manegold property, met with Township Engineer, tree trimming in Mt Aetna, equipment maintenance, and shop work.

Chairman Gary Deck commented that he took a look at the bank at Tony Wenger's property that was discussed at last month's meeting and suggested shaving the bank back in spring so this don't happened again. It was agreed to meet with Mr. Wenger in the spring to discuss this with him.

Lester notified the Board that Custom Exhaust has the lowest price for the new tire, mounting and balancing for the truck. John Zimmerman made a motion to authorize the Road Master to purchase the tire from Custom Exhaust. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

Zimmerman's Farm Service had the lowest price for the two tractor tires needed. Rick Kramer made a motion to authorize the Road Master to purchase the two tires at Zimmerman's. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote.

Rick Kramer commented that the Board should consider purchasing a trimming saw for next year. It was agreed to have the Road Master get prices on a trimming saw. Road Master, Lester Feick commented that he needs pipe markers and one box cost approximately \$500.00. John Zimmerman made a motion to authorize the Road Master to purchase one box of pipe markers. Rick Kramer second the motion, upon a roll call vote, all three Board Members cast a yes vote.

At this time Rick Kramer commented that the Police Chief had spoken to him and suggested that the new police cruiser be purchased from the savings account and then payback the cost to the savings account over a three year period. Chief Kerschner was not attending the meeting so there was no more discussion.

**Fire Chiefs Report** – Lester Feick submitted and read the October 2013 Fire Chiefs report.

## SEWER OPERATIONS

John Zimmerman asked how we are with back up pumps and it was discussed that we are prepared with the pumps we have.

### **Amnesty Update/Delinquent Accounts**

*Judgments and Delinquent Sewer Accounts* – The Solicitor reminded that Board that we are waiting on the transcripts for the Judgments to be transferred from the DJ to the County Judge. After the judgments are transferred then personal property can be executed. The judgments are valid for five years and there will be additional cost for the transfer and the Sheriff's Department. The Solicitor recommended the Board consider the Writs of Executions for the future when judgments are transferred.

The Solicitor asked the Board how they want to handle the late payments for the amnesty program. At this time two people are late for the first time and asked if a letter should be sent telling them they have missed one payment. The Board agreed to follow the procedures set for amnesty.

*Other Business* – The Board discussed the rates being offered by local banks for investing the sewer debt service funds. John Zimmerman suggested the Sewer Service Secretary look into better rates by asking the Treasurer of the School Board and what they are doing for CD's.

It was commented that the grease problem is still bad at the Mt Aetna Treatment Plan, the Solicitor will review the rules and regulations for sewer discharge for grease traps and how to enforce them.

## UNFINISHED BUSINESS

**Fire Ancillary Resolution** – Tabled again until next meeting to provide time for the Mt Aetna Fire Chief to review the resolution, no comment was received from him at this time.

**Amended Omnibus Traffic Ordinance** – The Ordinance was advertised for enactment at this November meeting. John Zimmerman made a motion to enact the Omnibus Ordinance 2013-6. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Village Estates** – The Township Engineer reviewed the most recent plan submitted to PennDot and recommended the Highway Occupancy Permit Condition Statement be signed. John Zimmerman made a motion to authorize the Chairman to sign the Condition Statement. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Mt Aetna School Stop Signs** – John Zimmerman had suggested widening the radius of the intersection from Greble to Woleber. He had discussed this with the current property owner and he has agreed to this. After some discussion it was agreed that John Zimmerman will confirm this with the property owner prior to the Solicitor drafting the right-of-way easements to increase the radius of the intersection. It was also agreed to install the all way stop signs at this intersection due to the increase in traffic with the construction of the school. The Road Master will confirm with the Township Engineer on what is needed and who is paying for them, Road Master will also order the signs needed.

**Larry Dean Martin Rezoning** – Bert Nye, from Red Barn, attended the meeting and notified the Board that Larry Dean Martin will be moving forward with the second option discussed at the November Planning Commission meeting. The plan will allow a 300' buffer, donating land to the Lions Club Park and to the Rehrersburg Treatment Plant. The applicant will move forward with Land Development without requiring rezoning. Burt offered a verbal withdraw of the Larry Dean Martin Rezoning Application. Rick Kramer made a motion to accept the withdrawal providing the applicant submit a letter of withdrawal providing the applicant pay for the costs and expenses incurred by the Township Staff and Consults in reviewing the application and preparing the matter for a hearing. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote. The Hearing scheduled for December 5, 2013 is cancelled.

The Solicitor will send notice to the surrounding property owners of the withdrawal. Resident Lloyd Schneck commented that when is enough enough, the nitrates are bad in the water and now more will be added with the manure and he feels that the people do not have a say. Bert commented that the manure will be exported and sold for mulching. Chairman Gary Deck commented that the Board's hands are tied because General Ag is allowed in the Rural Residential area. The public is welcome to come to the Planning Commission meetings where the Land Development plan will be discussed when submitted and can offer opinion at that time.

## **NEW BUSINESS**

**Police Coverage for New Year's Eve** – Officer Dronick had returned to the meeting and asked the Board how much Police coverage they would like for New Year's Eve, last year two officers worked 6:00 p.m. to 2:00 a.m. The Board discussed and agreed to have two officers work from 7:00 p.m. to 3:00 a.m.

**Appointment of CPA Auditor** – The appointment of the Township's CPA auditor needs to be advertised 30 days prior to the reorganization meeting along with their applicable fees that will be charges. Audit fee for Reinzel Kuntz will be \$9,800.00. Rick Kramer made a motion to authorize advertisement of the Resolution to appoint Reinzel Kuntz as CPA Auditor. John Zimmerman seconded the motion; upon a roll call vote all three Board Members cast a yes vote. It was also discussed to get quotes for the 2014 audit.

**Reorganization 2014** – Rick Kramer made a motion to set the 2014 Reorganization Meeting for January 6, 2014 at 6:00 p.m. with the regular Board Meeting to follow and to authorize the advertisement for the meetings. Gary Deck second the motion, upon a roll call vote all three Board Members cast a yes vote.

## **CORRESPONDENCE**

**Berks County Crime Alert** – Crime Alert of Berks County is asking for a contribution, in 2012 the Township contributed \$100.00. John Zimmerman made a motion to contribute \$150.00 to Berks County Crime Alert. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

**Fire Police Coverage Request** – Jefferson Township has requested Fire Police coverage for Christmas Village during the holiday season. John Zimmerman made a motion to authorize Fire Police coverage requested for Christmas Village. Gary Deck second the motion, upon a roll call vote all three Board Members cast a yes vote.

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

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

General Account	\$114,269.64
FNB Fredericksburg Holding Account	\$38,240.23
General Plus Account	\$198,711.17
State Aid Account	\$227.26
State Plus Account	\$371.03
Street Light Account	\$9,242.31

Rick Kramer made a motion to approve the payments of the bills for this November 11, 2013 meeting. John Zimmerman second the motion, upon a roll call vote all three Board Members cast a yes vote.

Payments of Bills for this November 11, 2013 meeting are:

General Account combined with the payroll account- Checks #14725 to #14761 in the amount of \$21,237.27  
 Street Light Account – Check #320 in the amount of \$1,066.91  
 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 – \$22,304.18

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

Sewer Operation Account – \$19,035.97  
 Balance in the Sewer Holding Account - \$81,934.24  
 Debt Service Account - \$402,952.81

Payments of Bills in the Sewer Operation Account for this November 11, 2013 meeting are:

Check #1332 to #1345 in the amount of \$13,101.06

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

At this time, Rick Kramer commented that the overhead doors in the garage are not sealing properly and the Board should consider new hardware/roller assembly for the doors.

#### **ADJOURNMENT OF MEETING**

At 9:30 p.m. Rick Kramer made a motion to adjourn the meeting, which was second by Gary Deck. 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