

October 10, 2011 Board of Supervisors Meeting

Chairman Kintzer 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 John Kintzer, Rick Kramer, Ron Whitmoyer, Kathy Boltz, Chad Hepler, Lester Feick, Cherly Allerton, Gary Deck and other interested persons.

The meeting continued with the pledge to the American Flag.

Chairman Kintzer announced that the Board of Supervisors held executive session for personnel matter on September 23, 2011 & September 29, 2011. At this time Chairman John Kintzer held an executive session for personnel matter.

APPROVAL OF MINUTES

Ron Whitmoyer made a motion to approve the minutes from the September 12, 2011 Board of Supervisors meeting. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote. John Kintzer made a motion to approve the minutes from the October 3, 2011 joint meeting with Bethel Township. Rick Kramer second the motion, upon a roll call vote John and Rick cast a yes vote. Ron abstained; he did not attend the October 3rd meeting.

PUBLIC COMMENTS

Resident Lauren Cass commented that he is having problems with his neighbor, who is his brother, using the private right of way inappropriately that they share as a driveway. The Board and the Solicitor commented that the Township has no legal jurisdiction on private property. This is a private right of enforcement.

Jake Derr commented that the estimates for the Mt Aetna Fire Company radios have been submitted and asked the Board if they have decided on how this will be handled, he feels the two fire companies should be treated equally. Chairman John Kintzer replied that the Board is working on the 2012 budget. Chairman Kintzer had talked to Fire Chief Gary Keener about the cost of the radios. Mr. Derr commented that the fire companies provide a community service to the people, the fire company should not have to pay, and the community should pay, and also commented that donations are not coming in from the private. Chairman Kintzer replied that the Township does make donations to the fire company's yearly, pay for all their gasoline, and pays for fleet insurance; and that the Board will be considering the purchase of the radios when budgeting for the next year.

ADMINISTRATIVE ACTIONS

Planning Module for Conner Subdivision – Ron Whitmoyer made a motion to authorize the Chairman to sign the planning module for the Conner Subdivision. Rick Kramer second the motion, upon a roll call vote all three Board Members cast yes vote.

Planning Commission Recommendations to the Board

Conner Subdivision – Planning Commission recommend to the Board of Supervisors to grant the waiver request for the following sections:

- **Section 302.3.I** – permit omitting topographical information on the undeveloped portions of the Residue and Annexation Lot D since depiction of topography in this area will not affect the planning of the property being developed. There are no plans to develop the residue property.
- **Section 602.11** – waiver requested from the requirement to submit a landscaping plan for Lot 2. Due to the rural nature of the area and the relative isolation of Lot 2.
- **Section 304.B** – waiver requested for the requirement for one foot of free board above the 100 year basin water surface elevation considering the size of the drainage area this section presents an undue burden.

Ron Whitmoyer made a motion to grant waivers of Section 302.3.I, Section 602.11, and Section 304.B. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

Planning Commission recommended the Board of Supervisors grant conditional preliminary plan approval subject to the outstanding conditions of Ludgate Engineering review letter dated October 3, 2011. Ron Whitmoyer made a motion to grant conditional plan approval subject to the outstanding conditions of Ludgate Engineering review letter dated October 3, 2011. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

Solicitor Legal Discussions

None

STAFF REPORTS

Police Report – Officer Hepler read the September 2011 Police report as follows:

Activity	Tulpehocken Twp.	Strausstown Borough	Marion Twp.
Miles Patrolled	2677	144	1076
Gallons of Fuel	258.1	0	0
Hours of Work	464	20	60
Total Incidents	3	4	7
Complaints	12	7	10
Follow-up Investigations	0	0	0
Telephone Assignments	13	2	6
Comm/Residential to Alarms	1	0	1
EMS/Fire Advisory	11	2	0
Traffic Stops	36	4	19
Citations Issued	39	4	16
Non-traffic Citations	3	0	0
Traffic Warnings	6	0	0
Parking Tickets	0	1	0
Traffic Accidents	4	0	4
DUI Arrests	0	0	0
Misdemeanor/Felony	0	0	0
Security Checks	145	78	60

Police Assists	9	0	0
Motorists Assists	1	0	1
Court Appearances	4	0	0
School Hours	0	0	0

Officer Hepler commented that the new police vehicle is coming this week.

Road Master's Report – Road Master, Lester Feick read the report for September 2011. The work consisted of sewer maintenance and call outs, storm clean up, replace pipe on Temple Road, fill sinkholes and repair tiling, patch pipes, equipment maintenance, replace tires on backhoe. Lester Feick also commented that he will be attending a meeting on Thursday for disaster recovery.

At this time Nelson Beidler asked the Board to look at the water problem at the Lions Club in Rehrersburg. The water is coming down from Teen Challenge Road and into the basement. The Lions Club almost lost their furnace. The Road Master will look at it, they have done work at this location in the past.

UNFINISHED BUSINESS

Parkside Inn Road – Ron Whitmoyer made a motion to ratify the decision to purchase end walls and box culvert for Parkside Inn Road. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote.

NEW BUSINESS

Earned Income Tax Ordinance – Berks County Tax Collection Committee has recommended that all municipalities enact new EIT ordinances to ensure legal sufficiency with the language of the Local Tax Enabling Act to create uniformity in the tax enactments of all municipalities served by the Committee. Rick Kramer made a motion to authorize the Solicitor to advertise the ordinance for enactment at the November meeting. Ron Whitmoyer second the motion, upon a roll call vote all three Board Members cast a yes vote.

Sewer Plant Operator – The current operator, Dave Smith, has giving written notice that he will be giving his PA Wastewater Operators License to PADEP on November 1, 2011 but will be willing to operate under another Licensed Operator.

Mike Kreiser, from Select Environmental Solutions, has submitted a three year contract. Ron Whitmoyer commented that he has no problem with Mike Kreiser being the operator but would like the Township to have management over the contract. It was decided to have the Solicitor review and revise the agreement from Select Environmental Solutions. Ron Whitmoyer made a motion to terminate the agreement with Dave Smith effective October 31, 2011 and appoint Select Environmental Solutions subject to the acceptance of the revised contract and terms. Rick Kramer second the motion, upon a roll call vote all three Board Members cast a yes vote. The Board directed the Township Secretary to send a letter to Dave Smith to notify him of the termination date of service and to thank him for his service to the community. The Board also directed the secretary to send a letter to Select Environmental Solutions to notify them of the revisions to the contract and the effective date if approved.

Shrub Trimming and Mulching – Ron Whitmoyer received an estimate from Full Bloom Landscaping to trim shrubs, weed, clean up, and mulch here at the Township Building. The approximate cost is \$500.00 all three Board Members are in agreement to authorize Full Bloom to do the landscaping.

CORRESPONDENCE

The vote to award Berks County Cooperative Purchasing Council Bid for Gasoline is due October 14, 2011. The lowest bidder is IsoBunkers, LLC. Ron Whitmoyer made a motion to award the BCCPC contract for Gasoline to IsoBunkers, LLC at the fixed price. Rick Kramer 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 September 2011 were as follows:

General Account	125,942.97
FNB Fredericksburg Holding Account	119,424.50
General Plus Account	198,549.57
State Aid Account	411.79
State Plus Account	27,094.57
Street Light Account	10,102.20

Payments of Bills for this October 10, 2011 meeting are:

General Account combined with the payroll account- Checks #13139 to #13172 in the amount of \$70,500.15
 Street Light Account – Check #294 in the amount of \$1,337.43
 State Liquid Fuels Account –
 Camp Calvary Land Dev. Escrow –
 Camp Calvary Inspection Escrow – \$175.00
 Martin Poultry Operation Inspection Escrow –
 Stormwater Inspection Escrow – \$895.00
 Total Expenses for this meeting – \$72,907.58

Ron Whitmoyer made a motion to pay the bills, Rick Kramer, second the motion. Upon a roll-call vote, all three Board members cast a yes vote on the motion.

Sewer Accounts
 Sewer Operation Account – \$47,044.44
 Balance in the Sewer Holding Account - \$6,677.91
 Debt Service Account - \$422,618.97

Payments of Bills in the Sewer Operation Account for this October 10, 2011 meeting are:
 Check #990 to #1001 in the amount of \$8,795.96

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

ADJOURNMENT OF MEETING

At 8:26 p.m. Ron Whitmoyer made a motion to adjourn the meeting, which 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