

Amity Township Board of Supervisors
Meeting Minutes

November 16, 2016

Call to Order/Pledge to the Flag

Chairperson Kim McGrath called the November 16, 2016 meeting of the Amity Township Board of Supervisors, held at the Township Municipal Building, 2004 Weavertown Road, Douglassville, Berks County, Pennsylvania, to order at 7:00PM. The following were in attendance:

SUPERVISORS

Kim McGrath, Chairperson
Richard Gokey, Vice Chair
Paul Weller
Terry Jones
David Hackett

STAFF

Brian Boland, Kozloff/Stoudt Attorneys
John Weber, LTL Consultants
Troy Bingaman, Manager
Andrew Kensey, Chief of Police
Alistair Howell-Clarke, Roadmaster
Steve Loomis, Code Enforcement Officer
Pamela Kisch, Secretary

ANNOUNCEMENTS

None

PUBLIC COMMENT (AGENDA ITEMS ONLY)

None

MINUTES

Mr. Jones moved, seconded by Mr. Weller to approve the minutes of November 2, 2016.
Motion passed, 4-0-1. Mr. Gokey abstained; as he was not present for the November 2nd meeting.

FINANCE

Mr. Jones made a motion, seconded by Mr. Hackett to approve the disbursements as follows:

\$	44,820.19	General Fund
\$	8,613.88	Fire Fund
\$	34,040.31	Sewer Fund
\$	42,715.74	EDU Fund
\$	<u>5,377.23</u>	<u>Liquid Fuels Fund</u>
\$	135,567.35	Total

Mr. Gokey questioned the payment to Hampton Brothers. Mr. Howell-Clarke stated the oil pan and hydraulic tank were repaired on Truck #67. Mr. Hackett questioned the mileage on Truck #67. Mr. Howell-Clarke replied he would estimate it to between fifty and fifty-five thousand miles. Motion passed, 5-0.

The Board reviewed the Overtime by Department Report. Mrs. McGrath questioned the overtime for the Police Secretary. Mr. Bingaman replied the overtime was due to extended hours for Election Day.

The Board reviewed the Treasurer's Report. Mr. Gokey questioned the deposit of \$3,212.34 into the Traffic Impact North Fund. Mr. Bingaman replied that it could be an interest payment, as he was not aware of any new fees having been collected.

REPORTS

Fire Companies – Chief Zomolsky reported Amity Fire Company's new fire truck is out for outfitting. The ladies' auxiliary held a successful spaghetti dinner. Chief Zomolsky stated financial reports have been delayed due to distribution of fund drive monies by BB&T. Amity Fire Company is applying for a FEMA Grant to purchase gear. Assistant Chief Robert Kline stated Monarch Fire Company is holding steak and shrimp nights on the first Saturday of the month and has started selling peanuts and cashews for the holiday season.

Planning Commission – Mr. Weber reported Entech has reviewed the Evolution Powersports Sewer Planning Exemption and use of one additional EDU for the site at 507 Ben Franklin Highway, and recommended approval. This connection will flow to PS4, which is under the PADEP CAP. The CAP requested 15 additional connections to PS4, and should be permitted by the PADEP. Mr. Jones moved, seconded by Mr. Weller to approve the Sewer Planning Exemption, authorize execution by the Manager, and submission to the PADEP. Motion passed. 5-0.

UNFINISHED BUSINESS

Recreation Fees – Mr. Boland reported he will meet with Mr. Bingaman on Monday to review the sample ordinances provided. Mr. Bingaman stated Oley Township did not have a Fee in Lieu of Recreation Fees. Mr. Weber stated Oley doesn't require dedication of land. Mr. Weller asked if Oley Township provides recreation space similar to what Amity offers. Mr. Weber responded that Oley has a few passive parks. Mr. Boland and Mr. Bingaman will compile a draft of recommended changes which will be submitted to the Board for their comments.

SOLICITOR'S REPORT

Mr. Boland stated he has provided the resolution to the Township, which could be considered for adoption when and if the Township has completed inspection and made the final determination that Valley View Manufactured Home Community is in full compliance with PennDOT regulations. Once adopted, the resolution would authorize Amity Township Police to provide enforcement within the Valley View Manufactured Home Community.

ENGINEER'S REPORT

Mr. Weber reported that paving has been completed in Highmeadows Phase 3 Section II. Mr. Weber stated he anticipates proposing the dedication of Woods Edge Phase 3B at the December 21st meeting. Forino has resolved the driveway apron issues in Woods Edge Phase 3C.

NEW BUSINESS

Jerry Kupp Resignation – Mr. Kupp served the Parks and Recreation Board for 26 years. Mr. Kupp submitted his resignation to the Parks and Recreation Board on November 7th. A year remains on his term. The Board requested staff advertise the vacancy on the electronic sign, Township website and Facebook. Interested candidates should submit their letter of interest to the Board of Supervisors. Mr. Weller moved, seconded Mr. Hackett to accept the resignation of Jerry Kupp effective December 31, 2016. Motion passed, 5-0.

ZHB Recommendation, O. Norheim Corporation – Brian Boyer, Boyer Engineering, stated his client is seeking a variance from article XXXII Section 407(e) for building height. Mr. Norheim submitted a proposal to Boeing to build eighteen cranes. The job would last three to five years. Mr. Boyer explained a portion of the proposed building would be approximately 120 feet; which is required to test cranes to verify their performance. Mr. Boyer stated the exterior of the building would be equipped with a stair tower for safety. The proposed building would be constructed of similar materials to the other buildings on the property. Approximately 100' x 60' of the building would be 120' in height. Mr. Boyer explained the test track for the cranes would need to be 50'. After discussion, Mr. Boyer stated they'd like to schedule a hearing with the ZHB in December. Construction would not take place unless the requested variance is granted. Mr. Boyer stated his client would need to present a Land Development Plan if the project moves forward. Mr. Jones moved, seconded by Mr. Weller to send a letter to the ZHB to recommend granting the requested variance. Motion passed, 5-0. Mr. Norheim thanked the Board for their consideration.

Salt Shed, Electrical Work –Mr. Howell-Clarke contacted four contractors to request quotes for placement of electrical lines through conduit and installation of fixtures and receptacles in the salt shed and upgrade wiring to the concession stand by Wheeler Field. Two companies stated they were too busy to quote; one company didn't respond and Harold R. Boone & Son submitted a quote for \$19,396.00. Mr. Jones asked if the work was planned as part of the project. Mr. Weber stated the project was strictly for construction of the building. Mr. Weller asked if there was a blueprint for the electrical work to be completed. Mr. Howell-Clarke stated he reviewed what was being requested with the contractors. Mr. Loomis and Mr. Howell-Clarke will forward a scope of the work to be completed to Mr. Boland. Mr. Boland confirmed staff did what was legally required by attempting to obtain at least three quotes; and stated he will create a simple agreement to be executed for completion of the electrical work. Mr. Weller moved, seconded by Mr. Hackett to authorize staff to proceed with the electrical work, at a cost not to exceed \$19,396.00 after review by the Solicitor. Motion passed, 5-0.

Salt Shed, Payment Application #2 – Mr. Weber reported that Payment Application #2 represented the balance of the contracted price. Mr. Howell-Clarke and Mr. Loomis have expressed their satisfaction with the work completed. Mr. Weber recommended authorizing Payment Application #2 for the Salt Shed Project. Mr. Jones moved, seconded by Mr. Weller to authorize the release of Payment Application #2 in the amount of \$102,136.25, per Mr. Weber's letter dated November 11, 2016. Motion passed, 5-0. Mr. Howell-Clarke stated bids will be opened this Friday for the parking lot paving. Mr. Jones expressed concerns about getting the work started as soon as possible. Mr. Jones moved, seconded by Mr. Weller to authorize award of the **Salt Shed Parking Lot Project** to the lowest responsible bidder, upon review of the Manager, Solicitor, and Engineer at a cost not to exceed \$30,000.00 and authorize the appropriate officers to execute the contract. Motion passed, 5-0. The Board requested staff forward the bid tabulation after the opening.

Waiver Requests for Woods Edge Phase 3B – Chuck Frantz, C2C Design Group on behalf of Forino, submitted a request for a **waiver from Section 508(a) which requires concrete monuments** be accurately placed at all at all property corners. When Forino purchased the lots they already had steel pins instead of concrete monuments on some of the lots. Forino is requesting a waiver to keep the pins in place and not require concrete monuments for those lots. Mr. Gokey stated that most arguments between neighbors tend to be over property lines and asked Mr. Loomis for his opinion. Mr. Loomis responded that having monuments is very helpful, however, much of the Township does not have them. Mr. Frantz stated Forino could realize a \$6K savings if the waiver were to be granted. Mrs. McGrath explained that recently Forino was unwilling to install and activate LED lights instead of High Pressure Sodium unless the Township paid the difference, which amounted to a few hundred

dollars. Mr. Gokey stated the Board would have perhaps been more receptive to considering the waiver had Forino paid the difference of the lights. The Board ***denied the waiver for the concrete monuments***, and advised Mr. Frantz to have Scott Sweigart attend a meeting to discuss the requested waivers. Mr. Frantz stated C2C was also asking the Board to ***waive the requirement of Forino to install a wood chip walking path*** adjacent to Basin 8 which is situated east of the basin and near Lot 217 and was proposed as part of the Phase 3B land development plan. Mr. Weber stated the Home Owner's Association would be responsible to maintain the detention basin and walking path. Mr. Gokey stated he felt the path would be useful for residents for access to fish. Mr. Jones stated it's a wooded area and would require clearing for access. The Board ***denied the waiver requirement for the walking path***.

EMPLOYEE/OFFICIAL REPORTS

MANAGER'S REPORT:

McGovern Payment – Following the work done by P&H Senesac, McGovern had to cut the top liner into pieces to get sludge from underneath the top liner. The sludge was too thick for the reed beds and too thick to process at the WWTP. Approximately 21,500 gallons of sludge was hauled offsite and an additional fee for heavy solids surcharge was invoiced as well. The total cost of having the additional pumper truck to transport the sludge plus disposal was \$6,538.76. The Hi-Vac truck and labor to cut the liner and clean out the sludge was \$22,972.50 for a total invoice of \$29,331.26. Mr. Bingaman recommended the Board approve the payment. Mr. Jones moved, seconded by Mr. Weller to authorize payment to McGovern in the amount of \$29,331.26. Motion passed, 5-0. The new liner has been installed and once the concrete pads are poured the Equalization Basin Project will be complete.

Rosewood Glen Stormwater Facility Repairs – During the meeting with the Rosewood Condo Association, it was agreed the stormwater issues are a result of grading issues by the builder and stormwater runoff from Nicholson Avenue. Rosewood Condo Association agreed to share in costs to resolve the stormwater issues. Mr. Weber provided a quote for the engineering services required for the project. The Township needed access to provide a temporary fix due to an existing sinkhole. A Temporary Construction Easement has been sent to Rosewood Glen for execution to allow access. Mr. Jones moved, seconded by Mr. Weller to authorize LTL to proceed with engineering services relative to the project per the LTL letter dated November 10, 2016 at a cost not to exceed \$3,500.00. Motion passed, 5-0.

Sanitary Sewer Excavating and Repair Work – Wexcon is tentatively scheduled to begin the project on December 5th and has requested a staging area at Lake Drive Park. Wexcon agreed to keep the parking lot clean and restore any damages caused. The Board was not receptive to allowing use of the parking lot. It was recommended they use the sewer right-of-way. Entech will complete inspections of the work as it progresses.

Berks County Solid Waste Authority (BCSWA) Donation – The Township received a request from BCSWA for a donation. Mr. Bingaman stated he feels it's a worthwhile program that many residents use to dispose of electronics and hazardous household waste and recommended adding a \$500.00 donation to the 2017 budget. The Board had no objections to the \$500.00 donation.

CHIEF OF POLICE

Chief Kensey reported the Police participated in an ***Aggressive Driving Detail*** on Tuesday, November 8th which resulted in forty-one traffic citations and two narcotics violations. The Chief met with the Daniel Boone School Board on November 16th regarding police presence in the schools. The School may be able to apply for a Safe School Grant to help fund a ***School Resource Officer (SRO)***. Richard Cooper, Limekiln Road, asked if the grant would provide annual funding. Chief Kensey

stated many of the logistics of that grant program need to be explored. Mr. Jones questioned the amount of *police overtime*. Mr. Bingaman stated 54 hours were due to holidays and remaining hours were to cover special detail and ensure coverage for personal and vacation days. The Police will be conducting a mandatory *Lethality Assessment Training* segment on November 29th. The training is being given to provide better response to crimes involving Domestic Violence.

The Manager was contacted with a request to have representation from the Board of Supervisors at the Daniel Boone School Board meeting to answer questions regarding the LERTA. Supervisors stated the Manager should attend if available, as well as a representative from Kozloff/Stoudt. The School Board meeting will be held on Monday, November 21st at 7:30 at the Daniel Boone Administration Building.

Mrs. McGrath questioned if alcohol was involved in the accident where a telephone pole was sheared along SR0422 Westbound. The Chief said he did not believe alcohol was not a factor but was not aware of the logistics of the incident.

SUPERVISORS

Mr. Gokey reported he had received a letter regarding scheduling an inspection of his sewer connection. His property does not have public sewer. The Manager explained the letter was sent to him for the property he built on Richards Avenue which recently sold. Mr. Bingaman stated he will send the letter out to the new property owner.

PUBLIC COMMENT

None

ADJOURNMENT

With no further business, at 8:36PM, Mr. Jones moved, seconded by Mr. Gokey to adjourn the meeting. Motion passed, 5-0.

Meeting Adjourned at 8:36PM.

Respectfully submitted,

Pamela L. Kisch
Township Secretary

