

**Amity Township Board of Supervisors
Meeting Minutes**

March 15, 2017

Call to Order/Pledge to the Flag

Chairperson Kim McGrath called the March 15, 2017 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
David Hackett, Vice Chair
Paul Weller
Terry Jones

STAFF

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

ANNOUNCEMENTS

None

PUBLIC COMMENT (AGENDA ITEMS ONLY)

None

MINUTES

Mr. Jones moved, seconded by Mr. Hackett to approve the minutes of March 1, 2017.
Motion passed 4-0.

FINANCE

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

\$	54,990.45	General Fund
\$	8,613.88	Fire Fund
\$	28,539.19	Sewer Fund
\$	<u>2,607.70</u>	<u>EDU Fund</u>
\$	94,751.22	Total

Motion passed 4-0.

The Board reviewed the Overtime by Department and Treasurer's Reports.

REPORTS

Fire Companies– Chief Gabel announced Monarch Fire Company will hold its first Chicken BBQ of the season at the end of April. Chief Zomolsky announced Amity Fire Company will hold its Annual Fireman's Carnival from May 2nd to May 6th. PA American Water will present grant awards to both fire companies at the first meeting of April.

Planning Commission – Mike Swank of Steckbeck Engineering & Surveying Inc. (SESI) distributed a letter dated March 15, 2017 replacing the February 20, 2017 letter previously to the Planning Commission requesting **waivers for Dollar General**. Mr. Weber stated the letter addresses the issues that were discussed at the March 8th, 2017 Planning Commission meeting. Mr. Swank addressed questions posed by the Board. Mr. Weller moved, seconded by Mr. Jones to accept the waivers as presented in the SESI letter dated March 15, 2017. Motion passed 4-0. Mr. Weller moved, seconded by Mr. Jones to grant a **90-day extension for Auto Zone**, 1123 Douglassville Inc. Motion passed 4-0. The plan was extended until July 19, 2017.

UNFINISHED BUSINESS

Final Plan Approval for Barry Shirey Turkey Farm - Brian Boyer, Boyer Engineering, presented the revised plan for the Barry Shirey Turkey Farm. Mr. Weber stated all changes requested were addressed to his satisfaction on the plans, with exception of the PennDOT approval and Easement Agreement. Mr. Boland stated he has the driveway easement for the FM Brown Property and recommended the Board consider requiring a metes and bounds description of the easement. Matt Doll, of Boyd and Karver, stated Mr. Brown attended the meeting in support of approval of the plan, and the 20' wide easement has been in place for over 100 years. Mr. Doll requested the Board consider waiving the metes and bounds description to avoid additional costs to his client. After discussion, the Supervisors were in agreement that the description provided within the Easement was sufficient. Mr. Weber stated the two properties were combined. Mr. Boland affirmed the same, stating the properties were combined to one deed in early March. Mr. Jones moved, seconded by Mr. Weller to grant Conditional Final Plan approval for the Barry Shirey Turkey Farm conditioned upon execution of the Driveway Access Agreement, Municipal Improvements Agreement, Financial Security Agreement, Stormwater Management Agreement and all conditions as set forth in the LTL letter dated March 9, 2017. Motion passed 4-0.

2015 General Obligation Note Drawdown – Mr. Weller moved, seconded by Mr. Hackett to adopt Resolution 17-10 and authorize execution of the Agreement extending the draw down period until May 1, 2018. Motion passed 4-0. The General Obligations Note of 2015 was borrowed to fund the construction of the Leaf Creek Interceptor. The Interest Rate was not changed due to the extension of the draw down period.

NEW BUSINESS

I&G Right-of-Way Acquisition Request – Mike Swank, SESI, met with the Planning Commission at their March meeting to discuss what they believed to be an additional and unused right-of-way along the west side of North Monocacy Creek Road at the intersection with SR422. It was believed the excess right-of-way existed as a result of a previous re-alignment of North Monocacy Creek Road. Mr. Swank stated his client, I&G of Douglassville, LLC was interested in acquiring that unused right-of-way. Mr. Bingaman stated there isn't a separate parcel, indicating it is actually part of the road. Mr. Boland believed it may have been originally deeded by Merritts or Greenbriar and would need to go through the subdivision process and determine what steps are necessary as set forth in the Second Class Township Code. Mr. Jones stated he'd like to place it on Municibid if possible, where a reserve could be established. Mr. Boland stated the Township must first verify where the original deed is for the land, second proceed through the subdivision process, and then place out for bids. Mr. Boland recommended the Supervisors consider retaining the lower piece of that right-of-way at SR422 because of future potential intersection improvements. Mr. Boland stated with the Board's concurrence he did not need a motion to proceed. The Board had no objection.

Schuylkill Highlands Mini-Grant – Risa Marmontello, Monocacy Hill Conservation Association (MHCA) requested permission to submit an application to the Schuylkill Highlands. The deadline for applications is April 7th. Ms. Marmontello would like to request funding to reduce the number of the invasive Norway Maple trees, and potential removal of Ailanthus trees, creating “trap trees” using pesticide as directed by representatives from the PA Department of Agriculture. The Ailanthus is the main host for the Spotted Lanternfly. Pesticide for the Ailanthus would take place in fall 2017. Replanting would take place in fall of 2018. The grant requires 50% matching funds; and allows labor of volunteers to be applied towards the matching funds. MHCA will contribute \$2,000.00 and volunteer time. Mr. Jones moved, seconded by Mr. Weller to authorize submission and approve matching funds, not to exceed \$2,500.00, to be paid from the Monocacy Hill fund. Mr. Bingaman will draft a letter pledging the Township’s support for Ms. Marmontello’s application.

Daniel Boone Athletic Association (DBAA) Agreement – Mr. Bingaman requested the Board approve and authorize execution of the agreement for use of Township athletic fields. Mr. Jones moved, seconded by Mr. Weller to approve and authorize execution of the DBAA Agreement. Motion passed 4-0.

Repository Bid – The Berks County Redevelopment Authority (BCRA) submitted a repository bid to acquire 47 Ben Franklin Highway. Mr. Jones moved, seconded by Mr. Hackett to accept the BCRA repository bid of \$500.00 for 47 Ben Franklin Highway. Motion passed 4-0.

Lake Drive Park Improvements Project – Mr. Weber requested permission to advertise for bids for the Lake Drive Improvements Project, with intent to open on May 3rd, 2017. Mr. Weber determined there were discrepancies in the elevations reported earlier and recommended surveying be completed, which would cost up to an additional \$1,500.00. Mr. Weller moved, seconded by Mr. Hackett to authorize advertisement of the Lake Drive Project. Motion passed 4-0. Mr. Jones moved, seconded by Mr. Hackett to authorize LTL Consultants to survey and verify elevations. Motion passed 4-0.

Street Sweeping – Mr. Howell-Clarke obtained three quotes for street sweeping. The lowest quote was \$108.00/per hour, submitted by R&S Sweeping Co. LLC, as well as by Stanley Sweeping. Mr. Howell-Clarke stated he would like to accept R&S Sweeping’s quote, as they’ve done an excellent job in the past. Mr. Jones moved, seconded by Mr. Weller to accept the bid by R&S Sweeping of \$108.00/per hour. Motion passed 4-0.

SOLICITOR’S REPORT

Mr. Boland reported the response letter regarding the proposed Consent Order and Agreement has been sent to the PADEP. A response has not been received to date.

ENGINEER’S REPORT

Mr. Weber stated his items were covered within the agenda.

EMPLOYEE/OFFICIAL REPORTS

MANAGER’S REPORT:

PennDOT Signage – After responding to PennDOT regarding the flashing signal ahead signs at SR422 and SR662, PennDOT representatives informed Mr. Bingaman that signs for “do not turn on red” at another intersection were placed incorrectly; and not meant to restrict turning from westbound SR422 onto SR662. The signs were meant to be placed at the private drive facing the residence on the corner. Mr. Howell-Clarke will remove the sign from the median and relocate the other one. Right turn on red will now be permitted at this intersection. Mr. Bingaman asked for permission to move forward with installation of the flashing signal ahead signs proposed by PennDOT. Mr. Hackett

moved, seconded by Mr. Jones to authorize execution of the mylars for the addition of the flashing signal ahead signs. Motion passed 4-0.

Amity Community Park (ACP) Water Bill – Mr. Bingaman spoke to Brian Hassinger from PA American Water Company (PAWC) regarding the ACP water bill. The Township can request the water be turned off when the park is closed for the winter at the end of October. This would provide a savings of approximately \$500.00 annually; however, the Township would be subject to an activation fee when calling to have water turned on in April when the park re-opens. The Board agreed the Township should request water be turned off for the winter. Mr. Bingaman stated a two-month credit would be applied to the bill, since the initial request was made to PAWC in February.

Rosewood Glen – Mr. Bingaman and Mr. Boland met with the Property Management Company for Rosewood Glen. The Property Management Company advised Mr. Boland they would contact him next week with their proposed contribution for the project to take corrective measures for stormwater management.

CHIEF OF POLICE

Detective DiMaria will be attending ***Detective and Criminal Investigator training*** from March 20th to March 24th. Chief Kensey reported he will be obtaining quotes for ***digital radar speed signs*** for a pilot program in hopes of making residents more aware of their speed and reducing the number of accidents where speed is a factor. These units will help identify problematic areas and assist in determining where additional police enforcement is necessary. Chief Kensey reported approximately ***forty parking tickets were issued*** for vehicles that were not moved from the street during winter storm Stella, which is a violation of the Ordinance. The Chief urged residents to ensure they move vehicles when there is an inch or more of snow and/or ice accumulation to allow Township vehicles to efficiently clear and treat road surfaces.

SUPERVISORS

None

PUBLIC COMMENT

Richard Cooper, Limekiln Road, ***questioned the logistics of the repository bid***. Mr. Bingaman reported that the BCRA plans on selling the property to Mascaro, who owns an adjoining parcel. The previous repository bid for this parcel was submitted by someone in New York and the Board denied that bid due to the fact there would be no way to develop the land. Leslie Sacks, Weavertown Road, asked for ***clarification of the Consent Order and Agreement***. Mr. Boland stated the agreement was proposed relative to three pump stations, PS2, PS4 and PS7, which the PADEP determined were hydraulically overloaded. The Township disagrees with certain PADEP conclusions. The Leaf Creek Interceptor is ready to be put out for bids, but has been waiting for PADEP approvals since 2014. Once completed, the Leaf Creek Interceptor will assist with capacity issues along SR662.

Kelly Kline, of Exeter Township, introduced herself to the Board. Mrs. Kline stated she is one of four judicial candidates running for the Berks County Court of Common Pleas. Mrs. Kline is a graduate of Oley High School and has an extensive background in family and civil law and community involvement.

ADJOURNMENT

At 8:24PM, with no further business, Mr. Jones moved, seconded by Mr. Weller to adjourn the meeting.

Meeting adjourned at 8:24PM.

Respectfully submitted,

A handwritten signature in cursive script that reads "Pamela L. Kisch". The signature is written in black ink and is positioned above the printed name and title.

Pamela L. Kisch
Township Secretary

