

BOARD OF SUPERVISORS
PERRY TOWNSHIP
March 12, 2019

The regular monthly meeting of the Board of Supervisors of Perry Township was called to order by Chairman Dean A. Adam at 7:30 p.m. on March 12, 2019 in the Perry Township Municipal Building, 680 Moselem Springs Road, Shoemakersville, PA.

A roll call was held and the following Supervisors were present:

Dean A. Adam, Mark Wm. Stitzel and Lance N. Adam

Also present at the board meeting were:

Allen R. Shollenberger, Esq. and Rosanne R. Adam, Secretary/Treasurer

Comments:

Rusty Wagner, Shoemakersville Fire Company, submitted a document to the Board. Chairman Adam said you're on the agenda and we will discuss it then.

Ed Watkins, Koenig Drive, reported a plow truck came up the wrong way on Kern Road to Heather Drive.

Nancy James, Ridge Road, had comments about the Vacancy Board and submitted a petition to remove Rosanne Adam from the appointed position because of a conflict of interest and nepotism. Mrs. James stated she has asked numerous times to have the January minutes amended to reflect the changes she suggested. Mrs. James suggested recording meetings. Lance Adam, Vice-Chairman believes a conflict of interest does exist with Rosanne Adam on the Vacancy Board and made a motion to remove Rosanne Adam and appoint Dave Lindenmuth. Mark Wm. Stitzel stated he would not second the motion because no notice was given of any interest and no time was given to check his background. Dean Adam stated Dave Lindenmuth can't serve on two boards.

Tom McKinney said Dean you know as well as I that he can't serve on two Boards. Allen Shollenberger, Solicitor, stated he didn't know the answer but will do research and get an answer to the Board.

Debbie Wahl, Ridge Road, stated she wants an answer in thirty days. A lengthy discussion continued about the legality of the Vacancy Board.

Charles DeCarlo, Zweizig Road, questioned if a barrier is going to be constructed around the Core 5 project. Joseph Body, Township Engineer stated buffers of trees are on the plans but no berm is because the gas line limits the space that is available. Mr. DeCarlo asked what benefit will these warehouses supply to the Township. Mr. Body stated we need to supply different uses for all types of development.

Jeff Dreibelbis, Onyx Cave Road, reported the footers were dug for the new dugouts.

Tom McKinney, Mohrsville Road, wanted to know why the trailer was not moved from Dean Adam's property. Mr. Shollenberger stated a request was made and Mr. Adam asked and received permission to allow the house. Mr. McKinney said the trailer is there illegally and said it should be moved in thirty days.

Dave Mengle, Forest Lane, wanted to know why won't you move the house.

Approval of Minutes:

Dean A. Adam made a motion, seconded by Lance N. Adam to approve the February 5th Committee Meeting and the February 12th Supervisors Meetings. Motion carried with all Supervisors voting yes.

Treasurers Report:

(See attached report)

Dean A. Adam made a motion, seconded by Mark Wm. Stitzel to approve the Treasurer's Report dated March 1, 2019. Motion carried with all Supervisors voting yes.

Bills for Payment:

(See attached list)

Dean A. Adam made a motion, seconded by Mark Wm. Stitzel to approve the Bills for Payment. Motion carried with all Supervisors voting yes.

Reports:

David Lindenmuth, Recreation Board, reported the Recreation Board will resume painting the playground equipment when the weather clears, replacing the rotted wood at the restrooms, and working with the Athletic Association about enlarging the ballfield. The Board reviewed the minutes from the November 27, 2018 meeting.

Zoning Officer, Joseph Body, reviewed the zoning report for February with the Board. Mr. Body stated he is unsure of the outcome from the Albright Notice of Violation because of the property being vacant but will consult with Mr. Shollenberger about the township's options.

Jeff Fiant, Kraft Code Services, reviewed the permit activity report for January 27, 2019 thru February 23, 2019 with the Board. Mr. Fiant stated they are continuing with inspections at the warehouses.

Gene Buck, Planning Commission Chairman, stated At the March 6, 2019 meeting one member was absent. The Gene Bell subdivision was approved for a time extension by the Board. Mr. Buck stated the Cedarbrook Estate time extension wasn't received by Mr. Body but has since been received. Dean A. Adam made a motion, seconded by Lance N. Adam to grant a time extension for the Bell Tract expiring on July 9, 2019. Motion carried with all Supervisors voting yes. Dean A. Adam made a motion, seconded by Lance N. Adam to grant a time extension for the Cedarbrook Estates Subdivision expiring on June 30, 2019. Motion carried with all Supervisors voting yes. The February 6, 2019 minutes were reviewed by the Board.

Donald Mast, Municipal Authority, stated the booster station was finished, DEP was reviewing the plans, repairs were made to the sagging line the line was being videoed and the manholes were going to have gaskets installed. Mr. Body stated he has been in contact with Josh Krick, Main Street, and the fire hydrant issue has been resolved. The alley in back of Mr. Krick's property will allow him access to the back of his property and agreed to let the fire hydrant remain where it is. The Board reviewed the January 9, 2019 meeting minutes.

EMC had no representation.

Mark Wm. Stitzel, Roadmaster, stated the roadcrew is working on patching potholes and brush cutting. Mr. Stitzel suggested requesting five hundred (500) tons of road salt from CoStars for the 2019/2020 season. Mark Wm. Stitzel made a motion, seconded by Dean A. Adam to contract for five hundred (500) ton of road salt from CoStars. Motion carried with all Supervisors voting yes.

JB Environmental Services report was reviewed by the Board.

Joseph H. Body, Township Engineer submitted progress reports to the Board for Hamburg Commerce Park. The progress reports were discussed for the infrastructure and Lot 3. Mr. Body stated Hamburg Commerce Park is requesting a reduction in the Line of Credit for both the infrastructure and Lot 3 but hasn't requested a reduction for the third Line of Credit. Mr. Body stated Lot 3 is ninety-three percent (93%) complete and the infrastructure is eighty-six percent (86%) complete. Dean A. Adam made a motion, seconded by Lance N. Adam to reduce the Line of Credit for the Infrastructure by One Million One Hundred Ninety-Five Thousand Seven Hundred Thirty Dollars and Twenty Cents (\$1,195,730.20) and retain the security at Nine Hundred Two Thousand One Hundred Fifteen Dollars and Eighty-Two Cents (\$902,115.82). Motion carried with all Supervisors voting yes. Dean A. Adam made a motion, seconded by Lance N. Adam to reduce the Line of Credit for Hamburg Commerce Park Lot 3 by Five Hundred Sixty-nine Thousand Two Hundred Nineteen Dollars and Thirty-Nine Cents (\$569,219.39) and retain the security at Two Hundred Fourteen Thousand Four Hundred Dollars and Twenty-Five Cents (\$214,400.25). Motion carried with all Supervisors voting yes

Allen Shollenberger, Solicitor, stated he submitted a draft to the Board for review for a security camera policy. Lance N. Adam stated he doesn't want the employees to feel like they are being monitored and watched every moment. Mr. Shollenberger stated they are for security of the building and to monitor. Lance N. Adam stated he would work on the wording of what he would like in the policy. Lance Adam stated he contacted Smrtguys about how the cameras record and suggested having them come to the township some evening to show the Board how they operate. Lance N. Adam stated the residents want answers he wants answers. Lance N. Adam made a motion to have the trailer removed from Dean & Rosanne Adam's property. The motion didn't receive a second and did not pass. Lance N. Adam directed Mr. Shollenberger to send a Notice of Violation to Dean and Rosanne Adam. Mr. Shollenberger responded this is not the procedure the township follows. Lance N. Adam then made a motion to have Mr. Body send a Notice of Violation to Dean and Rosanne Adam. The motion didn't receive a second and did not pass. Lance N. Adam stated nothing is going to happen. Mark Wm. Stitzel stated Dean already said he would have an answer in thirty days. Lance N. Adam made a motion to have Jill Nagy as a special counsel since Allen Shollenberger is not giving a fair defense when it comes to Dean and Rosanne Adam. Mark Wm. Stitzel stated you don't need a motion, she is already the township's Special Counsel. Lance N. Adam stated he would contact Jill Nagy tomorrow. Motion carried with all Supervisors voting yes

Payment Request Draft:

The Board reviewed the payment request draft prepared by the office. Chairman Adam asked Mr. Wagner to review the draft.

EMS Account Disbursements:

Chairman Adam stated the fire companies don't ask for donations from the residents of Perry Township and the ambulances still charge for services. Lance N. Adam stated the Fire Marshall monies should be increased and used by Shoemakersville Fire Company to upgrade the fire hydrants and get new flag markers for the hydrants for the westside of 61. Dean A. Adam made a motion, seconded by Lance N. Adam to disburse Forty-one Thousand Two Hundred Eighty Dollars to Shoemakersville Fire Company and Thirteen Thousand Four Hundred Forty Dollars to Virginville Fire Company. The Ambulances and the Fire Marshall disbursements will be discussed at a later date. All disbursements will be paid from the submitted payment request form and paid directly to the vendor upon approval of the Board. Motion carried with all Supervisors voting yes

Comments:

Stan Snyder, Grandview Road, asked if the noise from the construction can now be controlled. Chairman Adam stated the Board adopted a noise ordinance. Mr. Snyder asked if someone could talk to the developer about constructing a berm and find out where the dirt will go.

Donna Kaley, Pottsville Pike, stated the intersection at Zweizig Road and Route 61 is very dangerous. Mrs. Kaley asked if a turn lane is going to be constructed. Mr. Body stated PennDot will not install a turn lane because there is not significant traffic for a turn lane at this time. Mr. Body stated PennDot may revisit the issue after the warehouse have tenants.

Rusty Wagner, Shoemakersville Fire Company, asked if the amount of Forty-One Thousand Two Hundred Eighty Dollars (\$41,280.00) includes the workmen’s compensation or is in addition to the payment. Secretary Adam stated the workmen’s compensation is deducted from that amount.

Loretta Watkins, Koenig Drive, asked where does all the money go.

Debbie Wahl, Ridge Road, stated the Board should choose someone else to serve on the Vacancy Board.

Cleon Swartzentruber, Brown Road, stated the residents should be receiving a high level of respect and feels the Board can do a better job. Mr. Swartzentruber stated it doesn’t appear to be appropriate to have Rosanne Adam on the Vacancy Board.

Nancy James, Ridge Road, wants a motion to have the January minutes amended to reflect the changes she suggested. Allen Shollenberger stated the minutes are an official recollection of the meetings and reflect the Robert’s Rules of Orders. The minutes are not accurate testimony. Mrs. James said she is questioning how the motion was done and would like the minutes amended. Lance Adam asked Nancy to write down exactly what her correction is until next month.

Charles DeCarlo, Zweizig Road, asked what tax breaks did the warehouses receive. Chairman Adam said the warehouses received no tax breaks from Perry Township. Mr. DeCarlo asked if the sewer rates were going to be reduced. Chairman Adam said that is a question to be answered by the Municipal Authority.

John Ide, Sunset Lane, questioned if the security cameras have audio. Lance Adam stated he will get quotes for audio.

Troy Heckman, Skyline Drive, stated he attends meetings as a taxpayer of Perry Township and without an agenda and does not support any organizations.

Bryan Althouse, Adams Hotel Road, said he agrees with Mr. Heckman and does the same.

Stan Snyder, Grandview Road, wanted to add the snow removal crew did a very good job this winter season.

Correspondence:

The Board reviewed the correspondence.

Adjourn:

Dean A. Adam made a motion, seconded by Lance N Adam, to adjourn the meeting at 8:40 p.m. Motion carried with all Supervisors voting yes

MINUTES APPROVED ON
April 9, 2019

RECORDED BY

Rosanne R. Adam, Secretary/Treasurer

Dean A. Adam, Chairman