

BOARD OF SUPERVISORS
PERRY TOWNSHIP
September 12, 2023

The regular monthly meeting of the Board of Supervisors of Perry Township was called to order by Chairman Lance N. Adam at 7:00 p.m. on September 12, 2023 from the Perry Township Municipal Building, 680 Moselem Springs Road, Shoemakersville, PA. The meeting was also being held via zoom conferencing. The format for tonight's meeting is in compliance with PSATS. The meeting was also being recorded.

Pledge of Allegiance

Roll call was held and the following Supervisors were present:

Lance N. Adam- PRESENT
Patrick J. Daly- PRESENT
Joseph Dalton- PRESENT

Also present at the board meeting were:

Allen Shollenberger, Esq. – PRESENT
Rochelle Dreibelbis, Administrator – PRESENT

Public Comments:

Loretta Watkins- Looking for status update on the Birch Hill Road warehouse project. Ryan Rhode provided.

Jeff Dreibelbis- Questioned why all the shoulders of the roads needed to be graded, for example on a hard hill like Stone Hill Road. Chairman Adam explained his preparation for oil and chipping. Chairman Adam confirmed the roadcrew placed stone in all the areas where the graded shoulders washed out. Jeff questioned Allen Shollenberger if one of those stones is out on the road and damages a car, is the township liable? Jeff asked Chairman Adam if the ground taken out was put back at the top of the hill? No, it wasn't. Jeff commented "of course not, that would take physical work." Chairman Adam questioned Kraft if the shoulder grading was necessary and done properly? Ryan agreed shoulder grading was necessary in many parts of the township, and needed to be completed prior to street work. Jeff commented "they are paying you, of course you are going to agree." Jeff questioned the rocks the roadcrew put in the neighboring farms driveways. The rocks are now in the road, with dirt washing over the rocks. Chairman Adam confirmed all work was done within the township right-of-way. Allen commented "this is not a perfect world. The township cannot be sued for attempting to make something better, they can be sued for negligence. It is about making good faith efforts." Jeff questioned the need for a \$5,000.00 salt dome? Chairman Adam elaborated on its location and the necessity of it. Jeff questioned why the township never donates to the Hamburg Fire Company? Chairman Adam answered they are not Perry Township's primary fire company. Jeff commented there are times Hamburg responds to Perry Township calls when others do not. Chairman Adam discussed how "mutual aid" works.

Mateusz Opalinski and Alaknanda Nabar-372 Luisa Court- Residents from 372 Luisa Court had more questions about the township's right-of-way on Perry Road. Discussed the removal of

the lights placed in the township right-of-way. Residents of Luisa Court, Mateusz and Alaknanda, were upset with the manner in which the lights were removed. Allen Shollenberger asked if the lights were in the right-of-way or on private property? The residents confirmed the lights were placed in the township right-of-way. The residents explained the reason for the lights was to deter dog refuse and illegal trash littering. The residents questioned if they must maintain the right-of-way? The residents stated if they do not have to maintain the right-of-way, the lights will be removed. Allen Shollenberger confirmed private citizens do not need to maintain the right-of-way. The residents questioned who is responsible for the planting screen depicted on the subdivision plan? Ryan Rhode confirmed that is the builder's responsibility before the development is complete. Ryan elaborated on the process followed after the building is complete in the development. The resident requested a follow-up on their complaint of the weeds on the neighboring construction site. Jeff Fiant said the weeds need to be on the top soil pile to prevent washing. Jeff will contact the builder regarding the weeds behind the top soil pile. The residents and Jeff Fiant discussed their fence installation.

Gale Pyles- Questioned if anything could be done at the stop sign at Forest Lane and Stone Hill Road. Gale is concerned for the kids in that area because no one stops at the stop sign. That area is also a school bus turn around area. Chairman Adam will look into "School Bus Turn Around" signs. After oil and chip, white stop bars will also be painted on the road.

Kathy DeCarlo- Commended the trimming on Zweizig Road.

Nancy James- Nancy warned of multiple robberies happening in the area. Asked everyone to lock their doors and lookout for one another. Nancy commented that the township hires professionals to give the Board advice. She feels the comment about Kraft only agreeing with the Board because they are paid too was uncalled for. Nancy commented it is not the 90's anymore and laws changes.

Approval of Minutes: Motion was made by Chairman Adam to approve the minutes from the, Committee meeting August 1, 2023, and Supervisor meeting August 8, 2023. Supervisor Dalton seconded the motion. Motion carried with all Supervisors voting yes.

Treasurers Report: Motion was made by Chairman Adam to approve the Treasurer's report dated August 31, 2023. Supervisor Daly seconded the motion. Motion carried with all Supervisors voting yes.

Bills for Payment: Supervisor Dalton would like to keep track of how much the "old tractor" is costing in repairs. Motion was made by Chairman Adam to approve the Bills for Payment dated September 12, 2023. Supervisor Daly seconded the motion. Motion carried with all Supervisors voting yes.

Tree Removal Quotes: Township requested quotes for the removal of 6 large trees on Alpine Road. The lowest quote came from To The Top Tree Service in the amount of \$7,200.00. Chairman Adam made a motion to accept the quote from To The Top Tree Service in the amount of \$7,200.00. Supervisor Dalton seconded the motion. Motion carried with all Supervisors voting yes.

Equipment Quotes- Chairman Adam would like to replace the 2008 Backhoe with a new skid steer and mini excavator. Quotes collected from Kubota and Case, under the state contract. Price

for the 2024 Case Mini-Excavator, 2 ft digging bucket, 3 ft grading bucket and the extended warranty is \$90,739.70. Supervisor Daly questioned what the trade-in value is for the backhoe? PowerCo offered a buyout of \$47,500.00, if the township purchases the new equipment from them. Because of the condition of the backhoe and current listings, Chairman Adam feels the township could get more for the backhoe on Municibid. Chairman Adam made a motion to purchase the 2024 Case Excavator with previous mentioned attachments and extended warranty from PowerCo in the amount of \$90,739.70. Supervisor Dalton seconded the motion. Motion carried with all Supervisors voting yes. Chairman Adam mentioned the township budgets \$250,000.00 each year for capital equipment purchases, with no large equipment purchases last year or this year to date. Price for the 2024 Case Skid Steer, 48" fork set, 84" tooth bucket, straight bucket, milling head, and extended warranty is \$107,685.00. Chairman Adam made a motion to purchase the 2024 Case Skid Steer with previous mentioned attachments and extended warranty from PowerCo in the amount of \$107,685.00. Supervisor Dalton seconded the motion. Motion carried with all Supervisors voting yes. A trailer capable of transporting the equipment will be needed. A 2023 BWISE trailer was priced at Givlers Auto Clinic and Trailer Sales in the amount of \$12,540.00. Chairman Adam made a motion to purchase the 2023 BWISE trailer at Givlers in the amount of \$12,540.00. Supervisor Dalton seconded the motion. Motion carried with all Supervisor voting yes.

Reports:

The following reports were given to the Board of Supervisors:

Rusty Wagner, Fire Chief- Not present.

Jeff Fiant, Kraft Municipal Group, Inc- Zoning and UCC- 2 building permits issued with a total improvement value of \$6,000.00. 3 certificates of occupancy issued, 10 building inspections were performed, 9 property maintenance issues, and 5 zoning issues investigated. Discussed property maintenance issues throughout the township. Compliance achieved on multiple NOV's for high grass and weeds. Discussed an issue with a pool on Windsor Castle Rd. Jeff spoke with the property owner at 500 Mohrsville Rd. Property owner confirmed he will have the house "shell" down and cleaned up by mid-October.

Gene Buck, Planning Commission – Meeting held on September 6, 2023; 2 members absent- Ray Hepner and Dean Adam. John Hoffert in representation for the Hinkle Annexation plan review. Motion carried for Final Plan Approval for the Hinkle Annexation. A few items need to be addressed before the plan is ready for the Supervisor Board. Ryan Rhode supplied his latest review letter for Glen-Gery Land Development- 62 review items discussed. Previously approved plans for Wolfe Textiles were signed. Meeting adjourned at 8:15 pm.

Donald Mast, Municipal Authority (PTMA)- Slow month. Added strips to 17 manholes. Chairman Adam offered extra strip pieces if needed.

Ryan Rhode, Kraft Municipal Group, Inc- Engineering- Report distributed. Wolfe Textile plans are adequate to be signed by the Board. Conditional Final Plan approval granted previously. Hinkle Annexation review letter and Glen-Gery Land Development review letter attached. No motions needed tonight. Current start date for oil and chip is Tuesday 9/19.

Allen Shollenberger, Solicitor – Allen educated on his research of the Act 13 Impact Fee Nancy James had questioned last meeting. This particular impact fee is designated for conventional or non-conventional oil or gas wells in the northern tier of PA. The proposed sign ordinance for

the C1 district has been reviewed, all comments taken into consideration, and is ready for advertisement. Chairman Adam made a motion to approve the advertisement of the proposed sign ordinance for the C1 district. Supervisor Daly seconded the motion. Motion carried with all Supervisors voting yes.

EMC- No report.

Road Master- July and August reports provided.

J B Environmental- Permit issuance on Stone Hill Road

Recreation Park- A group of volunteers and the recreation board are coordinating a Family Fall Festival at the recreation park on October 14. This is a township/recreation board sponsored event. The recreation board approved a DNE budget of \$1,500.00 at their last meeting. Any proceeds from the concession stand will come back to the recreation fund, to be used to sponsor the next family event. Supervisor Dalton questioned if there are any liability issues? Allen agrees no liability issues. Chairman Adam made a motion to approve the DNE budget of \$1,500.00 towards the Family Fall Festival, receipts to be overseen by the township. Supervisor Dalton seconded the motion. Motion carried with all Supervisor voting yes. The funds will be drawn from the Recreation Fund account.

Correspondence: Liberty Environmental sent a notice of intent to remediate at Wolfe Textiles. The notice of intent derives from the Wolfe Textile's DEP application. Northern Berks EMS sent a "thank you" letter for the EMS tax distribution.

*Supervisor Daly would like to review a budget check/ 2024 budget preparation at next workshop meeting.

Public Comments:

Loretta Watkins- Questioned what roads are receiving oil and chip? List provided.

Jeff Dreibelbis- Jeff suggested concreting the visitor bleacher area at Dietrich Field in the near future. The stones/ macadam pieces are constantly in the grass. Supervisor Daly mentioned this could potentially be another Eagle scout project.

Nancy James- Nancy asked Allen if there is any liability with her digging and dividing plants at the recreation park? Allen commented there will always be some form of liability, but that is why we have insurance. Allen said "don't create any unreasonable risks."

Adjourn:

Chairman Adam made a motion to adjourn the meeting at 7:48 pm. Supervisor Dalton seconded the motion. Motion carried with all Supervisors voting yes.

MINUTES APPROVED ON:
October 10, 2023

RECORDED BY:

Lance N. Adam, Chairman

Rochelle Dreibelbis, Administrator