

The meeting of the Douglass Township Board of Supervisors was called to order at 7:22 P.M. Attending were Chairman John Stasik, Vice-Chairman Tony Kuklinski, Supervisor Fred Ziegler, Solicitor Paul Bauer, John Sartor from Gilmore & Associates, Chief Templin, Andy Duncan, Mike Heydt, Pete Hiryak and approximately 27 residents.

Mr. Stasik led us in the pledge of allegiance.

Mr. Bauer announced that an Executive Session was held earlier this evening involving personnel issues, no votes or decisions were given.

Mr. Stasik asked if there were any changes, corrections, or comments on the minutes of May 18th, 2015 Board of Supervisors Meeting, no changes or comments were given. Mr. Stasik asked for a motion to approve the minutes of May 18th, 2015 as presented.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to approve the minutes of the May 18th, 2015 Board of Supervisors Meeting. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Mr. Stasik asked for a motion to approve the agenda for June 15th, 2015 as presented.

A motion was made by Mr. Stasik, seconded by Mr. Kuklinski to approve the agenda for June 15th, 2015 as presented. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Public Hearing

PMRPC 2015 Comprehensive Plan Resolution to adopt Regional Comprehensive Plan. (MCPC & DT Planning Agency recommend adoption to BOS). The manager stated that the goal of the Comprehensive Plan update is to provide a roadmap for future growth and land use in the Pottstown Metropolitan Region. The Comprehensive Plan must be reviewed every 10 years, the last 12 months the proposed plan has been reviewed, the proposed plan tries to preserve and protect open space and agricultural areas, and also helps to shift growth from E. Philadelphia Avenue to the Rt. 100 Corridor. Each municipality of the Pottstown Metropolitan Region is required to hold a public hearing to consider the adoption of the Pottstown Metropolitan regional Comprehensive Plan – 2015 Update. The regional plan involves the Montgomery County municipalities of Douglass, Lower Pottsgrove, New Hanover, Upper Pottsgrove, West Pottsgrove, and Pottstown Borough; and the Chester County municipalities of East Coventry and North Coventry. The plan was distributed and recommended for adoption by the by the Douglass Township Planning Agency and the Pottstown Metropolitan Regional Planning Commission. The manager asked if there was any questions from the Board, Mr. Ziegler asked who from Douglass Township attended the meetings, the manager stated that he, Mr. Reitz, and Mr. Kuklinski attended the meetings on behalf of Douglass Township. Manager Hiryak asked if the public had any questions or comments, Mr. Brumwell asked how much will this be adhered to, or can they change it, the manager replied that it is a guideline for future use. I have copies of the plan if anyone is interested and it is also available online. Mr. Stasik felt that the plan is very good. No other comments were given, Manager Hiryak closed the public hearing. Mr. Bauer stated that this would be the time for a vote if the Board chooses to do so.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to adopt the Pottstown Metropolitan Regional Comprehensive Plan – 2015 Update. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Gilbertsville Fire & Rescue – Rick Smith

Fire report for May 2015 – 2 fires, 3 brush/trash fire, 1 vehicle fire, 1 wire, 2 fire alarm/CO2 alarm, 1 vehicle accidents, 1 vehicle rescue, 1 misc. rescue, 1 hazardous material, 1 EMS assist, 3 fire police, 6 assists to other depts., and 4 investigations, for a total of 27 calls. The Fire Company was in service for 19 hours and 46 minutes. Assists: 2 to Boyertown, 2 Pennsburg, and Pottstown 2. One member, Kevin McDonald, completed his 188 hour FF1 Training, this month there will be two more graduates. We attended a ceremony honoring the emergency services at the Boyertown Mason Lodge. Chief Smith stated that two weeks ago they had a vehicle rescue on

Swamp Pike and the New Hanover Fire Department was asked for assistance, it took 55 minutes to get the female out of the vehicle. Chief Smith thanked the New Hanover Fire Department for all their help. Chief Smith stated that they had two fire calls at the Gilbertsville Shopping Center, people throw cigarette butts in the mulch and it starts a fire. Mr. Kuklinski asked Mr. Dries if he had a contact number for the shopping center, Mr. Dries replied that he will have the shopping center replace mulch with stone. No questions were asked.

A motion was made by Mr. Ziegler, seconded by Mr. Stasik to accept the Gilbertsville Fire & Rescue Report as given. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Gilbertsville No. 1 – Phyllis Kerr

Ms. Kerr stated that Bike Night will be August 15th, we have bike raffle tickets and t-shirts for sale. We will be having a Sunday Father's Day Brunch from 12noon-2pm at the firehouse. Ms. Kerr asked the manager to apply to PennDot for a road closure permit to block a portion of E. Philadelphia Avenue for Bike Night. No questions were given.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to accept the Gilbertsville No. 1 Report as given. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Engineer's Report – John Sartor, Gilmore & Associates

Provco Pinegood Grosser Road, LP/Wawa Land Development – This project is proceeding through construction. On 6/4/15 we forwarded our letter of recommendation to the Township regarding Irrevocable Letter of Credit (LOC) No. 893 Reduction Request No. 4. The value of the work performed to date is \$438,123.42. Subtracting 10% retainage as well as the amounts previously released results in the amount of \$131,889.27. We recommend that the Irrevocable LOC No. 893 be reduced by this amount. If the BOS approve this reduction request, then the amount remaining in the LOC will be \$428,654.33. No question were asked.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to approve, based on the recommendation of Gilmore & Associates, the letter of credit reduction request #4 Provco Pinegood Grosser Road, LP/Wawa Land Development in the amount of \$131,889.27 leaving a balance of \$428,654.33 remaining in the Letter of Credit. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to accept the Engineer's Report. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Police Department Report – Chief Templin

Statistics for May 2015 – 389 incidents reported, 3 reportable accidents, 10 non-reportable, 22 criminal investigations, 8 criminal arrests, 193 traffic citations, 71 non-traffic citations, 0 parking tickets, 9,875 miles traveled, money received by the Township \$6,127.37. On June 9, 2015, Chief Templin stated that he gave a presentation on Work Place Violence to Sci-Cast International in Bechtelsville, PA. On June 10th Chief Templin attended the Flag/Memorial Service at the Gilbertsville Area Community Ambulance Service. The event was well attended and I want to thank Gilbertsville Area Community Ambulance Service for the invitation and all the great service they provide to the community. No questions were given.

A motion was made by Mr. Stasik, seconded by Mr. Kuklinski to accept the Police Department Report. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Solicitor's Report – Paul Bauer

Douglass Estates – Final Plan Approval – For consideration by the Board of Supervisors I have prepared a Final Plan Resolution. In addition I have prepared Developers Agreements consisting of a Financial Security Agreement and an Improvement and Maintenance Agreement and have submitted the same for review. No questions were asked.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to approve the Final Plan Resolution, and Developers Agreements consisting of a Financial Security Agreement and an Improvement and Maintenance Agreement. Kuklinski-Aye, Stasik-Aye, Ziegler-Abstain. Motion passed.

Summer Hill Deed of Dedication – As you recall, there has been a long standing debate over the ownership of the open space and maintenance requirements in the Summer Hill Development. We had a final meeting with the members of the Home Owners Association and Michael Gambone wherein it was jointly agreed to deed over several areas of open space back over to the HOA and one of the open space parcels (the sidewalk to nowhere lot on Grosser Road) was agreed to be deeded over to the Township. Mr. Bauer asked for authorization for the Execution of the Deed.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to authorize Mr. Bauer to proceed with the Execution of the Deed for Deed of Dedication to the Township of Open Space Parcel B on Grosser Road. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Mountain Mulch – In response to the Motion to Interpret the Settlement Agreement as filed by opposing counsel along with our Motion for Sanctions, a hearing before Judge Drayer was held on May 21, 2015 at 9:30am in response said motions. The Court awarded the Township \$2,000.00 in sanctions for attorney's fees. In addition a Stipulated Order has been issued by Judge Drayer. I had previously provided the Township with a copy of the Order. The site has been cleaned and the nursery material has also been removed. It is my hope that this matter is now resolved.

Police Contract – By letter I was informed that the Collective Bargaining Committee intends to begin negotiations as their current contract expires at the end of this year. On behalf of the Township, I have responded to same and was informed that a meeting with all required committee member and Township officials will be scheduled after the July Holiday.

Douglass Estates – Agreement of Understanding – Authorization of an Agreement of Understanding between Developer, Township, & BMMA for Lot #76 to install sewer lines is requested and recommendation for a variance to reduce the lot size of Lot #76 at the Zoning Hearing Board Meeting and has been recommended by the Planning Agency.

A motion was made by Mr. Ziegler, seconded by Mr. Stasik to authorize Mr. Bauer to proceed with an Agreement of Understanding between the Developer of Douglass Estates II & III, Douglass Township, and BMMA to install sewer lines, and recommend a variance to the ZHB to reduce the lot size of Lot #76 of same development. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to recommend, based on the P/A recommendations, a variance by the Zoning Hearing Board to allow Douglass Estates to reduce the lot size of Lot #76 to be used as a pumping station as long as the Township is not held responsible for any future maintenance of this lot. Kuklinski-Aye, Stasik-Aye, Ziegler-Abstain. Motion passed.

Trash Ordinance – I have prepared a final draft of the Trash Enforcement Ordinance. The most recent draft will replace the entire section as previously provided by Ordinance No. 2003-07 and restate its terms with a few modifications and the inclusion of an enforcement provision. Should the Board approve the Ordinance, I will schedule the same to be advertised for adoption at future meeting.

A motion was made by Mr. Stasik, seconded by Mr. Kuklinski to authorize the advertisement for a public hearing for the Trash Enforcement Ordinance to be scheduled. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Applications which are pending but inactive:

Danny Jake – Hallowell inactive 2 years

Mr. Stasik asked if there were any questions on the Solicitor's Report, Mr. Brumwell asked if the police contract meetings were public, Mr. Ziegler replied that they he could attend however, questions or input would not be accepted from him. No other questions were given.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to accept the Solicitor's Report. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Highway Department Report – Mike Heydt

Mr. Heydt said that the last two weeks the road crew mowed, weed whacked around the bridges, repaired Pinehurst Way, cleaned ditches, inlets, and around signs. Major road projects for this year are Bow Lane, Thomas Road, and Brian Road. Janet Bauer asked if we have a timeframe when Rt.100 work will be started, the manager stated that he received notice that a preconstruction meeting is scheduled on 6/29/15 involving PennDot projects, we will have a better idea after that meeting. Farmington Avenue to County Line Road was supposed to be on the list of PennDot projects. No other questions were asked.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to accept the Highway Report. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Gilbertsville Ambulance Report – Andy Duncan

For the month of May 2015: 124 calls for service; 10 Boyertown, 2 Colebrookdale, 44 Douglass Township, 3 Earl Township, 41 New Hanover, 1 Pennsburg, 10 Pottstown Borough, 2 Upper Frederick, 2 Upper Hanover, 7 Upper Pottsgrove, and 1 Washington Township. ALS calls – 83, BLS calls-41. Transported 88, refusals 11, no patient found 7, cancelled 15, DOA 1, transfer to air medical 1, and transported by law 1.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to accept the GACAS Report as given by Mr. Duncan. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

EOC Report – Andy Duncan

Discussed lease agreement between No.1 and F&R. EOC would like a meeting next month to go over the lease.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to accept the EOC Report. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Recycling Report – Andrew Duncan

Commercial hauler permit applications were sent out again in April for the remaining trash companies that have not submitted their annual permit. Republic Services and A J Blosenski have responded to the second notice. Diamond Disposal, Dispos-all, and D&L Disposal are the three remaining companies that service commercial businesses in the township that have not paid for their permits. The recycling department has completed the demonstration of 8 skid steer machines, one to be purchased with the 902 recycling grant funding. Recycling staff and highway department staff have decided on a Bobcat S630 Radial Life machine. I would like a motion to proceed with the purchase, through 902 recycling grant funding, of a Bobcat S630 skidsteer in the amount of \$52,654.33 grant funded.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to approve the purchase of a Bobcat Radial Life Skidsteer S630 in the amount of \$52,654.33 funded through the 902 recycling grant. Kuklinski-Aye, Stasik-aye, Ziegler-Aye. Motion passed.

We still have mulch and compost for sale, \$10.00 per scoop, \$5.00 with your trash bag insert. The brush pile at the recycling center is ready to be ground again, I will be seeking quotes to have the pile tub ground for the next meeting. Still waiting on the completion of the trash study from the PADEP consultants. I believe that this study will have a lot of useful information to help us prepare our future trash contracts. The current contract is due to Expire in October 2015.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to accept the Recycling Report. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Treasurer's Report – Cynthia O'Donnell

The unpaid bills for June 2015 amount is \$130,769.70, this is an updated total and includes the following bills in the amount of \$578.48 that were received on Monday, June 15th. They were not included in the list prepared on Friday, June 12th, 2015 – \$73.00 for CRI, \$50.94 for Gilbertsville Auto Supply, \$200.00 for Signal Service, \$46.94 for Tractor Supple, and \$207.60 for Washington Mutual Insurance Company. Unusual bills being paid: Billyray & Christine Pearce for a tax refund, Boyertown Area YMCA for the Douglass Park Summer Camp, Brown & brown of LV, Green Giant Lawn & Tree Care for Virmay Drive, Herbein+Company for audit, Jason&Rosalie Uckele for tax refund, Jerry's Sport Center for police ammo, Lacial Equipment for Hwy dept, RR Donnelley for police supplies, and Z-Welco for repairs to plows. Due to the 2015 millage increase, revenues for current year real estate taxes are \$44,811 ahead of 2014 collections. The General Fund 2015 budget includes increased contributions to both the Gilbertsville F&R (\$37,000), and Gilbertsville Ambulance (\$44,000). I will be including the budgeted contributions to non-profits with July's bill list, but would like to discuss the timing of payments to Gilbertsville F&R and Gilbertsville Ambulance. See attached schedule for Board's review. The Township received notice that a judicial sale will take place for the property located at 45 Diehl Drive, and owned by Boyertown Sanitary Disposal Co., Inc. With a judicial sale, claims for delinquent taxes against the property will not be honored. The outstanding claims for Douglass Township are as follows: \$404.76 (2012), \$374.47 (2013), \$344.17 (2014), for a total of \$1,123.40. The 2014 Audit notice was advertised on Friday, June 5, 2015. (See attached). Ms. O'Donnell went over budget amendments for a deficit in the recycling fund,

A motion was made by Mr. Ziegler, seconded by Mr. Stasik to authorize payment of the June 2015 unpaid bills in the amount of \$130,769.70 including additions. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to approve the budget amendments as given by Ms. O'Donnell. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to accept the Treasurer's Report as given. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Manager's Report – Pete Hiryak

1. The Manager reviewed the upcoming meetings as follows: Thursday July 9th P/A Meeting @ 7pm, Monday July 20th EOC Mtg @ 6pm, BOS Agenda @ 6:30pm, and BOS Mtg @ 7pm. ZHB Mtg TBA, Lot #76 Douglass Estates, BMMA Pump Station (lot square footage & width reduction variance request) P/A recommended approval to BOS, BOS recommended with condition.
2. Quigley Bus Service (12 month Plan Review Extension Request), 290 Middle Creek Road – the manager stated that last week the Planning Agency discussed the extension request however the vote was 3 to 3 and a motion to recommend did not carry. Mr. Stasik stated that he felt a 30 day extension would be sufficient.

A motion was made by Mr. Stasik, seconded by Mr. Ziegler to approve a 30 Day Extension for the Quigley Bus Service Plan Review. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Quigley Bus Service has requested a staff meeting, the manager stated that an escrow has been established, should the Solicitor be involved in the staff meeting. Mr. Ziegler made a motion to have the Solicitor attend the Quigley Bus Service staff meeting. The Board will want a progress report at their next meeting in 30 days.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to authorize Solicitor Paul Bauer attend the Quigley Bus Service staff meeting. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

3. Fire Police Addition – Robert Kerekes (BOS approval required), the manager stated that approval is needed by the BOS to add Robert Kerekes to the Special Fire Police list, background check has been received.

A motion was made by Mr. Kuklinski, seconded by Mr. Ziegler to approve the addition of Robert Kerekes to the Douglass Township Special Fire Police list. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

4. Traffic Study Requirement Ordinance 2014-04, P/A & Act 209 Committee made an adoption recommendation to the BOS. The manager asked for the Board's authorization to set a public hearing date and send advertisement to newspaper.

A motion was made by Mr. Stasik, seconded by Mr. Kuklinski for authorization to set a public hearing date for the proposed Traffic Study Requirement Ordinance and authorization for advertisement. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

5. The manager stated that received a late request for fire police assistance for an auction on Saturday June 27th on Hoffmansville Road and asked for authorization from the Board.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to authorize the fire police to assist with traffic on June 27th at an auction on Hoffmansville Road contingent upon the homeowner paying the fire police \$15 per hour/per man for the assistance. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye.

Public Comment

Mr. Sell thanked the manager for adding his wife's letter to the website, and reminded the public that the Relay for Life in June 27th & 28th. Mr. Brian Quigley apologized for slacking on handling his plan review however he does not feel that the 30 plan review extension is enough time and would like the Board to reconsider extended the review time to 45 days, Mr. Stasik felt that Mr. Quigley should have the staff meeting first to see where it goes from that point. Ms. Gladys Bauer thanked everyone for voting and felt that the right candidate won. Mr. Ziegler stated that with the Wynstone Development on Swamp Pike possibly going on for years he feels that in the best interest of our taxpayers and the New Hanover taxpayers we should go outside and hire a conflict counsel to handle it – traffic is going to be a terrible problem. Mr. Kuklinski stated that he was at the last New Hanover Planning Agency Meeting and this will involve 208 acres with 700 proposed units added in New Hanover Township on the old airport property, this will increase traffic by approximately 5500 trips per day. There is no definitive plan to help handle the traffic impact, one plan is to filter this out onto Township Line Road. Douglass Township needs to be active in planning the filtering routes to lessen the impact on E. Philadelphia Avenue.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to schedule a meeting with New Hanover Township concerning the potential traffic impact created from the proposed Wynstone Subdivision. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to approve Robert Brandt as the conflict counsel to represent Douglass Township involving the Wynstone Subdivision in New Hanover Township. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Mr. Stasik commented that development is inevitable but at least we can manage it so that it does not become such an impact on the Township. Mr. Carl Hiryak asked what about the impact to the schools, Mr. Sell stated that there should be a plan in New Hanover Township to build a new school there because of the impact they will be making to the school district with all the residential development. The manager asked if Douglass Township can recoup the costs incurred to Douglass Township from other projects such as Wynstone, Mr. Bauer suggested to keep track of the costs and pass them through to the developer. Ms. Kerr asked if this development is the same place where THP was going to build, Mr. Sartor replied yes, however this is only a sketch plan and it is much larger than the original plan. Mr. Saul asked for an update on the Gilbertsville Car Wash, Mr. Bauer stated that he met with Mark John and Bob Dries and he is waiting for a list of violations, a proposed meeting will be soon. No other comments were given.

Old Business/New Business

None was given.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to adjourn the meeting at 8:43pm. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

The next Board of Supervisor's meeting will be held on Monday, July 20th, 2015 @ 7:00 pm.

Respectfully submitted by,
Marcy Meitzler