

The meeting of the Douglass Township Board of Supervisors was called to order at 7:03 P.M. Attending were Chairman John Stasik, Vice-Chairman Tony Kuklinski, Solicitor Paul Bauer, John Sartor from Gilmore & Associates, Chief Templin, Mike Heydt, Bob Dries, Andy Duncan, Pete Hiryak, and approximately 25 residents/developers.

Mr. Stasik led us in the pledge of allegiance. Mr. Stasik announced that Mr. Ziegler would not be present tonight because of an emergency. Mr. Bauer announced that an Executive Session was held prior to tonight's BOS meeting involving legal matters, no decisions or votes were taken.

Mr. Stasik asked if there were any changes, corrections, or comments on the minutes of September 21st, 2015 Board of Supervisors Meeting, no changes or comments were given. Mr. Stasik asked for a motion to approve the minutes of September 21st, 2015 as presented.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to approve the minutes of the September 21st, 2015 Board of Supervisors Meeting. Kuklinski-Aye, Stasik-Aye. Motion passed.

Mr. Stasik asked for a motion to approve the agenda for October 5th, 2015 as presented. The Manager stated that he received a late call to remove the Wynstone Development presentation from tonight's agenda, the presentation has been rescheduled for the October 19th, 2015 meeting, and the ordinance on tonight's agenda is 2015-06. Mr. Stasik asked for a motion to approve the October 5th, 2015 Agenda with the changes given by the Manager.

A motion was made by Mr. Stasik, seconded by Mr. Kuklinski to approve the agenda for October 5th, 2015 with the removal of the Wynstone presentation and correcting the public hearing ordinance number to read as 2015-06 per the Manager. Kuklinski-Aye, Stasik-Aye. Motion passed.

Public Hearings

Ordinance 2015-06 – proposing the Amendment of Part 3, Plan Submission and Requirements, of Chapter 22, Subdivision and Land Development - Mr. Bauer stated that the ordinance was advertised in the Pottstown Mercury on 9/20 & 9/27/15 and he has received the Proof of Notification from the Mercury. This ordinance amends Chapter 22, Part 3 adding a new section requiring that a traffic impact study be submitted for the following: change in zoning, special exception, conditional use, residential developments with 30 or more units, non-residential developments of 25,000 sq. ft. or more or any site that would impact traffic flow & safety. This was a model ordinance drafted by the Montgomery County Planning Commission, with recommendation from PennDot, the Act 209 Committee and the Douglass Township Planning Agency. Mr. Bauer asked if there were any questions from the public or from the Board of Supervisors, no questions were given. The public hearing was closed and 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. Stasik, seconded by Mr. Kuklinski to adopt the 2015-06 Amendment to Part 3, Plan Submission and Requirements of Chapter 22, Subdivision and Land Development for traffic impact study requirements. Kuklinski-Aye, Stasik-Aye. Motion passed.

Douglass Estates Phase II & III – Jim Gibson

Mr. Gibson stated that in the beginning of this project the relationship between him and the Township was a little rocky because he is not an experienced developer and he was unfamiliar with our development process, now he has a better understanding of the development requirements and process. Mr. Gibson announced that the retention ponds are full and functioning in Douglass Estates and he is glad to be part of the community and presented the Township with a check for \$149,059.00 for the Act 209 Fees for road improvements associated with the Douglass Estates Phase II & III Development. The Board accepted the Act 209 Fees from Mr. Gibson. No questions were given.

Recycling Department Presentation

Ms. Veronica Harris, County Recycling Manager, presented the 2014 Professional Recyclers of Pennsylvania Award (PROP) to Andrew Duncan for Douglass Township's excellent recycling performance and informative newsletter publication. Ms. Harris stated that Douglass Township has a model program for recycling, and has an outstanding recycling center that provides convenience for residents to recycle many different types of materials, she added that the cost of trash disposal is low in comparison to other Townships with your pay as you throw program. Recycling education is the tricky part of recycling and your newsletter publication is a great tool to explain recycling. It is my pleasure to recognize Douglass Township for outstanding recycling achievement. Mr. Duncan stated that Ms. Harris has been with the County for two years and thanked her for all her help in recycling assistance and education.

Engineer's Report – John Sartor, Gilmore & Associates

Zern Tract – At the 9/10/15 Planning Agency meeting, the applicant's attorney presented the applicant's proposed contribution toward the future construction of Market Street which consisted of both a monetary contribution and a dedication of land fronting Market Street along the entire property frontage. Mr. Mullen representing the Rosen Group stated that they are proposing a traffic impact fee contribution of \$345,473.45, a \$170,400.00 contribution fee for number of houses, plus dedication of the right of way the length of the property. Mr. Bauer stated that the Board values the P/A recommendation, we like the direction that this is going, and we would like to see this move along. Can we get a revised plan by 11/16/15? Mr. Kuklinski asked how many extensions were given to this plan, the manager replied quite a few extensions were given. Mr. Kuklinski stated that we really need to see something, we want to see a plan, Mr. Rosen asked Mr. Sartor when he needed to see a plan, Mr. Sartor replied I would like it by the 3rd or 4th week of October. Mr. Shaw stated that they were told to hold off for PennDot's input because of Market Street so we had time delays and the Township also asked us to work with the Gambone Group however Mr. Gambone does not know what his timeframe is with his proposed development. Mr. Bauer stated that we understand that there may be zoning issues that must be worked through, but the Township will expect a plan submittal before the review period ends. No other questions were given.

Quigley Bus Service – On 8/10/15 we forwarded our review memorandum regarding the September 2013 Traffic Impact Study (TIS) to the Township and applicant's Traffic Consultant. Also recall that the applicant appeared before the Board of Supervisors at their 9/21/15 meeting at which time the Board instructed the applicant to submit their revised TIS on or before 9/28/15. On 9/25/15 we received the revised TIS via email from the applicant's traffic consultant. The revised TIS is currently under review by our office. Also please be advised that to date we have not received a revised land development plan submission from the applicant's civil engineer. The BOS set a deadline for plan submission by October 19th, 2015.

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

Solicitor's Report – Paul Bauer

Police Contract – a second meeting was held with the police committee to negotiate a new contract. The meeting went well. Additional meetings are tentatively scheduled for October 9th and October 16th, 2015. After these meetings I will update the Board accordingly.

Gilbertsville Car Wash/Dusk Properties – I received a response from Attorney Eugene Orlando in response to my letter requesting status and a meeting. I have tentatively coordinated a meeting for Thursday, October 15, 2015. No questions were asked.

Applications which are pending but inactive:

Danny Jake – Hallowell inactive 2 years

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

Manager's Report - Pete Hiryak

1. The Manager reviewed the upcoming meetings as follows: Monday October 19th BOS Agenda Meeting @ 6:30pm, Open Space/Rec Meeting @ 6:00pm, BOS Meeting @ 7pm. Thursday October 8th Act 209 Committee workshop with P/A @ 6pm, P/A Meeting @ 7pm.
2. **International Fire Code (Township currently using 2009 IBC)** - The manager stated that it has been determined that the 2009 Fire Code goes along with the 2009 IBC until the State updates to 2015 IBC.
3. **Obstruction to vision at Intersection** – Grosser Road & Cross Road (bushes). An enforcement notice was sent to the homeowner to improve the sight distance, they have 10 days to respond. The property owner, Mr. Barron, stated that he received a letter on 9/11/15 about this issue, he never got any complaints on this matter, I have severely cut it back. Mr. Barron asked if it was sufficiently handled and no one replied. Now I get a certified letter to fix the issue, I guess it is in the right of way, when do things get removed from the right of way, Mr. Dries responded that he tried to explain the issue to Mr. Barron however Mr. Barron hung up on him. Mr. Bauer stated we are not removing the bush we would like the portion that is causing the obstruction of sight to be removed, Mr. Barron interrupted and argued with Mr. Bauer. Mr. Bauer stated, finish what you want to say so that I can respond without getting interrupted. Mr. Bauer again stated that you need to go get the letter and read it, the letter says the obstruction of view must be removed, Mr. Barron again interrupted and argued there is no obstruction and implied that lawyers lie, Mr. Bauer spoke to Chief Templin and the Chief stated that there is sight obstruction and the Township has stated that there is sight obstruction, you have 10 days to remove the obstruction of sight or we will, it is a hazard because residents have to pull out into the intersection to see, Mr. Barron argued again stating that you do not have to pull into intersection to see and scoffed at the idea, Mr. Stasik stated that he had to pull out into the intersection to see, in my personal opinion it is an obstruction, Mr. Barron implied that Mr. Stasik was a liar, at this point Mr. Kuklinski asked Chief Templin to remove Mr. Barron from the meeting stating that he is combative and disrespectful to the Board and staff. Mr. Barron was escorted to the parking lot by Chief Templin. Mr. Bauer stated that the zoning officer deemed this dangerous, you cannot see around it and this was also confirmed by members of the police department. Mr. Brumwell agreed that the obstruction should be trimmed and added that whoever trimmed along Middle Creek & Congo Road did a good job.
4. **General Fund Budget Amendment** – Highway Department – The manager stated that Mr. Heydt has saved money in his budget due to the reduction in fuel costs, with this savings he would like to purchase a walk behind paint line striper for use by the highway department.

A motion was made by Mr. Stasik, seconded by Mr. Kuklinski to authorize the budget amendment and the purchase of a walk behind paint line striper for \$7,000.00 to be used by the highway department specifically for marking intersections. Kuklinski-Aye, Stasik-Aye. Motion passed.

5. **Public Budget Meetings** – Friday October 23rd, Tuesday October 27th, Wednesday November 4th, and Monday November 9th, 2015 to be held from 3pm-5pm with the Board's authorization for advertisement. A motion was made by Mr. Stasik, seconded by Mr. Kuklinski to authorize the Public Budget Meeting dates and times; Friday October 23rd, Tuesday October 27th, Wednesday November 4th, and Monday November 9th, 2015 from 3pm-5pm. Motion passed.

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

Andrew Duncan – Blacktop Bid Award

Mr. Duncan announced that he has received two blacktop bids to pave the recycling center lot. Reading Site \$34,774.00 and Reid Paving for \$43,063.70. Mr. Duncan recommends that the Board accept the Reading Site bid of \$34,774.00 for paving the recycling center, this will be paid by our 902 Grant.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to award the Recycling Center Blacktop Bid to Reading Site in the amount of \$34,774.00 to be paid from the Recycling Center 902 Grant. Kuklinski-Aye, Stasik-Aye. Motion passed.

ESB Report – Andrew Duncan

We discussed the issue concerning Goodwill Ambulance accepting Gilbertsville Area Community Ambulance Service memberships when they cover for GACAS, it was recommended to send a letter to Goodwill Ambulance asking for cooperation with memberships while covering for GACAS. Mr. Duncan stated that he is lacking a Deputy EOC Coordinator and recommends that Garry Schmoltze be considered for that position during the Reorganization Meeting in January 2016. Mr. Kuklinski asked when the next EOC Drill will be and will we be graded on it, Mr. Duncan replied that the next drill will be 11/17/15. A PEMA Representative will be present so it will be a practice run and not graded which is good because we have new people on board this year. The ESB Board also recommended more outreach events in the community such as combined Police, EMS, and Fire Company events. On 10/8/15 the EMS will be at Weis Markets with equipment on display for the public. Mr. Kuklinski asked Mr. Schlegel if his newspaper could give some notice on this event, Mr. Schlegel replied, absolutely. Mr. Stasik added that the Fire Company has an event coming up, with the seniors at Knolls, on how to properly use fire extinguishers.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to accept the ESB Report as presented. Kuklinski-Aye, Stasik-Aye. Motion passed.

Public Comment

Carl Hiryak commented that this is the second meeting that he has attended that Mr. Kuklinski acted abruptly with removing someone from the building, residents should have the opportunity to ask questions, how high can this bush be, the manager stated that it is not a height issue it is a sight obstruction safety issue, a hazard. Mr. Kuklinski stated that the first man the he had removed a year or so ago made a threatening gesture towards Solicitor Bauer and myself, that is why he was removed from the building, as far as tonight's removal there is documentation from the manager and zoning officer that this gentleman has slammed down phones hanging up on discussions and arguing with staff, this is a business meeting for the Township. If you were offended by what I said I apologize, Carl Hiryak stated that you could have handled it differently. Mr. Kuklinski stated that the conversation was not going to get better you could tell that. Mr. Brumwell stated that he thought Mr. Kuklinski was right in removing him, Mr. Hiryak added that he does agree that you cannot see at that intersection, he goes that way often and has to inch out into the roadway to see. Mr. Brumwell asked what is happening with the new highway building, Mr. Kuklinski stated that we have Mr. Dries getting quotes on the job. Mr. Sell stated that Mr. Stasik has the gavel and should have used it to restore order and take control of the situation and also asked if the manager could please try to get more open space committee members to the next committee meeting. Mr. Kuklinski noticed a young scout in the audience and asked what troop he was from and what brought him to the meeting tonight, Mr. Connor Eagle replied I am with Troop 367 New Hanover Lutheran Troop and I am here to observe the meeting for my communication merit badge. I was to pick an issue and choose what side was correct, I chose the sight obstruction issue, Mr. Kuklinski asked him what he thought was right, Connor replied that I think he should just trim the obstruction like he was asked to do because it is a safety issue. No other questions or comments were given.

Old Business/New Business

No old business or new business was discussed.

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

The next Board of Supervisor's meeting will be held on Monday, October 19th, 2015 @ 7:00 pm.

Respectfully submitted by,
Marcy Meitzler