

The meeting of the Douglass Township Board of Supervisors was called to order at 7:00 P.M. Attending were Chairman Tony Kuklinski, Vice-Chairman Alan Keiser, Supervisor John Stasik Jr., Solicitor Robert Brant, Josh Hagadorn from Gilmore & Associates, Bob Dries, Chief Templin, Pete Hiryak, Andrew Duncan, Mike Heydt, Cynthia O'Donnell and approximately 20 residents/developers.

Mr. Kuklinski led us in the pledge of allegiance, and announced that tonight's meeting was being recorded in the absence of the Secretary. Mr. Kuklinski asked if there were any changes, corrections, or comments on the minutes of February 6th, 2017 Board of Supervisors Meeting, no comments, changes, or corrections were given.

A motion was made by Mr. Keiser, seconded by Mr. Kuklinski to approve the minutes of February 6th, 2017 Board of Supervisors Meeting. Keiser-Aye, Kuklinski-Aye, Stasik-Aye. Motion passed.

Mr. Kuklinski asked if there were any questions, comments, or corrections to the February 21st, 2017 Board of Supervisors Agenda, no questions, comments, or corrections were given.

A motion was made by Mr. Kuklinski, seconded by Mr. Keiser to approve the February 21st, 2017 Board of Supervisors Agenda as presented. Keiser-Aye, Kuklinski-Aye, Stasik-Aye. Motion passed.

Gilbertsville Ambulance Report – Andy Duncan

January 2017: 121 calls for service. 93 transports, 11 cancellations, 6 no patient found, 8 refusals, 1 DOA, 1 transported by Law Enforcement. 90 Advanced Life Support, 21 Basic Life Support. Calls for service: 63 Douglass, 24 New Hanover, 6 Upper Pottsgrove, 8 Boyertown Borough, 6 Colebrookdale, 6 Upper Frederick, 2 Pottstown, 2 Upper Hanover, 2 Washington Township. 151 calls in 2015, 135 in 2016, and 121 calls to date in 2017. Admission Summary: 63 to Pottstown, 9 to Lehigh, 8 Phoenixville, 10 Reading, 1 St. Lukes, and 2 to Grandview. Training: Ongoing administrative training with McNeil.

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

Fire & Rescue Report – Chief Rick Smith

Fire Report for January 2017: 2 fires, 3 fire alarms/CO2 alarms, 2 EMS assists, 2 vehicle accidents, 2 vehicle rescues, 1 investigation, 9 fire police for a total of 21 calls. Attended training classes with New Hanover Fire & Rescue on Hero to Zero firefighter arsonists and CPR. A fundraising letter was sent in error to the 19512 zip codes from Stowe, if you contributed to Stowe within that zip code they will refund your money. Chief Smith briefly summarized the 2016 year end Annual Report(copies available for review in lobby). 2016 Fire Marshal Report: there were a total of 7 fire investigations for a fire loss estimated at \$566,500. 7 fire safety building inspections, 1 building investigation, 7 burn complaints, and 3 plan reviews for a total of 31-1/2 hours. No questions were given.

A motion was made by Mr. Kuklinski, seconded by Mr. Keiser to accept the January 2017 Fire and Rescue Report and 2016 Fire Marshal Report as given. Keiser-Aye, Kuklinski-Aye, Stasik-Aye. Motion passed.

Gilbertsville No. 1 Report – Wannita Kollar

Ms. Kollar stated that there is nothing to report.

Zoning Hearing Board

Dillman, Shiry Court – hearing on 3/2/17 at 6pm for relief from side yard setback for an inground pool.

Police Department Report – Chief Templin

Statistics for January 2017: 381 incidents reported, 7 reportable accidents, 16 non-reportable, 19 criminal investigations, 9 criminal arrests, 73 traffic citations, 10 non-traffic citations, 1 parking ticket. Monies received

by the Township \$5,335.47. On February 2nd, 2017 I picked up our new mobile and portable radios from the Montgomery County Department of Public Safety. All the new portable radios were put into service on February 6th, 2017. TRM is currently completing the installation of all the mobile radios into the patrol vehicles, EMS will receive their radios soon. On February 7th, 2017 Angela Erb & Garry Schmoltze of the Gilbertsville Area Community Ambulance Service re-certified our Officers in CPR/AED and First Aid. I want to thank Angela & Garry for a job well done. On February 21, 2017 I attended the Walkability Assessment Presentation put on by Boyertown Area School District Assistant Superintendent, Robert Scoboria, this deals with the children walking to the Boyertown Elementary School and the Boyertown Junior High West and the safety involving the walking route. At this point a bus is in service on that route for the Douglass Garden area. The group is in the midst of putting a final draft proposal together. There was a lot of great discussion on how to improve the surrounding area where children are mandated to walk to school, there will be a lot of projects in the Boyertown and Colebrookdale area. No questions were given on the Chief's Report.

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

Open Space/Recreation Committee – Randy Romig

Mr. Romig announced that the committee is continuing to work on the Trout Rodeo. Mr. Romig stated that he asked Mr. Mashintonio if we could use his pond again for this event, Mr. Mashintonio said that the pond was full of water and he is fine with having the rodeo there this year and mentioned that he was thinking of combining the rodeo for the children on Saturday and something for the Veterans on Sunday and he has been trying to get donations so it doesn't fall all on the committee. He has already received commitments for the hot dogs and hamburgers from Sassamansville and Gilbertsville Fire Companies. Mr. Romig stated that Representative Marcy Toepel has a contact through Stoney Creek Hatchery and maybe some fish could be donated for the Veterans Rodeo, he will let the manager know ASAP so he can order the trout for the kids. Mr. Kuklinski directed Mr. Romig and Manager Hiryak to work together and get Mr. Mashintonio the information that he needs for donations for the Veterans event. The committee requests, from the manager, a copy of the expenditures for the rodeo last year and the amount remaining in the community activity account. This year they plan on getting 10-12 nice size fish to help determine the winners of the rodeo and add excitement to the event. Someone asked if a link for this event could be posted on the Township website, Mr. Romig stated he can get something together. Mr. Sell commented that Mr. Mashintonio is doing a great thing he has a big heart for the Veterans and he thinks it is wonderful to combine the two events because a lot of fish are left in the pond after the kids are done fishing now two events can come together, Mr. Romig said that when the pond gets warmer the fish die so both functions will help as far as the amount of fish caught, utilized and hopefully won't be wasted.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to donate two hundred dollars toward the Veterans Fish Rodeo for Mr. Mashintonio to use to offset expenses for the Veterans Fish Rodeo to be held on Sunday May 14th, 2017 at 170 Linsenbeidler Road and also to authorize Mr. Romig to contact Marcy Toepels office with regards to the possible trout donation from Stoney Creek Hatchery. Keiser-Aye, Kuklinski-Aye, Stasik-Aye. Motion passed.

A motion was made by Mr. Kuklinski, seconded by Mr. Keiser to accept the Open Space/Recreation Committee Report as given. Keiser-Aye, Kuklinski-Aye, Stasik-Aye. Motion passed.

Engineer's Report – Josh Hagadorn, Gilmore & Associates

Highway Maintenance Building Bid Update – we have reviewed the maintenance building bid documents from the bidders and my recommendation as a result of some discrepancies is that we reject the bids and re-bid the project to clear up some of the bid proposal defects, Mr. Brant stated that he backs Mr. Hagadorn on that decision because his office, the manager, and Mr. Dries met and we need to sanitize this in order to get good clean bids on this project, the first motion would need to be to reject all bids and then a second motion to authorize advertisement for bids for the highway maintenance building project.

A motion was made by Mr. Stasik, seconded by Mr. Keiser to reject all bids, as described by our Solicitor, for the Highway Maintenance Building Project. Keiser-Aye, Kuklinski-Aye, Stasik-Aye. Motion passed.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to re-advertise a notice for bid on the Highway Maintenance Building Project. Keiser-Aye, Kuklinski-Aye, Stasik-Aye. Motion passed.

Mr. Sell commented that didn't we recently re-bid the trash bids also, Mr. Brant replied yes that is correct. Mr. Sell stated now we are re-bidding the maintenance building project, what is going on with these bids. Mr. Kuklinski responded that there have been many questions on the bid specs on every possible thing, some were relevant and some were irrelevant, basically what it came down to was they were not reading the specific information or reading more into the information and bidding on things not required which made the bids all over the place so there was not one clear reason why this happened we did everything on our end to make this clear but the bids that we received were just not acceptable by the Township, Mr. Brant stated that there are certain threshold things that your engineer has to look at when the bids come in relating to things like the surety bond and other financial security information, I don't think it was anything that the Township did, Mr. Sell said in other words some shouldn't have submitted bids at all, Mr. Brant said some were not qualified to bid and should not have submitted a bid, the trash bid was entirely different circumstances than this bid, it is coincidental that they happened back to back, the worst thing for a Board of Supervisors to do is approve something and to have it come back to bite you later, the County Line Road Bridge Project was found to have contamination in the ground, so half of the money for that project had to be put on hold. The trash bids were not compliant the first time, the second time it was bid the taxpayers actually saved money and that was good, in this case the difference between the low bidder and the second low bidder was significant and there was non-compliance with the surety bond so for those three separate projects there are three separate set of facts, so instead of simply bidding out a project and then accepting the apparent lowest responsible bidder and then finding out half way through the process that it wasn't bid properly and costing more tax money, bids were rejected, hind sight is always 20/20. The right way to do it is to get it correct right out of the box. Mr. Hagadorn stated that he will work with Mr. Dries and get it out the most efficient way. Mr. Hagadorn stated that they are getting ready to work on the Montco2040 Grant and have a few minor plans that we are reviewing. No questions were given.

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

Solicitor's Report – Robert Brant

Mr. Brant stated that prior to the meeting we held an executive session on a personnel matter pending a police litigation matter, and we need to take public action involving the matter of Thanhauser/Logan vs. Douglass Township in which the Townships former Solicitor had entered his appearance and now has withdrawn his appearance in the case, it is on the trial list for June. Mr. Dunbar in my office formerly represented the retired police officers and because Mr. Dunbar works for me currently on the police bargaining unit we cannot represent the Township with this case, Chris Gerber, Esq. is familiar with the proceedings and he has, subject to any conflict with his office, agreed to serve as Special Counsel in the matter, Paul Bauer will need to withdraw his representation which shouldn't be a problem. At this time, if the Board wishes, a motion is needed appointing Chris Gerber as Special Counsel to the Township in the matter of Thanhauser/Logan vs. Douglass Township. No questions were given.

A motion was made by Mr. Kuklinski, seconded by Mr. Keiser to appoint Chris Gerber as Special Counsel to Douglass Township in the matter of Thanhauser/Logan vs. Douglass Township. Keiser-Aye, Kuklinski-Aye, Stasik-Aye. Motion passed.

Applications which are pending but inactive:

Danny Jake – Hallowell inactive 2 years

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

Highway Report – Mike Heydt

Mr. Heydt reported that for the past month the road crew plowed and salted roads, fixed potholes, repaired some signs, and have been working at the highway building to get ready for the new building. Mr. Kuklinski asked if the guys are getting ready for grass cutting season, Mr. Heydt replied yes we didn't take the mower off this year. A resident on Summer Hill Drive stated that his road is falling apart is there anything that can be done about it, Mr. Heydt replied that he is looking at this spring to have that road tarred and chipped to fix it, there is a tractor trailer that goes through Ashley Circle every day delivering doors and windows, that does not help the road situation, Mr. Caruso the President of the HOA for that development stated that this is the first he has heard of it, Mr. Kuklinski asked Mr. Caruso to look into it. No other comments were given.

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

Treasurer's Report – Cynthia O'Donnell

The total bills to be paid for February 2017 amount to \$258,194.65. No questions were given.

A motion was made by Mr. Stasik, seconded by Mr. Keiser for authorization to pay the February 21st, 2017 Unpaid Bills. Kuklinski-Aye, Keiser-Aye, Stasik-Aye. Motion passed.

There is a new Budget vs. Actual for the Board to review and the Auditors from Herbein and Company will be at the Township starting Monday. The Workers Compensation Audit is also scheduled for next week.

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

Manager's Report - Pete Hiryak

1. The Manager reviewed the upcoming meetings as follows: Monday, March 6th, 2017 EMS @ 6pm, BOS Agenda Mtg @ 6:30pm, BOS Mtg @ 7pm. Thursday, March 9th, P/A Meeting @ 7pm, Signage and Lighting Workshop @ 6pm.
2. Rep. Marcy Toepel – Douglass Township visit scheduled for 3/6/17.
3. Gilbertsville Fire Police – Add Eric Bauer, received background checks for the file, a motion is needed.

A motion was made by Mr. Kuklinski, seconded by Mr. Keiser to approve the addition of Eric Bauer to the Special Fire Police. Keiser-Aye, Kuklinski-Aye, Stasik-Aye. Motion passed.

No comments were given.

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

Public Comment

No comments were given.

Old Business/New Business

A resident on Ava Circle in the Summer Hill Development addressed the Board concerning the tot lot. She stated that in September 2015 they considered buying the lot directly across from the tot lot and she asked a number of neighbors what was going on with the tot lot, they said it was in the works that it will be torn down, a year and a half later nothing has been done with it, last summer it was completely overgrown with weeds and the grass wasn't cut – why is there nothing being done in a year and a half and is there anything that the residents can do to expedite this. Mr. Brant stated that this was put in my hands a couple of months ago, I traded a couple of phone

calls with the developer, and Mr. Hiryak gave me a whole file on this. I reviewed the file and I have three recommendations that I need to get the developer to agree to, the paperwork needs to be revised with what was planned to be done there, in my opinion I think I could still get you the same result. I am assuming that the majority of the residents still want the tot lot removed, Mr. Caruso replied yes they want it removed, Mr. Brant asked if the HOA has their own attorney – Mr. Caruso replied that we had an attorney and it got messed up so we went through Mr. Hiryak and Mr. Gambone to resolve this. Mr. Brant stated that I think what you need to do as the HOA formally for a vote, Mr. Caruso stated we did do all that, Mr. Brant continued by saying that the developer should make revisions to the plan to create the lots removing the tot lot and I think it needs to go through the P/A not through an agreement but shown on a plan, someone has to bear the cost, if someone wants to buy one of those lost they want to look at a plan not at an agreement, it is the developers advantage to revise the plan to show no tot lot and create two new lots. Mr. Caruso asked Mr. Brant if he could get the developer to take down the tot lot and fill it in prior to any of the revision process, Mr. Brant replied yes I can ask the developer to do that. The Township, since they are receiving the playground equipment, offered to assist with removing the equipment. No other comment was given.

A motion was made by Mr. Kuklinski, seconded by Mr. Stasik to adjourn the meeting at 7:38pm. Keiser-Aye, Kuklinski-Aye, Stasik-Aye. Motion passed.

The next Board of Supervisor's meeting will be held on Monday, March 6th, 2017 @ 7:00 pm.

Respectfully submitted by,
Marcy Meitzler