

The meeting of the Douglass Township Board of Supervisors was called to order at 7:33 P.M. Attending were Chairman John Stasik, Jr, Vice Chairman Fred Ziegler, Supervisor Anthony Kuklinski, Solicitor Paul Bauer, Engineer Dave Leh, Mike Heydt, Pete Hiryak and approximately 15 residents.

Mr. Stasik led us in the pledge of allegiance.

Chairman Stasik asked the public to be aware of all exits, place all cell phones on silent, and announced that a police officer is present for safety concerns.

Mr. Stasik asked if there were any changes, corrections, or comments on the minutes of August 19th, 2013 Board of Supervisors Meeting, no changes or comments were given.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to approve the minutes of the August 19th, 2013 Board of Supervisor meeting. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Pottstown Area Health & Wellness- Regional Recreation Coordinator Position

Ms. Ashley Pultorak of Pottstown Area Health & Wellness presented a proposal for a Regional Recreation Coordinator position that would be cost shared by participating municipalities.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski authorizing the signing of a Memo of Understanding and a Resolution in Support of a Circuit Rider for Regional Recreation Coordinator. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

BMMA Report (August 26, 2013 Meeting) – Sam Hunter

Mr. Hunter stated that there are no new sewer rate increases considered at this time. The sludge renewal contract was approved for an additional year. The Wawa Planning Module has been approved by the BMMA Board. Copies of the minutes will be available later this month.

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

Solicitor's Report – Mr. Paul Bauer

Cable Franchise Agreement/Comcast – Mr. Bauer stated that we are still awaiting word from Brian Jeter regarding a new meeting date.

Settlement for Tax Assessment Appeal – We received notice from Attorney David Corner, who represents the Boyertown School District regarding the tax assessment appeal of Gilbertsville Plaza, is requesting the Township sign off on the negotiated settlement, which would resolve the appeal. I think the proposed settlement is appropriate giving the limited facts, which I have available. Based upon the school district's recommendation, I would request authorization to sign the stipulation.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to authorize Mr. Bauer to sign the negotiated settlement resolving the tax assessment appeal between the Boyertown School District and the Gilbertsville Shopping Plaza, based upon the school district's recommendation. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

Wayside Chapel– A letter was sent to Attorney Adam Sager requesting a final outside site visit. My intention is to complete the outside clean-up and negotiate a resolution of the appeal, this currently pending in Montgomery County Court. Once completed, we will turn our attention to the inside of the buildings. Mr. Stasik asked if there were any questions on Mr. Bauer's report, no one replied.

Applications which are pending but inactive:

- Danny Jake – Hallowell inactive 2 years
- Cobblestone Commons inactive 1 year

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.

Engineer's Report – Mr. David Leh

Clover Hill – On 8/07/13 we provided our first review letter of the revised plan submission for the Planning Agency's consideration at their 8/08/13 meeting. The Applicant did not appear before the P/A at their 8/08/13 meeting. A staff meeting, authorized by the Board of Supervisors on August 19th, was held on 9/03/13 between the Applicant and representatives of the Township.

Provco Pinegood Grosser Road LP/Wawa Land Development – We issued our second review letter on 7/23/13 regarding the preliminary subdivision and land development plan; on 8/08/13, we issued our second review memorandum concerning the traffic/transportation aspects of the subject application. We attended a staff meeting, authorized by the Board of Supervisors at the August 19th meeting, between the Applicant and the representatives of the Township on 8/22/13. We are waiting for the revisions to the plan for the POA Study required by PennDot and MCPC.

Riparian Corridor Conservation District Ordinance – On 8/26/13 we received the revised draft ordinance from the Township Planner, which is currently under review by our office. No questions were asked.

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

Pete Hiryak presented the Manager's Report

1. The Manager reviewed the upcoming meetings as follows (open to public): Public Hearing for transfer of a liquor license for Doc Watson's (former Red Hill's Tavern) on Tuesday, September 10th @ 6pm. Zoning Hearing Appeal, Berwind II, Tuesday, September 10th @ 7:30pm. P/A Workshop, Thursday, September 12th @ 6pm – (riparian buffers and zoning definitions/changes, P/A Meeting 7pm. Board of Supervisors Meeting Monday, September 16th @ 7:30pm, Agenda Meeting @ 7pm. Open Space/Rec Committee Meeting, Monday September 16th @ 6:30pm, notices will be sent to committee members.
2. Budget Calendar for 2014 – for review by the Supervisors for the next meeting.
3. Berwind II Plan Extension Letter – We received a letter requesting the Extension of Review for the Berwind II Subdivision Plan. A motion is needed to extend the review until 12/2013.

A motion was made by Mr. Ziegler, seconded by Mr. Stasik to approve the request for extension of review for the Berwind II Subdivision Plan until 12/2013. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

4. Resignation Letter/Release Agreement for Michael Pascal, road crew employee – We received a resignation letter and release of employment agreement from Michael Pascal effective last week. Mr. Pascal has worked for the road crew for almost 12 years and wishes to move on from the Township. The release agreement is to sever all ties with the Township.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to approve the resignation letter and release agreement from Michael Pascal severing all ties with Douglass Township. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

The manager stated that the Township has a part time employee, McKenna Powanda, presently working with the road crew and asked the Board of Supervisors for approval to start the process of change for Mr. Powanda's status to full time.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to authorize the full time employment of McKenna Powanda. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

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

Public Comment

Janet Bauer asked if Mountain Mulch would be receiving violation notices from when they were non-complaint. Mr. Bauer stated that the goal was to get Mountain Mulch into compliance, receive any and all legal and expense costs involved with the process up to being compliant, including labor and materials for the roadway improvements on Sassamansville Road, and also future actions that we are not at liberty to divulge, these things take time. Carl Hiryak recalled that the Solicitor was told to shut Mountain Mulch down, Mr. Bauer stated shut it down if necessary, however after reviewing the issues of fire, health & wellness concerns it was determined, after an onsite fire inspection performed by Chief Smith and Assistant Chief Duncan, that the fire concerns were nonexistent. Mr. Ziegler stated that he didn't think that that type of business was a good fit in that part of the Township especially with the roadways; however he understands and appreciates that Mr. Bauer has a planned process for this issue. The manager stated that there are approximately \$25,000.00 worth of legal, engineering, and roadway expenses to date and the Township has a verbal agreement with Mr. Raffaele to repay the Township for these costs. We are working on getting a written agreement from Mountain Mulch. We are now starting to receive invoices for these materials. PennDot has inspected the bridges on Hoffmansville & Sassamansville Roads, reports will be forthcoming. Also the Roadmaster and Chief Templin will be attending a class on Posting and Bonding of Roadways. No other public comment was given.

Old Business/New Business

The manager stated that he is hoping to schedule an onsite meeting next week on the Aspen Lane water issue along with Suburban Water Company and the residents of Aspen Lane. Ms. Orner commented that she does not like these closed meetings on Mountain Mulch because the residents don't have any input. Mr. Bauer stated that under the law executive sessions are the only time that Supervisors can meet outside of the presence of the public, this is done for personnel matters, litigation matters, etc. Mr. Kuklinski commented that in executive session we are consulting with Mr. Bauer as to what measures or action to take next for the well being of the Township. If we discuss this publicly it would make our actions counterproductive and tip our hand. No other old business or new business was given.

A motion was made by Mr. Ziegler, seconded by Mr. Kuklinski to adjourn the meeting at 8:19pm. Kuklinski-Aye, Stasik-Aye, Ziegler-Aye. Motion passed.

The next Board of Supervisor's meeting will be held on Monday, September 16th, 2013 @ 7:30 pm.

Respectfully submitted by,

Marcy Meitzler