

East Rockhill Township Board of Supervisors

August 27, 2019

Regular Business Meeting Minutes

The regular business meeting of the East Rockhill Township Board of Supervisors was held at 7:00p.m. on August 27, 2019 in the Township meeting room at the East Rockhill Township Municipal Building, 1622 North Ridge Road, Perkasie, PA 18944.

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| Present: | Gary Volovnik | Chairperson |
| | David Nyman | Vice-Chairperson |
| | Jim Nietupski | Member |
| | Marianne Morano | Township Manager |
| | John Rice, Esq. | Township Solicitor |
| | Steve Baluh, P.E. | Township Engineer |
| | Jeff Scholl | Public Works Director |

The meeting was called to order at 7:01p.m. by Mr. Volovnik with the Pledge of Allegiance.

Announcements

An executive session will follow the regular meeting for litigation and real estate.

Public Comment #1

- Mary Schulberger, 2386 Hill Road, thanked the Township for installing reflective delineators on Hill Road until the developer can improve the road. Visibility has improved.
- Gary Bearns, 2184 Hill Road, noted the reflective delineators were installed on his property which is located across from property owned by Robert Mager. In response to Mr. Bearns concern of water crossing the street onto his property from Mr. Mager's blocked driveway pipe, the Township has contacted Mr. Mager and he appeared willing to have the driveway pipe replaced to correct the problem.
- Kim Gottshall, 2201 N. Rockhill Road, requested an update on the appeal of Judge Mellon's ruling. The matter is in litigation with the Township filing an appeal in addition to REPA (Rockhill Environmental Preservation Alliance) filing an appeal to Commonwealth Court. Ms. Gottshall believed the Judge was required to render a decision in 30-days, which is not accurate. Mr. Rice has a conference call with the Judge sometime after labor day to discuss the case. Ms. Gottshall then questioned the status of the Court of Common Pleas court date of September 23rd if Commonwealth Court has not rendered a decision on the appeal. Ms. Gottshall was advised the Township will not discuss litigation and it does not help the Township's case to do so publicly. She should contact her attorney or have her attorney contact Mr. Rice.

Mr. Rice reported that the two DEP appeals are continuing with discovery and noted no mining has occurred on the site since December, 2018 which was considered to be very unusual for DEP, who appear to be looking at this site very closely.

Approval of Minutes and Bills Payable:

Approval of Minutes from July 15, 2019 Special Meeting and July 23, 2019 Regular Meeting.

On motion by Mr. Nietupski, seconded by Mr. Nyman, to adopt the meeting minutes from the Board of Supervisors' July 15, 2019 Special Meeting and July 23, 2019 Regular Meeting. With no additional discussion, all present voted in favor.

Payment of Unpaid Bills dated August 23, 2019 in the amount of \$415,286.96.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve payment of Bills List dated August 23, 2019 in the amount of \$415,286.96. With no additional discussion, all present voted in favor.

Planning Commission Report: Anne Fenley

Ms. Fenley reported that the draft Comprehensive Plan review was nearing completion. The Pennridge Airport Lot Line submission was reviewed and recommended for preliminary/final approval along with the waiver requests. The August 8, 2019 agenda and draft minutes were provided to the Board.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve the Planning Commission Report. With no additional discussion, all present voted in favor.

Pennridge Wastewater Treatment Authority Report: David Nyman

The July 22, 2019 Pennridge Wastewater Treatment Authority draft minutes and June 2019 flows are on file. Mr. Nyman noted at the August meeting inflow and infiltration continues to be under review in addition to electronic meterreaders.

On motion by Mr. Volovnik, seconded by Mr. Nietupski, to approve the Pennridge Wastewater Treatment Authority report. With no additional discussion, all present voted in favor.

Pennridge Area Coordinating Committee Report: David Nyman

The next meeting is scheduled for September 26, 2019. Mr. Nyman anticipates the September PACC meeting being cancelled due to a County elected supervisor's meeting conflict. The next meeting takes place October 24th.

Pennridge Regional Police Commission Report: Chief Blake

Chief Blake shared the July 2019 Pennridge Regional Police activity report. Of note, Hilltown Township retired Police Chief George Egly recently passed away. Chief Egly assisted the East Rockhill Township Police Department. Pennridge School District first day of regular classes is September 3. The report is on file.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve the Police Commission Report. With no additional discussion, all present voted in favor.

Township Manager's Report: Marianne Morano

East Rockhill Township 2018 Draft Financial Report. Received and distributed to the Supervisors for review.

On motion by Mr. Nietupski, seconded by Mr. Nyman, to acknowledge receipt and finalize the 2018 draft financial report prepared by the appointed Auditors and authorize Chairperson execution of the representation letter. With no additional discussion, all present voted in favor.

CKS Engineers Proposal for Sewage Pumping Station Replacement Project. Mrs. Morano requested confirmation that the Board would like to place the Three Mile Run Road pumping station replacement out for bid for possible construction in 2020.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve CKS Engineers proposal in the amount of \$6,400 as presented. With no additional discussion, all present voted in favor.

2020 Preliminary Draft Budget:

On motion by Mr. Nyman, seconded by Mr. Volovnik, to authorize advertising 2020 preliminary budget work session meetings for 6:15pm on September 24, 2019 and October 22, 2019. With no additional discussion, all present voted in favor.

On motion by Mr. Nietupski, seconded by Mr. Nyman, to approve the Township Manager Report. With no additional discussion, all present voted in favor.

Public Works Report: Jeff Scholl

Mr. Scholl updated the Board on Public Works activities for July, 2019. The report is on file.

Mr. Nietupski asked if the homeowner on West Rock Road had corrected his driveway pipe. Yes he has.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve the Township Public Works Report. With no additional discussion, all present voted in favor.

Engineer Report: Steve Baluh, P.E.

Pennridge Airport Lot Line Adjustment at Ridge Road and Three Mile Run Road Preliminary Final: Andy Woods, P.E. of Hanover Engineering, was present to review the proposed lot line adjustment subdivision proposing to consolidate 9 lots into 5 lots. Two of the parcels involved along Three Mile Run Road contain existing dwellings which will remain on reconfigured lots, tax map parcel 12-9-126 & 127-1 (Lots 5 & 6). Additionally, tax map parcels 12-8-124-1 & 12-9-125 will be reconfigured into a single vacant parcel (Lot 3 & 4) along Three Mile Run Road, and tax map parcel 33-7-5 will be reconfigured with a portion of tax map parcel 12-9-149 to create a single vacant parcel (LOT 2 & 2A) along Ridge Road. No new building lots are being created and no construction is proposed on the plan. Parcels are located within the I1, I2, S, and RR zoning districts.

On motion by Mr. Nietupski, seconded by Mr. Nyman, to grant preliminary/final land development approval to the Pennridge Airport Lot Line and to grant waiver requests per Hanover Engineering letter dated August 8, 2019 contingent on compliance with the C. Robert Wynn Associates review letter dated July 31, 2019. With no additional discussion, all present voted in favor.

Subdivision Plan Review Status. Review dated August 1, 2019 is in the Board's packets. No action is necessary.

On motion by Mr. Nietupski, seconded by Mr. Nyman, to accept the Township Engineer report. With no additional discussion, all present voted in favor.

Solicitor Report: John Rice, Esq.

Declaration of Easement 1211 West Rock Road Tax Map Parcel 12-009-103-001.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve the Chairperson to execute the Declaration of Easement for 1211 West Rock Road Gary and Amy Volovnik Jr. tax map parcel 12-009-103-001 to allow Township work outside of the right-of-way as presented. With no additional discussion, the motion passed 2-0 with Mr. Volovnik abstaining.

Stormwater Operation and Maintenance Agreement and Access Easement Hill Road Tax Map Parcel 12-020-008.

Mr. Baluh noted this parcel was not part of litigation and one single family dwelling is proposed on the lot. No public improvements are required with construction on one lot.

On motion by Mr. Nyman, seconded by Mr. Nietupski, to approve Chairperson to execute the Stormwater Operation and Maintenance Agreement and Access Easement for Hill Road Robert Mager tax map parcel 12-020-008 contingent on the withdrawal of the Creekside Development plan as presented. With no additional discussion, all present voted in favor.

Department and Emergency Services Reports

On motion by Mr. Nietupski, seconded by Mr. Nyman, to acknowledge receipt of the Department and Service Reports. With no additional discussion, all present voted in favor. Copies are on file.

New or Other Business – Supervisors’ Items

- Mr. Volovnik noted firewood was available on private property located at West Rock Road and Three Mile Run Road.

Public Comment #2:

- Ron Schulberger, 2386 Hill Road, asked for clarification on the McClennen subdivision. The property owner and developer have been in litigation but may be resolving their differences. The plan requires further review by the Planning Commission.
- Kim Gottshall, 2201 N. Rockhill Road, stated that PPL has placed markers on trees on Rockhill Road and questioned if they are required to contact the Township so they can advise residents. The Township does not receive notification for tree maintenance in the right-of-way and she should contact PPL if she believes they are located on her property. Ms. Gottshall was advised the right-of-way for Rockhill Road is measured 16 ½ feet from the centerline of the road.

Adjournment

On motion by Mr. Nietupski, seconded by Mr. Nyman, to adjourn into Executive Session. With no additional discussion, the meeting was adjourned at 7:41p.m.

Respectfully submitted,

Marianne Morano
Township Manager