

**THE TOWNSHIP OF GREENWICH
BOARD OF SUPERVISORS
MINUTES OF THE MONTHLY MEETING
Monday, April 6, 2015**

PUBLIC HEARING:

Adoption of Folino Estate Winery - Intermunicipal Transfer of Liquor License:

Chairman Victor Berger opened the public hearing at 7:30P.M. for the proposed Liquor License Transfer to the Folino Estate Winery, then turned the hearing over to Solicitor Daniel Becker, who proceeded to state the hearing procedures and defined the exhibits to be entered into the record. Discussion followed regarding the business description and activities. Solicitor Becker asked if there were any public comments. There being no public comments from the floor, the hearing was closed at 7:37P.M.

CALL MEETING TO ORDER / PLEDGE OF THE FLAG:

Members of the Greenwich Township Board of Supervisors then met for the regular monthly meeting on Monday, April 6, 2015, in the Township Building. Chairman Victor Berger called the meeting to order at 7:38p.m. with member Harry Hoppes present. Also in attendance were Engineer Dennis Smaglinski, Solicitor Daniel Becker, Zoning Officer John Stine, Roadmaster Bobby Follweiler and Secretary Joni McPike. Supervisor Jacqueline Hollenbach was absent.

On **motion** by Supervisor Hoppes, seconded by Supervisor Berger, and approved by both members present, to approve Resolution 2015-08; TO APPROVE THE INTER-MUNICIPAL LIQUOR LICENSE TRANSFER APPLICATION OF FOLINO ESTATE, LLC (APPLICANT) TO TRANSFER EXISTING LICENSE NO. R-5289 FORMERLY OPERATING AT 4718 PENN AVENUE, SINKING SPRING, BERKS COUNTY, PENNSYLVANIA, TO FOLINO ESTATE, LLC d/b/a FOLINO ESTATE WINERY, SITUATE BETWEEN I-78 AND OLD RTE 22, EAST OF LONG LANE, WITH AN ADDRESS OF 340 OLD ROUTE 22, KUTZTOWN, GREENWICH TOWNSHIP, BERKS COUNTY PENNSYLVANIA.

ANNOUNCEMENTS:

Chairman Berger informed the audience that this meeting was being recorded principally to aid in the preparation of the minutes and for such other purposes as the Board sees fit.

APPROVAL OF MEETING MINUTES:

Reading of the Minutes of February 2, 2015 Regular Board Meeting, February 26, 2015 Special Meeting of the Board of Supervisors, and March 2, 2015 Regular Board Meeting was waived since copies of the Minutes were distributed before the meeting. On **motion** by Supervisor Hoppes, seconded by Supervisor Berger, and approved by both members present, the minutes were accepted as presented and the tape recording ordered to be erased.

PLANS TO REVIEW:

Monthly Subdivision & Land Development Plan Status Report: Report was reviewed, and all dates are satisfied. Monthly monitoring of this report will continue. No action was taken.

Engineer Smaglinski informed the Board that he had correspondence from Mr. Bruno's engineer regarding his Wessner Road property, and they are moving forward with Conservation District permitting to enable Mr. Bruno to build a single home on that site. Discussion followed regarding Mr. Bruno's current Wessner Road subdivision plan status and what may be submitted in the future. Solicitor Becker recommended to the Board to authorize Engineer Smaglinski to issue a letter to the Developer informing him that they were permitted to proceed to preliminary plan stage, and no further action in regards to the current plan on file, will be taken until the Township receives communication from the Developer as to what they will be doing next in regards to the Wessner Road property. On **motion** by Supervisor Hoppes, seconded by Supervisor Berger, and approved by both members present, to authorize Engineer Smaglinski to issue a letter to Mr. Bruno stating that they are permitted to proceed to the next planning stage with the comments to be addressed and at this point the Township is not taking further action until return communication is received from the developer.

HEARING VISITORS & PUBLIC COMMENT:

Trumbull Corp: Mr. Timothy Day, Project Manager of Trumbull Corporation, in regards to the I-78 Interchange project; he came before the Board to discuss the possibility of leasing some Township property to set up some job trailers and to dispose of some waste material on the property. Discussions were held regarding the current use of the Township's property in question, which is currently under a farming lease by Mr. Joseph Bruno; 76 Hausman Road, Lenhartsville. Mr. Day further explained how they plan to use the property. Solicitor Becker stated that considering the land is currently under lease, the Lessor of the land (Mr. Bruno) will need to be included in future discussions regarding this project. Mr. Day stated that he is still analyzing this project and just wanted to bring this matter to the Board's attention and to determine what he will need to do going forward. He is in full understanding about compensation to Mr. Bruno for any potential farm land use losses and to the Township for leasing the property. Mr. Day will keep the Township and Mr. Bruno informed as the project progresses and the need to work out the details of leasing the Township's property.

609358

OLD BUSINESS:

Discuss Zettlemoyer Bridge: Solicitor Becker informed the Board and audience that the Township received a letter from Ryan Hunter, Berks County Engineer; informing the Township that from discussions held previously from the meeting held at the bridge last year that Commissioner Barnhardt was unable to get all the Commissioners to agree to replacing the bridge with a new one; therefore, the Commissioners have gone back to the proposal to either demolish the bridge and pay the Township \$290,000.00 for repairs to Long Road, or Repair the bridge for a cost of \$650,000.00 for a (10) ten ton weight limit, lasting (10) ten years, with the Township taking over ownership of the bridge. Upon receiving this information, Supervisor Berger immediately reached out and communicated with other Government agencies, including the Governor's office, asking for support to help us with this matter. Mr. Hunter stated that the County is asking the Township to give them an answer by the end of April; however, Solicitor Becker told Mr. Hunter that that would not be happening because the Township would need more time to talk and look at this again. Solicitor Becker stated that this is where this matter stands at this time.

Susan Ensinger, 253 Long Road; Susan expressed her disappointment with this latest news about the bridge. She mentioned several conversations she had with Commissioner Barnhardt who gave her the impression that only as a formality, he responded back to her that he was not clear as to the direction the County is going to go with this matter. Discussion continued and concluded with the Board continuing to look into the possibility that the County will replace the bridge.

NEW BUSINESS:

Road Materials Bid: to be discussed under Roadmaster Report

Seal Coat Bids: to be discussed under Roadmaster Report

Kempton Volunteer Fire Co. - Fire Tax Fund Release Request: On **motion** by Supervisor Berger, seconded by Supervisor Hoppes, and approved by both members present, to approve the release of \$8,425.00 from the Township Fire Tax Fund, payable to Kempton Volunteer Fire Co., and to be used for the 2014-2015 payment on the new radio system.

2014 Township Audit Report: On **motion** by Supervisor Berger, seconded by Supervisor Hoppes, and approved by both members present, to approve and authorize the advertisement of the 2014 Township Audit Report as presented.

JAX Disposal LLC - Request to obtain Township Peddler/Solicitation Permit: Supervisor Berger read the letter received by JAX Disposal LLC, who is asking for a permit to distribute flyers advertising services provided by their company for residential and commercial trash collection, and recycling services within the Township. Discussion was held regarding the Township's permitting process for these types of events. No permit is necessary at this time, and no action was taken. Secretary McPike will contact JAX Disposal and inform them of the Board's comments. The Township does not at this time require a permit for solicitations within the Township; however, will think about this type of permitting in the future.

Dean & Dena Bruno – Holding Tank Agreement for 4372 Old Route 22, Lenhartsville: On **motion** by Supervisor Hoppes, seconded by Supervisor Berger, and approved by both members present, the holding tank agreement was approved and signed.

Discuss updating Township Fee Schedules: The Board reviewed the current fee schedule (Resolution 2005-3) and discussed the fees related to permitting, subdivision and land development projects, and several types of Escrow related events, and potential miscellaneous items that would be subject to a fee charged up front. Discussion was held about updating additional types of fees submitted and maintained for each project that will better cover the time and services involved accordingly for said projects. The Board will review the current fee schedule and proposed list of additional fees, and will continue discussion at their next month's meeting.

REPORTS:

Roadmaster: Bobby Follweiler reported that he had met with Jordon from Martin Paving, and Dan from AMS, so we are good with the Seal Coating. We received Seal Coat bids from both companies. The situation with the Aggregate and Blacktop Bids is that we only received a bid from EJB Paving & Materials with emphasis that it was only for the blacktop, and nor did we receive Road Material bids from anyone else including Eastern Industries or Berks Products. Bobby's concern is where will he purchase the aggregate if we did not receive any bids for it? Solicitor Becker then opened and read aloud the following Road Material bid documents:

EJB Paving & Materials

Total: \$110,475.00 – UPM Cold patch and Blacktop bid portion only.

No other bids received

After further discussion of the product bid, and that the bid information submitted specifies that some materials do not pass PennDot specifications, the Board then decided to reject all road material bids received at this time and re-bid the project in two separate bid proposals. On **motion** by Supervisor Berger, seconded by Supervisor Hoppes, and approved by both members present, to reject all Road Material bids and to re-advertise for Aggregate and Blacktop bids individually. On **motion** by Supervisor Berger, seconded by Supervisor Hoppes, and approved by both members present, to authorize advertising for a Special Board of Supervisors meeting to be held at 4:00pm on Wednesday, April 22, 2015, for the purpose of opening, reading and awarding the re-advertised Road Material bids. Solicitor Becker then opened and read aloud the following Seal Coat bid documents:

Martin Paving, Inc.

Total: \$100,973.22 / \$1.38 per square yard

Asphalt Maintenance Solutions, LLC Total: \$ 89,997.87 / \$1.23 per square yard

No other bids received

On **motion** by Supervisor Berger, seconded by Supervisor Hoppes, and approved by both members, to accept the Seal Coat bids as presented.

On **motion** by Supervisor Hoppes, seconded by Supervisor Berger, and approved by both members present, to award the Seal Coat bid to Asphalt Maintenance Solutions LLC., conditioned upon verification of the bid bond. Bobby then discussed the Old 22 Road Survey Bid Comparisons in relation to the road swap matter. Bobby stated he has a meeting coming up with Charlie Paris, our PennDot Representative, and Bruce Bubser, PennDot Road Maintenance Manager, to go over the roads and discuss the road swap program project. Bobby will bring more information to the Board at their next meeting. Bobby informed the Board that we sold the 1978 Dodge W400 Custom 4X4 for \$3,300.00, and the 1987 Asplundh Whisper Chipper for \$3,700.00 through Municibid, and due to the high cost of equipment parts, he asked the Board if we can put money aside to purchase the parts for equipment. The Board will think about this request and will discuss it at the next Board of Supervisors meeting.

On **motion** by Supervisor Berger, seconded by Supervisor Hoppes, and approved by both members present, to rescind the original motion made by the Board of Supervisors at their meeting held on Monday, December 1, 2014; to approve the revised proposal from Great Valley Consultants for the Township's portion of the Old 22 Detour Analysis project. The Board will continue discussion of the Old 22 Road Survey matter at their next regular monthly meeting.

Zoning Officer: John Stine – reviewed his report before the Board. On **motion** by Supervisor Hoppes, seconded by Supervisor Berger, and approved by both members present, the Zoning Officer's report was accepted as presented.

Solicitor: Daniel Becker stated most of his items have been already discussed on the agenda, and the only thing he had was an update on Debra Day Sewage Enforcement matter. Solicitor Becker mentioned he heard that Mrs. Day has passed away and that the Bank is currently negotiating with the family to try and save the property. The Bank will not do anything until they complete those negotiations. Solicitor Becker has contacted the Day family's Attorney and to let him know that they need to take action to get that property cleaned up. As of now the Bank is on notice and knows about this. If the Bank takes over the property, we then have leverage to go after the Bank. If the Bank does not take it over, then the Township will continue to notify the Day family to get that property cleaned up. Solicitor Becker will keep the Board informed as this matter progresses.

Engineer: Dennis Smaglinski informed the Board that there will be a Planning Commission meeting this month, and a review letter will be issued for the Crossroads X Sketch Plan review at this meeting. Dennis brought up that due to the cancellations of Planning Commission meetings, there has not be any discussion regarding the outstanding Campground zoning regulations from the Zoning Amendments. This topic will be on this next Planning Commission meeting agenda for continued discussion, and come up with a plan to move forward through the Planning Commission, then bring back the details to the Board of Supervisors at a later date.

FINANCIAL MATTERS:

Approval of Escrow Release request: none at this time

Approval of bills & transfers; On **motion** by Supervisor Hoppes, seconded by Supervisor Berger, approved by both members present, the bills and transfers totaling \$97,346.09, were ordered to be paid as presented for the period of 02/27/2015 to 04/06/2015

Treasurer Report for Months Ending February & March 2015: On **motion** by Supervisor Berger, seconded by Supervisor Hoppes, and approved by both members present, the Treasurers Reports were accepted as presented, subject to audit.

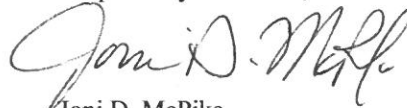
EXECUTIVE SESSION:

The Board of Supervisors went into executive session from 9:29p.m. until 9:51p.m. to discuss personnel matters.

ADJOURNMENT:

On **motion** by Supervisor Hoppes, seconded by Supervisor Berger, and approved by both members present, the meeting was adjourned at 9:52p.m.

Respectfully submitted,



Joni D. McPike
Secretary/Treasurer

609358