

**THE TOWNSHIP OF GREENWICH
BOARD OF SUPERVISORS
MINUTES OF THE MONTHLY MEETING
Tuesday, August 12, 2014**

CALL MEETING TO ORDER / PLEDGE OF THE FLAG:

Members of the Greenwich Township Board of Supervisors met for the regular monthly meeting held on Tuesday, August 12, 2014, in the Township Building. Chairman Victor Berger called the meeting to order at 7:30 p.m. with member Jacqueline Hollenbach present. Also in attendance were Solicitor Dan Becker, Engineer Dennis Smaglinski, Zoning Officer John Stine, Roadmaster Bobby Follweiler and Secretary Joni McPike. Supervisor Harry Hoppes was absent.

ANNOUNCEMENTS:

Chairman Berger informed the audience that this meeting is being recorded principally to aid in the preparation of the minutes and for such other purposes as the Board sees fit. For that reason, each person wanting to give any comments during this meeting, please state his or her name and address for the record, and address your comments to the Board of Supervisors.

Chairman Berger informed the audience that the Township Office will be closed on Monday, September 1, 2014 to observe the Labor Day holiday, and the next Board of Supervisors meeting will be held on Monday, September 8, 2014 at 7:30p.m.

APPROVAL OF MEETING MINUTES:

Reading of the Minutes of the July 7, 2014, Regular Meeting was waived since copies of the Minutes were distributed before the meeting. On motion by Supervisor Hollenbach, seconded by Supervisor Berger, and approved by all members present the minutes are accepted as presented and the tape recording ordered to be erased.

PLANS TO REVIEW:

Folino Estate Winery–Preliminary/Final Plan: Engineer Smaglinski informed the board that the items remaining to be completed are the improvements agreement, the financial security for the improvements, stormwater agreement and the letter from the Kempton Fire Company. Discussion was held regarding the processing of the improvements agreement, with Engineer Smaglinski stating he will submit the cost estimate for the improvements and the stormwater information to Solicitor Becker for processing. A zoning hearing has been scheduled for Thursday, August 28, 2014 for the reaffirmation of the variance previously issued. Engineer Smaglinski will inform the Applicant to follow up with the letter still outstanding from the Kempton Fire Company. The Applicant was not represented at the meeting.

George Estate Minor Subdivision –PC recommended conditional approval: Engineer Smaglinski presented and discussed the status of the final plans noting his statement of them being submitted at risk, with the question of will the Board sign these plans tonight. The Board has agreed to stay with their current policy of no conditional final approvals, and wait until the Planning Commission reviews and, upon their approval, signs the plans. Then the plans will come before the Board of Supervisors for final approval and signatures. Engineer Smaglinski asked the Board if they have any comments; the Board had no comments. The Applicant was not represented at the meeting.

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.

HEARING VISITORS & PUBLIC COMMENT:

David Dietrich – Property zoning matter: David Dietrich, 434 Dotterer Road, Kempton, and Cousin Nathan Tallman, 9991 Stage Coach Road, Kempton, came before the Board to discuss the zoning districts and permitted uses for the property they purchased in the Township on Rauch Road. Discussion was held regarding the permitted zoning uses and requirements in accordance to the zoning district their property is located, along with discussion about several other properties of interest within the Township. The Board suggested that Mr. Dietrich purchase the Township Zoning and Subdivision and Land Development ordinance books for additional information, and contact John Stine, Township Zoning Officer with any additional questions.

Doris Sell – Complaint about manure problem with neighbor: to be discussed under Zoning Officer's report

Jane & Jerry Rumsey – Complaint about commercial burning: to be discussed under Zoning Officer's report

Joyce Dietrich, 153 Dotterer Road, Lenhartsville; came before the Board to express her concerns about her yard sign damaged by this year's mowing and trimming service done by the Township road crew. Roadmaster Follweiler stated it was not done intentionally and gave his apology for the damaged road sign, and further stated that the Township will pay for the replacement. Mrs. Dietrich also asked about a thistle weed problem on property next to hers along side the school and what can the Township do about the thistles encroaching on her field. The Board informed Mrs. Dietrich that the Township does not have a weed ordinance in place, and therefore cannot enforce the trimming of weeds. The Board recommended that Mrs. Dietrich complete and submit a Township complaint form regarding her concerns about the thistles on property located on Oswald Road, and then the Township Zoning Officer can follow up with a letter to the property owner. Mrs. Dietrich also asked about a 15 mile an hour road sign posted on Dotterer Road, and if she can have one posted at her property. Discussion was held regarding this sign, and it was stated that the Township did not put up the sign. The Board directed Roadmaster Follweiler to look into this and confirm if in fact it is an official Township sign, and report to the Board accordingly.

Cyndi Kershner, 46 Zettlemoyer Road; she is following up once again to her concerns about the overnight truck parking at the diner: Zoning officer. John Stine informed Mrs. Kershner that he had contacted the property owner, and the signs are now up. Going forward, any concerns should be directed to the State Police. Mrs. Kershner also asked if the Township can put up a sign along Zettlemoyer Road, near the diner parking lot, that would prevent truck traffic on the road. Solicitor Becker stated the Township may put weight limits and restrictions on roadways; however, certain things must be looked at to determine if restrictions can be allowed. Discussion continued regarding culvert concerns along Zettlemoyer and Wessner Roads. The Board directed Engineer Smaglinski to look into this issue and report to the Board accordingly.

OLD BUSINESS:

Employee Policy Manual - set up workshop meeting(s) and authorize Secretary to advertise. Tabled till next meeting

Temporary Mobile Home Permit Renewals; On motion by Supervisor Berger, seconded by Supervisor Hollenbach, and approved by all members, the Temporary Mobile Home Permit requests for; Jennifer Guerra, at 37 Circle Road, Florabelle Miller, at 620 Wessner Road, Jacquelyn Cooper, at 471 Dunkels Church Road, and Gary & Carolyn Krick, at 1533 Old Route 22; for the 7/2014 to 7/2015 year, were approved.

Township Budget vs Actual-expenditure differences & recommended adjustments: to be discussed latter on in the agenda

NEW BUSINESS:

Ag Security Application – Folino Estate Properties: Tabled till next meeting

Authorization to open new bank depository account with Wells Fargo Bank for Fire Tax Fund Account: On motion by Supervisor Hollenbach, seconded by Supervisor Berger, and approved by all members, Secretary McPike was authorized to open a new bank depository account with Wells Fargo Bank in Kutztown for the Fire Tax Fund Account

Authorization to close two PLGIT savings accounts: On motion by Supervisor Hollenbach, seconded by Supervisor Berger, and approved by all members, Secretary McPike was authorized to transfer funds from two PLGIT savings accounts to their PLGIT checking accounts due to lack of interest revenue.

Approval to establish a PSATS 457 Retirement Plan for Township Employees: Tabled till next meeting

Discuss Road Condition Study on Old Route 22 to be prepared by outside engineering firm; Roadmaster Follweiler informed the Board that we were advised to have an engineering firm document the current condition of Old Route 22 through the Township, prior to PennDot getting started with their Road Project along I-78, Krumsville area, and before Old Route 22 starts to deteriorate due to heavy traffic from this project. Supervisor Berger stated that Weisenburg Township would be interested in going in jointly with the cost to hire a consultant to do one complete project of Old Route 22 through both Townships. The Board directed Roadmaster Follweiler to talk with Weisenburg Township and put together an outline of what the Townships are looking for with this project, and to request quotes from two engineering firms and report to the Board at next month's meeting.

Zoning Hearing Application for Folino Estates Winery; The Zoning Hearing is scheduled for Thursday, August 28, 2014 at 7:30pm, here at the Township Building. No action was needed or taken.

REPORTS:

Roadmaster: Bobby Follweiler wants to discuss moving some money around in the budget accounts to accommodate for over expenditures to certain winter line items. Supervisor Berger stated this topic will be discussed later in the agenda. Bobby then reported things are moving forward with cleaning roads, scratch paving and getting roads ready for oil and chipping next year. Not many resident complaints, and the Roadcrew is doing great.

Zoning Officer: John Stine presented the Zoning Officer's report for July 2014. On motion by Supervisor Berger, seconded by Supervisor Hollenbach, and approved by all members, the Zoning Officer's report was accepted as presented. In addition John was presented with two resident complaints; one from Doris Sell, 216 Knittle Road, regarding a manure problem with her neighbor, and the second one from Jane & Jerry Rumsey, 30 Rhoads Road, regarding commercial burning from the Apex Company that is across the street from them. On motion by Supervisor Berger, seconded by Supervisor Hollenbach, and approved by all members, the Zoning Officer was authorized to investigate these two complaints and report to the Board accordingly. John also stated that our current complaint form does not have a space to list the address that the complainant is reporting about. Secretary McPike will revise the form to include a space for address information for future use.

Solicitor: Daniel Becker discussed the County's comments regarding the Township Zoning Ordinance; questions from Engineer Smaglinski about an amendment to the MPC which came into place regarding electronic notices, and a question related to Broadband collocation which pertains to an Wireless Broadband Collocation Act Enactment that came out a couple of years ago. Solicitor Becker presented copies to the Board for their review, and gave a brief overview of the laws and requirements of this Act. Solicitor Becker further stated that if there is nothing in our Zoning Ordinance where this Collocation Act issue conflicts, then we should proceed to advertise for public hearing at the next month's Board of Supervisors on Monday, September 8, 2014, starting at 7:00pm. On motion by Supervisor Hollenbach, seconded by Supervisor Berger, and approved by all members, Solicitor Becker was authorized to proceed with the advertisement of the Public Hearing for September 8, 2014 at 7:00pm.

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Solicitor Becker gave an overview of a meeting held here at the Township building regarding Zettlemoyer Bridge, with County Commissioner Barnhardt, Ryan Hunter, the County's maintenance facilities director, and Supervisor Victor Berger. The meeting then moved to Zettlemoyer Bridge. At that time discussions continued about the Township's concerns about the residents' safety and weight limits to accommodate 30 ton emergency vehicles. Solicitor Becker stated that the County will consider replacing the Bridge with a new one at an estimated cost of \$2.5 million, with the condition that the Township must assume ownership and maintenance responsibilities upon completion. The new Bridge would have an estimated life span of 50 years. This offer for a new bridge would be contingent upon 2/3rds support from all of the County Commissioners before any financial agreements are made. Approximate timeline for the construction of the bridge is projected to be about three (3) years from the time the Township signs the agreement to take over the Bridge. Overall outcome is for both the County and Township to continue to communicate and come to agreeable solutions and alternatives for the bridge and residents it supports. Solicitor Becker also discussed property and road conditions along Long Road, and stated that the County will work to help us get Long Road on Penn Dot's TIP program where they have funds available for road projects. No guarantees we will get on the list. On **motion** by Supervisor Hollenbach, seconded by Supervisor Berger, and approved by all members, Solicitor Becker was authorized to proceed with discussions with the County in the direction of a full replacement of the Bridge with the Township taking the Bridge over for future maintenance providing details and including some assistance with the reconfiguration on Long Road are worked out in an agreement.

Engineer - Dennis Smaglinski – Nothing to report

EXECUTIVE SESSION:

The Board of Supervisors went into executive session from 8:56p.m. until 9:34p.m. to discuss personnel matters.

FINANCIAL MATTERS:

Approval of Escrow Release request: None at this time

Approval of bills & transfers; On **motion** by Supervisor Berger, seconded by Supervisor Hollenbach, approved by all members, the bills and transfers totaling \$118,510.73, and were ordered to be paid as presented for the period of 07/08/2014 to 08/12/2014.

Treasurer Report for Month Ending July 2014: On **motion** by Supervisor Berger, seconded by Supervisor Hollenbach, and approved by all members, the Treasurer's Report is accepted as presented, subject to audit.

CORRESPONDENCE FOR ACKNOWLEDGE:

Municipal Land Use Letter – Project Description: Interstate Collision Center-Development Old Route 22
 Notice of Violation / Enforcement Notice – Konstantino Tantaros Jr, of 1501 Krumsville Road, Greenwich Township
 Notice of Secretary attending Berks TCC Meeting on 9/3/2014, as primary delegate representative for the Township
 Letter to Berks County Commissioners regarding Zettlemoyer Bridge from Township Resident Susan Ensinger of Long Road.

The Board acknowledges receipt of these notices and letters. These items are for information purposes only, and therefore no action was taken.

Discuss Township Budget vs Actual – expenditure differences & recommended adjustments: discussion was held with concerns about several line items on this year's general fund and state fund budgets with regards to expenditure overages for certain accounts and what line items may be supplemented with unencumbered moneys. The Board instructed Secretary McPike to go through the budgets and highlight accounts for recommendation to transfer unencumbered moneys from one account to another and to allocate funds to cover expenses for the remaining of the year, and project funds to cover the first few months' expenditures for this next year.

ADJOURNMENT:

On **motion** by Supervisor Hollenbach, seconded by Supervisor Berger, and approved by all members present, the meeting was adjourned at 10:00p.m.

Respectfully submitted,

Joni D. McPike
 Secretary/Treasurer

