

**BOARD OF SUPERVISORS
MINUTES OF MONTHLY MEETING
MARCH 25, 2008**

The monthly meeting of the Longswamp Township Board of Supervisors was held at the Longswamp Township Municipal Building, 1112 State Street, Longswamp Township, Mertztown, Pennsylvania, 7:30 p.m., prevailing time as previously advertised and posted.

PLEDGE TO THE FLAG. ROLL CALL.

Officials Present: Donald Siegfried, Chairman; Maryann Lantz, Supervisor; Jill Smith, representing the Engineer; Jill Nagy, Esquire, representing the Solicitor; Joni McPike, Treasurer; Ed Bender, Zoning Officer and Barbara Ebert, Secretary.

CALL TO ORDER

Chairman Donald Siegfried called the meeting to order at 7:35 p.m., and announced the reading of the minutes of the regular meeting of March 11, 2008, would not take place. Draft copies of those minutes were available in the meeting hall.

APPROVAL OF MINUTES

Maryann Lantz made a **motion** to approve the Minutes of the regular meeting of March 11, 2008; Donald Siegfried seconded that motion. All in favor.

APPROVAL OF TREASURER'S REPORT

Maryann Lantz made a **motion** to accept the Treasurer's Report for February 2008; Donald Siegfried seconded the motion. All in favor.

ANNOUNCEMENTS

Planning Commission Meeting scheduled for April 1, 2008, has been cancelled – no submissions received for review.

Spring Clean Up Day – Saturday, May 19, 2008 – 8:00 a.m. – 2:00 p.m. -- Upper Pavilion Parking Lot – Flyers will be mailed to residents in April

An Executive Session of the Longswamp Township Board of Supervisors was held this evening from 6:30-7:15 p.m. to discuss pending litigation.

PUBLIC COMMENT

Mike Sacks reported on the Environmental Advisory Conference held on March 8, 2008. He noted that every speaker ended his or her session by reinforcing the call to maintain or reduce our carbon footprint; promoted the use of solar and wind energy; and encouraged everyone to work in the community in which you live to reduce consumption of fuel. A program of "Green Points" was introduced whereby a municipality could reduce the cost of permits when builders follow "green" guidelines. Mr. Sacks reported that grant money and low interest loans are available for solar panels. As a side note, he also mentioned that capacitors to convert "dirty" electricity to "clean" electricity are available for commercial usage at a cost of \$400-\$1200.

ENGINEERING AND PLANNING COMMISSION REPORT

Feld-3 Subdivision

Fred Fenstermacher approached the BOS with a request to change from a Letter of Credit to an escrow

arrangement. The solicitor noted that any change at this point would require the execution and recording of a revised Developer's Improvements Agreement.

The BOS requested that the Solicitor speak with the solicitor for Rockland Township to further investigate the agreement they have with Mr. Fenstermacher.

Mr. Fenstermacher also asked for clarification on the matter of a maintenance bond. The Engineer explained the process as it is described in the Developer's Improvements Agreement.

UGI Pipeline

The Engineer noted that a Certificate of Insurance has not yet been received from the contractor, Henkels & McCoy, Inc.

The Engineer received today, from UGI, some details of their plan to bore under a bridge on North Park Avenue. Hanover Engineering will review the plans and notify the BOS of any additional concerns.

It is still unclear whether UGI will need to close Chestnut Street, and to date, no detailed traffic control/detour plan has been received.

Don Siegfried made a **motion** authorizing the Engineer to write a letter to UGI regarding the certificate of insurance, plans for boring under the bridge on North Park Avenue and traffic control/detour plans for Chestnut Street; which, if not addressed in a timely manner will result in a cease and desist order; Maryann Lantz seconded the motion. All in favor.

The Township solicitor noted that UGI is required to provide notification and project information to the Township, as requested per the PUC regulations. The PUC can be notified if the Township believes proper information is not being supplied by a utility company. The Township solicitor recommended that UGI representatives contact her if they have any questions regarding this issue.

Gross School Bus: Supplemental Permit Information Received

The Developer has submitted to PennDOT a supplemental permit to the Highway Occupancy Permit issued to include the replacing of the culvert pipe along State Street. A copy of the information has been forwarded to the Township as required per their conditions of preliminary plan approval.

The Township also received a copy of the revised NPDES application which was sent to DEP based on their comments.

Don Siegfried made a **motion** authorizing the Solicitor and Engineer to prepare and send a letter to PennDOT regarding the Township's concern with the proposed driveway location and potential traffic problems the project may create; Maryann Lantz seconded the motion. All in favor.

State Street Drainage Issues

PennDOT has notified the Township that they plan to resurface State Street this summer. The Engineer has drafted a letter to PennDOT citing numerous drainage issues and potential problems in conjunction with the resurfacing project.

Donald Siegfried made a motion authorizing the Engineer to send a letter to PennDOT citing various issues that need to be addressed in conjunction with the proposed resurfacing of State Street; Maryann Lantz seconded the motion. All in favor.

Walker Road and Gap Road Meeting

No residents have responded to the Township's request for the dedication of land to be used as a turnaround area for snowplows on Walker Road. The Engineer will schedule a meeting to be held on May 7, 2008 at 6:30 p.m. in the Township building to discuss the project in more detail and answer any questions the property owners on Walker Road may have regarding the agreements. It was agreed that the property owners on Gap Road would also be invited to discuss the proposed project on Gap Road.

Golden Meadows

The BOS suggested that a meeting be held with residents whose property borders the conservation area within the Golden Meadows development. After some discussion, it was agreed that this meeting should be included as an agenda item at a future Environmental Advisory Council meeting, possibly on June 16, 2008. Letters of invitation will be sent to DEP, Fish & Game Commission, and Berks Conservancy and the neighboring residents.

Topton Lutheran Home

The Engineer reported that Topton Lutheran Home has contacted Topton Borough directly requesting sewer hook ups. The Engineer proposes a letter be sent to Topton Lutheran Home explaining the procedure for requesting sewer and/or water service through the Township.

Don Siegfried made a **motion** authorizing the Engineer to draft a letter to be sent to Topton Lutheran Home explaining the procedure for requesting sewer service; Maryann Lantz seconded the motion. All in favor.

Fairchild Street

Chairman Siegfried reported that he has been receiving complaints about the increased truck traffic on Fairchild Street.

Don Siegfried made a **motion** authorizing the Engineer to contact Lower Macungie Township about proposed truck restrictions on Fairchild Street; Maryann Lantz seconded the motion. All in favor.

ZONING AND CODES ENFORCEMENT

Mr. Bender reported that he is busy conducting inspections of rental properties within the Township.

The Engineer noted that draft changes to the Zoning Ordinance will be presented to the Planning Commission at their meeting in May.

SOLICITOR'S REPORT

Brandywine Heights Area Regional Park and Recreation Intergovernmental Agreement

Bylaws have been adopted by the Brandywine Heights Area Regional Park and Recreation Committee. An Intergovernmental Agreement and Ordinance must be approved. Copies of the Agreement have been forwarded to all participants.

Don Siegfried made a **motion** authorizing the Solicitor to advertise the Brandywine Heights Area Regional Park and Recreation Intergovernmental Agreement and Ordinance for adoption; Maryann Lantz seconded the motion. All in favor.

Intergovernmental Agreement for Purchase of a Paver

The Solicitor will prepare an Intergovernmental Agreement and Ordinance for the joint purchase of a

Lee Boy Paver with Hereford Township.

Don Siegfried made a motion authorizing the Solicitor to advertise the Intergovernmental Agreement and Ordinance for the joint purchase of a Lee Boy Paver with Hereford Township; Maryann Lantz seconded the motion. All in favor.

Cable Franchise Agreement and Ordinance

Don Siegfried made a **motion** authorizing the signing of Ordinance No. 2008-248: Authorizing Execution of a Cable Franchise Agreement Between the Township and Service Electric Cable, Inc.; Maryann Lantz seconded the motion. All in favor.

Highway Occupancy Permit Ordinance

The Solicitor presented a revised draft of the Highway Occupancy Permit Ordinance.

Donald Siegfried made a **motion** authorizing the Solicitor to advertise the Highway Occupancy Permit Ordinance for adoption at the 2nd meeting of the Board of Supervisors in April 2008; Maryann Lantz seconded the motion. All in favor.

Tennessee Pipeline

The Solicitor reported that a meeting was held to inform local townships of the Tennessee Pipeline plans, but the mailing to Longswamp Township was incorrectly addressed and we were not informed of the meeting. The Engineer will contact Tennessee Pipeline to schedule a technical meeting.

Rental Ordinance

The BOS asked the Solicitor to look into revising the rental ordinance to allow for more time between inspections.

RECREATION REPORT – Steve Wyka

The Easter Egg Hunt was held on Saturday, March 15, 2008.
Next Meeting – April 15, 2008 @ 7:00 p.m.

ROADMASTER REPORT

None at this time.

OLD BUSINESS

None at this time.

NEW BUSINESS

Topton Ambulance

Calvin Hess, representing Topton Community Ambulance Service requested that the Township allow one of the Service's vehicles be stored in the Longswamp Township storage shed on a temporary basis until more permanent shelter is acquired by the Ambulance Service. The stored vehicle will not be operated from the Township building and only limited access will be required.

The BOS asked the Solicitor to create an indemnification agreement; and asked the Ambulance Service to provide a Certificate of Insurance.

Don Siegfried made a **motion** authorizing the Topton Community Ambulance Service to store a vehicle in the Longswamp Township storage shed until more permanent shelter is acquired by the Ambulance Service; Maryann Lantz seconded the motion. All in favor.

Approve Agreement for Annual Inspections of Fire Extinguishers

Maryann Lantz made a **motion** approving the agreement for annual inspection of fire extinguishers with Kistler O'Brien at a cost of \$322.00; Don Seigfried seconded the motion. All in favor.

Approve Contracts with Celebration Fireworks (\$6720) and The Blue Mountain Gang (\$550) for Independence Day

Maryann Lantz made a **motion** approving contracts with Celebration Fireworks (\$6720) and The Blue Mountain Gang (\$550) for Independence Day events at the Longswamp Township Municipal Park on July 5, 2008 (raindate July 6, 2008); Don Seigfried seconded the motion. All in favor.

Review/Approve Bids for ADS In-Line Bell Pipe and Inlet Boxes

Bids were received from Chemung Supply/Monarch Precast - \$9609; HD Supply Waterworks - \$11,589; and Eastern Industries/Monarch Precast - \$10,369.

Maryann Lantz made a **motion** authorizing purchase of ADS In-Line Bell Pipe and Inlet Boxes from Chemung Supply and Monarch Precast at a total cost of approximately \$9609.00; Donald Siegfried seconded the motion. All in favor.

Review/Approve Bids for Pavilion #2 Ceiling Panels

A bid was received from S. Bauman in the amount of \$8,380. Our Roadmaster provided a bid (for materials only) of \$1,759.60 with labor provided by the road/maintenance crew.

Maryann Lantz made a **motion** authorizing the purchase of materials to install a ceiling in Pavilion #2 at a total cost of approximately \$1,759.60; Donald Siegfried seconded the motion. All in favor.

RECORD NOTES

None at this time

APPROVAL OF BILLS

Donald Siegfried made a **motion** to approve processing for payment, bills totaling \$54,526.58 and transfers totaling \$57,819.46; Maryann Lantz seconded that motion. Roll Call Vote: Maryann Lantz, Yes; Don Siegfried, Yes.

PUBLIC COMMENT

Willard Strunk announced that a "Candidate Night" will be held at the Topton Legion at 7:30 p.m. on Wednesday, March 26, 2008.

BOARD COMMENTS

ADJOURNMENT

Donald Siegfried made a **motion** to adjourn the meeting at 9:05 p.m.; Maryann Lantz seconded the motion. All in favor.

Respectfully submitted,

Barbara K. Ebert
Township Secretary