

The regular meeting of the Upper Pottsgrove Township Board of Commissioners was held on Monday, May 21, 2018, at the Upper Pottsgrove Administrative Office, 1409 Farmington Avenue, with Commissioners Trace Slinkerd, France Krazalkovich, Martin Schreiber, Renee Spaide and Elwood Taylor present. Also present were Township Solicitor Charles D. Garner, Jr., Police Chief Francis Wheatley, Public Works Director Justin Bean and Township Manager Carol R. Lewis.

MOMENT OF SILENCE – The Commissioners requested a moment of silence in honor of the men and women who have served and are currently serving our country in the armed forces.

PLEDGE OF ALLEGIANCE - Those assembled pledged allegiance to the flag.

T. Slinkerd administered oath of office to newly appointed fire police Savanna Renee Pulcher.

RECOGNITION - T. Slinkerd recognized Fire Police Captain Don Raudenbush along with Ashley Rose, John Kohler, Mike Schriver and Stan Petrickis for their assistance in making the French Creek triathlon a successful event and presented them each with a challenge coin. Chief Wheatley acknowledged that our fire police are well recognized throughout the County for their efforts and thanked them for their service.

APPROVAL OF MINUTES – **April 16, 2018 & May 7, 2018** – Motion by F. Krazalkovich, second by R. Spaide, to approve the minutes of April 16, 2018 and May 7, 2018. M. Schreiber expressed concern that we are recording the meetings but not typing the minutes verbatim. Aye votes: Krazalkovich, Spaide, Taylor and Slinkerd. Nay vote: Schreiber. Motion carried.

PAYMENT OF BILLS – M. Schreiber questioned the Ready Refresh bill that was charged to fire. C. Lewis explained this is for spring water and should be split between fire and administration. M. Schreiber also questioned the LTL bill for \$11,000 for code enforcement and asked if this is a monthly charge. C. Lewis explained that \$6,000 of the invoice was for permitting for DVDC (Crossroads) and should have been coded to engineering reimbursable. She noted we will recoup that money from the developer. Motion by R Spaide second by F. Krazalkovich and unanimously carried to approve payment of bills in the amount of \$197,109.81 with the correction to the line item for the LTL bill.

PUBLIC COMMENT – There was no public comment.

REPORTS

TOWNSHIP MANAGER – The Township Manager presented her report. She advised that she attended the environmental sensitive maintenance training for low volume dirt and gravel roads, and it was very informative. She noted the entire public works department will also be attending the training. She reported that she will be applying for a low dirt and gravel road grant by the end of the month, and confirmed with the director for the Montgomery County Conservation District that there will be funding available if the grant is approved. She also reported we will be hosting a volunteer appreciation dinner on May 30th to thank all our volunteers. The sponsors for the dinner include LTL Consultants, Chuck Garner, Bayer-Barber and USA Phones. She advised that our local high school football team has volunteered to spread mulch at our playgrounds and will be completing the project on June 2nd and 11th. M. Schreiber advised it is the Pottsgrove High School District Championship team, and noted the coach is a resident of our community. In response to a question from R. Spaide, C. Lewis explained that a used car was purchased from Lower Pottsgrove Police Department for \$4,500.00. C. Lewis thanked Chief Wheatley for locating the car for us. In response to a question

from M. Schreiber, C. Lewis advised that we did receive the Green Light Go grant, and will be contracting the project in June.

FINANCIAL REPORT – The Manager noted the financial report was included in your packet. She explained that next month's report will include the budget comparisons. She further explained that we have opened the two additional bank accounts, and the General, Fire and Sewer funds will be split out once we are able to reconcile to the day which should be completed by next month.

CHIEF OF POLICE – F. Wheatley presented the Police Report. He reported that Officer Hanna will be returning to work the end of this month. He reported the police department had an aggravated assault at Applebee's, a burglary on N. Hanover Street where they were able to recover some items at a local pawn shop, and an arrest for sexual assault of a minor after a 5 month investigation. He noted there were several concerns expressed by this Board and previous Boards about a lack of proactive activity by officers in traffic stops and issuing citations. He is glad to report that with the addition of the license plate reader, there were 76 citations and 36 warning notices issued last month. He noted the license plate reader has been a positive addition to our fleet. He reported there is a serious issue with our police cars right now and last week 2 cars went down, the 2007 Chevy Tahoe and the 2009 Ford Expedition. The two cars have serious engine problems, and it's not worth putting additional monies into the cars. Chief requested authorization to place these cars on Municibid and noted this will be a discussed under agenda items. Chief reported the civil service written exams were administered through the consortium last weekend. He noted they went with a new test which resulted in higher scores. He reported that the physical agility testing will take place on June 1st and interviews will take place later this year in order to create a new eligibility list just in case we would need to hire in the future.

PUBLIC WORKS DIRECTOR – J. Bean reported they completed patch work, cleaned out and resolved an issue with the pump on Evans Road, removed winter maintenance equipment from the trucks, hauled 5 ton of screenings to the Arboretum and dug a ditch on Moyer Road at Ming Drive to resolve a water runoff problem. He further reported that he and Joey Alessi attended the PSATS convention last week and took several courses. M. Schreiber noted the outside area of the department is looking a lot nicer and cleaner and complimented the department for their efforts on this project.

TOWNSHIP SOLICITOR – C. Garner advised that issues he has will be under the agenda items. He also advised the developer for Phase 1 of Spregel's Run has requested to substitute a letter of credit with a bond. He noted this has been done in the past, and he will work with C. Lewis and the engineer to make sure it is done properly. He also advised that we will be reviewing approval for Phase 2 of Spregel's Run once that plan is submitted.

TOWNSHIP ENGINEERING AND BUILDING & ZONING – The report was included in the packet. There were no questions on the report.

PLANNING LIAISON - E. Taylor reported the Planning Commission reviewed two matters. The first matter dealt with amending current zoning regulations to make the process easier for subdivision of larger lots for an individual property owner. The County Planner will be working to provide recommended changes to our zoning ordinance which will be reviewed over the next couple months and then forwarded to the Board of Commissioners for approval. The other matter was a presentation from a developer for a single family development on an 8 acre parcel of land on Farmington Avenue across from Strogus flower shop. There was a discussion concerning the zoning of the property which

is currently retail office. The developer will be consulting with the County planners to come up with a viable option for development of this property which will be reviewed again in the future.

OPEN SPACE AND RECREATION – R. Spaide reported we are working on future plans for our open space and recreation and will be holding a public presentation on September 25, 2018 to obtain input from residents regarding these future plans. She reiterated that Community Day is Saturday, September 22, 2018, and the committee is still in need of volunteers for that day. In response to a question from M. Schreiber, C. Lewis reported the time for the public presentation will be 7:00 pm, and it will be heavily advertised. R. Spaide also reported there will be representatives available on Community Day to answer questions and provide information regarding the future plans for open space and recreation as well as provide information on the public presentation. R. Spaide advised the fish rodeo was canceled due to weather and questioned if there was a rain date. D. Elliott advised it has not been rescheduled and expressed concern that half of the few people that signed up do not even live in the township. R. Spaide expressed disappointment that not a lot of people signed up for the fish rodeo and suggested maybe we can advertise in the schools in an attempt to get more people involved.

SEWER AND WATER – John Bealer reported they have received requests from residents on Ming Drive and Moyer Road about hooking up to sewer. The committee has asked the engineer to provide some preliminary figures for installing the sewer line which will be discussed at their next meeting. He noted this area is included in the Act 537 Plan. In response to a question from R. Spaide, J. Bealer advised that two requests are for properties on Moyer Road west of Gilbertsville Road. J. Bealer also attended the joint sewer meeting where it was reported that the cost of the dryer has increased by 1.3 million due to the requirement from PA DEP to install an air reclamation filtering system. So the cost went from 3.7 million to 5 million. He explained the replacement of the dryer is necessary in order to continue operation of the treatment plant. He further explained the township's contribution is 4.5 percent of the total cost.

FIRE AND AMBULANCE – M. Schreiber reported there were sixteen (16) calls last month with eighty-two (82) year to date. The Fire Company came to the Fire Committee meeting and agreed to hold off on the purchase of the fire truck if the Board of Commissioners approves the fire study.

CIVIL SERVICE COMMISSION – Chairman William Brogley was in attendance to discuss their annual report. He noted the report is reflective of the costs we anticipate incurring on an annual basis in order to keep an ongoing list of eligible applicants. The Chief and the Commission are recommending that we keep an ongoing eligibility list since we had issues in the past where we lost applicants and were behind in having a current list available. He explained the current list contains only two (2) eligible applicants which is minimum, and we may lose those applicants to other municipalities in the Commonwealth. He reported Civil Service is lacking in volunteers sufficient to have a quorum at a meeting and is suggesting the Board consider appointing Ken Brown. In response to a question from E. Taylor, C. Lewis explained there were 25 applicants on the original list of which ten (10) were sent for oral exams and then five (5) were sent for background checks, and we lost three (3) during the process of obtaining background checks. In response to a question from R. Spaide, W. Brogley advised they are in need of at least 3 members right now so that they can have alternates.

OLD BUSINESS

CONSIDER ADVERTISING OF ORDINANCES FOR VOLUNTEER FIREFIGHTER TAX CREDITS & CONSIDER RESOLUTION FOR CRITERIA FOR VOLUNTEER FIREFIGHTER TAX CREDITS – Motion by R. Spaide second by T. Slinkerd and unanimously carried to table actions on these matters until such time as the fire study is completed.

CONSIDER RECORDS RETENTION RESOLUTION – C. Lewis explained this is the resolution C. Garner prepared pertaining to the disposition of emails and audio meeting recordings. There was some discussion by Commissioners Spaide and Schreiber regarding the retained period for the audio meeting recordings to be thirty (30) days after the official meeting minutes are approved. It was noted this is included in the resolution. Motion by F. Krazalkovich second by R. Spaide to adopt Resolution 691. M. Schreiber expressed concern that we are so quick to destroy the audio meeting recordings even though they don't take up a lot of space. R. Spaide advised we are following what other municipalities do in destroying audio meeting recordings, and the Manager advised they do take up space. In response to a question from **James Capinkski, 1958 Yarnall Road**, C. Garner explained there are two parts to the resolution. The first part is destruction of the audio meeting recordings and the other part is destruction of emails that do not meet the definition of a public record. Aye votes: Krazalkovich, Spaide, Slinkerd and Taylor. Nay vote: Schreiber. Motion carried.

CONSIDER DEDICATION OF SEWER LINES FOR 140 MAGUERS MILL ROAD & 1859 & 1865 FARMINGTON AVENUE – C. Lewis explained the dedication for 140 Maguers Mill Road was tabled last month due to a water issue reported in that area. However, it has been investigated and the water problem is due to a spring not the sewer line. The owners of 1859 and 1865 Farmington Avenue have signed a Bill of Sale for dedication of the sewer lines located in the right-of-way in front of their properties. C. Lewis thanked Michelle Reddick for assisting with obtaining signatures on these documents on her own personal time both over the weekend and today. C. Garner explained these systems were created and installed by property owners who had failing systems and were reasonably close to our public sewer system. The property owners paid for the costs to have these public sewer lines installed in the right-of-way so they could have public sewer service. Ultimately, after both systems were installed, inspected and functioning properly, they were offered to the township for dedication. There is excess capacity in both lines so that property owners along where the sewer line is installed could connect if necessary. In response to a question from C. Garner, C. Lewis advised the engineer has inspected the lines and confirmed that they are functioning properly. In response to a question from E. Taylor, C. Garner advised that the signing of the document to dedicate the sewer line relinquishes all recapture and future obligation. Motion by R. Spaide, second by M. Schreiber and unanimously carried to approve the Bill of Sale accepting dedication of the sewer line at 140 Maguers Mill Road. Motion by E. Taylor, second by M. Schreiber and unanimously carried to approve the Bill of Sale accepting dedication of the sewer line at 1859 Farmington Avenue. Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to approve the Bill of Sale accepting dedication of the sewer line at 1865 Farmington Avenue.

CONSIDER FIRE COMPANY ACTIVITES - Motion by F. Krazalkovich second by R. Spaide and unanimously carried to authorize the Fire Company activities as presented.

CONSIDER PURCHASE OF USED EQUIPMENT – C. Lewis noted that at the last meeting, authorization was given to place the 2009 Chevy Impala and the grader on Municibid. She reported the car sold for \$900, and the grader sold for \$4,000. She further reported we are in need of two police

vehicles and a roller for public works. She explained there were at least two days where we did not have enough police cars for the officers on duty. She further explained that the Public Works Director has agreed to wait on the purchase of a roller if we do not have enough funds. There are two cars available on Muncibid which include a 2013 Chevy Tahoe and a 2014 Dodge Charger. In response to a question from T. Slinkerd, Chief Wheatley advised we currently have three (3) marked cars, one (1) administrative car and one (1) unmarked which is the car we just purchased from Lower Pottsgrove. However, the car we purchased from Lower Pottsgrove is not ready to be added to the fleet as it is still blue and white and could cause confusion as to whose car it is. Chief further advised that if we sell the two (2) cars he spoke about earlier, we will no longer have any four wheel drive vehicles in the fleet. He strongly recommends the Board add at least one (1) four wheel drive vehicle to the fleet. R. Spaide advised she has a roller at her house that can be utilized by the public works department if necessary until such time we are able to purchase one. Motion by F. Krazalkovich second by R. Spaide and unanimously carried to authorize acceptance of the bids of \$900.00 for the 2009 Chevy Impala and \$4,000.00 for the grader. Motion by F. Krazalkovich second by R. Spaide and unanimously carried to authorize the 2007 Chevy Tahoe and the 2009 Ford Expedition to be listed for sale on Muncibid and to authorize the purchase of a police vehicle not to exceed \$10,000.00 with utilizing the funds received from the sale of the car, grader and two police vehicles towards the purchase. Chief Wheatley noted he does not have a car in mind but will be bidding on a car on Muncibid which he will make sure is a worthy purchase.

CONSIDER HIRING OF LARRY KUSER PART-TIME AT \$15.00/HOUR & SUMMER HELP

AT \$12.00/HOUR – C. Lewis explained that the public works department previously had five (5) full-time employees. She requested authorization to hire Larry Kuser part-time at \$15.00 per hour for three (3) days per week and summer help at \$12.00 per hour for forty (40) hours a week. In response to a question from T. Slinkerd, C. Lewis advised there is enough money in the budget for five (5) full-time employees for public works. Motion by M. Schreiber second by R. Spaide and unanimously carried to hire L. Kuser part-time at \$15.00 per hour not to exceed an average of three (3) days per week and a summer worker at \$12.00 per hour at forty (40) hours per week.

NEW BUSINESS

CONSIDER ACCEPTANCE OF ELIGIBILITY LIST FROM CIVIL SERVICE –

M. Schreiber reported the Civil Service Commission met and compiled the eligibility list which contains two (2) candidates whose names are in numerical order based upon scores received on all the tests. In response to a question from T. Slinkerd, W. Brogley explained this is the current eligibility list, and the two (2) candidates are still available. He further explained there is a process in place now where they will continue testing on annual basis so that we have an ongoing eligibility list each year. F. Wheatley explained the current eligibility list, if approved, would be good for one (1) year. He further explained there will be another eligibility list available later in the year. Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to accept the current eligibility list as certified by the Civil Service Commission. In response to a question from E. Taylor, F. Wheatley advised that neither candidate is on any list to be hired at this point. W. Brogley advised there are other options available if the township were to run into an emergency situation and needed to hire.

CONSIDER OSR BOARD’S RECOMMENDATION TO APPROVE THE INSTALLATION OF THE PROUT FARM TRAIL NOT TO EXCEED 1,000.00 –

C. Lewis explained this concept had been approved last year, and noted the Open Space and Recreation Board has recommended installing the Prout Farm loop trail not to exceed \$1,000.00 which includes the paving of the parking lot. Motion by E. Taylor second by R. Spaide and unanimously carried to approve the installation of

the Prout Farm loop trial not to exceed \$1,000.00. **James Capinski, 1958 Yarnall Road**, expressed concern that we are paving lots in open space rather than keeping them stone which could create water runoff issues. He feels it is an expense that we don't need for open space.

CONSIDER ESCROW RELEASE #2 IN THE AMOUNT OF \$280,950.85 FOR CROSSROADS SETTLEMENT PARCEL – Motion by F. Krazalkovich second by E. Taylor and unanimously carried to authorize Escrow Release #2 in the amount of \$280,950.85 for the Crossroads Settlement Parcel.

DISCUSS CONTRACTING OF A STUDY OF THE FIRE COMPANY – C. Lewis explained a letter of intent to have the Department of Community and Economic Development complete a study of the fire company was included in your packet. She further explained there was a study done of the police department back in 2006, and it was a very comprehensive study. She noted a motion is needed to authorize the study and a scope/description of the project. F. Krazalkovich advised the letter of intent is very specific that we approve by motion the request of technical assistance of DCED to perform a study. He suggested a description of the project could include assessment of the current and future needs of Upper Pottsgrove Township with respect to fire protection, assessment of current provider and recommendations with respect to fire protection based upon findings from the study. Motion by F. Krazalkovich second by M. Schreiber and unanimously carried to authorize the technical assistance of DCED to perform a study of the fire company. T. Slinkerd directed Township Manager Carol Lewis to provide a draft letter of intent for the study to be reviewed at the work session meeting. M. Schreiber suggested we consider doing a study of police, public works and administration. T. Slinkerd suggested we get an idea from DCED regarding a time line for the study. F. Krazalkovich noted there will be no cost to the township for this study. Motion by F. Krazalkovich second by R. Spaide to draft a letter of no confidence in the current operational leadership of the fire company. E. Taylor expressed concern that there has been no public discussion regarding this matter, he was not aware of it, and the item was not on the agenda. He would like full disclosure and discussion prior to making a decision as he is not certain that there is an operational problem. F. Krazalkovich advised there has been many public discussions at the Fire Committee meetings. T. Slinkerd advised the matter started when a Commissioner started asking questions, and the Fire Chief demonstrated his inability to control himself when asked those questions in addition to not wanting initially to provide the requested information. Then, the Fire Chief proceeded to send out an email attacking a Commissioner when all that Commissioner was trying to do was investigate concerns that were brought to his attention. F. Krazalkovich advised the matter began in January with a request to approve a fire truck, followed by a series of unsolicited calls to him regarding concerns about Station 79 and then attacks on a Commissioner. M. Schreiber explained an increase in the fire tax was approved for the purchase of the fire truck along with a FEMA grant. He further explained this was done prior to anyone realizing that we would not qualify for the grant as this was only realized after completing a webinar regarding the grant. He referenced other minutes regarding the discussion on the purchase of a new fire truck. The Board further discussed the conduct of the Fire Chief and concerns in leadership and operations of the Fire Company as well as the drafting of and timing for the letter. T. Slinkerd and F. Krazalkovich expressed concern that the MOU is not clear as to who is who on the Fire Committee. R. Spaide advised the original intent was to have two (2) residents at large on the Fire Committee. She suggested we look at the intent of the MOU. She also expressed concern that there seems to be a breakdown somewhere in the fire company, and noted the fire study is a great idea. M. Schreiber explained why the Fire Company was previously shut down and expressed concerns that this might be happening again. T. Slinkerd noted that M. Schreiber has various roles and believes he cannot be objective when it comes to making decisions regarding the fire company. The Board further discussed

the MOU and the makeup of the Fire Committee and agreed the intent of the MOU needs further review. F. Krazalkovich and R. Spaide agreed to rescind their motion to send a letter of no confidence in the operational leadership of the Fire Company. T. Slinkerd agreed to draft a letter for further discussion at the work session meeting.

CONSIDER PURCHASE OF ADDITIONAL SEWER CAPACITY FROM THE POTTSTOWN BOROUGH AUTHORITY – C. Lewis explained that the Sewer Committee during the 2018 budget discussions last year included money in the budget for the purchase of 20 additional EDUs. She further explained we had previously purchased 20 EDUs which were not assigned to any specific property and 15 of those EDUs have been utilized. An agreement has been provided by the Pottstown Borough Authority to purchase the additional 20 EDUs. C. Garner advised the agreement is consistent with prior agreements to purchase additional sewer capacity. He noted the township engineer has reviewed the numbers, and the amount charged is consistent with our treatment agreement. In response to a question from F. Krazalkovich, J. Bealer advised the purchase is not to satisfy anything that is currently on the books, but rather to accommodate those homes which may have a failing system or an individual lot that may want to connect to public sewer. C. Lewis advised the matter could wait until next month for approval; however, we have gotten several requests from residents regarding hooking up to public sewer. In response to a question from M. Schreiber, C. Lewis advised this could help our inflow and infiltration problem. In response to a question from E. Taylor, C. Lewis reiterated there is money included in the budget for this purchase. Motion by E. Taylor second by R. Spaide, to authorize the purchase of 20 additional EDUs from the Pottstown Borough Authority at a cost of \$32,592.00.

DISCUSS TOWNSHIP SECRETARY – T. Slinkerd advised there was discussion at the last work session about separating out the Township Secretary position and asked for nominations for this position. Motion by F. Krazalkovich and second by R. Spaide to appoint Michelle Reddick as Township Secretary. T. Slinkerd asked M. Reddick if she would accept, and she indicated that she would accept the position. C. Lewis expressed concern that M. Reddick is the only notary on staff and would not be able to notarize her own signature on documents. Kristen Flynn who was present in the audience agreed to notarize any documents which would require M. Reddick's signature. In response to a question from E. Taylor, T. Slinkerd advised that C. Lewis is currently the Township Secretary. In response to a question from M. Schreiber, T. Slinkerd advised this is not just someone to take the minutes but rather the official Township Secretary. He reiterated this was as discussed at the work session meeting. In response to question from C. Lewis about the pay rate, T. Slinkerd advised that this should be negotiated between the Manager and M. Reddick and a recommendation forwarded to the Board whether it would be hourly or salary. In response to another question from C. Lewis which was directed to Michelle Reddick, M. Reddick advised it is her understanding that the Township Secretary is the official keeper of the minutes for the Board of Commission meetings. C. Garner clarified that under the First Class Township Code, the Township Secretary is the official keeper of the minutes from the Board of Commissioners meetings. R. Spaide reiterated that the position is being separated out so C. Lewis can focus on her duties and responsibilities as Township Manager. M. Reddick advised she does not have any problem completing the minutes from the other committee meetings, but it was not her understanding that she would be required to attend those meetings. T. Slinkerd advised that as Township Secretary, M. Reddick would be required to attend the Board of Commissioner meetings. He noted that M. Reddick also attends the Planning Commission meetings and completes those minutes as Planning and Zoning Administrator. In response to a question from E. Taylor, C. Garner explained this is the official position of Township Secretary which you are appointing, and the Board can establish compensation for the position. Motion by F. Krazalkovich,

second by R. Spaide and unanimously carried to appoint Michelle Reddick as Township Secretary.

DISCUSS ALTERNATE MEMBERS TO CIVIL SERVICE COMMISSION – T. Slinkerd advised he has received one application. He noted that W. Brogley mentioned there was another application out there. C. Lewis advised that we have an application from Ken Brown which was sent out months ago, and noted she would be glad to send it out again if anyone wants to review it. F. Krazalkovich advised we have an application from Henry Llewellyn. M. Schreiber expressed concern that Mr. Llewellyn's application was not circulated. In response to a question from F. Krazalkovich, M. Schreiber advised there are currently two (2) alternate positions available on Civil Service. R. Spaide advised she would like to see all applications. M. Schreiber advised that Ken Brown left his application blank but indicated he would serve wherever needed. It was agreed to discuss this at a future meeting once all applications are submitted for review. E. Taylor advised he would like to receive the applications well in advance of when an appointment is going to be voted on so that he can get to know the applicants if he doesn't already know them.

DISCUSS TOWNSHIP VETERAN'S MEMORIAL – D. Elliott explained the proposal is for the Upper Pottsgrove Township Veteran's Memorial and needs approval from the Board of Commissioners to establish the memorial on township property. The project concept is to create a memorial in honor of the veterans of Upper Pottsgrove Township, both past and present, who served in the Army, Navy, Marines, Air Force and Coast Guard. D. Elliott outlined the project and provided a handout to the Board. Funding of the project will be supported through grants and private donations. Support firms are doing the work and supplying the materials at no cost. Township residents will lend their expertise as well at no cost (irrigation and electrical). The project was approved by the Open Space and Recreation Board on May 8, 2018. He requested Board approval so the foundation can begin mid to late summer, and then, stone placement will be based on funding. J. Bean expressed concern regarding the proposed location for the memorial due to water runoff in this area and due to large parties utilizing the pavilion almost every weekend. He suggested a location between the cell tower and basketball court where it would be more private and closer to the parking lot. D. Elliott advised there is a walkway from the parking lot to the pavilion that could be utilized to access the memorial. F. Krazalkovich thanked J. Bean for expressing his concerns, and noted the proposed location was chosen due to its proximity to Route 100, and the pavilion which could be utilized in conjunction with the memorial for events. In response to a concern expressed by E. Taylor, it was noted the proposed location of the memorial should not interfere with development of the property for infrastructure improvements such as the roadway being proposed to access the billboard. D. Elliott advised the contractor wants to break ground in July. **Tyrone Robinson, 1485 Heather Place**, questioned whether something could be done to direct the water runoff so it does not interfere with the memorial. J. Bean advised there is a natural swale there now so it is possible some type of French drain could be installed around the memorial. **James Capinski, 1958 Yarnall Road**, questioned whether the proposed maintenance drive for the billboard was part of the lease agreement for the billboard, whether it was defined as an access easement, and whether the location is defined. F. Krazalkovich explained the access drive is being proposed as the area was getting turfed up when they were trying to access the billboard. He advised the proposed access drive was briefly discussed last month, and nothing is set in stone yet nor has it been approved. The Board discussed funding of the memorial. F. Krazalkovich advised the committee will be soliciting private donations, and noted they already have some funding in place. In response to a question from M. Schreiber, F. Krazalkovich noted that C. Lewis previously researched this matter and advised an engineering study would not be required. Motion by F. Krazalkovich second by R. Spaide and unanimously carried to approve the Veteran's Memorial to be located at Heather Place Park.

OTHER PUBLIC COMMENT

Keith Kehl, 1941 Gilbertsville Road, expressed concern regarding the entrance to Crossroads Development and its proximity to the traffic light at Route 100. He noted when you are coming off Route 100, your turn signal will cancel out before you get to the entrance. He also expressed concern that the traffic signal ahead sign is down and laying in the dirt. J. Bean will take care of it. K. Kehl also expressed concern that the house being constructed in Sprugel’s Run development is close to the retention pond and located on a bank.

Rick & Diane Winn, 532 Mock Road, expressed concern regarding water runoff and noted the ditch along the road and the side of the road is washing out. C. Lewis agreed to meet with Mr. Winn and take a look at the problem to determine if there is anything the township can do to assist with the problem.

James Capinski, 1958 Yarnall Road, reported that after eight (8) years, 5 judges, dozens of trips to Montgomery County and one to Harrisburg, the Commonwealth Court denied the Township’s appeal and ordered a new trial in his lawsuit against the Township concerning Highview Lane. He noted the township has spent over \$94,000 to date on the lawsuit.

Anthony Beekley, 1416 Farmington Avenue, questioned what could be done to enforce the no right turn for tractor trailers sign on N. State Street. In response to a question from Chief Wheatley, C. Lewis advised that we would need to amend the master traffic ordinance in order for the police department to enforce the sign. A. Beekley also expressed concern that there is no sign on Route 100, and noted he is in the process of speaking with someone at PennDOT since he is employed there.

COMMISSIONER COMMENTS

M. Schreiber noted it is national EMS week and asked everyone to thank an EMS worked this week.

EXECUTIVE SESSION – The Board adjourned into Executive Session at 8:54 p.m. to discuss litigation and collective bargaining with no action to be taken. They reconvened at 9:21 p.m.

ADJOURNMENT – Motion by M. Schreiber second by R. Spaide and unanimously carried to adjourn the meeting at 9:21 p.m.

Respectfully submitted,

Carol R. Lewis, Manager/Secretary/Treasurer