

The regular meeting of the Upper Pottsgrove Township Board of Commissioners was held on Monday, June 18, 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, Township Manager Carol R. Lewis and Township Secretary Michelle Reddick.

**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.

**EXECUTIVE SESSION** - Solicitor Garner reported that there was an executive session held prior to the meeting at 5:45 pm to discuss a matter of pending litigation.

**APPROVAL OF MINUTES – May 21, 2018 & June 4, 2018** – Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to approve the minutes of May 21, 2018. E. Taylor noted that he has never asked in his many years of tenure as a commissioner to change the minutes. However, he is concerned the lengthy argument he made was not referenced in the minutes along with the alternative concerns expressed by members from other fire companies including the fire chief from West Pottsgrove. He feels the minutes do not accurately reflect his positive comments regarding the fire company. He is suggesting the letter he prepared and provided to all Board members which paraphrases his comments be included in the June 4, 2018 minutes. M. Schreiber expressed concern there was no mention of the fact that we voted at a work session and not a regular meeting. F. Krazalkovich advised we were clarifying, at our solicitor’s advice, we voted at the May 21, 2018 meeting but confirmed that vote at the June 4, 2018 meeting. M. Schreiber noted there was specific language voted on which was included in the request for a fire study, and the language was changed. T. Slinkerd advised that the vote was for a study to be completed on the fire company, and it was agreed that Carol would obtain specific language from DCED to be included in the request. F. Krazalkovich noted that contacting DCED for specific language after the meeting was not contradictive to the will of the entire Board which was to have a fire study completed. He further noted that as part of the process DCED will be speaking with all members of the Board as well as members of the fire company and asking for any specific concerns of each individual. In response to another concern by M. Schreiber, F. Krazalkovich explained that it is not a scope of work but rather a description of the project. F. Krazalkovich read the description of the project directly from the letter of intent for the fire study. M. Schreiber expressed concern that a vote was taken at the work session meeting. F. Krazalkovich advised that we do not intend to vote at a work session as a matter of practice. He explained that the vote was taken at the May 21, 2018 and clarified at the June 4, 2018 meeting, but no laws were broken and public comment was taken prior to the vote at the June 4, 2018 meeting. In response to E. Taylor concerns that his positive commentary was not included in the minutes, F. Krazalkovich noted his negative commentary was also not included in the minutes. F. Krazalkovich believes the township secretary chose to summarize the discussions rather than include specific negative or positive commentary. F. Krazalkovich noted we should either include both his and Mr. Taylor’s comments or do not include either and go forward with a policy that the minutes are a summary of the discussions. Motion by F. Krazalkovich, second by R. Spaide to approve the June 4, 2018 minutes. Aye votes: Krazalkovich, Spaide and Slinkerd. Nay votes: Schreiber and Taylor. Motion carried.

**PAYMENT OF BILLS** – F. Krazalkovich noted that on page 1 of the Bill List under Ever Bank Commercial Finance, he believes it should read “police” copier lease and not “please” copier lease. C. Lewis agreed this should be corrected. M. Schreiber questioned the bill from Puffnock on page 2 for a power outage in the fire company. C. Lewis noted it was two (2) separate bills; one for some interior lighting and another for some exterior motion lights. Motion by R. Spaide, second by T. Slinkerd and unanimously carried to approve payment of the bills in the amount of \$208,612.37.

**PUBLIC COMMENT** – There was no public comment.

**REPORTS**

**TOWNSHIP MANAGER** – The Township Manager presented her report. She advised that she attended the Tri-County Chamber of Commerce Pro Business Council meeting where it was reported there is some positive redevelopment happening in the Borough of Pottstown. It was also reported at the meeting that public sewer systems are being sold to private entities, and so far Exeter and Limerick Townships have sold their sewer systems. C. Lewis advised the Board had previously approved \$10,000.00 for the 2015 Ford Explorer police vehicle. However, in order to get the vehicle, the bid had to be submitted for \$10,250.00 so approval for the additional amount is needed. Motion by R. Spaide, second by M. Schreiber and unanimously approved to purchase the police vehicle not to exceed \$10,500.00. In response to a question from R. Spaide, F. Wheatley advised the vehicle is coming from Newberry Township. C. Lewis reported the pension committee met and has agreed to send out requests for proposals for invest companies. She further reported L. Kuser will start on Monday and is anxious since the mowing is not being done to his standards. C. Lewis reported there is a free town app available which might be beneficial to the township, and noted she would be glad to provide a demonstration at a future work session meeting. She also reported the light at Turnberry Farms has been inspected, and the inspection report has been sent in to PECO. She further noted PECO will be issuing a new account, and the light should be energized within the next two (2) months. In response to questions from R. Spaide, C. Lewis advised the light is on township open space in Turnberry Farms which was accepted for dedication as part of an agreement from 2006. In response to a question from M. Schreiber, C. Lewis advised that she worked with Don Raudenbush to update paperwork for fire police which included mostly new recruits. In response to another question from M. Schreiber, C. Lewis advised she is pursuing the Green Light Go grant; however, there is a question as to whether the project has to go out for bid as it is over the \$21,000 threshold. She further advised she has a call into the office for the grant program and is waiting for a determination as to whether or not the project has to go out for bid.

**FINANCIAL REPORT** – The Manager noted the financial report was included in your packet. She reported that as of today, the General, Fire and Sewer funds have been separated out. She further reported that next month you will see those separate funds along with their associated budgetary line items. In response to a question from T. Slinkerd, C. Lewis advised the General, Sewer and Fire Funds will have their own separate balance sheets. In response to another question from T. Slinkerd, C. Lewis advised QuickBooks is working well, but it is still a work in progress.

**CHIEF OF POLICE** – F. Wheatley presented the Police Report. He reported that Officer Steve Sigoda will be retiring after 30 years, and noted he has forwarded Steve’s retirement letter to C. Lewis. He further reported Officer Sigoda’s final day will be September 27. F. Wheatley noted he would like to have a ceremony to recognize Officer Sigoda possibly at the August Board meeting. He also requested the Board consider replacing S. Sigoda in July 2018 as it takes three (3) months for the field training program for new officers. That way, the department will not be down an officer. F. Wheatley

advised he believes it is important to maintain personnel level due to the fact that we are a smaller department. F. Wheatley reported the police department had an indecent exposure on Route 100 which resulted in an arrest due to the efforts of Corporal Werner and Police Specialist Klinger. He further reported the police department had a domestic assault which resulted in an arrest, a hit and run accident which resulted in a DUI arrest, a DUI arrest and an arrest for drug possession due to proactive traffic enforcement with license plate reader, a report of a missing juvenile, and an arrest of a juvenile for aggravated assault against their parents. F. Wheatley apologized for going over the \$10,000 for the police vehicle, and noted he appreciates the support of the Board for the purchase of the vehicle as it is a good price and will assist with their fleet issue. He reported that Upper Pottsgrove, Lower Pottsgrove and West Pottsgrove are running their first annual regional cop camp this week. It is a free program for 10 and 11 year olds and is being held at the Pottsgrove High School. There are 23 children registered for the program which is a mini police academy which some military drill involved. F. Wheatley expressed his appreciation to the Board for the support of this community outreach program. He reported the children will have a graduation ceremony at 12 noon on Friday, June 22, and the local district justices and state representatives have been invited to attend. F. Wheatley also invited Board members, the manager and the public to attend. In response to a question from F. Krazalkovich, F. Wheatley advised that folks are also invited to attend the mock trial scheduled for tomorrow at Judge Kropp's office. In response to a question from T. Slinkerd, F. Wheatley advised there are two (2) officers involved with the camp who were previously Marines.

**PUBLIC WORKS DIRECTOR** – J. Bean reported they continued patching on West Moyer Road between Farmington Avenue and Evans Road, attended a safety conference related to PA one calls, dug test pits on Kummerer Road for road project, received 200 yards of playground mulch of which 60 yards were hauled from Heather Place Park to Hollenbach Park, located three (3) manholes in Regal Oaks development which had never been located, performed weekly pump station checks and updated their flagger training. He further reported that he and Joey Alessi updated their sewer training. He noted the Pottsgrove High School football team spread the playground mulch in our parks and commended them on a job well done. He further noted they received the utility body which is a great addition to their fleet. C. Lewis advised that Justin will have the utility body available at a future meeting if anyone would like to see it.

**TOWNSHIP SOLICITOR** – C. Garner advised issues he has will be under the agenda items. He further advised he is working to finalize the substitution of a bond for the letter of credit for Sprogel's Run. He noted that final plan approval for Phase 2 of Sprogel's Run will most likely be scheduled for next month.

**TOWNSHIP ENGINEERING AND BUILDING & ZONING** – The report was included in the packet. There were no questions on the report. C. Lewis reported most of the complaints are for high grass which are typical for this time of year. She also reported we have had some rubbish and junk complaints which have been addressed.

**PLANNING LIAISON** - E. Taylor noted the planning issues will be handled under agenda items. He further noted there may be some amendments to our parking standards for retail uses forthcoming for consideration in the near future.

**OPEN SPACE AND RECREATION** – R. Spaide reported there will be a public presentation on September 25, 2018 from 5:30 to 7:30 pm on the open space plan update. She reiterated that Community Day is September 22, 2018, and the committee is still in need of volunteers for that day.

**SEWER AND WATER** – John Bealer reported the meter flows for the month were 4.49 percent of the total to the treatment plant which is the lowest they have been since 2010 and this is a result of the inflow and infiltration work that has been completed over the years. He further reported the sensor in the Turnberry Farms flow meter had to be replaced and manhole repairs were completed in Regal Oaks. He advised there are items to be completed relating to the sewer in Sprogel’s Run and Crossroads developments which will need to be completed prior to accepting dedication of those sewer lines. He reported we should be receiving notification sometime after the meeting on July 16, 2018 if we have been awarded the 2018 sewer grant for repairs in Regal Oaks. He reported we received a formal proposal from M & S Service Company in the amount of \$3,230.00 to upgrade the pump stations at Pineford Road and Regal Oaks. The Sewer Committee is recommending these upgrades as it will allow us to more closely monitor the flows, to identify specific areas where inflow and infiltration is a problem, and assist us with scheduling maintenance. C. Lewis advised the money is included in the sewer budget. In response to a question from T. Slinkerd, C. Lewis advised they can move forward but would like the Board’s approval. In response to a question from T. Slinkerd, J. Bealer advised the quote is good for 60 days. In response to a question from F. Krazalkovich, J. Bean and J. Bealer advised this is something that should be completed sooner rather than later. E. Taylor noted this is to assist with resolving an inflow and infiltration issue and pointed out it was reported earlier how our efforts with reducing inflow and infiltration has resulted in a reduction in our flows and ultimately, a cost savings. In response to another question from T. Slinkerd, J. Bealer advised these upgrades will assist us with identifying where the issues are located. Motion by E. Taylor, second by R. Spaide and unanimously carried to approve the upgrades to the Pineford Road and Regal Oaks pump stations at a cost not to exceed \$3,230.00. J. Bealer reported that LTL has provided a preliminary cost estimate to run sewer to Moyer Road and Ming Drive as we have received some requests for sewer in this area. The cost estimate is \$473,800.00 which would include a low pressure main and 26 grinder pumps. He explained with the amount of hook-up fees the township would receive for this project, the total cost would be \$332,100.00. J. Bealer noted this project is scheduled for year 2021 in the Act 537 Plan; however, it would have to wait until the sewer at Sprogel’s Run and Crossroads is dedicated. In response to a question from M. Schreiber, J. Bealer advised there would be 26 properties hooked up as part of this project. C. Lewis reported that the Sewer Committee is having her along with Chris Pelka work on cost analysis for the four (4) areas outlined in our Act 537 Plan scheduled for year 2021. J. Bealer noted the joint sewer meeting was held on June 14, 2018 and reported the operational budget is on target for 2018, the Borough is instituting an asset management program where they will be putting bar codes on all their equipment, the sludge dryer is in progress, they are coordinating the sewer service agreements as well as individual agreements, and they are installing new technology for their flow meter which will include a laser beam system.

**FIRE AND AMBULANCE** – M. Schreiber reported there were 22 calls last month with 104 year to date.

**OLD BUSINESS**

**CONSIDER ALTERNATE MEMBERS TO THE CIVIL SERVICE COMMISSION** – C. Garner advised the terms will be for six (6) years and appointments will be to fill unexpired terms. Motion by F. Krazalkovich, second by M. Schreiber and unanimously approved to appoint Ken Brown to fill the unexpired term of Sherri Paup on the Civil Service Commission. Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to appoint Henry Llewellyn to fill the unexpired term of the other alternate position on the Civil Service Commission.

**CONSIDER BIDS FOR 2018 ROAD PROJECTS** – C. Lewis noted there were recommendations in your packet for Contract #1 and Contract #2. She reported the low bidder for Contract #1 was H and K Group, Inc. in the amount of \$92,546.00 which was within our budgeted amount. She advised the recommendation is to award Contract #1 to H and K Group, Inc. Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to award Contract #1 to H and K Group, Inc. in the amount of \$92,546.00 subject to final review by the township solicitor and township engineer. C. Lewis reported the low bidder for Contract #2 was RECON Construction Services in the amount of \$145,003.90 which was well above the budgeted amount. C. Lewis advised that she and J. Bean are recommending you do not award this project but rather considering an in-house maintenance project for this year with an oil and chip project for next year. C. Lewis advised we received approximately 100 tons of millings from West Pottsgrove Township when they did road work on Manatawny Street. She further explained that millings are ground-up asphalt that you typically use for parking lots and low volume dirt roads. She further explained that if you put the millings down early enough in the summer and the millings get enough heat on them, they will knit together and become almost like an asphalt road. C. Lewis advised their recommendation is based on the fact that this is a low volume road with only three (3) driveways on it. She explained the project would involve loading the millings along with renting a ten ton roller. C. Lewis also noted J. Bean is fixing some storm water issues on Kummerer Road which should alleviate some of the issues with the road. Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to reject all bids for Contract #2. In response to a question from M. Schreiber, C. Lewis advised there was a study done on Kummerer Road, but they did not give a traffic count. C. Lewis further advised they will be coming back out to do a traffic count, but based on study for Detweiler Road, it probably get less than 100 cars per day. Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to approve the in-house maintenance project for Kummerer Road in an amount not to exceed \$15,000.00. In response to a question from M. Schreiber, C. Lewis advised the money for this project would be coming out of General Fund. In response to a question from E. Taylor, J. Bean advised the majority of the cost is to rent the equipment needed for the project. In response to concerns expressed by M. Schreiber, J. Bean advised it would be too expensive to purchase the size roller needed plus we do not have the necessary equipment to haul that size roller. In response to a question from F. Krazalkovich, J. Bean advised we are renting a 10 ton roller. In response to a question from **James Capinski, 1958 Yarnall Road**, C. Lewis advised this road would not qualify for a low volume dirt and gravel grant as there is no environmental impact (no river or stream out there impacting the road). In response to a question from **Mercury reporter Evan Brandt**, C. Lewis advised Contract #1 includes portions of Snyder, Evans and Moyer Roads.

**CONSIDER BIDDING OF SALT SHED** – Motion by R. Spaide and second by T. Slinkerd to authorize advertisement of the bid for the salt shed. J. Bean explained the fence will also need to be replaced. F. Krazalkovich expressed concern that we do not want to include the fence as we want to be able to move the shed. T. Slinkerd and F. Krazalkovich expressed concern the scope of the project is changing. In response to a concern expressed by M. Schreiber, C. Lewis agreed to also include any necessary site work in the scope of the project. E. Taylor noted he is glad we are discussing this matter further since we are not sure the location of the salt shed. R. Spaide and T. Slinkerd agreed to rescind their motion to authorize advertisement of the bid for the salt shed. Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to table action on this matter.

**CONSIDER STIPEND FOR TOWNSHIP SECRETARY** – Motion by F. Krazalkovich and second by R. Spaide to authorize a stipend of \$200 per month for the township secretary to perform her duties. In response to a question from M. Schreiber, T. Slinkerd advised it would only include the Board of Commissioner meetings. In response to another question from M. Schreiber, F. Krazalkovich advised

that Commissioners get their stipend even if they miss a meeting; therefore, the township secretary would also get her monthly stipend if she missed a meeting. F. Krazalkovich explained the duties of township secretary would be outside the realm of her duties as planning and zoning administrator.

E. Taylor expressed concern regarding the amount being proposed as there was no basis being provided. Aye votes: Krazalkovich, Spaide, Taylor and Slinkerd. Nay votes: Schreiber. Motion carried.

**CONSIDER FIRE COMPANY ACTIVITIES** - Motion by F. Krazalkovich second by M. Schreiber and unanimously carried to authorize the Fire Company activities as presented.

**NEW BUSINESS**

**CONSIDER RESIGNATION OF RICKY BRENDLINGER AS FIRE MARSHALL** – Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to accept, with regret, the resignation of Ricky Brendlinger as fire marshal effective June 13, 2018. C. Lewis reported that he turned in all his equipment. She complimented him for always providing thorough reports, and noted he will be missed. R. Spaide requested an advertisement for the position be placed on our website immediately. In response to a question from E. Taylor, C. Lewis advised the State Police would handle any major fires. M. Schreiber advised we could also ask the fire marshal from Lower Pottsgrove or New Hanover if either of them would be interested.

**CONSIDER HIRING OF NEW OFFICE TO REPLACE STEVE SIGODA** – C. Lewis explained we need to replace Officer Sigoda in order to have the minimum staff to maintain 24/7 coverage. She noted as the Chief explained, we would like to hire his replacement in July due to the required time for field training and so we are not short on coverage. She further explained we have two (2) candidates on the current eligibility list which are highly qualified. In response to a question from F. Krazalkovich, C. Lewis advised the minimum staffing requirements to maintain 24/7 coverage came from the peer-to-peer study done in 2008. The Chief provided Board members with a report and reviewed the report which included the current organizational structure of the police department. He noted calls have steadily increased since 2015 for about a 50 percent increase. In response to a question from M. Schreiber, F. Wheatley advised that overtime would increase due to the loss of an officer. In response to a question from F. Krazalkovich, F. Wheatley advised there are currently two (2) part-time officers who work an average of five (5) shifts per year as they are typically not available. In response to another question from F. Krazalkovich, F. Wheatley advised the national average is 2.4 officers per 1,000 population. C. Lewis explained there are no national standards but rather it is based upon the needs and preference of the community and their budget. E. Taylor referenced the organizational chart provided by F. Wheatley, and noted that if you take one officer out on any given day, there would be a shortage. In response to another question from F. Krazalkovich, F. Wheatley advised he would not be able to maintain 24/7 coverage without replacing Officer Sigoda. In response to another question from F. Krazalkovich, F. Wheatley advised he is open to looking at other alternatives. He noted the problem is a key piece to the puzzle is missing in that the police department does not have a detective. He is currently looking at possibly hiring a recently retired detective part-time to handle investigations. C. Lewis advised she did not recognize the training involved for a detective and commended F. Wheatley for his efforts in attempting to fill this void. In response to another question from F. Krazalkovich, F. Wheatley advised that authorizing the hiring at the meeting in July would be acceptable as he is following the Board's request to have consideration and discussion first prior to decision. **John Bealer, 1521 Farmington Avenue**, noted the township attempted to fill the void with part-time officers in the past; however the problem was the part-time officers resigned within two (2) months of receiving training. T. Slinkerd recognized the township is extremely

fortunate to have F. Wheatley as chief of our police department.

**DISCUSS RECOMMENDATION OF PLANNING COMMISSION OF ALLOY 5 OR KCBA FOR BUIDLING STUDY**

– E. Taylor explained the Planning Commission was tasked with looking at the four (4) companies who provided proposals to complete a study of all the township’s facilities. He further explained each company gave a presentation, and the Planning Commission is recommending either Alloy 5 or KCBA. He noted majority of the members were leaning towards Alloy 5. E. Taylor outlined his personal observations are the two companies are very similar in their abilities and only a small difference in cost. However, he noted that most of the projects of Alloy 5 are north of us where most of the projects of KCBA were in Montgomery County. E. Taylor also noted he was impressed with the matrix excel driven data that KCBA is able to share, their presentation seemed to be more polished, and he feels they would be able to make a good case for whatever the Board decided they wanted to do. F. Krazalkovich explained the purpose of the proposal is to study the current status of our existing buildings, plan out for a certain number of years, and then provide a report outlining the different options and the costs associated with those options. He noted we are not already making a decision as to what option it may be regarding whether to renovate existing facilities or building new. He further explained we are looking to hire a firm that has experience in this area of municipal planning with respect to municipal facilities. In response to a question from F. Krazalkovich, E. Taylor advised all the companies outlined projects which they have been involved with completing. In response to a question from R. Spaide, E. Taylor advised their report would prioritize what needs to be completed in regard to our existing facilities. C. Lewis explained the proposal does include providing a list of all the issues with our existing facilities and the costs associated with fixing those issues. In response to a question from F. Krazalkovich directed to J. Bealer, Mr. Bealer advised neither company came in with a preconceived plan regarding stating this is what you need. In response to another question from F. Krazalkovich, J. Bealer advised he was impressed with KCBA based upon the graphics (3 D images) they were able to provide. In response to another question from F. Krazalkovich, E. Taylor explained the recommendations were based on costs and presentation. T. Slinkerd thanked E. Taylor and the Planning Commission for their efforts in narrowing down the selection. T. Slinkerd recommended that he and F. Krazalkovich meet with the recommended firms and come back with a report to the Board. E. Taylor noted that both firms were in agreement to present to the Board of Commissioners as well and suggested scheduling a presentation. It was agreed to schedule presentations by both Alloy 5 and KCBA for the July 16<sup>th</sup> meeting.

**DISCUSS RECOMMENDATION OF PLANNING COMMISSION FOR ORDINANCE AMENDMENTS CONCERNING LARGE LOT SUBDIVISIONS, SUBMISSION OF PLANS AND AMENDMENT TO TRAFFIC ORDINANCE TO ALLOW ENFORCEMENT OF NO RIGHT TURN SIGN FOR TRUCKS**

– E. Taylor explained the Planning Commission reviewed these issues and is making recommendations to move forward with the ordinance changes. M. Reddick explained Montgomery County Planning Commission has moved to an electronic submission of all plans so the township ordinance needs to be amended to require electronic copies. She further explained there are also changes required regarding number of plans to be submitted and elimination of requiring a County review fee to be submitted as this is now going to be done electronically. C. Lewis advised the Planning Commission is working on amendments to the parking standards, and the engineer is working on some other minor ordinance changes so she is suggesting holding off until all amendments can be included as a public hearing would be required. C. Lewis advised the Board could move forward with the amendment to the master traffic ordinance as it relates to the sign on N. State Street which prohibits tractor trailers over a certain size from making a right hand turn. E. Taylor advised the Planning Commission did not deal with this matter. C. Lewis explained this issue came up

at the last Board meeting when a resident complained about trucks still making a right turn even though there is a sign posted. She further explained that F. Wheatley advised the sign cannot be enforced unless it is included in our master traffic ordinance. E. Taylor explained our current ordinance requires extensive items to be completed when a property owner is trying to subdivide their land into larger estate lots. He further explained the recommended changes take language that exists in our current ordinance and allows a minor subdivision of large lots by right without requiring a conditional use. In response to a question from M. Schreiber, C. Lewis advised that speed limit signs were reviewed by J. Bean and F. Wheatley and already included last time the ordinance was amended. Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to authorize the solicitor to prepare the amendment to the traffic ordinance to enforce the sign on N. State Street which prohibits trucks over a certain size from making a right hand turn and advertise for a public hearing. It was agreed to wait on the subdivision and zoning amendments for large lot subdivision and plan submission requirements until such time as all amendments can be included.

**OTHER PUBLIC COMMENT**

**Keith Kehl, 1941 Gilbertsville Road**, expressed concern the Planning Commission reviewed a proposed development for the land located across from Strogus Flower Shop which may be contaminated with TCE. C. Lewis explained the Planning Commission did ask about this issue, and it was noted that a Phase 1 environmental study would be required as part of the development process. K. Kehl noted when he spoke at previous meetings, his comments would include “for the record” and questioned whether we were including the comments as they are stated. T. Slinkerd advised the minutes are a summary of what is said at the meeting. K. Kehl noted the minutes from a couple months ago did not accurately reflect that he said the intersection of Route 100 and Moyer Road is a dangerous intersection. He also expressed concern a vote was not taken on the salt shed.

**James Capinski, 1958 Yarnall Road**, wanted to clarify that at the last meeting he stated the attorneys have collected over \$90,000.00 on the Highview Lane lawsuit. He further noted the current amount spend to date on the law suit is \$157,774.97, and of that, Upper Pottsgrove has paid \$70,068.42. He also reported that of all the legal costs, Mr. Garner’s fees are less than five percent of the total cost; however, \$150,510.72 was paid to Siana, Bellwoar and McAndrew. He noted that since the judge ordered a new trial back in December, 2016, the township has spent \$26,509.00. In addition, the township has spent \$6,654.10 on his simple right-to-know request. He further noted he believes the township insurance company has paid the maximum amount allowed toward this lawsuit.

**C. Wheatley** referenced his report concerning the missing 16-year old juvenile, and noted the juvenile is out and about and alive, but just doesn’t want to come home.

**COMMISSIONER COMMENTS**

**M. Schreiber** referenced the living section of the June 10, 2018 Mercury newspaper where it talks about response times for emergency services. He noted the worst response time is Wyoming with 35 minutes, the short was Illinois and the top five maxed out at 8.5 minutes. He expressed concern The Mercury is moving out of Pottstown, but noted he still wants to support the local newspaper.

**E. Taylor** shared a program with the Board from the Althouse Arboretum where they recognized students from Pottsgrove High School students who were leaders in projects for the arboretum. He wanted to share this as a reminder to the Board and the public of the great work being done at the arboretum and the integration of township property and the activities with the high school.

**Minutes – Board of Commissioners  
Upper Pottsgrove Township**

**June 18, 2018**

**F. Krazalkovich** reported that he, along with T. Slinkerd and C. Lewis, will be attending the PSATC convention later in the week, and he will represent the township on the executive committee.

**EXECUTIVE SESSION** – The Board adjourned into Executive Session at 8:55 p.m. to discuss collective bargaining with no action to be taken. They reconvened at 9:08 p.m.

**ADJOURNMENT** – Motion by F. Krazalkovich, second by R. Spaide and unanimously carried to adjourn the meeting at 9:08 p.m.

Respectfully submitted,

---

Michelle L. Reddick, Township Secretary