

**East Rockhill Township Board of Supervisors**

**June 25, 2019**

**Regular Business Meeting Minutes**

The regular business meeting of the East Rockhill Township Board of Supervisors was held at 7:00p.m. on June 25, 2019 in the Township meeting room at the East Rockhill Township Municipal Building, 1622 North Ridge Road, Perkasie, PA 18944.

Present:	Gary Volovnik	Chairperson
	David Nyman	Vice-Chairperson
	Jim Nietupski	Member
	Marianne Morano	Township Manager
	Patrick Armstrong, Esq.	Township Solicitor
	Steve Baluh, P.E.	Township Engineer
	Jeff Scholl	Public Works Director

The meeting was called to order at 6:59 p.m. by Mr. Volovnik with the Pledge of Allegiance followed by a moment of silence for the untimely passing of Perkasie Borough Police Chief Hillias.

Mr. Volovnik announced there was a meeting sign in sheet – please sign in if they had not already done so.

An Executive Session took place June 14, 2019 to discuss litigation (DEP Appeals).

**Public Comment #1**

- Mary Schulberger, 2386 Hill Road, stated that she continues to be concerned about culvert ditch in the vicinity of 2181 Hill Road. Mrs. Schulberger will contact Mrs. Morano to schedule a meeting at the site with Mr. Volovnik, Mr. Scholl and Sergeant Maloney.
- Todd Hippauff, 29R Rockhill Road, asked for a summary on the Judge Mellon Order received today. A one sentence Order was received from Judge Mellon that he would maintain jurisdiction of the case which indicates he could hold the hearing not the Zoning Hearing Board.
- Jeannine Gravel, 2198 N. Rockhill Road, stated that she was on the DEP website and did not see the Township appealed the asphalt plant approval. Township has appealed air quality for the crusher and NPDES as recommended by legal counsel. Mrs. Gravel is disappointed that newspaper articles continue to refer to the site as industrial not extraction.
- Mark Ezzo, 2904 Hill Road, believes it is assumed Rock Hill Quarry is an operating quarry. Federal Judge stated it is a quarry. DEP determines the operational status.
- Todd Hippauff, 29R Rockhill Road, stated the information on the Township website regarding the June 14, 2019 DEP information meeting was not good enough. If there are questions the Township Manager, Marianne Morano, should be contacted to answer any questions residents have. It is not necessary to wait a month for answers.

- Jim Pascale, 1921 Three Mile Run Road, questioned if Township could control quarry operations and would like the quarry as an agenda item. DEP oversees quarry operations per the Federal Judge decision and the agenda is for action items.
- Joanne Kater, 1710 West Rock Road, asked if the DEP appeals would be before the Environmental Hearing Board and if the public could attend. Yes and Mrs. Morano will follow-up with Ms. Kater regarding if the public can attend.
- John Edwards, 1934 N. Rockhill Road, stated that there is activity at the quarry. Any unusual activity should be reported to DEP. Mr. Edwards would like the environmental attorney to attend a future meeting.
- Josh Scheider, 754 E. Rockhill Road, questioned who attended the DEP information meeting and he would also like to question DEP. Questions can be submitted to DEP through their website to which they will respond. Senator Santarsiero, Representative Fitzpatrick, Pennridge School District President, Representative Staats, DEP Officials attended the meeting. Mr. Scheider questioned if Judge Mellon one sentence order could be appealed. There is not an automatic right to appeal and the Board will discuss potential action.
- Ryan Gottshall, 2201 N. Rockhill Road, stated that he did not see the Township's name listed online for the DEP air quality appeal and he would like to see the DEP asphalt permit appealed. He stated that the Township should invest in consultants to review all documents. The Township was advised by legal counsel that there was no benefit to an asphalt plant DEP appeal. Mr. Gottshall also requested that the Rock Hill Quarry be on every agenda regardless. Additional information for the June 14, 2019 DEP information meeting was requested. Mr. Volovnik stated Senator Santarsiero challenged tonnage removal in particular in 1983 and 1986; that notification would be given before the quarry reopened; that emptying the quarry pit of all water would be a major permit submission to DEP however they are currently permitted to remove water on a daily basis; and that the REPA geologist's report is under review and will be taken into consideration.
- Jim Pascale, 1921 Three Mile Run Road, would like the Township to invest in a public appointed liaison to meet with residents with the environmental attorney present.
- Todd Hippauff, 29R Rockhill Road, stated that State Representative Staats email newsletter stated this was the only quarry in Pennsylvania with asbestos in a residential area.
- Ryan Gottshall, 2201 N. Rockhill Road, stated that he does not like the word resuming operation on the Township website.
- John Edwards, 1934 N. Rockhill Road, asked if legislators Toomey and Casey were contacted. Yes by Mr. Nyman who did not receive a response. Mr. Edwards has also contacted the Senators and was advised it was a State issue. Mr. Edwards believes the private school should have attended the DEP information meeting. The school is known to DEP and they determined who would be invited to attend.

**Approval of Minutes and Bills Payable:**

**Approval of Minutes from May 28, 2019 Regular Meeting.**

**On motion** by Mr. Nietupski, seconded by Mr. Nyman, to adopt the meeting minutes from the Board of Supervisors' May 28, 2019 Regular Meeting. With no additional discussion, all present voted in favor.

**Payment of Unpaid Bills dated June 21, 2019 in the amount of \$257,557.71.**

**On motion** by Mr. Nyman, seconded by Mr. Nietupski, to approve payment of Bills List dated June 21, 2019 in the amount of \$257,557.71. With no additional discussion, all present voted in favor.

**Pennridge Wastewater Treatment Authority Report: David Nyman**

The May 20, 2019 Pennridge Wastewater Treatment Authority draft minutes are on file. Mr. Nyman noted a meeting was held June 24, 2019 which reviewed the 1975 agreement which does not allow for capital reserve funds and the inflow and infiltration ordinance as reviewed by the Township Engineer at the Supervisor May meeting.

**On motion** by Mr. Volovnik, seconded by Mr. Nietupski, to approve the Pennridge Wastewater Treatment Authority report. With no additional discussion, all present voted in favor.

**Pennridge Area Coordinating Committee Report: David Nyman**

The May 23, 2019 PACC notes were provided to the Board. The meeting notes are on file.

**Pennridge Regional Police Commission Report: Chief Blake**

Chief Blake shared the May 2019 Pennridge Regional Police activity report. Of note, a blood drive will take place at Headquarters on July 18, 2019 from 2pm to 7pm. Donors can register on the Red Cross website. The report is on file.

**On motion** by Mr. Nyman, seconded by Mr. Nietupski, to approve the Police Commission Report. With no additional discussion, all present voted in favor.

**Township Manager's Report: Marianne Morano**

**Adopt a Book Program.** Ms. Robin Robinson, Bucks County Recorder of Deeds provided a presentation on utilizing Kofile in Vermont to restore and preserve 700 County Recorder of Deed books. Half of the books have been preserved and with private or public donation in addition to recorder of deed fees it was the hope all books could be preserved for 500 years. Ms. Robinson also noted the recorder of deeds offers a free fraud alert system and Landex online provides all deeds. The Township will consider if a donation is feasible with the 2020 budget.

**Zoning Hearing Board Application for Perkasio Regional Authority 1503 Park Avenue.** A zoning hearing application has been received for 1503 Park Avenue from Perkasio Regional Authority. Mr. Peter Anderson was present to review the application which proposes installation of a booster station located in the R-1 Residential zoning district. The applicant has requested variances from front and

rear yard setbacks, 20,000 square foot minimum building envelope; a 40 feet wide Class C buffer and allowing a structure within the buffer yard. It was noted the parcel is a double flag lot.

**On motion** by Mr. Nyman, seconded by Mr. Nietupski, to not take a position on the application. With no additional discussion, all present voted in favor.

**Fuel Bids 2019-2020:**

**On motion** by Mr. Nyman, seconded by Mr. Nietupski, to award the unleaded regular 87 octane bid amount of 0.2093 market value to PAPCO, Inc. with headquarters located in Aston, Pennsylvania and to award the ultra-low sulfur diesel bid amount of 0.2134 market value to East River Energy with headquarters located in Guilford, Connecticut for the 2019 - 2020 fuel bids covering the bid period of August 1, 2019 to July 31, 2020 as presented. With no additional discussion, all present voted in favor.

**Reiss Lot Line Adjustment.** Plans have been signed and are ready for recordation.

**On motion** by Mr. Nietupski, seconded by Mr. Nyman, to approve the Township Manager Report. With no additional discussion, all present voted in favor.

**Public Works Report: Jeff Scholl**

Mr. Scholl updated the Board on Public Works activities for May 2019. The report is on file.

Mr. Volovnik noted a road inspection by the Board took place on June 20, 2019 as advertised.

**On motion** by Mr. Nyman, seconded by Mr. Nietupski, to approve the Township Public Works Report. With no additional discussion, all present voted in favor.

**Engineer Report: Steve Baluh, P.E.**

**Wood's Edge Subdivision Authorization Voucher 7.**

**On motion** by Mr. Nietupski, seconded by Mr. Nyman, to approve Authorization Voucher Number 7 for the Wood's Edge Subdivision in the amount of \$417.24 for construction observation/escrow administration payable to C. Robert Wynn Associates, Inc. With no additional discussion, all present voted in favor.

**On motion** by Mr. Nyman, seconded by Mr. Volovnik, to accept the Township Engineer report. With no additional discussion, all present voted in favor.

**Solicitor Report: Patrick Armstrong, Esq.**

**Agreement of Sale – Schwenkmill Road.**

**On motion** by Mr. Nietupski, seconded by Mr. Nyman, to adopt **Resolution 2019-05** authorizing the purchase of property identified as tax map parcel number 12-009-161-002 on Schwenkmill Road adjacent to the Municipal Complex totaling 4.034 acres for the purchase price of \$185,000.00. With no additional discussion, all present voted in favor.

Mr. Armstrong requested an Executive Session to discuss pending litigation (RE Pierson).

**On motion** by Mr. Nyman, seconded by Mr. Nietupski, to accept the Township Solicitor report. With no additional discussion, all present voted in favor.

**Department and Emergency Services Reports**

**On motion** by Mr. Nietupski, seconded by Mr. Nyman, to acknowledge receipt of the Department and Service Reports. With no additional discussion, all present voted in favor. Copies are on file.

- Ryan Gottshall, 2201 N. Rockhill Road, asked if the Fire Department had a key to the Rock Hill Quarry gate to access water in the pit for firefighting purposes. The Township will ask.

**New or Other Business – Supervisors’ Items**

There was none.

**Public Comment #2:**

There was none.

**Adjournment**

**On motion** by Mr. Nyman, seconded by Mr. Nietupski, to adjourn into Executive Session. With no additional discussion, the meeting was adjourned at 8:24p.m.

Respectfully submitted,

Marianne Morano  
Township Manager