

East Rockhill Township Board of Supervisors

May 23, 2023

Regular Business Meeting Minutes

The regular business meeting of the East Rockhill Township Board of Supervisors was held at 7:00p.m. on May 23, 2023, in the meeting room at the East Rockhill Township Municipal Office, 1622 North Ridge Road, Perkasie, PA 18944.

Present:	Dave Nyman	Supervisor Chairperson
	Gary Volovnik	Supervisor Vice-Chairperson
	Jim Nietupski	Supervisor Member
	Marianne Morano	Township Manager
	Colby Grim, Esq.	Township Solicitor
	Steve Baluh, P.E.	Township Engineer
	Jeff Scholl	Public Works Director
	Chief Dickinson	Pennridge Regional Police Department

The meeting was called to order at 7:00p.m. by Mr. Nyman with the Pledge of Allegiance.

Members of the public and press were present.

Announcements or Presentations:

- Next Board of Supervisors Meeting June 27, 2023 7:00pm
- Executive session took place April 26, 2023 for potential real estate acquisition
- Executive Session to take place following the meeting for potential real estate acquisition

Public Comment #1:

- Ron Schulberger, 2386 Hill Road, asked why he did not receive blasting notification and stated he's concerned about his well.
- Jennifer Wright, 400 Three Mile Run Road, stated she saw rainbow sludge in the Three Mile Run Creek.
- Lou DiTonno, 1 Boulder Drive, stated concern about blasting on the McClennen Tract.
- PPL representatives were present at the request of the Township. It was noted the Township did not receive confirmation they were attending tonight's meeting. Mr. Robert Moyer, Liability Engineer, stated within a year PPL will be investing significant resources to update infrastructure on Three Mile Run Road and West Rock Road to improve service. Ms. Sierra Lanfranco, Supervisor also stated the updates will provide more reliable power and lessen outages. Tree trimming is limited to the right-of-way when a property owner does not allow PPL access to the property. Mr. Volovnik stated his and residents disappointment in PPL services and offered to communicate with residents to allow access to private property.

Approval of Minutes and Bills Payable:

Approval of Minutes Payment of Unpaid Bills.

On motion by Mr. Nietupski, seconded by Mr. Volovnik, to approve the meeting minutes from the Board of Supervisors' April 18, 2023 Regular Meeting as presented. With no additional discussion, all present voted in favor.

On motion by Mr. Volovnik, seconded by Mr. Nietupski, to approve payment of the Bills List dated May 19, 2023, for a total amount of \$185,189.33 as presented. With no additional discussion, all present voted in favor.

Board and Commission Reports:

Pennridge Regional Police Department: Chief Dickinson

The Chief shared the April 2023 Pennridge Regional Police activity report. The report is on file.

On motion by Mr. Nietupski, seconded by Mr. Volovnik, to accept the Pennridge Regional Police Department report. With no additional discussion, all present voted in favor.

Planning Commission: Anne Fenley

Mrs. Fenley shared the May 11, 2023 meeting activity. An agenda and draft minutes were provided to the Board.

On motion by Mr. Volovnik, seconded by Mr. Nietupski, to accept the Planning Commission report. With no additional discussion, all present voted in favor.

Pennridge Area Coordinating Committee: Dave Nyman

The April 27, 2023 meeting notes were provided to the Board.

On motion by Mr. Nietupski, seconded by Mr. Volovnik, to accept the Pennridge Area Coordinating Committee report. With no additional discussion, all present voted in favor.

Park & Recreation Committee: Marianne Morano

Mrs. Morano shared the May 9, 2023 meeting activity. As recommended by the Park & Recreation Committee, the consensus of the Board was to order the Willard H. Markey Centennial Park playset in the amount of \$97,172.00 and installation in the amount of \$38,400.00 and seek grant funding for reimbursement. Mrs. Morano reported Mr. Larry Wheatley's request for speed skate at the existing skating park was considered but the Committee did not recommend it. They did recommend two pickle ball courts and one bocce court as a future budget consideration. An agenda and draft minutes were provided to the Board.

On motion by Mr. Nietupski, seconded by Mr. Volovnik, to accept the Park and Recreation Committee report. With no additional discussion, all present voted in favor.

Township Manager's Report: Marianne Morano

CKS Engineers 5 year Capital Reserve Study for the East Rockhill Wastewater Treatment Plant #1 located at 506 Branch Road was provided to the Board. Mrs. Morano noted a contractor has been engaged to do the emergency repair indicated in the report which does not include painting tanks. Consensus of the Board was to provide the report to Township's Treatment Plant Consultant and ask if he can provide a 5-year plan for Capital Budget consideration.

Sterling Act.

On motion by Mr. Nietupski, seconded by Mr. Volovnik, to adopt **Resolution 2023-07** requesting an amendment to the Sterling Act to require one percent of Philadelphia Wage Tax paid by non-residents of Philadelphia be remitted to the Municipality in which the taxpayer resides as presented. We lost over \$28,000 in 2021. With no additional discussion, all present voted in favor.

Draft sewer capacity agreement between East Rockhill Township and Perkasie Regional Authority. Consensus of the Board was for the Township Solicitor and Township Engineer to review and make recommended changes and present at June's meeting.

Perkasie Regional Authority request for right-of-way permit fee waiver of \$1,000.00. Consensus of the Board was to not approve fee waiver.

On motion by Mr. Volovnik, seconded by Mr. Nietupski, 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 as of May 18, 2023. Of note, Municibid notified Mr. Scholl a truck bidder did not receive the 2 minutes allowed to place a bid and therefore Municibid offered to re-bid the truck for the Township or the highest bid can be accepted. Consensus of the board was to re-bid the truck for 5 days. A trailer sold on Municibid in the amount of \$3,500.00. Mrs. Morano is to contact State Representatives to assist resolving a road improvement grant project on Lake Nockamixon property. Golf driving range baskets are being stolen. The report is on file.

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

Township Engineer Report: Steve Baluh, P.E.

Scholl Land Development Escrow Voucher.

On motion by Mr. Nietupski, seconded by Mr. Volovnik, to authorize escrow release Voucher 1 for Scholl Car and Truck Wash in the amount of \$36,181.29 payable to Scholl's Car and Truck Wash as presented. With no additional discussion, all present voted in favor.

Hill Road. Drainage improvements on one side of the road with potential widening utilizing funds available from the McClennen Tract development is under design.

Stone Edge Culvert. A base model is to be presented at June's meeting with different culvert types and options for consideration. Mr. Baluh reiterated this will not resolve the flooding of the culvert 100%.

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

Township Solicitor Report: Colby Grim, Esq.

Public Hearing Mandatory Public Water Connection Old Bethlehem Pike. Consensus of the Board was to table the Ordinance to have a draft presented at the June meeting that mirrored West Rockhill Township's Ordinance due to the Pennvest grant award project involves both Townships.

Municipal Consortium to Propose Legislation Amending Act 12 of 2016.

On motion by Mr. Volovnik, seconded by Mr. Nietupski, to adopt **Resolution 2023-08** approving joining a Municipal Consortium to propose legislation amending Act 12 of 2016; to oppose legislation and other actions that would negatively impact water and sewer customers and agreement to pay an annual fee as presented. With no additional discussion, all present voted in favor.

Stormwater Operation and Maintenance Agreement and Access Easement.

On motion by Mr. Nietupski, seconded by Mr. Volovnik, to authorize Chairperson's execution of the Stormwater Operation and Maintenance Agreement and Access Easement at 925 Three Mile Run Road as presented. With no additional discussion, all present voted in favor.

Stormwater Operation and Maintenance Agreement and Access Easement.

On motion by Mr. Volovnik, seconded by Mr. Nietupski, to authorize Chairperson's execution of the Stormwater Operation and Maintenance Agreement and Access Easement at Schwenkmill Road Bucks County Tax Map Parcel 12-009-196-005 as presented. With no additional discussion, all present voted in favor.

Consider authorizing a Conservation Easement Appraisal.

On motion by Mr. Nietupski, seconded by Mr. Volovnik, to authorize an appraisal for a conservation easement on Three Mile Run Road as presented. With no additional discussion, all present voted in favor.

Municipal Claim Ordinance.

On motion by Mr. Volovnik, seconded by Mr. Nietupski, to authorize advertisement for Municipal Claim Ordinance allowing for amendment of attorney's fees by resolution. With no additional discussion, all present voted in favor.

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

Department and Emergency Services Reports:

On motion by Mr. Volovnik, seconded by Mr. Nietupski, to acknowledge receipt of the Department and Emergency Services reports. With no additional discussion, all presented voted in favor.

New or Other Business Supervisors' Items:

- Mr. Nietupski requested status of 30-day deadline for McClennen Tract recordation. Development Agreements will be on the June agenda.

Public Comment #2:

- Lou DiTonno, 1 Boulder Drive, asked for the status of Old Bethlehem Pike road improvements. Perkasio Regional Authority would begin mid-June followed by roundabout construction in the summer.
- Larry Wheatley, 5 Boulder Drive, asked for status of railroad cars parked on overpass and he would like them removed. He noted cement trucks are driving on Stone Edge Road as part of a pool project on Hill Road. Mrs. Morano read East Penn Railroad's response stating the cars stored at that location do not contain hazmat materials and they will not be moved due to the cars have been stored in that location for many years which is the only location for them and 9/11 protocol only pertains to hazmat cars.

Adjournment:

On motion by Mr. Nietupski, seconded by Mr. Volovnik, to adjourn the regular meeting into Executive Session. With no additional discussion, the meeting was adjourned at 8:37p.m.

Respectfully submitted,

Marianne Morano
Township Manager