

**CAERNARVON TOWNSHIP  
BERKS COUNTY, PA  
BOARD OF SUPERVISORS  
MEETING MINUTES  
JANUARY 10, 2012**

The Caernarvon Township Board of Supervisors held their Monthly Meeting on January 10, 2012 in the Caernarvon Township Municipal Building located at 3307 Main Street, Morgantown, PA, pursuant to notice according to law.

**ATTENDING OFFICIALS**

Charles Byler, Chairman; Scott Moyer, Supervisor; Norman Rhoads, Supervisor; Dorothy Regetta, Supervisor; Allen Styer, III, Supervisor; Paul Stolz, Chief of Police; Bill Witman, Witman Engineers & Consultants, Engineer; Brett Huckabee, Hoffert, Huckabee & Weiler, Township Solicitor; Jack Griesemer, Treasurer; Randall Miller, Township Administrator/Secretary; Thomas Hornberger, Maintenance Department.

**CALL TO ORDER**

Chairman Charles Byler called the meeting to order at 7:30 PM. This was followed by the Pledge of Allegiance.

**PUBLIC HEARING**

Solicitor Brett Huckabee opened a hearing for amending Ordinance #137, the Township's Airport Zoning Overlay Ordinance. He stated the Public Hearing was duly advertised. Additionally, the Berks County Planning Commission has sent a letter with some minor changes that were incorporated into the overlay. Solicitor Huckabee then asked for any public input. There was no public input for this change. Solicitor Huckabee then closed the Public Hearing.

No action was taken at this time.

**COMMENTS FROM THE ASSEMBLY**

A. Thomas Orr, representing Morgan Corp., was here to request a waiver of a Land development Plan for the installation of temporary office trailers on their property. He presented a floor plan for the Supervisors to review and discuss. It was noted that there would be no water or sewer services to the trailers, only electricity. After discussing, Allen Styer made a motion to grant the request for a waiver of a Land Development Plan to allow temporary trailers as outlined by Thomas Orr. Scott Moyer seconded the motion. The motion passed on a vote of 4 to 1 with Supervisor Norman Rhoads opposed.

B. Mark Yoder, Esq., and Bob Weaver both representing the Caernarvon Township Authority, were present to discuss the proposed additions to the TIMET site. TIMET has discussed installing additional furnaces and the necessary infrastructure to support them. The Authority has concerns about the impact the construction might have on the Authority's water well #8, located in the middle of the TIMET complex. Their concerns have to deal with protecting the water quantity, and quality, as well as access to the well location. Mark Yoder noted that the deed does give them a legal access to traverse TIMET property for the access.

There was a discussion about other wells the Authority owns. Bob Weaver noted that there are other wells, however, well #8 is the highest producing well, and losing it as a water source would be detrimental to the water system. The Supervisors asked questions about contingencies in the event well #8 was not usable. The Supervisors also discussed the pending request for TIMET for a variance for building height. The Supervisors felt that it might be better to allow a higher building, with less depth for a foundation, than to chance impinging the water quality and quantity of well #8. The Authority only asked that the Supervisors keep their concerns in mind as the TIMET Land Development proceeds.

C. Cory Hostetler, representing the Twin Valley Fire Department (TVFD), asked the Supervisors for permission to hold a parade in the Township on Saturday, May 12, 2012. Cory outlined the parade route and roads closures, along with the detour, for the parade. The Supervisors had concerns about blocking all traffic to Main Street near Lowes and Wal-Mart, since there are residents that live in that area and the stores would be open. The Supervisors discussed and Norman Rhoads made a motion to grant tentative approval for the parade. Scott Moyer seconded the motion. The motion passed on a vote of 4 to 1 with Supervisor Allen Styer opposed.

## **CORRESPONDENCE**

Randall Miller summarized the following agenda items of correspondence for the assembly and the members of the Board of Supervisors:

A. A letter from the Berks County Conservation District on the Morgan Corporations Diversion Swale, DEP Chapter 105 General Permit. No action was taken.

B. A copy of a letter from the DEP, authorizing Robindale Energy Services, Inc. to allow exploratory drilling for natural gas. Engineer Bill Witman has verified this exploration is occurring in New Morgan Borough. In addition, an Earth Disturbance Report was received for the Hankin Solar project. No action was taken.

C. Two letters from Masano-Bradley notifying the Township of a variance requests from El-Mor Chevrolet and Singer Equipment, going before the Zoning Hearing Board (ZHB) on Wednesday, January 25, 2012. Solicitor Brett Huckabee asked the Supervisors if they wanted to take a position before the ZHB. The Supervisors did not take a position, but indicated they were not opposed to the requests.

D. PSAB Training for Newly Elected Officials brochure.

E. The annual membership request from the Center for Local Government Excellence was received. Dorothy Regetta made a motion to join the Center for a donation of \$300.00. Norman Rhoads seconded the motion. The motion carried unanimously.

F. Hawk Valley Associates sent information on their services. The Supervisors asked that they be invited to make a presentation at the Workshop Meeting.

G. Two requests for use of the Social Hall and Meeting Room were received by the Morgantown Athletic Association (MAA), and the Twin Valley Soccer Club (TVSC). The Supervisors reviewed their requests, and discussed the usage for these two community organizations. Scott Moyer made a motion to approve the requests for using the rooms, and to

ask them for a donation to cover the Township's expenses. Allen Styer seconded the motion. The motion carried unanimously.

H. A letter was received for a citizen of Caernarvon Township, Lancaster County concerning water run-off issues in the Twin Valley area. No action was taken.

### **MINUTES OF THE PREVIOUS MEETING**

Allen Styer made a motion to accept the minutes of the December 13, 2011 Board of Supervisors meeting. Dorothy Regetta seconded the motion. The motion carried unanimously.

### **TREASURERS REPORT**

The Supervisors reviewed the Treasurer's Report. There was a question on revenue from line item 367.12; it was noted as received for the softball tournament at the Clyde Smith Ball Field. After a review, Allen Styer made a motion to accept the Treasurer's monthly report for the period ending December 31, 2011. Scott Moyer seconded the motion. The motion carried unanimously.

### **EXPENSE LIST**

The Supervisors reviewed the bill list for January. There was a question about an invoice payable to GAP Equipment. It was noted that this was a shared cost for rental of a lift.

Following discussion on this invoice, Allen Styer made a motion to accept the bill list for January 11, 2012 and to pay the bills in the amount of \$63,962.76 from the General Fund; \$4,034.56 from the Street Light Fund; and \$17,349.76 from the Building Tax Fund. Norman Rhoads seconded the motion. The motion carried unanimously.

### **OLD BUSINESS**

A. Engineer Bill Witman updated the Supervisors on the Orr Stormwater issues. He will go out next week to look at it with Tom Orr. Additionally, Bill Witman stated there were no updates on the grant applications.

B. Bill Witman stated the new fuel tanks are installed and operational. He expects YCP to begin removal of the old tanks next week.

C. Bill stated he has nothing new to report on the North Twin Valley Road culvert. He will continue to work on the needed upgrades.

D. Engineer Witman has received the signed plans for the Mill Road culvert project. He has submitted the bid specifications to Charlie Paris for approval. In addition, he has received verification that the \$185,000 is still allocated and in place from the County. The estimate for the project is about \$249,600.

E. Bill stated he has nothing new for the water issues at Swamp Road and Red School Road. He will look at it in the spring with the Maintenance Department.

F. Chief Stolz discussed the new sign for the front of the Township Building. He and Dorothy Regetta have been reviewing the proposals. They have been seeking quotes that will be

less than the \$18,500 sealed bid requirements. Scott Moyer will meet with Dorothy and the Chief along with Secretary Miller to review progress and develop a specification for the sign.

G. Randall Miller asked the Supervisors to approve a membership in the PSATS Township Emergency Management Association (TEMA). This will be a "Partial Membership". Dorothy Regetta made a motion to approve a Partial Members in the TEMA for a cost of \$50.00. Allen Styer seconded the motion. The motion carried unanimously.

## **BUSINESS**

A. Secretary Randall Miller updated the Supervisors on the Auction sale of the Old Building. The high bid was for \$407,000. The high bidder provided a 10% down payment of \$40,700. Solicitor Huckabee is working to set up the closing in February or early March.

B. Secretary Miller noted that there will be three presentations from engineering firms at the Workshop Meeting on January 24, 2012.

C. Supervisor Scott Moyer brought the Airport Zoning Overlay Amendment to the table. Solicitor Huckabee noted that this was an appropriate time to discuss this ordinance. It was noted that this is a state mandated requirement, originated by the FAA. The Township Planning Commission has reviewed it along with the authorizing agencies. Norman Rhoades made a motion to adopt Ordinance #267, amending Ordinance #137 by replacement of the approved Airport Zoning Overlay. Dorothy Regetta seconded the motion. The motion passed on a vote of 4 to 1 with Supervisor Styer opposed.

## **TOWNSHIP REPORTS**

A. The Maintenance Department Report was received. Tom Hornberger also reported on recurring vandalism at the Burdy Park. The Township needs to find a way to stop these vandals from damaging Township Parks and Equipment. He also discussed the generator for the Maintenance Building, indicating that preliminary estimates are about \$6,000.00 for a 30kW generator.

B. The SEO Report for December was received.

C. The Library Reports for December was received.

D. The Tax Collector's Report for December was received. Thirty-three outstanding bills for \$7,871.87 were submitted to the Berks Tax Claim Bureau.

E. Chief Stolz gave his Police Department Reports for New Morgan Borough and Caernarvon Township. In addition, he noted that there are no available police vehicles at present; he will continue to look into purchases.

F. The Zoning and Code Enforcement Officer's report for December was received.

G. Charles Byler submitted the Fire Company Report for December and year-end.

H. Charles Byler gave the Elverson EMS Report for December and year-end.

I. There was no Parks and Recreation meeting in December. The next meeting is January 23, 2012.

J. The Planning Commission's Plan Status Report was reviewed along with the Draft Minutes. The Supervisors also reviewed an Earth Disturbance Report for Iron Mountains.

The Planning Commission did not meet in December.

K. Engineer Bill Witman gave his report.

The Township is ready to go out for bid on repairs to the Morgan Way Bridge. Allen Styer made a motion to advertise for the Morgan Way Bridge Repair RFP, with bid opening scheduled for the regular meeting on Tuesday, February 14, 2012. Scott Moyer seconded the motion. The motion carried unanimously.

L. Solicitor Brett Huckabee noted that the Transfer Tax request from the estate of David B. Martin has been appealed to the State Board.

Solicitor Huckabee also discussed the Floodplain Ordinance updates, and recommended the Planning Commission review the proposed changes. It was noted that Bill and Randy have already sent notification letters to affect property owners.

### **SUPERVISORS COMMENTS**

A. Chairman Charles Byler noted that the Historical Society is interested in renting the front room of the building.

B. Supervisor Scott Moyer asked about getting a start on bargaining by inviting Scott Blissman, Esq. to review the existing contract. Secretary Miller will reach out to him.

C. Chairman Byler asked for a key to the Maintenance Garage. It was noted that the Township will be changing locks, since the old building is now sold. Locks will be changed on all the buildings that were previously using the common-keyed locks.

D. Supervisor Dorothy Regetta thanked the Township employees for their hard work in moving the township into its new building.

### **ADJOURNMENT**

Norman Rhoads made a motion to adjourn the meeting. Allen Styer seconded the motion. The motion carried unanimously.

Respectfully Submitted,

Randall Miller,  
Township Administrator/Secretary