

**TOWNSHIP OF BERN
BERKS COUNTY, PENNSYLVANIA**

July 6, 2021

SUPERVISORS MEETING

SUPERVISORS PRESENT: Irene Reed, Chairman
Brian Eveland, Supervisor
Jeff Thompson, Supervisor
Daniel Tobias, Supervisor
Dr. Boyd Wagner III, Supervisor

STAFF PRESENT: Brian Potts, Township Manager
Diane DeJesus, Secretary/Treasurer
Wesley Waugh, Chief of Police
Timothy Dietrich, Esquire
Kent Morey, Engineer
Bradley Pflum, Codes Enforcement

CALL TO ORDER-PLEDGE OF ALLEGIANCE

Mrs. Reed called the meeting to order at 7:00 PM.

CONSENT AGENDA

Mr. Thompson moved to approve the Consent Agenda, as presented, which included the minutes of the June 1, 2021 Supervisors Meeting and to accept the finance report, subject to audit and approve payment of bills on the list, seconded by Mr. Eveland. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

FINANCE REPORT

Balances as of July 6, 2021: General Fund: \$2,835,350.87, State Account: \$827,630.06, PLGIT: \$67,044.44, Certificate of Deposits: \$556,547.76, Expenses: \$66,052.48. Treasurer's Report accepted subject to audit.

PUBLIC COMMENT

None

TOWNSHIP MANAGER

Mr. Potts provided his report to the Supervisors and also reported on the Township's Comcast franchise fees. Mr. Potts informed the Supervisors that he will have a discussion with the Cohen Law Group to obtain more information.

PUBLIC SAFETY & SERVICES

Emergency Management

Mr. Hinkle provided his report to the Board.

Discussion/ Approval to Terminate State of Emergency Due to Covid-19 Virus Pandemic- Mr. Thompson made a motion to terminate the State of Emergency Due to Covid-19 Virus Pandemic; Mr. Tobias seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Police Department

Chief Waugh provided his report to the Board.

Discussion/ Approval of Accident Reconstruction Training Request- Chief Waugh requested a motion for approval to send Officer Vincent Mazza to the annual Reconstruction Seminar in Gettysburg on November 2 through November 4, 2021 which will require three nights of lodging at a cost of \$319.68. Mr. Thompson made a motion to approve to send Officer Vincent Mazza to the annual Reconstruction Seminar; Mr. Tobias seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

PLANNING/ZONING/CODE ENFORCEMENT

Engineer

Mr. Morey provided his report to the Board.

Planning Commission

Discussion/ Approval of Eaton Farms Preliminary Subdivision Plan- Mr. Potts stated the Planning Commission recommended approval of the plan subject to the SSM June 4, 2021 review letter. Mr. Thompson made a motion to approve the Eaton Farms Preliminary Subdivision Plan subject to the SSM June 4, 2021 review letter; Mr. Tobias seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion/ Approval to Sign Eaton Farms Sewage Module- Mr. Thompson made a motion to approve signing the Eaton Farms Sewage Module; Mr. Tobias seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion/Approval of Section 154-30.I(2)(c);(d);(f)and(h) Recreation, Fiscal, Hydrogeological and Historic Studies Waiver for SunCap Land Development Plan- Mr. Potts stated that the Planning Commission recommended approving the waivers and SSM supported the recommendation, but requested that a note be added to the plan stating if evidence of archaeological resources are discovered during construction the Pennsylvania Historic and Museum Commission shall be notified and representatives from the Pennsylvania Historic and Museum Commission shall be given the opportunity to photograph said archaeological resources in situ and shall be permitted to remove said archaeological resources in conformance with applicable law. Mr. Thompson made a motion to approve the waivers conditioned on the SSM

recommendation of the note being added to the plan; Mr. Eveland seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion/ Approval of Section 184-148.D(4) Perimeter Planting Strips Waiver at Truck Trailer Parking Area for SunCap Land Development Plan- Mr. Potts stated that the Planning Commission recommended approving the waiver. Mr. Ludgate stated that the trees will be planted outside the parking area instead of inside. Mr. Thompson made a motion to approve the waiver; Mr. Tobias seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion/ Approval of Alternate Landscaping Plan for SunCap Land Development Plan- Mr. Ludgate presented an alternative landscaping plan for the SunCap Land Development Plan and stated that SunCap is seeking relief from planting a buffer against the slope and in the sanitary sewer area. Mr. Ludgate stated that there will be a buffer against the airport and US Anodize. Atty. Dietrich suggested that the owners need to be responsible for trimming trees if the airport has issues with tree height. Mr. Thompson stated that the developer needs to fix the plant choices and if provided a spec sheet he would provide substitutions. Mr. Thompson made a motion to approve the Alternate Landscaping Plan for SunCap Land Development Plan with the inclusion of screening around the retention pond and revision of the tree choices; Mr. Eveland seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion/ Approval of Section 154-19.A Plan Scale Waiver for Misco Land Development Plan- Mr. Potts stated that the Planning Commission recommended the waiver. Mr. Thompson made a motion to approve Section 154-19.A Plan Scale Waiver for Misco Land Development; Mr. Tobias seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion/ Approval of 110 Maple Lane Stormwater Agreement- Mr. Potts stated that Atty. Mooney has prepared the agreement Mr. Thompson made a motion to approve 110 Maple Lane Stormwater Agreement; Mr. Eveland seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion of Proposed Commercial Parking Regulations- Mr. Potts stated that the Planning Commission agreed with SSM's recommendation. Mr. Thompson made a motion to approve the proposed commercial parking regulations for manufacturing or industrial of 1.85 spaces per 1000 square feet of gross floor area plus additional for office, sales or similar uses where those uses exceed 10% of the gross floor space, 1 space per 1000 square feet of gross floor area for storage or wholesale, 5 spaces for office and changing the parking setback from the property line from 20 feet to 30 feet; Mr. Eveland seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Thompson and Mrs. Reed. NO: Mr. Tobias. Motion carried.

Time Extensions

Misco Products Preliminary Land Development Plan (8/9/21)-Mr. Eveland moved that if an extension of time has not been granted by the applicant, prior to the expiration date of 8/9/21, that the plan be rejected for the reasons set forth in the latest Engineering review letter; Mr. Thompson seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

SunCap Preliminary Land Development Plan (8/9/21)- Mr. Eveland moved that if an extension of time has not been granted by the applicant, prior to the expiration date of 8/9/21, that the plan be rejected for the reasons set forth in the latest Engineering review letter; Mr. Thompson seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Code Enforcement

Brad Pflum provided a copy of his report to the Board.

Discussion/ Approval to Refund Building Permit for 625 West Pine Street- Mr. Potts stated that the permit fee was \$254.50 and LTL's review fee is \$62.75 leaving a refund amount of \$191.75. Mr. Thompson made a motion to approve the building permit refund for 625 West Pine Street; Mr. Eveland seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

STORMWATER MANAGEMENT

MS4 Stormwater Report

Discussion of Easement at 1015 Snyder Drive for Stormwater Facility- Mr. Potts stated that the resident would like \$2,000.00 to allow the Township to put a stormwater facility on their property. After Supervisor discussion Mr. Thompson made a motion to approve payment of \$2,000.00 for the easement at 1015 Snyder Drive; Mr. Eveland seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

ROAD DEPARTMENT

Mr. Potts provided the report to the Board.

Discussion/ Approval to Hire Part-Time Employee- Mr. Potts requested a motion for approval to hire Steve Edwards as a part-time employee. Mr. Thompson made a motion to approve Steve Edwards for a part-time Road Crew position; Dr. Wagner seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

SEWER/ WATER/ BERN TOWNSHIP MUNICIPAL AUTHORITY

No report.

SOLID WASTE ADVISORY COMMISION

No report. Mr. Thompson congratulated Mr. Potts for being selected for the Berks County Review Board.

ADMINISTRATION

Discussion/ Approval of America250PA Resolution- Mr. Potts stated that the Berks County Commissioners would like all municipalities in the County to adopt the resolution endorsing their efforts in celebrating the United States 250th Anniversary. Mr. Thompson made a motion to

approve the America250PA Resolution; Dr. Wagner seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Next Supervisor's meeting will be held on Tuesday, August 3, 2021 at 7:00 PM.

ADJOURNMENT

Mrs. Reed adjourned the meeting at 7:35 PM.

Respectfully submitted,

Diane DeJesus,
Secretary/Treasurer