

**TOWNSHIP OF BERN
BERKS COUNTY, PENNSYLVANIA**

August 10, 2022

SUPERVISORS MEETING

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

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

CALL TO ORDER-PLEDGE OF ALLEGIANCE

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

CONSENT AGENDA

Dr. Wagner moved to approve the Consent Agenda, as presented, which included the minutes of the July 5, 2022 Supervisors Meeting and to accept the finance report, subject to audit and approve payment of bills on the list, seconded by Mr. Thompson. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

FINANCE REPORT

Balances as of August 10, 2022: General Fund: \$2,703,278.32, State Account: \$761,329.96, PLGIT: \$67,146.48, Certificate of Deposits: \$560,486.74, Expenses: \$181,353.80. Treasurer's Report accepted subject to audit.

PUBLIC COMMENT

Gerik Bensing, resident from Cross Keys Road spoke about the gatherings that have been taking place near the bridge at Cross Keys Road and concerns over the trash that is being left behind.

Mr. Bensing and his father Andy have been cleaning the area up and providing education and trash bags for people to use at the gatherings, but they need a place to take the trash. Discussion on contacting PennDOT about No Parking signs/ No Littering signs, policing the area if No Parking/ No Littering signs are posted, the Dietrich residence and people parking in their yard, dumpsters and how to deal with the situation. Atty. Mooney suggested that permission be acquired from PennDOT to post the entire area that way the Township can choose where signage should be posted. Dr. Wagner will reach out to the Boy Scouts about the possibility of community service.

ORDINANCES/ RESOLUTIONS

Ratification of American Rescue Plan Resolution to Purchase Utility Truck- Dr. Wagner made a motion to ratify the American Rescue Plan Resolution to Purchase a Utility Truck; Mr. Thompson seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

TOWNSHIP MANAGER

Mr. Potts provided his report to the Board and asked the Supervisors to confirm a date for an executive session with a consultant regarding a litigation issue with the fire company and the Supervisors decided on August 22, 2022 at 6:30 PM. Mr. Potts also informed the Supervisors that the County would like to meet with them to discuss the new correctional facility. After discussion the Supervisors decided that the County should attend the September 6, 2022 Supervisors Meeting or the October 4, 2022 Supervisors Meeting.

PUBLIC SAFETY & SERVICES

Fire Company

Mount Pleasant provided their report.

Emergency Medical Services

Western Berks provided their report.

Emergency Management

Mr. Hinkle provided his report to the Board.

Police Department

Chief Waugh provided his report to the Board.

Ratify MOU with the Berks Career and Technology Center-- Chief Waugh requested a motion to ratify the MOU with the Berks Career and Technology Center. Dr. Wagner made a motion to ratify the MOU with the Berks Career and Technology Center; Mr. Tobias seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion/ Approval to Purchase Police Car- Chief Waugh requested a motion to purchase a police vehicle not to exceed a cost of \$43,708.00. Mr. Thompson made a motion to approve the

purchase of a police vehicle not to exceed a cost of \$47,308.00; Dr. Wagner seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried. Chief Waugh stated that the vehicle will be delivered by the end of the first quarter in 2023. Chief Waugh requested another motion to approve the purchase of a second vehicle that will arrive next year. Mr. Thompson made a motion to approve the purchase of a second police vehicle to arrive next year; Dr. Wagner seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

PLANNING/ZONING/CODE ENFORCEMENT

Engineer

Mr. Jenkins provided his report to the Board.

Planning Commission

Discussion/Approval of the Berks Park 183 Building H Final Plan- Mr. Potts stated that the Planning Commission recommended conditional approval of the plan subject to the July 1, 2022 SSM review letter. Dr. Wagner made a motion to approve the Berks Park 183 Building H Final Plan subject to July 1, 2022 SSM review letter; Mr. Thompson seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion/ Approval of the Nein Stormwater Agreement- Mr. Potts stated that Atty. Mooney prepared the agreement and Mr. Morey recommended approval of the agreement contingent on the SSM July 1, 2022 review letter. Mr. Thompson made a motion to approve the Nein Stormwater Agreement contingent on the SSM July 1, 2022 review letter; Dr. Wagner seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion/ Approval of BCIDA Berks Park 183 Planning Escrow Release-Mr. Potts stated that there is \$114.00 remaining in the escrow account that will not be needed because the job has been closed out. Atty. Mooney asked if a maintenance bond was needed and Mr. Potts stated no because the roads are private. Dr. Wagner made a motion to release the remaining Berks Park 183 Planning Escrow; Mr. Thompson seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Time Extensions

The Penske Preliminary Land Development Plan expires September 7, 2022. Dr. Wagner moved that if an extension of time has not been granted by the applicant, prior to September 7, 2022, 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

Mr. Pflum provided his report to the Board.

Discussion/ Approval to Refund Permit Residue to 1096 West Leesport Road-Mr. Potts stated that this is for the Bern Pool, but LTL has not closed it out yet. Dr. Wagner made a motion

to approve the permit refund subject to LTL's close out letter; Mr. Thompson seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

STORMWATER MANAGEMENT

MS4 Stormwater Report

Discussion/ Approval of SSM Quote to Update Stormwater Ordinance- Mr. Potts stated that SSM has provided a quote of \$4,100.00 to update the Stormwater Ordinance. Dr. Wagner made a motion to approve the \$4,100.00 quote to update the Stormwater Ordinance; Mr. Thompson seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

ROAD DEPARTMENT

Discussion/ Approval of Temporary Road Closure at 1312 West Leesport Road- Mr. Potts informed the Board that the resident at 1312 West Leesport Road needs to remove a tree that extends over the roadway and that in order to safely do this the roadway will need to be temporarily closed and the road crew will put up detour signs. Mr. Thompson made a motion to approve the temporary road closure; Dr. Wagner seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion/ Approval to Purchase Dump Body & Salt Spreader- Mr. Potts informed the Board that the old salt conveyor and spinner will not work on a new dump truck body and that the quote the Board had approved at the July meeting did not include the new spreader. Mr. Potts stated that the new quote for the spreader with the steel dump body is \$34,330.00 and with the Stainless Steel body it is \$39,772.00 and the funds are available in the equipment fund. Mr. Thompson made a motion to approve the purchase of a dump truck body with salt spreader for a maximum amount of \$40,000.00; Dr. Wagner seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Discussion of Road Department Shift Times-Mr. Potts stated that the road crew asked to change their current shift times from 7:00 AM to 3:00 PM to 6:30 AM to 2:30 AM due to the heat of the summer. After Supervisor discussion Mr. Thompson made a motion allow Mr. Potts to temporarily adjust the road crew's shift times in August and September based on Township needs at his discretion; 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 COMMISSION

Discussion of 92 Gallon Toters- Mr. Potts stated that the pre-bid meeting took place and Republic Services asked prior to the meeting if the Board would accept them providing one free 92 gallon toter per residence in the trash district. The Supervisors discussed the toters and agreed

that Republic must manage the process and communicate with homeowners directly for their approval to receive a totter.

ADMINISTRATION

Ratification of Letter of Support to Coral Aviation for DCED Grant Application-Mr. Potts stated that the letter has been sent. Mr. Thompson made a motion to ratify the letter of support to Coral Aviation for their DCED grant application; Dr. Wagner seconded. YES: Dr. Wagner, Mr. Eveland, Mr. Tobias, Mr. Thompson and Mrs. Reed. Motion carried.

Ag Security Applications Being Accepted in August-Mrs. Reed stated that Ag Security applications are being accepted and information can be found at the Township office.

Next Supervisor's meeting will be held on Tuesday, September 6, 2022 at 7:00 PM.

Dr. Wagner made a motion to adjourn the meeting at 8:09 PM; Mr. Thompson seconded.

Respectfully submitted,

Diane DeJesus,
Secretary/Treasurer