

**ROCKLAND TOWNSHIP  
BOARD OF SUPERVISORS  
MEETING MINUTES**

**APRIL 11, 2017**

The monthly meeting of the Rockland Township Board of Supervisors was held on April 11, 2017 at 7:30PM at the Rockland Township Municipal Building. The following board members were present: Chairman Herb Meadway, Vice Chairman Duane Bennetch, and Nathan Ohlinger. Also present were Attorney Alfred Crump (Township Solicitor) and interested citizens.

The meeting was called to order at 7:30PM by Chairman Herb Meadway. The meeting was opened with the pledge to the flag.

The meeting minutes of the Board of Supervisors meeting held on March 16, 2017 were presented to the Board for approval. On a motion by Nathan Ohlinger, seconded by Duane Bennetch, the March 16, 2017 meeting minutes were approved as presented. There was no public comment. All were in favor. Motion carried.

The balance sheets, check detail and deposit detail for March 2017 were prepared by the Secretary/Treasurer for the Board's review with the following balances reported to the Board of Supervisors.

|         |                                    |                       |
|---------|------------------------------------|-----------------------|
| 101.000 | General Fund – Checking            | 1,007.54              |
| 106.000 | General Fund – Savings             | 1,897,915.15          |
| 107.001 | General Fund – Savings             | 6,425.13              |
| 107.002 | General Fund – Savings             | 275,003.99            |
| 109.007 | Certificate of Deposit             | 100,000.00            |
| 109.002 | Certificate of Deposit             | 109,106.16            |
| 110.000 | Petty Cash                         | 200.00                |
|         | State Aid Account – Savings        | 245,669.60            |
|         | State Aid Account – Checking       | 381.67                |
| 107.003 | Capital Reserve Account – Savings  | 133,742.65            |
| 107.005 | Payroll Account – Checking         | 19,217.99             |
|         | <b>Total as of March 31, 2017:</b> | <b>\$2,788,669.88</b> |

On a motion by Herb Meadway, seconded by Duane Bennetch, the balance sheets, check and deposit details for March 2017 were approved as presented. There was no public comment. All were in favor. Motion carried.

Dr. Hugh Archer, Mavickar Environmental Engineering Consultants and the Board discussed the proposed Task/Activity Report for submittal to PA DEP, in response to DEP's request for an update on resubmission of Rockland Township's Act 537 Plan. Dr. Archer agreed to revise the "end dates" on the Task/Activity and forward a new copy to the Township for the Township Secretary's signature, before forwarding to PA DEP. Dr. Archer informed the Board that Mavickar Environmental will be performing the tasks/activities as defined in the Task/Activity Report, including the addition and inclusion of cost-effective alternatives to public sewer in the Township's draft Act 537 Plan. The Board and Dr. Archer also discussed community involvement via the Sewage Advisory Committee. The Board informed Dr. Archer that the Township has identified several individuals who volunteered to serve on the Sewage Advisory Committee. Some of the Committee's primary responsibilities will be to provide comment/input on various aspects of the Act 537 Plan and to explore grants and low-interest loans. Dr. Archer also provided the Township with "Protocol for On-Lot Sewage Disposal Systems in Special Protection Watersheds" (suggested ordinance language to protect high and exceptional value waters in the Township), which should be shared with the Sewage Advisory Committee and ultimately considered by the Board of Supervisors for adoption. On a motion by Nathan Ohlinger, seconded by Herb Meadway, the Township Secretary is authorized to execute the revised Task/Activity Report which is expected to be

received from Mavickar Environmental Engineering Consultants tomorrow (with revised end dates); once signed, the Task/Activity Report will be returned immediately to Dr. Archer, who will prepare a letter to accompany the Task/Activity Report and send to PA DEP on the Township's behalf. There was no public comment. All were in favor. Motion carried. On a motion by Duane Bennetch, seconded by Herb Meadway, the following individuals were appointed to serve on the Sewage Advisory Committee: Leonard Blair, Norton Heist, Steve Haring, Joe Reichard, Jim Stone, David Nace, and Supervisor Nathan Ohlinger. There was no public comment. All were in favor. Motion carried. The Township (with input from the Sewage Advisory Committee volunteers) and Dr. Archer will work to identify a mutually-agreeable date and time for the first meeting of the Sewage Advisory Committee.

**2017 ROAD PROJECT – Bid Opening at 7:45PM**

The 2017 Road Project Bid Opening was advertised for 7:45PM. The 2017 Road Project includes paving of Keller Road (from Lobachsville Road to Forgedale Road) and Highland Drive (from Ridge Drive to Crown Lane). The Township Solicitor opened the bids and read the results aloud.

**\*PAVING PORTION\***

**Ronnie C Folk Paving Inc.**

|  | <u>Unit Price</u> | <u>TOTAL</u>        |
|--|-------------------|---------------------|
| 1) 1,350 Tons Superpave Asphalt Mixture Design, 2" 9.5 PG-64-22, 0.0 to 0.3 million SRL "M" Warm Mix Asphalt | \$74.09           | \$100,021.50        |
| 2) 788 Tons Superpave Asphalt Mixture Design, 2" 9.5 PG-64-22, 0.0 to 0.3 million SRL "M" Warm Mix Asphalt   | \$74.09           | <u>\$ 58,382.92</u> |
| <b>TOTAL AMOUNT OF BID:</b>  |                   | <b>\$158,404.42</b> |

**New Enterprise Stone & Lime Co.**

|  | <u>Unit Price</u> | <u>TOTAL</u>        |
|--|-------------------|---------------------|
| 1) 1,350 Tons Superpave Asphalt Mixture Design, 2" 9.5 PG-64-22, 0.0 to 0.3 million SRL "M" Warm Mix Asphalt | \$69.50           | \$ 93,825.00        |
| 2) 788 Tons Superpave Asphalt Mixture Design, 2" 9.5 PG-64-22, 0.0 to 0.3 million SRL "M" Warm Mix Asphalt   | \$74.10           | <u>\$ 58,390.80</u> |
| <b>TOTAL AMOUNT OF BID:</b>  |                   | <b>\$152,215.80</b> |

**Landis C. Deck & Sons Site Contractors (DBA H&K Group)**

|  | <u>Unit Price</u> | <u>TOTAL</u>        |
|--|-------------------|---------------------|
| 1) 1,350 Tons Superpave Asphalt Mixture Design, 2" 9.5 PG-64-22, 0.0 to 0.3 million SRL "M" Warm Mix Asphalt | \$71.80           | \$ 96,930.00        |
| 2) 788 Tons Superpave Asphalt Mixture Design, 2" 9.5 PG-64-22, 0.0 to 0.3 million SRL "M" Warm Mix Asphalt   | \$72.75           | <u>\$ 57,327.00</u> |
| <b>TOTAL AMOUNT OF BID:</b>  |                   | <b>\$154,257.00</b> |

The Board of Supervisors reviewed the bids. On a motion by Duane Bennetch, seconded by Nathan Ohlinger, the paving portion of the 2017 Road Project was awarded to the lowest bidder, New Enterprise Stone & Lime Co. with a total bid of \$152,215.80. There was no public comment. All were in favor. Motion carried.

The 2017 Road Project also includes seal coating of Beaver Creek Road (from Forgedale Road to Kutz Road) and Stimmel Road (from Forgedale Road to Fleetwood Road). The Township Solicitor opened the bids and read the results aloud.

**\*SEAL COAT PORTION\***

**Martin Paving, Inc.**

|  | <u>Unit Price</u> | <u>TOTAL</u>       |
|--|-------------------|--------------------|
| 1) 12,928 SY Construct Double Bituminous Seal Coat | \$2.66            | \$34,388.48        |
| 2) 5,016 SY Construct Double Bituminous Seal Coat  | \$2.66            | <u>\$13,342.56</u> |
| <b>TOTAL AMOUNT OF BID:</b>                        |                   | <b>\$47,731.04</b> |

**Asphalt Maintenance Solutions LLC**

|  | <u>Unit Price</u> | <u>TOTAL</u>       |
|--|-------------------|--------------------|
| 1) 12,928 SY Construct Double Bituminous Seal Coat | \$2.21            | \$28,570.88        |
| 2) 5,016 SY Construct Double Bituminous Seal Coat  | \$2.21            | <u>\$11,085.36</u> |
| <b>TOTAL AMOUNT OF BID:</b>                        |                   | <b>\$39,656.24</b> |

The Board of Supervisors reviewed the bids. On a motion by Nathan Ohlinger, seconded by Duane Bennetch, the seal coat portion of the 2017 Road Project was awarded to lowest bidder, Asphalt Maintenance Solutions LLC with a total bid of \$39,656.24. There was no public comment. All were in favor. Motion carried.

## **REPORT OF SOLICITOR**

The Township Solicitor had nothing to report.

## **REPORT OF ROADMASTER**

46 Keller Road – Tree Limb - The Roadmaster provided an update for the Board. The Roadmaster expects to meet with the property owner during the week of April 17<sup>th</sup>. Two options were made available: 1) Property owner can hire an arborist and take care of the tree limb, or 2) The Township will obtain 2-3 quotes/bids to cut down the tree limb, and Township will pay for the costs associated with removal of the tree limb (only) which is deemed hazardous or dangerous and which impedes traffic on Keller Road. This matter was tabled until next meeting.

1998 International – The Roadmaster inquired as to when the Board wanted to list the 1998 International, plow and spreader box for sale via Municibid. The Board decided to wait until Fall 2017 to sell the truck. After a brief discussion, the Board decided this matter should be added to the Board's August 2017 monthly meeting agenda for approval to list the truck with Municibid in September 2017.

Smoketown Road Bridge Work/Detour – Rockland Township received notification from J.D. Eckman of the SR1029 Smoketown Road closure and implementation of the detour for the superstructure replacement of the Smoketown Road Bridge over Sacony Creek in Rockland Township. The work and road closure is scheduled to start on or about April 17, 2017 and remain until on or about July 10, 2017.

## **OLD BUSINESS**

Zoning Ordinance Amendment/Update – The Zoning Ordinance Amendment/Update is in progress. Township officials agreed to continue to review and discuss Article 2 – Definitions at the April 25, 2017 Planning Commission meeting.

Letter Received 10/7/2016 from PA DEP Requesting Update on Progress with Resubmission of Rockland Township's Act 537 Official Plan – The Township Secretary received a telephone call on March 23, 2017 from Mr. Michael Morris, PA DEP inquiring about a response to his letter received 10/7/2016 regarding an update on progress with resubmission of Rockland Township's Act 537 Official Plan. Mr. Morris requested a response from Rockland Township promptly following the Board's 4/11/17 monthly meeting. As discussed earlier at tonight's meeting, Dr. Archer will send the Task/Activity Report along with a cover letter to Mr. Michael Morris on behalf of Rockland Township.

Logo Design Contest Entries – This item was tabled at last month's meeting. Supervisor Ohlinger informed the Board that he spoke to Kurt Lebo. Mr. Lebo had questions about the logo design, and Supervisor Ohlinger recommended Kurt Lebo be in contact with the artist directly. On a motion by Duane Bennetch, seconded by Herb Meadway, the Board authorized Mr. Kurt Lebo and the artist to be in contact regarding the logo design. There was no public comment. All were in favor. Motion carried.

## **BILLS**

The Township received an invoice from E.M. Kutz in the amount of \$70,243.00 for installation of the body, hoist, hydraulics, hitch, snow plow, spreader and miscellaneous equipment per original quote for the new Mack truck. The new Mack truck was received by Rockland Township on March 22, 2017. On a motion by Duane Bennetch, seconded by Nathan Ohlinger, the Board approved payment of \$70,243.00 to E.M. Kutz for the new Mack truck from the Capital Reserve Fund (per 2017 budget). There was no public comment. All were in favor. Motion carried.

A listing of the unpaid bills as of April 11, 2017 was provided for the Board of Supervisors approval. The total of the unpaid bills for approval was \$33,469.33 from the General Fund. On a motion by Herb Meadway, seconded by Nathan Ohlinger, the Board approved payment of the unpaid bills totaling \$33,469.33 from the General Fund. There was no public comment. All were in favor. Motion carried.

## **NEW BUSINESS**

Shady Mountain Bakery & Farm Market – Richmond Township – Rockland Township received a copy of the Berks County Planning Commission's review letter for Shady Mountain Bakery and Farm Market (Richmond Township) dated March 13, 2017. The letter states that the southern portion of this lot is located within Rockland Township. Although no land development or disturbance is proposed to occur in Rockland Township, Rockland Township should receive copies of all plans, related correspondence, and review for informational purposes.

Rory Gehman Minor Subdivision II Plan – Sally Ann Furnace Road – The Rory Gehman Minor Subdivision II Plan was received for Township review/approval on March 27, 2017. (The plan proposes to subdivide the property creating one new building lot utilizing on-lot water and sewer facilities and one residue lot.) The plan will be formally accepted for Township review by the Planning Commission at their April 25, 2017 meeting, and review/discussion of the plan will also begin at the April 25, 2017 Planning Commission meeting. A review letter is expected to be received from the Township Engineer prior to the 4/25/17 meeting.

MS4 Advanced Waiver Request – Email correspondence dated March 22, 2017 was received from Paul Curry, PA DEP, advising that the Department has reviewed the information submitted pursuant to a request for an individual MS4 waiver determination by Rockland Township. DEP does not expect Rockland Township to submit a Pollution Reduction Plan with the Notice of Intent (NOI)/permit application, and the Township may be eligible for a waiver of NPDES permitting requirements for regulated small MS4s. This is not a final determination of waiver eligibility or a final action by DEP. The final determination will be made based on information included with the complete waiver application, which must be submitted to DEP (along with the fee) by September 16, 2017.

Resignation Letter for Zoning Officer and Code Enforcement Position – A letter dated April 11, 2017 was received from Michael Schwenk, Township Zoning Officer and Code Enforcement Officer. The letter states that Michael Schwenk is resigning his position as Zoning Officer and Code Enforcement Officer for Rockland Township. However, Michael Schwenk would like to remain as co-BCO (Building Code Official) for Rockland Township. On a motion by Duane Bennetch, seconded by Nathan Ohlinger, the Township Secretary was instructed to request a rate schedule and information on why that individual/company would be superior in providing zoning officer duties and code enforcement services to Rockland Township from the proposals previously received by Rockland Township. These new rates schedules and proposals will be considered by the Board at their May 9, 2017 meeting. There was no public comment. All were in favor. Motion carried. On a motion by Nathan Ohlinger, seconded by Duane Bennetch, the Board accepted the resignation of Michael Schwenk, Zoning Officer and Code Enforcement Official for Rockland Township effective May 9, 2017. There was no public comment. All were in favor. Motion carried.

## **CORRESPONDENCE**

A listing of correspondence dated April 11, 2017 was presented to the Board of Supervisors for their review.

Reports regarding zoning/building, sewage and stormwater issues and activity for March 2017 were provided to the Board of Supervisors for review.

120 Lyons Road (M&A Excavating) – Complaint Form – On a motion by Nathan Ohlinger, seconded by Duane Bennetch, the complaint form will be tabled until next month. It is the Board's understanding, per discussion with Mr. Andrew Martin and Mr. Ken Schnader at the February 14, 2017 monthly Board meeting, that M&A Excavating is working on preparation of a plan for submittal to the Township in order to address items identified in a previous complaint form and to comply with Township/local ordinances. There was no public comment. All were in favor. Motion carried.

138 Main Street – Complaint Form – The Board reviewed the Zoning Officer’s monthly report. The Zoning Officer questioned whether or not a transferable registration meets the requirements of the regulations. After a brief discussion, the Township Solicitor advised that the Zoning Officer shall confirm whether there is a current registration for the vehicles in question (i.e. no junk vehicles, etc.).

**UPCOMING MEETINGS/EVENTS:**

Tuesday, April 25, 2017 @ 7:30PM – Planning Commission Meeting (Zoning Ordinance Amendment/Update)

Tuesday, May 9, 2017 @ 7:30PM – Board of Supervisors Meeting

**PUBLIC COMMENT**

A few meeting attendees inquired as to the likelihood of public sewer in Rockland Township in the future. The Board and Township Solicitor informed meeting attendees that it appears public sewer is likely not going to be a financially viable option, which is why Dr. Archer is exploring the addition/inclusion of cost-effective alternatives to public sewer in the Township’s Act 537 Plan. Residents with questions and concerns were encouraged by the Board to participate in the Sewage Advisory Committee; the Committee will be directly responsible for providing comment/input on various aspects of the Act 537 Plan.

There was no additional public comment.

There being no further business, the meeting was adjourned at 8:31PM on a motion by Duane Bennetch, seconded by Nathan Ohlinger. Motion carried.

Respectfully submitted,

Karen Krall  
Secretary/Treasurer