

The meeting of the Douglass Township Board of Supervisors was called to order at 7:04 P.M. Attending were Chairman Josh Stouch, Vice Chairman Tom Wynne, Supervisor Alan Keiser, Solicitor Robert Brant, Khal Hassan of Pennoni & Associates, Pete Hiryak, Andrew Duncan, Mike Heydt, Chief Templin, and approximately 11 residents/developers.

Mr. Stouch led in the Pledge of Allegiance and announced that two Executive Sessions were held tonight prior to the meeting one from approximately 6:00pm-6:30pm involving enforcement matters and one from approximately 6:45pm-7:00pm involving personnel matters. No decisions or votes were taken. The meeting room was set up for social distancing, proper PPE was used by the public. A reporter was present for the meeting.

Mr. Stouch asked if there were any additions, corrections, or comments to the minutes of April 19th, 2021 Board of Supervisors Meeting, none were given.

A motion was made by Mr. Keiser, seconded by Mr. Stouch to approve the minutes of the April 19th, 2021 Board of Supervisors Meeting. Keiser-Aye, Stouch-Aye, Wynne-Aye. Motion passed.

Mr. Stouch asked if there were any questions, comments, or corrections to the May 3rd, 2021 Board of Supervisors Agenda, none were given.

A motion was made by Mr. Keiser, seconded by Mr. Wynne to approve the May 3rd, 2021 Board of Supervisors Agenda as presented. Keiser-Aye, Stouch-Aye, Wynne-Aye. Motion passed.

Public Hearing – Act 209 Traffic Impact Fee Ordinance #2021-02. Mr. Brant opened the public hearing at 7:06pm and stated that this proposed ordinance imposing a transportation impact fee upon new development in establishing procedures and standards due to growth continuing with substantial impact on the Township and establishes a \$3,362.38 cost per trip on new developments with \$9 million in costs for intersection improvements related to projected new developments, 2 lot minor subdivisions are exempt from the fee. The Exhibit List includes: B-1 Board of Supervisors Resolution No. 02032020-01 approving the Roadway Sufficiency Analysis Report – February 3, 2020; B-2 Board of Supervisors Resolution No. 02032020-02 approving the Land Use Assumptions Report – February 3, 2020; B-3 Board of Supervisors Resolution No. 03012021-01 Approving the Capital Improvements Plan – March 1, 2021; B-4 Motion to Advertise – Supervisors Meeting Minutes of March 15, 2021; B-5 Legal Notice – request to advertise emailed to The Mercury on April 5, 2021; B-6 Correspondence to the Montgomery County Law Library on April 30, 2020 transmitting an attested copy of the Ordinance; B-7 Proof of Publication – Publication dates: April 9 and April 16, 2021; and B-8 Ordinance No. 2021-02 – An Ordinance Imposing a Transportation Impact Fee upon new developments in Douglass Township. Mr. Brant asked if the Board or public had any questions. Mr. Kolb asked if he could have a copy of the Resolution, Mr. Wynne offered Mr. Kolb a copy of the Resolution. Mr. Brant closed the public hearing at 7:11pm. Mr. Stouch thanked Mr. Wynne, Mr. Reitz, Mr. Hunter, Mr. Link, Mr. Carpenter, Mr. Rick, Mr. Updegrove, Mr. Herb, Brant & Associates, Gilmore & Associates, MCPC, Pennoni Engineering, and the Planning Agency for all the work that was put into this Ordinance.

A motion was made by Mr. Stouch, seconded by Mr. Wynne to adopt the Act 209 Traffic Impact Fee Ordinance #2021-02 imposing a transportation impact fee upon new development in establishing procedures and standards ancillary thereto. Keiser-Aye, Stouch-Aye, Wynne-Aye. Motion passed.

Solicitor Report – Robert Brant, Esq.

400 Gilbertsville Road Final Resolution (Pending) – Mr. Brant stated they are working out the details and should be addressed at the meeting on 5/17/2021.

Hallowell Phase I – (Pending) Waiting on documentation.

303/305 Gilbertsville Road – (Pending) Joseph Margusity and Attorney Keith Mooney of Barley/Snyder. Mr. Margusity stated that Susan Rice has worked out all the details however they are still waiting on Aqua Water. Mr. Margusity asked the Board to consider approvals. Mr. Swanson, a homeowner next to this proposed development, stated that he is still waiting on the developer to mow around the perimeter and has been waiting for this for some time now and nothing has been done. Mr. Margusity stated that he has been paying someone to mow this area. The manager asked Mr. Swanson to point this area out on the development plan and also showed Mr. Margusity what area has never been mowed, it is supposed to be mowed at a 20 ft. perimeter. It was also pointed out that the house on that property was supposed to be demolished and has not been demolished. Mr. Margusity stated that he is waiting for Met-Ed to remove the overhead wires. The Board stated that no decision will be made until the condition of this property is addressed (demolition & grass). Mr. Brant stated that the process is that the Board will authorize him to prepare Resolution documents, and asked if they will make an escrow account. Attorney Keith Mooney of Barley/Snyder stated that they have a bond, Mr. Brant was not satisfied with a bond for building, the Township requires a Letter of Credit and he asked who the builders would be, Attorney Mooney replied Berks Homes. Ms. Carpenter stated that at the Planning Agency meetings they talked about soil testing, Mr. Margusity said he has a study and nothing was found, the report was clean. Ms. Carpenter would like a copy of the report, Mr. Margusity will get Ms. Carpenter a copy of the soils report. Mr. Hassan stated that DEP issued the storm water permit and if anything had been found the permit would not have been issued by DEP. The Board stated this will be pending for the 5/17/2021 meeting.

A motion was made by Mr. Stouch, seconded by Mr. Wynne to accept the Solicitor's Report as presented. Keiser-Aye, Stouch-Aye, Wynne-Aye. Motion passed.

Manager's Report - Pete Hiryak

1. The Manager reviewed the upcoming meetings as follows: Thursday May 13th, 2021 P/A Meeting @ 7pm, No Workshop Scheduled. Monday May 17th, 2021 BOS Agenda Mtg @ 6:30pm, BOS Mtg @ 7pm.
2. ZHB Application Pending – Niehls Farm, Wild Run Road (Relief from the 2-acre minimum lot size requirement). Pending, paperwork not received yet. The applicant has suspended his original subdivision process pending his appeal.
3. Attorney Doug Rauch will discuss TAFRA (Tax Free Loan for Non-Profits) on 5/17/2021 for Fire Company construction loan. Mr. Rauch will contact Mr. Brant's office for advertisement for the hearing.
4. 2021 Budget Amendment – Recreation Ball Signs \$2,000 less income. Manager Hiryak stated that area businesses pay for ball field signs advertising their businesses however due to COVID the baseball season was cancelled last year. It was decided to hang the advertisements this year at no charge to the businesses that paid in 2020. This amendment is basically a housekeeping budget issue there will be no income this year for ball field signs.

A motion was made by Mr. Stouch, seconded by Mr. Wynne to approve the General Fund Budget Amendment to remove the revenue for the ball field signs. Keiser-Aye, Stouch-Aye, Wynne-Aye. Motion passed.

Public Comment

No public comment was given.

Old Business/New Business

No old business or new business was given.

A motion was made by Mr. Stouch, seconded by Mr. Keiser to adjourn the meeting at 7:27pm. Keiser-Aye, Stouch-Aye, Wynne-Aye. Motion passed.

The next Board of Supervisor's Meeting will be held on Monday, May 17th, 2021 @ 7 pm.

Respectfully submitted by,
Marcy Meitzler