

Michael Stump, Chairman of the Board, called the meeting of the Alsace Township Board of Supervisors to order at 7:00 pm. Also present were Vice Chairman Sam Mallatratt, Member David Barth, Business Manager Kimberly Mallatratt, Solicitor Gary Swavely and Township Engineer Michael Reinert. The meeting was held at the Alsace Township Municipal Building. Mr. Stump led the Pledge of Allegiance.

MINUTES: Chairperson Stump asked for a motion to approve the minutes from both the December 18, 2019 and January 6, 2020 meetings. Mr. Mallatratt made the motion to approve the minutes, seconded by Mr. Barth and the motion carried.

PAYMENT OF BILLS: Mr. Stump asked for approval for the payment of bills. Mr. Mallatratt made a motion to approve payment of bills in the amount of \$71,647.16 from the General Fund, \$27,569.34 from the WWTP Operations & Maintenance Fund, \$1,336.48 from the Septic and Sewer Fund, and \$0.00 from the Liquid Fuels Fund seconded by Mr. Barth, and the motion was approved.

PAYMENT OF PAYROLL: Mr. Barth made a motion to pay payroll in the amount of \$22,146.71 seconded by Mr. Stump. Sam Mallatratt abstained from the vote per the memo on file. The motion was approved by Mr. Barth and Mr. Stump.

PAYMENT OF TAXES AND INTERIM BILLS: Mr. Barth made a motion to pay taxes and interim bills, seconded by Mr. Mallatratt, and the motion carried.

FINANCIAL REPORTS: All financial reports were reviewed and there were no questions.

PUBLIC COMMENTS:

Patty Moyer – 56 Woodside Ave. – Ms. Moyer discussed correspondence she recently received from the Township Office that had numerous clerical errors. Ms. Moyer was quite upset about the correspondence and pointed out several items of note. She also discussed the recent utility billing and the lateness of her receipt of the bill. She asked if in the future if the bills are late that something can be put on Facebook or the website letting people know about this issue. Mr. Barth replied that a notice can be posted as necessary.

Heath Edwards – 42 Juniper Lane – Discussed a letter he received from Highway Materials regarding the importing of materials into the Quarry site for mine reclamation. Mr. Edwards asked several questions regarding oversight, importing of the materials onto the site and provided a document on mine reclamation sites and their regulations. Mr. Edwards asked if there is a third party engaged to review and inspect materials going to this site.

Mr. Stump stated that there is a representative from Highway Materials present to answer questions. Mr. Stump further explained that the DEP has oversight and does not require Township approval. Mr. Reinert stated that this operation is a regulated issue with DEP. Mr. Swavely reiterated Mr. Reinert's comments that the Township has no authority to interfere with the process. Mr. Swavely stated that he spoke with Tiffany Kane of DEP about the issue she stated that all materials are approved by her directly. She also offered for any questions to be directed to her. Mr. Swavely said that her contact information will be provided to anyone who would like it.

Cole, the representative from Highway Materials detailed the procedures and oversight that the DEP has put in place for the receipt and disposal of materials onto the site.

Mr. Edwards asked about the testing of well water correspondence that he received over a year ago from a third-party company, and after several attempts to reach them he was unsuccessful.

Mr. Edwards asked about the Appeal period and if the Township is going to file an Appeal. Mr. Swavely stated that there is a 30-day Appeal period but that he is unaware of any grounds for an Appeal at this time. Mr. Swavely reiterated that the Township has no legal basis or authority to control the actions of DEP. Mr. Swavely further stated that the Board is equally as frustrated as the Township did not get notice either only receiving the letter in early January 2020. Mr. Swavely then stated that we asked Ms. Kane to come to a public meeting to answer questions. Ms. Kane informed Mr. Swavely that she is only able to attend meetings outside of the office during the day between 9:00 a.m. and 2:00 p.m.

Mr. Phil Kline brought to the attention of the Board that there is an existing Agreement between Highway Materials and the Township regarding hours of operation and other details.

Drew Eck – 49 Alsace Ave. – Discussed an issue with a property in the Manor that has a tractor trailer which parks in the Manor and starts up early in the morning that idles for a period of time that he finds disturbing as well as the location of the truck. He asked about the size of trucks that are allowed in the Manor. Mr. Stump stated that we will need to look at the Zoning Ordinance. The Business manager asked about the property address. Mr. Eck responded 9 Spring Ave. She stated that a letter may be sent based on the noise ordinance. Ms. Patty Moyer stated she is also concerned about the trucks in the Manor and the size of the trucks.

Darlene Bartsch – 149 Oley Road – Ms. Bartsch stated that she received a letter from Highway Materials about the reclamation fill which states that every load needs to have a sign-off prior to delivery. She also expressed that there is a well that previously served the Alsace Manor Fire Company. She then returned a telephone to the Board which was used during her tenure as Emergency Management Coordinator.

SOLICITOR'S REPORT: Mr. Swavely had nothing to report.

CODES / ZONING

- 325 Skyline Drive – Stormwater O&M Agreement and Memorandum of Understanding – Mr. Reinert provided an Agreement for the new home that is being constructed. David Barth made a motion to authorize the execution of this Agreement and Memorandum of Understanding, seconded by Sam Mallatratt, and the motion carried.

SEO

- 26 Fox Road – Small Flow Treatment Facility Maintenance Agreement – This system is to replace a currently malfunctioning system. DEP is requiring an approval for both a Maintenance Agreement for on-going maintenance and also send the paperwork to DEP for their approval. A motion was made by Sam Mallatratt to approve the execution of the Maintenance Agreement as well as the DEP application for 26 Fox Road, the motion was seconded by David Barth and the motion carried.

FIRE COMPANY:

- Debbie Heilman did not have anything new to report to the Board on this matter.
- Mr. Stump stated that the Board has received an Agreement of Sale from the Goodwill Fire Company No 1 of Port Carbon, Schuylkill County, PA for the full asking price of \$320,000.00. Mr. Stump asked for a motion to approve Resolution 2020-03 approving the authorization of the sale of the Tanker Truck. Mr. Barth made the motion to approve Resolution 2020-03,

seconded by Mr. Mallatratt and the motion carried. Mr. Stump then asked for a motion to authorize the Chairman of the Board to execute the presented Agreement of Sale, David Barth made the motion, seconded by Sam Mallatratt and the motion carried.

PUBLIC WORKS:

- Mr. Stump stated that the DPW has responded to several small weather-related events.
- Rand Drive Dedication – Mr. Stump asked Mr. Reinert to speak on the matter. Mr. Reinert stated that this issue has been studied and been under review for several months. He stated that on May 16, 2019 he conducted a site visit and prepared a report and made recommendations to the Board regarding items for consideration prior to the Dedication of Rand Drive to the Township. One of the recommendations was for core borings to be conducted on the road. It was confirmed that there was a significant thickness to the road which is over 4 ½". A brief discussion ensued regarding the detention basin and the removal of trees along the roadway. Ms. Brenda Messersmith asked that the trees be marked by the Road Master for removal. It was explained that the trees need to be removed at the property owner's expense. Mr. Swavelly stated that a Deed of Dedication has been offered to the Township and needs to be accepted. A motion was made by Mr. Barth to adopt Resolution 2020-04 accepting the Dedication of Rand Drive with the addition of a provision that the property owners along Rand Drive will remove all trees as designated by the Township no later than April 1, 2020. The motion was seconded by Mr. Mallatratt and the motion carried.

Their counsel, Mr. Schollenberger, will record the original Deed of Dedication in the Berks County Recorder of Deeds office, the Resolution will also need to be recorded with the Clerk of Courts in order for this to become official.

SUPERVISORS: Mr. Mallatratt and had nothing further. Mr. Barth asked the Representative from Highway Materials if they would be able to reach out to DEP to see if he can encourage them to attend the meeting. Mr. Mallatratt stated that he understands that Ms. Folk is unable to make the meeting outside of regular business hours. Ms. Folk did not decline, but had limited hours. Mr. Swavelly provided the contact information for Tiffany Folk, Geologic Specialist, PA Dept. of Environmental Protection, 570-621-3118.

A question was asked if there is any movement on the sewer system. Mr. Stump stated there are no updates.

Darlene Bartsch then asked about a potential traffic light to handle the increased traffic from the quarry. Mr. Stump stated that individuals should reach out to their legislators with this concern.

EXECUTIVE SESSION: Mr. Stump stated that the Board would be entering an Executive Session to discuss a personnel matter.

Mr. Stump asked for a motion to adjourn the meeting. Mr. Mallatratt made the motion to adjourn, seconded by Mr. Barth and the motion was approved. Adjournment was at 8:17 pm.

Respectfully Submitted,

Kimberly Mallatratt
Business Manager, Secretary/Treasurer