

# **BECHTELSTVILLE BOROUGH COUNCIL**

## **MINUTES SEPTEMBER 20, 2017**

### **CALL TO ORDER**

The regular meeting of the Bechtelsville Borough Council was called to order by President, Deborah Fronheiser at 7:00 p.m. on Wednesday September 20, 2017 at the Bechtelsville Borough Hall.

### **ROLL CALL**

The following members were present: Deborah Fronheiser, Rose Marie Bireley, Joel Weller, David Wieder, Tim Frank, Charles Scheetz; Mayor Glenn Haas; Secretary, Valerie Moll; Solicitor, Jamie Ottaviano; Colebrookdale Police Sgt. Babb. Absent: James Kolb.

### **PUBLIC PARTICIPATION**

Mr. Borneman was present to discuss the Agway property at 114 E. Chestnut Street. He received a notice of violation letter from Technicon giving him twenty days to repair property maintenance issues. Mr. Borneman asked what exactly is in violation and noted that he does not have funding to make significant repairs within 20 days. Mr. Borneman did speak to Eric Fuhrmann when he conducted his site visit. Council reviewed the violation letter sent to Mr. Borneman. The letter notes violations and the relevant sections of the property maintenance code. Council asked the Secretary to have Technicon to prepare a detailed list of violations and send it to Council and Mr. Borneman.

Jan Acker was present representing the Thunderstorm softball league. They are inquiring about possibly using the field at the park next season. They currently use a field at Boyertown Middle School East and are looking for more field space for one or two nights a week from March through October. Council is open to the idea of the Thunderstorm organization using the field and asked Mr. Acker to come back to Council in December or January.

### **MINUTES APPROVED FOR MEETING HELD AUGUST 16, 2017**

A motion was made by Tim Frank and seconded by Rose Marie Bireley to approve the minutes, as prepared, for the regular meeting held August 16, 2017.

All ayes

Absent: James Kolb

### **TREASURER'S REPORTS**

A motion was made by Tim Frank and seconded by Joel Weller to approve payment of all bills up to and inclusive of 9/20/17, pay the Flagger Force invoice out of the general fund and file the treasurer's reports for the General Fund, Motor Aid, and Recreation Fund for audit.

All ayes

Absent: James Kolb

## **BOROUGH REPORTS**

### **POLICE**

Sgt. Babb was present and gave the police report for the month of August showing 0 vehicle arrests, 3 criminal arrests, 1 warnings, 0 accidents, 0 parking tickets, and 81 incidents.

Sgt. Babb noted that the new speed trailer has been in use. She also stated that the police contract is completed and the Borough should have it by 10/1.

### **MAYOR**

The Mayor communicated with Rep. Maloney's office and he will attend the November Council meeting.

The Mayor noted that the property at 19 Franklin Street has been maintained and the tax collector told him that the property taxes have been paid by the Pool's.

### **ENGINEER**

Gilmore & Associates provided the following summary of the projects currently in progress:

#### **NPDES MS4 Permit Compliance**

The 2018 MS4 Notice of Intent (NOI)/Pollution Reduction Plan (PRP) was submitted to PADEP on September 12, 2017. Recommendations from our office will be provided to the Borough regarding best management practices to implement to achieve the 10% sediment reduction over the 5 year permit term.

#### **Franklin/Mensch Repairs:**

Payment request no. 1 (final) was received by our office on July 7, 2017.

Documentation regarding the Flagger Force invoice was provided to the Borough on August 17, 2017.

#### **West Chestnut Street**

The following activities are in progress regarding the design, bidding and construction of the West Chestnut Street project. Please note, bid advertisement and opening dates will be dependent on completion of the design and coordination with utilities and affected property owner:

- Preliminary design
- Execution of easement agreement. Legal descriptions were provided to Borough Solicitor on July 12, 2017.
- Utility coordination for relocation of utility poles on the north side of West Chestnut Street. Our office is in coordination with Met-Ed (First Energy) for relocation of the affected utility pole.
- Preliminary plan/specification submittal for review by Borough Council (10/20).
- Utility coordination dependent, estimated bid advertisement dates (11/16 and 11/23).
- Bid opening 12/15/17.
- Bid award 12/20/17.

## **ZONING OFFICER**

### **Zoning Issues**

1. Isett - 1801 S. Main Street – This property is now in compliance.
2. Cameron – 1753/1755 S. Main St. – Ms. Cameron is the new owner of the property. A Property Maintenance NOV has been sent concerning the accessory building. During a site visit it was revealed that the property is being utilized as a rental. There was a tenant living at the property. It appears that the property is being cleaned up and the accessory structure is being repaired.
3. Houseknecht – 45 Franklin St. – A complaint has been received regarding tires, etc. on the property. During a site visit on September 14<sup>th</sup> the property owner stated he will have the property in compliance by September 22<sup>nd</sup>. A Property Maintenance NOV is being sent in order to begin a timeline for enforcement action.
4. Agway – A recent site visit, September 14<sup>th</sup> showed that the grass/weeds have been cut and some progress made. They stated they will attend the Council meeting and request time to repair the building. A Property Maintenance NOV is being sent in order to begin a timeline for enforcement action.

## **SOLICITOR**

### **PROPOSED TENT ORDINANCE**

Atty. Ottaviano presented a draft tent ordinance. He reformatted the Technicon draft and revised the language. Council will review and vote on approval at the next meeting.

### **BRENSINGER LITIGATION**

Atty. Ottaviano will be deposing the Brensinger's in October. The attorney for the Brensinger's has requested to depose someone from the Borough. No one that was on Council at the time the maintenance agreement was signed is still on Council. Gloria Mauger authorized the original complaint against the Brensinger's, but has since moved out of state. Atty. Ottaviano suggested the Secretary may be the best option. Her deposition will be on the same day as the Brensinger's.

### **WEST CHESTNUT STREET EASEMENTS**

Atty. Ottaviano prepared the necessary easements for the W. Chestnut Street project. He is waiting for a call back from Mark Mattucci regarding the parcel number listed on the easement that may be incorrect. The easements can then be presented to the fire company for signature.

### **ENFORCEMENT FEES**

There was discussion at last month's meeting regarding our ordinances not allowing us to collect fees on citations at the District Justice. Atty. Ottaviano reviewed the property maintenance code and Boyertown Borough's. Boyertown's ordinance has language that specifically allows for the collection of fees, but our ordinance does not. A motion was made by Charles Scheetz and seconded by Joel Weller to amend the property maintenance code to include language to allow for the collection of fees.

All ayes

Absent: James Kolb

### **ROADMASTER**

The Road Crew is painting curbs, lining the new parking lot, treating trees for spotted lanternfly and patching potholes.

### **RECREATION ASSOCIATION**

The Recreation Association is going to start soliciting business for donations.

Rose Marie Bireley's church cannot add the Rec. Association to their movie license. They are checking on the cost to buy a license.

The planned community day has been postponed until spring.

### **STORMWATER MANAGEMENT**

Rose Marie Bireley and Glenn Haas attended an MS4 forum. The forum was well attended by State Reps. and Borough representatives. The Boroughs told officials they do not have the funds necessary to comply with the MS4 program. Frustration was expressed about costs, the lack of clarity and the lack of coordination between DEP, EPA, and PENNDOT.

### **OLD BUSINESS**

#### **WEBSITE/PHONE/FAX**

A motion was made by David Wieder and seconded by Charles Scheetz to move the Borough's phone service to the basic Ooma service.

All ayes

Absent: James Kolb

A motion was made by Charles Scheetz and seconded by Tim Frank to move the Borough's fax service to eFax.

All ayes

Absent: James Kolb

A motion was made by Tim Frank and seconded by Joel Weller to upgrade the website.

All ayes

Absent: James Kolb

September 20, 2017

**NEW BUSINESS**

**TRICK OR TREAT NIGHT**

Council decided that the Borough Trick or Treat Night will be on 10/31 from 6-9 p.m. The Mayor will notify the fire police.

**SNOW PLOWING**

It was noted that we would need to find a new firm to act as the back-up for snow plowing. Council Members will think about possible firms for next meeting.

**ADJOURNMENT**

A motion was made by David Wieder and seconded by Rose Marie Bireley to adjourn the meeting at 9:02 p.m.

All ayes

Absent: James Kolb

Respectfully submitted,

Valerie A. Moll  
Borough Secretary