

MINUTES OF THE OLEY TOWNSHIP BOARD OF SUPERVISORS  
MEETING HELD JULY 11, 2022

The regular meeting was called to order at 7:00 p.m. in the Oley Township Municipal Building by Jeffrey Spatz with Supervisors Mark Hoch and Edwin Pollock in attendance. Solicitor Kenneth Picardi was also in attendance. The Pledge of Allegiance to the American Flag was observed.

The meeting agenda was posted in the meeting room and the township website prior to the start of the meeting. No public comment was heard on any of the listed agenda items.

There being no changes to the May 23, 2022 minutes, a motion was made by Jeffrey Spatz and seconded by Edwin Pollock to approve the minutes of the May 23, 2022 meeting as presented. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock - abstained. Two in favor, one abstained....motion carried. There being no changes to the June 13, 2022 minutes, a motion was made by Jeffrey Spatz and seconded by Edwin Pollock to approve the minutes of the June 13, 2022 meeting as presented. Jeffrey Spatz – yes; Mark Hoch – abstained; Edwin Pollock - yes. Two in favor, one abstained....motion carried.

The police department report for the month of June 2022 was read indicating 195 calls for the month. Dorothy Wagner thanked the police for retrieving her Kubota that had been stolen from their farm. Mr. Spatz said we are still receiving complaints of speeding, we should discuss at our next meeting of installing speed humps at the upper end of Main Street. Duane Howard cautioned us as to where we locate speed humps because vehicles will attempt to go around them and damage private property as well as the concern with vehicles becoming airborne as they go over the humps. Chief Ray Serafin said it is difficult on Main Street to find spots for the police vehicle to sit to monitor the speeding. Mr. Howard said he will be installing the radar digital feedback signs that we recently purchased and he will also paint 25 MPH markings on Covered Bridge Road between the covered bridge and Route 73. Mr. Spatz questioned if we could make Main Street and Cricket Slope Drive a three-way stop intersection. Mr. Howard said a traffic study would first need to be performed to determine if the intersection would qualify for a three-way stop. Chief Serafin said per PennDOT we cannot use stop signs to regulate speeds.

The road department report for the month of June 2022 was read. Mr. Howard has not yet heard back from PennDOT on the cost to perform a traffic study to establish a brake retarder restriction on Route 73 prior to the Friedensburg Road intersection. There was a discussion on a road crew employee replacement due to the death of one of our full-time road employees. A motion was made by Mark Hoch and seconded by Edwin Pollock to authorize advertising for a full-time road crew employee subject to the review and approval of the advertisement language by our Solicitor. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried. The 2008 International Workstar truck has recently been starting hard and it is felt that it is the fuel injectors that need to be replaced at an approximate cost of \$7,500 which is the estimate given by Lowe and Moyer Garage last year, the truck will be taken to another garage for a second opinion. A motion was made by Jeffrey Spatz and seconded by Mark Hoch to authorize the repair for the 2008 International Workstar truck at a cost not to

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exceed \$10,000. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried. There was discussion to purchase a power broom/sweeper broom rather than renting one every year, this could also be used for the Spring street sweeping, the cost would be \$7,333.80 (Co-Stars price) from Groff Tractor & Equipment and they have this in stock, the cost from Stoney Creek Rentals is \$6,950.00 but it could take up to twenty-two weeks to receive, if one is not purchased now we would need to rent a broom to complete a job yet this year. A motion was made by Mark Hoch and seconded by Edwin Pollock to authorize the purchase of a seventy-two inch Virnig Hooper Broom from Groff Tractor & Equipment in amount of \$7,333.80. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried.

The Fire Chief's report for the month of June 2022 was read indicating a total of twenty-eight calls for the month, there were a total of two hundred fifteen calls for the first half of 2022. The new tanker truck was placed in service on June 17, 2022.

The Ambulance Chief's report for the month of June 2022 was read indicating a total of eighty-five calls for the month.

The Scott Lutz property located at 41 Moravian School Road is in violation of accumulation of rubbish or garbage and disposal of rubbish, the owner is in a nursing home and they will not take any responsibility of the property and the son who lives there is currently in jail. The Stuart M. Snyder property located at 118 Mill Road is in violation of sanitation, accumulation of rubbish or garbage, disposal of rubbish, and motor vehicles, performing a monthly inspection and owner complied with moving trailers out of the woods. The Perry Good, Jr. property located at 71 Carriage Circle is in violation of sanitation, motor vehicles, accessory structure maintenance, hearing held and was given sixty days to clean up property. Notice of violation issued to Mark & Barbara Akins for property located at 14 Dale Drive for sanitation, accumulation of rubbish & garbage, and disposal of rubbish, no report.

Received June 28, 2022 from Friedens United Church of Christ an Escrow Agreement for the Friedens UCC Subdivision review fees being held in escrow. This plan was briefly reviewed and discussed. A motion was made by Mark Hoch and seconded by Edwin Pollock to authorize the Chairman and Secretary to execute the Friedens UCC Subdivision Escrow Agreement. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried.

John Muir, Christopher Hannum, Kim Mazur, and William Stokes were in attendance on behalf of the Oley Township Municipal Authority informing us that Earl Township has approached the Municipal Authority requesting sewer capacity to service 250 to 400 homes, an engineering capacity analysis will be performed by the Authority Engineer and Earl Township has agreed to pay for this analysis. Atty. Muir said this analysis will determine what our existing capacity is at the sewer plant and what future needs we may have for Oley Township and this is being performed at no cost to the Municipal Authority, we should have more information by the

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end of this year. Mr. Hannum said the sewer treatment plant was last upgraded in 1997, larger plants are more economical for rate payers and easier to operate, DEP looks more favorable to regional plants for awarding grants, and the Act 537 Plan was last updated in 1995 and this will need to be updated soon.

Incoming communications:

1. Letter dated June 23, 2022 from Norman Yoder (NGB Properties, LLP) of 252 Stitzer Road requesting a well isolation distance exemption per Chapter 72.33 of the Pennsylvania Code in order to obtain a sewage permit to build a new system, the current system is an inground system which is 55 feet from the well and the new system will be 84.7 feet from the well, the new system will meet the 100 feet minimum to any neighbor's wells and they will install a UV light on the current well system. Robert Yoder was in attendance regarding this matter and explained the need for this well isolation distance exemption. A motion was made by Mark Hoch and seconded by Edwin Pollock to grant a well isolation distance exemption per Chapter 72.33 of the Pennsylvania Code to construct a new sewage system as shown on the submitted drawing for the property located at 252 Stitzer Road which will be 84.7 feet from the existing well, the current inground sewage system is 55 feet from the existing well, a UV light will be installed on the current well system. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried.

2. Email received July 1, 2022 and letter dated July 5, 2022 from Donna Ott providing a draft of a proposed wireless ordinance prepared by Andrew Campanelli specifically for Oley Township which they claim is in compliance with Act 50. Mr. Spatz proposes that the Supervisors and Solicitor review this proposed draft. Atty. Picardi recommended that the draft that his firm prepared be the base document and then bring over information into this base document from the submitted draft that was prepared by Mr. Campanelli. A motion was made by Jeffrey Spatz and seconded by Edwin Pollock to direct the Oley Township Planning Commission to review the draft of a proposed wireless ordinance that was prepared by Andrew Campanelli and provide their comments and/or recommendations to the Board of Supervisors. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried.

Atty. Picardi said the conservation easement on the Trails End Lane is conditioned upon the recording of an Access Easement to that portion of the property which is not encumbered by the conservation easement and he has prepared the Declaration of Driveway Access and Easement Agreement for our execution. A motion was made by Mark Hoch and seconded by Edwin Pollock to authorize the Chairman and Secretary to execute the Declaration of Driveway Access and Easement Agreement for the Trails End Lane property situated along Memorial Highway and Old State Road. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried.

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There was discussion to advertise for bids for a new salt shed construction to determine what the cost would be versus the renovation/repair of our existing salt shed with concrete blocks which is an estimated cost of \$1,300 plus hauling costs. It was agreed to table action at this time to advertise for bids until the Supervisors look at the existing salt shed with the Township Engineer.

Mr. Spatz said the cost of a seventy inch monitor screen with a mounting bracket to hang on the meeting room wall would cost approximately \$599, he will continue to work on this.

The Berks Career and Technology Center heavy equipment training site concept plan/Operation and Maintenance Agreement was discussed. Atty. Picardi said the Berks County Conservation District permit is required before he can complete the Agreement. Action on this Agreement will be tabled until next month.

The New Life Bible Fellowship Church Stormwater Controls and Best Management Practices Operations and Maintenance Agreement was discussed. Chuck Hess of Systems Design Engineering and James MacArthur were in attendance regarding this Agreement. Mr. Hess asked if we will require as-built plans. Norman Ulrich said he is comfortable with not requiring as-built plans for this project. Mr. Hess said a cost estimate was submitted to the Township Engineer but it has not yet been reviewed. Mr. Hess said the soils testing was not observed by the Township Engineer but was done in accordance with all requirements by their professional sewage enforcement officer and they are prepared to address any issues the Township Engineer may have with the soils. Mr. Ulrich said all the paperwork should be submitted to LTL Consultants and they can have their soil expert out when the infiltration bed is dug to look at it. Mr. Hess said an existing stormwater infiltration was installed several years ago on another project and they have not experienced any issues with this system. Mr. Hess said a note can be placed on the plan that if the Township Engineer finds soil conditions to be problematic during construction that they would make adjustments accordingly. A motion was made by Jeffrey Spatz and seconded by Mark Hoch to approve the Stormwater Management Plan for parking lot expansion dated June 23, 2022 for New Life Bible Fellowship Church conditioned on the applicant addressing all outstanding issues on the June 8, 2022 and July 5, 2022 memos from LTL Consultants, Ltd. and authorize the Chairman and Secretary to execute the Stormwater Controls and Best Management Practices Operations and Maintenance Agreement. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried.

Reviewed the purchase order that was received. A motion was made by Jeffrey Spatz and seconded by Edwin Pollock to approve the purchase order for Northeast Parts Group, LLC – heavy duty tractor hydraulic/transmission oil - \$1,060.00. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried.

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The financial report was called for and read. A motion was made by Mark Hoch and seconded by Edwin Pollock to accept the financial report and pay all the bills and salaries. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock - yes. All in favor....motion carried.

Public comment:

1. Dorothy Wagner – Asked how can one person making a complaint about brake retarders cause the township to spend money on a traffic study and signs, if they do not want to hear this noise they should move into the country where they are not around major highways. Mr. Spatz said at this point we have not spent any money on this, just doing the investigation work as to how much it would cost.

A motion was made by Jeffrey Spatz and seconded by Edwin Pollock to recess the meeting at 8:34 p.m. to look at the existing salt shed conditions. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried. A motion was made by Jeffrey Spatz and seconded by Mark Hoch to reconvene the meeting at 8:53 p.m. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried.

A motion was made by Jeffrey Spatz and seconded by Edwin Pollock to authorize the Township Engineer to authorize advertising for bids for the construction of a salt shed with bid opening to be September 1, 2022 at 11:00 a.m. and consider awarding a contract at the September 7, 2022 meeting and authorize the purchase of concrete blocks for the renovation of the existing salt shed at a cost of \$1,300 plus hauling costs. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried.

The next regular meeting will be held Monday, August 8, 2022 at 7:00 P.M.

A motion was made by Jeffrey Spatz and seconded by Edwin Pollock to adjourn the meeting at 8:55 p.m. Jeffrey Spatz – yes; Mark Hoch – yes; Edwin Pollock – yes. All in favor....motion carried.

Respectfully submitted,

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Shirley M. Moyer  
Secretary/Treasurer

Cc: J. Spatz  
M. Hoch  
E. Pollock  
K. Picardi  
D. Allebach  
N. Ulrich