

MINUTES OF THE OLEY TOWNSHIP BOARD OF SUPERVISORS
MEETING HELD MARCH 11, 2024

The regular meeting was called to order at 7:00 p.m. in the Oley Township Municipal Building by Jeffrey Spatz with Supervisors Lisa Schaeffer and Edwin Pollock in attendance. Solicitor David Allebach 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 twenty-four hours 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 February 12, 2024 minutes, a motion was made by Lisa Schaeffer and seconded by Edwin Pollock to approve the minutes of the February 12, 2024 meeting as presented. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock - yes. All in favor....motion carried.

The police department report for the month of February 2024 was read indicating 194 calls for the month. Chief Ray Serafin reported a rash of stealing Kia cars in their entire coverage area.

The road department report for the month of February 2024 was read. A motion was made by Jeffrey Spatz and seconded by Edwin Pollock to authorize advertising for bids to be opened April 8, 2024 or May 13, 2024 for PennDOT approved overlay and base repairs on portions of Jefferson Street and Walker Road (to be paid out of American Rescue Plan Fund and Liquid Fuels Fund). Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried. A motion was made by Lisa Schaeffer and seconded by Edwin Pollock to authorize LTL Consultants to investigate and propose changes to drainage issues occurring on Water Street near the Mud Run Road intersection. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried. Duane Howard said there was discussion to replace the F550 truck, the cost of a chassis is between \$66,000 to \$69,000, the upfitting cost is approximately \$55,000. A motion was made by Jeffrey Spatz and seconded by Edwin Pollock to authorize investigating the replacement of the F550 truck. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried. Earl Township has a Giant-Vac 16 horsepower leaf-debris truck loader that was never used, it was suggested to offer Earl Township \$300 to \$500 for this unit. A motion was made by Lisa Schaeffer and seconded by Edwin Pollock to authorize the purchase of a Giant-Vac 16 horsepower leaf-debris truck loader from Earl Township at a cost not to exceed \$500. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried. Received letter dated March 6, 2024 from David W. Beyer requesting to have large boulders removed from stream at the Reider Road/Mill Road bridge, requesting the banks of the stream which make up part of Mill Road be repaired to prevent any more damage to the bank, and requesting for him to take the big logs/trees off the bridge and put some dirt on the bridge to plant flowers. Mr. Howard said this bridge is still closed, it was left as is to encourage people not to cross the bridge, permitting is in process in order to repair the bridge. Mr. Spatz and Mrs. Schaeffer do not feel it would be appropriate to plant flowers on the bridge. A motion was made by Jeffrey Spatz and seconded by Edwin Pollock advising David Beyer of our plans to repair the bridge which should address all of his

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concerns expressed and we would need his permission to access the stream, but the Supervisors do not support planting of flowers on the bridge. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

The Fire Chief's report for the month of February 2024 was read indicating a total of 27 calls.

The Ambulance Chief's report for the month of February 2024 was read indicating a total of 85 calls.

The Allen & Susan Standhardt property located at 15 Rose Virginia Road is in violation of unsafe structures and equipment, sanitation, weeds, and chimney repairs, citation filed. The Kevin S. Mitchell property located at 3339A Friedensburg Road is in violation of unsafe structures and equipment, temporary safeguards, sanitation, accumulation and disposal of rubbish or garbage, electrical facilities, and electrical equipment, citations issued and DEP given all information regarding outdoor storage of chemicals. Notice of violation issued to Richard Hartline for property located at 336 Main Street for failure to schedule inspections, submitted permit renewal and performed progress inspection which will give an additional year to finish the building. The Perry R. Good, Jr. property located at 71 Carriage Circle is in violation of unsafe structure and equipment, sanitation, accumulation of rubbish or garbage, disposal of rubbish. The Brandy Lynn Brigman property located at 8 Rose Virginia Road is in violation of yard exception for accessory buildings and structures, citation filed. Notice of violation issued to Michael Cofalka for property located at 200 Bieber Mill Road for failure to obtain driveway and zoning permits. The Edward & Catherine Zadvydas property located at 62 School Lane is in violation of nuisance glare and inadequate lighting.

Received letter dated March 5, 2024 from Oley Township Planning Commission recommending that the Board of Supervisors of Oley Township reject the Yoder Subdivision Sketch Plan of Record, plan number L23-1015, dated November 21, 2023, for all the reasons as listed in the February 26, 2024 review letter from LTL Consultants, Ltd., unless a request for waiver extending the review time period beyond the date of April 2, 2024 is received. A motion was made by Jeffrey Spatz and seconded by Edwin Pollock to reject the Yoder Subdivision Sketch Plan of Record, plan number L23-1015, dated November 21, 2023, for all the reasons as listed in the February 26, 2024 review letter from LTL Consultants, Ltd., unless a request for waiver extending the review time period beyond the date of April 2, 2024 is received. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

Received February 7, 2024 from LTL Consultants the DEP Sewage Facilities Planning Module for the Yoder Subdivision. A motion was made by Jeffrey Spatz and seconded by Lisa Schaeffer to adopt Resolution #647-24 to submit to DEP the Sewage Facilities Planning Module for the Yoder Subdivision for their approval as a revision to the Official Sewage Facilities Plan of Oley Township. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

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Received letter dated March 6, 2024 from Oley Township Planning Commission recommending that the Board of Supervisors of Oley Township waive Sections 22-301.3 (preliminary plan submission); 22-902.I.(1) (monumentation for existing residue lot); 22-902.L (street lights); and 22-902.N.(3)(a)3)) (street trees, deferral until construction) of the Subdivision and Land Development Ordinance for Toll Bell III Subdivision Preliminary Plan, plan number D-23-112, dated January 29, 2024. This plan was reviewed and discussed. A motion was made by Lisa Schaeffer and seconded by Edwin Pollock to waive Sections 22-301.3; 22-902.I.(1) (monumentation for existing residue lot); 22-902.L; and 22-902.N.(3)(a)3) (deferral until construction) of the Subdivision and Land Development Ordinance for Toll Bell III Subdivision Preliminary Plan, plan number D-23-112, dated January 29, 2024. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

Received proposals from Seidel Planning & Design and Urban Research & Development Corporation to perform updates to the Oley Township Zoning Ordinance. A motion was made by Jeffrey Spatz and seconded by Lisa Schaeffer to have each of these firms make a presentation during an Oley Township Planning Commission meeting. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

Incoming communications:

1. Letter dated February 14, 2024 from Oley Valley High School BASH Committee requesting to hold a Senior Car Cruise on May 31, 2024 at 7:00 p.m. at the Oley Fire Company fairgrounds and requesting the use of fire police for traffic control, route will be a right on Jefferson Street, left on High School parking lot, right on Main Street, right on Oley Furnace Road, right on Stitzer Road, right on Water Street, left on Main Street, left on Jefferson Street, left on fairgrounds. Kevin Bieber said he has a concern with this route since it will require additional fire police personnel which he does not have, he will talk to Betsy Rothenberger about eliminating crossing over the High School parking lot and have the route turn out of the fairgrounds onto Jefferson Street to Main Street. Action will be tabled on this request until our next meeting.

2. Letter dated February 20, 2024 from Berks County Board of Elections requesting us to sign a Polling Place Agreement. A motion was made by Lisa Schaeffer and seconded by Edwin Pollock to authorize the Chairman to execute the Polling Place Agreement with the County of Berks. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

3. Letter dated February 22, 2024 from Oley American Legion requesting permission to hold the annual Memorial Day Parade on May 26, 2024 at 6:00 p.m. beginning at the Oley High School and proceeding west on Main Street to Friedens's Cemetery and returning again to the school via Main Street and Jefferson Street, they also request assistance of the police and fire police to block the road and direct traffic. Kevin Bieber said he would like to speak

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with the Legion members about the returning of the parade since mostly everyone disperses after the services on the cemetery and there is no one left in the parade for the return, he feels there would be no need to keep the roadway closed after the parade enters the cemetery. Action will be tabled on this request until our next meeting.

4. Email dated March 1, 2024 from Leonard Burton of Pagoda Pacers requesting permission to hold the Oley Valley Country Classic ten mile and five kilometer foot race on November 3, 2024 beginning at 9:00 a.m. which will begin and end at the Oley Valley High School. Mr. Burton was in attendance and explained the routes of the races, he also said a portion of the proceeds from this function will be donated to the Oley Valley Boosters Club. There was discussion as to authorizing “No Parking” along Main Street for this event and it was agreed to table this authorization until our October 14, 2024 meeting. A motion was made by Jeffrey Spatz and seconded by Lisa Schaeffer to permit Pagoda Pacers Athletic Club to hold the Oley Valley Country Classic ten mile and five kilometer foot race on November 3, 2024 at 9:00 a.m. beginning and ending at the Oley Valley High School subject to receiving a certificate of insurance naming Oley Township as an additional insured on the insurance policy and accompanied by an appropriate endorsement and the “No Parking” restrictions on Main Street being revisited at the October 14, 2024 meeting. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

5. Email dated March 7, 2024 from Atty. Mark Koch representing Doxa Holdings and Kerwin & Corrie Mast who is requesting to discuss the purchase of the 13.25 acre parcel known as the “Volunteer Park” which is located at 3090 West Philadelphia Avenue or in the interim entering into a short term lease. Atty. Allebach said the township would need to go through a bidding process in order to sell this property but this parcel is encumbered by a restriction that it has to remain a public park but we would first need to determine the value of this property but unsure how we could obtain this, whoever becomes the owner of this parcel would need to allow it to be open to the public. A motion was made by Jeffrey Spatz and seconded by Lisa Schaeffer to authorize the Solicitor to obtain an estimate to perform an appraisal of the “Volunteer Park” property. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

Mr. Spatz said that since the Traffic Calming Policy has been adopted, the Local Traffic Advisory Committee will need to schedule a meeting.

Received letter dated February 16, 2024 from Berks County Planning Commission providing us with their comments on the two applications for the Agricultural Security Area of Oley Township and this was reviewed this evening. Received letter dated March 5, 2024 from Oley Township Agricultural Security Area Advisory Council recommending that the Supervisors accept the two properties of Robert A. Noll and Joshua E. Noll located in Alsace Township with a total acreage of 127.89 into the Agricultural Security Area of Oley Township. Received letter dated March 6, 2024 from Oley Township Planning Commission recommending that the

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Supervisors accept the two properties of Robert A. Noll and Joshua E. Noll located in Alsace Township with a total acreage of 127.89 into the Agricultural Security Area of Oley Township. Atty. Allebach said a public hearing will be held April 8, 2024 at 7:30 p.m. to include these properties into Oley Township Agricultural Security Area, we have received the necessary resolution from Alsace Township.

Mrs. Schaeffer checked into website hosting sites and felt that Hostgator has the best package that would meet our needs, on their site it indicates a cost of \$2.75 per month for thirty-six months and then the plan would renew at \$9.99 per month, this may be a special that they are running since our current host of Acornhill gave us the prices of \$3.75 per month. A motion was made by Lisa Schaeffer and seconded by Edwin Pollock to switch our website hosting to Hostgator at a cost not to exceed \$3.75 per month for thirty-six months and then renew at \$9.99 per month. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

Received letter March 11, 2023 from Service Electric requesting a variance on the right-of-way on New Hope Boulevard in order to place underground conduit with fiber optic cable which would place them within the five foot section that is reserved for the township. They are required by PA-1 to stay a minimum of eighteen inches away from all other utilities which would place them directly under the sidewalks and they would need to remove sections of the sidewalks and going on the privately owned side of the utility right-of-way would put them directly under the trees which would likely damage the root structure. They request to use an approximate six inch piece of the planting strip. Jon Giagni, Sr. was in attendance regarding this request. Mr. Spatz asked if this project is associated with 5G service. Mr. Giagni said it is not related to 5G service, it is only fiber optic. A motion was made by Jeffrey Spatz and seconded by Edwin Pollock to grant the waiver to Service Electric to install underground cable between the curb and sidewalk on New Hope Boulevard. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

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

The following public comment was heard:

1. Stephen Levan – Asked if the Sacred Oak Tree visitation will occur this year. Mr. Spatz said he is favorable to hold this as scheduled for Saturday, June 1, 2024, weather dependent.

The next regular meeting will be held Monday, April 8, 2024 at 7:00 P.M.

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A motion was made by Jeffrey Spatz and seconded by Lisa Schaeffer to retire to executive session at 7:59 p.m. relative to personnel matters. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried. A motion was made by Jeffrey Spatz and seconded by Lisa Schaeffer to reconvene the meeting at 8:11 p.m. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock – yes. All in favor....motion carried.

Atty. Allebach suggested that we review and update our current personnel policy.

A motion was made by Jeffrey Spatz and seconded by Edwin Pollock to adjourn the meeting at 8:12 p.m. Jeffrey Spatz – yes; Lisa Schaeffer – yes; Edwin Pollock. All in favor....motion carried.

Respectfully submitted,

Shirley M. Moyer
Secretary/Treasurer

Cc: J. Spatz
L. Schaeffer
E. Pollock
K. Picardi
D. Allebach
N. Ulrich