

HEIDELBERG TOWNSHIP BOARD OF SUPERVISORS

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**June 28, 2022**  
**MEETING MINUTES**

Board members present:

Paul Fetter – Chairman  
Ted Cromleigh  
Bruce Kramer

Others present:

Jennifer Snyder- Office Manager  
Amy Leonard – Solicitor  
Bob Lynn – Township Engineer  
Sean Weik – Public Works Superintendent  
5 members of the public

The meeting was called to order at 7:01 by Chairman Fetter, followed by the Pledge of Allegiance to the Flag.

A call for public comment was made. Levi Fisher from Valley View Road wished to discuss road conditions of the gravel section of Valley View Road. Howard Weiss of Valley View Road was also in attendance to discuss the matter. They have concerns regarding gravel wash outs, water run off paths, foliage growth and general maintenance of the area. Sean Weik noted that the road does not have a crown so water runs down the center of the road. After discussion between the residents, Mr. Weik and the Board, a thorough assessment of the road will be conducted.

Howard Weiss wished to inquire about the large garage built on land located on Valley View Road. He has some concerns about the intended use of the garage. The Board had questioned the project when it started and have been assured the building is solely for personal use. Mr. Weiss asked many more questions about the situation but is still concerned. The building use can only be monitored and should something take place there that is not allowed, the Township will issue notices as necessary.

Dave Barry of Old Mill road was in attendance to discuss his neighbor’s property cleanup and use. The Board has reviewed all information and have been monitoring his clean up. Solicitor Leonard noted that the property owner appealed the Zoning Hearing Board decision and during that trial the Township was unable to pursue any violations. The decision from that trial was rendered but the property owner still has time to appeal that decision as well. Until the time to file an appeal has elapsed, the township can not pursue violations if they exist. Mr. Barry understood but would like the Township to investigate all of the activities at the property

A review of the meeting minutes from May 24, 2022, was conducted. **Bruce Kramer made a motion to approve the Minutes of the meeting of May 24,2022 and was seconded by Ted Cromleigh. The motion was approved.**

In an effort to facilitate personal time, the Board allowed Patrick Dennis representing Landmark Homes the ability to present HOP information regarding the Copper Ridge Development. Bob Lynn noted that the indemnification agreements were approved by Matt Crème, and the Highway

Occupancy Permit information has been reviewed by Hanover Engineering. Both were acceptable. HOP easements need approval so the ELA Group can submit them with the Township listed as the applicant. Dave Barry asked about stormwater designs within the area of the development. **After discussion Ted Cromleigh made a motion to approve execution of the Indemnification Agreement for the HOP submissions for the Copper Ridge Development. Bruce Kramer seconded the motion and the motion carried. Bruce Kramer then made a motion to approve submittal of the Highway Occupancy Permits to PennDOT for the Copper Ridge Development. Chairman Fetter seconded the motion and the motion carried.**

A Treasurer's Report for May 2022 was reviewed. Included in the review were bank statements from Fulton Bank and PLGIT, cash deposits and a Budget Comparison for May.

Bills for the Township were submitted and reviewed for payment. **After brief discussion, Ted Cromleigh made a motion to accept the bills as presented for a total of \$98,547.60 from the Light Fund and General Fund for bills and payroll. Bruce Kramer seconded the motion and the motion carried.**

Bills for the Sewer account were submitted and reviewed for payment. **Bruce Kramer made a motion to accept the bills as submitted for a total of \$5,922.56. Chairman Fetter seconded the motion and the motion carried.**

Bills for the Water Account were submitted for review and payment. **After brief discussion, Bruce Kramer made a motion to accept the bills as submitted for a total of \$9,914.19. Ted Cromleigh seconded the motion and the motion carried.**

There was brief conversation about the pricing structure for the ARRO Water Operator business that purchased Select Environmental. Solicitor Leonard stated there will be discussion about the agreement assignment later in the meeting

The Public Works Report for May 2022 was reviewed. Sean Weik noted that Sunnyside Road is fully reclaimed and paving will be done this coming Friday. New Enterprise will then move to Albright Road for that portion of work in the paving contract.

Notification lights for the Escape were priced at different locations. MJR can supply strobes installed for about half of what 911 Rapid Response priced them. The Board was acceptable to the MJR pricing of approximately \$600-\$700 installed.

The Gasboy report for May fuel usage was reviewed.

Ted Cromleigh thanked Mr. Weik and crew for the work they have done to maintain the recreation area at the Township.

The Zoning Officer's Report for May 2022 was reviewed.

The State Police Report for May 2022 was reviewed.

#### Engineer's Report

Bob Lynn presented the Engineer's report.

A Notice of Violation was issued to 1354 Heidelberg Avenue for installing a parking area with no permissions. The property owner has retained an engineer to work on fulfilling requirements but they will not be able to meet the 30-day deadline in the Notice of Violation. They are requesting a time extension of 120 days to be able to prepare a submission of correction or stormwater management to comply. Ted Cromleigh abstained from the discussion. **Bruce Kramer made a motion to grant the 120-day time extension on the Notice of Violation for 1354 Heidelberg Avenue. Chairman Fetter seconded the motion and the motion carried.**

Martin Paving has completed the Seal Coat Project for 2022 and submitted an invoice for payment. Sean Weik said the work is complete, but they do need to return and sweep areas of excess stone. **After brief discussion, Bruce Kramer made a motion to approve payment of the \$33,127.00 to Martin Paving for the 2022 Seal Coat Project. Ted Cromleigh seconded the motion and the motion carried.**

Mr. Lynn noted that the Nitrate system is ready to be installed but Martin Water Conditioning is waiting on valves that are to arrive July 16<sup>th</sup>. During the installation a boil water may need to be issued. We will need to ask the Fire Company to fill somewhere other than the hydrants should it be necessary during the install of the new system. DEP has been notified and has information on requirements during and after the installation. The Board would like the Township to work on an information letter to residents. This should be put in the newsletter and the website. There was a discussion about how to provide bottled water to residents that should not consume public water during the installation process. We will work with Dutchway on a system to provide water should it be necessary. The Board asked if anyone was notified of an appeal to Zoning Hearing Decisions in recent cases. The timeline has not expired but no one has been made aware of any appeals at this time.

#### Solicitor's Report

Solicitor Leonard presented the Solicitor's report.

The Comcast Franchise renewal Ordinance 168 was presented for review and discussion. We were able to negotiate a new franchise contract to include other revenue streams and update our 15-year-old contract. This does not limit the Township from allowing another cable company to provide service in the Township. There was no public comment to report on. **Ted Cromleigh made a motion to approve Ordinance 168 for the township Comcast Franchise Renewal. Bruce Kramer seconded the motion and the motion carried.**

The Zoning Ordinance Amendment ordinance 169 was presented for review and discussion. This ordinance will establish zoning districts that will allow Short Term Rentals and further define the definition of Uses Not Provided For in the Zoning Ordinance. The public hearing for this ordinance was held at 6:30 this evening prior to the regular meeting. There were no comments from the public prior and no comments from Lebanon County Planning Department. **After brief discussion, Ted Cromleigh made a motion to approve Ordinance 169. Bruce Kramer seconded the motion and the motion carried.**

Utility Operator Contracts for services require discussion as Select Environmental has been sold to ARRO Consulting. Solicitor Leonard noted this discussion will take place in Executive Session. The Right of Way issue on West Reistville Road is an ongoing matter and will need to be discussed in Executive Session.

The On-Lot Septic Program from 2021 has less than 10 residents who have not complied with the pumping of their septic system. Solicitor Leonard will send a letter notifying those people of the compliance requirements and hopefully more will become compliant

## **OLD BUSINESS**

There was none.

## **NEW BUSINESS**

Ms. Snyder was alerted to a grant opportunity through the Automated Red-Light Enforcement program that may offer funding to purchase Flashing Speed signs for the Route 501/Reistville Road intersection. Senator Gebhard's office has been working with Ms. Snyder to secure information and she has received support letters from both his office and Representative Diamond's office to include in the submission.

The submission is due by June 30<sup>th</sup>. **After brief discussion, Chairman Fetter made a motion to approve submission of the ARLE Grant paperwork for funding of Flashing Speed signs. Ted Cromleigh seconded the motion and the motion carried.**

The Envirep Service Contracts for 2022 were submitted by Envirep. Ms. Snyder said after the warranty period elapsed, the Township elected to only utilize their services every other year since Township staff or the Sewer Operator have been doing regular maintenance. This year would not be a year the Township would engage Envirep's Services. After discussion, the Board elected to wait until next year to have Envirep perform their maintenance.

The EIT Report for May 2022 was presented.

### Utility Update

The Utility Reports for May 2022 were reviewed.

The SEO Report for May 2022 was reviewed.

### Secretary Report

Lebanon County sent communication regarding upcoming repair work to the Red Bridge on Michters Road. Some corrective measures are being placed now, but full constructive repair is planned for 2024.

Bob Lynn noted that he will not be in attendance at the July meeting.

Dave Barry asked if the large tower structure has been removed from the Zimmerman property. It was noted that the tower is currently being torn down.

Bruce Kramer asked Bob Lynn how the Township could request PennDOT to install crosswalks at certain intersections on Heidelberg Avenue. Mr. Lynn said he will review PennDOT requirements.

At 8:48 Chairman Fetter called an executive session to discuss legal matters. At 9:22 the Board reconvened into regular session.

**At this time, Ted Cromleigh made a motion to not consent to assignment of our Select Environmental contract to ARRO Consulting for sewer and water operations. Bruce Kramer seconded the motion and the motion carried.**

**Paul Fetter made a motion to add Utility Operator Contract agreements to the agenda. Bruce Kramer seconded the motion and the motion carried.**

**After brief discussion, Ted Cromleigh made a motion to contract with Purified Operations LLC for water and sewer operations subject to legal review of contracts and insurance coverage approvals beginning July 22, 2022. Bruce Kramer seconded the motion and the motion carried.**

At 9:37 Chairman Fetter called an executive session to discuss property maintenance and legal matters. At 10:08 the Board reconvened into regular session.

**At 10:09 Bruce Kramer made a motion to adjourn, which was seconded by Ted Cromleigh. All were in favor, and the motion carried.**

The next meeting of the Heidelberg Township Board of Supervisors is scheduled to be held July 26, 2022, at 7:00pm in the Municipal Building., 111 Mill Rd. Schaefferstown, PA 17088.

*Minutes recorded by Jennifer Snyder*

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Secretary