

**Moore Township Board of Supervisors**  
**2491 Community Drive**  
**Bath, PA 18014**  
**August 2, 2022**

The Regular Monthly Meeting for the Moore Township Board of Supervisors (BOS) was called to order on Tuesday, August 2, 2022 by Chairman Daniel Piorkowski at 6:00 PM. The meeting was conducted at the municipal building. Members present were Chairman Daniel Piorkowski, Vice Chairman David Shaffer, Supervisor Michael Tirrell, Township Manager Nicholas Steiner, Township Solicitor David Backenstoe, and Township Engineer Kevin Horvath from Keystone Consulting Engineers (KCE).

Chairman Piorkowski congratulated the Moore Township Connie Mack baseball team for winning the state championship.

**SUB-DIVISIONS AND LAND DEVELOPMENT/ WAIVERS & DEFERALS**

**#21-10P/F Nico DelSerro Major Subdivision**

Mr. John Becker reported the Planning Commission (PC) received a request for extension of time until November. The PC declined and recommended until August 31 with the understanding that if no plans were submitted for an August meeting, they would recommend the BOS decline the plan based on Keystone's review letter dated June 21, 2021. Mr. DelSerro came to the Township in December asking for waivers on Fox Road, and the BOS denied the waivers. Nothing has been submitted since, and Mr. Becker thinks the property is for sale. The PC passed the motion to deny the plan based on Keystone's June 21, 2021 letter. Attorney Backenstoe asked if they were notified by the Township. Ms. Lois Kerbacher said yes. Attorney Backenstoe asked confirmation there was no response, and Mr. Becker said there was no response.

**Mr. Shaffer made a motion to deny the plan for #21-10P/F Nico DelSerro Major Subdivision based on conditions set forth in Keystone's review letter dated June 21, 2021**

Mr. Tirrell asked if they still have an extension until August 31. Mr. Becker explained the BOS needs to act this meeting because time runs out August 31, and Attorney Backenstoe needs time to process the paperwork. Attorney Backenstoe explained under the Municipalities Planning Code (MPC), he and Mr. Horvath need to prepare a letter stating the exact section for which they fail to comply, the nature of the section, and the reason they didn't comply. It would then be sent first class and certified mail within fifteen days from tonight's meeting if the Board chooses to deny.

**Mr. Tirrell seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

**#22-06P/F Samuel Firmstone Minor Subdivision**

The PC approved a waiver request for Section 504 (Items 5, 6, 8, 9, and 12) for #22-06P/F Samuel Firmstone Minor Subdivision Plan. The waivers are for the residual lot showing existing features and contours. Mr. Horvath explained that because the lot is so large, and they are only subdividing a small acre building lot, it would be onerous to do the additional survey work needed for complete compliance required of showing the features of the entirety of the property. They have shown needed features on the property to be subdivided as well as a limited surrounding area but are requesting relief for the remainder of the tract that currently has a single-family home and agricultural uses. Keystone has all the reasonable information needed to determine if it is a suitable subdivision.

**Mr. Tirrell made a motion to approve the waivers for #22-06P/F Samuel Firmstone Minor Subdivision**

**Mr. Shaffer seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

The PC approved a motion to grant conditional final approval to #22-06P/F Samuel Firmstone Minor Subdivision plan with conditions set forth in Keystone's review letter dated July 18, 2022 and approval of the waivers. Mr. Shaffer asked Mr. Horvath if there was anything to add. Mr. Horvath said the waiver addresses seven of the nineteen comments. The remainder are drafting or administrative comments. He sees no reason to object.

**Mr. Shaffer made a motion to grant conditional approval to #22-06P/F Samuel Firmstone Minor Subdivision plan with the conditions set forth in Keystone's letter dated July 18, 2022**

**Mr. Tirrell seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

**#22-08P Ashwood Construction Major Subdivision**

Mr. Horvath and Mr. Becker said the extension of time was granted until December 31, 2022.

**Mr. Shaffer made a motion to grant an extension of time to #22-08P Ashwood Construction Major Subdivision until December 31, 2022**

**Mr. Tirrell seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

**#22-11P/F Whitetail Farm Views LLC/McCormick Lot Line Adjustment**

Mr. Becker explained the Keystone review letter raised a question whether the Township may wish to consider vacating a portion of the legal right-of-way beyond the cul-de-sac of Schaner Blotz Drive if the property owner does not intent to extend the roadway. He received a letter via email today from Mr. McCormack who decided to not purse a request to vacate a portion of the Township right-of-way beyond the cul-de-sac of Schaner Blotz Drive at this time. They wish to leave the area as it is. At the July 25 PC meeting, a request was made to have a vote at the next Supervisors' meeting. They asked it be removed from the agenda or request forwarded to the Board. At this time, Mr. Becker doesn't think it's proper to vote. It's important for the Board to know about it pointing to the plan and land he's looking to purchase behind his house. Mr. Becker explained if the lot line adjustment does not go through, the PC would not recommend giving up the easement. It would be something to consider if the lot line adjustment goes through. Attorney Backenstoe explained at this point, the Public Works pushes the snow to it. Mr. Becker explained they'll still need a place to put the snow if the easement does go through.

**SALDO Revisions – Road specs, electronic communication, and electronic submission**

The PC approved Mr. Horvath's recommendations for the roadway pavement design specifications amendment to the ordinance. They also approved Mr. Horvath's SALDO amendments for electronic applications and number needed to be submitted. Mr. Horvath provided a Keystone memo dated July 20, 2022. Mr. Piorkowski asked Mr. Craig Hoffman if he agreed with the design specification changes. Mr.

Hoffman does noting he and Mr. Horvath worked on it. Mr. Piorkowski noted they also agreed with the electronic submission. Mr. Horvath said it will be more convenient for the Township and consultants of applicants to transmit plans and communicate with one another.

**Mr. Tirrell made a motion to have Attorney Backenstoe draft an amendment to the SALDO**

**Mr. Shaffer seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

Mr. Becker continued, the PC recommended approval of the Nazareth Area Comprehensive Plan. He also reported some ordinance changes the Board asked the PC to review were tabled to next month as some of the members weren't present.

**Dave Frey Resignation from Planning Commission**

Mr. Becker read Mr. David Frey's resignation from the PC.

**Mr. Shaffer made a motion to add David Frey's resignation from the Planning Commission to the agenda**

**Mr. Tirrell seconded the motion**

**Public comment**

Mr. Piorkowski said Mr. Frey has been a member for quite some time. His job has changed, and he doesn't have time to be involved with the PC. Mr. Frey thought the best thing for the township was to resign and get somebody to take his place.

**Motion carried with all Supervisors present voting aye**

**Mr. Tirrell made a motion to accept the resignation of David Frey**

**Mr. Shaffer seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

**REGULAR BUSINESS**

**MINUTES**

**Mr. Shaffer made a motion to approve the minutes from July 5, 2022**

**Mr. Tirrell seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

**FINANCIAL REPORT**

**Mr. Tirrell made a motion to approve the Financial Report**

**Mr. Shaffer seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

**PAYMENT OF THE BILLS**

**Mr. Shaffer made a motion to pay the bills**

Mr. Steiner noted bills for the month from General Checking are \$153,230.37. The Liquid Fuels bills are \$43,208.29.

**Mr. Tirrell seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

#### **APPROVE PAYROLL**

**Mr. Tirrell made a motion to approve the payroll**

**Mr. Shaffer seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

#### **POLICE DEPARTMENT**

Officer Thomas Roberts read the report for July 2022.

#### **Jaron Steinmetz Resignation**

Officer Jaron Steinmetz, a part-time police officer, tendered his resignation. Officer Roberts read part of the resignation letter with Officer Steinmetz thanking Moore Township for his time at the department.

**Mr. Shaffer made a motion to add Jaron Steinmetz resignation to the agenda**

**Mr. Tirrell seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

**Mr. Tirrell made a motion to accept the resignation of Officer Jaron Steinmetz**

**Mr. Shaffer seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

Mr. Shaffer thanked him for his duty and wished him luck.

#### **FIRE & AMBULANCE**

Mr. Harhart was not present to read the report.

#### **PUBLIC WORKS DEPARTMENT**

Mr. Hoffman submitted his report. They replaced three pipes last month and are paving the roads to be oil and chipped this month. Mr. Piorkowski read a letter of appreciation to Mr. Steiner for the responsiveness of the Township to the conditions on Derham Road and asked that the letter be passed onto the Public Works Department and Supervisors. Mr. Tirrell also thanked the Department for the work at the Recreation Center Borek playground.

#### **FIRST REGIONAL COMPOST AUTHORITY (FRCA)**

Mr. Dick Gable reported the FRCA got a loan approved and have taken delivery of the new grinding machine. They're grinding up old mulch. The FRCA is also looking into a free mulch day later in the year. It will be announced when all the details are ironed out. They are also working with the county to

keep equipment at one of their barns. Attorney Backenstoe drafted a lease agreement currently under review by the county. Attorney Backenstoe also asked that people do not place concrete and other restricted materials into the yard waste pile as it destroys the teeth of the machine.

## **NAZARETH COUNCIL OF GOVERNMENTS (COG)**

Meeting canceled, no report.

### **Resolution 2022-13 Adoption of Nazareth Area Comprehensive Plan**

Mr. Tirrell asked for time to read over the plan. He viewed it online, but it's hard to read. He assumes Planning went through it and is comfortable with it. Mr. Geoffrey Reese of the Lehigh Valley Planning Commission (LVPC) introduced himself noting he's partially retired and attending meetings to see the completion of this project through to adoption. He provided copies of the document to the Board and PC with material labeled as pre-adoption package to understand what the multi-municipal comprehensive plan is. It also goes through the timeline including the public hearing announcement to appreciate what goes into the adoption process. Mr. Reese asked confirmation the public hearing was adopted for this evening. Mr. Steiner explained Attorney Gary Asteak provided a draft of the advertisement to pass the resolution. He explained the COG has been working on the multi-municipal plan for four years. At the April 25 Planning Commission meeting, the LVPC did a full presentation that was publicly advertised. The plan was posted online to view. The PC reviewed it again this past week following technical revisions. There are nine municipalities involved in the plan with Mr. Harhart attending the meetings on behalf of the Township over the last four years. They are at the stage of final adoption. Mr. Shaffer is ready to vote on the plan this evening. Mr. Tirrell explained he's alright with it if the other supervisors are ok with it as he was unable to attend the meetings to review.

### **Mr. Shaffer made a motion to adopt Resolution 2022-13 Nazareth Area Comprehensive Plan**

#### **Mr. Tirrell seconded the motion**

#### **Public comment**

None

#### **Motion carried with all Supervisors present voting aye**

Mr. Shaffer thanked everybody involved in developing the plan noting he has been hearing and talking about it for years.

## **RECREATION COMMISSION**

### **Pickleball**

Ms. Jodi Hartzell reported members of the community came to their meeting to discuss pickleball. They want lines added to the other tennis court. The commission approved adding the lines. They also discussed repurposing the basketball court in the future, but they are still looking into it. The commission asked them to be respectful to tennis players and not take up the entire area in case someone wants to play tennis.

Mr. Piorkowski asked how many pickleball courts the residents wanted. Ms. Hartzell said two. They have been using chalk to draw lines on the other tennis court because they have enough people at times to play on both courts. Instead of drawing the lines every time, they asked for them to paint lines. Mr. Piorkowski asked what they thought about repurposing one of the basketball courts. Ms. Hartzell reported one of the basketball courts is used more frequently than the other. Mr. Piorkowski asked them to look at repurposing one of the basketball courts noting they could probably get a portable net. Ms. Hartzell thinks the courts need to be resurfaced with Mr. Hoffman confirming. He said the Board should think about dedicating one of the basketball courts for pickleball. Ms. Hartzell said they brought it up to

the residents, but they don't want to go back and forth between the two courts. Mr. Tirrell said he's torn noting he has seen more tennis than pickleball players. Ms. Hartzell said this group gets together two nights a week. Mr. Shaffer said it has been advertised on social media. Mr. Steiner said they could try repurposing one tennis court and making it two pickleball courts. He said the extra lines are distracting and expressed how nice the tennis courts are at the Rec Center noting he plays at Hokey park. It's very difficult to find a pure tennis court unless you get access to a school court or join a club. He and Mr. Hoffman also looked at repurposing one end of the parking lot noting this could fit into a larger plan for the complex. They could add the pickleball lines to the tennis courts now and remove them later, but it's not going to be as clean as they are now. Mr. Piorkowski asked if they could put two pickleball courts on one tennis court. Mr. Steiner didn't do an exact measurement, but it might be possible. Mr. Hoffman said the tennis courts are very nice and were resurfaced recently. If they remove one of them to make a pickleball court, they could be ruining the court. If the Board wants more lines, the PW will paint lines. It's difficult to go back to just a tennis court once pickleball lines are added. Mr. Piorkowski decided to table the discussion to look at alternatives.

The commission would like to advertise for an additional member. They have three people who have expressed interest, but she thought it had to be publicized. Mr. Steiner said it was publicized at the beginning of the year. The Board asked interested peoples to send in a letter expressing their interest. Attorney Backenstoe said they can send the letter to her or the Board of Supervisors.

#### **HISTORICAL COMMISSION**

Ms. Charmaine Bartholomew said they discussed the upcoming Community Days and their Oktoberfest. The commission would like to hold it October 13 at Holy Cross Evangelical Lutheran Church on Johnson Road. It is across the street from where the Second National Bank had been and is now a small contractor. They plan to open doors at 4:30 pm and the meal at 5:30 pm. Tickets are \$10 per person for ages 7-12, \$20 for people aged 13 and up. They will have a raffle as well.

At the schoolhouse, they ran into a problem with the floor. It is saturated with grease from its previous use. Sanding was tried, but it cannot be sanded. It keeps peeling away. They need to replace the floor which they did not anticipate. They are getting estimates, and Mr. Steiner indicated they would also get estimates from the lumber yard the Township works with. The floor had a subfloor. When the top was removed, the subfloor was also saturated. The floor would have also retained the smell of oil. Mr. Steiner said they would talk to Saylorburg about flooring once they receive estimates. Ms. Charmaine indicated Mr. Bob Fedio is working on the estimates.

Mr. Steiner and Mr. Hoffman have a meeting with BEI on Thursday to discuss electric.

#### **LAND & ENVIRONMENTAL PROTECTION BOARD (LEPB)**

Mr. Bob Romano announced Saturday, August 6 at the Recreation Center will be an electronics recycling day from 9 am to 11 am. Mr. Tirrell asked where people will be sent. Mr. Hoffman said the flyer has the English Road address. They can have people come in from both directions and make Lower Road one way out. Mr. Shaffer was going to put up a map with the route. Mr. Tirrell asked if the event signs will be posted, and Mr. Hoffman said they will be.

On Monday, September 12, the LEPB will host an open space open house. Wildlands Conservancy will send a representative to give a presentation. Anybody interested in preserving land or learning about the process is welcome to attend.

### **Bartholomew Appraisal**

The Bartholomew property appraisal was received. It is a little over 63 acres bordering Scenic Dr, S Oaks, S Delps, and North Rd. The appraisal came in at a little over \$4,000 per acre. This is the best appraisal Mr. Romano has seen. It was from Agrarian Associates. The Township cost to preserve the property is \$252,831. The Board also received a breakdown of expected costs associated with preserving the property. The property is a combination of farmland, woodland, and wetland. It has a lot of road frontage. Zoning is limited conservation, but the road frontage allows for a number of homes to be put on the property. It is also a very nice property. The next step would be for Wildlands Conservancy to meet with Ms. Bartholomew to discuss costs and value of the easement.

**Mr. Tirrell made a motion to approve the appraisal for the Bartholomew property**

**Mr. Piorkowski seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

### **COMMUNITY DAYS COMMITTEE**

Ms. Kerbacher said everything is on track for Community Days on August 19 and 20. They have been holding weekly workshops to stay on top of any problems. The committee also asked for volunteers.

### **ZONING AND BUILDING OFFICER**

Report submitted, Mr. Harhart was absent.

### **TOWNSHIP ENGINEER**

#### **Schiavone Farm Sediment Erosion Project**

Mr. Horvath reported the contractor repaired the damage caused by a storm a few months ago. More matting was put down, and they hydroseeded. Keystone also informed the contractor of their responsibility to water the seed. The contractor will be back as needed to ensure seed is hydrated. Mr. Hoffman said there was some visible grass, but it's difficult to grow grass in July. Mr. Horvath said if it doesn't take, they will need to come back a third time.

#### **MS4 Projects**

Mr. Horvath did not review the easements but assures the Board he will have them sent next month. He received a call from a resident, so they are still interested in the project.

#### **Culverts on Church Rd and E Walker Rd**

Bids were received the past Friday from three contractors. Professional Construction Contractors Inc was the low bidder with a combined bid of \$341,372.44. This is broken down by Church Rd, the primary item of work, at \$192,724. This was higher than Keystone's estimate of \$170,000. For E. Walker, it would cost \$148,648.44 which was above the estimate of \$130,000. The contractor reached out to Keystone after the bids were opened and indicated they found a contractor with the culvert pipe for E. Walker Rd on short order. The fabrication of the concrete culvert for Church Rd could take place within several months. The contractor could get both of them done this year if they choose to proceed. Church Rd is the priority, and they were to decide based on bids received whether to go forward with E. Walker Rd. Although Church Rd came in high, they don't have many options unless they wait, rebid, and push the project into next season. They could also accept the low bidder's cost at \$192,724 and have that completed this year. Mr. Steiner asked if Keystone has experience working with the contractor. Mr. Ryan Christman, Keystone's construction manager overseeing inspectors, has been working with this company his whole career and has a high level of confidence in the contractor. Mr. Piorkowski asked if

they could do one of the projects. Mr. Horvath said they could do Church Rd, nothing, or Church Rd and E Walker Rd. Mr. Shaffer said last month, they determined Church Rd is definite. Mr. Piorkowski asked what they could do financially. Mr. Steiner said they budgeted for MS4 projects and the Church Rd project this year. It looks like the MS4 projects will be pushed into next year. They had \$350,000 budgeted for those projects. They could use the funds for these two culvert projects instead of the MS4 projects this year. Next year, they could do the work for MS4 projects which will take a bit more time. Mr. Piorkowski thinks they should get them done this year if they are able. He asked if E Walker could get done immediately. Mr. Horvath said in contractor's terms, it can be done in a month or so. Mr. Horvath said if they had both culverts, they could probably get to Church Rd first and then finish E Walker.

**Mr. Tirrell approved awarding the bid to Professional Construction Contractors Inc for the projects at Church Rd and E Walker Rd in the amount of \$341,372.44**

**Mr. Shaffer seconded the motion**

**Public comment**

Mr. Piorkowski asked if instead of waiting for the other pipe to be made, they could do E Walker first if they have the materials available. Mr. Horvath said they will discuss with the contractor getting it done as soon as possible noting the fabrication could take a couple months.

**Motion carried with all Supervisors present voting aye**

#### **TOWNSHIP SOLICITOR**

Attorney Backenstoe has been working with the zoning officer and engineer on the warehouse hearings which will continue this month after a two and a half to three hour meeting the prior month. The Township's position is the applicant is wrong about much of the relief they're requesting, so he'll continue to prosecute that on behalf of the Township.

#### **TOWNSHIP MANAGER**

Mr. Steiner will be working on Local Shares Account (LSA) grants noting he plans to apply for police cars and apply jointly with East Allen for the paver since he does not expect to be approved for the statewide LSA. They won't hear about the statewide LSA until November. He is also looking into applying for a roller and crack sealer with Bushkill Township through the LSA program. Formal approval will be asked at the September meeting.

#### **Municipal Building**

Mr. Steiner explained the RACP project includes multiple application periods. The electronic application period started in the prior week and ends August 19. He is trying to apply for the municipal building project during this application period. He spoke to an architect and a resident who works for ESSA. The Township will need a consultant to help with managing the financial end and grant as a whole. However, he is still looking for more information. He was advised to apply now. Worst case they say no this round, best case they say yes.

#### **Recreation Center Security Cameras**

Cable will need to be run to the barn to place the modem in the most central location. Mr. Steiner and Mr. Hoffman are working on a solution.

Phase two of codifying the Township's ordinances is due next week. Mr. Steiner needs to discuss with Mr. Horvath and Chief West before finalizing some items with Attorney Backenstoe. Attorney Backenstoe said they had a good meeting between him, Mr. Harhart, and Mr. Steiner for about three

hours going through the Code. Mr. Steiner explained there are a lot of ordinances going back to the 1950s, and language needs to be updated. They're trying to do it now to avoid doing it later.

Mr. Steiner sent budget memos to LEPB, Historical Commission, and the Recreation Commission regarding 2023 budget requests. The plan is to have a preliminary budget prepared for the October meeting, hold a budget workshop in October, and present the budget at the November meeting for adoption at the December meeting.

Mr. Steiner, Mr. Hoffman, and Chief West plan to meet with Mr. Brent Green of East Allen to look at their electronic lock system. This project is being looked at for next year's budget. Mr. Tirrell asked if it's just for the municipal building. Mr. Steiner said it would be all the facilities, but it depends on the internet. They are definitely looking at it for the municipal complex. He would like to investigate for the Rec Center as well, but it's expensive. Mr. Tirrell said MTAA spent \$4,000 re-coring everything. Mr. Steiner said everything at the Rec Center, including security cameras, will be done in phases.

## **RESOLUTIONS & ORDINANCES**

### **Ordinance 2022-3 Delinquent Real Estate Collection Amendment**

Changes from the federal government required changes to the way Portnoff collected delinquent real estate taxes. Portnoff also included the updated fee structure.

### **Mr. Shaffer made a motion to adopt Ordinance 2022-3 Delinquent Real Estate Collection Amendment**

### **Mr. Tirrell seconded the motion**

### **Public comment**

None

**Motion carried with all Supervisors present voting aye**

## **OLD BUSINESS**

### **Schiavone Farm Sale**

The Schiavone farm property was put out for bid again this past month, but they did not receive any bids. Attorney Backenstoe summarized the property was put out to bid once, and the Board didn't like the numbers. They put the property out for bid a second time, and they didn't receive bids. The statute refers them to another act allowing to sell the property pursuant to a private sale. They could put the property out for bid. They could also put the property up for auction with a minimum starting bid. They could also list with a realtor and proceed with a private sale keeping in mind they're still supposed to procure a legitimate, fair market value for the property. If they decide on private sale, the realtor was able to procure a buyer, and the Board was satisfied with fair market value, the deal has to be announced at a public meeting including the buyer and sale price. They would then have to wait thirty days to enter into the agreement and proceed with the sale. Mr. Shaffer asked how the auction works. Attorney Backenstoe explained there are professional auctioneers. They would advertise it similar to the bids, but the auction usually takes place at the site. The auctioneer sets a minimum bid. The auctioneer starts there, and people can bid up. If nobody bids the minimum, it ends. Mr. Shaffer offered to reach out to Bushkill Township noting he has seen them advertise auctions in the paper. Mr. Piorkowski said they can table it and look for more information. Mr. Tirrell asked if it's too late to lease it for winter. Mr. Steiner isn't sure. Normally, he would advertise in September for the following year's leases. He thinks they can put it out to bid for the remainder of the term as well as the following year. Mr. Shaffer asked if he is talking all of 2023. Mr. Steiner explained the leases normally run April 1 to March 31. Mr. Shaffer said winter wheat can be planted in September/October and be harvested in early spring if they can get a farmer that does it. He asked if another month kills advertisement of the farmland lease. Mr. Piorkowski asked if

there's a lease on the property presently. Mr. Shaffer said no because they planned to sell it in June. He proposed gathering information from Bushkill regarding the auction for the September meeting. If they choose not to go that route, they can put the farm leases out for bid in September to be opened in October. Mr. Tirrell said it could be March, April, May before anything happens. He asked if they could put it out to lease now for the winter season. Mr. Shaffer thinks they should get information now and wait until September to put properties out for lease if they don't like the auction option.

### **Snack Stands**

Mr. Steiner reported the Recreation Commission is still gathering information.

### **Electric at Schiavone Park**

Mr. Hoffman is waiting on a price for conduit.

## **NEW BUSINESS**

### **CORRESPONDENCE/MEMOS**

#### **OPEN TO THE FLOOR**

##### **Grouse Dr. Road Restrictions**

Ms. Andrea Mathis is having problems with drivers crashing into her home. She wanted to know if there was any signage we can put up. Mr. Steiner doesn't think they can without a study from PennDOT. He isn't sure if guiderails would be an option, but it's a PennDOT road. Ms. Mathis confirmed it's a PennDOT road but is hoping the Board can do anything to help her and her husband at 428 Grouse Dr. They've had three very serious accidents outside the front door. Some have been fatal. When walking out her front door, to the right of her (north), there's a little hill. Those who speed traveling south go airborne taking them directly into her home. It has happened three times. She spoke with a couple guys at PennDOT who said it would cost too much money to flatten out the hill at two people's driveways. She is concerned with the price of her life, her grandchildren, and her children. She's afraid to walk out her front door. She's afraid to sell her house feeling guilty knowing the danger. Attorney Backenstoe asked the speed limit. Ms. Mathis said 45 mph. They have also experienced losses noting two of their vehicles have been totaled. She asked if the Township can speak with PennDOT. Attorney Backenstoe said that's horrible, but it's a PennDOT road. The Township has no regulation over it. He asked Mr. Horvath if they could ask PennDOT to lower the speed limit, put signage for dangerous curve ahead, flashing signs, anything. Mr. Horvath explained they've gone through the process a couple times over the last two years. There is a procedure to approach PennDOT with a safety concern. He is not familiar with it, so he doesn't think he should offer specifics. They can look at it and reach out to PennDOT contacts to see if they'll entertain signage. Mr. Hoffman reached out to the new superintendent asking what signs the Township could post. He deferred to the police suggesting a police presence would be more helpful. Mr. Steiner said the representative's office might be the best route because they don't talk to people at a high enough level at PennDOT. Attorney Backenstoe asked Ms. Mathis if she called her state representative. Ms. Mathis did call but didn't get an answer back. Mr. Steiner said they could call. An attendee asked if it's possible for the Township to put up a barrier in the meantime until PennDOT figures it out. Attorney Backenstoe said not on a PennDOT road. The Township would be liable if there's a problem. Mr. Tirrell asked if she could do that. Mr. Piorkowski said if she puts up a barrier, she could be liable. Attorney Backenstoe also suggested decorative boulders that would stop a car. Mr. Jeff Ayers said they went through the process through PennDOT with Pool Road, and it took a year to get signs up. He suggested calling the insurance company and submitting pictures to them and PennDOT. She should show them to the state representative to make the case. If it's not a township road, so it's a tough process. Attorney Backenstoe suggested Mr. Horvath look at the problem with Mr. Steiner, and maybe Mr. Horvath will get

some ideas. They could then contact PennDOT and the state representative to see how far they can get. Mr. Ray Groff asked if she could claim the only use the potential boulders is decoration. Attorney Backenstoe said that would be between her and her insurance company. Ms. Mathis appreciated the help and time on the matter. Ms. Bartholomew asked if Ms. Mathis puts up decorative rocks and sends the pictures to PennDOT and representatives making them aware of a problem, does that give PennDOT some responsibility for what they haven't done to protect the residents. Attorney Backenstoe said the PennDOT lawyer would argue that if the driver would have been driving the speed limit, they wouldn't have elevated off the road. It can't hurt to put PennDOT on notice and to document. They won't necessarily be liable if someone drives 100 mph on the road. Officer Roberts explained every time they do a crash report, it automatically goes to PennDOT. Their system tells them the number of accidents on a road and whether it's a problem. They are being notified by the police that there is a problem. Whether they listen to it at that specific time is another issue. That's where the state representatives can play a part. When there's a fatality, there's another form that needs to be filled out to notify PennDOT the crash is fatal and the reason.

Mr. Romano said the newsletters have been sent out. He thanked Mr. Shaffer and Ms. Kerbacher who worked to organize the articles and get them mailed out. Mr. Tirrell said they were well done. Ms. Kerbacher asked if there are other companies who will do those newsletters. Mr. Shaffer said it's the only one who will do it. Ms. Kerbacher asked one of the advertisers how they're notified. They're only notified via email. They only go to the original advertisers. If they don't get any more advertisers, they don't have somebody canvassing for more. It's why the newsletter keeps getting smaller. Mr. Shaffer said he will work with her on it next year.

Mr. Groff asked what the electric at Schiavone Park is for. Mr. Shaffer said they were planning to install aerators. It would also be used for any possible pavilion. They are eight months in and all they've had are conversations with Met-Ed. They are researching the best route to accomplish getting electric to the park, but biggest reason was for aerators at the ponds to keep the fish healthy.

#### **ADJOURNMENT**

**Mr. Shaffer made a motion adjourn the meeting at 7:30 PM**

**Mr. Tirrell seconded the motion**

**Public comment**

None

**Motion carried with all Supervisors present voting aye**

Respectfully submitted,

Nicholas C. Steiner  
Township Manager

**Not intended to be word for word, but a synopsis of the meeting.**