

Butler Township Board of Supervisors
Meeting Minutes
May 8, 2023

Chairman Wilkinson called the meeting to order at 7:00 p.m.

Present: Ed Wilkinson (Chairman), Doug Bower (Vice Chairman), Danielle Helwig (Secretary), Jon Holmes (Engineer) & Todd King (Solicitor)
Absent: Russel Wertz (Supervisor)

Pledge

Agenda Changes: Add no. 15 Lobar/Gordian KPN

Consent Agenda

A motion was made by Bower and seconded by Wilkinson to approve the consent agenda as follows:

Motion carried 2-0

1. April Minutes
2. April Payroll
3. Payment of Bills: April 11 through May 8, 2023
4. Financial Report ending May 8, 2023

Appearances: NONE

Business:

1. *Amish School House LDP:*

A motion was made by Bower and seconded by Wilkinson to approve the waiver for the Preliminary Plan. Motion carried 2-0

A motion was made by Bower and seconded by Wilkinson to approve to waive the requirement that minimum building setback be shown. Section 85-11.B(22), 85-13.B(23) Motion carried 2-0

A motion was made by Bower and seconded by Wilkinson to waive the SALDO minimum setback requirements. Section 85-21.F Motion carried 2-0

A motion was made by Bower and seconded by Wilkinson to approve the Financial Security agreement in the amount of \$35, 970.00 and the Escrow Agreement for Truist Bank. Motion carried 2-0

A motion was made by Bower and seconded by Wilkinson to approve the Land Development Plan conditional to receiving the Security amount and signed agreements. Motion carried 2-0

2. *Jamey Lereu SWM:*

A motion was made by Bower and seconded by Wilkinson to approve the Stormwater Plan and Sign the Maintenance agreement for 3129 Biglerville Rd. Motion carried 2-0

3. *Jed Smith, EMC: NAREMA:* Was present to speak about the Mobile Operations Truck. Tyrone has purchased a truck to use for this purpose. He is asking if the Township will consider being involved at this point without signing any documents or providing any funds. The Supervisors have questions but at this point are interested. No other action needed at this time.

4. *PLGIT:* **A motion was made by Bower and seconded by Wilkinson to approve the withdraw of funds from ACNB accounts to deposit into the PLGIT accounts. Motion**

carried. 2-0. Discussion: The Township has opened 6 accounts with the Pennsylvania Local Government Investment Trust. Funds moved to these accounts are as follows:

General Fund:	\$400,000.00
State (Liquid Fuels):	\$300,000.00
Sewer Fund:	\$180,000.00
Fire Tax:	\$200,000.00
Capital Reserve:	\$90,000.00
ARPA:	\$274779.38

5. *Punch Rd:* We still do not have the Security amount in \$27,725.00. There is still confusion and miscommunication on this process. They mentioned to Todd that they are working on it. The Maintenance Agreement has been signed by them.
Gil Picarelli, KPI (Sewage Enforcement Officer) mailed a violation letter, to date no response. **A motion was made by Bower and seconded by Wilkinson to have the Solicitor to send an Enforcement Letter to Mr. Hess, the owner of the property. Motion carried 2-0**
6. *August meeting date:* Secretary Helwig will not be available for the August meeting and is requesting to move the meeting to Wednesday August 9, 2023. **A motion was made by Bower and seconded by Wilkinson to advertise the August meeting to be rescheduled to August 9, 2023. Motion carried 2-0**
7. *Cemetery Regulations:* Act 94(Title 9) Real Estate Commission deals with cemeteries. PSATS provided some information and a sample ordinance. Discussion on if cemeteries are addressed in Zoning. Allowed in all districts but Mixed Use and Industrial. May need an amendment to zoning to provide for certain provisions. The Secretary will check with other Townships for their requirements. No action needed at this time.
8. *10 Shriver's Corner Rd:* The property is for sale. The Township is receiving calls regarding what can be done with the property. It is only ½ acre. Per Solicitor anything that is proposed will most likely require a Zoning Hearing.
9. *Zoning Amendments:* The Planning Commission made revisions to the draft amendments provided by Solicitor King. Remove Section 6 adding Schools with special exceptions to the Ag Preservation district. And Removing section 7 adding Governmental Use as a use permitted by right, requested by Arendtsville for their sewer plant. Section 7 will stay and criteria will be added. It was mentioned that the Governmental Use amendment is fairly straight forward and should be done now due to the Township's proposed building. More discussion is needed for the school amendments and for the requested zoning district change for 3086 Biglerville Rd. Planning Commission needs to discuss the 3086 changes. **A motion was made by Bower and seconded by Wilkinson to have the Solicitor draft the Governmental Use Zoning amendment and advertisement. Motion carried 2-0**
10. *Septic waiver request:* **A motion was made by Bower and seconded by Wilkinson to deny the request. Motion carried 2-0**
11. *Sewer Payment late fees:* Late fee is to be charged on the quarterly balance only.
12. *Complaint updates:*
 - A. Brush Pile: Clearview Ln: Bower mentioned this was cleaned up.
 - B. Oak Hill Rd: Some vehicles have been moved.
 - C. Merchandiser: No report
13. The annual compliance report for the ARPA (American Recovery Funds) has been submitted
14. OSHA: The OSHA bill requiring Municipalities to follow OSHA requirements has passed the House and is now with the Senate
15. Township Building Business: Lobar/KPN agreement/fee: This agreement is a work order to provide assistance with taking the plans to the current building code, generating specs for

bidding purposes and to be available to answer questions during the bidding process. The cost is \$ 19,852.00. **A motion was made by Bower and seconded by Wilkinson to approve agreement conditional to Lobar providing more details on the Specs. Motion carried 2-0.** Jon Holmes will follow up with Lobar regarding these specification details.

Engineer, Jon Holmes Report

Jon is working on the SALDO revisions. Preconstruction meeting for Applevue is tomorrow. Township requested that Jon attend.

Solicitor, Todd King Report

No Report

Regular meeting was recessed to 8:20 for an Executive Session to discuss real estate business.

Regular meeting was resumed at 8:30.

Correspondence:

- Pension Statement 1st Quarter
- FEMA Engineering Model Notification to Update the Flood Plain Insurance Rate Map (FIRM)
- Memorandum RE: the Bipartisan Infrastructure Law (Public Law 1117-58)
- NAREMA March Minutes
- Land & Sea April Report
- Wayne Smith (zoning) April Report
- Arendtsville Fire Department April Report
- Heidlersburg Fire Department April Report
- Biglerville Fire Department April Report
- AREMS EMS March and April Report
- PennDOT Information Sheet # 233
- LTAP Spring 2023 Newsletter
- LTAP Notice of 2023 Winter Operations Training

With no further business the meeting was adjourned at 8:35 p.m.

Respectfully submitted,

Danielle Helwig
Secretary