



The Borough of Elverson
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October 5, 2021

The monthly meeting of the Elverson Borough Council was held on October 5, 2021 and called to order at 7:00 PM by Council President, Dwight Frizen who led the Pledge of Allegiance and Prayer.

ATTENDANCE:

Council Members, Dwight Frizen, Bob French, Merle Stoltzfus, Jack Stewart, Bob Clements, George Firrantello, Mike Trojecki, and Secretary/Treasurer Lori Kolb,
Absent; Mayor Bob Broderick

Also in attendance: Mark Stabolepszy, SSM Group, Andrew Casey, Eagle Disposal, Steve Cooper, Resident, Chris Gabel, Resident, Lieutenant Donahue, PA State Police, Kim Reber Council Candidate, Dennis Kurtz, Council Candidate, Tom Feeley, Council Candidate

MINUTES:

Motion was made by Bob Clements and seconded by Jack Stewart, accept the September meeting minutes as submitted. Motion carried by all.

PERSONS TO BE HEARD:

Andrew Casey reported that Eagle Disposal has been partners with the Borough for quite some time. Mr. Casey mentioned that Eagle Disposal was low bid, and they would like to continue as the Boroughs Trash and Recycling hauler. Council Members expressed various issues with Eagle Disposal that residents have been complaining about, including poor communication, inconsistent service and mixing recycling with the trash. Mr. Stoltzfus expressed he was not prepared to accept Eagle Disposals bid proposal. Mr. Stoltzfus said that he has never had so many residents express they want a new trash hauler, as their service has been awful.

PRESIDENTS REPORT:

Bob Clements said he would like to reject and re-advertise the trash and recycling contract, as he was not convinced that there was any reason to think that things will improve by continuing service with Eagle Disposal. Mr. Stoltzfus said he felt we have enough time to re-advertise and re-bid the trash and recycle bid.

Motion was made by Merle Stoltzfus, and seconded by Bob Clements to reject all submitted Trash and Recycling Collection bids, and prepare a re-bid to include re-working the agreement to better deal with current issues of poor or non-performance and the costs. Motion carried 6 -1 (Jack Stewart did not vote in favor of rejecting all bids).

Dwight Frizen suggested that Council consider a replacement for the CCTC representative effective January 1, 2022 since his term will expire. Mr. Firrantello volunteered to take over the CCTC representative position.

TREASURERS REPORT:

Motion was made by Bob Clements and seconded by Bob French to accept the Treasurers Report and pay bills as presented. Motion carried by all.

George Firrantello requested that Council Members review the first draft of the 2022 Budget which was included in the packets, and report any comments. Mr. Firrantello reported that he would like to prepare the budget by funds, which Council Members felt would be beneficial. Mr. Firrantello said he will prepare a final draft to be considered for advertising at the November 1, 2021 meeting.

BUILDING, GROUNDS STREETS AND LIGHTS:

Mr. French reported on the status of the wood work, painting, and electrical maintenance work that was done at the train station and the freight station.

STATE POLICE:

Lieutenant Donahue reported they have arrested two juveniles for mischief, and encouraged that residents contact the State Police when they see something of concern. Lieutenant Donahue said that calling the State Police immediately rather than waiting when they see something happening is the best opportunity for them to be able to take action.

ENGINEERING:

Mr. Stabolepszy reported that the contractor will be coming out to complete the street sweeping on Parkside Drive by October 15, 2021. Mr. Stabolepszy noted that the maintenance bond for the micro surfacing on Parkside was issued to Sunoco because they contracted the work. Mr. Stabolepszy recommended a motion to authorize signing Exhibit "B" contingent upon his confirmation of completion of the street sweeping.

Motion was made by Jack Stewart, and seconded by Mike Trojecki to approve and execute the Exhibit "B", for the completion of the repairs on Parkside drive, contingent upon Mark Stabolepszy confirming the completion of the street sweeping on Parkside Drive. Motion carried by all.

Mark Stabolepszy reported that a review letter was issued for the Daniel Thiel project at 30 Yeingst Drive on September 30, 2021. Mr. Stabolepszy reported that there were still some items outstanding. Mr. Stabolepszy recommended that Council consider a fee to be paid to the Borough in lieu of constructing a trail at 30 Yeingst Drive in the amount of \$7,600.

Motion was made by Bob Clements, seconded by Bob French to accept a payment in the amount of \$7,600 from Daniel Theil for the project at 30 Yeingst Drive, in lieu of construction of the trail on the South of the property, with the amount to be used for future trail construction. Motion carried by all.

Mr. Stabolepszy recommended that Council reaffirm approval of the final plans for the 30 Yeingst Drive project, subject to satisfying all comments in the Spotts, Stevens and McCoy review letter dated September 30, 2021.

Motion was made by Bob Clements, and seconded by Bob French to reaffirm approval of the final plans for the 30 Yeingst Drive project, contingent upon satisfaction of all comments in the Spotts, Stevens and McCoy review letter dated September 30, 2021. Motion carried by all.

Mark Stabolepszy requested that Council Members discuss the possibility of having the Blue Rock developer provide an easement for possible future construction of the trail, and paying a

fee to the Borough rather than constructing the trail.

Motion was made by Bob Clements, and seconded by Jack Stewart to accept an easement, and a fee in lieu of constructing a trail from the Blue Rock Developer, and authorize Mark Stabolepszy to negotiate the fee to be between \$36,750 and \$45,000. Motion carried by all.

Dwight Frizen requested an update on the Lotharlish project at 10 North Brick Lane. Mr. Stabolepszy and Mr. Stoltzfus reviewed the status of the storm water flow during the recent heavy rainfall event. Mr. Stoltzfus reported that the offsite water flows as it had prior to construction, however the water from the Lotharlish property does remain on their property. Mr. Stabolepszy commented that with the pictures provided, and the report from Mr. Stoltzfus, he will advise Mr. Anderson that he just needs to complete the handicapped parking area.

BUILDING AND ZONING:

Dwight Frizen reviewed the report from Kraft Code Services, and reviewed the property maintenance concerns for two locations within the Borough. Mr. Frizen commented that the Borough's Zoning Officer, Joe Boulanger, is reviewing these concerns for any possible violations of the Borough's Property Maintenance Ordinance.

OLD BUSINESS:

Mr. Frizen reported that the Borough's Solicitor is in the process of reviewing the draft Comcast Franchise agreement, and the draft Ordinance renewal with Service Electric Cablevision. Lori Kolb will review further with Jim Scheffey, in regard to any opportunity for including internet as part of the franchise with both providers.

Dwight Frizen reported that Mr. Scheffey did not recommend any changes to the Borough's Wireless Communications Ordinance. Mr. Frizen commented that Mr. Scheffey expressed that the terms of the Boroughs Ordinance cannot differ from the statute as written in the Small Wireless Facilities Deployment Act.

Merle Stoltzfus reported that Penn Dot is planning to repair the storm water on Route 82.

NEW BUSINESS:

Dwight Frizen reviewed the agreement between the Borough of Elverson and the PA Strikers for the use of the ballfields at Livingood Park for the 2022 season.

Motion was made by Bob Clements, and seconded by Mike Trajecki to authorize Dwight Frizen to sign the agreement between the PA Strikers and the Borough of Elverson for the use of the ball fields at Livingood Park for the 2022 season. Motion carried by all.

ADJOURNMENT:

Motion was made by Jack Stewart and seconded by Bob Clements to adjourn the meeting. Meeting was adjourned at 8:45 PM.

Respectfully,

Lori Kolb, Secretary Treasurer