

**PLAINFIELD TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
MARCH 10, 2021**

The regular monthly meeting of the Plainfield Township Board of Supervisors was held on Wednesday, March 10, 2021 via Telephone Conference Zoom Meeting Call-In Number: (888) 788-0099 (US Toll Free)

Conference ID: 391 592 5613 (Press # when prompted)

**In accordance with Governor Wolf's ongoing COVID-19 pandemic emergency declaration by the Commonwealth of Pennsylvania, Plainfield Township officials are holding this regular meeting utilizing the Zoom authorized telecommunication device platform only. Remote meetings are permitted under the provisions of Act 15 of 2020 (Health Care Cost Containment Act). The Board of Supervisors will not be physically present at this meeting. This public meeting will be recorded. We kindly ask that all interested parties participating via the dedicated conference call line to only speak during the sections of the meeting that are specifically reserved for public comment or when prompted by the Chairman and to also state your name each time you are speaking. Members of the public and all interested parties will have the opportunity to comment via the telephone conference call prior to any official action taking place and during the Citizen's Agenda/Non-Agenda portion of the meeting. Anyone intentionally disrupting the meeting will be promptly muted and/or ejected from the call.**

Chairman, Randy Heard, called the meeting to order at 7:00 P.M.

The Pledge of Allegiance was performed.

**ROLL CALL:**

The following Supervisors answered roll call: Chairman Randy Heard, Vice Chairman Glenn Borger, Supervisor Jane Mellert, Supervisor Stephen Hurni and Supervisor Joyce Lambert.

Also present were Township Manager Thomas Petrucci, Treasurer Katelyn Kopach, Township Engineer Michael Kukles, and Solicitor David Backenstoe.

- *Now that the roll call of the Board of Supervisors is completed, we will proceed with a roll call of all members of the public who are participating on this call. Please state your name(s) one at a time so the Township can make sure that your participation is recognized.*

**PUBLIC ATTENDANCE:**

Chuck Piazza, Resident  
Don Moore, Resident  
Terry Kleintop, Resident  
Adrienne Fors, on behalf of Waste Management  
Paul Rinaldi, Jr., Resident  
Alex Cortezzo, Fire Chief

**I. TOWNSHIP MANAGER – THOMAS PETRUCCI:**

1. Approval of the February 10, 2021 Regular Meeting Minutes (DRAFT):

**ACTION: Motion was made by Randy Heard and seconded by Stephen Hurni to approve the February 10, 2021 regular meeting minutes as presented.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

2. Approval of the February 25, 2021 Special Meeting Minutes (DRAFT):

**ACTION: Motion was made by Stephen Hurni and seconded by Joyce Lambert to approve the February 25, 2021 special meeting minutes after incorporating the suggested revisions that were previously identified by Stephen Hurni.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

3. **Consideration of Extension of Time: Estates at Sullivan Trail Preliminary Subdivision (Conditional Approval Expires March 31, 2021):**

Township Manager Petrucci reported that the Estates at Sullivan Trail Preliminary Subdivision (Monocacy Heights/Troy and Jim Faust) will expire on March 31, 2021, as per previous official action of the Board. When the applicant originally communicated the NPDES permit (NPDES# PAD480061) expiration date, it seemed as though the permit expired on June 23rd of this year. The NPDES permit is actually expiring on June 6, 2023. With that information taken into account, it was the recommendation of the Township Manager to extend the conditional approval of the subdivision through to the end of this year, December 31, 2021.

**ACTION: Motion was made by Randy Heard and seconded by Stephen Hurni to approve an extension of time until December 31, 2021 for the conditional approval of the Sullivan Trail Preliminary Subdivision.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

4. **Consideration of Approval: Declaration Revoking the East Penn Auto Sales Subdivision Plan (recorded July 14, 2016) and Authorization of Township Manager to Execute Declaration:**

The intent of the East Penn Auto Sales Subdivision Plan, which received final approval by the Board of Supervisors on June 20, 2016, was to merge the two lots (Lot 1 and Lot 2) that were a part of this subdivision after plan recording. Specifically, the intent of the recorded plan was that “Lot 1 shall be merged with and become an integral part of Tax Parcel E8 5 3A and shall never be transferred separately” (*Note 1 on the recorded subdivision plan*). The subdivision plan was recorded by the Township, but the conveyance of the land could not have occurred until such time that a consolidation deed would have been executed and recorded by the two parties, which were NAPA Development and East Penn Auto Sales. The consolidation transaction between NAPA Development and East Penn Auto Sales never occurred. Lot 1 is not a conforming stand-alone lot, because it is only .8921 acres (following the removal of the ROW areas). It cannot exist on its own, but it is currently shown as a separate lot in the Northampton County parcel records.

The legal instrument needed to rectify the fact that the subdivision was recorded but the land was never conveyed is a formal declaration which hereby revokes, vacates and voids the recorded NAPER Development/East Penn Auto Sales subdivision plan. A declaration was submitted for the review and approval of the Township; the form of the declaration was determined to be acceptable by Solicitor Backenstoe.

**ACTION: Motion was made by Jane Mellert and seconded by Stephen Hurni to approve the Declaration Revoking the East Penn Auto Sales Subdivision Plan, as submitted. Additionally, the Township Manager is hereby authorized to execute said Declaration on behalf of the Board of Supervisors.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

5. *Public Hearing and Approval of Resolution No. 2021-11 – Agricultural Security Area Application- 554 Horseshoe Drive- Tax Map Parcel H9 10 8 0626:*

**ACTION: Motion was made by Joyce Lambert and seconded by Randy Heard to approve Resolution No. 2021-11, which is required to be executed and recorded to approve the Agricultural Security Area Application that was submitted for 554 Horseshoe Drive (Tax Map Parcel H9 10 8 0626):**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

6. *Correspondence Received from Wind Gap Borough: CRG Development, LLC/N.A.P.E.R. Development:*

Wind Gap Borough Manager Louise Firestone sent correspondence on behalf of Wind Gap Borough Council and Mayor Mogilski which memorialized the request of the Borough to receive party status concerning the CRG Acquisition, LLC Major Subdivision and Land Development. Additionally, the Borough requested the right to appear before the Plainfield Township Planning Commission, the Plainfield Township Zoning Hearing Board, and the Plainfield Township Board of Supervisors (if appropriate), if at such time any applications are submitted to the Township for the consideration of those agencies.

Jane Mellert noted that while she understands the concerns of the Borough and has no issue with the Borough being copied on any of the applications, this area has been proposed for development for over twenty (20) years. She expressed her opinion that this proposal will provide new jobs in the area and allow for additional businesses. She also stated that additional traffic will be coming to the area as a result of the Dream Apartments that were approved by the Borough. She stated that it was her opinion that the new residents moving into the area as a result of the apartments will need jobs. Additionally, she identified that the area has been zoned for commercial/industrial development for a very long time, and that the access road for this development was proposed a very long time ago as well. She expressed the opinion that so long as the applicant meets all planning/zoning requirements of the Township, the development will be a positive addition to the area.

The Board of Supervisors directed Plainfield Township administrative personnel, including but not limited to the Township Manager and Zoning Officer, to provide notification to Wind Gap Borough Council and Mayor Mogilski when any planning/zoning applications for the above-referenced proposed development are

submitted for the consideration of either the Board of Supervisors, the Planning Commission, or the Zoning Hearing Board.

Separately, Township Manager Petrucci stated that there have been informal discussions surrounding the scheduling of a meeting between representatives of the Township, the Borough and the Green Knight Economic Development Corporation to discuss the economic impacts of development projects that cross both municipal boundaries as well as the status of the Male Road Bridge.

Solicitor Backenstoe provided the opinion that more than two (2) Township Board of Supervisors could attend such a meeting if the meeting is purely informational in nature (and not a decision-making meeting where official deliberations will take place).

It was the expressed sentiment of the Board of Supervisors that all Board members and the Township Manager shall attend any such meeting(s) that are scheduled to be held in the future.

## **II. TREASURER – KATELYN KOPACH:**

1. Approval of the February, 2021 General Fund Disbursements (\$257,712.02):

**ACTION: Motion was made by Joyce Lambert and seconded by Randy Heard to approve the February, 2021 General Fund Disbursements in the amount of \$257,712.02.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

2. Approval of the February, 2021 Treasurer's Report:

**ACTION: Motion was made by Jane Mellert and seconded by Joyce Lambert to approve the February, 2021 Treasurer's Report.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

3. *Approval of Resolution No. 2021-12* – A Resolution of Plainfield Township, Northampton County, Pennsylvania, Authorizing and Implementing Changes to the

Designated Pension Plan Officials for the Nationwide Pension Case Number 632-80046

**ACTION: Motion was made by Stephen Hurni and seconded by Randy Heard to approve Resolution Number 2021-12 – A Resolution of Plainfield Township, Northampton County, Pennsylvania, Authorizing and Implementing Changes to the Designated Pension Plan Officials for the Nationwide Pension Case Number 632-80046, as submitted.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

4. Approval of 2021 Blue Mountain Community Library Donation - \$7,500.00

**ACTION: Motion was made by Jane Mellert and seconded by Randy Heard to approve the 2021 Blue Mountain Community Library Donation in the amount of \$7,500.00.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

5. Expenditure Approvals for 1<sup>st</sup> Quarter of 2021:

- Emergency Management Coordinator 1<sup>st</sup> Quarter 2021 Payment - \$600.00

**ACTION: Motion was made by Randy Heard and seconded by Joyce Lambert to approve the first quarter of 2021 payment for the Emergency Management Coordinator in the amount of \$600.00.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

- Plainfield Township Volunteer Fire Company 1<sup>st</sup> Quarter 2021 Payment - \$25,000.00 (2019 Audited Financial Statements are Complete- Review Required with Fire Company Officials)

**ACTION:** Motion was made by Jane Mellert and seconded by Randy Heard to approve the release of the first quarter of 2021 payment for the Plainfield Township Volunteer Fire Company in the amount of \$25,000.00, conditioned upon the Fire Company providing a memorandum to the Township which acknowledges all points of reference (including policy issues/findings) set forth in the Audited Financial Statements for the fiscal year ended December 31, 2019 as prepared by Kirk Summa, LLP and also confirms the intent of the Fire Company to correct the identified points of reference.

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

- Non-Uniformed Defined Benefit MMO 1<sup>st</sup> Quarter 2021 Payment - \$8,694.75

**ACTION:** Motion was made by Joyce Lambert and seconded by Randy Heard to approve the first quarter of 2021 payment for the Plainfield Township Non-Uniformed Defined Benefit Minimum Municipal Obligation (MMO) in the amount of \$8,694.75.

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

### **III. TOWNSHIP ENGINEER – MICHAEL KUKLES:**

1. *Release of Maintenance Security: 616 Youngs Hill Road Kennel/Dog Training Facility Land Development – CONDITIONAL (Pending Site Inspection by Township Engineer)– Maintenance Period Expires March 11, 2021:*

**ACTION:** Motion was made by Randy Heard and seconded by Glenn Borger to conditionally approve the release of the remaining security held in the amount of \$9,531.75 for the 616 Youngs Hill Road – Renee Hall –Kennel/Dog-Training Facility Land Development. The required eighteen (18) month maintenance period commenced on September 11, 2019 and concluded on March 11, 2021. The conditional approval was granted subject to the satisfactory completion of item numbers 1, 2, 4 and 5 as specifically identified within the Township Engineer’s letter dated March 9, 2021, which is incorporated herein as though more fully set forth at length.

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

Stephen Hurni inquired as to how the Township would be able to ensure the remaining items are adequately addressed. The answer from the Township Engineer and Township Solicitor was that the remaining funds will not be released until the items are confirmed to be addressed to the satisfaction of the Township by way of an inspection to be conducted at the site by the Township Engineer.

Don Moore, who is a Plainfield Township resident, identified his following concerns with this land use prior to the official vote:

- Where the driveway meets the parking area (the radius turns on each side), employees/customers are parking on each side of the grass area (there are no delineated parking spaces in this area). He noted that when winter plowing activities are taking place, the vegetated area is being plowed, thereby creating erosion and sedimentation issues.
- The required stormwater swale has been fenced in. The activity on the west side of the building (where the swale was to be located) is interfering with the operation of the swale, in his opinion. Mr. Moore stated that the owner should have to come back before the Zoning Hearing Board to obtain approval for the additional parking areas and an additional driveway. He also noted that an employee is parking a pickup truck outside of the parking area/tree buffer area, and that there are dogs being left in the vehicle while they work. These dogs are extremely loud and agitated. Mr. Moore noted that the applicant had testified during the Zoning Hearing Board that no dogs would be left outside unattended. Mr. Moore also noted that dogs are urinating and defecating in the area of the west side of the building, and that if he lived next to the facility, he would find these activities to be bothersome and intrusive- specifically, that his health, safety and welfare were not adequately protected.

Solicitor Backenstoe stated that the applicant must comply with the Land Development, Zoning Site Plan, and Zoning Hearing Board approvals that were received for this land use. Any of the conditions that were placed on this land use during the zoning/planning approval process must be followed. If activities are being conducted beyond what was approved from a zoning standpoint, these issues must be corrected.

Jane Mellert stated that she has driven by the facility on several occasions, and she has not witnessed the same issues that were identified by Mr. Moore. Mr. Moore stated that these activities are occurring every day.

Tom Petrucci identified the fact that Zoning Officer Sharon Pletchan is currently working with the property owner to identify and correct any identified issues. This is an on-going matter that Sharon Pletchan is currently in the process of handling.

**Motion approved. Vote 4-1, with Stephen Hurni voting no.**

**IV. TOWNSHIP MANAGER – THOMAS PETRUCCI:**

1. Slate Belt Multi-Municipal Comprehensive Plan – Monthly Update:

- The next meeting of Plan Slate Belt is tentatively scheduled for May 5, 2021 (6:00 PM) at the Weona Park Bandshell.

2. Plainfield Township Act 537 Official Plan Update – Monthly Briefing:

Mr. Petrucci did not provide a report at this time. Additional information will be forthcoming.

3. Plainfield Township MS4/Stormwater Management Program – Monthly Briefing:

Mr. Petrucci did not provide a report at this time.

4. Authorization for Township Manager to Advertise for following positions:

- One (1) Part-Time Regular Road Department Employee (Union Position)- \$15.00 to \$22.00 per hour as per Collective Bargaining Agreement
- Two (2) Seasonal Road Department Employees (Non-Union)- \$15.00 per hour

**ACTION: Motion was made by Randy Heard and seconded by Glenn Berger to approve posting advertisements for the following identified vacant positions and to give the Township Manager the authority to hire these employees directly, at his discretion:**

- **One (1) Part-Time Regular Road Department Employee (Union Position)- \$15.00 to \$22.00 per hour as per Collective Bargaining Agreement**
- **Two (2) Seasonal Road Department Employees (Non-Union)- \$15.00 per hour**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

5. Consideration of Bids Received and Consideration of Contract Award: 2021 Plainfield Township Bituminous Asphalt Materials Bid – Bid for Letting of March 8, 2021:

The bid tabulation for the 2021 Plainfield Township Bituminous Asphalt Materials Bid is provided for reference as follows:

Bid Tabulation: 2021 Plainfield Township Bituminous Asphalt Materials Bid						
Date/Time Bids Read Aloud: 3/8/2021 2:05 PM						
Bidder Name	Item Number	Approximate Quantity- More or Less	Description	Remarks and/or Delivery Dates	Unit Price FOB Plant	Total (FOB)
Highway Materials, Inc.	1	5,000	Supervpave 9.5mm, PG 64-11, Wearing Course, 0.0 to 0.3 million ESAL's, SRL-M	MORE OR LESS	\$54.65	\$273,250.00
Highway Materials, Inc.	2	1,750	Supervpave 9.5mm, PG 64-22, Wearing Course, Any ESAL, Any SRL	MORE OR LESS	\$54.15	\$94,762.50
Highway Materials, Inc.	3	500	Supervpave 25.0mm, PG 64-22, Binder Course, Any ESAL, Any SRL	MORE OR LESS	\$45.45	\$22,725.00
Highway Materials, Inc.	4	1,000	Supervpave 19.00mm, PG 64-22, Binder Course, Any ESAL, Any SRL	MORE OR LESS	\$47.65	\$47,650.00
Highway Materials, Inc.				<b>TOTAL</b>		<b>\$438,387.50</b>
<i>Supplemental Required Items</i>						
Highway Materials, Inc.			Bid Bond- 10%- Y/N			YES

Bid Tabulation: 2021 Plainfield Township Bituminous Asphalt Materials Bid						
Date/Time Bids Read Aloud: 3/8/2021 2:05 PM						
Bidder Name	Item Number	Approximate Quantity- More or Less	Description	Remarks and/or Delivery Dates	Unit Price FOB Plant	Total (FOB)
New Enterprise Stone & Lime Co., Inc.	1	5,000	Supervpave 9.5mm, PG 64-11, Wearing Course, 0.0 to 0.3 million ESAL's, SRL-M	MORE OR LESS	\$57.85	\$289,250.00
New Enterprise Stone & Lime Co., Inc.	2	1,750	Supervpave 9.5mm, PG 64-22, Wearing Course, Any ESAL, Any SRL	MORE OR LESS	\$54.70	\$95,725.00
New Enterprise Stone & Lime Co., Inc.	3	500	Supervpave 25.0mm, PG 64-22, Binder Course, Any ESAL, Any SRL	MORE OR LESS	\$47.30	\$23,650.00
New Enterprise Stone & Lime Co., Inc.	4	1,000	Supervpave 19.00mm, PG 64-22, Binder Course, Any ESAL, Any SRL	MORE OR LESS	\$50.25	\$50,250.00
New Enterprise Stone & Lime Co., Inc.				<b>TOTAL</b>		<b>\$458,875.00</b>
<i>Supplemental Required Items</i>						
New Enterprise Stone & Lime Co., Inc.			Bid Bond- 10%- Y/N			YES

The lowest responsible bidder for all items was Highway Materials, Inc.

**ACTION: Motion was made by Randy Heard and seconded by Stephen Hurni to award the 2021 Plainfield Township Bituminous Asphalt Materials Bid in the amount of \$438,387.50 to Highway Materials, Inc.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

Jane Mellert inquired as to whether or not the pricing is “more or less”. Tom Petrucci noted the following contract language:

*Quantities are approximate and may be increased or decreased at the discretion of the Township. The maximum quantity of material which the Township will be obligated to purchase under the contract is the actual quantity from time to time ordered, delivered, or received and accepted on purchase orders.*

Jane Mellert also inquired as to what roads the Township is projecting to resurface this year. Tom Petrucci stated that the Township is targeting the following roads for asphalt resurfacing in 2021:

**Road Department Projects/Local Funds**

- Rasleytown Road (from Bender’s Church Road to Getz Road)- to be completed by Road Department
- Getz Road (after the culvert is replaced)
- Batts Switch Road

**External Contractors/State Liquid Fuels**

- Grand Central Road (following the action of the Road Department to widen the road in accordance with the requirements of the Country Quest Estates subdivision)

**Motion approved. Vote 5-0.**

6. Authorization to Lease/Rent Slate Belt Council of Governments (COG) Street Sweeper for 2021 – (up to Budget Line Item 431.384- \$5,500.00)

Tom Petrucci stated that the Slate Belt Council of Governments (COG) took delivery of the grant-funded Tymco 435 street sweeper earlier in the day, March 10, 2021. Training has begun to occur of the Slate Belt COG entities. The COG will charge the municipalities \$100.00 per day to rent the machine. The funds that are received for the rental of the machine will be placed into a separate maintenance fund to be drawn down for regular and routine maintenance and major repairs.

**ACTION: Motion was made by Jane Mellert and seconded by Randy Heard to approve the rental of the Slate Belt COG Tymco 435 street sweeper at the rate of \$100.00 per day and not to exceed the budgeted amount of \$5,500.00 (line item 431.384).**

***Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.***

Jane Mellert noted that she thought it was good planning on the part of the COG to place the rental fees that are received into a separate maintenance fund.

Stephen Hurni thanked Tom Petrucci for the efficient administration of the Local Share Account gaming grant; he noted that the COG has the opportunity to utilize additional grant funding for additional items

**Motion approved. Vote 5-0.**

7. Request for Memorial Park Bench near Knitter’s Hill Trailhead/Parking Lot – Jennifer Acker for the late Bruce W. Samson:

**ACTION: Motion was made by Randy Heard and seconded by Joyce Lambert to approve the installation of a memorial bench for the late Bruce W. Samson at the Knitter’s Hill Trailhead/Parking Lot. Ms. Jennifer Acker will donate the memorial bench to the Township.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

8. Approval of Resolution No. 2021-13 and Commitment Letter: Northampton County Liveable Landscapes 2021 Round of Funding – Little Bushkill Creek Streambank Restoration Project (MS4 Pollutant Reduction Plan)- \$75,000.00– Applications Due April 1, 2021:

**ACTION: Motion was made by Glenn Borger and seconded by Randy Heard to approve Resolution Number 2021-13 and the associated grant commitment letter for the Northampton County Liveable Landscapes 2021 grant. The application will be for funding to help support the ongoing Little Bushkill Creek Streambank Restoration Project (MS4 Pollutant Reduction Plan).**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

**ROAD REPORT, PLANNING AND ZONING REPORT, RECREATION BOARD AND FIRE COMPANY AND AMBULANCE REPORTS:**

1. Planning and Zoning Report- February, 2021
2. Road Department Report- February, 2021
3. Fire Company and Ambulance Report- February, 2021
4. Recreation Board Report- February, 2021

**ACTION: Motion was made by Randy Heard and seconded by Glenn Borger to approve the February, 2021 Reports as listed and presented.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

**SLATE BELT REGIONAL POLICE DEPARTMENT:**

1. Slate Belt Regional Police Department Monthly Report- February, 2021:

**ACTION: Motion was made by Randy Heard and seconded by Glenn Borger to approve the February, 2021 Slate Belt Regional Police Department Monthly Report as listed and presented.**

*Prior to the vote, Chairman, Randy Heard, asked if there were any comments from the governing body or the public.*

**Motion approved. Vote 5-0.**

**CITIZEN'S AGENDA/NON-AGENDA:**

**Resident, Chuck Piazza-** Mr. Piazza recognized the Road Department for the excellent job they did this year after a tumultuous winter. Randy Heard expressed the same sentiment.

**Adrienne Fors (on behalf of Waste Management)-** Ms. Fors stated that the tonnage per day at the Grand Central Sanitary Landfill is holding around 1,800 tons per day. Additionally, landfill personnel are planning to conduct final capping activities on cell 17 sometime in April. A bird walk will take place this coming weekend (March 13<sup>th</sup>). Additional bird walks are planned each month; there is quite a bit of interest and social distancing measures are easily followed. A charitable donation of \$1,500.00 was provided to the PUMP organization by Waste Management.

**Resident, Don Moore-** Mr. Moore discussed the following items with the Board of Supervisors:

1. Image Landscaping Special Exception/Site Plan: Mr. Moore stated that he believed that the previous Zoning Officer made an error with respect to his determination that there was a previously existing lawfully non-conforming use on the property. Mr. Moore appealed to the Board of Supervisors to send the Solicitor to the Zoning Hearing Board when this matter is heard so that the Township can express its opinion whether or not there is a lawfully non-conforming use on the property.

2. Zoning Hearing Board Alternate Position: Mr. Moore thanked the Board of Supervisors for not reappointing him as an Alternate on the Zoning Hearing Board, as it is his opinion that the Zoning Hearing Board has gone from bad to worse. Mr. Moore stated that Solicitor Tom Caffrey provides sound legal advice when prompted; however, he is not always asked for his opinion.

Mr. Moore stated that he could not continue to serve on the Zoning Hearing Board and still respect himself. It is his opinion that the intent of the Zoning Hearing Board is to “get to yes” and that the Zoning Hearing Board members generally follow the concept of “no harm no foul variances”. He noted that the Zoning Hearing Board members did not pay attention to a Commonwealth Court decision where a previously granted decision was overturned by the Court. Mr. Moore stated that this decision did not prompt internal deliberation to correct the problem. Mr. Moore stated that he could address the Board of Supervisors during an upcoming meeting (either the regular or second regular meeting of the month). Tom Petrucci recommended that Mr. Moore address the Board of Supervisors in the normal customary manner under the “Courtesy of the Floor” section of the agenda. Glenn Borger directed Mr. Moore to put his comments in writing, so that the Board members would have the information in front of them to review in advance of a meeting where this will be discussed. Mr. Moore indicated that he will provide written correspondence, as requested.

### **BOARD OF SUPERVISORS REPORTS:**

1. **Randy Heard, Chairman-** No report.
2. **Glenn Borger, Vice Chairman-** Mr. Borger expressed the sentiment that the Plainfield Township Road Department is the best Road Department in the Commonwealth of Pennsylvania.
3. **Joyce Lambert-** No report.
4. **Jane Mellert-** Mrs. Mellert stated that she attended the PSATS Resolutions Committee on March 3<sup>rd</sup>, and she stated if the Board of Supervisors has any concerns that they would like to have reviewed for consideration of approval by the PSATS Resolution Committee and PSATS as a whole, these concerns would need to be provided in the next couple of months. She noted that the draft Resolutions should be reviewed by the Board of Supervisors. These Resolutions will be voted upon by PSATS in October.

Additionally, Mrs. Mellert questioned when the Board of Supervisors intends to get back to in-person meetings. Chairman Randy Heard stated that the Township must follow the Governor’s COVID-19 mitigation orders. Tom Petrucci informed the Board that the Governor’s COVID-19 Emergency Declaration currently runs through May 19, 2021, and the matter is on the May 18, 2021 primary ballot as a referendum to allow the voters of

the Commonwealth to decide whether or not to extend the Governor's emergency declaration powers. Tom Petrucci also identified the fact that the Township's occupancy limit of fifteen percent (15%) places the maximum occupancy of the Township meeting room at nine occupants, thereby making in-person meetings problematic. The Township will take this matter under advisement upon the receipt of additional information. Jane Mellert also pointed out that the Township has a very effective UV biological remediation system that was installed in the Plainfield Township Municipal Building/Slate Belt Regional Police Department Station.

5. ***Stephen Hurni***- Mr. Hurni reported that the Slate Belt Regional Police Commission has not heard anything to date from the arbitrator judge. Additionally, he stated that PSATS is holding a webinar on April 9<sup>th</sup> entitled, "New Developments in Police Liability: Guidance to Evaluate your Police Department". This webinar is open to all Township officials, and he stated that he and Chief Hoadley are planning on attending the webinar. Jane Mellert also expressed an interest in attending this webinar.

**SOLICITOR'S REPORT- DAVID BACKENSTOE, ESQUIRE:**

Solicitor Backenstoe did not have any additional agenda items besides what was already addressed during the meeting.

**ADJOURNMENT:**

Having no further business to come before the Board of Supervisors, motion was made by Glenn Borger and seconded by Joyce Lambert to adjourn the meeting. Motion approved. Vote 5-0. The meeting adjourned at 8:21 P.M.

Respectfully submitted,

Thomas Petrucci  
Township Manager/Secretary  
Plainfield Township  
Board of Supervisors