

**SCOTT TOWNSHIP  
BOARD OF SUPERVISORS  
MINUTES—JANUARY 16, 2019**

The Scott Township Board of Supervisors met on the above date in the Municipal Building, 350 Tenny Street (Espy), Bloomsburg, PA. The meeting was called to order at 6:30 p.m., and opened with the Pledge of Allegiance to the Flag. In attendance were Supervisors William G. Hafner, Kathleen A. Lynn, Paul R. Eyerly IV, Lanny R. Sheehan and Dennis N. Wildt. Solicitor Anthony J. McDonald from Marinos, McDonald & Knecht LLP, Police Chief Raymond J. Klingler, Maintenance Supervisor Mark J. Koons, and Secretary/Treasurer Brittany M. Stasik were also in attendance.

**QUESTIONS FROM THE AUDIENCE**

A number of residents from Clifton Drive in Sherwood East attended the meeting. Mr. Kirk Gilbert stated he had four concerns. First, he asked for an update on the Kinney Run drainage issue. The condition of the roads in Sherwood Village and the age and condition of the street signs were two other concerns. Lastly, Mr. Gilbert asked whether the Township has plans to update the streetlights to LED bulbs and whether additional streetlights will be added to Clifton Drive. Regarding the first item, Mr. Eyerly provided background on this matter and explained some of the DEP stipulations for working on waterways, both for municipalities and private residents. In order to determine if there is any way to increase the speed of drainage from the Espy Bog, the Army Corps of Engineers and DEP must be involved. Mr. Eyerly explained that together with the Town of Bloomsburg and SEDA-COG, the Township has budgeted funds to be used for a feasibility study to alleviate Kinney Run flooding. In addition, the Township has received input from a hydrologist with the U.S. Fish & Wildlife Service, who will be able to provide direction regarding the study and possible drainage proposals for Kinney Run. In Mr. Gilbert's opinion, there is no streambed in the section between the Espy Bog and the old tennis courts. He feels the lack of a defined channel is slowing the drainage. Mr. Eyerly stated a DEP representative recently explained why dredging is not an effective way of mitigating flooding. Mr. Charles Knapp feels dredging would at least be a short-term solution. Ms. Donna Coombe stated the area that is supposed to be Kinney Run is full of debris. She added that she feels the Township has a responsibility to address the drainage basin located in the yard of Mr. and Ms. William Beyers. She asked that Township officials come to inspect that. Mr. Eyerly recommended that the residents make an appointment with Mr. Koons to come and investigate their water problems. Ms. Betty Beyers stated the constant flow of water to that basin has caused mosquito and mud problems in their yard. Mr. James Chiaramonte added his agreement with Ms. Coombe regarding debris in the waterway impeding the flow. In addition, he feels there is an oil film on top of the water on the rear of his property. He asked about the risers in the sewer easement next to his property. He stated water has been flowing from them all summer. Mr. Koons stated the development plans included dry wells on three properties. These are supposed to contain and slowly release the water from the roadway catch basins. However, depending on the level of the water table, the dry wells do not empty. Regarding additional lighting, Mr. Koons will check the subdivision plan to see the number of streetlights shown on the plan. Ms. Carole Chiaramonte asked that the Township investigate what appears to be an oil slick in their yard. Regarding the condition of the road, Mr. Knapp stated the macadam in the cul-de-sac has subsided in the last few years. Mr. Koons stated he will go look at the problem

and he added that the road may be scheduled for repaving in a year or two. Regarding the street signs, Mr. Koons stated the signs were originally owned and installed by the homeowners' association. The residents stated there is no longer an association and they have no objections to the Township replacing the signs.

Ms. Betsy Miller of Forest Road in Sherwood Village asked for clarification about dredging the waterway. She acknowledged that dredging may not be a long-term solution, but asked why it could not be done as a short-term solution. DEP will not permit any activity in a waterway that will alter the stream. Dredging, by definition, will affect the natural progression of the waterway. Some discussion ensued regarding the developer's responsibility for creating drainage issues and the fact that regulations change with time and understanding of environmental impacts. Ms. Chiaramonte asked if the area behind her house is a designated wetland. Mr. Eyerly answered he was not sure where the delineated wetland is, but there are maps that show that information. One of the residents noted that their properties do not directly border on Kinney Run. The land that Kinney Run flows through is owned by other individuals or entities. There was some discussion regarding riparian water rights and whether the Sherwood East owners could address their water concerns as a private legal matter between property owners.

#### **APPROVAL OF MINUTES**

Minutes of the December 19, 2018 meeting were presented for approval. Mr. Sheehan made a motion to approve the minutes as presented. Mr. Wildt seconded and the motion carried 5-0.

Minutes of the 2019 Reorganization meeting were presented for approval. Ms. Lynn made a motion to approve the minutes as presented. Mr. Eyerly seconded and the motion carried 5-0.

#### **APPROVAL OF MONTHLY REPORTS**

The December Budget, Police, Roads, Treasurer's, Zoning, and Tri-County COG IBC Inspection Service Reports were presented for approval. Mr. Sheehan made a motion to approve the reports as presented. Mr. Wildt seconded and the motion carried 5-0.

#### **APPROVAL OF BILLS TO BE PAID**

The General Fund bills to be paid were presented as one transfer of electronic funds and check numbers 15454—15490 for \$26,400.44. In addition, Liquid Fuels Fund bills to be paid were presented as check numbers 1711, 1713, and 1716 for \$2,205.35. Mr. Sheehan made a motion to approve the bills to be paid, totaling \$28,605.79. Ms. Lynn seconded and the motion carried 4-0, with Mr. Eyerly abstaining due to a conflict of interest regarding the Press Enterprise payment, check number 15469.

#### **OLD BUSINESS**

Regarding Ordinance No. 12-19-18A, which was adopted at the December meeting, Ms. Stasik explained that the written description of the area included in the General Commercial zoning district change does not match the map attached as Exhibit A. This affects two non-residential properties. The Administration Committee recommended sending certified letters to the two property owners, asking them to notify the Township within 15 days if they have any objection to the change. The Board opted to keep the Ordinance as it is written and to have the map corrected.

## **NEW BUSINESS**

Regarding the appraisers agenda item, Ms. Stasik explained the results of her efforts to obtain quotes from numerous appraisers for the proposed right-of-way for 18 Seiple Drive.

Regarding the solicitation curfew, the Board discussed the letter dated January 14, 2019, that Mr. McDonald received from a law firm, Lynn Pinker Cox & Hurst, LLP, representing Aptive Environmental, LLC, asserting that the Township curfew on commercial solicitation is unconstitutional. Mr. Eyerly made a motion to adopt Resolution No. 01-16-19, which states that the Township is temporarily suspending enforcement of the commercial solicitation curfew pending the resolution of the Town of Castle Rock, CO, appeal to the 10<sup>th</sup> Circuit Court of Appeals. Ms. Lynn seconded and the motion carried 5-0.

The Board discussed applying for the next round of DCNR park grants.

The Board discussed the email and letter from DEP's Bureau of Radon Protection regarding offering free radon test kits, supplied by the American Lung Association, to the residents. DEP is requesting that the Township provide an address list, which must be in Excel format and must exclude all commercial properties. Ms. Stasik will check with the County Tax Assessment Office regarding obtaining a list.

Regarding the Letter of Intent to participate in the latest Hazard Mitigation Grant Program, the Board directed Ms. Stasik to submit the LOI to PEMA.

Mr. Eyerly made a motion to adjourn the meeting. Mr. Sheehan seconded and the motion carried 5-0. The meeting adjourned at 8:17 p.m.

Respectfully submitted,  
Brittany M. Stasik  
Secretary/Treasurer

**SCOTT TOWNSHIP SPECIAL MEETING  
BOARD OF SUPERVISORS  
MINUTES—JANUARY 30, 2019**

The Scott Township Board of Supervisors met on the above date in the Municipal Building, 350 Tenny Street (Espy), Bloomsburg, PA. The meeting was called to order at 6:00 p.m., and opened with the Pledge of Allegiance to the Flag. In attendance were Supervisors William G. Hafner, Kathleen A. Lynn, Lanny R. Sheehan and Dennis N. Wildt. Solicitor Anthony J. McDonald from Marinos, McDonald & Knecht LLP, and Secretary/Treasurer Brittany M. Stasik were also in attendance.

Regarding hiring an appraiser, the Board discussed the advisability of obtaining an appraisal to determine the value of a right-of-way Route 11 access from 18 Seiple Drive through 2701 Columbia Blvd. Ms. Stasik explained she contacted seven appraisers and only two provided quotes. Justin Reis, MAI, SRA, of Reis Valuations Limited, provided a quote range of \$5,500 to \$6,500, and Gary E. Heiland II, MAI, AI-GRS, of Mid-Atlantic Valuation Group, Inc., provided a quote of \$5,000. Ms. Lynn made a motion to authorize Ms. Stasik to hire the services of Gary E. Heiland II. Mr. Sheehan seconded and the motion carried 4-0.

Regarding the cell tower, Ms. Stasik drew the Board's attention to the letter from the FAA, outlining the results of the aeronautical study. This determined that the P3 tower, as proposed, poses no hazard to air navigation. P3 Towers provided Lease Exhibit Option C, which depicts the chosen location on the Township property. Mr. Sheehan made a motion that the Township accept Lease Exhibit Option C as part of the lease agreement. Mr. Wildt seconded and the motion carried 4-0.

Regarding the park event and part grant, Ms. Stasik explained that Urban Research & Development Corp., which is the company that prepared the Park Master Plan, provided a cost estimate for park improvements in order to apply for the next round of DCNR grants. The cost estimate totaled \$106,155. Because this is a matching grant, the Township's cost would be approximately \$53,000, but this could include the value of in-kind services and volunteer hours. Discussion ensued regarding ideas for events to raise money for park improvements. Ms. Lynn made a motion to approve preparing and applying for the park grant. Mr. Sheehan seconded and the motion carried 4-0.

**OTHER BUSINESS**

As part of PEMA's HMGP Application for the latest round of flood buyouts, the Township must pass a resolution designating an agent. Mr. Wildt made motion to adopt the resolution that designates Brittany Stasik, Secretary/Treasurer, as the agent to execute all required buyout forms and documents for and in behalf of the Township Supervisors. Ms. Lynn seconded and the motion carried 4-0.

The Board discussed a personnel matter.

Discussion ensued regarding the status of updating the personnel policy.

Mr. Wildt made a motion to adjourn the meeting. Mr. Sheehan seconded and the motion carried 4-0. The meeting adjourned at 6:49 p.m.

Respectfully submitted,  
Brittany M. Stasik  
Secretary/Treasurer