

WAVERLY TOWNSHIP SUPERVISORS

Minutes of the March 11, 2024, Meeting

Attending Supervisors:

	Drew Christian, Chairman
	Eric Parry, Vice Chairman
	Cheryl Murnin – Not in attendance
Solicitor	Malcolm MacGregor
Twsp. Manager/Secretary	Christine Capozzi
Dir. of Public Works	Thomas James – Not in attendance
Township Engineer	Ned Slocum - Not in attendance
Police Chief	Kenneth James – Not in attendance
Planning Commission Solicitor	William Jones – Not attendance

Guests: Mark Marzolino

SUPERVISOR MEETING

The Waverly Township Supervisors held their meeting in-person at the Waverly Township Building on March 11, 2024, at 6:00PM. The monthly meeting of the Waverly Township Supervisors was called to order at 6:00PM by Chairman Drew Christian.

On a motion by Drew Christian, seconded by Eric Parry, the minutes of the February 12, 2024, meeting was approved as circulated, and all items recorded in the township records, all voting yes.

On a motion by Drew Christian, seconded Eric Parry, the treasurer report, and all bills were reviewed, approved, and recorded in the township records, all voting yes.

OPENING ROAD BIDS

ROAD PAVING BIDS: The following bids were received for the paving of Church Street/School Street (Road #1), Jerymn Drive (Road #2). Pennsy Supply (1) \$91,603.75, (2) \$97,188.85. H&K: (1) \$82,002.30, (2) \$85,800.16; New Enterprise: (1)\$85, 587, (2) \$88,876.80; Starfursky: (1) \$113,561, (2) \$123,911, American Asphalt: (1) \$95,504.20, (2) \$98,305.60. Kriger (1)\$127,710, (2)\$135,480.

On a motion by Drew Christian, seconded by Eric Parry, the contract for the paving of Church Street and School Street was awarded to the lowest bidder; H&K, pending review of accompanying documentation by Tom James. All bids for Jerymn Drive were rejected.

NEW BUSINESS

ACTIVE SHOOTER TRAINING

- Chairman Drew Christian asked Township Manager Christine Capozzi to contact PSTATs about information they can provide about active shooter training and preparedness training to share with the police department.

SUPERVISOR REPORT

ORDINANCE #100 BURNING AND OPEN FIRES

- Mr. Marzolino, a resident of North Abington Township, attended the meeting to discuss the issues he experienced with burning trees/vegetation on a resident's property.
- After a brief discussion regarding the Township's current Burning and Open Fire Ordinance #101 1997, there were several items identified to be researched to possibly amend the current Ordinance regarding the issuance of a burning permit.
 - Duration of the burn (limit it to daily or specific number of days),
 - Time of day to start/end burn
 - Determine the size of the fire or # of allowed fires,
 - Do not burn if a red flag or burn ban is issued (no burning allowed)
 - Determine when is a fire considered a nuisance?
 - Review the fine amount in the event of a violation of the Ordinance
- Township Manager Christine Capozzi explained the process for amending Ordinances. She suggested to research other municipalities burning Ordinances. She will also review what is currently listed in our Ordinance about developers' land clearing and burning. Christine will work with Mary Liz Donato on providing a draft amendment with proposed Ordinance revisions.
- In addition, Mr. Marzolino asked about the hours contractors are allowed to work on projects. This Ordinance made need to be updated.
- Christine will add this item to the next supervisors meeting agenda.

SOLICITOR REPORT

NLMS/THE ORCHARDS LAND USE APPEAL

- Township Solicitor Attorney Malcolm MacGregor mentioned Planning Commission Solicitor Bill Jones responded to Attorney Smith regarding the land use appeal draft settlement agreement. Attorney MacGregor added there is another hearing scheduled on March 28 with Judge Gibbons. Attorney MacGregor asked a supervisor to attend the hearing with him.
- Attorney MacGregor will provide an update during the April supervisors meeting.

DEVELOPER SEWER OWNERSHIP UPDATE

- Township Manager Christine Capozzi asked Attorney Bill Jones for a sample agreement.

MANAGERS REPORT

HARB DISTRICT PROPERTY

- Township Manager Christine Capozzi reported she still has not received responses from letters sent to HARB property owners. Christine mentioned work is being completed on the outside of one of the properties. Supervisors asked Christine to get an update from the property owner.

DALTON FIRE COMPANY – FIRE SERVICES AGREEMENT

- Township Solicitor Attorney Malcolm MacGregor briefly reviewed the open issues the Township has with the Dalton Fire Company. After a brief discussion, about the Dalton Ambulance, Workers Comp past payments and fire protection services contract for 2023 and 2024, Attorney MacGregor will provide a memo regarding these open issues. Supervisor Eric Parry agreed to meet with the Dalton Fire Company to discuss in person.

THE WAVERLY COMMUNITY HOUSE USDA GRANT UPDATE

- Township Solicitor Attorney Malcolm MacGregor mentioned he has been in communication with Michelle Hamilton and Charles Garnett for the USDA about the legal documents required to complete the USDA grant/loan application,

POLICE CONTRACT

- On a motion by Drew Christian, seconded by Eric Parry, supervisors approved the Waverly Police Department Contract for contract period January 1, 2014 through December 31, 2028, all voting yes.

There being no other business to come before the Supervisors, the supervisors meeting was again adjourned. After this meeting, Supervisors had an executive meeting to discuss a litigation issue. The next meeting will be held on April 8, 2024, at 6:00 P.M. in the Waverly Township Municipal Building, Lake Henry Drive, Waverly, PA. Christine Capozzi, Township Manager/Secretary, transcribed the minutes of this meeting.