Cass Township Board of Supervisors  
1209 Valley Road  
Pottsville, PA 17901  
Telephone: 570.544.5370  
Fax: 570.544.3158  
E-mail: casstwp@verizon.net

Brian P. Canfield – Chairman  
John M. Walaitis – Supervisor  
James D. Thomas – Vice Chairman  
Evelyn J. Bergan – Admin. Assistant

Typed: August 20, 2011

The regular monthly meeting of the Board of Supervisors of Cass Township was held Thursday, July, 28th, 2011 at 6:30 PM at the Township Municipal Building, Duncott, Pa.

Present at this meeting were the following: Kathleen Murphy, Mike Kulpcavage, Bob Ryan, Chris Ternowchek, Paul Fesnock, Tina Skibiel, and Gerry Heffner (SEDCO).

Chairman Brian Canfield called the meeting to order.

All recited the Pledge of Allegiance to the Flag.


Cass-Foster Police Chief Anthony M. Kuklinski - present.

Cass Township Solicitor Edward Brennan - present

Evelyn J. Bergan – Administrative Assistant, absent.

The June 2011 Supervisor Meeting Minutes have been placed at each seat for review. Brian asked the audience to please read them and if there are any corrections, please bring them to the attention of the Board before adjournment. Brian asked for questions and/or comments. Hearing none, he then asked for a motion to approve the June 2011 Supervisor’s Meeting Minutes. Jim made the motion. John seconded. Motion passed.

Articles on the Agenda this month:

Opening of Public Hearing for Zoning Ordinance and SALDO Amendments – Official Minutes of the Public Hearing were taken and recorded by a court stenographer. The Board of Supervisors will have for review with the intent to adopt at a public meeting as soon as the transcription becomes available.

Brian then closed the Public Hearing portion of the meeting, and opened the regular Monthly Supervisors Meeting.

Brian introduced Gerry Heffner, Vice-President of Schuylkill Economic Development Corporation (SEDCO). Gerry is on hand to give a Wegmans Expansion Project Update. Also Brian acknowledged Frank Zukas could not attend due to the recent passing of his mother – and on behalf of the Board, we offer our condolences to Frank and his family.
Wegmans Expansion Update – Gerry Heffner stated the project should bring approximately 80-100 new jobs. Gerry stated the timeline for completion of the project is 12-18 months and is on schedule. Gerry asked if there are any questions. There were no questions.

Resolution 2011-14 Amendment of Cass-Foster Police Dept. Court Pay Policy – Brian gave a brief overview and the history of how the police officers are compensated for court appearances. The current practice is paying the officers $45.00 per hearing appearance when not on duty. While on duty, officers receive their hourly rate. From this point forward, all officers will be paid as follows: Officers on duty will continue to receive their hourly rate. Officers not on duty will still receive $45.00 for a hearing. When multiple hearings are scheduled in succession, the officer will receive $45.00 for the 1st hearing. For the 2nd hearing and any consecutive hearings after that the officer will receive their hourly rate for each hearing. For Trial Court or similar court appearances, officers will receive a minimum of 4 hours of their hourly rate. If the appearance requires additional time, the officer will receive their hourly rate in half hour (1/2) increments. Tony expanded on Brian’s explanation with an example. Brian asked if there were any questions before taking action. There were none. Brian asked for a motion to adopt Resolution 2011-14. John made the motion, Jim seconded the motion. Motion passed.

Advertise Executive Session Dates to Discuss Litigation - Brian stated there is a need to review litigation with the township solicitor in the upcoming months. On advice from our solicitor, the supervisors plan to hold executive sessions to discuss litigation. The executive session dates to be held in Solicitor Brennan’s Office are: Aug. 16, 2011, Sept. 19, 2011, Oct 18, 2011, Nov. 14, 2011 and Dec. 12, 2011. All sessions will be at 6pm on the noted dates. Before asking for a motion to approve the dates for advertisement Brian asked if there were any questions. There were none. Brian asked for the motion. John made the motion and Jim seconded the motion. Motion passed.

Advertise new Earned Income Tax (EIT) Ordinance – Act 32 Brian explains the history of the EIT Collection process. Brian states Cass Township currently retains Berheimer to collect the EIT tax. Brian explains the recent changes to the process and a new company, Centax, will be taking over the collection for Cass Township and rest of Schuylkill County effective January 2012. Brian states that the township was asked to adopt a new Ordinance for the tax collection process. Brian hands over the discussion to Solicitor Brennan to explain the new ordinance. Within Solicitor Brennan’s discussion the board asks questions to interpretation of the language of the draft ordinance. Solicitor Brennan will contact Solicitor Paul Date of the County Collection Committee to review and explain the Net Profits Tax and other language stated within the draft ordinance. Brian asks if there are any questions before taking action. There were no questions. Brian asks for a motion to authorize Solicitor Brennan to advertise New EIT Ordinance. Jim made the motion and John seconded. Motion passed.

Purchase Additional Items and Mulch Playgrounds – Brian discussed the recent upgrade to the playgrounds and the desire to continue to enhance them. Brian stated there are remaining open space funds available to purchase some items to upgrade the playground. Specifically the supervisors would like to mulch both playgrounds and purchase garbage cans and a picnic table. Brian asked if there are any questions. There were none. Brian asked for a motion to purchase items and mulch for the playgrounds items via COSTARS Purchasing Program. John made the motion and Jim seconded the motion. Motion passed.

Planning Commission:

Note: All decisions are based on recommendations from the Planning Commission to the Board of Supervisors.

. Brook Rentals, LLC and Ringtown Rentals, LLC -- Brian states the Planning Commission denied the submission due to untimely filing. Solicitor Brennan also states the application was
incomplete. Brian states it is the recommendation of the Planning Commission and the Solicitor that the Board of Supervisors deny the submission for those reasons. Brian asks for questions or comments before taking action. There were none. Brian made the motion to deny the request for extension due to untimely filing. Jim seconded the motion. Motion passed. Brian then asks for a motion to disapprove the submission and file a new and complete submission – addressing all previous comments. John made the motion and Jim seconded. Motion passed. Solicitor Brennan states we must give written notification of the denial to Brook Rentals within fifteen days of this meeting.

Highridge Lot 6 Submission – Final Approval – Brian gives brief overview of the submission and asks for questions or comments before taking action. There were none. Brian makes the motion to grant final approval and John seconded. Motion passed.

Treasurer’s Report: Jim presented the June 2011 Treasurer’s Report. Jim asked for questions and comments. Hearing none, Brian made the motion to accept the June 2011 Treasurer’s Report and pay all outstanding bills as can be paid at this time. John seconded. Motion passed. The Treasurer’s Reports are on file at the Township office for review upon request.

Police Report: Cass-Foster Police Chief Anthony M. Kuklinski read the July 2011 Police Reports. Tony asked for questions and comments. Hearing none, Brian then asked for a motion to approve the July 2011 Police Report. Jim made the motion and John seconded. Motion passed. Tony commended the residents who have been assisting with investigations.

Correspondence:

There was no correspondence to report for the July meeting

Old / New Business:

Code Enforcement – Brian states the Kyle Kehoe of Benesch has been working with our police dept. on several code-related issues

Schaeffer’s Hill Road – Project is scheduled to start August 10th. Road will close at times but local residents will be allowed access.

Woodside Road – Brian states we are currently awaiting a design services proposal from Alfred Benesch.

Special Thanks to the Schuylkill County Adult Probation Crew, along with our township employees, were utilized to clear the overgrowth from the Pine Knot Discharge. The cost to the township was a meal and drinks for the crew. The Township thanked the crew for a job well done.

Special Thanks to Minersville Borough for assistance with their bucket truck to restring the flag pole at the Cass Township ball field.

Thank You to our new Road Crew for their dedication and hard work.

Discussions from the Audience:

Chris Ternowchek, Flag Lane – Thank you to the police force for their recent work. Thank you to the new road crew, but asked for a street sign for Flag Lane.
Paul Fesnock, S. Maple Avenue – Asked who the contractor on Schaffer’s Hill Road is. Is the Township receiving their fair share of Amusement Tax from the Race Track? With the new school year approaching, could the police show a presence near the school and surrounding stop signs and intersections?

Tina Skibiel – Clover Fire Company will be serving alcohol at their event.

Solicitor Brennan – to Gerry Heffner of SEDCO, Asked about setting up a meeting with Highridge Business Park Tenants in the 3rd or 4th week of September to review the township fire companies financial needs. Solicitor Brennan states some companies are in need of financial assistance.

Adjournment – Hearing no further discussions from the audience, Brian asked for a motion to adjourn. John made the motion. Jin seconded. Motion passed. Meeting adjourned.

ATTEST: Brian P. Canfield, Chairman
TIME MEETING ADJOURNED: 7:36 PM

Seal:

ATTEST: James D. Thomas, Vice-Chairman
TIME MEETING ADJOURNED: 7:36 PM

THE NEXT MONTHLY MEETING OF THE BOARD OF SUPERVISORS OF CASS TOWNSHIP WILL BE HELD ON Thursday, August 25th at 6:30 PM AT THE CASS TOWNSHIP MUNICIPAL BUILDING, DUNCOTT, PA.