

**THE TOWNSHIP OF MAXATAWNY
BOARD OF SUPERVISORS MEETING
FEBRUARY 10, 2025**

MINUTES

CALL TO ORDER & PLEDGE OF ALLEGIANCE: Vice-Chairman Marcus Simonetti called the meeting to order at 6:30PM with the Pledge of Allegiance. Members present: John Deplanque (by speaker phone). Professionals present: Township Engineer, Chris Falencki; Township Solicitor, Chris Muvdi; Code Enforcement Officer, Chris Paff; Secretary/Treasurer, Jerilyn Wehr.

ANNOUNCEMENTS: nothing at this time

PUBLIC COMMENT: (AGENDA ITEMS ONLY)-Public comment on agenda items will take place at the agenda item after discussion is completed by the Board

APPROVAL OF THE MINUTES:

1. Motion to approve the minutes of the January 13, 2025 Board of Supervisors Meeting
 - a. Motion made by Deplanque and seconded by Simonetti to approve the minutes of the January 13, 2025 Board of Supervisors meeting. Motion passed (2-0)

REPORTS:

1. State Police Report
 - a. The Police report was presented. There were 109 calls in January
2. Kutztown Library – nothing at this time
3. Volunteer Fire Department/Ambulance – nothing at this time
4. Historic Commission
 - a. Chairman Reynolds stated that there was no meeting of the Historic Commission in January
5. Municipal Authority
 - a. Chairman Berger was in attendance and provided an updated report
6. Roadcrew
 - a. Wessner was not present but provided the monthly report
7. Code Enforcement – Chris Paff
 - a. Paff presented his report
 - b. Simonetti questioned if residents in the Township are able to have chickens. Paff stated that chickens are allowed in certain zoning districts of the Township
8. Secretary/Treasurer – Jerilyn Wehr – nothing at this time
9. Motion made by Deplanque and seconded by Simonetti to approve the reports as presented. Motion passed (2-0).

PLANS TO REVIEW: nothing at this time

OLD BUSINESS:

1. Discussion on placement of crosswalk at Trexler and Baldy

- a. Paff and Falencki stated that the project cannot be constructed entirely inside the right-of-way and would require the Township to take land from the property owner to complete the project
- b. Motion made by Deplanque and seconded by Simonetti to authorize Wehr to draft a letter to Kutztown University, Kutztown Boro, and the property owner that the Township is not willing to take land from the property owner to complete the project as presented, but is open to other options for the project. Motion passed (2-0)
- 2. Leck Waste Services – update on modification application with DEP
 - a. Wehr informed the Board that Tony Wright provided an email update that there is no new information to provide

NEW BUSINESS:

- 1. Extension expiration – Kutztown University Solar
 - a. Motion made by Deplanque and seconded by Simonetti to approve the extension to May 12, 2025. Motion passed (2-0).
- 2. Extension expiration – Villas of Maxatawny
 - a. Motion by Deplanque and seconded by Simonetti to approve the extension to May 12, 2025. Motion passed (2-0).
 - b. Resident Garret Miller stated that Advantage Point owner, Greg Sarangulas, has requested information on sewer availability/reservations, but has not been provided a response. Solicitor Muvdi stated that any questions related to public water and sewer is the responsibility of the Municipal Authority to review and respond
- 3. Request of Land Development waiver – Ja Mar
 - a. Rob Hain from Berks Surveying presented the plan. Hain stated that the site is currently vacant. They will use the existing building and would like to make additions on the front and back of the building. They will add a loading dock, additional parking and pave the lot
 - b. The letters of Falencki dated January 14, 2025 and Paff dated January 16, 2025, as well as the Fire Marshal letter dated January 13, 2025 were reviewed. Hain stated that he will work with Paff and Falencki to comply
 - c. Motion made by Deplanque and seconded by Simonetti to approve the requested Land Development waiver. Motion passed (2-0).
- 4. Ratify partial escrow release – Florez Trucking
 - a. Motion made by Deplanque and seconded by Simonetti to ratify the partial escrow release for Florez Trucking. Motion passed (2-0)
- 5. Discussion on additional escrow release - Florez Trucking
 - a. Paff stated that there is a request for additional funds to be released for the project. Paff stated that there have been some issues on the site, but they are close to completing the required improvements and may get their certificate of occupancy in the near future
 - b. There was discussion regarding the remaining work and the 18-month maintenance period
 - c. Motion made by Deplanque and seconded by Simonetti to approve release of 50% of the requested amount, totaling \$156,831.00. Motion passed (2-0)
- 6. Motion to approve Resolution 2025-06 – records destruction
 - a. Wehr stated that a review of the files in storage has been completed and is requesting destruction of documents that are not required to be maintained per the Municipal Records Retention Manual

- a. Motion made by Deplanque and seconded by Simonetti to approve Resolution 2025-6. Motion passed (2-0)
7. Motion to authorize Falencki, Paff and Wehr to participate in PennDOT meeting regarding round-a-bout (Long Lane and 222)
 - a. Resident Anne Franke asked if the meeting was open to the public
 - b. Motion made by Deplanque and seconded by Simonetti to authorize Falencki, Paff, and Wehr, as well as Supervisor Deplanque to attend the meeting. Motion passed (2-0)
8. Motion to appoint Ethan Boyer to Recreation Committee
 - a. Motion made by Deplanque and seconded by Simonetti to appoint Ethan Boyer to the Recreation Committee for a 1 year term. Motion passed (2-0)

PROFESSIONAL SERVICES:

1. Solicitor – Christopher Muvdi – nothing at this time
2. Engineer – Chris Falencki
 - a. Falencki’s report was presented to the Board
 - b. Falencki stated that the property owners adjacent to the proposed sidewalk installation on Kutztown Road are now on board with the project, which will be funded by a DCED grant. Falencki will need to get easements and then bid the project. Falencki suggests bidding out the project in phases
 - c. Motion made by Deplanque and seconded by Simonetti to authorize Falencki to sign easement agreements and bid out the project in phases. Motion passed (2-0)
 - d. Falencki also stated that he reviewed the resident concern from last month regarding the intersection of Topton and High Road. The intersection is properly posted and in order to change the signage, we would need to petition PennDOT with the request. Wehr will be reaching out to State Police to ask for a count of accidents at that intersection
 - e. Supervisor Simonetti stated that he has concerns with funds available in the budget for maintenance of Township roads and requested that Engineer Falencki complete a review of the Township roads with a priority ranking for maintenance.
 - f. Motion made by Deplanque and seconded by Simonetti to authorize Falencki to complete the review. Motion passed (2-0)

PUBLIC COMMENT (non-agenda items) nothing at this time

FINANCIAL MATTERS:

1. Motion was made by Deplanque and seconded by Simonetti to approve the bills as presented. Motion passed (2-0).
2. Motion was made by Deplanque and seconded by Simonetti to approve the Treasurer’s Report and transfers as presented. Motion passed (2-0)

ADJOURN: Vice-Chairman Simonetti adjourned the meeting at 7:20PM

Respectfully submitted,

Jerilyn R. Wehr
Secretary/Treasurer

