

Maidencreek Township Board of Supervisor Meeting  
March 13, 2014 7:00 pm

Present: Claude Beaver, David Franke, Joseph Rudderow III, Tom Unger – Systems Design Engineering, Inc., Eugene Orlando, Jr. – Orlando Law Offices., Diane Hollenbach – Township Manager, Johanna Mattera – Recording Secretary.

Guests: George Trudeau, Stephanie Kroeniq, Melissa V. Shiner, Joshua Felker, Abigail Felker, Brian Felker, Joel Fox

David Franke called the March 13, 2014 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:00 pm in the Maidencreek Township Municipal Building.

MINUTES & FINANCES

**Approval of the Regular Meeting Minutes**

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to waive the reading of the minutes and approve the minutes February 20, 2014 Regular Meeting minutes. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

**Treasurer’s Report and Bill List**

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to approve the February 2014 Treasurer’s Report and Bill List. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

PUBLIC COMMENT

George Trudeau of 20 Mountain View Lane, Blandon expressed concerns about the trucks parked in Community Park parking lot.

Stephanie Kroeniq of 378 Main Street, Blandon came to the Board looking for guidance regarding the flooding she experiences from the unground stream channel running from the railroad to Main Street. Ms. Kroeniq also, advised the Board that she had contacted DEP and would be contacting the Reading Eagle. The Township Engineer advised that DEP has jurisdiction over streams. The Township Solicitor advised the Board that the Solicitor for Mr. Fox reached out to his office this past week on allowing the Township access through an easement.

Joseph Pendleton of Calcium Road advised the Board that there is still traffic getting through on the closed road. He was concerned about the potholes at the edge of the decking on the Rt. 73 bridge. Board advised that the bridge is owned by the City of Reading. The Township Manager will contact Penn DOT regarding the potholes.

REPORTS

ENGINEER’S REPORT

**Subdivision Review Status Checklist**

**Esbenshades Final LDP expires 3/28/14; Time Extension received thru 6/28/14 -**

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to accept the developer’s time extension for the Esbenshade Land Development Plan until 6/28/14. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

**Subdivision/Zoning**

**James Hardie Stormwater Close Out** - Mr. Unger advised that SDE did an inspection of the stormwater pipe and everything is in good shape.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III to authorize the Chairman to sign the escrow release letter for James Hardie and close out the escrow account. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**Nolt Subdivision Final Plan**- Planning Commission recommended conditional final plan approval of the plan.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to grant the waiver to Section 190-33.A(2), Driveway Paving for the existing driveway. Hearing no questions on the motion, all members voted "Aye". Motion carried. The new driveway for the new lot will be paved.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to grant the waiver to Section 190-32B(1)(a), Street Width. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to grant the waiver to Section 190-36, Monuments requiring the plan to have two monuments instead of four. Hearing no questions on the motion, all members voted "Aye". Motion carried.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to grant final plan approval of Nolt Subdivision Final Plan conditional upon SDE review letter dated February 24, 2014 and adding the Penn DOT Highway Occupancy Permit number to the plan. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**W. Walnut Tree Drive 3-Way Stop Sign** - Mr. Unger advised the Board that the intersection did not meet the warrant for a multiway stop installation. The Board advised the Township Manager to send a letter to the Police Chief requesting additional speed enforcement in the area.

**Subdivision Improvement Agreement LOC/Escrow Release Letters**

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, authorizing the Chairman to sign the Subdivision Improvements Agreement LOC/Escrow Release letters in the amount of \$688.05. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**2014 Road Paving Project** - The Road Master and Township Engineer will meet to discuss the road paving projects and bring recommendations to the Board for April's meeting.

**MUNICIPAL SOLICITOR REPORT-**

**Inter-Governmental Cooperation Ordinance with Ontelaunee Township**- Mr. Orlando advised the Board that he reached out to Ontelaunee Township's Solicitor and she asked Maidencreek to create the first draft of the agreement.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to authorize the Township Manager and Township Solicitor to advertise a Public Hearing for the adoption of an amendment to the Inter-Governmental Cooperation Agreement and Ordinance between Maidencreek and Ontelaunee Townships for the purpose of sharing and allocating resources for

Maidencreek Township Board of Supervisor Meeting  
March 13, 2014 7:00 pm

maintenance of common roads and related activities on April 10th at 7:00 pm with the Regular Meeting to follow. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**Review Salt Contract Specs - Liquidated Damages** - Mr. Orlando reviewed with the Board page 20 of the salt contract regarding liquidated damages and setoffs in the cooperative salt purchases council contract. Mr. Orlando read: "Municipalities shall notify the awarded vendors in writing of any claims for liquidated damages pursuant to this paragraph before the date the municipalities deducts such sums from money payable to vendors". The Township Manager did contact the vendor each time they were in violation of the 72-hour contract. The Road Master also contacted the vendor regarding the bad product received. The Township plans to accept the \$5/ton credit offered on three loads.

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, authorizing the Township Manager to immediately notify the supplier in writing that we perceived them to be in default of the cooperative purchasing council contract with Maidencreek Township, to identify the default and identify the liquidated damages and notify that we intend to set-off liquidated damages per the authorization. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

#### MANAGERS REPORT

**2014 Street Sweeping will occur on April 8, 9 and 10** - Ms. Hollenbach advised the board that the cost came in at \$3,600 for the 2014 Street Sweeping, which was \$1200 lower than approved.

**2014 Winter Maintenance Costs** - Ms. Hollenbach reviewed with the Board changes that were made to the costs due to increased salt purchases for the winter. An increase in Liquid Fuels money off set the winter maintenance costs.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to allocate an additional \$10,000 to salt in the 2014 State Liquid Fuel Budget and the remaining \$13,203.39 to roadwork. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**Park and Recreation Purchases** - Ms. Hollenbach advised the Board that Park and Recreation did receive a donation from Giorgio Foods for the purchase of uniforms.

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, to authorize the purchase of T-Ball uniforms from Geist Sporting Goods at a cost of \$1586. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, to purchase mulch through state contract at \$15.48/cubic yard, not to exceed 160 yards. Hearing no questions motion, all members voted, "Aye". Motion carried.

**Tablets** - Ms. Hollenbach reviewed various costs regarding tablets.

#### ROAD MASTER REPORT

**Truck Repairs**- Mr. Beaver reviewed with the Board the Truck Repair list.

Maidencreek Township Board of Supervisor Meeting  
March 13, 2014 7:00 pm

**Koller Road Culvert Replacement** - Mr. Beaver and Mr. Unger reviewed with the Board the photos taken of the Koller Road pipe and recommended repairs be made.

A motion was made Joseph Rudderow III, seconded by Claude Beaver, authorizing SDE to get a GP11 permit for the Koller Road Culvert at a cost not to exceed \$5,400. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**Seasonal Help** - Mr. Beaver would like to have four Seasonal Helpers at 24 hours per week for the summer. The Board advised that they are ok with the Township Manager and Road Master conducting the interviews and hiring the summer help.

NEW BUSINESS

**Purchase Recycling Bins & Lids** - Ms. Hollenbach advised the Board that the Township needs to purchase additional recycling bins and lids. The cost will be the same as in 2012.

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, authorizing the purchase of 600 22-gallon blue recycling bins at \$10.25/bin and 600 lids at \$3.50/lid. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**Polling Place Agreement**

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, authorizing the Chairman to sign the Polling Place Agreement between Maidencreek Township and the County of Berks and forgo payment and donate the use of the facility. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**POLICE COMMISSIONER & MEETING UPDATES** - Mr. Beaver reported that again the 2014 Budget did not pass. The police plan to purchase two vehicles in 2014 to replace older vehicles.

The Board released the Township Engineer at 8:40 pm.

Executive session to discuss possible ligation will be held after the meeting.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to adjourn the March 13, 2014 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members voted "Aye". Motion carried. Meeting adjourned at 8:40 pm.

---

Recording Township Secretary, March 13, 2014

---

Township Secretary, March 13, 2014

Maidencreek Township Board of Supervisor Meeting  
March 13, 2014 7:00 pm

Cc: Board of Supervisors  
Eugene Orlando, Orlando Law Office, Solicitor  
Thomas Unger, Systems Design Engineering, Inc., Township Engineer  
Planning Commission  
Park & Recreation Board  
Zoning Hearing Board and Alternates  
Paul Herbein, Zoning Hearing Board Solicitor  
Maidencreek Township Authority  
Patrick Donovan, Maidencreek Township Authority General Manager  
JoAnn Schaeffer, Maidencreek Township Authority Secretary  
Dan Becker. Kozloff Stoudt, Authority Solicitor  
Greg Unger, Systems Design Engineering, Inc., Authority Engineer  
Barbara Hassler, Tax Collector  
Daniel Miller, Blandon Fire Company Chief  
Chief Scott W. Eaken, Northern Berks Regional Police