

Maidencreek Township Board of Supervisor Meeting
April 9, 2015

Present: Claude Beaver, David Franke, Joseph Rudderow III, Eugene Orlando, Jr. – Orlando Law Offices, Charles Jones – Great Valley Consultants, Diane Hollenbach – Township Manager

Guests: Jim Schoellkopf, Kevin Dunn, Daniel Miller, Chris Kline, Chris Bradley, Rebecca Geller, David C. Brown, David Hoagland, George Brittenburg

Joseph Rudderow III called the April 9, 2015 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:00 pm in the Maidencreek Township Municipal Building. Mr. Rudderow announced that an executive session was held on April 7, 2015 for personnel issues.

MINUTES & FINANCES

Approval of the Regular Meeting Minutes

A motion was made by Claude Beaver to waive the reading of the minutes and approve the minutes for the March 12, 2015 regular meeting. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

Treasurer's Report and Bill List

A motion was made by Claude Beaver to approve the March 2015 Treasurer's Report and Bill List. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

A motion was made by Claude Beaver to accept the 2014 audit and authorize the Chairman to sign the disclosure letter. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

A motion was made by Claude Beaver to authorize the Chairman to sign the 2015 audit engagement letter with Kosmerl and Company. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

A motion was made by Claude Beaver to authorize the Chairman to sign the Act 205 Pension Questionnaire. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

PUBLIC COMMENT
REPORTS

ENGINEER'S REPORT

Angelo Corrado Maidencreek Crossing – This item will be removed from the agenda since Mr. Corrado requested to speak to the Board but has not come to the meeting in the three months since his request.

Bradley Subdivision Preliminary Plan – Charlie Jones of Great Valley Consulting stated that the items in the March 23, 2015 review letter have been addressed. Gene Orlando of Orlando Law Offices stated that the annexation parcel deed, the combination deed and the easements must be recorded at the same time the plan is recorded.

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A motion was made by Claude Beaver to grant final plan approval to the Bradley Subdivision and Annexation Plan conditional upon recording the annexation parcel deed, the combination deed and the easements when the plan is recorded. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

Esbenshade's Greenhouse Land Development Plan

Charles Jones of Great Valley Consultants discussed the Esbenshade Land Development Plan and the mulch storage area. Mr. Esbenshade has verbally agreed to screen the backside of the area as requested by the Planning Commission.

A motion was made by Claude Beaver to approve the Esbenshades Greenhouse Final Land Development Plan conditional upon screening that is satisfactory to the Township Engineer. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

505A Main Street Highway Occupancy Permit – Mr. Jones reviewed the recommendation to make a portion of Main Street in Blandon a no parking zone in the area of 505A Main Street. This is a requirement of Penn DOT in order for the owner to pave a driveway at an existing curb cut. Mr. Jones agreed with Penn DOT's letter that in order to provide adequate, safe sight distance, on street parking must be eliminated. Mr. Rudderow questioned who else would be impacted. Mr. Jones stated that there is one property that appears to be parking on the street and that Mr. Readinger could possibly provide space for them.

A motion was made by David Franke to authorize the preparation of a traffic ordinance that includes a parking restriction 150 feet east and 110 feet west of 505A Main Street. Claude Beaver seconded the motion and hearing no questions on the motion, it passed unanimously. Mr. Beaver stated that there would be a few other amendments he wants to bring to the Board at a future date. No authorization was given to advertise the public hearing.

Letter of Credit Reduction – Mr. Jones stated a request for a letter of credit release was received from David Small. An inspection was performed and the release is warranted. After the release, \$19,026.08 will remain for the balance of the project.

A motion was made by Claude Beaver to authorize the Chairman to sign the escrow release letter for David Small Self Storage in the amount of \$37,050. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

MUNICIPAL SOLICITOR REPORT

Mr. Orlando informed the Board that the hearing request for Jane's Spa had been withdrawn.

Zoning and SALDO Revised Ordinances – Mr. Orlando reviewed the steps in adopting a Land Use Ordinance including notice, posting and review by the Berks County Planning Commission and neighboring municipalities. The final map has not been received from Systems Design Engineering. If this is not received in a timely manner, the hearing may need to be postponed.

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ROAD MASTER REPORT

Claude Beaver reported that the Road Crew had attended a PA One Call class and a class on road maintenance. Street sweeping begins next week and the Road Crew will also attend a safe driving course. The work done to Schaeffer Road in 2014 has not held up and the contractor has agreed to repair the work at no charge to the Township. Mr. Beaver requested the ability to hire up to five summer workers.

A motion was made by David Franke to authorize the road master and manager to interview, select and hire up to five summer workers at the rates described in Resolution 7-2015, which will include last season's workers, Chad Dymeck and Tyler Nolt. Claude Beaver seconded the motion and hearing no questions on the motion, it passed unanimously.

MANAGERS REPORT

Diane Hollenbach reported that an application for a variance was received from Verizon Wireless for a cell tower on 220 Buena Vista Road. The Board was reminded of Representative Jozwiak's open house and ribbon cutting on April 24th and the breakfast with the County Commissioners also on that same day. Mrs. Hollenbach updated the Board on the progress of Wells 6 and 7 draw down test. The Authority Audit was presented at the Authority meeting and everything is in order.

PARK AND RECREATION

A motion was made by Claude Beaver to approve the contract with Metz Amusements for Community Day rides not to exceed \$2,145. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

A motion was made by David Franke to authorize the removal of the safety surface at the Community Park Tot Lot at a cost not to exceed \$3,850. Claude Beaver seconded the motion and hearing no questions on the motion, it passed unanimously.

A motion was made by David Franke to authorize the purchase and installation of poured in place safety surface at a cost not to exceed \$27,159 on CoStars Contract. Claude Beaver seconded the motion and hearing no questions on the motion, it passed unanimously.

OLD BUSINESS

Mr. Rudderow asked newly arrived guests if they had any public comment. No one had any.

Recording Secretary

A motion was made by David Franke to hire Shannon Daly as Planning Commission recording secretary. Claude Beaver seconded the motion and hearing no questions on the motion, Claude Beaver and David Franke voted, "Aye" and Joseph Rudderow III abstained due to the fact that he knows Ms. Daly's husband. The motion carried.

Authority Appointment – The Board asked to interview candidates.

Adopt Revised Personnel Rules and Regulations – Tabled

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West Shore Drive Bridge – Mr. Rudderow explained that Penn DOT has asked the Township for input on the fate of the West Shore Drive Bridge and in response to that request, the Township sent letters to 75 residents asking for their opinion. The Township is collecting information and realizes the issue is very important to many. David Brown of Ridge Road submitted a letter and suggested the bridge be repaired and a solar powered camera installed to eliminate loitering and unscrupulous truck drivers using a weight-restricted bridge. If the bridge is properly maintained, and salt is not used on its surface, it could last 100 years. George Brittenburg of Kemmerer Road commented that the detour past his farm is very dangerous for the ten employees, children and pets that cross the road several times a day in the course of their duties on the farm. Because of the proximity of buildings and state gameland, it would be difficult to find a way to improve Kemmerer Road. Mr. Brittenburg too wished to see the bridge reopened so that Kemmerer Road may remain as it was intended, a rural road and not a throughway to the Leesport Auction. Mr. Brittenburg wished to preserve the integrity of the area so that it does not become the next big development.

Mr. Rudderow expressed concerns that the Township has regarding Penn DOT's requirement that the Township take ownership of the bridge and the cost associated with the ongoing maintenance. He encouraged everyone to comment. Mr. Franke expressed concerns that any rehabilitation meet Township specifications and approval. Diane Hollenbach asked the Fire Chief, Dan Miller how heavy the heaviest fire truck was. Chief Miller answered thirty tons. Chief Miller commented that with the detour it takes a little more than four minutes to respond to a call from the bridge to Kemmerer Road whereas when the bridge was open, it took fifty-five seconds. Dave Franke commented that fire doubles in size every thirty seconds.

David Hoagland of Koller Road commented that he too is in favor of opening the bridge with a weight limit.

NEW BUSINESS

Willow Creek Proposed Change in Designation – Mrs. Hollenbach stated that a letter had been received from the Pennsylvania Department of Environmental Protection informing of a proposed change to the Willow Creek stream designation. It is currently a Cold Water Fishery and the PA DEP wishes to upgrade it to a High Quality Cold Water Fishery. This new designation will increase restrictions to discharges. The Board authorized the Township Manager to send a letter commenting that the Township would like the stream to keep its current designation and that the Township is voluntarily working with the Pa Fish Commission on the continuous improvement of the Willow Creek.

An executive session was called for potential litigation from 8:25 to 8:44 p.m.

FOR THE GOOD OF THE ORDER

Claude Beaver informed the Board that police negotiations have begun. Joseph Rudderow let everyone know the upcoming meeting dates of the various boards and commissions. The Board questioned if a final commitment was received from Penn DOT on which safety recommendations they will install on Route 222.

A motion was made by David Franke, seconded by Claude Beaver, to adjourn the April 9, 2015 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members voted "Aye". Motion carried. Meeting adjourned at 8:47 pm.

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Township Secretary, April 9, 2015

Cc: Board of Supervisors
Eugene Orlando, Orlando Law Office, Solicitor
Charles Jones, Great Valley Consulting, Engineer
Thomas Unger, Systems Design Engineering, Inc., SEO
Planning Commission
Park & Recreation Board
Zoning Hearing Board and Alternates
Joan London, 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