

Maidencreek Township Board of Supervisor Meeting  
October 11, 2012 7:01 pm

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

Guests: Cody Rhoads, George Trudeau, Richard Wick, Tim Mills, David Mekeel

Joseph Rudderow III called the October 11, 2012 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:01 pm in the Maidencreek Township Municipal Building.

MINUTES & FINANCES

**Approval of Regular Meeting Minutes**

A motion was made by Claude Beaver, seconded by David Franke, to waive the reading of the minutes and approve minutes of the September 13, 2012 regular meeting. 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 David Franke, to approve the September 2012 Treasurer’s Report and Bill List. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

REPORTS

John Fielding, Trustee for Tree Tops - Mr. Fielding advised the Board the he has obtained an accounting service to maintain the trust checking account and the firm will be sending out the billing to the residents of Tree Tops for the maintenance of the detention pond. Mr. Fielding also advised that he put out for bid the upkeep of the detention pond (only received one bid) and found out the property tax information. Mr. Fielding asked the Board if there were any monies available from the improvements agreement that could be used to setup the sinking fund. Mr. Fielding also advised that his ultimate goal is to move the trust to a Home Owners Association.

A motion was Claude Beaver, seconded by David Franke, to have Township Engineer contact Mr. Fielding and go over his findings of the detention basin facility. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

ENGINEER’S REPORT

**Subdivision Review Status Checklist**

**Custom Milling** - Planning Commission accepted the preliminary plan for a new warehouse.

**Village at Summit Crest Final Plan**

A motion was made by Claude Beaver, seconded by David Franke, to accept the developer’s offer of a time extension to the review period of the Village at Summit Crest Final Plan until 1/11/13. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

**Projects**

**2012 Paving Project** – Mr. Unger advised that the project is complete and both Contract A and B came in under budget.

A motion was made by Claude Beaver, seconded by David Franke, to pay EJB Paving final amount of \$126,361.00 for Contract A. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

A motion was made by Claude Beaver, seconded by David Franke, to pay EJ Breneman final amount of \$47,652.30 for Contract B. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

Mr. Unger advised that they are meeting with the Penn DOT municipal representative on Tuesday to close out the project.

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

A motion was made by Claude Beaver, seconded by David Franke, authorizing the Chairman to sign the Letter of Credit/Escrow Release letter in the amount \$80,986.80. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

**MUNICIPAL SOLICITOR**

**Angelo Corrado Bankruptcy Notice** – Mr. Orlando advised that the bank is preserving the LOC with the regard to the project and will issue a letter confirming this.

**Esbensshade LDP -** Mr. Orlando updated the Board regarding the meeting he had with the Attorney General regarding the Esbensshade issue. Mr. Orlando advised the Board that he requested a letter from the Commonwealth that specifically covers their position that the accessory greenhouse on the Esbensshade property is considered Agricultural regardless of the zoning. This should provide a means for the Township to be able to approve the Esbensshade plan.

**County Radio Project** – Mr. Orlando advised the Promissory Notes have been prepared by the Bond Counsel. Mr. Franke advised that the County is looking for the Promissory Notes to be returned by the end of October so that they may proceed. The Board had reservations to having to sign the notes tonight because they do not have time to re-review the notes. Mr. Orlando advised that if there were an issue that is determined after the fact, a new borrowing would have to be done.

A motion was made by Claude Beaver, seconded by David Franke, authorizing the Chairman to sign the Debt Statement in the amount of \$77,728.10 and for the Secretary to sign and to have it notarized. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

A motion was made by Claude Beaver, seconded by David Franke, authorizing the Chairman to sign the Borrowing Base 2012 Certificate for Maidencreek. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

PUBLIC COMMENT - None

MANAGERS REPORT - Ms. Hollenbach reviewed the report with the Board.

RESOLUTIONS & ORDINANCES

**Resolution #27- 2012 Street Dedication Meadowbrook Subdivision Sandhurst Blvd.**

A motion was made by Claude Beaver to sign Resolution #27 – 2012 to accept the developer’s offer of dedication of Sandhurst Blvd. Mr. Beaver restated the motion to sign Resolution #27-2012 to accept a portion of Sandhurst Blvd and David Franke seconded the motion. The Chairman asked if there are any questions on the motion. Mr. Rudderow asked if the roads have been inspected. Mr. Unger stated yes. Hearing no further questions on the motion, all members voted, “Aye”. Motion carried.

**Resolution #28- 2012 Street Dedication Meadowbrook Subdivision Regent St.**

A motion was made by Claude Beaver, seconded by David Franke, to sign Resolution #28 – 2012 to accept the developer’s offer of dedication of a portion of Regent Street. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

**Resolution #29- 2012 Street Dedication Meadowbrook Subdivision Penrose Ave.**

A motion was made by Claude Beaver, seconded by David Franke, to sign Resolution #29 - 2012 to accept the developer’s offer of dedication of a portion of Penrose Avenue. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

**Resolution #30- 2012 County Radio**

A motion was made by Claude Beaver, seconded by David Franke; to pass Resolution #30 - 2012 to sign the promissory notes for the purchase of radios for the Blandon Ambulance, Blandon Fire Company and Maidencreek Township Emergency Management Department in the amount of \$77,728.10. Hearing no questions on the motion, the Secretary took a roll call for the vote as follows: Claude Beaver “Aye”, Joseph Rudderow III “Aye”, and David Franke “Aye”. Motion carried.

**Resolution #31- 2012 Additional Street Lights Meadowbrook Subdivision**

A motion was made by Claude Beaver, seconded by David Franke, to sign Resolution #31 – 2012 accepting additional streetlights the Meadowbrook Subdivision. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

**Resolution #32- 2012 Opposition to the Proposed Roundabout at Route 222 and Tamarack Blvd and Genesis Drive – Mr. Rudderow read aloud the resolution.**

A motion was made by Claude Beaver, seconded by David Franke, to sign Resolution #32 - 2012 Opposition to the proposed Roundabout at Route 222 and Tamarack Blvd. and Genesis Drive. Hearing no questions on the motion, all members voted “Aye”. Motion carried.

Mr. Claude Beaver amended the above motion to have a copy of the Resolution #32-2012 sent to the Secretary of Transportation, Governor Corbett, the Lt. Governor, Elected Officials who cover this area, the County Commissioners, Penn DOT District #5, and to the private businesses along Route 222, as well as any proposed businesses. Mr. Franke seconded the motion. The Chairman asked if there are any questions regarding the motion. Mr. Wick asked is it my understanding that you going to contact all the businesses along the corridor. Mr.

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Rudderow answered yes and to any proposed businesses along the corridor. Hearing no further questions on the motion, all members voted, "Aye". Motion carried.

OLD BUSINESS

**Safety Committee** – A draft of a safety policy was distributed to the Board to review.

NEW BUSINESS

**2013 Budget** – A meeting was scheduled for October 25, 2012 at 7:00 pm – Ms. Hollenbach advised that half of the Township' budget is comprised of the Northern Berks Police Department and is only a guess because the police department is in arbitration.

Executive Session to be held to discuss personnel issues to be held after the meeting.

Since there was no further business, a motion was made by David Franke, seconded by Claude Beaver, to adjourn the October 11, 2012 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members voted "Aye". Motion carried. Meeting adjourned at 8:35 pm.

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Recording Township Secretary, October 11, 2012

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Township Secretary, October 11, 2012

Cc: Board of Supervisors  
Eugene Orlando, Roland & Schlegel, 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  
Robert Hobaugh, Jr. Esq., Stevens & Lee, 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

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