

Maidencreek Township Board of Supervisor Meeting  
November 8, 2012 7:01 pm

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

Guests: John Brumbach, Vivian Smith, Phil Reppert, Frank Wheeler, Cheryl & William Tobias, Drew R. Zebertavage.

Joseph Rudderow III called the November 8, 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 October 11 and 25, 2012 meetings. 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 October 2012 Treasurer’s Report and Bill List. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

REPORTS

ENGINEER’S REPORT

**Subdivision Review Status Checklist** – All Plans are current.

**Subdivision/Zoning** –  
**Village @ Summit Crest – Final Plan** – Tabled.

**Projects**

**Tree Tops** – Tom Unger and Mark Kitzmiller reviewed with the Board the results of the inspection of the detention pond that the basin is oversized and functioning. The Board discussed options that might be available to the Trust in regards to uses for the basin.

A motion was made by Claude Beaver, seconded by David Franke, authorizing the Solicitor to look into the legal ramification of the SDE study. The Chairman asked if there are any questions on the motion. A gentleman from the audience asked who owns the property. The Board responded the Trustee owns the property. The gentleman stated he heard that people bought it on sheriff sale. The Board responded again that the Trustee is the owner. The Chairman asked if there any further questions on the motion. There were no further questions on the motion. All members voted “Aye”. Motion carried.

**Flood Plain Letters** - Mr. Kitzmiller advised the Board that SDE received a request from a State Farm agent requesting a FEMA certification for a resident. The Board advised the Township Manager to put a FEMA link on the Township website for the residents and did not authorize the Township engineer to provide the certification due to the fact that the FEMA Maps do not

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contain lot lines and there is no means of determining the floodplain on a property with the information provided.

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

A motion was made by Claude Beaver, seconded by David Franke, authorizing the Chairman to sign the LOC/Escrow Release letter in the amount \$7,897.04. 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 Heffner Tract LOC/Escrow Release letter in the amount of \$31,193.42. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**MUNICIPAL SOLICITOR**

**Angelo Corrado Bankruptcy Notice** – Mr. Orlando advised the Board that the FDIC has closed Nova Bank and will discuss with the Board in executive the ramifications of this in regards to the Letter of Credit issued for the Crossings at Maidencreek Subdivision.

**PUBLIC COMMENT**

John Brumbach, 25 Marden Drive, Blandon – Asked why the Township is against the roundabouts. The Board advised the Resolution explained the Board's position. Mr. Brumbach asked if the police could sit at Lindberg and Marden, because people run the stop sign. The Board recommended that he call the police and advise them of the situation.

Frank Wheeler, 130 Hill Road, Blandon - Asked about the Tree Tops detention basin. Mr. Rudderow advised Mr. Wheeler of what had transpired over the past months regarding the detention basin and the Trustee.

Bill Zimmerman, 245 Callery Drive, Blandon – Also had questions about the letter sent by the Trustee. The Board advised Mr. Zimmerman of what had transpired over the past months regarding the detention basin, the Trust and the appointment of a new Trustee. The Board advised to Mr. Zimmerman to contact Mr. Fielding with any questions on billing for the maintenance of the basin.

Cheryl Tobias, 304 Hope Drive, Blandon – Mrs. Tobias updated the Board about the Bridgit Curbing that she had installed. Mrs. Tobias advised that Board that her husband will pick up the curbing during a snow or heavy rain event.

Blandon Ambulance – Vivian Smith advised the Board that Kurt Rhine is ill, and she has been appointed Chief of the Blandon Ambulance. Vivian advised that the Board of the ambulance's activity over the past year. The Board asked if the Ambulance could give a monthly written update to Board.

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

**OLD BUSINESS**

**Appoint Representative to the MS4 Steering Committee**

A motion was made by Claude Beaver, seconded by David Franke, to appoint Diane Hollenbach as Maidencreek's representative to the MS4 Steering Committee. Hearing no further questions on the motion, all members voted, "Aye". Motion carried.

**Speed Reduction on Rt. 222**

A motion was made by Claude Beaver, seconded by David Franke, authorizing a letter to Penn DOT regarding Speed Reduction on Rt. 222. The Chairman asked if there are any questions on the motion. Drew Zebertavage asked where on Rt. 222. The Board said from Pleasant Hill Rd. to Snyder Road. Mr. Beaver amended his motion to have the letter request a uniform reduced speed from Township line to Township line. Hearing no further questions on the motion, all members voted, "Aye". Motion carried.

**NEW BUSINESS**

**Schedule January Regular Meeting and authorize closure of the Township office and garage from December 24, 2012 thru January 1, 2013**

A motion was made by Claude Beaver, seconded by David Franke, to schedule the Reorganization Meeting for January 7, 2013 with the regular monthly meeting to immediately follow. 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 closure of the Township office and garage from December 24, 2012 thru January 1, 2013, weather permitting. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**PARK & RECREATION**

**Cornerstone Drive Fence Repair**

A motion was made by Claude Beaver, seconded by David Franke, authorizing Fehl's Home & Garden to repair the Cornerstone Drive Hockey Court fence at a cost not to exceed \$840.00. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**Blandon Fire Co. Park Restroom Repair**

A motion was made by Claude Beaver, seconded by David Franke, to have the Township Engineer verify the estimate received from Shirk Excavating, if correct, award the contract for the Blandon Fire Co. Park sewer line repair to Shirk Excavating at a cost not to exceed \$9,200.00. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**Community Park Entrance Project - Tabled.**

**Executive Session**

A motion was made by Claude Beaver, seconded by David Franke, to have the Board go into executive session from 8:30 to 9:37p.m. to discuss litigation issues.

**New Office Hours to begin Monday, November 12, 2012**

A motion was made by Claude Beaver, seconded by David Franke, authorizing the following New Office Hours to begin on Monday, November 12, 2012:

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Monday, Tuesday, Wednesday 7am – 4 pm  
Thursday 7am – 6 pm  
Friday 7am – 11 pm

Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

**2013 Budget** – Ms. Hollenbach advised the Board of her conversations with the Blandon Ambulance regarding the donation and the Maidencreek Township Water Authority regarding the rent. The only piece missing is the Police budget. Ms. Hollenbach advised that she took a 3% increase on wages from last year regarding the Police portion of the budget. Mr. Rudderow advised the audience that the public safety portion of the budget is 50% (42% police, the remaining 8% is split between fire and ambulance). Ms. Hollenbach also, advised that she is looking into leasing options versus purchasing new equipment. The Board discussed the fact that the budget must be advertised for twenty days and they could not wait any longer to advertise. After further discussion, a 1.8 mill increase was proposed on property taxes raising the rate from 1.125 to 1.25 mills to offset the loss of \$84,000 In EIT revenue and \$24,000 in Real Estate Tax revenue due to property reassessments.

A motion was made by Claude Beaver, seconded by David Franke, to advertise the 2013 Budget for the next month meeting with a 1.8 mill real estate tax increase. Hearing no questions on the motion, a roll call was taken: David Franke voted, “Aye.” Claude Beaver voted, “Aye.” Joseph Rudderow III voted, “Nay.” Motion carried.

Since there was no further business, a motion was made by David Franke, seconded by Claude Beaver, to adjourn the November 8, 2012 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members voted, “Aye”. Motion carried. Meeting adjourned at 10:15 pm.

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Recording Township Secretary, November 8, 2012

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Township Secretary, November 8, 2012

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  
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