

Maidencreek Township Board of Supervisor Meeting
December 11, 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: Katelyn Fox, Tim Mills, Scott Eaken, Melissa V Shiner

David Franke called the December 11, 2014 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:00 pm in the Maidencreek Township Municipal Building.

Before Public Hearing Mr. Franke asked Chief Eaken to discuss the increase in the Northern Berks 2015 Police Budget: Chief Eaken updated the Board on the 2015 Police Budget and the cause for the increases. The independent Police Study had been complete, it was determined that an additional Officer needs to be hired in 2015. Chief Eaken also advised the Board that the police department is looking to replace the Tahoe in 2015. The Board asked if the surplus dollars are still intact, Chief Eaken answered yes. The Board and the Chief discussed various options to help reduce speed and safety on the Rt. 222 corridor in Maidencreek; however, this is a Penn DOT issue. The Board also discussed with Chief Eaken the aging of the police department. The Board asked the Chief if he received any feedback from Leesport with regard to the 2015 Budget. At this time, there has been no response.

PUBLIC HEARING -

David Franke called the December 11, 2014 Public Hearing to order and turned the meeting over to Solicitor Orlando at 7:50 pm.

Mr. Orlando advised the Board that this is a time that has been advertised for a Public Hearing to consider adoption of an Ordinance to amend the code of the Township of Maidencreek Berks County, PA Chapter 204, entitled Vehicles and Traffic, to add speed limits and prohibit parking to newly dedicated roadways, remove parking prohibitions and to establish handicap parking on certain roadways in the Township. Mr. Orlando advised the Board of the following Board Exhibits:

1. B-1 Proof of Publication of Notice of this Public Hearing B1, which was advertised in the Reading Eagle on November 25, 2014.
2. B-2 Letter from Mr. Orlando's office to the Reading Eagle Company dated December 1, 2014 evidencing the fact that the full text of this Ordinance was forwarded to the Reading Eagle and an attested copy of Ordinance was forward to the Berks County Law Library.
3. B-3 Transmittal Letter from Mr. Orlando's office dated December 4, 2014, evidencing the fact that an attested copy of this Ordinance was forwarded to the Berks County Law Library.
4. B-4 Copy of the Full Text of this Ordinance, which also contains the stamp of the Berks County Law Library dated December 6, 2014, evidencing the fact that an attested copy of this Ordinance was filed with the Berks County Law Library.

Mr. Orlando reviewed with the Board the final ordinance. Mr. Orlando asked if there is any additional comment from the Public or the Board regarding this ordinance. There was no Public or Board comment.

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Mr. Orlando advised that the Board has advertised that immediately following the Public Hearing the Regular Monthly Meeting of the Board of Supervisors will reconvene at which time, the Board intends to adopt this same Ordinance.

PUBLIC HEARING -

David Franke called the December 11, 2014 Public Hearing to order and turned the meeting over to Solicitor Orlando at 7:52 pm.

Mr. Orlando advised the Board that this is a time that has been advertised for a Public Hearing to consider adoption of an Ordinance authorizing the participation of the Maidencreek Township PSATS Unemployment Compensation Group Trust pursuant to the Pennsylvania Intergovernmental Cooperation Law. Mr. Orlando advised the Board of the following Board Exhibits:

1. B-1 Proof of Publication of Notice of this Public Hearing B1, which was advertised in the Reading Eagle on November 28, 2014.
2. B-2 Letter from Mr. Orlando's office to the Reading Eagle Company dated December 1, 2014 evidencing the fact that the full text of this Ordinance was forwarded to the Reading Eagle and an attested copy of this Ordinance was filed with the Berks County Law Library.
3. B-3 Transmittal Letter from Mr. Orlando's office dated December 4, 2014, evidencing the fact that attested copy of this Ordinance was forwarded to the Berks County Law Library.
4. B-4 Copy of the Full Text of this Ordinance, which also contains the stamp of the Berks County Law Library dated December 6, 2014, evidencing the fact that an attested copy of this Ordinance was filed with the Berks County Law Library.

Mr. Orlando reviewed with the Board the final ordinance. Mr. Orlando asked if there is any additional comment from the Public or the Board regarding the ordinance. There was no Public or Board comment made.

Mr. Orlando advised that the Board has advertised that immediately following the Public Hearing the Regular Monthly Meeting of the Board of Supervisors will reconvene at which time, the Board intends to adopt this same Ordinance.

The Chairman closed this Public Hearing at 7:54 pm and opened the regular scheduled meeting.

MINUTES & FINANCES

Approval of the Regular Meeting Minutes -

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, to waive the reading of the minutes and approve the minutes for the November 13, 2014 Regular Meeting. Hearing no questions on the motion, all members voted "Aye". Motion carried.

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Treasurer's Report and Bill List

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

2015 Budget

Resolution 20-2014 Real Estate Tax Rate - The Board reviewed the tax rate.

A motion was made by Claude Beaver, seconded by David Franke, to adopt Resolution 20-2014 with Real Estate Tax Rate to be set at 1.75 mills - with .40 mills going to fire tax. Hearing no comments on the motion, all members voted "Aye". Motion carried.

Resolution 21-2014 Adopt 2015 Budget -

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to adopt Resolution 21-2014 to adopt 2015 Budget as it is advertised. Hearing no questions on the motion, all members voted "Aye". Motion carried.

REPORTS

ENGINEER'S REPORT

Subdivision Review Status Checklist

Esbenshades Preliminary Plan time extension to March 28, 2015 -

A motion was made by Claude Beaver, seconded by Joseph Rudderow III to accept the Esbenshades Preliminary Plan time extension to March 28, 2015. Hearing no questions on the motion, all members voted "Aye". Motion carried.

Giorgio Waste Water - No action required by the Board at this time.

Redner's Warehouse Market Expansion - No action required by the Board at this time.

Subdivision/Zoning –

Meadow Brook Phase III/IV - Forino to make repairs to inlets from previous punchlist; approximate 1/2 of inlets inspected with Township, scheduled to inspect Friday 12/12/14 - Mr. Unger reviewed at length with the Board the items inspected on the punchlist. The Board is looking to revise building standards, add additional documentation and inspection requirements with regard to items that will ultimately be Township responsibility. There are issues that are coming about, due to building standards changes over time.

Subdivision Improvement Agreement LOC/Escrow Release Letters - Mr. Unger reviewed with the Board the inspection that was done with regard to Melrose Place.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, authorizing the Chairman to sign Subdivision Improvements Agreement LOC/Escrow Release letters in the amount of \$260.02 Melrose Place. Hearing no questions on the motion all members voted "Aye". Motion carried.

Need to discuss with Board taking the following properties to citation level;

- 115 Grove Road
- 216 Holiday Lane

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- 327 Cassidy Court

Need to discuss with Board 1537 Ridge Road. The above items to be discussed in executive session.

MUNICIPAL SOLICITOR REPORT

Ordinance #235 - Traffic

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, to adopt Ordinance #235 an amendment to Traffic Ordinance. Hearing no questions on the motion, all members voted "Aye". Motion carried

Ordinance #236 - PSATS UC Group Trust

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, to adopt Ordinance #236 authorizing the participants of Maidencreek Township in the PSATS Unemployment Compensation Group Trust pursuant to the Pennsylvania Intergovernmental Cooperation Law. Hearing no questions on the motion, all members voted "Aye". Motion carried.

Agreement terminating the developer's improvement agreement with Maidencreek Plaza - Ms. Hollenbach confirmed that the amendment to the plan of record has been recorded.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to execute the termination of the developers improvement agreement with Maidencreek Plaza Company with regard to St. Matthews Church. Hearing no questions on the motion, all members voted "Aye". Motion carried.

Custom Milling Improvement Agreement - No action is required by the Board at this time.

PULIC COMMENT - None.

Resident - Quiet Zone at the Railroad tracks - This is not something the Township can financially fund. The railroad has been coming through Maidencreek Township for 130 years.

ROAD MASTER REPORT - Mr. Beaver reviewed the report with the Board.

Purchase of Crack Seal - Mr. Beaver would like to purchase crack seal at a cost of \$1,210 per skid.

A motion was made by Joseph Rudderow III, seconded by David Franke authorizing the Road Master to order up to two skids of crack seal at a cost not to exceed \$2,420.00. Hearing no questions on the motion, all members voted "Aye". Motion carried.

Tire Chains for New Truck - Claude Beaver would like to purchase tire chains and a plow blade for the new truck.

A motion was made by Joseph Rudderow III, seconded by David Franke, authorizing the Road Master to purchase tire chains and a snow blade as he sees fit for the new vehicle, at a cost not to exceed \$700. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

MANAGER'S REPORT - Ms. Hollenbach reviewed the report with the Board.

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Request for no parking on Main Street and Speed check - The Board asked Northern Berks to run a speed check on Rt. 73. A request was made for a study to extend No Parking on Main Street at Grove Road. The Board advised the Township Manager to send letters to residents in the area to abide by the yellow markings on curb. No action was taken on the study request.

Accept Planning Commission 2015 Annual Report

A motion was made by Claude Beaver, seconded by Joseph Rudderow III to accept the Planning Commission's 2015 Annual Report and to thank the Planning Commission. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Berks County Planning Commission - Ms. Hollenbach advised the Board that the Berks County Planning Commission is looking to have a 15-20 minute public presentation at each municipality's meeting to satisfy the public education in the MS4 requirement.

Election List to Certify Petition - All three auditor positions will be up for re-election.

Act 164 of 2014 - Signed into law on October 22, 2014 -

A motion was made by Joseph Rudderow III, seconded by Claude Beaver to authorize the Solicitor to review Act 164 of 2014 and make recommendations. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

OLD BUSINESS

Resolution 22-2014 requesting speed reduction and alternate truck route - Joseph Rudderow III advised the Board that he presented this same resolution (the last line was removed) at the RATS meeting, which was then passed.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III to adopt Resolution 22-2014 requesting speed reduction, alternate truck route through the Rt. 222 corridor in Maidencreek. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

NEW BUSINESS

2015 Animal Rescue League Contract -

A motion was made by Joseph Rudderow III, seconded by Claude Beaver to authorize the Chairman to sign the 2015 Animal Rescue League Contract. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Reorganization Meeting Date and Time - January 5, 2015 @ 7:00 pm, Regular Meeting to follow - The Board approved to advertise the Regular Meeting following the Reorganization Meeting.

2015 Appointments - Appointments given to Board for review.

The Board went into executive session from 9:20 pm to 10:50pm to discuss possible litigation and personnel.

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A motion was made by Claude Beaver, seconded by Joseph Rudderow III to file a citation against 115 Grove Road for property maintenance. 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 continue to work with the homeowner of 216 Holiday Lane to clean up the property. 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 file a citation against 327 Cassidy Court for property maintenance. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

1527 Ridge Road property maintenance file has been closed, per the Zoning Officer, Tom Unger. Mr. Unger informed the Board that after inspection of the property, no further violations exist.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III to adjourn the December 11, 2014 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members voted, "Aye". Motion carried. Meeting adjourned at 10:51pm.

Recording Township Secretary, December 11, 2014

Township Secretary, December 11, 2014

Cc: Board of Supervisors
Eugene Orlando, Orlando Law, Solicitor
Thomas Unger, Systems Design Engineering, Inc., Township Engineer
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
Megan Dompkowski, Maidencreek Township Authority Secretary
Daniel Becker, Kozloff & Stoudt Associates, 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