

Maidencreek Township Board of Supervisor Meeting
April 12, 2012 7:00 pm

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

Guests: Linda and Barry Bentz, Jim Schoellkopf, Jr., Ryan Hollenbach, Tony & Joann DeAngelis, Karyn Feick

Joseph Rudderow III called the April 12, 2012 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:00 p.m. 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 the minutes of the March 8, 2012 regular meeting as presented. 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 March 2012 Treasurer’s Report and Bill List. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

REPORTS

ENGINEER’S REPORT- All plans are current.

Projects

Zoning Ordinance - Quite a few residents attended the Planning Commission meeting to discuss zoning map changes. The Commission has a lot to review based on the public comment.

2012 Paving Project –Roads are measured and there is a meeting on April 24th to obtain Penn DOT approval of the 2012-paving project. Systems Design Engineering will advertise to receive bids at the May meeting.

Subdivision Improvement Letter of Credit Release Letters

A motion was made by Claude Beaver, seconded by David Franke, to authorize the Chairman to sign the Subdivision Improvement Letter of Credit Release Letters in the amount of \$367.77 Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

Act 537 Reimbursement – Joe Rudderow asked when the Township could expect to receive the Act 537 reimbursement. The Engineer and Manager will follow up with the DEP.

Noise on West Wesner Road – Mr. Unger reported that the noise meter reading was again at 54 decibels at the West Wesner Road property of Mr. McCarro. After discussion with Mr. McCarro, it was decided to wait until the weather is very warm, as Mr. McCarro believes that all three units on top of the Giorgio Food building run when it is very warm. Dave Franke talked with

Maidencreek Township Board of Supervisor Meeting
April 12, 2012 7:00 pm

neighbors across the street and they have not had any problems. All readings have been consistent.

Noise on Buena Vista Road – Barry Bentz, of Buena Vista Road stated that there has been a noise issue going on for a year. Noise occurs between 10pm and 6am when they are trying to sleep. It is not constant but there are times that trucks go over the speed bumps at the Zwicky Facility and it sounds like a person banging on a metal trashcan under your bedroom window. Joe Rudderow asked if it is inbound or outbound trucks. Mr. Bentz felt that it was both but the tractor-trailers that are empty are loud. Mr. and Mrs. Bentz suggested that Mr. Zwicky eliminate third shift deliveries and remove the speed bumps or use removable speed bumps. The Township Engineer will meet with Mr. Zwicky. Claude Beaver asked that the plan be checked for operating restrictions.

TreeTops II Water and Sewer Connection – Mr. Unger explained that part of the improvements in TreeTops Phase II was the connection of the existing home to public water and sewer. Three quotes were received for the work with the low being \$18,250.00. The Engineer reviewed the quotes and advised paying \$17,000 to Eagle Construction and Remodeling and holding \$1,250 until the restoration of the driveway is complete.

A motion was made by Claude Beaver, seconded by David Franke, to authorize the payment of \$17,000 to Eagle Construction and Remodeling and pay the remaining \$1250.00 upon final restoration. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

MUNICIPAL SOLICITOR

Floodplain Ordinance – Mr. Orlando reported that the Floodplain Hearing had been postponed. It has been suggested to adopt an ordinance for the Open Space Management Plan and roll it into the Floodplain Management adoption proceedings. Mr. Orlando suggested that the Township create an enabling Ordinance to allow Open Space Management and then adopt specific rules and procedures by Resolution. The Engineer, Solicitor and Manager will meet to discuss where this Ordinance fits best in the Township Codification. The Board would like the Planning Commission to review it in May.

A motion was made by Claude Beaver, seconded by David Franke, to defer the adoption of Floodplain ordinance until June so the Planning Commission can review an Open Space Management Ordinance. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

TreeTops Trust – Mr. Orlando stated that he began an amended and restated Trust Agreement and is mostly finished and is on track to have the Agreement before the May meeting. After that, the Township must solicit participation of the TreeTops Residents in the Trust.

Melrose Place – The Township Engineer evaluated the remaining improvements in the Melrose Place Subdivision and recommended increases to the Letter of Credit. The information was passed on to Mr. Folino’s Solicitor. With the cost of one year’s street light electric, the Letter of Credit will need to be increased by \$65,000.

Maidencreek Township Board of Supervisor Meeting
April 12, 2012 7:00 pm

Pool Violations – The Township has inspected and approved ten of the sixteen pools in violation. The remaining six have been turned over to the Solicitor this evening for further action.

320 Main Street, Blandon – Mr. Unger stated that the property changes weekly and Code Enforcement continues to take pictures. Tony DeAngelis of Eagle Drive asked if the Township has notified the State that the property owner is trespassing on their property. The Engineer stated that the Township does not enforce property line disputes. Mr. DeAngelis did not feel the property owner should have been allowed to move into the house to begin with.

MANAGERS REPORT

Burn Ban

A motion was made by Claude Beaver, seconded by David Franke, to institute a Burn Ban for 30 days. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

National Uniform Contract

A motion was made by Claude Beaver, seconded by David Franke, to authorize the Manager to sign the five-year contract at no cost increase with National Uniforms. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

Street Sweeping - Mrs. Hollenbach reported that the street sweeping would be finished on April 23rd. The Board saved \$200 than originally approved.

Penn DOT Route 222 RoundABOUTS – The Township has received a letter from Penn DOT stating that they will be in contact to set up a meeting with the Board of Supervisors. The Board suggested an evening meeting so they all could attend.

ADA upgrades – Mrs. Hollenbach reported that the front door has been completed and the bathroom renovation plans are out for quote for the May meeting.

Unnamed Private Lane -

A motion was made by Claude Beaver, seconded by David Franke, to name the private road off West Wesner Sabre Lane. Hearing no questions on the motion, all members voted, “Aye”. Motion carried. Jim Schoellkopf stated that the Fire Company can get up the lane but cannot turn around. The Board asked if the Fire Chief could review the lane and report any potential problems, he sees for access to the homes.

Golden Drive - Mrs. Hollenbach reported that a resident had her car hit in her driveway on Golden Drive at the curve. The resident plans to send a letter requesting a stop sign at the intersection of Golden Drive and Liberty Drive. The Board asked that the Police Department be made aware of the situation. The Traffic Ordinance process and length of the process was explained to the resident.

Maidencreek Township Board of Supervisor Meeting
April 12, 2012 7:00 pm

Community Park – Joseph Rudderow commented that the restrooms looked good. In addition, groups of kids had lined up tables and were riding a bike on them and the pavilion and tables were filled with stone. Mrs. Hollenbach advised that the Road Crew would be removing the stones and replacing with macadam. Mr. Rudderow stated that he hoped that more residents would speak up when they see someone being destructive or doing something they should not. The Board asked who will lock and unlock the restrooms and suggested a grand opening/ribbon cutting ceremony. Tony DeAngelis asked if there was lighting and the Board stated there was.

RESOLUTIONS & ORDINANCES

Resolution #19-2012 Prevailing Wage

A motion was made by David Franke, seconded by Joseph Rudderow III, to adopt Resolution #19-2012 Prevailing Wage. Hearing no questions on the motion, all members voted, “Aye”. Claude Beaver abstained. Motion carried. The Board discussed the amount received in police fines, which have not been raised since 1975, and the cost of sending an officer to court to defend a ticket.

A motion was made by David Franke, seconded by Claude Beaver, to send a letter to PSATS, David Argall and Jerry Knowles, to review the fine structure in the Commonwealth of PA Traffic Codes, to take into consideration that the economy has changed and fines are a device used to prohibit an activity and adjust the fines for inflation yearly, fines in general and the point system. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

Resolution #20-2012 Tax Collection Committee Appointment

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to adopt Resolution #20-2012 Tax Collection Appointees, which appoints David Franke as the TCC representative, and Diane Hollenbach as the alternate. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

Resolution 21-2012 Pension Restatement

A motion was made by Claude Beaver, seconded by David Franke, to adopt Resolution #21-2012 Pension Restatement. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

PUBLIC COMMENT

Tony DeAngelis of Eagle Drive, Blandon was unhappy with street sweeping.

OLD BUSINESS

Convention – Attendees, Voting Delegate and Resolution – The Board will let the Manager know if any wish to attend.

A motion was made by Claude Beaver, seconded by David Franke, to appoint Diane Hollenbach as voting delegate to the PSATS Convention. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

Maidencreek Township Board of Supervisor Meeting
April 12, 2012 7:00 pm

NEW BUSINESS

Award Truck #4

A motion was made by Claude Beaver, seconded by David Franke, to award Truck #4 to Earl Thoma in the amount of \$5,700.00. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Appoint Fire Police

A motion was made by Claude Beaver, seconded by David Franke, to appoint Herbert Schumaker II as Maidencreek Township Fire Police. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Workers Compensation Policy – The Manager advised the Board that no companies were willing to provide Workers Compensation Coverage and the Township would have to obtain coverage through the State of Pennsylvania.

A motion by David Franke, seconded by Claude Beaver, to accept the Workers Compensation Policy through the State. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Five Year Plan and Economic Development Project – The Manager provided a copy of the master plan for the complex.

The Board went into executive session to discuss personnel issues at 8:28 p.m. –9:00 p.m.

A motion was made by Claude Beaver, seconded by David Franke, to authorize the Manager to make the offers of employment as instructed by the Board. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Since there was no further business, a motion was made by Claude Beaver, seconded by David Franke, to adjourn the April 12, 2012 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members voted, "Aye". Motion carried. Meeting adjourned at 9:02 p.m.

Township Secretary, April 12, 2012

Maidencreek Township Board of Supervisor Meeting
April 12, 2012 7:00 pm

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