

Maidencreek Township Board of Supervisor Meeting  
April 14, 2011 7:00 pm

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

Guests: George Trudeau, Irvin Clouser, Barbara Hassler, Donna Saupee, Carl Weston, Mike Delong

Claude Beaver called the April 14, 2011 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:00 pm in the Maidencreek Township Municipal Building.

MINUTES & FINANCES

**Approval of Regular Meeting Minutes**

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, to approve the regular meeting minutes of March 10, 2011. Hearing no questions on the motion all members voted, “Aye”. Motion carried.

**Treasurer’s Report and Bill List**

A motion was made by Joseph Rudderow III, seconded by Roy Timpe, to approve the March 2011 Treasurer’s Report and Bill List. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

REPORTS

**Police Report**

The Northern Berks Regional Police responded to 284 assignments in Maidencreek Township in the month of March. This resulted in 74 citations. The traffic fines for Maidencreek for the month of March were \$2,092.77 and non-traffic fines were \$132.22, totaling \$2,224.99. The total number of patrol hours was 842.43 for the month.

**Maidencreek Township Authority** – Submitted the 2011 MTA Monthly Report.

MUNICIPAL ENGINEER

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

**Subdivisions/Zoning** – No Plans for Action.

**Projects**

**Community Park Bathrooms** - Mr. Unger reviewed the estimated material costs for the project with the Board. The Park & Recreation Board recommended to the Board of Supervisors to proceed with the project and the Township personnel and volunteers to provide labor. The price does not include the potential work to bring in the electric from MET ED.

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, authorizing expenditures for the materials needed for the Community Park Bathrooms not to exceed \$82,402.92. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

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**Traffic Study** – Mr. Unger updated the Board regarding the April RATS committee meeting. Mr. Unger advised that the Township keep in contact with RATS regarding improvements to Route 222. Mr. Rudderow and Mr. Unger also asked at the RATS meeting if Penn DOT had taken into consideration all of the truck traffic that is on Rt. 222 and Rt. 73 when proposing traffic circles for the intersection.

**2011 Annual Street Project** – Mr. Unger discussed with the Board the 2011 Annual Street Project. The roads under consideration are Buena Vista Road the east edge, Water Street and Pleasant Hill Road to Maidencreek Road. Mr. Rudderow preferred that the work on Pleasant Hill Road to Maidencreek Road be considered last if there is enough money.

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, authorizing the Engineer to prepare the 2011 Road Bids to include Buena Vista Road, Water Street and Pleasant Hill Road to Maidencreek Road with the ability to be separate and reject and award portions of the bid. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, to amend the above motion to include an escalation clause. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

**Subdivision Improvement Agreement LOC -**

A motion was made by Roy Timpe, seconded by Joe Rudderow III, to authorize the Chairman to sign the Subdivision Improvements Agreements LOC/Escrow release letters in the amount of \$791.73. Hearing no questions on the motion, all members voted, "Aye." Motion carried.

**Zoning/UCC Activity Report** - Mr. Unger stated that the Zoning/UCC Activity Report is in the Supervisor Books for their review. Mr. Unger advised that the Automatic sprinklers would not be required in one & two family dwellings. The bill does state that the Builder will have to offer the option to the homeowner.

**MUNICIPAL SOLICITOR**

**Enforcement – 320 Main Street occupying property without certificate of occupancy –**

Mr. Orlando advised the Board that this issue has been forwarded to Judge Gauby.

**Village at Summit Crest III** – Mr. Orlando advised the Board that about the meeting at Village at Summit Crest. The residents have been in contact with the Township Manager and are planning on signing statements indicating their issues. Mr. Orlando advised that Mr. Bradley needs to be made aware of any signed statements that the Township receives.

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, authorizing the Township Manager to summarize the information from property owners concerning the property along Lee Spring Road known as the Village at Summit Crest III and communicate that summary to the Developer. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

MANAGERS REPORT

**Timber Acreage on Hill Road** – There is a request for timbering of some acreage along Hill Road. Hill Road is posted “No Trucks”. The timbering trucks are going to exceed the weight limit.

A motion was made by Roy Timpe, to grant an exemption and have the Solicitor work on bonding of the road.

Mr. Timpe amended the above motion to provide for authorizing a mechanism that will enable the timbering to take place subject to protecting the road surface through a bond or other measures as will be determined. Joseph Rudderow III seconded the motion. The Chairman asked if there were any questions on the motion. Mr. Delong asked how much heavier is the logging equipment compared to the local trucks that come up to drop off the big excavators that have come up that road. Mr. Beaver said that it is a good point. Ms. Hollenbach stated that the developer of the Crossing at Maidencreek has money in escrow to repair Hill Road once the project is done. Mr. Rudderow asked what road the logging trucks would be traveling. Ms. Hollenbach said that the logger does not know yet, how he would want to do it, but if the Board had a specific preference; he would take their suggestions and do his route accordingly. Hearing no further questions on the motion, all members voted, “Aye”. Motion carried.

**Cub Scouts Soap Box Derby May 22, 2011 on Quarry Road**

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, to allow the Cub Scouts to have their Soap Box Derby on May 22, 2011 on Quarry Road. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

**Barron Gerhard Farm** - A resident near the Gerhard Farm called the Township Manager stating that the sewage sludge that is being spread on the property smells worse than normal. She did call DEP about the issue and was wondering if the Township could do anything. The Board will have the Sewage Enforcement Officer check the property and will have the Township Manager call DEP.

**Park and Recreation**

Open Space Management Plan approval and discussion on adoption of a natural area/garden resolution – Tabled.

Recommend Posting Schaeffer Road Bridge – “No Fishing from Bridge”

A motion was made by Joseph Rudderow III, seconded by Roy Timpe, authorizing the Road Crew to post Schaeffer Road Bridge “No Fishing from Bridge”. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

The Park and Recreation Board recommend not supporting the YMCA Summer Program financially but to allow them to use the Blandon Fire Company Neighborhood Park like any other community organization. Mr. Timpe stated that he has always felt the program should be self-funding.

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, that the Township thank the YMCA for making this program available and that we encourage them to continue, but that it be completely funded by the participants and that they may use the Blandon Fire Company

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Neighborhood Park at no charge. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

**Emergency Management -** The Board congratulated Chris Kline on attaining his professional certification as an Emergency Management Coordinator.

**Copier Service Contract** – The Board decided against a service contract for the copiers.

**Rt. 73 & Park Road Traffic Signal** – The traffic signal at Main Street and Park Road needs to be replaced because portions are broken and replacement parts cannot be found due to its age.

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, authorizing the replacement of a traffic signal at Main Street & Park Road at a cost not to exceed \$3,100.00. Hearing no questions on comments on the motion, all members voted, "Aye". Motion carried.

**Items of Note** –

The street sweeping was not up to Township standards.

The Joint Comprehensive Plan draft should be completed within the next month.

The Township filing system has been switched over from development based to address based. The Pension Audit is still in progress. Ms. Hollenbach thanked Mr. Orlando for preparing the resolution complying with Act 44.

PUBLIC COMMENT

Irvin Clouser, Lee Spring Road, Blandon – advised the Board of the water situation on Lee Spring Road. Mr. Clouser stated that his father-in-law built a home in the early 1900's and never had any water in his basement. The new owners however had water in their basement 2 weeks ago. He felt this was because of the timbering done to the property owned by Chris Bradley. Mr. Clouser also advised that people use the spring on Summit Crest property for drinking water.

Mr. Clouser told the Board that there is an article in the Fleetwood Library about mining that had been done on the property now known as the Village at Summit Crest and that he had seen holes in the area. He was willing to state this in writing.

Mr. Clouser also noticed that there is no proper fencing to stop the erosion occurring due to the timbering. Mr. Unger advised that the County Conservation District allowed the timbering of the land without an Erosion and Sedimentation Plan. Mr. Unger also, stated that SDE has been in contact with the County and Mr. Bradley regarding this issue. Mr. Bradley would like to meet with those residents who are having trouble due to the timbering.

Mr. Clouser wanted to know if there would be an alternate route off Lee Spring Road, when the new phase of Village @ Summit Crest was built.

Barbara Hassler, Adele Avenue Blandon – Asked for assistance regarding the truck traffic that is turning on Adele Drive. Ms. Hassler stated that the truck drivers have told her that their GPS is giving Adele Drive as the road to use to get to Giorgio Foods and Fresh Pack. In addition, there is garbage from Giorgio Foods and Fresh Pack employees on their lawns. A trash bag of garbage was presented to the Board. When the employees are on break at 3:00 am, they are playing their

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radios and waking her up. Ms. Hassler has contacted Giorgio Food regarding these issues. Ms. Hollenbach advised to call the police when the trucks are on Adele Avenue. Ms. Hollenbach stated that she would call Giorgio Foods regarding these issues.

Donna Saupee, Adele Drive, Blandon - Had the same complaints as Ms. Hassler regarding truck traffic, garbage and noise that is coming from the employees of Giorgio Foods and Fresh Pack.

NEW BUSINESS

**Request for additional signs on Kemmerer Road** – Mr. Unger said that there is signage that can be put up.

**Resolution 15-2011 Voluntary Code of Ethics for all Boards, Commissions, Authorities**

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, to adopt Resolution 15-2011 Voluntary Code of Ethics for all Boards, Commissions, and Authorities. Hearing no questions on the motion, all members voted “Aye”. Motion carried.

**Comments from the Board**

Mr. Rudderow asked Fire Chief Miller if the Fire Department would look at their website. Fire Chief Miller stated that he would discuss it with his Board.

**Executive Session – Employee Contract Negotiations**

Since there was no further business, a motion was made by Joseph Rudderow III, seconded by Roy Timpe, to adjourn the April 14, 2011 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 P.M.

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Recording Township Secretary, April 14, 2011

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Township Secretary, April 14, 2011

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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 Hobough, 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