

MAIDENCREEK TOWNSHIP BOARD OF SUPERVISORS

CONTINUED MEETING

January 9, 2003 7:00 PM

PRESENT: Roy Timpe - Supervisor, Gloria Kemmerer - Supervisor, Eugene Orlando – township Solicitor, Ruth Manmiller – Recording Secretary, Terry Manmiller – Operations Director.

GUESTS: James Schoellkopf, Jr., Claude Beaver, Lori Hershberger, Steven Bieber, Sandra Bieber, Nancy Werner, Keith Wiedner, Larry Kunkel, Ronald Kemmerer, Diane Hollenbach.

Roy Timpe called the January 9, 2003 Board of Supervisors Continued Meeting to order at 7:03 PM in the Maidencreek Township Building and asked everyone to rise for the pledge to the flag. This advertised continued meeting is being conducted to complete Board of Supervisors unfinished business from the January 6, 2003 meeting.

EXECUTIVE SESSION 1/6/03 9:17 PM -10:55 PM

Pending litigation and personnel issues discussed. No Action taken.

POLICE REPORT

Sgt. Michael Schmittinger read the December 2002 Northern Berks Regional Police Department activity report as follows:

	MAIDENCREEK TWP.	ONTELAUNEE TWP.	LEESPORT BOROUGH	TOTAL
Patrol Hours	728.64	509.72	391.89	1630.25
Assignments	258	189	92	573
Fines	\$2,766.43	\$1,860.69	\$ 508.43	\$5,135.55
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PUBLIC COMMENT

Steven Bieber, 72 Mt. Spring Road, Blandon, PA informed the Board about the abandon property at 62 Mt. Spring Road, Blandon. He stated that the property owners of 62 Mt. Spring Road, Blandon, moved out leaving behind trash on the property and on a portion of his adjacent property.

The Township Solicitor advised the Zoning Officer to make every attempt to locate the property owner to notify them of the property maintenance ordinance and the ramifications of civil enforcement of that ordinance.

ROAD REPORT

The Operations Director mentioned that his December 2002 report is available for review. Copies are located at the front desk. He addressed the following items for action:

Molltown Building

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing Larry Kunkel to proceed with the demolition of the Molltown Building at his quoted price of \$6,000.00. All Board members voted, “Aye.” Motion carried.

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Unit #3– 1995 GMC

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Operations Director to purchase (4) tires for Unit #3 (1995 GMC) @ \$141.44 per tire, plus mounting fee at Kantner’s Tire in Shoemakersville, PA. All Board members voted, “Aye.” Motion carried.

Storm Sewer Pressure Testing

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorized the Secretary to prepare a letter to be sent to the MTA requesting permission to pressure test the sewer lines on Golden Drive. All Board members voted, “Aye.” Motion carried.

TREASURER’S REPORT

Gloria Kemmerer made a motion, and seconded by Roy Timpe, reluctantly accepting the December 2002 final Treasurer’s report because of a \$30.00 adjustment to an account balance in the previous month. All Board members voted, “Aye.” Motion carried.

General Checking	\$119,891.80
General Fund Money Market	\$ 93,525.91
Payroll	\$ 23,525.91
State Liquid Fuels Checking	\$ 9,171.22
State Liquid Fuels MM	\$ 9,171.22
Recreation Tax Checking	\$ 638.65
GM III Improvements	\$ 743.39
Shadow Ridge Improvements	\$ 17.20
Blandon Meadows V, Ph. II	\$ 82.54

Treasures Report was not read, copies of the 2002 Treasurer’s report are available for inspection at the front desk.

OLD BUSINESS

Receptionist Position

The Chairman informed the public that Julie Guistwite will fill the vacant receptionist position on 1/20/03. He advised the Secretary to inform all candidates of the Board’s decision.

QuickBooks Training

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the QuickBooks training invoice in the amount of \$699.08. All Board members voted, “Aye.” Motion carried. The original motion for payment for QuickBooks training amount was \$480.00. Upon receipt of the invoice, additional costs had not been taken into consideration. (travel and prep time for the instructor)

Meadowbrook Subdivision

The Solicitor will advise the Secretary when all contingencies are met and the Board may sign the plan.

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NEW BUSINESS

Recycling Fee – Tax Bill

Roy Timpe made a motion, and seconded by Gloria Kemmerer, authorizing the Chairman to sign the Berks County Treasurer's form to include the \$55.00 recycling fee on the 2003 County Tax Bills. All Board members voted, "Aye." Motion carried.

QuickBooks Training

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing Dianna Dorman to return for (4) hours of follow-up training for the Secretary in the QuickBooks accounting program on January 23, 2003. Training not to exceed \$300.00. All Board members voted, "Aye." Motion carried. The Board advised the Secretary to investigate completing the township payroll using the QuickBooks program rather than subcontracting to the current Payroll Company.

Recreation Grant

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Chairman to sign the \$25,000.00 matching recreation grant forms for passive recreation at the new park on East Wesner Road. All Board members voted, "Aye." Motion carried.

Northern Berks Family Medicine

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Secretary to return the escrow funds to Northern Berks Family Medicine because their project never materialized. All Board members voted, "Aye." Motion carried.

Weaver's Bike Shop

The Solicitor stated that the only outstanding item is the LOC for the Martin Bike Shop, upon receipt of the document, the plans may be signed.

CORRESPONDENCE

1. Thank you letter from Blandon Ambulance Association for the Board's 2002 donation.
2. PSATS Trustees Insurance Fund.
 - a. Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Secretary to investigate the PSATS Health Insurance Fund. All Board members voted, "Aye." Motion carried.
3. Berks County Conservation District requesting a contribution to become an affiliate member.
 - a. Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the same contribution to Berks County Conservation District as was made in previous years. All Board members voted, "Aye." Motion carried.
4. Letter from Kip Bowers
 - a. No action

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ACTIVITIES

PA State Convention

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Operations Director to attend the Pa State Township Convention, April 6-9, 2003 at the Hershey Lodge and Convention Center at a cost of \$100.00 for the registration fee. All Board members voted, "Aye." Motion carried.

Township Seminars

Roy Timpe made a motion, seconded by Gloria Kemmerer, authorizing Gloria Kemmerer to attend the 2/19/03 PSATS seminar "What's the worst that can happen?" (free) and the 3/1/03 PSATS seminar "Journey of a Township Supervisor," (\$50.00 registration) the \$50.00 registration fee will be reimbursed by the Township. All Board members voted, "Aye." Motion carried.

Resolution 7-2003 – Agreement between Mohamad R. Farvardin and Maiden creek Township

Mohamad R. Farvardin arrived late in the meeting and presented the Board and Solicitor with signed maintenance agreement for his project, payment for outstanding fees, and a Letter of Credit for his project. The Solicitor advised the Board that the signed maintenance agreement is a document prepared by Richard Orwig several months ago and now Mr. Farvardin is prepared to abide by the conditions set forth in this agreement. The Solicitor confirmed that the sewer modules are signed and being held at the Engineer's office. A cashier's check from Fleet Bank in the amount of \$4,124.58 (compromise payment) was presented for outstanding charges. The Solicitor advised the Board that the LOC is in order except for a minor correction in language. The Solicitor will contact Leesport Bank to amend the language to make the LOC correspond with the agreement. Gloria Kemmerer made a motion, and seconded by Roy Timpe, adopting the agreement between Mohamad R. Farvardin and Maiden creek Township as outlined in Resolution 7-2003 and to accept Mr. Farvardin's payment of \$4,124.28 in the form of a Cashiers Check from Fleet Bank. (as a compromise) for outstanding fees. All Board members voted, "Aye." Motion carried. Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Board to sign the agreement between Mohamad R. Farvardin and Maiden creek Township that was prepared by Richard Orwig. All Board members voted, "Aye." Motion carried.

EXECUTIVE SESSION 8:20 PM – 9:20 PM

Bedrock Stone and Stuff - Pending Litigation
Martin Retirement Village – Pending Litigation
Roger Hayward – Pending Litigation
Glen Sandritter – Pending Litigation
Alton Boyer – Possible Personnel Litigation

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The following action is a result of the executive session that was conducted for pending litigation and personnel:

Glen Sandritter/Tree Tops Subdivision

Gloria Kemmerer made a motion, and seconded by Roy Timpe, authorizing the Engineer to prepare specifications to construct the necessary cul-de-sac and bid documents to complete outstanding improvements in the TreeTops Subdivision, Phase II. All Board members voted, "Aye." Motion carried.

Lorah Property

Roy Timpe made a motion, and seconded by Gloria Kemmerer, authorizing the Solicitor to withdraw litigation on the Lorah property. All Board members voted, "Aye." Motion carried.

Bedrock Stone and Stuff

Roy Timpe made a motion, and seconded by Gloria Kemmerer, authorizing the Solicitor to file a complaint to enforce the terms of Maiden creek Township Ordinance set forth by the Zoning Officer's enforcement notice to the developer/owner of Bedrock Stone and Stuff and to include a request for an injunction (setting no date). All Board members voted, "Aye." Motion carried.

Sandritter/TreeTops

Roy Timpe made a motion, and seconded by Gloria Kemmerer, authorizing the Solicitor to file the necessary documents in Bankruptcy Court and the Court of Common Pleas to enforce the Maiden creek Township Ordinances. All Board members voted, "Aye." Motion carried.

Roy Timpe made a motion, and seconded by Gloria Kemmerer, authorizing the Solicitor to conduct searches to determine the exact property owners of certain lots in the TreeTops Subdivision that are in violation of Maiden creek Township Ordinances - costs incurred by the Solicitor to conduct the searches will be reimbursed by the Township. All Board members voted, "Aye." Motion carried.

Martin Retirement Village

No Action

Roger Hayward

Roy Timpe made a motion, and seconded by Gloria Kemmerer, authorizing the Solicitor to record the judgment against Roger Hayward, which will result in a lien on the property, due to noncompliance of Maiden creek Township Ordinances. All Board members voted, "Aye." Motion carried.

Alton Boyer

No Action

Agriculture Security Hearing

The Supervisors scheduled the Agriculture Security Hearing for February 7, 2003 – 7:00 PM and instructed the Secretary to advertise.

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Recycling Special Meeting

The Supervisors scheduled the Agriculture Security Hearing for January 15, 2003 – 7:30 PM and instructed the Secretary to advertise.

Roy Timpe made a motion, seconded by Gloria Kemmerer, to adjourn the January 9, 2003 Board of Supervisors meeting at 9:36 PM. All Board members voted, “Aye.” Motion carried.

Respectfully submitted,

Ruth M. Manmiller
Recording Secretary

CC: Board of Supervisors

Diane Hollenbach, Maiden creek Township Board of Supervisors, Secretary
Terry Manmiller, Operations Director
Eugene Orlando, Orlando and Strahn Law Firm, Solicitor
Thomas Unger, Systems Design Engineering, Inc., Township Engineer
Ed Kopicki, Systems Design Engineering, Inc., Township Planning Commission Engineer
Planning Commission
Park and Recreation Board
Zoning Hearing Board and Alternates
Paul Herbein, Zoning Hearing Board Solicitor
Maiden creek Township Authority
Robert Hobaugh, Esq., Maiden creek Township Authority Solicitor
Joann Schaeffer, Maiden creek Township Authority Secretary
Barbara Hassler, Tax Collector
Daniel Miller, Blandon Fire Co. Chief
Chief Scott W. Eaken, Northern Berks Regional Police

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