

Maidencreek Township Board of Supervisor Meeting
August 14, 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: Melissa V. Shiner

Joseph Rudderow III called the August 14, 2014 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:00 pm in the Maidencreek Township Municipal Building. Mr. Rudderow announced that an executive session was held on August 13, 2014 for the purpose of contract negotiations

MINUTES & FINANCES

Approval of the Public Hearing Minutes

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to waive the reading of the minutes and approve the minutes for the July 10, 2014 Public Hearing as presented. Hearing no questions on the motion, all members present voted, "Aye". Motion carried.

Approval of the Regular Meeting Minutes -

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to waive the reading of the minutes and approve the minutes for the July 10, 2014 Regular Meeting as presented. Hearing no questions on the motion, all members present voted, "Aye". Motion carried.

Treasurer's Report and Bill List

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

REPORTS

ROAD MASTER REPORT

Koller Road - Claude Beaver reviewed with the Board the repairs that will be made to Koller Road and that the residents and Perry Township have been informed of the road closures.

Purchase of Safety Signs - Claude Beaver reviewed with the Board three quotes received for the safety flagging signs.

A motion was made by Joseph Rudderow III, seconded by David Franke, to purchase from Rice Signs flagging signs at a cost not to exceed \$2,046.00. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Dries Road Project - The project is to start tomorrow, August 15, 2014.

Proposed Clean Water Act Talking Points - The Board discussed at length the ramifications of this proposed act on the Township, homeowners and business owners. This will be an unfunded Federal/State mandate. The Board is opposed to this act and would like a resolution for next month's meeting.

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Road Sign Database Proposal - The Board and Township Engineer discussed the quote received from E.J. Breneman, LP, and the possibility of doing the sign inventory on the GIS.

ENGINEER'S REPORT

Subdivision Review Status Checklist – All plans are current.

Subdivision/Zoning

Meadow Brook Phase 3/4 LOC, applicant is requesting to replace LOC with \$20,000 cash escrow to deal with maintenance issues - Mr. Unger reviewed with the Board the meeting that was held with the Meadow Brook representatives.

A motion was made by David Franke, to return the LOC (letter of credit) for Meadowbrook Phase 3/4 in return for a \$20,000 cash escrow. Dave Franke amended his motion to have a letter signed by the developer that the cash escrow will serve the same function, and the Township shall be able to access and obtain funds as under the existing developer's improvement agreement, seconded by Claude Beaver. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

The Board discussed at length with the Township Engineer possible changes to the current SALDO to increase specs and inspections on drains, sidewalks and roads on new developments going forward.

A motion was made by David Franke, seconded by Claude Beaver authorizing the Township Engineer to review improvements construction criteria and specifications and make any ordinance recommendations in the next 60-90 days. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Projects

2014 Road Paving Project - Mr. Unger advised the Board that the 2014 Road Paving Project is complete and has been inspected.

A motion was made by Claude Beaver, seconded by David Franke, to authorize final payment to EJB Paving & Materials, Inc. in the amount of \$135,770.28. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Subdivision Improvement Agreement LOC/Escrow Release Letters -

A motion was made by Claude Beaver, seconded by David Franke, authorizing the Chairman to sign Subdivision Improvements Agreement LOC/Escrow Release letters in the amount of \$1,626.77. Hearing no questions on the motion all members voted, "Aye". Motion carried.

Re-approval of the Nolt Subdivision Plan

A motion was made by Claude Beaver, seconded by David Franke, to reapprove the Nolt Subdivision Plan on the same terms and conditions as the original approval. Claude Beaver amended his motion to include under original approval contingent upon SDE review letter dated February 24, 2014, which is incorporated by reference, seconded by David Franke. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Re-approval of the Buck Subdivision Plan

A motion was made by David Franke, seconded by Claude Beaver, to reapprove the Buck Subdivision Plan contingent upon SDE review letter dated April 30, 2014, which is incorporated by reference. Hearing no questions on the motion, all members voted, "Aye". Motion carried. The Board dismissed the Engineer at 7:58pm.

MUNICIPAL SOLICITOR REPORT-

Agreement Crossing at Maidencreek - sidewalks along Hill Road, other sidewalks to be installed upon development of rest of property, no streetlights or street trees along Hill Road - No action is required by the Board at this time. The Solicitor will prepare an agreement.

Crossing at Maidencreek and September 17 Upset Sale. - Mr. Orlando advised the Board of his conversation with the Tax Assessment office regarding the assessment of tax in error on individual lots that no longer exist.

A motion was made by David Franke, seconded by Claude Beaver, authorizing Township Manager to send a letter to the Tax Claim Bureau to exonerate the Township taxes for Lots 11-50 of the Crossing at Maidencreek conditional upon the County of Berks and the Fleetwood School District doing the same. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Ambulance Loan

A motion was made by Claude Beaver, seconded by David Franke, authorizing the Township Solicitor to send a letter to the Blandon Ambulance. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

A motion was made by David Franke, seconded by Claude Beaver, to authorize the Township Solicitor to prepare draft documents to enable the Township to cosign the two loans for ambulances and authorize the retention of Bond Council, on similar terms as prior retention, with the cost not to exceed \$4,000. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

MANAGERS REPORT

Payroll checking account

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, authorizing the Chairman to sign a letter closing the payroll checking account at VIST Bank. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Salt Purchase - Diane Hollenbach reviewed with the Board the salt purchase for 2014-2015. The State price is \$63.33/ton, the Township must order 60% of 200 tons and an additional 300 tons will be reserved on the County bid.

Park & Recreation

Men's bathroom door at Blandon Fire Company

A motion was made by David Franke, seconded by Claude Beaver, to authorize the cost of \$869.50 for Park and Recreation Board to repair the men's bathroom door at the Blandon Fire Company. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Fencing along Maidencreek Township Open Space in Ontelaunee Heights – Diane Hollenbach and Claude Beaver reviewed with the Board the sinkholes that are emerging in the open space and the need for additional fencing and signage in the area.

A motion was made by David Franke, seconded by Claude Beaver, to approve the cost of \$1,475.86 for fencing, conditional upon Park and Recreation Board approving the additional cost. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

A motion was made by Claude Beaver, seconded by David Franke, to close the area, post signs, "area closed" and "no trespassing". Hearing no questions on the motion, all members voted, "Aye". Motion carried.

A motion was made by David Franke, seconded by Claude Beaver, to authorize the Township Engineer and Road Master to inspect the area. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

NEW BUSINESS

Request from Isamoyer Towing

A motion was made by David Franke, seconded by Claude Beaver, authorizing the Township Manager to forward the letter from Isamoyer Towing to the Police Commission and Police Department. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Accept resignation of Mark Seidel from Park and Recreation

A motion was made by Claude Beaver, seconded by David Franke, to accept the resignation of Mark Seidel from the Park and Recreation Board. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

A motion was made by Claude Beaver, seconded by David Franke, to have a thank you letter sent to Mr. Seidel for his service on the Park and Recreation Board. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

A motion was made by Claude Beaver, seconded by David Franke, to appoint Annette Faust to the Maidencreek Township Park and Recreation Board to fill the unexpired term of Mark Seidel with the term ending December 31, 2017. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Discuss modification of the Peddler Ordinance - After some discussion regarding peddlers in the Township, the Board advised the Township Manager to gather information from neighboring communities on the hours peddlers may go door to door in their communities.

Rodeo - Diane Hollenbach advised the Board that a gentleman is looking to a rodeo at Shady Glen; they have come in for a permit, but have not returned it. The Township Engineer sent a letter to the property owner and advised that this is a non-conforming use.

A motion was made by Claude Beaver, seconded by David Franke, authorizing the Township Manager and Solicitor to investigate the ordinances in regards to public gathering and public safety. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

A brief executive session was held after the meeting to discuss personnel and possible litigation.

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A motion was made by David Franke, seconded by Claude Beaver, to adjourn the August 14, 2014 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members voted, "Aye". Motion carried. Meeting adjourned at 9:06 pm.

Recording Township Secretary, August 14, 2014

Township Secretary, August 14, 2014

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