

MAIDENCREEK TOWNSHIP BOARD OF SUPERVISORS

OCTOBER 11, 2001 7:00 PM

PRESENT: Karl Bolognese - Supervisor, Terry Rarick - Supervisor, Roy Timpe - Supervisor, Jill Nagy - Solicitor, Tom Unger- Engineer, Terry Manmiller - Operations Director, and Ruth Manmiller - Recording Secretary.

GUESTS: Bill Wiedemann, Irwin Clouser, Harold Burgert, Ronald Kemmerer, Gloria Kemmerer, Gloria Kline, Cindy Stump, Tina Poole, Jan Williams, Larry Kunkel, Carroll Kopfer, Kent Morey, Keith Weidner, Nancy Werner, Robert Clouser, William Krauter, Frank Wheeler, Claude Beaver, and James Schoellkopf

Karl Bolognese opened the October 11, 2001 Board of Supervisors Meeting at 7:00 PM and asked everyone to rise for the Pledge to the Flag. He reminded everyone that one month had passed since the September 11, 2001 "Attack on America". He asked for a moment of silence in memory of the victims, their families and rescue personnel at the World Trade Centers in New York City, the Pentagon in Washington DC and the airplane crash in Pennsylvania.

Terry Rarick made a motion, seconded by Roy Timpe, approving the September 13, 2001 Board of Supervisors meeting minutes. Motion carried.

Cindy Stump asked if there would be additional discussions on storm water control.

The Board informed Cindy Stump that proposed storm water regulations would be discussed later in the meeting.

POLICE REPORT

Officer Charles Hobart read the Northern Berks Regional Police Activity Report for September 2001.

	MAIDENCREEK	ONTELAUNEE	LEESPORT	ADMIN
CALLS				
TOTAL ASSIGNMENTS:	274	192	107	30
TRAFFIC CITATIONS:	58	53	28	
FINES COLLECTED:	\$2,556.76	\$1662.21	\$1248.45	

William Wiedemann, 239 Spirit Court, Blandon, PA asked Officer Hobart what could be done to control the speeding on Spirit Court between Park Road and Cornerstone Drive. He stated Sprit Court has become a short cut to Route 73 and speeding, traveling through stop signs, and total disregard for the residential area has gotten out of hand. He asked the police to patrol this area between the hours of 7:00 AM - 9:00 AM and 4:00 PM - 6:00 PM in an attempt to curtail speeding.

Jan Williams stated another area that is becoming increasingly dangerous is traffic entering the one way/exit only on Park Road at the Andrew Maier Elementary School.

Karl Bolognese announced that a 2002 Police Budget meeting will be held on October 23, 2001 at the Northern Berks Regional Police headquarters.

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ROAD REPORT

Terry Rarick read the Operation Director's Report for September 2001.

Equipment Report

1. Station Auto Body is painting unit 1 - 1995 Top Kick dump bed.
2. The mowing equipment has been winterized.
3. Winter equipment is being prepared for the winter months.

Road Crew completed the following

1. Mowing the shoulders of the road has been completed for the last time in 2001.
2. Crack sealing will continue as long as the weather allows.
3. The Road Crew was called out on September 13, 2001 for a fallen tree on West Shore Drive. The Case Loader was needed to remove the tree from the roadway.
4. The Road Crew was called out on September 14, 2001 for a fuel spill on Evansville Road. Reports are on file in the township office.
5. Thanks to the Northern Berks Regional Police Department for their assistance to control traffic at the intersection Rt. 73 and Park Road while the Road Crew painted stop bars. The stop bar location was adjusted to allow for large trucks to safely complete their turns without causing damage to properties near the intersection.
6. A portion of decking on the Calcium Road Bridge has been replaced. Ten additional planks will be replaced in the near future.

LINE PAINTING

A-1 Line Painting has completed painting the yellow centerlines on designated roadways through out the township, per the contract.

MUNICIPAL BUILDING TENNIS COURTS

Court Masters completed sealing and resurfacing the tennis courts located behind the Maidencreek Township Building. The playing surface was marked for tennis and street hockey. Terry Manmiller asked the Board to consider installing lights at this court.

Terry Rarick made a motion, seconded by Roy Timpe, authorizing the Operations Director to obtain quotes to install lights on the municipal building tennis courts. Motion carried.

ROAD WORK

The 2001 Road Work has been completed. A list of roadways to be repaired in 2002 has been provided. The Operations Director advised the Board to consider moving forward with the 2002 Road Work to obtain a reasonable price.

Terry Rarick made a motion, seconded by Roy Timpe, authorizing the Operations Director to obtain bids for emergency road repairs on West Shore Drive. Motion carried.

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TREASURER’S REPORT

Ruth Manmiller read the Treasurer’s report for September 2001. A request for the following payments was made:

General Checking	\$174,198.54
Payroll	\$ 17,159.10
Recreation Tax Checking	\$ 8,946.06
Blandon Meadows V, Ph II	\$104,129.38
State Liquid Fuels Checking	\$ 21,735.35
Golden Manor III Improvements	\$ 1,000.00

Terry Rarick made a motion, seconded by Roy Timpe, to accept the Treasurer’s report as presented and approve all listed payments. Motion carried.

ITEMS REQUIRING ACTION

GRETH DEVELOPMENT RE-ZONING REQUEST

Terry Rarick made a motion, seconded by Roy Timpe, authorizing the Solicitor to advertise an ordinance to rezone a parcel of land located at the intersection of Snyder Road and Dries Road from Residential to Industrial to be adopted at the November 8, 2001 Board of Supervisors meeting. Motion carried. A hearing was conducted October 11, 2001 at 6:30 for public comment on the proposed zoning change requested by Greth Development.

RESOLUTION NO. 2001- 15: AGRICULTURE SECURITY AREA - SEVENTH AMENDMENT

Terry Rarick made a motion, seconded by Roy Timpe, adopting Resolution No. 2001-15 to amend the Maiden creek Township Agriculture Security Area to include two additional properties. Motion carried. The parcels of land to be included in the Maiden creek Township Agriculture Security Area are Barbara Martin and Rebecca Martin - Hoch Road, Fleetwood, PA and Joseph S. Pendelton, 200 Calcium Road, Fleetwood, PA. A hearing was conducted October 11, 2001 immediately following the rezoning hearing. The Agriculture Security Board met September 27, 2001 at 7:00 PM to take proper action to forward their recommendations to the Board of Supervisors to include two additional properties in the Maiden creek Township Agriculture Security Area.

PUBLIC COMMENT

Kent Morey, 316 Galean Drive, Fleetwood, PA questioned the Board’s intentions to address a recent letter sent to the township relative to a grading problem that has caused an inconvenience for his neighbor. He reminded the Board he had discussed the grading problems in the development at prior Board of Supervisors meetings.

Terry Rarick made a motion, seconded by Roy Timpe, authorizing the Township Engineer to investigate the proposed grading allocations and review all notes on the recorded plan. Motion carried.

Cindy Stump, 140 Evansville Road, Fleetwood, PA announced that the Citizens Action Group would conduct another “Meet Your Candidate” night, October 24, 2001, 7:00 PM in the Andrew Maier Elementary School Building, Main Street, Blandon, PA.

Robert Clouser, 619 Barlet Road, Blandon, PA informed the Board he is in the process of constructing a home along Hill Road, Blandon, PA. Tentative on-lot septic testing results require him to installation of

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a sand mound system. He questioned the length of time it would take for public sewer system to be accessible to this area. If it would be in the near future, he might consider connecting to the public sewer system, rather than installing a sand mound system.

The Board stated they could not estimate the length of time it would take for the public sewer system will be available in this area. The Engineer informed Robert Clauser that the results and requirements for on-lot sewage are regulated by DEP.

William Wiedemann, 239 Spirit Court, Blandon, PA suggested that the Board consider installing additional stop signs to be installed in the area of Spirit Court for speed enforcement.

The Board stated past experience to control speeding in the development ranged from additional stop signs to speed bumps/humps. Nothing worked! The best deterrent is police visibility and citations issued. Terry Rarick stated the Radar Speed Equipment would be very effective to enforce speed in the developments. The "Radar Bill" is stalled in legislation while representatives debate over which law enforcement agencies may use the equipment.

William Krauter, 228 Callery Drive, Blandon, PA, warned Robert Clauser not to depend on the Board of Supervisors to help him with his construction problems. He asked the Board if the municipality was prepared to protect the residents in the event of a terrorist attack.

Terry Manmiller, Operations Director, informed William Krauter that the township prepared an Emergency Management Plan approximately eight years ago and the plan has been updated every two years. Evacuation centers have been designated, an emergency generator is in the process of being installed at the Municipal Building and emergency response groups have been involved with constant training procedures. The municipality would be under the direct procedures set forth by the County Emergency Management Agency.

Larry Kunkel, 5 Lake Shore Drive, Fleetwood, PA, asked the Board:

1. When the light glare issue from Tom's Convenience Store will be resolved?
2. If they will notify the Coca-Cola trucks and the milk trucks to be quite while they are unloading at Tom's Convenience Store.
3. When his remaining Zoning Hearing application fees would be returned?
4. Will the Solicitor refund taxpayers money for costs incurred due to the Schaeffer Rezoning hearing scheduling mistake?
5. Why did the Board move so fast to proceed with the zoning change?
6. When they had gotten into the realty business?
7. If they would continue to accept land donated by developers?
8. If they will clear the creek bed on the north side of Grove Road.

Terry Manmiller stated notification of the recent noise ordinance was forwarded to several sanitation service companies that pick up trash in Maiden creek Township. Since that time the trash truck noise has decreased considerably.

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Terry Rarick stated the Board waited the required thirty days prior to correcting the zoning ordinance. Why should you get your money back? You got what you asked for. You paid to have a new hearing and that is what you got.

The land auction that took place several months ago was land that had been dedicated to the township as an access to the open space. Other locations near the open space allow easy access and there was no need for the land. The adjoining property owner expressed interest in purchasing the land.

The Board researched the proper procedures to sell township property and conducting an auction was the best method of properly transferring the land to the adjoining property owner.

The Board agreed they would accept land from developers on an individual basis. At the present time we have enough open space to maintain.

The Board may not enter or work in any type of waterways unless they receive a permit or permission from DEP.

Frank Wheeler, 130 Hill Road, Blandon, PA, questioned when the recreational area in Tree Tops Subdivision would be started. Will the residents see progress in the near future?

Roy Timpe informed Frank Wheeler that the Park and Recreation Board presented plans for the lot in question in Tree Tops. Due to the overall cost of the project the Board of Supervisors asked the Park and Recreation Board to phase the project in order to provide a recreational area in Tree Tops and still have funds for other projects in the community. Details for phase one of the project will be discussed later in the meeting. The Board anticipates the project starting in the spring of 2002.

Irwin Clouser, 619 Barlet Road, Blandon, PA questioned who would clean the rocks and tree branches out of the creek bed along Barlet Road. He is concerned what will happen when the next storm comes along.

The Board stated that the creek is located on private property and the township may not trespass. Trees and brush that washed into or fallen in the creek may be removed.

ENGINEER'S REPORT

EAST WESNER ROAD STREAM RELOCATION

The bridge will be installed, per the contract. The second bridge will be installed at a later date when the East Wesner Road culvert is removed.

BLANDON MEADOWS, SPIRIT COURT - PIPE EXTENSION

A plan has been presented to the Operations Director for further review in order to proceed with the project, which will include installation of two 18" pipes.

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TREE TOPS RECREATIONAL AREA - PHASE I

The Engineer presented a plan for Phase I of the project and notified the Board he is preparing the specs for bidding. Phase I includes a limited trail and one large piece of equipment. Estimated cost: \$33,000.00.

MAIDENCREEK COMMUNITY PARK

The Engineer presented Phase I of the project, which entails grading and seeding the lots, limited parking, and basic sports fields. Estimated cost for phase one is \$150,000.00. Bathrooms would be an optional project estimated at approximately \$50,000.00. Bidders will be instructed to bid each line item separately. He informed the Board the bid package over the winter and they can award bids in the spring of 2002.

EAST WESNER ROAD CULVERT

Application has been submitted to DEP to start the process of removing the culvert.

STORM WATER PROBLEMS BETWEEN BLANDON MEADOWS AND SHADOW RIDGE

The Engineer received plans for the installation of a swale between the two developments from McCarthy Engineering. Plans are being reviewed for recommendations at the next supervisors meeting.

STORM WATER/FLOOD PLAIN AMENDMENTS

The Engineer presented a draft of proposed ordinance language for flooding and building in a flood plain. Items addressed are control of storm water, maintenance of culverts, calculations for future storm water flow and building regulations in a flood plain. Mark Kitzmiller will attend the November 8, 2001 Board of Supervisors meeting to present a final draft and answer any questions. Terry Manmiller asked if a Base Flood Elevation (BFE) could be established for future homeowners to use as a guide to obtain flood insurance.

SUBDIVISION IMPROVEMENTS AGREEMENTS LOC/ESCROW RELEASE LETTERS: Roy Timpe made a motion, seconded by Terry Rarick, authorizing the Chairman to sign the Subdivision Improvement Letters of Credit in the amount of \$32,012.40. Motion carried.

SEO REPORTS AND CONSTRUCTION STATUS REPORTS: The Engineer distributed SEO reports and development/construction status reports to the Board.

Gloria Kemmerer, 323 East Wesner Road, Blandon, PA questioned the status of the pedestrian bridge for Blandon Meadow V.

The Engineer will contact Henry, Inc. - Blandon Meadow V developer, for their bridge installation progress report.

GOLDEN MANOR III

Terry Manmiller informed the Board that the Commercial portion of Golden Manor III was sold. The new owner, a development group will submit plans in the near future. The development group questioned if the remaining escrow funds belong to the development. The Board must pay outstanding invoices and deduct \$20,000.00 for Park and Recreation. Any remaining funds would be utilized to finish outstanding construction improvements.

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GOLDEN MANOR I

Terry Manmiller informed the Board that Golden Manor I was sold. The sanitary sewer problems still exist in a portion of the development. Installation of the sanitary sewer was never completed.

SOLICITOR'S REPORT

Township Solicitor, Jill Nagy, informed the Board that notification letter of possible well contamination were sent to residents and businesses along West Wesner Road, West and East Bertolet Place, Park Road, and Dries Road.

BURNING ORDINANCE REVISION

A draft revision was distributed to the Board for review. A copy was forwarded to DEP for review and comment. The revisions will bring the township into compliance with grant requirements for a chipper, leaf blower, and leaf vacuum.

Terry Manmiller informed the Board a meeting is being planned with the three municipalities relative to the grant and future requirements for recycling. A total recycling plan is being designed to address all areas of the municipality. Revision to existing ordinances is one of the first steps to complete a huge project.

LORAH DWELLING INSPECTION, 26 Mountain Spring Road, Blandon, PA

Terry Manmiller informed the Solicitor and the Board that an inspection of the Faye Lorah dwelling at 26 Mountain Spring Road, Blandon, PA is scheduled for 10/12/01. A representative from the Blandon Fire Company and a representative of an independent engineering firm will conduct the inspection. Terry Rarick made a motion, seconded by Roy Timpe authorizing Terry Manmiller to accompany the Blandon Fire Company representative and the independent engineering firm representative when conducting the inspection of 26 Mountain Spring Road, Blandon, PA. Motion carried.

SECRETARY'S QUESTIONS

RECREATION NIGHT

Terry Rarick made a motion, seconded by Roy Timpe, authorizing the Chairman to sign the YMCA 2001-2002 Recreation Night Agreement and forward the required payment of \$1,000.00. Motion carried.

2002 BUDGET WORKSHOP

Roy Timpe made a motion, seconded by Terry Rarick, authorizing the Secretary to advertise the 2002 Budget Workshop meeting on October 29,2001 at 7:00 PM. Motion carried.

TRICK OR TREAT NIGHT

Roy Timpe made a motion, seconded by Terry Rarick designating Maiden creek Township Trick or Treat Night on October 31, 2001, 5:00 PM to 9:00 PM. Motion carried.

RESOLUTION 14-2001 - Creek Side Manor Street Lights

Terry Rarick made a motion, seconded by Roy Timpe, to authorize GPU to energize and provide bulb and photo control maintenance to seven 250 watt customer owned conventional pressure sodium vapor street

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lights located on Colonial Court in the Creek Side Manor development in Maiden creek Township.
Motion carried.

BLANDON FIRE COMPANY MEMORIAL SERVICE

The Board authorized the Township Secretary to send a thank you letter to the Blandon Fire Chief and truck crew for their efforts in preparing and conducting a moving and never to be forgotten memorial service on September 21, 2001 at the Blandon Fire Company.

222 CORRIDOR ADVISORY TEAM

Roy Timpe made a motion, seconded by Terry Rarick, appointing Terry Manmiller as the township representative for the 222 Corridor Connections Community Berks County Advisory Team. Motion carried. PennDOT is currently conducting a transportation feasibility study on Route 222 from Maiden creek Township to the Berks/Lehigh County Line. A task force meeting will be held October 18, 2001 at 8:30 AM. Terry Manmiller and Roy Timpe plan to attend.

WELL CONTAMINATION

After consideration of all surrounding areas that might be responsible for the recently discovered well contamination, it was suggested that a letter be sent to the owners of Hill Top Acres. Roy Timpe made a motion, seconded by Terry Rarick authorizing the Solicitor to send a letter to the owners Hill Top Acres, Allentown Pike relative to an active dump sight located on their property, with carbon copies sent to Muhlenberg Township and Ontelaunee Township. Motion carried.

The October Board of Supervisors Meeting was adjourned at 9:10 PM.

Respectfully submitted,

Ruth M. Manmiller
Recording Secretary

CC: Board of Supervisors
Terry Manmiller, Operations Director
Richard Orwig, Solicitor
Thomas Unger-Systems Design Engineering, Inc., Township Engineer
Ed Kopicki-Systems Design Engineering, Inc., Township Planning Commission Engineer
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
Barbara Hassler, Tax Collector

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Daniel Miller, Fire Chief
Northern Berks Regional Police