

MAIDENCREEK TOWNSHIP BOARD OF SUPERVISORS

SEPTEMBER 13, 2001 7:00 PM

PRESENT: Karl Bolognese - Supervisor, Terry Rarick – Supervisor, Roy Timpe – Supervisor, Richard Orwig - Solicitor, Mark Kitzmiller and Tom Unger– Engineers, Terry Manmiller – Operations Director, and Ruth Manmiller – Recording Secretary.

GUESTS: Greg McGrath, Carl R. Bossler, Jeff Biehn, Howard Young, Gloria Kline, Dan Miller – Fire Chief, Tina Poole, Keith Weidner, Nancy Werner, Fay Isamoyer, Larry R. Kunkel, Hether Quillman, Ed Ulrich, Ronald Kemmerer, Mohamad Farvardin, Claude Beaver, and James Schoellkopf, Chris Heins – Reporter.

Karl Bolognese opened the September 13, 2001 Board of Supervisors Meeting at 7:00 PM and asked everyone to rise for the Pledge to the Flag. Due to the September 11, 2001 “Attack on America” the Board of Supervisors asked everyone to conduct a moment of silence to remember the victims, their families and rescue personnel at the World Trade Centers in New York City and the Pentagon in Washington DC.

CORRECTION TO THE MINUTES

Page 6, Greth Rezoning hearing date was incorrect. A meeting date had not been rescheduled.

Terry Rarick made a motion, seconded by Roy Timpe, adopting the minutes of the August 9, 2001, Board of Supervisors regular meeting. Motion carried.

Karl Bolognese made a motion, seconded by Terry Rarick, adopting the minutes of the August 21, 2001 Special Meeting to adopt Ordinance 183 - On-Lot-Sewage Maintenance. Motion carried.

ROAD REPORT

Terry Rarick read the Operation Director’s Report for August 2001.

Equipment Report

1. Berger Truck Company has inspected Unit 1 and Unit 2.
2. Front brake system on Unit 4 was repaired by Shuman’s Automotive.
3. General maintenance was completed on the mowing equipment.

Road Crew completed the following

1. Crack sealing was completed on the State Liquid Fuel contracted roads.
2. Road patching was completed on Dries Road in conjunction with Ontelaunee Township personnel. Ontelaunee Township will reimburse Maiden creek Township for materials.
3. Stop bars were painted using a rented a paint sprayer from Total Rentals.
4. Parking lot lines were repainted.
5. Shoulders were filled in along Schaeffer Road, Dries Road and Grove Road.

LINE PAINTING AND ROAD MARKING

Terry Rarick made a motion, seconded by Roy Timpe, accepting the quote for line painting and road marking from A-1 Traffic Control Products, LLC for .0325 LF. Motion carried.

7/25/01 STORM REVIEW

Terry Manmiller:

1. Provided the Supervisors with a list of expenses the township incurred to clean-up storm damages. Expenses have been itemized between Township and Park and Recreation.
2. Suggested that the storm sewers be cleared of any debris on a yearly basis.
3. Thanked Mark Kitzmiller and Patrick Harkin for their direction during the storm clean up.
4. Informed the Board the banks of the streambeds at the Community Park are stable.

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SEASONAL PART TIME EMPLOYEE

Terry Rarick made a motion, seconded by Roy Timpe, to hire David J. Saint as a seasonal part time employee for Maiden creek Township. Motion carried.

RESEALING TENNIS COURTS

Terry Rarick made a motion, seconded by Roy Timpe, accepting the quote of \$6,650.00 from Court Masters, Inc. to seal and resurface the tennis courts located behind the Maiden creek Township Building. Motion carried.

POLICE REPORT

Officer Hobart of the Northern Berks Regional Police read the Police Activity Report for August 2001.

	MAIDENCREEK	ONTELAUNEE	LEESPORT	ADMIN CALLS
TOTAL ASSIGNMENTS: 679	298	213	132	36
TRAFFIC CITATIONS: 304	141	83	80	
FINES COLLECTED: \$5,178.22	\$2,875.72	\$1,942.35	\$1,360.15	

Terry Rarick stated he is in favor of local police utilizing radar to effectively enforce speeding. He feels this is the best tool for local police to enforce speeding in developments were sight distance makes other means of speed enforcement difficult.

Karl Bolognese reported:

1. The Northern Berks Regional Police Commission and Officers are still involved in contract negotiations.
2. The Northern Berks Regional Police department must vacate the office space they currently are leasing by December 31, 2001. A new location has not been determined. Any location will be temporary until a permanent location can be secured.

TREASURER’S REPORT

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

General Checking	\$185,490.04
Payroll	\$18,875.35
Recreation Tax Checking	\$51,773.65
Blandon Meadows V, Ph II	\$73,634.94
Lot 8 Savings	\$ 3,739.26
State Liquid Fuels Checking	\$91,704.85
Skyline Realty	\$ 47.31

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

PUBLIC COMMENT

Ed Ulrick, 59 West Bertolet Place, Reading, PA, informed the Board he had his well tested by DEP and “E Coli” was discovered. He suggested that all his neighbors have their wells tested for possible contamination. He is not placing the blame on anyone, just alerting the Board of well contamination in the area.

Karl Bossler, 502 Calabria Drive, Blandon, PA, stated he is still having problems with a neighbor who continues to throw bread to feed the birds near the rear of his property and does not clean up after his dog.

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Greg McGrath, 500 Calabria Drive, Blandon, PA, stated he is Carl Bossler's neighbor and is also annoyed by the birds and the dog deposits. He recently installed a pool and does not appreciate bread and bird droppings in his pool.

The Board informed Carl Bossler and Greg McGrath that the property where the bread is being tossed and their neighbor walks his dog does not belong to the township. The Board advised them to contact the developer of Shadow Ridge. The developer might install "No Trespassing Signs". The Board agreed to talk with the individual who is tossing the bread and walking his dog in this area.

Fay Isamoyer, 8717 Allentown Pike, Fleetwood, PA, questioned the Board on the total number of completed On-Lot Sewage surveys returned to the township.

The Board advised Fay Isamoyer to contact the Secretary for on-lot sewage information.

Tina Poole, 59 Lee Spring Road, Blandon, PA, asked for a progress report for the Martin Retirement Village On-Lot sewage issue.

Mark Kitzmiller reported:

1. That Martin Retirement Village distribution box for the septic system was unearthed. It was discovered that three out of the six lines were clogged. The clogged or broken lines were repaired and the tank was pumped. Inspectors will monitor the septic system for further violations but hope that this repair will maintain the system until permits are obtained to proceed with municipal sewage for the existing and future development.
2. Raymond Martin has applied for an Emergency Repair Permit for the existing system.

Roy Timpe explained that the recently adopted Ordinance 183, provides for the regulation, inspection, and rehabilitation of on-lot sewage disposal systems; to further permit intervention in situations which may constitute a public nuisance or hazard to the public health; and to establish penalties and appeal procedures necessary for the proper administrations of on-lot sewage management program.

Lester Moore, 343 Cassidy Court, Blandon, PA, questioned the Board if there was any progress in resolving the flooding problems at the rear of his property.

The Board explained that they had contacted the developers, however there has been no resolution for his problem. Terry Rarick made a motion, seconded by Roy Timpe authorizing Terry Manmiller to work with Sharman Builders and Grande Construction to correct the storm water problem at the rear of the properties along Cassidy Court. Motion carried.

Fire Chief Daniel Miller informed the Board that he and several fire fighters have volunteered to assist with rescue efforts in New York, however for insurance reasons he wanted to obtain the appropriate approval from the Board of Supervisors.

Terry Rarick made a motion, seconded by Roy Timpe, authorizing the Blandon Fire Chief and Blandon Fire Fighters to participate with the rescue efforts in New York City and utilize necessary fire equipment. Motion carried.

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

1. Where the "Noise Machine" is located?
2. When the light glare issue from Tom's Convenience Store will be resolved?
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?

Terry Manmiller stated the instrument to measure noise levels was in the township building. He agreed to accommodate the use of the instrument.

Thomas Unger, Township Engineer stated that Tom's Convenience Store would not do any more adjustments to their lighting system. He stated Tom's Convenience Store was built per an approved plan.

Richard Orwig, Township Solicitor stated Larry Kunkel's fees would be returned when all required expenses are paid.

ENGINEER'S REPORT

BEDROCK STONE AND STUFF, INC.

Howard Young stated all his permits and operation are in compliance with DEP and his land development plans would be ready to be submitted for review in October. Roy Timpe made a motion, seconded by Terry Rarick, extending the existing Bedrock Stone and Stuff, Inc. Memorandum of Understanding to 11/8/01. Motion carried. Roy Timpe made a motion, seconded by Terry Rarick, authorizing the Solicitor to notify the Howard Young that the existing Bedrock Stone and Stuff, Inc. Memorandum of Understanding has been extended to 11/8/01. Motion carried.

SHADOW RIDGE II – Letter of Credit

Terry Rarick made a motion, seconded by Roy Timpe authorizing the Solicitor to draw down on the Shadow Ridge Letter of Credit if a renewal does not occur by 10/21/01. Motion carried.

BERKS MEMORIAL GARDENS – Final Plan

Terry Rarick made a motion, seconded by Roy Timpe, authorizing the request for a waiver of a site analyst plan for Berks Memorial Gardens. Motion carried. Terry Rarick made a motion, seconded by Roy Timpe, approving Berks Memorial Gardens, final plan. Motion carried.

GRETH DEVELOPMENT GROUP REZONING

Terry Rarick made a motion, seconded by Roy Timpe, to accept the Maiden creek Township Planning Commission's recommendation for the Greth Development Group request to rezone a residential parcel of land to industrial and schedule a public hearing for October 11, 2001 at 6:30 PM. This parcel of land is located at the intersection of Dries Road and Snyder Road. Motion carried.

TREE TOPS PLAY LOT

Terry Rarick made a motion, seconded by Roy Timpe, authorizing Systems Design Engineering to prepare bid documents for Tree Tops Play Lot Phase I. Motion carried.

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COMMUNITY PARK

Roy Timpe made a motion, seconded by Terry Rarick, authorizing Systems Design Engineering, Inc. to prepare bid documents with detailed line items leaving exact details open for the Community Park. Motion carried. This will allow preparation of the land and leave specific details for the playing fields to be determined at a later date.

STORMWATER AND FLOOD PLAIN

Roy Timpe made a motion, seconded by Terry Rarick authorizing the Solicitor and the Engineer to improve existing storm water ordinances to address building in or near a flood plane. Motion carried. Mark Kitzmiller agreed to contact an engineering firm that works closely with FEMA.

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 \$188,135.85. Motion carried.

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

SOLICITOR'S REPORT

MAIDENCREEK TOWNSHIP AUTHORITY MEMO

Roy Timpe made a motion, seconded by Terry Rarick, authorizing the Solicitor to prepare a public notice for residents and businesses in the area of West Wesner Road, West and East Bertolet Place, Park Road, and Dries Road to alert them of possible well contamination. Motion carried.

COMCAST TOWER

Terry Rarick made a motion, seconded by Roy Timpe, authorizing the Solicitor to review the franchise agreement between Maiden Creek Township and Comcast to be extended to June 10, 2009. Motion carried.

SCHAEFFER FARM REZONING APPEAL

Terry Rarick made a motion, seconded by Roy Timpe, authorizing the Solicitor to proceed at his discretion with prior litigation relative to the appeal of the first rezoning hearing of the Schaeffer property at no cost to the taxpayers. Motion carried.

SECRETARY'S QUESTIONS

Terry Rarick made a motion, seconded by Roy Timpe, authorizing the Solicitor to review Burning Ordinance 160 to properly prepare an amendment for adoption. Motion carried.

RECREATION NIGHT

Prior to Committing to financial assistance for recreation night at the Fleetwood Community Center, the Board requested a recommendation from the Park and Recreation Board.

ACCOUNTING SEMINAR

Terry Rarick made a motion, seconded by Roy Timpe authorizing a payment of \$40.00 for Township Secretary, Regina Sanders, to attend an accounting seminar on 10/30/01 at Albright College. The Board agreed to compensate Regina Sanders 2 ½ hours at straight time for attending the seminar. Motion carried.

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LINE PAINTING MACHINE

Terry Rarick made a motion, seconded by Roy Timpe, to purchase a line-painting machine at a cost of \$3,497.00. Motion carried. Purchasing a line-painting machine will save the township yearly rental fees for this type of equipment.

RESOLUTION NO# 13 – 2002 MMO

Terry Rarick made a motion, seconded by Roy Timpe, to adopt the 2002 MMO for the amount of \$29,237.00 for the Non-uniformed employee pension fund. Motion carried.

AGRICULTURE SECURITY AREA

Terry Rarick made a motion, seconded by Roy Timpe, to forward names of the two applicants who wish to include their property in the Maiden creek Township Agriculture Security Area to the Berks County Planning Commission, the Maiden creek Township Planning Commission and the Maiden creek Township Agriculture Security Board for recommendation. Motion carried. Roy Timpe made a motion, seconded by Terry Rarick, to schedule a public hearing 10/11/01 immediately following the Greth Development rezoning hearing. Motion carried.

The Board of Supervisors meeting was adjourned at 10:03 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
Daniel Miller, Fire Chief
Northern Berks Regional Police

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