

Maidencreek Township Board of Supervisor Meeting
May 12, 2011 7:03 pm

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

Guests: Patrick Donovan, John Shigo

Claude Beaver called the May 12, 2011 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:03 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 waive the reading of the minutes and approve the Regular Meeting Minutes of April 14, 2011. Hearing no questions on the motion all members voted, “Aye”. Motion carried.

Treasurer’s Report and Bill List

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, to approve the April 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 307 assignments in Maidencreek Township in the month of April. This resulted in 41 citations. The traffic fines for Maidencreek for the month of April were \$1,209.22 and non-traffic fines were \$832.05, totaling \$2,041.27. The total number of patrol hours was 721.81 for the month.

Maidencreek Township Authority – Mr. Donovan submitted the May 2011 MTA Monthly Report and updated the Board on Well #5.

MUNICIPAL ENGINEER

Subdivision Review Status Checklist

Alternate Fuel Manufacturing, Facility Preliminary Plan expires June 1, 2011, Time Extension received to September 1, 2011 –

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, to accept the developer’s request for an extension of time until September 1, 2011 for the review of the Alternative Fuel Manufacturing Facility Preliminary Plan. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

Subdivisions/Zoning – No Plans for Action.

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Projects

2011 Annual Street Project –

BIDDER	BASE BID		ALTERNATE BID
	Water Street (Item 1.A)	Buena Vista Rd. (Item 2.A)	Pleasant Hill Rd (Item 3(opt).a)
Bracalente Construction, Inc. 700 Savage Road Suite 15 Northampton, PA 18067	\$75,174.80	\$44,827.20	\$33,199.60
	net \$120,002.00		
EJB Paving & Materials Co. 1119 Snyder Road West Lawn, Pa 19609	\$57,439.90	\$34,922.20	\$32,264.40
	net \$92,362.10		
Windsor Service 2415 Kutztown Road P.O. Box 13787 Reading, PA 19612	\$73,242.49	\$53,328.52	\$32,346.23
	net \$126,571.01		

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, to give the Notice of Intent to Award, Award and Notice to Proceed to EJB Paving & Materials Co. for Water Street and Buena Vista Road contingent upon the Professionals reviewing the bids. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Flood Plain Ordinance – The Board asked the Planning Commission to review the Draft Ordinance before making a decision.

Melrose Place – Storm Water NPDES Permit that has expired –

Mr. Unger advised that Melrose Place has reapplied for their storm water NPDES Permit that had expired. The requirements have changed since Melrose Place applied the first time. According to the new permit requirements, all applicants have to comply with new regulations, even though the applicant is only re-applying. This is a mandate by Federal Government, which the Berks County Conservation District must follow. The changes will affect the Developer's current approved plan.

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, authorizing the Solicitor to review this situation with the nature of the storm water system changing on an approved plan and report back to the Board as to a course of action. 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 \$4,644.29. 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 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– Executive session item.

Ingot Drive/June Avenue – An alternative service order has been obtained since last month’s meeting and further discussion to be held in executive session.

A motion was made by Roy Timpe, seconded Joseph Rudderow III, authorizing the Township Manager and the Solicitor to pursue at the earliest time available, the application for exemption of Ingot Drive with the assessment office. Hearing no questions on the motion, all members voted, “Aye”. Motion carried.

MANAGERS REPORT

Managers Report – Ms. Hollenbach submitted the Manager’s Report for the Boards’ review.

Weed letters– Ms. Hollenbach advised the Board that there are properties, which have been abandoned, and the neighbors have contacted the Township with lawn/weed issues. Ms. Hollenbach advised that normally, a letter be sent to the homeowner regarding the issue with thirty days to comply with the Property Maintenance Ordinance; however, this does not provide the neighbors any relief from the high grass. The Township could mow the properties and bill the owner of record. Some of the property owners have been difficult to contact and/or find because they have simply walked away from the properties. Ms. Hollenbach is looking for guidance from the Board. The Board advised to follow current procedure of issuing a letter with thirty days to cut the grass and they will revisit the issue next month.

Paving at Hill Road at the Crossing – Ms. Hollenbach advised that a letter would be sent by the Township Engineer to Angelo Corrado to pave Hill Road per the Improvement Agreement for the Crossing at Maidencreek.

Pension Audit - Ms. Hollenbach reviewed with the Board the results from the audit.

PUBLIC COMMENT

John Shigo, 14 Damascus Dr., Blandon stated he is getting storm water from the pool installation at 213 Genius Drive because the contractor is building up around the pool. The basketball court on Faith Drive has had incidents where kids have knives and machetes and is asking for more police presence.

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, authorizing the Township Engineer to investigate the property in question. Hearing no questions on the motion, all members voted “Aye”. Motion carried.

NEW BUSINESS

1484 Ridge Road Application for Variance

A motion was made by Roy Timpe, seconded by Joseph Rudderow III that we echo and agree with the Planning Commission analysis on the application for Variance from the side yard setback at 1484 Ridge Road, Shoemakersville, PA 19555. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Raymond Shuman Resignation from the Zoning Hearing Board

A motion was made by Joseph Rudderow III, seconded by Roy Timpe, to send a thank you letter to Mr. Shuman for his years of service. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

The Board went into executive session at 8:23 pm – 8:38 pm to discuss litigation.

A motion was made by Roy Timpe, seconded by Joseph Rudderow III, to authorize the Chairman to enter into the proposed litigation agreement upon all others parties signing. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Since there was no further business, a motion was made by Joseph Rudderow III, seconded by Roy Timpe, to adjourn the May 12, 2011 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members voted "Aye". Motion carried.

Meeting adjourned at 8:40 P.M.

Recording Township Secretary, May 12, 2011

Township Secretary, May 12, 2011

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