Maidencreek Township, Berks County
Board of Supervisors Meeting
1 Quarry Road
Reading, PA 19605

Agenda September 11, 2014 Meeting 9 of 2014

Present:	David Franke, Chairman	Thomas Unger, Twp Engineer
	Joseph Rudderow III, Vice Chair	Eugene Orlando, Jr., Twp Solicitor
	Claude Beaver, Road Master	Diane Hollenbach, Twp. Manager
		Johanna Mattera, Recording Secretary

I. Call the Regular Meeting to Order
II. Minutes and Finances
- Motion to approve the August 14, 2014 minutes
- Motion to approve the August 2014 Treasurer's Report and Bill List

III. Recycling Bid Opening
IV. Engineer's Report
- Esbenshade Time Extension
- Village at Maidencreek Escrow Release
- Boyer Place Escrow Release
- Ontelaunee Hts. Recreation Area Geology

V. Solicitor's Report
- Blandon Ambulance Bond Issue
- Tax Upset Sale
- Crossing at Maidencreek Agreement

VI. Public Comment
VII. TCC Report
VIII. Road Master's Report
- Approval for additional work to repair Dries Road (EJB $15,838.00)
- Approval Change Order 1 – Contract Extension Dries Road

IX. Manager' Report
X. Old Business
- Peddler Permit Ordinance Modification
- MS4 Resolution

XI. New Business
- Trick or Treat Night – October 31st from 5-9pm
- Adopt 2015 MMO
- Budget Meeting proposing – November 6th

XII. Adjournment

October Meeting Schedule
October 1 @ 7p.m. . . . Planning Commission
October 8 @ 7 p.m. . . . Parks and Recreation Board
October 13 @ 7 p.m. . . . Police Commission (35 Ontelaunee Drive, Reading)
October 9 @ 11 a.m. . . . Maidencreek Township Authority

October 9 @ 7 p.m. . . . .Board of Supervisors

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.

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 Subdivison 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.

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

MAIDENCREEK TOWNSHIP
TREASURER'S REPORT -August 2014

	Account Type		July Ending Balance		August Ending Balance
GENERAL FUND					
VIST	Checking	$	162,092.73	$	127,546.68
National Penn	Checking		274188.45	$	244,135.02
VIST	Payroll Checking	$	8.44	$	-
National Penn	Payroll Checking	$	30,189.34	$	30,018.09
VIST	Savings	$	99,887.65	$	108,988.26
	Petty Cash	$	102.75	$	59.04
	Capital Reserve Fund	$	116,975.81	$	116,997.67
	Road Improvement Fund	$	115,678.26	$	115,678.26
	FUND BALANCE	$	799,123.43	$	743,423.02
RECREATION FUND					
VIST	Money Market	$	90,047.34	$	89,812.61
Fleetwood	Fee - In - Lieu of Open Space	$	3,381.78	$	3,381.78
Affinity	Savings	$	24,796.05	$	24,796.05
VIST	Tricentennial Fund	$	921.09	$	921.09
	FUND BALANCE	$	119,146.26	$	118,911.53
STATE LIQUID FUEL FUND					
Metro	Money Market	$	232,895.90	$	97,148.04
	FUND BALANCE	$	232,895.90	$	97,148.04
Total Fund Balances excluding Developer Escrows		$	1,151,165.59	$	959,482.59

Transfers and payments were made with the approval of the Maidencreek Township Board of Supervisors.

David Franke, Chairman _____ Date _____

Joseph Rudderow III, Vice Chairman

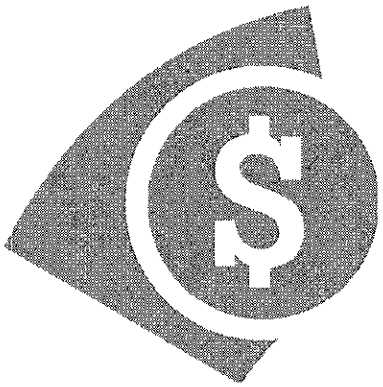
Claude Beaver, Roadmaster

I certify that this report I a true and correct representation of the Maidencreek Township Account activity for the month of July 2014.

Diane E Hollenbach, Manager/Secretary/Treasurer _____ Date _____

Letter of Credit and Escrow Accounts for Improvements

Boyer Place	LOC SM227150W	Wachovia Bank	$	72,442.33
David Small Self Storage	LOC 135	VIST	$	56,076.06
Farm 4	LOC SM214672W	Wachovia Bank	$	164,472.78
Farvardin		VIST	$	26,400.00
Golden Manor III	Acct 590068262	VIST	$	869.27
Jantz Subdivision	Acct 9008011	VIST	$	12,831.74
Maidencreek Ventures	Acct 9008011	VIST	$	38,483.27
Forino Co LP	Acct 9008011	Wachovia Bank	$	20,000.00
Melrose Place	LOC 40600069	National Penn	$	435,832.40
Mid Atlantic Energy	Acct 9008011	VIST	$	41,186.71
Saint Matthews	LOC 1	VIST	$	137,056.70
Tree Tops II	Acct 749952	Fleetwood Bank	$	30,024.41
Village at Maidencreek	Acct 9008011	VIST	$	17,250.66
Zwicky	LOC D003808	Fulton Bank	$	90,159.19



Check List
August 2014 Expenses

Approved at the September 11, 2014 Meeting

Maidencreek Township-General Fund
Check List
As of August 31, 2014

Date	Num	Name	Memo	Amount
100.00 · Checking Account				
08/05/2014	15378	Maidencreek Township Payroll Acct	Transfer to Payroll	-17,481.77
08/20/2014	15379	Anspach, David	To replace lost check not cashed fro...	-44.14
08/20/2014	15380	Maidencreek Township Payroll Acct	Transfer to Payroll	-17,072.73
Total 100.00 · Checking Account				-34,598.64
100.01 · National Penn GF Checking				
08/05/2014	16106	USPS	Fall Newsletter	-479.19
08/05/2014	16107	Rieck's Publications	Maidencreek Calendar Week 2	-90.00
08/07/2014	16108	Wolfe, Gregory A	2014 Medical Reimbursement	-592.58
08/11/2014	16109	USPS	Fall Newsletter	-135.79
08/11/2014	16110	Shuman, Keith R	2014 Medical Reimbursement	-30.00
08/11/2014	16111	Rieck's Publications	Maidencreek Calendar Week 3	-90.00
08/11/2014	16112	Pennsylvania One Call System, Inc	One Call	-45.90
08/11/2014	16113	Ontelaunee Township	advertising joint meeting	-34.03
08/11/2014	16114	Berks Products	Hoch Rd Drain Project	-605.57
08/11/2014	16115	N.B.R.P.	August Service	-82,302.35
08/11/2014	16116	Office Service Company	Office Supplies	-162.11
08/11/2014	16117	Deer Country Farm & Lawn Inc.	Repairs JD955	-61.04
08/11/2014	16118	Arro Consulting Inc	Inv#0023702 Dries Road	-620.95
08/11/2014	16119	Fromm Electric	Hoch Rd Drains	-68.68
08/11/2014	16120	Heeby's Surplus Inc	Shop Supplies	-123.52
08/11/2014	16121	Hyde Villa Auto Parts	shop supplies	-77.99
08/11/2014	16122	Powerco	rental	-165.00
08/11/2014	16123	Lift Inc	parts	-155.02
08/11/2014	16124	Orlando Law Offices	Legal Service	-918.50
08/11/2014	16125	Reading Eagle Co.	Advertising	-430.55
08/11/2014	16126	PAPCO	Fuel	-2,384.93
08/11/2014	16127	CNH Capital America LLC	Mini Ex Lease	-3,757.84
08/11/2014	16128	Capital Blue Cross	Inv#142130001363	-182.40
08/11/2014	16129	Fraser Advanced Info Systems	Copier Lease	-210.15
08/11/2014	16130	FrancoTyp-Postalia Inc.	postage meter rent	-74.85
08/11/2014	16131	J P Mascaro & Sons	Recycling Service	-9,167.00
08/11/2014	16132	Kunkel's Saw & Mower	filter for trimmer	-40.81
08/11/2014	16133	Kantner's Tire Service	Tire repair	-111.00
08/11/2014	16134	Nester's Sanitation, Inc.	Dumpster	-126.00
08/11/2014	16135	National Walk-Off Mats	Mats - July	-35.10
08/11/2014	16136	National Uniform Rentals	July Uniforms	-103.75
08/11/2014	16137	Passmore Service Center	Mower repair	-192.13
08/12/2014	16138	State Workers Insurance Fund	Policy 06015512	-2,002.00
08/12/2014	16139	Systems Design Engineering, Inc.	Improvement Invoice	-86.13
08/12/2014	16140	Stoney Creek Contractor Svc	Gloves, lift	-238.20
08/12/2014	16141	Talley Petroleum Enterprises Inc	Gas & diesel	-1,648.47
08/12/2014	16142	The Water Guy	Water Rental	-36.43
08/12/2014	16143	Maidencreek Township Recreation Holding I	Tax cks 2188, 2195, 2197	-561.68
08/12/2014		FrancoTyp-Postalia Inc.	postage	-100.00
08/14/2014	16148	Shuman, Keith R	2014 Medical Reimbursement	-120.00
08/14/2014	16144	Office Service Company	Office Supplies	-29.99
08/14/2014	16145	County Plumbing & Heating	Multiple Street Light Repair	-400.00
08/14/2014	16146	Heffner Printing	Fall Newsletter	-1,429.00
08/14/2014	16147	Systems Design Engineering, Inc.	SEO	-67.50
08/14/2014	16149	Systems Design Engineering, Inc.	Billed thru 7/31/14	-6,619.41
08/18/2014	16150	Shuman, Keith R	2014 Medical Reimbursement	-70.00
08/19/2014	16151	Rieck's Publications	Maidencreek Calendar Week 4	-315.00
08/19/2014	16152	Standard Insurance Company	Life & Disability	-2,016.05
08/20/2014	16153	Shuman, Keith R	2014 Medical Reimbursement	-150.00
08/21/2014	16154	Verizon Wireless	Cell Phone Charges	-277.14
08/25/2014	16155	Rieck's Publications	Maidencreek Calendar Week 5	-67.50
08/25/2014	16156	Arro Consulting Inc	Inv#0024062 Dries Road	-441.08
08/25/2014	16157	American Express	July Charges	-260.93
08/25/2014	16158	Capital Blue Cross	Inv#142270019477	-8,510.91
08/25/2014	16159	Cintas Corporation	Medical cabinets	-76.46
08/25/2014	16160	Penteledata	Internet	-60.07
08/25/2014	16161	Service Electric	Telephone	-86.09
08/25/2014	16162	The Water Guy	Water Rental	-17.89
08/25/2014	16163	Chris Unger, Locksmith	Inv 2429	-90.00
08/25/2014	16164	Talley Petroleum Enterprises Inc	Gas & diesel	-2,033.89
08/25/2014	16165	Met-Ed	Electric	-7,084.28

Maidencreek Township-General Fund
Check List
As of August 31, 2014

Date	Num	Name	Memo	Amount
08/26/2014	16166	PAPCO	Fuel	-828.85
08/27/2014	16167	Fox, Katelyn E	2014 Medical Reimbursement	-25.00
Total 100.01 · National Penn GF Checking				-139,324.68
105.00 · Payroll Checking				
08/07/2014	1-180		Uncashed check 3245 from 2009	44.14
Total 105.00 · Payroll Checking				44.14
105.01 · National Penn Payroll Checking				
08/04/2014	2	A D Computer	Payroll 16 Processing Fee	-59.09
08/07/2014	1028	BEAVER CLAUDE D		-88.28
08/07/2014	1029	FRANKE DAVID K		-78.28
08/07/2014	1030	MATTERA JOHANNA		-132.30
08/07/2014	1031	RUDDEROW JOSEPH		-88.28
08/07/2014	1032	GUISTWITE BEVERLY A		-61.94
08/07/2014	1033	BECKER WILLIAM R		-13.23
08/07/2014	1034	DONOHUE COLLEEN M		-313.41
08/07/2014	1035	BEAVER CLAUDE D		-1,636.92
08/07/2014	1036	NOLT TYLER R		-306.97
08/07/2014	1037	DYMECK CHAD S		-186.96
08/07/2014	1038	AFLAC ~		-104.30
08/07/2014	D 8	HOLLENBACH DIANE E		-1,937.75
08/07/2014	D 9	FOX KATELYN E		-1,189.74
08/07/2014	D 10	LETSCHE ANDREW E		-1,122.12
08/07/2014	D 11	SAINT DAVID J		-1,321.43
08/07/2014	D 12	SHUMAN KEITH R		-1,688.01
08/07/2014	D 13	WOLFE GREGORY A		-1,324.09
08/07/2014	D 14	EVANOSKY DEREK T		-289.76
08/07/2014	D 15	MORAN ANDREW L		-208.87
08/07/2014	D 16	QUILLMAN TYLER J		-107.19
08/07/2014	JETP...	JetPay-PTF		-5,222.85
08/18/2014	3	A D Computer	Payroll 17 Processing Fee	-58.05
08/21/2014	1039	GUISTWITE BEVERLY A		-27.77
08/21/2014	1040	BECKER WILLIAM R		-39.70
08/21/2014	1041	DONOHUE COLLEEN M		-289.94
08/21/2014	1042	BEAVER CLAUDE D		-1,636.92
08/21/2014	1043	NOLT TYLER R		-294.45
08/21/2014	1044	DYMECK CHAD S		-353.83
08/21/2014	1045	AFLAC ~		-104.30
08/21/2014	1046	TEAMSTERS~LOCAL~429 ~		-312.00
08/21/2014	D 17	HOLLENBACH DIANE E		-2,032.91
08/21/2014	D 18	FOX KATELYN E		-1,086.47
08/21/2014	D 19	LETSCHE ANDREW E		-1,028.12
08/21/2014	D 20	SAINT DAVID J		-1,235.47
08/21/2014	D 21	SHUMAN KEITH R		-1,413.41
08/21/2014	D 22	WOLFE GREGORY A		-1,367.18
08/21/2014	D 23	EVANOSKY DEREK T		-332.97
08/21/2014	D 24	MORAN ANDREW L		-146.31
08/21/2014	D 25	QUILLMAN TYLER J		-107.19
08/21/2014	1047	TEAMSTERS~LOCAL~429 ~		-100.00
08/21/2014	JETP...	JetPay-PTF		-5,105.74
Total 105.01 · National Penn Payroll Checking				-34,554.50
106.00 · Money Market				
Total 106.00 · Money Market				
106.01 · Savings Account				
Total 106.01 · Savings Account				
109.00 · Operating Reserve Fund				
Total 109.00 · Operating Reserve Fund				
110 · Petty Cash				
08/04/2014	433	Dollar General	shop supplies	-3.71
08/07/2014	434	CeeGees	Tball Gift Blue Team	-40.00
Total 110 · Petty Cash				-43.71

2:59 PM
09/04/14
Accrual Basis

Maidencreek Township-General Fund
Check List
As of August 31, 2014

Date	Num	Name	Memo	Amount
TOTAL				**-208,477.39**

3:03 PM
09/04/14
Accrual Basis

Maidencreek Township-State Fund
Account QuickReport
As of August 31, 2014

Date	Num	Name	Memo	Amount
106.01 · State Liquid Fuel Tax				
08/15/2014	1077	EJB Paving & Materials Co	2014 Roadwork	-135,770.28
Total 106.01 · State Liquid Fuel Tax				-135,770.28
TOTAL				**-135,770.28**

Maidencreek Township-Park & Recreation
Check List
August 2014

Num	Date	Name	Memo	Paid Amount
1290	**08/05/2014**	**Fleetwood Area Public Li...**	**Concert & Cones Donation**	
			Fundraiser for Library	-70.00
TOTAL				-70.00
1291	**08/05/2014**	**PRPS**	**August Report Tickets**	
			2 adult Dorney Park Tickets	-78.00
TOTAL				-78.00
1292	**08/05/2014**	**Dayspring Homes Inc**	**Return of Deposit**	
			Return pavilion reservation deposit 7/31/2014	-25.00
TOTAL				-25.00
1293	**08/13/2014**	**The Windsor Press Inc**		
			Acct#14915 Concert & Cones	-123.60
TOTAL				-123.60
1294	**08/13/2014**	**Grainger**	**Walpac**	
			Inv#9507180595 walpack for pavilion	-109.04
TOTAL				-109.04
1295	**08/13/2014**	**Fromm Electric Supply C...**	**Wire**	
			Inv#11286706-00 pavilion light repair	-14.18
TOTAL				-14.18
1296	**08/13/2014**	**Tejada, Karina**	**Refund Pavilion deposit 7/19 and 8/9**	
			Return pavilion deposit	-50.00
TOTAL				-50.00
1297	**08/13/2014**	**Big Air Cinema**	**September Movie night**	
			Septmeber movie night	-500.00
TOTAL				-500.00
1298	**08/13/2014**	**T.M. Bailey Services LLC**	**Porta Potty Rental**	
			Inv#33441 Porta Potty Rental	-60.00
TOTAL				-60.00
1299	**08/21/2014**	**Joanne Coakley**	**Restroom cleaning**	
			8/21/2014 cleaning	-100.00
TOTAL				-100.00
1300	**08/25/2014**	**Met-Ed**	**Electric**	
			Acct 100 056 802 216 753 Park Rd	-43.17
			Acct 100 071 112 427 Main St	-62.15
			Acct 100 079 637 177 Faith Dr	-13.20
			Acct 100 012 244 354 Tennis Ct	-52.94

Maidencreek Township-Park & Recreation
Check List
August 2014

Num	Date	Name	Memo	Paid Amount
TOTAL				-171.46
1301	**08/25/2014**	**Maidencreek Township G...**	**To reimburse August Expenses**	
			Tball Blue team gift	-40.00
			Kantner exmark tire repair	-16.00
			Passmore exmark repair	-192.13
			Repair to Blandon Fire Co shed	-90.00
TOTAL				-338.13

Earned Income Tax Quarterly History
Maidencreek Township 2007-present

	Received March	Received June	Received Sept	Received Dec	Total for Year
2007	$ 214,343.39	$ 308,405.47	$ 231,565.43	$ 265,329.43	$ 1,019,643.72
2008	$ 243,218.21	$ 313,442.60	$ 237,248.67	$ 278,558.05	$ 1,072,467.53
2009	$ 252,499.89	$ 322,307.75	$ 243,562.33	$ 276,765.18	$ 1,095,135.15
2010	$ 245,417.99	$ 314,153.15	$ 239,693.00	$ 242,882.52	$ 1,042,146.66
2011	$ 232,342.10				

ACT 32 COLLECTION BEGAN MARCH 1, 2011

Collections for:	2011	2012	2013	2014	2015
January	N/A	$ 22,697.15	$ 34,608.20	$ 54,258.39	
February	N/A	$ 39,764.08	$ 67,321.74	$ 42,157.76	
March	$ 232,342.10	$ 203,757.51	$ 152,909.10	$ 190,635.11	
April	$ 21,443.69	$ 34,652.82	$ 37,380.90	$ 72,767.79	
May	$ 102,545.01	$ 53,845.15	$ 89,446.91	$ 51,670.03	
June	$ 189,537.97	$ 218,428.84	$ 177,475.43	$ 206,350.88	
July	$ 21,854.89	$ 38,928.74	$ 49,224.02	$ 54,888.24	
August	$ 65,465.08	$ 50,499.15	$ 49,000.95	$ 54,270.17	
September	$ 212,195.71	$ 143,848.24	$ 195,929.69		
October	$ 23,439.31	$ 42,225.72	$ 46,528.19		
November	$ 67,560.42	$ 68,972.56	$ 46,282.72		
December	$ 170,502.90	$ 140,484.62	$ 177,805.51		
TOTAL	$ 1,106,887.08	$ 1,058,104.58	$ 1,123,913.36	$ 726,998.37	$ -

90-DAY REVIEW PERIOD EXTENSION OF TIME

I, THE UNDERSIGNED, being the developer of the subdivision known as

ESBENSHADE GREENHOUSE

Do hereby agree to extend the 90 day review period from the

SKETCH/PRELIMINARY/FINAL PLAN until December 28,2014

Ludgate Engineering on behalf of Terry Esbenshade
Signature

September 4, 2014
Date

Systems Design Engineering, Inc.
Engineers • Surveyors • Planners • Construction Managers
1032 James Drive • Leesport, PA 19533
Tel (610) 916-8500 • Fax (610) 916-8501

MAIDENCREEK TOWNSHIP
ONTELAUNEE HEIGHTS REC AREA - SINKHOLE BY-PASS
PRELIMINARY CONSTRUCTION COST ESTIMATE
OPTION #1 - CLAY LINED SWALE INSTALLATION

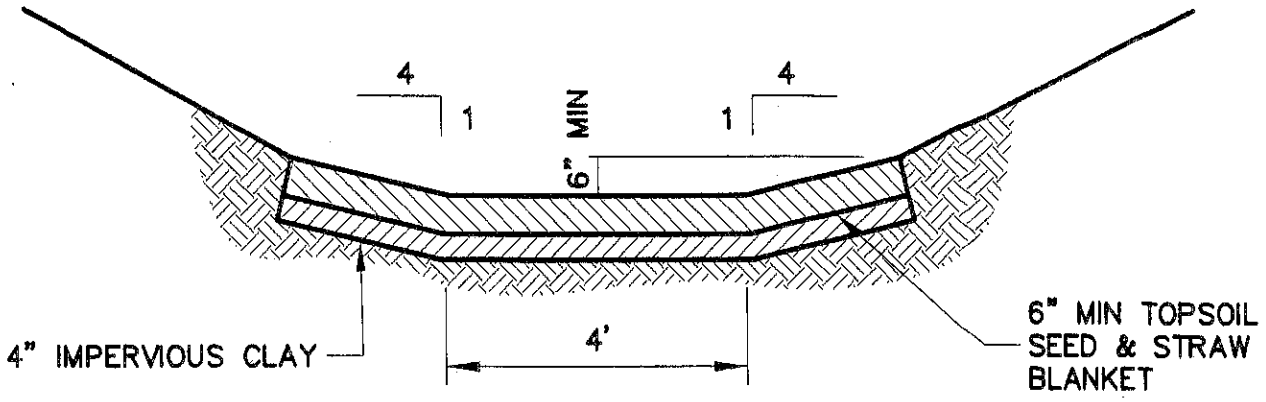
23-Jul-13

ITEM	DESCRIPTION	QTY	UNIT	UNIT COST	AMOUNT
1.	Swale (Excavate & Inst.)	216	CY	$ 12.00	$ 2,592.00
2.	Swale Lining	324	SY	$ 8.00	$ 2,592.00
3.	Bulk Fill Import and Distribute	93	CY	$ 2,790.00	$ 2,790.00
4.	Topsoil Strip & Replace	1	LS	$ 2,650.00	$ 2,650.00
5.	Seed & Mulch	1	SF	$ 2,335.00	$ 2,335.00
6.	Mobilize/Demobilize	1	LS	$ 2,500.00	$ 2,500.00
7.	**SUBTOTAL ESTIMATED CONSTRUCTION COST**				**$ 15,459.00**
8.	15% CONTINGENCY				$ 2,318.85
9.	**TOTAL ESTIMATED CONSTRUCTION COST**				**$ 17,777.85**

Systems Design Engineering, Inc.
Engineers • Surveyors • Planners • Construction Managers
1032 James Drive • Leesport, PA 19533
Tel (610) 916-8500 • Fax (610) 916-8501

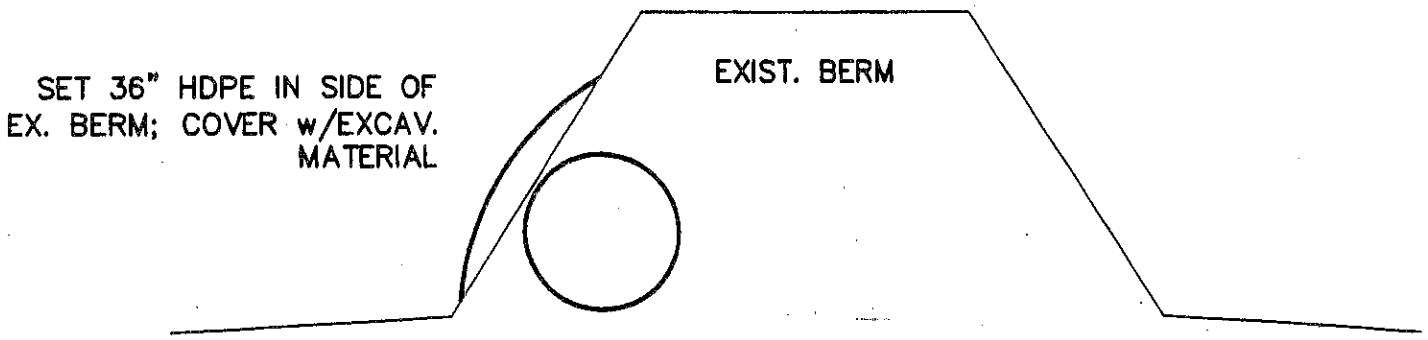
MAIDENCREEK TOWNSHIP
ONTELAUNEE HEIGHTS REC AREA - SINKHOLE BY-PASS
PRELIMINARY CONSTRUCTION COST ESTIMATE
OPTION #2 - PIPE INSTALLATION
23-Jul-13

ITEM	DESCRIPTION	QTY.	UNIT	UNIT COST	AMOUNT
1.	30" HDPE Pipe (Inst. w/6" 1B Bedding)	322	LF	$ 45.00	$ 14,490.00
2.	Bulk Fill Import and Distribute	389	CY	$ 11,670.00	$ 11,670.00
3.	2x4 Junction Box	1	EA	$ 2,800.00	$ 2,800.00
4.	30" HDPE End Section	1	EA	$ 850.00	$ 850.00
5.	30" HDPE 45 Deg. Bend	2	EA	$ 500.00	$ 1,000.00
6.	30" HDPE 22.5 Deg. Bend	1	EA	$ 500.00	$ 500.00
7.	Bulk Cut	256	CY	$ 2,048.00	$ 2,048.00
8.	Topsoil Strip & Replace	1	LS	$ 4,050.00	$ 4,050.00
9.	Seed & Mulch	1	SF	$ 3,566.00	$ 3,566.00
10.	Mobilize/Demobilize	1	LS	$ 2,500.00	$ 2,500.00
	SUBTOTAL ESTIMATED CONSTRUCTION COST				**$ 43,474.00**
	15% CONTINGENCY				$ 6,521.10
	TOTAL ESTIMATED CONSTRUCTION COST				**$ 49,995.10**



SWALE SECTION

(N.T.S.)



PIPE SECTION

(N.T.S.)

SCHUYLKILL VALLEY ENGINEERING, INC.

SYSTEM DESIGN ENGINEERING INC
1032 James Drive
Leesport, Pennsylvania 19533
TEL: (610) 916-8500
FAX: (610) 916-8501

Project 1426G1L1
April 19, 2007

ATTN: Mr. Mark A. Kitzmiller
Project Manager

RE: Limited Carbonate Evaluation
Ontelaunee Heights Recreation Area
Maidencreek Township, Berks County, Pennsylvania

Dear Mr. Kitzmiller:

Schuylkill Valley Engineering Inc. (SVEI) appreciates the opportunity to provide this letter, which includes a limited carbonate evaluation of the site and express SVEI's opinion regarding reduction of sink activity occurrence at the site.

PROPOSED CONSTRUCTION

The proposed construction for this project consists of a recreation area to include a basketball court, children play lot, a pavilion, macadam parking and approximately 2,650 feet of 5 feet wide macadam trail.

The property is located at the northern side of Route 222 south of the intersection of Route 222 and Schaffer Road in Maidencreek Township, Berks County, Pennsylvania. Over the past 15 years, the recreation area experienced intense sink activity, which is spreading towards the area where the improvements are proposed.

No other information about the site development is available at the time of preparing of this letter report.

SITE BACKGROUND

The Ontelaunnee Heights Recreation Area site is presently a grass covered field, triangle shaped, located at the northwestern side of Longleaf Drive. At this time the site includes a baseball field and a pumping station with gravel covered parking areas. A macadam driveway connects the site with Longleaf Drive. Two storm sewer lines are discharging the stormwater collected along Longleaf Drive to the site.

According to the available geological information, the site is underlain by carbonate rocks, known for solution activity with formation of sinkholes. Most of the site is mapped as underlain by the **Ontelaunee Formation**, a medium dark gray, finely to coarsely crystalline, thick-bedded dolomite. At the northern part of the site, a small area is mapped as underlain by the **Epler Formation**, which consists of interbedded light gray limestone and dolomite, with numerous beds of calcarenite. A trust fault is mapped immediately south of the site.

An evaluation of the "Sinkholes and Karst Related Features of Berks County, Pennsylvania" Sinking Spring Quadrangle, by W.E. Kochanov, **open-file report 8801**, dated 1988 indicates intense historical sink activity at the site and especially at the boundary line between **Ontelaunee and Epler Formation**.

SUBSURFACE DISSOLUTION AND SINK ACTIVITY COMMENTARY

As indicated above, the open-file report 8801 provides evidence of intense historical sink activity at this site. There is no available information about the method of the open sinkhole repair; however, it is known that farmers used to fill them with rocks and miscellaneous debris in order to stop the soil washing process. This method of repair, which is not acceptable for construction sites, was considered as acceptable for farming.

In order to provide recommendations for any subgrade repair affected by solution activity, it is beneficial to provide an explanation of conditions, which lead to sinkhole formation.

There are three essential elements for the occurrence of sinkhole activity and they are: Fractured Carbonate Geology, the Soil Mantle and Water. The cause of sinkholes is unique to each site but these elements have to be present to cause a sinkhole. The mechanism of a sinkhole begins with the fractured weathered and sometimes pinnacled rock profile. Water from the surface can penetrate the soil mantle and enter the rock fractures. As the water drips or flows into the open fracture it carries soil in solution. The soil near the fracture gradually washes into the fracture and forms a weak soil arch above the fracture. As the soil continues to wash, the arch becomes larger and approaches the surface. At a critical size, the arch can no longer support the soil above and collapses. This is manifested in the characteristic chimney hole or sinkhole feature.

In order to reduce or halt this process one or more of the essential elements must be altered. The geology cannot be replaced (although fractures can be choked off with grout); however, the soil (mantle) and water flow can be altered. It would be ideal to prevent water from entering the subsurface altogether but this is often difficult to achieve, although water flow into the subsurface can be impended. The rate at which surface water enters the subsurface depends on the permeability of the soil. Low permeability soils are clays and silt, whereas high permeability soils include sand, gravel as well as loose, voided debris. Therefore, if water is to be impended from entering the subsurface a low permeability soil must be placed such that there are no open conduits for subsurface flow and subsequent soil washing into rock fractures.

The conclusion of the above-mentioned process indicates that extensive disturbance of a site underlain by carbonate rock cannot be done without adverse effects. Removal of the soil mantle, typically silty and clayey soils with low permeability, exposes the limestone bedrock and existing solution channels. Backfilling of any area with large limestone boulders might result in numerous voids, which are subject to dissolution activity due to the infiltration of an extensive volume of stormwater runoff. In addition, construction of stormwater detention basins in carbonate underlain geology without a liner, typically produces an intensification of karst related features.

GEOTECHNICAL INVESTIGATION

The drilling program for this site included twenty nine (29) evaluation locations advanced to a maximum depth of 12 feet or auger refusal. Soil samples were collected continuously from the surface to determine the test boring profiles. The test borings and subgrade sampling was performed using 6-inch hollow stem augers and 2-inch diameter split spoon sampler driven by a 140 pound hammer at 30 inch drop.

The test borings were drilled by SVEI's subcontractor, The Boreland Services Inc. under the direction of SVEI's personnel. The evaluation locations were provided in the field by SVEI personnel using the Site Plan, provided by the Client. Soil samples collected during the field investigation, were visually evaluated and classified by SVEI's Geotechnical Engineer.

The elevations of the evaluation locations indicated in this letter report, are determined using as benchmark the existing 28-inch by 40-inch CMP pipe invert of elevation 322.74 feet, as indicated on the same Site Plan. This pipe is discharging the stormwater from along Longleaf Drive to the property.

A test boring location plan and Table I: Approximate Elevations at The Test Boring Locations are included with this letter-report.

SUBGRADE EVALUATION FINDINGS

The subsurface investigation performed at the site indicated the presence of subsurface conditions, which are conducive to solution activity with formation of sinkholes. The following findings are summarized below:

A. Two stormwater pipes discharge water collected along the Longleaf Drive to the site. No indication of gravitational discharge from the site to the surrounding area was noted. This is an indication that most of the stormwater flows into the site's subgrade, through the existing sinkholes.
B. Most of the site is covered with layers of fine sand and silty clay with occasional rock fragments. Rock outcrops were noted at the eastern half of the site.
C. The underlying dolomite and limestone rock was encountered at fifteen (15) test boring locations. The rock is shallower at the eastern half of the site where was encountered at depths ranging from 2.5 feet to 12 feet.
D. Seven (9) test boring locations indicated the presence of old or recent sink activity conditions. The old sinkholes were backfilled with topsoil, on-site soil material and rock fragments. They were found to extent to a maximum depth of 6.5 feet below the existing grades. The new sinkholes, indicated by voids or very soft/loose soil material above rock pinnacles, were encountered between 7 feet to 11.5 feet deep.
E. Active sink activity, at the surface, was noted at three (3) locations; however, numerous other depressions, which might be related to sink activity, were noted across the site. A repaired sinkhole was noted close to the CMP discharge pipe.
F. The sink activity occurrence is mostly at the eastern half of the site; however, some old sinkholes were encountered at the western half of the site.

CONCLUSIONS

The limited subgrade investigation performed for the Ontelaunee Heights Playground indicated the presence of depressions, old sinkholes filled with soils and rocks, voids related to soil washing, very loose and soft subgrade soils, all indicating a very active site with regard to sink activity. The sinkhole formation at this site it is most likely related to stormwater, which is discharged to the site by the two (2) storm pipes. Based on the evaluation of the existing site conditions, SVEI provides the following conclusions regarding the sinkholes' subgrade repair at this particular site:

1. **No method of subgrade repair related to sink activity will be efficient at this site, unless the stormwater collected along Longleaf Drive is directed to a different discharge location.**
2. Installation of a liner to cover the entire site will be costly and will transform the area into a retention basin, which will prohibit the use of the site for recreation purposes.
3. In increase in the site's surface coverage due to the proposed improvements will produce an increase in the karst related features and subsurface destruction.
4. Repair of the sink activity, as occurs, is risky as people may get injured due to sudden surface collapse related to sinkholes.

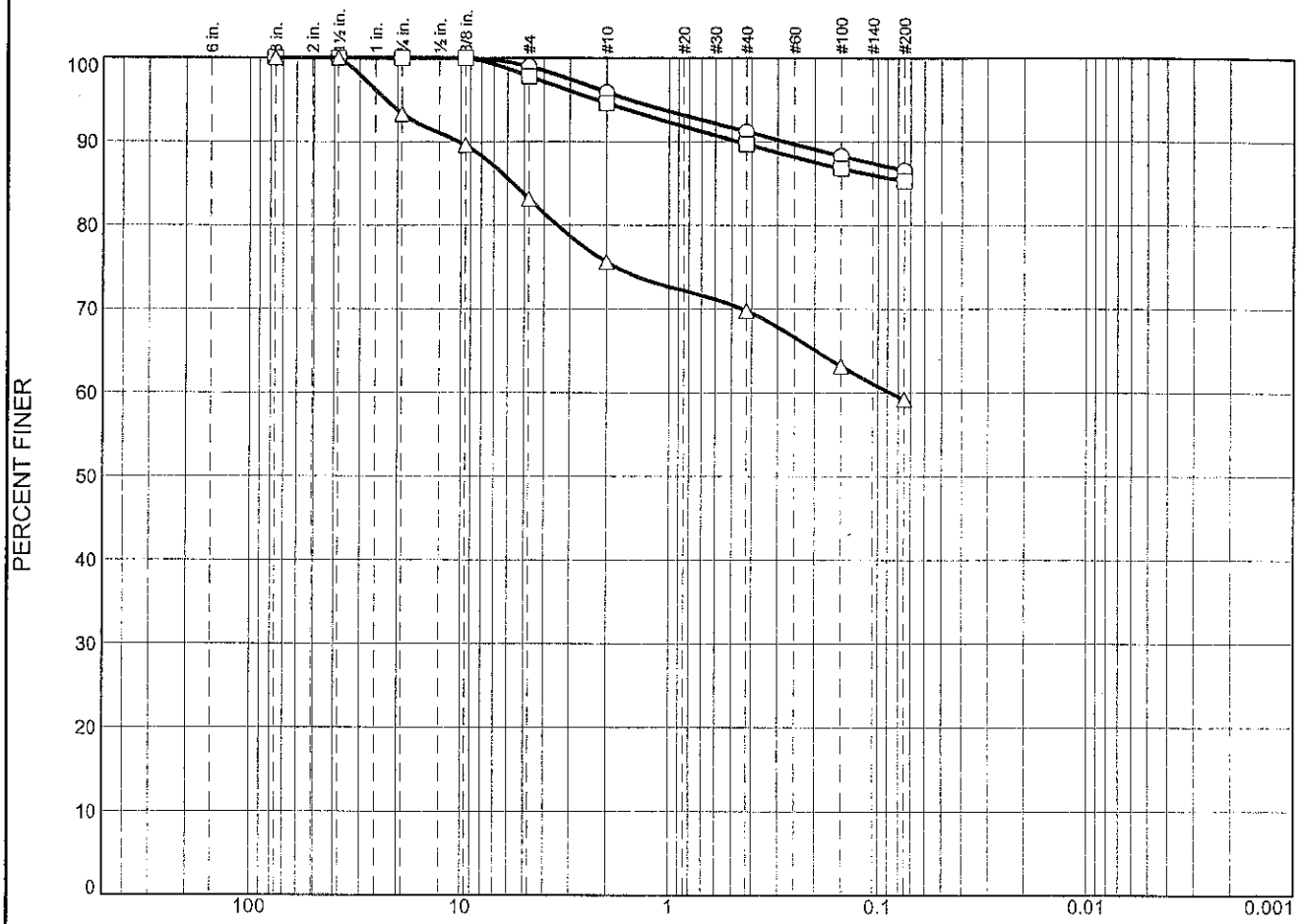
If you have any question regarding this letter, please call us at (610) 921-9221.

Sincerely,
Schuylkill Valley Engineering Inc.

Florin Carjan PE
Vice President

Enclosure

Particle Size Distribution Report



	% +3"	% Gravel		% Sand			% Fines	
		Coarse	Fine	Coarse	Medium	Fine	Silt	Clay
○	0.0	0.0	1.0	3.1	4.7	4.6	86.6	
□	0.0	0.0	2.2	3.2	4.9	4.4	85.3	
△	0.0	6.7	10.1	7.6	5.8	10.6	59.2	

	LL	PL	D_{85}	D_{60}	D_{50}	D_{30}	D_{15}	D_{10}	C_c	C_u
○	48	27								
□	43	26								
△	41	25	5.6455	0.0868						

	Material Description	USCS	AASHTO
○	Ligth brown and brown lean clay	CL	A-7-6(20)
□	Light brown, brown and gray lean clay	CL	A-7-6(16)
△	Light brown, brown and gray sandy lean clay with gravel	CL	A-7-6(8)

Project No. 1426G1 **Client:** System Design Engineering Inc.

Project: Ontelaunee Heights Recreation area

○ **Location:** B6 + B16 **Depth:** 4' - 8' **Sample Number:** S2 + S3

□ **Location:** B1 + B14 **Depth:** 4' - 8' **Sample Number:** S2 + S3

△ **Location:** B22 + B30 **Depth:** 6' - 10' **Sample Number:** S2 + S3

Schuylkill Valley Engineering Inc

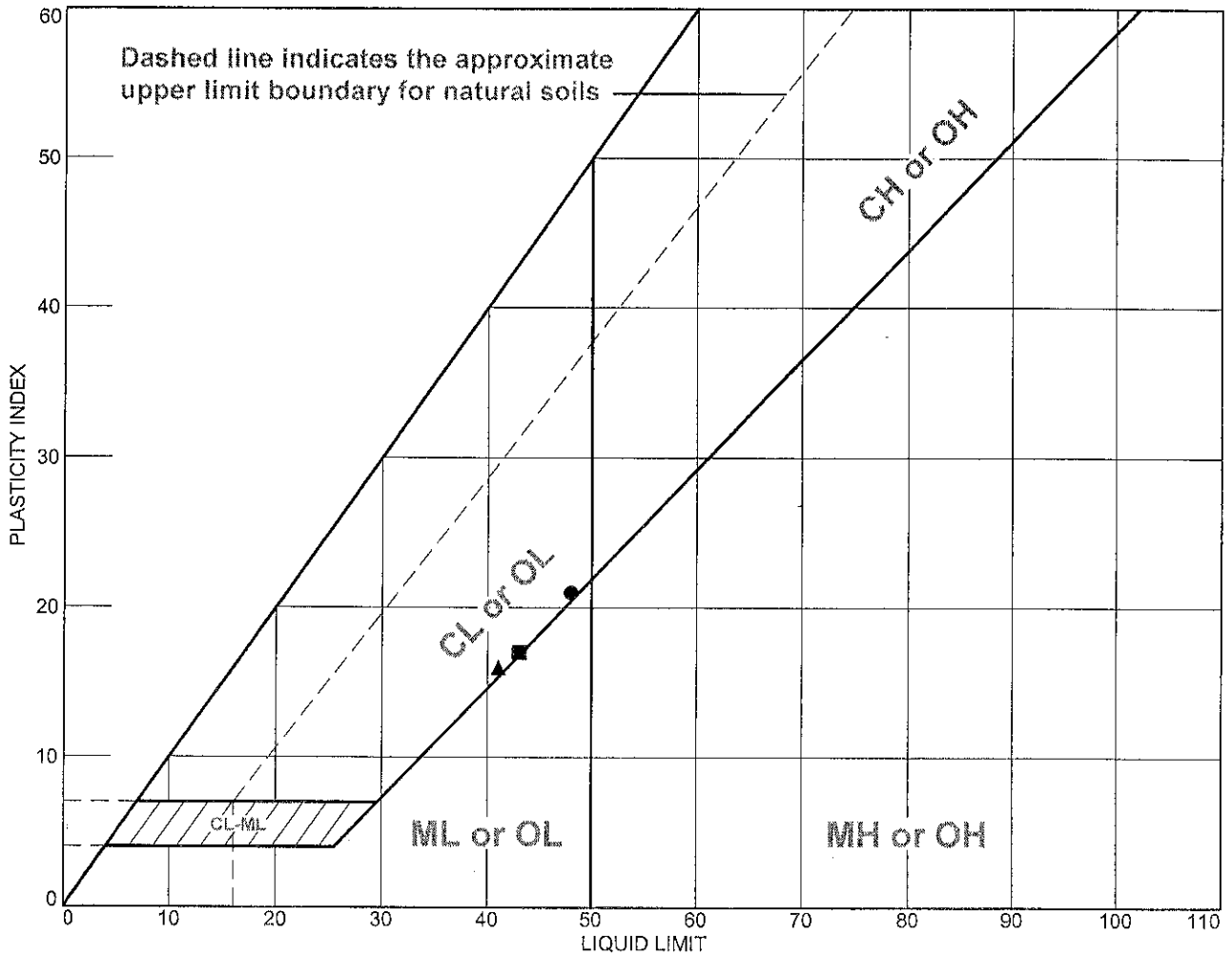
Reading, PA

Remarks:

Figure

Tested By: Will Dobbs **Checked By:** Florin Carjan P.E.

LIQUID AND PLASTIC LIMITS TEST REPORT



	MATERIAL DESCRIPTION	LL	PL	PI	%<#40	%<#200	USCS
●	Ligth brown and brown lean clay	48	27	21	91.2	86.6	CL
■	Light brown, brown and gray lean clay	43	26	17	89.7	85.3	CL
▲	Light brown, brown and gray sandy lean clay with gravel	41	25	16	69.8	59.2	CL

Project No. 1426G1 **Client:** System Design Engineering Inc.

Project: Ontelaunee Heights Recreation area

● **Location:** B6 + B16 **Depth:** 4' - 8' **Sample Number:** S2 + S3

■ **Location:** B1 + B14 **Depth:** 4' - 8' **Sample Number:** S2 + S3

▲ **Location:** B22 + B30 **Depth:** 6' - 10' **Sample Number:** S2 + S3

Schuylkill Valley Engineering Inc

Reading, PA

Remarks:

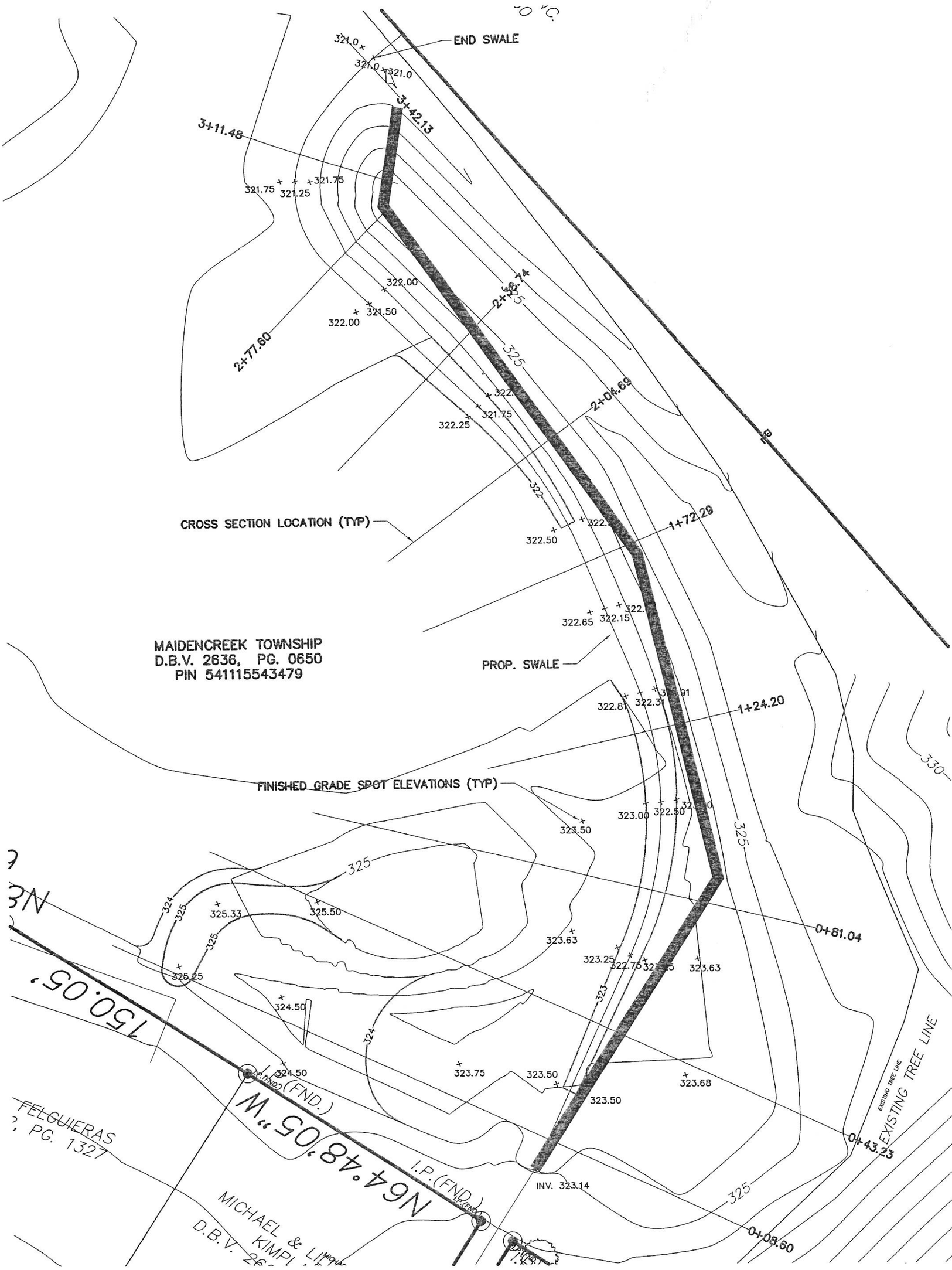
Figure

Tested By: Will Dobbs **Checked By:** Florin Carjan P.E.

TABLE II: APPROXIMATE ELEVATIONS AT THE TEST BORING LOCATIONS
ONTELAUNNEE HEIGHTS RECREATION AREA
MAIDENCREEK TOWNSHIP, BERKS COUNTY, PENNSYLVANIA
PROJECT SVEI 1426G1

Test Boring Number	Surface Elevation	Depth to Weathered Rock	Weathered Rock Elevations	Comments
B1	326.4 feet	> 10.0 feet	< 316.4 feet	
B2	325.5 feet	> 10.0 feet	< 315.5 feet	Miscell. fill material to 6.5'. Possible sinkhole.
B3	325.1 feet	> 10.0 feet	< 315.1 feet	
B4	324.3 feet	> 10.0 feet	< 314.3 feet	
B5	325.2 feet	5.7 feet	319.5 feet	
B6	323.8 feet	2.5 feet	321.3 feet	Auger probe, refusal at 3.5'.
B7	323.9 feet	> 10.0 feet	< 313.9 feet	Clayey material.
B8	324.8 feet	> 10.0 feet	< 314.8 feet	Clayey material.
B9	324.1 feet	> 10.0 feet	< 314.1 feet	Clayey material.
B10	323.5 feet	> 10.0 feet	< 313.5 feet	
B11	323.7 feet	> 10.0 feet	< 313.7 feet	Possible former sinkhole filled with topsoil.
B12	325.2 feet	8.5 feet	316.7 feet	Very easy augering.
B13	323.0 feet	> 10.0 feet	< 313.0 feet	Former sinkhole filled with topsoil.
B14	323.2 feet	5.0 feet	318.2 feet	
B15	324.2 feet.	> 10.0 feet	< 314.2 feet	
B16	324.9 feet	> 10.0 feet	< 314.9 feet	
B17	322.8 feet	9.5 feet	313.3 feet	Former sinkhole filled with topsoil.
B18	322.6 feet	7.5 feet	315.1 feet	Possible sinkhole filled with soil and rocks.
B19	323.4 feet	> 10.0 feet	< 313.4 feet	
B20	324.2 feet	8.5 feet	315.7 feet	Very easy augering.
B29	324.2 feet	6.5 feet	317.7 feet	Easy augering.
B30	322.8 feet	4.5 feet	318.3 feet	Auger probe was advanced to 8.5'.
B31	322.3 feet	7.5 feet	314.8 feet	Very soft and easy augering
B32	322.6 feet	10.5 feet	312.1 feet	
B33	323.3 feet	12.0 feet	311.3 feet	Sinkhole between 7' to 10.5'.
B34	322.8 feet	11.5 feet	311.3 feet	Very soft between 8' to 11.5'.
B35	322.9 feet	8.5 feet	314.4 feet	Very soft between 5' to 8.5'.
B36	323.2 feet	> 10.0 feet	< 313.2 feet	Very high soil moisture.
B37	324.3 feet	2.5 feet	321.8 feet	Sinkhole next to this area.

NOTE: The test boring locations were established in the field by SVEI's personnel using the Site Plan provided by the Client. The elevations of the test boring locations indicated in this letter report, are determined using as benchmark the existing 28-inch by 40-inch CMP pipe invert of elevation 322.74 feet, as indicated on the same Site Plan. These test boring elevations should not be used for construction purposes.


END SWALE
3+42.13
3+11.48
2+77.60
2+56.74
2+04.69
1+72.29
1+24.20
0+81.04
0+43.23
0+08.60
CROSS SECTION LOCATION (TYP)
PROP. SWALE
FINISHED GRADE SPOT ELEVATIONS (TYP)
MAIDENCREEK TOWNSHIP
D.B.V. 2636, PG. 0650
PIN 541115543479
FELGUERAS
, PG. 1327
MICHAEL & LI
KIMPI
D.B.V. 26
I.P.(FND.)
N64°48'05"W
150.05'
INV. 323.14
EXISTING TREE LINE
325
330
321.0
321.75
321.25
322.00
321.50
322.25
322.50
322.65
322.15
322.81
323.00
323.50
325.33
325.50
325.25
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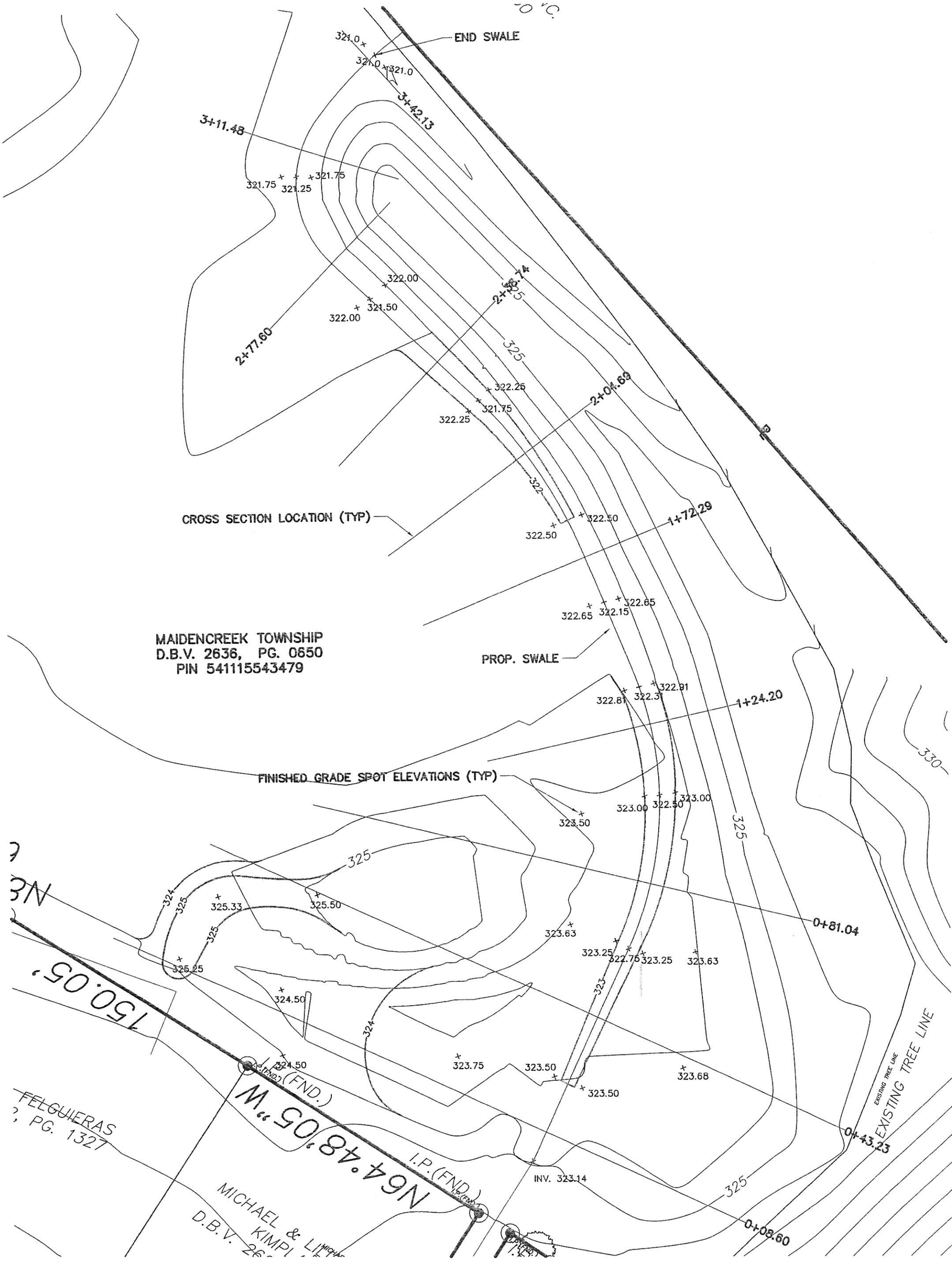
323.63
323.25
322.75
323.68
323.75


END SWALE
3+42.13
3+11.48
2+77.60
2+58.74
2+04.69
1+72.29
1+24.20
0+81.04
0+43.23
0+08.60
CROSS SECTION LOCATION (TYP)
PROP. SWALE
FINISHED GRADE SPOT ELEVATIONS (TYP)
MAIDENCREEK TOWNSHIP
D.B.V. 2636, PG. 0650
PIN 541115543479
EXISTING TREE LINE
INV. 323.14
I.P.(FND.)
N64°48'05"W
150.05'
FELGUERAS
PG. 1327
MICHAEL & KIMPL
D.B.V. 26
321.0
321.75
321.25
322.00
321.50
322.25
322.50
322.65
322.15
322.81
322.31
322.91
323.00
322.50
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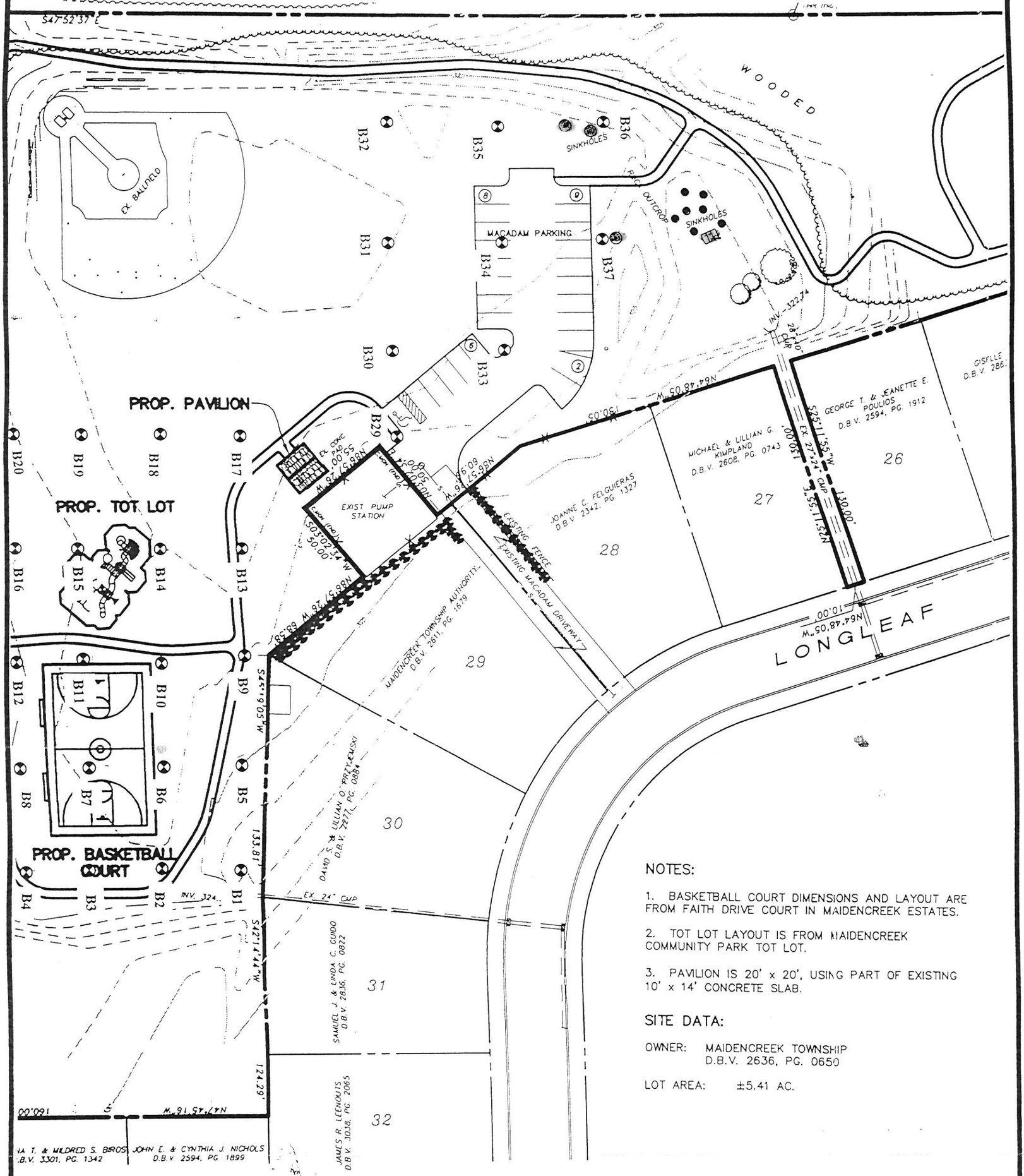
323.75
323.68
325
330



NOTES:

1. BASKETBALL COURT DIMENSIONS AND LAYOUT ARE FROM FAITH DRIVE COURT IN MAIDENCREEK ESTATES.
2. TOT LOT LAYOUT IS FROM MAIDENCREEK COMMUNITY PARK TOT LOT.
3. PAVILION IS 20' x 20', USING PART OF EXISTING 10' x 14' CONCRETE SLAB.

SITE DATA:

OWNER: MAIDENCREEK TOWNSHIP
D.B.V. 2636, PG. 0650

LOT AREA: ±5.41 AC.

KEY

- Investigation locations
- Active sink activity location
- Repaired sink activity

Geotechnical and Quality Control Engineers
SCHUYLKILL VALLEY ENGINEERING
4338 Pottsville Pike
Reading, Pennsylvania 19605
Telephone (610) 921-9221 FAX: (610) 921-0464
EMAIL: svei@verizon.net

PROJECT 1426G1

SYSTEM DESIGN ENGINEERING INC
INVESTIGATION LOCATION PLAN
ONTELAUNEE HEIGHTS RECREATION AREA
MAIDENCREEK TOWNSHIP, BERKS COUNTY, PA

MAIDENCREEK TOWNSHIP SOLICITOR'S REPORT

Orlando Law Office
Eugene Orlando, Jr.
2901 St. Lawrence Avenue
Reading, PA 19606

SEPTEMBER
ITEMS AUTHORIZED BY SUPERVISORS

- Blandon Ambulance loan

- Resolve issue of Crossing at Maidencreek lots being sold at Sept. 17 Upset Sale. Lots were previously combined by Township in 2013. Copies of recent correspondence attached.

- Agreement outline items agreed upon July 11, 2013 Supervisor's meeting for the Crossing at Maidencreek – sidewalks along Hill Road, othe sidewalks to be installed upon development of rest of property, no streetlights or street trees along Hill Road.

Tabled

- 12 Chestnut Street Easement – James Fox Easement Agreement
- Cargill Settlement Offer – Cargill has not responded

PHONE: 610-926-4920 FAX: 610-926-6314

MAIDENCREEK TOWNSHIP
BOARD OF SUPERVISORS

1 QUARRY ROAD * P.O. BOX 319 * BLANDON, PA 19510
www.maidencreek.net

August 14, 2014

Blandon Community Ambulance
PO Box 258
Blandon, PA 19510

Dear Board of Directors,

The Maidencreek Township Board of Supervisors recently have been made aware of previously undisclosed financial activity by Blandon Community Ambulance involving the purchase of new equipment in January of this year. It now appears that you need the Township to guarantee this previously undisclosed indebtedness in the amount of $ 100,000.00. Your failure to secure proper financing and appropriately apprise the Township of these activities is completely unacceptable and your mismanagement of this situation has caused the Township to lose confidence in the Ambulance Association's ability to manage its affairs. Given the importance of providing adequate emergency services to the citizens of our Township, the supervisors will consider seriously your untimely and belated request for a bail out. However, under no circumstances can the Township properly proceed in this regard without first addressing the management structure of your organization which appears to have led to this most unsatisfactory situation. The Township will not proceed unless a restructuring of the management and the creation of a transparency of operations is first restored to Blandon Community Ambulance. The Township requires the following:

a) Professional management reasonably acceptable to the Township shall be immediately implemented for the next 5 year period. The Township has thus far found Stephen Bobella 's performance acceptable so creation of an employment agreement containing terms acceptable to the Township retaining Schuylkill Valley EMS and Mr. Bobella as Executive Director would fulfill this requirement. If another Executive Director is needed for any reason he/she shall be approved in advance by the Township;

b) the agreement will also include an authorization that the Executive Director shall control day to day financial affairs and serve the function of Chief Financial Officer and Controller of the Association;

c) the Executive Director shall supply the Board of Supervisors with monthly reports including but not limited to financial reports of activities of the Association;

d) the Board of Directors of the Blandon Community Ambulance shall be restructured and a majority shall be comprised of residents and business people from the Maidencreek Township community including at least one member of the Board of Supervisors. The board shall have staggered terms to provide continuity as well as outside input. A specific

plan shall be proposed and approved for this restructuring before the Township agrees to undertake any financing;

e) the Blandon Ambulance Association will reimburse the township within twenty-four (24) months for all expenses incurred by the Township in the securing of the loan including but not limited to bond counsel, legal fees and costs associated with a public hearing.

If you are in agreement with these terms, your current board shall adopt the same at its next meeting and authorize appropriate individuals to evidence the approval by signing and returning this letter to the Township.

David Franke Joseph Rudderow ~~III~~ Claude Beaver

We the undersigned duly authorized Board of Directors of the Blandon Community Ambulance agree with the terms and conditions set forth in this letter dated August 14, 2014 from the Maidencreek Township Board of Supervisors.

Signature 8/25/14
Date

George Sowers
Print Name

Signature 8/25/14
Date

Janelle Schmeck
Print Name

PHONE: 610-926-4920 FAX: 610-926-6314

MAIDENCREEK TOWNSHIP
BOARD OF SUPERVISORS

1 QUARRY ROAD * P.O. BOX 319 * BLANDON, PA 19510
www.maidencreek.net

August 21, 2014

County of Berks Tax Claim
Berks County Services Center
633 Court Street, 2nd Floor
Reading, PA 19601

County of Berks Assessment Office
Berks County Services Center
633 Court Street, 3rd Floor
Reading, PA 19601

Ladies and Gentlemen,

As you are aware, a parcel of land on Hill Road in Maidencreek Township, owned by Corrado Development LLC was subdivided into fifty residential building lots in 2010. Due to various financial issues, forty of the lots and the road bed were recombined into one parcel in 2013. Prior to this recombination of lots, real estate taxes were not paid on the 40 individual lots and the roadbed. In July of this year, Maidencreek Township was notified that the individual lots, which no longer existed, would be exposed at the September 17th Upset Sale.

In order to resolve this situation and avoid having lots sold that no longer exist, the Maidencreek Township Board of Supervisors has agreed to exonerate the accrued taxes from years prior to 2014 for the forty-one (41) parcels owned by Corrado Development LLC, which are listed below. Maidencreek Township's exoneration of property taxes on these lots is conditional upon the County of Berks and the Fleetwood Area School District doing the same.

Sincerely,

Diane Hollenbach

Diane Hollenbach, Manager
Maidencreek Township

61-542006395046	61-542006390193	61-542006381572	61-542006385971
61-542006386445	61-542006390034	61-542006382572	61-542006396001
61-542006385550	61-542006289976	61-542006383563	61-542006394021
61-542006386626	61-542006288874	61-542006384576	61-542006383948
61-542006386783	61-542006288716	61-542006380703	61-542006382965
61-542006387850	61-542006287659	61-542006381701	61-542006382900
61-542006388819	61-542006286692	61-542006382702	61-542006381823
61-542006398051	61-542006286571	61-542006382785	61-542006380693
61-542006397181	61-542006288574	61-542006383767	
61-542006395245	61-542006289583	61-542006384831	
61-542006391187	61-542006380582	61-542006385815	

ORLANDO LAW OFFICES

A Professional Corporation

Fax: (610) 370-1527
www.orlandolawoffices.com

2901 St. Lawrence Avenue, Suite 202
Reading, PA 19606

(610) 779-3830

300 E. Philadelphia Avenue
Boyertown, PA 19512
(610) 367-7443

August 25, 2014

Alan S. Miller, Esq.
Berks County Solicitor's Office
Berks County Services Center
633 Court Street, 13th Floor
Reading, PA 19601-4310

Re: Maidencreek Township/Corrado Development, LLC/Reversed Tax Assessment

Dear Alan:

I write to you in my capacity as Solicitor for the Township of Maidencreek, Berks County, PA.

A parcel of land along Hill Road in Maidencreek Township was and remains owned by Corrado Development, LLC and subdivided into approximately fifty (50) residential building lots. A Letter of Credit in excess of $2 million was posted by the developer and issued to the Township for the construction of road and other subdivision improvements with Nova Bank. The developer encountered financial difficulties and did not proceed with construction. Although the LLC never filed bankruptcy, the owner of the company did so. The Township was in discussion with the bank concerning their intentions on the development when Nova Bank went into receivership and was closed by the FDIC. Attempts to reach any agreement with the FDIC were unsuccessful.

Because of the FDIC's uncertain intentions and the possiblity the regulators might try to market this as an "approved development," the Township was concerned that potential purchasers of the development could possibly try to have roads and improvements constructed at taxpayer expense. To eliminate this prospect, the Township contacted the original developer and other interested parties who all cooperated with the Township in revising the subdivision plan to effectively eliminate forty (40) of the fifty (50) lots, as the remaining ten (10) lots had been sold to another developer in bulk. These efforts were successful and in August, 2013 a "Revision to the Plan of Record" was recorded in eliminating approximately forty (40) lots.

The Township thought the matter was closed until we were advised by the Tax Claim Bureau that these lots were on the upcoming upset sale list. Apparently the Assessment Office never made the assessment change required by the revised plan. Happily, we received great cooperation from the Assessment Office and from the Tax Claim Bureau and the Assessment Office is now making the changes which the plan requires. But there remains an open technical issue since taxes accrued on the prior lots before the revised plan of record was recorded. The open issue concerns how to deal with those accrued taxes on lots which now no longer exist.

The Township and I believe the School District is willing to exonerate those taxes as the means of clearing the issue off the Tax Claim Bureau's records. I am writing to request that the County consider joining in that effort. The Township's goal in this regard is to make sure no future land owner can try to compel the use of public funds to construct prior subdivision improvements.

Please review this with the Commissioners and let me know if they will join in these efforts. Thanks very much.

Best Regards,

Eugene Orlando, Jr.

EO/tmw
cc: Maidencreek Township

Good morning John

I believe you represent Fleetwood School District. I am writing in my capacity as solicitor for Maidencreek Township.

Here is the short summary of the issue about which I write.

A parcel of land along Hill Road in Maidencreek township was owned by Corrado Development LLC and subdivided into approximately 50 residential building lots. A letter of credit in excess of $2 million was posted by the developer and issued to the township for the construction of road and other subdivision improvements with Nova Bank. The developer encountered financial difficulties and did not proceed with construction. Although the LLC never filed bankruptcy, the owner of the company did so. The township was in discussion with the bank concerning their intentions on the development when Nova Bank went into receivership and was closed by FDIC. Attempts to communicate with FDIC were unsuccessful. The township was concerned that potential purchasers of the development would seek to have a plan approved roads and improvements constructed at taxpayer expense. To eliminate this prospect I undertook a series of communications with the developer and other interested parties who all cooperated with the township in revising the subdivision plan to effectively eliminate 40 of the 50 lots, as the remaining 10 lots had been sold to another developer in bulk. These efforts were successful and in August 2013 a "revision to the plan of record" was recorded in eliminating 40 lots.

We at the township thought the matter was closed until we were advised by the tax claim Bureau that the 40 lots were on the upcoming upset sale list. Apparently the assessment office never made the assessment change required by the revised plan. Happily, we received great cooperation from the assessment office and from the tax claim bureau in the assessment office is now making the changes which the plan requires. There remains an open technical issue however and that is the purpose of this communication. Taxes accrued on the prior 40 lots before the revised plan of record was recorded. The open issue concerns how to deal with those accrued taxes on lots which now no longer exist. In an initial conversation with Socrates Georgeadis solicitor to the tax claim bureau we felt it important to involve you and the conversation to resolve this remaining issue. The township's interest in this regard is to make sure no future land owner claims any residual rights in the subdivision improvements which were never built. But in light of the change in the properties being assessed, it may be cleanest to in the some way "exonerate" whatever taxes may have accrued before the latest plan on the former but now eliminated lots.

When you return from vacation would you please contact Socrates and this writer so that we can discuss the appropriate resolution of this remaining issue?

Maidencreek Township Board of Supervisors, Diane Hollenbach:

I attended the TCC Meeting held at Wilson School District Administration Building on Wednesday, September 03, 2014 at 18:00 Hours, and the following is the result of the meeting. This meeting was not a final vote, though that vote will be an executive board vote, the preliminaries of this meeting dealt with some wrap-up issues in which the main topics of this meeting were the discussion pertaining to dissolution of the Bureau and dissemination of funds, whereas, the meeting last night did vote to agree on an amount of $2,500.00 dissemination to the original 14 School Districts who formulated the TCC in 1968, in consideration of the $136,654.00 of Book Value Assets in the TCC currently. There will be no transfer of funds during this bridge, as it is being handled as an asset acquisition effect merger of the two to TCC from Berks EIT Bureau. Beyond the $2,500.00 originally used as start-up capital, the rest of the money in assets would be from all sources, including municipalities. (Originally, there was no municipal representation; though there are currently NO municipal members, there is representation. This point was driven home in my opinion by comments made whereas the inclusion of municipal government created the biggest hardship and fear of vote sabotage.) The dissolution would equally distribute any remaining funds to all participants should that ever come to pass.

The only thing not considered in asset value was the customization of can software, and the liquidation vs. fair market value was dismissed due to the 1 year contract currently in effect.

Another main point of holding was the coverage of Bureau Members in their capacities as such in making the decision to vote for the change and assuming liability with no indemnification. The decision was to seek insurance to cover such liabilities, and if not available, to indemnify those Bureau Executive Board Members who may be party to a 3rd party law-suit.

The time frame moving forward is 15 business days from last night's meeting for the 2 organizations to meet and discuss the changes between the TCC Management Committee, and the solicitor, based on the counter proposal and changes agreed upon at the January 2014 meeting. The next Bureau meeting is 9-23-2014, and the 15 day window will lend itself to 9-24-2014. After they agree, the 17 School Districts must ratify the changes, and by late November, early December, School Board approvals will be secured, followed by a TCC Executive Board approval vote.

Dissolution rights were discussed, and this is where the municipal members having a right to vote was discussed as the School Districts are members, not municipalities. Municipalities are given 6 votes on the board. It takes 2/3 votes to amend bylaws and vote to dissolve etc..., and they would like to see a unanimous approval from all parties, however, an available majority vote of the School District's and 2/3 of the Executive board to approve the changes and the merger agreement.

For the above changes, the vote included a 63% yes vote, and all present voted yes, though this was only for the considerations in discussion at this time as all others were addressed in January. Future meeting date will be addressed after the 9-23-2014 meeting, and the new

adopted changes will need to be placed in the by-laws and document for review, and follow through to concept realization.

The budget included some money considerations for the merger in mostly legal fees and were all voted on at this time. Increases in legal fees were realized as the merger gets closer. The meeting had much open discussion on the issues, and Jason Confair, Solicitor for the merger, had done most of the moderation, while Diane Richards explained some frustrations in the time consumption with no success in sight prior to the January meeting, and then following, explaining how the ability to contact som many people created its own nightmare.

I departed the meeting at 8:00 PM. After the general meeting reviewed bills and budget for the New Year, though the budget may be abbreviated with consideration of the merger.

KEGEL KELIN ALMY & LORD LLP
24 North Lime Street Lancaster, PA 17602 TEL 717·392·1100 FAX 717·392·4385 www.kkallaw.com

JASON T. CONFAIR E-MAIL:confair@kkallaw.com

August 28, 2014

Via Email Delivery

Berks County TCC Delegates

Re: Status of Proposed Merger

Dear TCC Delegate –

In advance of the September 3 meeting, I wanted to provide you with an update as to the status of the proposed merger between the TCC and the Berks EIT Bureau. I also wanted you to have a written update so that you may share it with the political subdivision(s) you represent.

I apologize for not sending this communication to you earlier. The Berks EIT Bureau Executive Committee met on August 25 to talk through a number of issues, and I just this morning received feedback from the Bureau's Solicitor as to what came out of that meeting.

To help you understand where we currently are, I am going to begin by summarizing what occurred after our last TCC meeting – which was held on 1/15/14. After I provide that summary, I will provide the various options available to the TCC.

On 1/30/14, the TCC Management Committee and the Bureau Merger Subcommittee met to discuss all issues relative to the merger. At the conclusion of that meeting, it appeared all of the issues had been resolved to the satisfaction of both the Management Committee and the Bureau Merger Subcommittee. Accordingly, I was directed to draft merger documents to reflect the understandings reached at the meeting.

On 4/28/14, I delivered comprehensive drafts of the merger documents to the Bureau's Solicitor for review.

On 7/28/14, I received a 4 page, single-spaced letter from the Bureau's Solicitor with a list of "open" legal issues. The issues outlined in the letter include issues that were resolved at the 1/30 meeting, as well as issues that were being raised for the very first time.

In his July letter, the Bureau Solicitor proposed a complete restructuring of what was agreed to on 1/30. For example, the Solicitor asked that the municipalities pay for the Bureau's assets – a concept that had been discussed and rejected at the January meeting. The reason the issue was rejected in January is that the municipalities have already contributed to the purchase of Bureau assets via "commissions" withheld by the Bureau from municipal tax receipts. By way of further example, the Bureau Solicitor asked that the TCC act as an "insurance company" by agreeing to indemnify all Bureau personnel for any and all decisions made by them prior to the merger. To the extent such indemnity is even legal (and that is highly questionable), why should the TCC be on the hook for a bad decision someone at the Bureau may have made prior to the merger? What benefit would there be to the school districts, municipalities, and taxpayers? Has the Bureau purchased or can the Bureau purchase insurance to cover those types of potential claims against individuals? I have been unable to get answers to these questions.

The Bureau Solicitor has also made it clear that the Bureau has now decided to seek approval from all 17 County school boards before signing the merger documents. I first learned of this plan in late July.

Today, I received an email from the Bureau Solicitor that muddies the waters even further. Now, the proposal is for **both** the school districts and the municipalities to pay $136,654 for Bureau assets. To the best of my knowledge, the school districts and municipalities have already paid for all of the assets the Bureau "owns." Although I have made repeated written requests asking the Bureau Solicitor to identify any and all Bureau assets that were not purchased with school district and municipal funds, I have not been provided with any examples.

In addition, the Bureau is now interested in retaining another lawyer to provide yet another opinion as to whether or not the proposed merger is lawful – provided the TCC is willing to contribute $5,000 towards the cost of that opinion. We have beaten this issue to death.

Prior to appointing the Bureau as tax collector, the TCC sent a letter to the Bureau dated 7/27/10 asking for the Bureau's thoughts on a potential merger. By response letter dated 8/3/10, the Bureau explained:

"Upon further review of Act 32, we note that one of the powers granted to the TCC is 'to create a tax bureau and to provide for its operation and administration.' 53 P.S. § 6924.501(a)(A.2)(2). **This provision should provide sufficient authority for the TCC and the Bureau to pursue a 'merger' of the two entities** in the future if the Bureau is selected as the tax collector by the TCC."

Based on that 8/3/10 opinion from the Bureau, we included a provision in the Tax Collection Agreement that reads:

"***Tax Collection Bureau Creation.*** **LTEA, 53 P.S. § 6924.505(a.2)(2) gives the TCC authority to create a tax collection bureau and provide for its operation and administration. If Collector receives written notice from the TCC at any point during the term of this Agreement that the TCC wishes to pursue creation of a tax collection bureau by merging with or acquiring the assets and operations of Collector, then Collector shall. . .negotiate with the TCC in hopes of executing a Memorandum of Understanding in form mutually acceptable to the TCC and Collector specifying the terms, conditions, and timeline for the TCC to create a tax collection bureau by merging with or acquiring the assets and operations of Collector."**

Obviously, the Bureau would not have agreed to such a provision if it did not feel a merger was lawful.

Given the Bureau's 8/3/10 opinion and its contractual commitment to the TCC, the issue should have been resolved. Nonetheless, late last year, the Bureau asked me to obtain written confirmation from DCED that a merger would be lawful. On 10/29/13, DCED provided that written confirmation to me.

The Bureau then asked me to provide a formal legal opinion that the proposed merger is lawful. I did so on 5/1/14. My written opinion that the proposed merger is lawful is unqualified. My unqualified opinion is based not only on the statutory language of Act 32 and DCED's written confirmation to me, but also on the fact that at least 3 other Counties – Blair, Cumberland, and Lancaster – have governance and operational structures identical to the structure that would exist in Berks County post-merger. You will recall I explained the basis of my opinion at the last TCC meeting.

In his July letter, the Bureau Solicitor explained that the Bureau "agrees with the logic set forth in" my 5/1/14 legal opinion. Yet, paradoxically, the Bureau now wants to retain yet another lawyer to provide yet another opinion. Quite frankly, I do not see the need. The statutory language and basic logic clearly support the merger and the resulting single-board structure, DCED has weighed in with its approval, and the precedent has been set in at least 3 other Counties. We do not need another lawyer to "reaffirm" what is already well-settled. In short, getting another lawyer involved – if we can even find one with the requisite specialized expertise – is just going to increase costs and string out the merger timeline indefinitely.

With this background in mind, the TCC has 2 basic options to consider at this point –

Option #1. Provide a counter-proposal to the Bureau. I just learned today that when the Bureau was created back in 1968, the 14 original school district members each provided $2,500 in "start-up capital." A reasonable compromise would be to offer to add language to the merger documents providing that if the TCC ever decides to dissolve the Bureau, each of the school districts that paid in $2,500 will be reimbursed for that amount prior to any other distributions being made.

Other aspects of the counter-proposal would include: (1) agreement that the Bureau could use a portion of the reserve fund to purchase insurance that would cover Bureau personnel for claims arising out of errors or omissions made by those individuals prior to the merger (assuming adequate coverage is not already in place); and (2) agreement that the merger will be contingent on approval by the school boards.

Given we have had intermittent discussions about the merger with the Bureau for 4 years now, the TCC should also consider giving the Bureau a certain amount of time to accept the TCC's counter-proposal – with the condition that if the Bureau does not accept by the deadline, the TCC will issue an RFP early next year for tax collection services for 2016 and future years. Of course, the Bureau would be free to respond to any RFP. Also, after the RFP is issued, if the Bureau were to agree to the TCC's counterproposal, the TCC would obviously have the option of rejecting all RFP responses and completing the merger.

Option #2. Scrap the merger plan and continue at "arm's-length" with the Bureau for the foreseeable future under the Tax Collection Agreement. The primary drawback here is that the school districts and municipalities will continue to have duplicative and unnecessary expenses. Moreover, all of the time and expense that has gone into planning and documenting the merger will be wasted.

* * *

I very much look forward to seeing you next Wednesday evening and answering any questions you may have. If you have any questions in advance of the meeting, please do not hesitate to contact me directly.

Very Truly Yours,

Jason T. Confair

JTC:jsb; 148227.2

BERKS COUNTY TAX COLLECTION COMMITTEE

2014-2015 FISCAL YEAR BUDGET

9/1/2014 - 8/31/2015

FUND BALANCE AS OF 9/1/2014	$ -

DATE 9/30/2014

		2014-2015 BUDGET	MONTHLY TOTALS	2014-2015 YTD	BUDGET BALANCE
REVENUE					
	TCD CONTRIBUTIONS	$ 19,885.00	$ -	$ -	$ 19,885.00
	DCED GRANT	$ -	$ -	$ -	$ -
	INTEREST EARNINGS	$ 15.00	$ -	$ -	$ 15.00
	TOTAL REVENUE	**$ 19,900.00**	**$ -**	**$ -**	**$ 19,900.00**
EXPENSE					
	POSTAGE	$ -	$ -	$ -	$ -
	SUPPLIES	$ -	$ -	$ -	$ -
	PRINTING	$ -	$ -	$ -	$ -
	ADVERTISING	$ 150.00	$ -	$ -	$ 150.00
	INSURANCE/BOND	$ 3,750.00	$ -	$ -	$ 3,750.00
	LEGAL FEES	$ 12,500.00	$ -	$ -	$ 12,500.00
	TAX COLLECTOR AGREEMENT	$ -	$ -	$ -	$ -
	CONFERENCE/SEMINARS	$ -	$ -	$ -	$ -
	AUDIT	$ 2,500.00	$ -	$ -	$ 2,500.00
	CONTINGENCY	$ 1,000.00	$ -	$ -	$ 1,000.00
	TOTAL EXPENSE	$ 19,900.00	$ -	$ -	$ 19,900.00
PROJECTED FUND BALANCE 8/31/15		$ -		$ -	YTD Surplus/(Deficit)

Maidencreek Township

Request for Quote (REV#1) – Dries Road Pavement Base Repair and Subgrade Drain

Item	Quantity	Unit	Description	Unit Price	Total
1.	1	LS	Mobilization & Demobilization	$530.00	$530.00
2.	1	LS	Maintenance and Protection of Traffic	$1,410.00	$1,410.00
3.	83	SY	24" depth pavement repair (8' x 93') including but not limited to: Excavation and disposal of materials to a depth of 24", place PADOT Class 4B geotextile in bottom of excavation, place 10" AASHTO #3 aggregate (2.5") clean stone on geotextile fabric, place and compact 9" 2A stone, place Superpave Asphalt Mixture Design, 25 MM HMA Base Course, PG 64-22, 0.3 to 3.0 Million ESAL's, 5" Compacted depth	$ 91.00	$7,553.00
4.	90	LF	Subgrade Drain pursuant to RC-30M and PADOT Pub 408, Section 612,modified as follows: Depth of excavation shall extend 6" below the bottom of the AASHTO #3 stone placed in item #3 above (25" depth below 25 MM base course), width of the subgrade drain shall be 24", a 4" perforated pipe conforming to Pub 408, Section 610 requirements for pipe in pavement base drains shall be placed in the center of the trench, geotextile used in construction of the base drain shall separate the AASHTO #3 stone utilized in the base repair and tamped No. 57 stone used to construct the subgrade drain, compacted 2A stone shall extend to the top of the base repair area above the subgrade drain geotextile.	$62.00	$5,580.00

5.	9	LF	Subgrade Drain Outlet constructed pursuant to item 4 above with the following modifications: this item includes a tee as incidental to the item, excavate the trench to a depth to provide slope from the subgrade base drain to the outlet, the depth of the No. 57 stone will vary based on the slope of the existing grade, 4" of topsoil and seeding and mulching shall replace the 2A stone above the base drain geotextile, cut the outlet pipe to the slope of the existing grade and recess to permit mowing, install wire mesh shield.	$85.00	$765.00
				TOTAL COST (All Items)	$15,838.00

Company Submitting Quote: EJB Paving & Materials Co.

Address: 1119 Snyder Road
West Lawn, PA 19609

Contact Person: Glenn P. McNeil

Telephone Number: 610. 678. 1913

E-mail address: gmcneil@ejbpaving.com

Date Quotation Submitted: 8.27.2014

Signature: Glenn P. McNeil

Title: Senior Estimator / Project Manager

All quotes shall be submitted to ARRO Consulting, Inc. via e-mail to bill.mcmullen@thearrogroup.com or by fax to 570-366-9537 prior to 4:00 p.m., Wednesday, August 27, 2014.

For questions regarding this quote request please contact William N. McMullen, Project Manager, ARRO Consulting, Inc. at 570-366-9534.

Change Order No. 1 (Maidencreek Township)

Date of Issuance: **September 11, 2014** (Refer to Note in Description)

Effective Date: **August 23, 2014**

Project: **2014 Dries Road Cooperative Road Improvement Project**	Owner: **Ontelaunee Township and Maidencreek Township**	Owner's Contract No.: **10809.00**
Contract: **2014 Dries Road Cooperative Road Improvement Project**		Date of Contract: **July 18, 2014**
Contractor: **EJB Paving & Materials, Co., 1119 Snyder Road, West Lawn, PA. 19609**		Engineer's Project No.: **10809.00**

The Contract Documents are modified as follows upon execution of this Change Order:

Description:

Extension of contract completion date: Final Completion extension to October 31, 2014 due to delay required for pavement base repair and subgrade drain installation discovered during 4" base replacement portion of project.

Note: This time extension was verbally agreed to by all parties directly or through their representatives on or prior to the August 22, 2014 original contract completion time identified in the contract documents. This time extension is issued with a waiver of liquidated damages identified in the contract for the period August 22, 2014 through October 31, 2014.

Attachments: (List documents supporting change): **None**

N/A

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price:	Original Contract ____ Working days **X** Calendar days Substantial completion (days or date): **August 22, 2014**
$ 82,935.50	Ready for final payment (days or date): **August 22, 2014**
[Increase] [Decrease] from previously approved Change Orders No. 0 to No. 0:	[Increase] [Decrease] from previously approved Change Orders No. **0** to No. **0: N/A** Substantial completion: **August 22, 2014**
$ 0.00	Ready for final payment: **August 22, 2014**
Contract Price prior to this Change Order:	Contract Times prior to this Change Order: Substantial completion (days or date): **August 22, 2014**
$ 82,935.50	Ready for final payment (days or date): **August 22, 2014**
[Increase] [Decrease] of this Change Order:	**[Increase]** [Decrease] of this Change Order: Substantial completion (days or date): **October 31, 2014**
$ 0.00	Ready for final payment (days or date): **October 31, 2014**
Contract Price incorporating this Change Order:	Contract Times with all approved Change Orders: Substantial completion (days or date): **October 31, 2014**
$ 82,935.50	Ready for final payment (days or date): **October 31, 2014**

RECOMMENDED:	ACCEPTED:	ACCEPTED:
L. h. Mohn		
Engineer (Authorized Signature)	Owner (Authorized Signature)	Contractor (Authorized Signature)
Date: August 22, 2014	Date: September 11, 2014 (Refer to Note in Description)	Date: August 22, 2014

Approved by Funding Agency (if applicable): _____ Date: _____




DEERE















Manager's Report

September 1, 2014

Diane Hollenbach, Manager/Secretary/Treasurer

Manager's Report

September 1, 2014

Budgeting and Finance

I would like to hold a separate budget workshop if possible on November 6th.

The Township pension has a distress score of 0 and is currently 112% overfunded.

Buildings and Grounds

The Park and Recreation Board discussed ideas for Well 6. They have suggested a community center, banquet hall, soccer fields, band shell, and pavilion. The ambulance has indicated that they would be interested in a substation on the property. The Fire Company is discussing the substation idea with their Board. The Maidencreek Township Authority has so far asked for 1700 square feet for office space. I am setting up a meeting with Soccer Club next week.

Emergency Services

The annual Volunteer picnic has been scheduled for September 14th from 4 – 7pm. It will be catered by Dori Martin at a cost of $680.00.

Ambulance – The letter has been signed and returned to our office. Hearing for the DCED Small Unit Debt Act should be scheduled.

Emergency Management –Email has been received regarding NIMS data collection for 2014. New employees will need to complete NIMS 100 and 700 as well as be entered into the Total Visibility system and issued badges.

Fire –The Fire Chief has been contacted to discuss budget needs and Well #6 master planning.

Police – The budget should be the topic of conversation at the September 8th meeting as well as staffing and percentages.

Human Resources

The Township continues with union negotiations.

We brought Jon Gracely in for three days to help with mowing while the Koller Road culvert work was in process.

Infrastructure

Roads –Dries Road quotes for an additional repair to the base were solicited. Only one was received. Board approval is required. This will be covered under the Road Master's Report.

PENN DOT has reserved the Fleetwood High School Cafeteria for October 1st for a Round About Meeting. They have not contacted us. I found out about it from the School District.

Calcium Road Bridge remains closed. No parking signs were installed. The proposed Maidencreek Road project was not placed on the County TIP.

Repairs have been made to the Main Street railroad crossing and new gates installed at the Hill Road railroad crossing by Norfolk Southern Railroad. I am waiting to be placed in the schedule to paint the railroad crossing lines.

Bridges, Culverts, Storm Water – The Koller Road work is in progress. Pictures in Road Master's Report. Drainage issues must still be corrected along Hill Road.

Escrow Releases: The Village at Maidencreek escrow release request has been received and the Berks County Conservation District terminated the project.

The Meadowbrook Phase 3 & 4 Letter of Credit was returned and the cash escrow and letter received.

Boyer Place has requested the return of their Letter of Credit.

There has been no further action on the Chestnut Street storm water issue. The easement agreement has not been returned.

Water & Sewer –Union negotiations continue. MXU's were installed in Meadowbrook and on Colonial Court.

Parks and Recreation

Larry Lloyd and Reading Area Water Authority continue to remove invasive species from the meadow. Mr. Lloyd also provided location suggestions for the informational signs required by the PA DEP Willow Creek Restoration Grant.

Projects the Board is working on include flag poles and a dumpster for the Community Park. Sinkholes at the Ontelaunee Heights Open Space and Ball Field continue to be monitored. Renovations to the Blandon Fire Company Basketball will be considered.

Planning, Zoning and Codes

No applications were received for the Maidencreek Township Agricultural Security Area.

Planning Commission will meet in October. Currently plans that have been approved but not recorded are:

1. The Custom Milling Land Development Plan – waiting for Penn DOT to approve the HOP. Construction has started on the warehouse.
2. The Bradley Annexation – plan is with the developer's engineer for recording. He is finalizing the combination deed.
3. The Buck Subdivision – received DEP approval of the Planning Module and expect to receive plans for signature any day.

The Esbenshade Greenhouse Plan is still in review. There are a few outstanding issues that must be resolved prior to approval. The **Brandywine Transportation Preliminary Plan** was submitted for review as well as a plan to recombine the **St. Matthews Land Development Plan** into a single tract.

Zoning and SALDO revised drafts will be provided by SDE electronically for your review. I would like to put this project to bed and adopt by year end.

The properties at 113 S View Rd and 358 W Walnut Tree Drive are on the list for the tax upset sale. 59 Bertolet Place has had some work completed but is not finished. 164 S View Road has been repaired and must be inspected by SDE. 115 Grove Road remains condemned. The homeowner attempted to have the Authority turn their water on so they could move back in and SDE is to make further contact with her on the matter. 26 Mt. Spring Road was condemned.

Purchasing

The Township submitted quantities for the Berks County Salt Bid and the BCIU Heating Oil and Fuel Bid.

Recycling

The 902 Equipment Grant reimbursement documents were received and I am in the process of completing them for submittal in September.

This and That

The Community Map mailed on September 2nd. We received a lot of compliments.

Calendar – Work on the calendar progresses. A photo contest is being held.

✱ **Section 6. Permitted Hours of Peddling**. No person licensed as a peddler under this Ordinance shall engage in peddling at any time on a Sunday, or upon any other day of the week before nine o'clock (9:00) A.M., prevailing time, or after eight o'clock (8:00)P.M., prevailing time.

✱ **Section 7. Loudspeakers Not Permitted**. No person licensed as a peddler under this Ordinance shall hawk or cry his or her wares upon any of the streets or sidewalks of the Township, nor shall he or she use any loud speaker, horn or any other sound amplification device for announcing his or her presence.

Different than ours

✱ **Section 8. Use of Streets and Curbs**. No person licensed as a peddler under this Ordinance shall park any vehicle upon any of the streets or alleys of the Township in order to sort, re-arrange or clean any of his or her goods, wares or merchandise; nor may any such person place or deposit any refuse upon any of such streets or alleys; nor may such person maintain or keep a street or curbstone market by parking any vehicle upon any street or alley in the Township for longer than necessary in order to sell or distribute therefrom to persons residing in the immediate vicinity.

Peddler Permit Survey

Municipality	AM Start Time	PM End Time	Exceptions
Sinking Spring	9	6	issued by Police Department
Wyomissing (Oct 1 - April 30)	9	6	no Legal Holidays, without prior appointment
Wyomissing (May 1 - Sept 30)	9	8	no Legal Holidays, without prior appointment
Lower Alsace	9	8	no Sundays
Kenhorst Borough	9	4	no Sundays
Muhlenburg Township	9	7	no Sundays
South Heidelberg Township	8	Dusk	no Sundays - ordinance does not include times

A RESOLUTION OF THE TOWNSHIP OF MAIDENCREEK, BERKS COUNTY, PENNSYLVANIA, URGING THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AND ARMY CORP OF ENGINEERS TO WITHDRAW A PROPOSED CHANGE TO THE CLEAN WATER ACT THAT EXPANDS THE TYPE OF WATER COVERED UNDER THE ACT.

WHEREAS, the Clean Water Act of 1972 as amended defines waters of the U.S. as navigable waters; and

WHEREAS, the most recent proposed amendment to the Clean Water Act will expand the definition of waters of the U.S. to include streams, wetlands, ponds, detention basins and temporary bodies of water created by heavy rains and flooding such as ditches and swales; and

WHEREAS, if this change is adopted nearly all land in Pennsylvania could be defined to be contributing in some way to the waters of the U.S.; and

WHEREAS, this could transfer local land use control to the EPA and require EPA approval for all future land development activities; and

WHEREAS, Townships may be unable to perform routine maintenance on swales, ditches and detention basins without first obtaining a federal permit for such work, which will prevent the timely resolution of safety issues associated with clogged drainage systems; and

WHEREAS, Townships may be unable to apply pesticides and herbicides along road right of ways without first obtaining a federal permit for such work if a roadside ditch can be determined to connect to navigable water; and

WHEREAS, the cost and burden of applying for a federal permit in regards to the time needed for approval and the monetary cost of permit, engineering and legal fees would have significant impact on local taxpayers; and

WHEREAS, the cost for Townships designated as MS4 municipalities under the NPDES regulations will dramatically increase in order to comply with storm water management requirements in order to ensure that storm water discharges meet federal water quality standards; and

WHEREAS, Townships without access to public water will face restrictions on the use of ponds for fire suppression activities which will negatively impact the public's safety; and

NOW, THEREFORE, BE IT RESOLVED that Maidencreek Township, Berks County, urges The U.S. Environmental Protection Agency and Army Corp of Engineers to withdraw the proposed changes to the Clean Water Act so as not to cause an undue burden on the municipalities of Pennsylvania and their taxpayers.

DULY ADOPTED this 11th day of September, 2014, by the Governing Body of Maidencreek Township, Berks County, Pennsylvania, in lawful session duly assembled.

Maidencreek Township

Berks County, Pennsylvania

By: _____

David Franke Chairman

Attest: _____

Secretary

_____

Joseph E. Rudderow III

_____

Claude Beaver

RESOLUTION 17 -2014

Be it resolved and it is hereby resolved by the Board of Supervisors of the Township of Maidencreek, Berks County, Pennsylvania, that the Board of Supervisors does hereby adopt the Minimum Municipal Obligation for the Maidencreek Township Non-Uniform Pension Contract #801266 in the amount of $34,030 for the year 2015.

Presented by:

Seconded by:

Passed and adopted this 11th day of September, 2014.

_____

David Franke, Chairman

_____

Joseph E. Rudderow III

_____

Claude Beaver

Attest:

_____

Diane E. Hollenbach, Manager/Secretary/Treasurer