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

Agenda October 9, 2014 Meeting 10 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

Call the Regular Meeting to Order

I. Minutes and Finances
- Motion to approve the September 11, 2014 minutes
- Motion to approve the September 2014 Treasurer's Report and Bill List

II. Engineer's Report
- Glenn Hetrick request for a hearing regarding property maintenance
- Village at Maidencreek Escrow Release

III. Solicitor's Report
- Crossing at Maidencreek Agreement
- Tax Upset Sale – Crossing at Maidencreek properties did not sell

IV. Public Comment

V. TCC Report

VI. Road Master's Report
- Approval for Koller Road paving $8,775.00
- Mower Purchase
- Truck Purchase

VII. Manager' Report

VIII. Old Business
- Award Recycling Contract

IX. New Business
- Request for handicap parking space 526 Wyatt Drive
- Authorize Chairman to sign engagement letter for 2014 audit with Kosmerl & Co
- Approval of union contract 2015-2017

X. Adjournment

November Meeting Schedule

November 4 . . . General Election Day – Township Office Closed
November 5 @ 7p.m. . . . Planning Commission
November 6 @ 7 p.m. . . . Budget Meeting
November 12 @ 7 p.m. . . . Parks and Recreation Board
November 10 @ 7 p.m. . . . Police Commission (35 Ontelaunee Drive, Reading)
November 13 @ 11 a.m. . . . Maidencreek Township Authority
November 13 @ 7 p.m. . . . .Board of Supervisors
November 27 & 28 . . . Thanksgiving Holiday – Township Office Closed

Maidencreek Township Board of Supervisor Meeting
September 11, 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: George Trudeau, Heath & Fay Isamoyer, Daniel Macaoly - Cougles Recycling, Jill Miller, Melissa V. Shiner, David Small.

David Franke called the September 11, 2014 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:00 pm in the Maidencreek Township Municipal Building.

The Board had a moment of silence prior to the Pledge of Allegience.

PUBLIC HEARING

David Franke called the September 11, 2014 Public Hearing meeting to order and turned it over to Solicitor Orlando at 7:02 pm.

Mr. Orlando advised the Board that this is a time that has been advertised for a Public Hearing to consider adoption of an ordinance incurring nonelectoral debt by the Blandon Community Ambulance Association to provide funds for and toward refunding a portion of debt previously incurred for the purchase of two 2014 Braun XL Chevy G4500 Ambulances. Mr. Orlando advised the Board of the following Board Exhibits:

1. Proof of Publication of Notice of this Public Hearing, under the Local Government Debt Act, which was advertised in the Reading Eagle on Monday September 8, 2014.

Mr. Orlando reviewed with the Board the Debt Act, the current debt in the amount of $46,368.86 for the purchase radios, the request from the Blandon Community Ambulance Association for the debt, and the letter dated August 14, 2014 from the Maidencreek Township to Blandon Community Ambulance Association. Mr. Orlando advised the Board that if Township were to adopt the ordinance it should be contingent upon the letter dated August 14, 2014 and a written reimbursement agreement between the Township and Blandon Community Ambulance Association to be created. Mr. Orlando also advised that the ordinance is a direct general obligation note because of the relationship between the Township and the Ambulance Association (which is not an authority).

Mr. Orlando asked if there is any additional comment from the Public or the Board on the ordinance. There was no Public or Board comment made.

Mr. Orlando advised that the Board has advertised that immediately following this Public Hearing the regular monthly meeting of the Board of Supervisors will be convened, at which time the Board intends to adopt this same Ordinance.

The Chairman closed this Public Hearing at 7:11 pm and opened the regular scheduled meeting.

ORDINANCE

Ordinance 234 - An ordinance incurring nonelectoral debt by the Blandon Community Ambulance Association to provide funds for and toward refunding a portion of debt previously incurred for the purchase of two 2014 Braun XL Chevy G4500 Ambulances.

The Board understands the reasoning for its part of the debt obligation but is looking for additional reassurance from the Blandon Community Ambulance Association. Mr. Orlando advised that this ordinance is the beginning of the process, and that the Township will have an opportunity to review before the final note obligation is granted. Mrs. Lynnett Schmehl of the Blandon Community Ambulance Association advised the Board that Blandon Community Ambulance Association is willing to do anything needed for the Township's assistance.

A motion was made by Joseph Rudderow III, seconded by Claude Beaver that the Township and the Blandon Community Ambulance Association enter into an agreement on reimbursement dollar for dollar for the obligation that the Township is taking on, for the two new ambulances. Hearing no questions on the motion, all members voted "Aye". Motion carried.

Mr. Orlando advised that at the time of vote for the actual enactment of the ordinance it must be done by roll call vote because of the type of ordinance.

A motion was made by Joseph Rudderow III, seconded by Claude Beaver to adopt Ordinance 234 - An ordinance incurring nonelectoral debt by the Blandon Community Ambulance Association to provide funds for and toward refunding a portion of debt previously incurred for the purchase of two 2014 Braun XL Chevy G4500 Ambulances. The Board asked for questions on the motion. George Trudeau asked why are we purchasing 2 new ambulances, why do we have to spend this money, the purchase will make four ambulances, this community is not big to support four ambulances. Mr. Franke advised that were not going to have four ambulances , because two ambulances are being traded-in. The gentleman said he believes we have five. The Blandon Community Ambulance Association said we have four right now, one is being sold, the old one is still in service and the two new ones are licensed. So there will be three ambulances in service. Mr. Trudeau said, “I think that instead of spending money on the ambulances that they should have a paramedic on the ambulances, instead of bring someone in from Fleetwood, every time there is an ambulance call, they have to call Fleetwood in, because Fleetwood has a paramedic on call. Why don't they spend the money to get a paramedic here, what seems to be the problem. This is not a big community, and we are spending money all this money $360,000 for two ambulances and we don't even have a paramedic here, that's ridiculous.” Mrs. Schmehl explained that we are having a hard enough time getting to staff our ambulances with volunteers, just with EMTs. We've always ran with paramedic 690 that was out of Fleetwood, when I first even started there and then it progressed, that 690 went under and then Fleetwood took over that, basically to cover our Township as paramedics. EMTs can do basic life saving (BLS) measures, which that is what Blandon Community Ambulance Association is, it is only a BLS service. In order to get a paramedic on board our trucks, we would have to go through a whole configuration of ALS (advanced life support) which in turn would cost well over $100,000 alone, just to get the equipment to have a paramedic on our trucks and to go ALS per the State guidelines. We are trying to avoid that at all cost right now because we basically still have 65% BLS calls versus 35% ALS calls, so when you do it long term like that, you're

going to have to pay a paramedic full time, first of all to run with us and second of all we would have to go through the State to be licensed as an ALS unit which in turn is going to cost another $100,000 to get all the equipment to be on the ambulance to run it as an ALS service, and that is the only reason, we have not gone that route yet. Is because that it would cost a lot more. To answer your question why we got two new ambulances, the oldest one is 2000, it was called a mini-med, there was not a whole lot of room in the back and it had gone through some serious mechanical issues over the years and it was going to nickel and dime us to death. 2003 which was #521, every time we turned around that one is in the shop because the oil was constantly dripping out of it, the head gasket were going, this was going, that was going. These units are run very, very hard. I mean, I never understood myself until I got involved in, what all goes into running an ambulance service. But it does cost a lot of money, which we do bill for, but with all the economic times we weren't always getting 100% reimbursement, much less 50% reimbursement on some of our billings because a lot of people did not have insurance, etc. So that is, one of the reasons why #522 was barely ever out on the road it was our 2000 model was kind of taking a poop. We were actually using it as a rehab unit for fire scenes for a while, and that kind of went to the way side too. And then we started just started using our regular ambulances because we are having a hard time manning our ambulances, there are basically twelve people that keep our unit in service 24 hours a day, 7 days a week. Mr. Rudderow asked how many miles are on the older units. Mrs. Schmehl, one unit has approximately 90,000 miles and the seconded one #522 which is our oldest unit, approximately 60,000 miles, which is our oldest unit but it had major issues 4 years after we purchased it. We had to get the whole axel in the back had to be replaced, which lifted it up 6 inches off the ground, which made it difficult to get a litter in and out of. Mr. Rudderow asked, is your plan to continue to run three ambulances trying to save the best of the two. The Blandon Community Ambulance Association said they plan to rotate the three ambulances every week. Now that we have 3 ambulances and their all stocked to meet State guidelines, with constant changes with items that have to be on board by the State, the equipment starts running out, the cost to replace is not $100 but thousands of dollars. We just found out that the ADs we have will be obsolete after next year and we are going to have to replace them eventually and your talking at least $1,400 a piece, so it all , than you have to get the pads for it, which is a couple $100s . It really does get into the money, but this way will be rotating each one every week. And then hopefully, we can make them last for hopefully 15 years down the road even. The gentleman asked what does it cost us to have a paramedic from Fleetwood to service us. Mrs. Schmehl we have a mutual contract agreement that we only have to pay them $225 a call, our basic billing standard is $600 for a BLS unit, and that is actually lower than what the State guidelines. Mr. Franke, wanted to clarify something, in case anyone is not familiar with, that is not out of your tax dollars but it is out of your insurance claim when it is submitted at the time of the transport, it's not that tax dollars are constantly funding feeding an ambulance, this here is just a note that we are going to back them up on these purchases, we are not through our taxing structure basically supporting the you in as a whole. The gentleman, but if the ambulance service goes under the Township will be responsible for the loan. The solicitor stated that is true. The gentleman, said so than we will have to pay that bill. Mr. Franke said that as a second class township we have a responsibility to provide fire and EMS services to our community. The gentleman asked do we pay the fire department. Mr. Franke answered we do. The gentleman do they all make money? Mr. Franke, I'm not saying the fire department makes money. The gentleman said the ambulance service does. Mr. Franke said they are a loud to bill, it doesn't mean they are making a whole lot of money. Mr. Franke said I

run ambulance in the past, I've run as a fire fighter in the past and I am currently a police officer, so I know the concept of emergency services pretty well. And the other thing I know is this, when you look at mileage you can say a vehicle has 15,000 miles on it, but when you're talking ambulances, fire trucks and police cars they also have 3 times that mileage in hours running on the motor because they sit ideal, you can't a fire truck off if you're pumping with it cause you need the water to go through the pump and if it is driven by the motor through pto or whatever it needs to stay there, same as with an ambulance, you need to leave the ambulance running to keep the air conditioning and heat going inside and things like that, so when you say 66,000 miles, that could actually be a 180,000 miles on the motor. The gentleman said he understands that. Mr. Franke, this is a debt that we are not really incurring, we are just that in the event there is a problem, but the ambulance does bill for their calls. And paramedic services, I believe that is a service for in the future, it is not something out of the way that this ambulance is looking at. But to purchase right now the service of a paramedic when you have outlying areas. It is sort like saying, if we go out and have to buy all the equipment for the road crew, for example, that we might ever use, when we can use a service from outside to assist us, that's what we are trying to do to save everybody money. The gentleman, my biggest complaint is that we don't have a paramedic. Mr. Franke, but they have one available to you. The gentlemen, but they are paying $225. The Blandon Ambulance said that is only if we use them, the paramedic may get dispatched with them, but if they are not needed, we cancel right away, so we don't get charged. We volunteer our time here, we volunteer a lot of our time to keep this company in service. Mrs. Schmehl we are one of three in Berks County that are still strictly volunteer, it is us, Oley and Bethel, everyone else has gone paid over the years and now you're talking big bucks. The gentleman asked there is nobody that makes money on the ambulance crew? Mrs. Schmehl said that there is a paid per call steepen of $40, this was started years ago to get people to come in. We still can't people to come in because they can be there for 12 hours shift and only get one call. So now you just put 12 hours of your time, and you got $40. You try recruiting young people today for only $40 for a 12 hour shift. The Chairman asked if there are any other question. A female from the audience asked I don't understand why we wouldn't be financially responsible before purchasing 2 new ambulances, to look and see why we didn't have that money, the possibility of doing fund raising before purchasing and now being in debit, why didn't we look ahead and prepare instead of purchasing items, maybe not needed so much. The Board advised that they did look at the Blandon Community Ambulance Services finances.

Hearing no further questions on the motion. Roll call vote taken by the Township Secretary as follows; Joseph Rudderow III, "Aye", David Franke, "Aye", and Claude Beaver, "Aye". Let the record show unanimous vote.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III for the Chairman to sign the borrowing base and debit statement. Hearing no questions on the motion all members voted, "Aye". Motion carried.

The Board reminded the Blandon Community Ambulance Services they must have the reimbursement agreement signed ASAP and have a unanimous vote by the Board and failure to do so that the Township will withdrawal.

MINUTES & FINANCES

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 August 14, 2014 Regular Meeting. Hearing no questions on the motion, all members voted "Aye". Motion carried.

Treasurer's Report and Bill List

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

RECYCLING BID OPENING

Opening of Recycling Bid - Ms Hollenbach advise the Board that six bids were received and that the Township is currently using option 3.

Maidencreek Township Recycling Bid Opening

	Option 1 Collection & Transportation		Option 2 Processing & Marketing				Option 3 Collection, Transportation & Marketing	
	2015	2016	2015		2016		2015	2016
			Commingled	Paper	Commingled	Paper		
JP Mascaro	$ 102,375.00	$ 105,192.00	$15.10/ton single stream		$15.10/ton single stream		$ 93,696.00	$ 96,036.00
Lebanon Farms	$ -	$ -	$ -	$ -	$ -	$ -	$ 124,800.00	$ 129,024.00
Eagle Disposal	$ -	$ -	$ -	$ -	$ -	$ -	$35.88/ A unit *	$35.88/ A unit*
Charles Biosenski	$ 111,940.00	$ 111,940.00	$ -	$ -	$ -	$ -	$ 109,440.00	$ 109,440.00
Quality Disposal	$ -	$ -	$ -	$ -	$ -	$ -	$32.40 /ton **	$33.60/ton **
AJ Biosenski Inc	$ 124,800.00	$ 127,000.00	15/ton	$20/ton	15/ton	$20/ton	$ 124,800.00	$39.67/ unit $126,944
Cougles Recycling	$ -	$ -	$32.00/ton Rebate*	Mixed Paper $10/ton Rebate	$32.00/ton Rebate*	Mixed Paper $10/ton Rebate		
			* Rebate estimate					
			Source $10,280				Unit =	3,200.00
			Single Stream $7,750				* $114,816.00	* $114,816.00
							** $103,680.00	**$107,520.00

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to accept the bids and authorize the Township Manager and Solicitor to review the bid packs to make sure that everything was submitted as requested and make a recommendation in October as to who the lowest bidder is. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

REPORTS

ENGINEER'S REPORT

Subdivision Review Status Checklist

Esbenshade expires 9/28/14, Time Extension grant to December 28, 2014

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, to accept the Esbenshade time extension to December 28, 2014. Hearing no questions on the motion, all members voted "Aye". Motion carried.

Subdivision/Zoning

Village at Maidencreek Release of Financial Security - Mr. Unger advised that there is some stabilization that still needs to be done.

Boyer Place Release of Financial Security - Mr. Unger reviewed with the Board the additional improvement work to be completed by Boyer Place. The developer is proposing to pave a two foot shoulder to complete the project. The plan calls for overlaying the road if Schaeffer Road was cut, which it was not.

Projects
Park and Recreation Board is requesting that the Township Engineer attend their next meeting to discuss Ontelaunee Height open space geology as well as lighting for Community Park parking area.

Subdivision Improvement Agreement LOC/Escrow Release Letters-
A motion was made by Claude Beaver, seconded by Joseph Rudderow III, authorizing the Chairman to sign Subdivision Improvements Agreement LOC/Escrow Release letters in the amount of $127.76. Hearing no questions on the motion all members voted "Aye". Motion carried.

MUNICIPAL SOLICITOR REPORT
Resolve issue of Crossing at Maidencreek lots being sold at September 17 Upset Sale. Lots were previously combined by Township in 2013 - No action is required by the Board at this time.

Agreement outline items agreed upon July 11, 2013 Supervisor's meeting for the Crossings 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 required by the Board at this time.

PULIC COMMENT
Melissa V Shiner - Still have issues with rats on property from Tom's gas station and the dumpster is still open. Ms. Shiner thanked the ambulance for their service.

Tom Gorgia - Anything further information regarding Rt. 222 Round about issue.
Ms. Hollenbach advised Mr. Gorgia that Penn DOT is having a meeting at Fleetwood High School on October 1, 2014. It will be the same setup as the last time. The Board will be there as residents and not as representatives of the Township. The Township has not changed their position with regards to round-abouts along Rt. 222. Mr. Gorgia asked if a more recent traffic count has been done. The Township is unaware of any. The Township will be sending out mass phone call to all residents regarding the meeting. The Board is asking the citizens of the Maidencreek to send letters to government officials (State and Federal) and Penn DOT to voice their concerns.

Dave Small - Mr. Small came to the Board to discuss building permit costs. The Board advised Mr. Small to meet with the Township Engineer.

Berks County TCC Meeting Recap - Mr. Franke updated the Board on the proposed merger of the TCC and Berks EIT.

ROAD MASTER REPORT

Dries Road - Mr. Beaver advised the Board that there was a soft spot near Comfort Pro that needed to be repaired. Ms. Hollenbach advised that she tried to get three quotes on the project, but everyone was busy. EJB quoted the job, since they were already working on Dries Road. The work was completed today. Arro Engineering inspected the work because they were onsite.

A motion was made Joseph Rudderow, seconded by Claude Beaver, approving the additional work to repair Dries Road by EJB Paving in the amount of $15,838.00. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, approving the Change Order 1 - contract time extension for Dries Road. Hearing no questions on the motion, all members voted "Aye". Motion carried.

Koller Road Project - Mr. Beaver reviewed the work that was done on Koller Road. The Board thanked employees Greg Wolfe for a job well done on the concrete work. The Maidencreek Township Authority donated pumps for the project, which was greatly appreciated. Mr. Beaver would like to reimburse the Authority for the service on the large pump.

A motion was made by Joseph Rudderow III, seconded by Dave Franke, to send a thank you letter to the Maidencreek Township Authority for the use of the equipment. Hearing no questions on the motion, all members voted "Aye". Motion carried. The Board excused the Township Engineer and Solicitor at 9:10 pm.

MANAGERS REPORT - Ms. Hollenbach reviewed the report with the Board.

OLD BUSINESS

Peddler Permit Ordinance Modification - Ms. Hollenbach reviewed various Peddler Permit Ordinances with the Board and recommended to add a variation of Sections 6-8 of Lower Alsace Township's ordinance. The Board would like times to be 9:30 am - 5:00 pm Saturday, 9:30 am - 6:00 pm Monday - Friday, No Sundays or Holidays. The Board asked Ms. Hollenbach to look into ordinances with regard to flyers.

A motion was made by Claude Beaver, seconded Joseph Rudderow III, authorize the Township Solicitor to prepare an amendment to the Peddler Ordinance. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

MS4 Resolution - The Board reviewed with the audience the Resolution and the impact the MS4 will have on residents, commercial and local governments. This is a Federal and State mandate. The Board advised Ms. Hollenbach to mail Resolution 16-2014 to the EPA, DEP and neighboring Municipalities and County Association.

A motion was made by Joseph Rudderow III, seconded by Claude Beaver to adopt the 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. Hearing no questions on the motion, all members voted "Aye". Motion carried.

NEW BUSINESS

Trick or Treat Night - October 31st from 5pm - 9pm

A motion was made by Joseph Rudderow III, seconded by Claude Beaver to set Trick or Treat Night on October 31, 2014 from 5pm - 9 pm. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Adopt 2015 MMO

A motion was made by Joseph Rudderow III, seconded by Claude Beaver, to adopt Resolution 17-2014 2015 MMO. Hearing no questions on the motion, all members voted "Aye". Motion carried.

Budget Meeting Proposing - November 6th - Ms. Hollenbach suggested November 6th at 7 p.m. to have a budget meeting. The Board also discussed the funding of 911 calls, there is no formula in place and that every other County except Berks pays all 911 costs.

Community Pool - Ms. Hollebach advised the Board that a resident came to the Park and Recreation meeting asking about a community pool. Ms. Hollenbach has reached out to Fleetwood Borough to discuss the possibility of having a joint Park and Recreation meeting to do things together such as planning when events are so there are no over lapping events and save money through joint advertising. They in turn invited her and Park and Recreation Chairman to the next a Fleetwood Borough Council Meeting.

A motion was made by Claude Beaver, seconded by Joseph Rudderow III, to adjourn the September 11, 2014 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members voted "Aye". Motion carried. Meeting adjourned at 9:43 pm.

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Recording Township Secretary, September 11, 2014

_____

Township Secretary, September 11, 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 -September 2014

	Account Type	August Ending Balance	September Ending Balance
GENERAL FUND			
VIST	Checking	$ 127,471.18	$ 91,693.71
National Penn	Checking	244235.02	$ 456,092.57
National Penn	Payroll Checking	$ 29,768.09	$ 35,152.44
VIST	Savings	$ 109,006.42	$ 109,006.42
	Petty Cash	$ 42.28	$ 46.72
	Capital Reserve Fund	$ 116,997.67	$ 116,997.67
	Road Improvement Fund	$ 115,678.26	$ 115,678.26
	FUND BALANCE	$ 743,198.92	$ 924,667.79
RECREATION FUND			
VIST	Money Market	$ 89,827.96	$ 86,662.75
Fleetwood	Fee - In - Lieu of Open Space	$ 3,381.78	$ 3,381.78
Affinity	Savings	$ 24,798.16	$ 24,798.16
VIST	Tricentennial Fund	$ 921.09	$ 921.09
	FUND BALANCE	$ 118,928.99	$ 115,763.78
STATE LIQUID FUEL FUND			
Metro	Money Market	$ 97,148.04	$ 94,033.81
	FUND BALANCE	$ 97,148.04	$ 94,033.81
Total Fund Balances excluding Developer Escrows		$ 959,275.95	$ 1,134,465.38

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

David Franke, Chairman _____ Date _____

Joseph Rudderow III, Vice Chairman

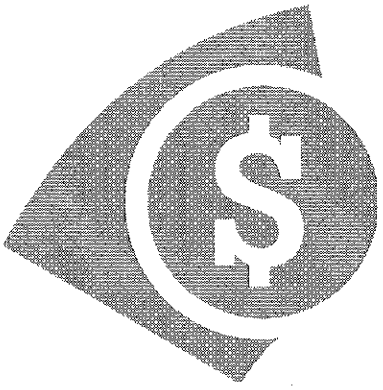
Claude Beaver, Roadmaster

I certify that this report I a true and correct representation of the Maidencreek Township Account activity for the month of September 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	$	869.42
Jantz Subdivision	Acct 9008011	VIST	$	12,832.27
Maidencreek Ventures	Acct 9008011	VIST	$	38,484.85
Forino Co LP	Acct 9008011	Wachovia Bank	$	20,000.79
Melrose Place	LOC 40600069	National Penn	$	435,832.40
Mid Atlantic Energy	Acct 9008011	VIST	$	41,188.40
Saint Matthews	LOC 1	VIST	$	137,056.70
Tree Tops II	Acct 749952	Fleetwood Bank	$	30,027.99
Village at Maidencreek	Acct 9008011	VIST	$	17,250.66
Zwicky	LOC D003808	Fulton Bank	$	90,159.19



Check List
September 2014 Expenses

Approved at the October 9, 2014 Meeting

Maidencreek Township-General Fund
Check List
As of September 30, 2014

Date	Num	Name	Memo	Amount
100.00 · Checking Account				
09/02/2014	15385	Maidencreek Township Payroll Acct	Transfer to Payroll	-20,546.07
09/10/2014	1-181R	Heeby's Surplus Inc	Reverse of GJE 1-181 -- For CHK 15...	16.48
09/17/2014	15386	Maidencreek Township Payroll Acct	Transfer to Payroll	-18,018.37
Total 100.00 · Checking Account				-38,547.96
100.01 · National Penn GF Checking				
09/02/2014	16168	Rieck's Publications	Maidencreek Calendar Week 6	-135.00
09/05/2014	16169	County Plumbing & Heating	Multiple Street Light Repair	-398.95
09/05/2014	16171	Petty Cash	Replenish Petty Cash	-60.00
09/08/2014	16170	Rieck's Publications	Maidencreek Calendar Week 7	-229.50
09/09/2014	16172	Dori Martin Catering	Volunteer appreciation	-430.00
09/09/2014	16173	Capital Blue Cross	Inv#142440010241	-182.40
09/10/2014	16174	CNH Capital America LLC	Mini Ex Lease	-3,757.84
09/10/2014	16175	Deer Country Farm & Lawn Inc.	Repairs JD955	-71.23
09/10/2014	16176	Ehrlich	Pest Control	-322.69
09/10/2014	16177	Ehrlich	Weed Control	-805.00
09/10/2014	16178	Fraser Advanced Info Systems	Copier Lease	-210.15
09/10/2014	16179	J P Mascaro & Sons	Recycling Service	-9,167.00
09/10/2014	16180	Jet Pay	VOID: General Ledger Interface GJE,...	0.00
09/10/2014	16181	Kantner's Tire Service	Tire repair	-12.00
09/10/2014	16182	Lynx Computer Technologies Inc	Network Service	-156.25
09/10/2014	16183	Nester's Sanitation, Inc.	Dumpster	-126.00
09/10/2014	16184	National Walk-Off Mats	Mats - August	-35.10
09/10/2014	16185	National Uniform Rentals	August Uniforms	-87.00
09/10/2014	16186	N.B.R.P.	Sept Service	-82,302.35
09/10/2014	16187	Orlando Law Offices	Legal Service	-1,118.90
09/10/2014	16188	Office Service Company	Office Supplies	-12.96
09/10/2014	16189	Systems Design Engineering, Inc.	Improvement Invoice	-498.24
09/10/2014	16190	Pennsylvania One Call System, Inc	One Call	-36.50
09/10/2014	16191	Russell P. Mogel	Fire Extinguisher check	-179.00
09/10/2014	16192	Reading Eagle Co.	Advertising	-122.50
09/10/2014	16193	State Workers Insurance Fund	Policy 06015512	-2,002.00
09/10/2014	16194	Sam's Club	Building Supplies	-197.24
09/10/2014	16195	Talley Petroleum Enterprises Inc	Gas & diesel	-3,369.89
09/10/2014	16196	Heeby's Surplus Inc	Shop Supplies	-16.48
09/10/2014	16197	Weaver's Hardware		-387.55
09/10/2014	16198	Tri-Boro Construction Supplies Inc	Concrete supplies	-1,887.30
09/10/2014	16199	Tractor Supply	locks	-26.98
09/10/2014	16200	Machemer Hauling Inc.	Inv#1879 stone hauling	-240.00
09/10/2014	16201	Exeter Supply	Koller Road Storm Drain	-2,120.00
09/10/2014	16202	Stoney Creek Rentals	Bldg	-217.88
09/10/2014	16203	Stoney Creek Rentals	Koller Road	-3,998.49
09/10/2014	16204	Berks Products	Koller Road Culvert	-3,234.51
09/10/2014	16205	Lift Inc	parts	-16.69
09/10/2014	16206	Albright College	Community Planning Course David F...	-110.00
09/10/2014	1-182	Jet Pay	For CHK 16180 voided on 09/15/2014	-250.00
09/11/2014	16207	A-1 Traffic Control Products LLC	Line Striping	-14,578.67
09/11/2014	16208	Systems Design Engineering, Inc.	Improvement Invoice	-1,128.53
09/15/2014	16209	Berks County Law Library	Ord 234	-10.00
09/15/2014	1-182R	Jet Pay	Reverse of GJE 1-182 -- For CHK 16...	250.00
09/22/2014	16210	Fox, Katelyn E	2014 Medical Reimbursement	-360.00
09/22/2014	16211	County Plumbing & Heating	colonial Street Light	-229.14
09/22/2014	16212	Penteledata	Internet	-60.07
09/22/2014	16213	Service Electric	Telephone	-86.65
09/22/2014	16214	Capital Blue Cross	Inv#142580018334	-8,510.91
09/22/2014	16215	Standard Insurance Company	Life & Disability	-2,156.75
09/22/2014	16216	Maidencreek Township Recreation Holding I	Tax cks 2211	-131.66
09/22/2014	16217	Berks Products	Koller Road Culvert	-935.84
09/22/2014	16218	Met-Ed	Electric	-7,135.51
09/22/2014	16219	American Express	August Charges	-3,175.44
09/22/2014	16220	Systems Design Engineering, Inc.	Billed thru 8/31/2014	-9,255.12
09/22/2014	16221	Systems Design Engineering, Inc.	SEO	-256.50
09/22/2014	16222	Rieck's Publications	Maidencreek Calendar Week 8	-319.50
09/22/2014	16223	Rieck's Publications	Maidencreek Calendar Week 9	-157.50
09/22/2014	16224	Maidencreek Township Recreation Holding I	Tax cks 2214	-135.25
Total 100.01 · National Penn GF Checking				-166,904.61

Maidencreek Township-General Fund
Check List
As of September 30, 2014

Date	Num	Name	Memo	Amount
105.00 · Payroll Checking				
Total 105.00 · Payroll Checking				
105.01 · National Penn Payroll Checking				
09/02/2014	4	A D Computer	Payroll 18 Processing Fee	-59.09
09/04/2014	1048	BEAVER CLAUDE D		-88.28
09/04/2014	1049	FRANKE DAVID K		-78.28
09/04/2014	1050	MATTERA JOHANNA		-132.30
09/04/2014	1051	RUDDEROW JOSEPH		-88.28
09/04/2014	1052	FOX KATELYN E		-1,037.23
09/04/2014	1053	GUISTWITE BEVERLY A		-38.02
09/04/2014	1054	ANSPACH DAVID		-132.30
09/04/2014	1055	DAVENPORT MATT A		-132.30
09/04/2014	1056	HIGH JOEL T		-132.30
09/04/2014	1057	PFLUM BRADLEY A		-119.30
09/04/2014	1058	SCHOELLKOPF JAMES W		-132.30
09/04/2014	1059	BECKER WILLIAM R		-39.70
09/04/2014	1060	DONOHUE COLLEEN M		-336.87
09/04/2014	1061	BEAVER CLAUDE D		-2,656.25
09/04/2014	1062	SAINT DAVID J		-1,527.41
09/04/2014	D 26	HOLLENBACH DIANE E		-1,937.75
09/04/2014	D 27	LETSCHE ANDREW E		-1,332.62
09/04/2014	D 28	SHUMAN KEITH R		-2,151.60
09/04/2014	D 29	WOLFE GREGORY A		-1,835.94
09/04/2014	D 30	QUILLMAN TYLER J		-107.19
09/04/2014	JETP...	JetPay-PTF		-6,450.76
09/15/2014	5	Jet Pay	Payroll 19	-53.01
09/17/2014	6	Jet Pay	3rd Quarter Tax Filing	-106.00
09/18/2014	1063	GUISTWITE BEVERLY A		-41.44
09/18/2014	1064	BECKER WILLIAM R		-66.16
09/18/2014	1065	DONOHUE COLLEEN M		-369.83
09/18/2014	1066	BEAVER CLAUDE D		-1,679.54
09/18/2014	1067	GRACELY JONATHON A		-184.06
09/18/2014	1068	NOLT TYLER R		-172.46
09/18/2014	1069	AFLAC ~		-104.30
09/18/2014	1070	TEAMSTERS~LOCAL~429 ~		-265.00
09/18/2014	1071	TEAMSTERS~LOCAL~429 ~		-100.00
09/18/2014	D 31	HOLLENBACH DIANE E		-1,937.75
09/18/2014	D 32	FOX KATELYN E		-1,103.24
09/18/2014	D 33	LETSCHE ANDREW E		-1,387.08
09/18/2014	D 34	SAINT DAVID J		-1,451.93
09/18/2014	D 35	SHUMAN KEITH R		-1,818.78
09/18/2014	D 36	WOLFE GREGORY A		-1,634.76
09/18/2014	D 37	QUILLMAN TYLER J		-107.19
09/29/2014	7	Jet Pay	Pay 20	-51.49
Total 105.01 · National Penn Payroll Checking				-33,180.09
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				
09/05/2014		Sam's Club	concession movie night	-45.10
Total 110 · Petty Cash				-45.10
TOTAL				**-238,677.76**

Maidencreek Township-Park & Recreation
Check List
September 2014

Num	Date	Name	Memo	Paid Amount
1302	**09/05/2014**	**Deh, Aissa**	**Refund Pavilion rental 8-30-14**	
			Pavilion rental refund	-50.00
TOTAL				-50.00
1303	**09/09/2014**	**Bayada Nurses Home Hea...**	**Cancel reservation**	
			Cancel Sept 20 rental	-100.00
TOTAL				-100.00
1304	**09/10/2014**	**Stoney Creek Rentals**	**Tiller Ont Hts**	
			Inv#68690 tiller for Ont Hts	-83.35
			Inv#68677 Tiller hitch ball for Ont Hts	-11.99
TOTAL				-95.34
1305	**09/10/2014**	**T.M. Bailey Services LLC**	**Pota Potty Ont Hts**	
			Inv#33685 Porta Potty Ont Hts	-60.00
TOTAL				-60.00
1306	**09/10/2014**	**PRPS**	**September Ticket Report**	
			4 Adult Hershey Park Tickets	-188.00
TOTAL				-188.00
1307	**09/10/2014**	**Weed Man**	**Community Park Weed Treatment**	
			Inv#593985 Community Park Weed Treatment	-810.00
TOTAL				-810.00
1308	**09/22/2014**	**Joanne Coakley**	**9/22/14 Restroom cleaning**	
			9/22/2014 Restroom cleaning	-100.00
TOTAL				-100.00
1309	**09/22/2014**	**Maidencreek Township G...**	**To reimburse September Expenses**	
			August Secretary Meeting Pay	-130.00
			County Plumbing repair to Blandon Fire Co me...	-132.98
			Sams Club Candy for Movie Night	-45.10
			Kantners tire repair exmark	-12.00
			Weavers - organize Community Park storage ar...	-179.65
			Berks Products pistol grip	-53.80
			Redners Movie Night concession	-124.27
TOTAL				-677.80
1310	**09/22/2014**	**Met-Ed**	**Electric Billing**	
			Acct 100 079 637 177 Faith Dr	-13.20
			Acct 100 012 244 354 W Wesner	-40.64
			Acct 100 071 112 427 Bl Fire Co	-46.95
			Acct 100 056 802 216 Comm Park	-23.64
TOTAL				-124.43
1311	**09/22/2014**	**Berks County Conservancy**	**Willow Creek Project**	

Maidencreek Township-Park & Recreation
Check List
September 2014

Num	Date	Name	Memo	Paid Amount
			Willow Creek Project	-1,832.55
TOTAL				-1,832.55
1312	**09/22/2014**	**Tejada, Karina**	**Refund deposit**	
			Refund pavilion deposit for 9/21/2014	-25.00
TOTAL				-25.00

Maidencreek Township-State Fund
Account QuickReport
As of September 30, 2014

Date	Num	Name	Memo	Amount
106.01 · State Liquid Fuel Tax				
09/11/2014	1078	Berks Products	Concrete to form Koller Road Cul...	-3,126.00
Total 106.01 · State Liquid Fuel Tax				-3,126.00
TOTAL				**-3,126.00**

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	$ 207,078.83	
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	$ 934,077.20	$ -

Maidencreek Township Permit Report
September, 2014

Permit Address, Lot/Developme	Permit #	Permit Type	Fees	Education
333 Sofia Blvd, Blandon	13-072	deck	HAS NOT PAID	
98 Mtn Spring Rd, Blandon	14-053	electric service	$172.50	$4.00
SMALL SELF STORAGE	14-055	DID NOT PAY		
114 Carmen Dr, Blandon	14-056	Deck Roof	$605.75	$4.00
413 Colonial Ct, Blandon	14-057	Deck Roof	$254.08	$4.00
LEHIGH CEMENT	14-058	DID NOT PAY		
361 Main St, Blandon	14-059	Fence	$25.00	
	14-060			
506 Main St, Blandon	14-061	Garage	$500.64	$4.00
1246 Maidencreek Rd	14-062	Commercial Sign	$240.90	$4.00
212 Faith Dr, Blandon	12659	Shed	$25.00	
1065 Park Rd, Blandon	12660	Shed	$25.00	
8468 Allentown Pike	12661	Sign	$100.00	
213 Cornerstone Dr Blandon	12662	Fence	$25.00	
344 Henry Dr, Blandon	12663	Shed	$25.00	
111 W Wesner	Road Cut	UGI	$35.00	
2153 W Wesner	Road Cut	UGI	$35.00	
124 W Wesner	Road Cut	UGI	$35.00	
965 Park Rd	Road Cut	UGI	$35.00	
		TOTAL	$2,138.87	$20.00
		Township Share	$705.83	
		Due to SDE	$1,433.04	
		Due to State	$20.00	

RECEIVED
SEP 22 2014
BY:_____

9/18/14

Attn: Maidencreek Zoning Hearing Board,
Thomas S Unger SDE
Re: Pin 540200718100

I am appealing all matters addressed in letter dated August 15, 2014, such as:

Sec 302.1
I believe property clean, Safe + Sanitary.

Sec 302.8
Vehicle is licensed and operable on private property (not on Maidencreek Right of way).

Sec 305.1
I do not believe there is any accumulation of Rubbish or Garbage.

I understood issues from 4/18/13 letter to have been resolved.

I have been in contact with SDE Representatives and will be meeting with them to address specifics.

Sincerely
Glenn Hetrick

PHONE: 610-926-4920

MA
BC

1 QUA

SENDER: COMPLETE THIS SEC

- Complete items 1, 2, and 3. Als
item 4 if Restricted Delivery is d
- Print your name and address on
so that we can return the card t
- Attach this card to the back of t
or on the front if space permits.

1. Article Addressed to:

Glen Hetrick
1537 Ridge Road
Shoemakersville, PA

7013 1710 0001 2449 9704

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

OFFICIAL USE

Postage	$ .48
Certified Fee	3.30
Return Receipt Fee (Endorsement Required)	2.70
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$6.48

TU
Hetrick Vial
Postmark Here

LEESPORT, PA 19533
AUG 15 2014

Sent To
Glen Hetrick
Street, Apt. No.; or PO Box No.
1537 Ridge Road
City, State, ZIP+4
Shoemakersville, PA 19555

PS Form 3800, August 2006 See Reverse for Instructions

2. Article Number
(Transfer from service label)

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-15

CERTIFIED MAIL
Return Receipt Requested
7013 1710 0001 2449 9704

August 15, 2014

Glen Hetrick
1537 Ridge Road
Shoemakersville, PA 19555

Re: Property Violations
Pin 540200718100
Maidencreek Township, Berks County

Dear Mr. Hetrick,

Systems Design Engineering, Inc. is the Code Enforcement Officer for Maidencreek Township. A recent site visit has been conducted at your property referenced above and several property and Ordinance violations were noted and are of a concern to the officials of Maidencreek Township. You are hereby notified that you are in violation of the following sections of the International Property Maintenance Code 2000 adopted and established under Township Ordinance No. 179, July 12, 2001.

Section 302.1 Sanitation:
All exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep that part of the exterior property which such occupant occupies or controls in a clean and sanitary condition.

Section 302.8 Motor Vehicles:
Except as provided for in other regulations, no inoperative or unlicensed motor vehicle shall be parked, kept or stored on any premises, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an approved spray booth.

Exception: A vehicle of any type is permitted to undergo a major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and approved for such purposes.

Section 305.1 Accumulation of Rubbish or Garbage:
All exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish or garbage.

Specifically, the recreational vehicle (RV) which is parked along the side of the road and within the Township right-of-way is clearly inoperative, disabled, and is not to be utilized as temporary living quarters. Additionally, renovations or repairs made to the accessory structure (shed) on the creekside of the property noted in our previous letter dated 4/18/13 requires permitting. Permit applications for such repairs were never submitted and/or no permit approvals were given to conduct such work. Therefore, you are in violation of the Maidencreek Township Zoning Ordinance, 2009, Section 220-86 Zoning Permits which states that no building, structure, or sign shall be erected, constructed, moved, added to, or structurally altered, nor shall land be put to any use without a permit issued by the Zoning Officer.

Your cooperation is anticipated in an attempt to conform to the ordinances and regulations set forth which govern property compliance. To achieve such compliance, the recreational vehicle must be removed from the premises and permit applications must be completed and submitted to the Township so SDE, Inc. may conduct a thorough review of the work completed and determine if that work complies with all current codes and ordinances.

You are hereby notified that per section 106.3 of the Property Maintenance Code, you are subject to the following action:

Any person failing to comply with a notice of violation or order served in accordance with Section 107 shall be deemed guilty of a misdemeanor, and the violation shall be deemed a strictly liability offence. If the notice of violation is not complied with, the code official shall institute the appropriate proceeding at law or in equity to restrain, correct or abate such violation, or to require the removal or termination of the unlawful occupancy of the structure in violation of the provisions of this code or of the order or direction made pursuant thereto. Any action taken

by the authority having jurisdiction on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

Additionally, as per the Maidencreek Zoning Ordinance Section 220-91. Violations and penalties:

> Any person, firm or corporation who or which have violated this ordinance chapter shall, upon conviction thereof in a civil enforcement proceeding be sentenced to pay fines of not more than $500.00 plus all court costs and Township's attorney fees.

Please be advised that you have the right to appeal this violation notice to the Zoning Hearing Board within twenty (20) days from receipt of this letter if you believe we have misinterpreted or misapplied either the International Property Maintenance Code or the Township Zoning Ordinance. Failure to appeal this Enforcement Notice may constitute a waiver of certain rights and may result in a conclusive determination that the condition of the property violated the Property Maintenance Code.

Please contact me at 610-926-4920 following your compliance with the situation or with your intentions to comply.

Finally, it is a public health and safety issue to have an electrical cord or any other cord or hose across a public street.

Sincerely,
Systems Design Engineering, Inc.

Thomas S. Unger
Building Code Official
Maidencreek Township

Cc: Maidencreek Township

MAIDENCREEK TOWNSHIP SOLICITOR'S REPORT

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

OCTOBER
ITEMS AUTHORIZED BY SUPERVISORS

- 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.

- Reimbursement Agreement with Blandon Ambulance

- Revise Peddler's Permit Ordinance

Tabled

- 12 Chestnut Street Easement – James Fox Easement Agreement

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

September 15, 2014

Daniel P. Becker, Esq.
Kozloff Stoudt
2640 Westview Drive
Wyomissing, PA 19610

Mr. Jason Bailey
133 Tumbleweed Drive
Blandon, PA 19510

Re: Maidencreek Township/Corrado Development, LLC

Gentlemen:

Enclosed is a proposed Agreement, which I believe memorializes our understanding for your review. Please contact me with any questions, additions or deletions. Thank you very much.

Very truly yours,

Eugene Orlando, Jr. tmw

Eugene Orlando, Jr.

EO/tmw
Enc.
cc: Maidencreek Township (w/enc.)

AGREEMENT

This is an Agreement by and between JASON BAILEY, with an address of 133 Tumbleweed Drive, Blandon, PA 19510 (BAILEY); HENRY, INC., a Pennsylvania Business Corporation, with an address of 1 Aspen Avenue, Sinking Spring, PA 19608 (HENRY) and the TOWNSHIP OF MAIDENCREEK, One Quarry Road, P.O. Box 319, Blandon, Berks County, PA 19510 (Township).

1. Premises

On or about March 12, 2010, the Final Subdivision Plan was approved and recorded at Berks County Recorder of Deeds Instrument Number 2010028511 in Berks County Records. The Developer of that Plan, Corrado Development, LLC, posted bond with Nova Bank for the erection and construction of subdivision improvements including streets, drainage ways, lot improvements, etc. Corrado Development, LLC thereafter ran into financial difficulties and did not develop the tract and Corrado's lender, Nova Bank, went into receivership with the FDIC thereby rendering the Letter of Credit issued to the Township for construction of the improvements worthless. On January 10, 2011, HENRY purchased ten (10) lots with existing road frontage from the Developer, Corrado Development, LLC. On January 26, 2012, BAILEY purchased from HENRY Lot Number 3. As a result of the insolvency of the Developer's Bank and the Developer's financial inability to complete improvements, the parties cooperated in a recombination and resubdivision of the Development preserving the ten (10) lots already purchased by HENRY but recombining the remaining lots into one single undeveloped tract and that Plan was recorded on August 29, 2013, in Berks County Recorder of Deeds Office at Instrument Number 2013037368 in Berks County Records. As part of this process, the parties to this Agreement agree that certain improvements called for in the original Plan would be modified

and/or constructed as set forth in this Agreement. The purpose of this Agreement is to confirm that understanding.

2. Undertakings of the Township

The Township agrees that no street lights will be required for the HENRY lots and in addition no street trees shall be required for the HENRY lots.

3. Undertakings of BAILEY and HENRY

BAILEY and HENRY agree that sidewalks shall be constructed in accordance with the original Subdivision Plan but the construction of the sidewalks may be deferred as each property is developed. Construction of all sidewalks shall meet all current Maidencreek Township specifications. HENRY shall notify all purchasers of this obligation at the time of purchase.

4. General Provisions

This Agreement:

A. May be executed in any number of counterparts, and each such counterpart thereof shall be deemed to be an original instrument, but all such counterparts together shall constitute but one agreement;

B. Supersedes all prior negotiations and agreements between the parties and contains the entire understanding between the parties hereto;

C. Shall be binding upon and inure to the benefit of the parties hereto, their respective heirs, executors, administrators, successors and assigns;

D. Any Notices required under this Agreement shall be provided by first class mail, postage prepaid, or overnight carrier to all parties at the addresses shown above;

E. Shall be construed and enforced in accordance with the domestic internal law (but not the law of conflicts of laws) of the Commonwealth of Pennsylvania;

F. Shall be performed timely and time is of the essence of this Agreement; and

G. Shall not be assignable by any of the parties hereto.

IN WITNESS WHEREOF and intending to be legally bound, the parties set their hands and seals this _____ day of _____, 2014.

_____
Jason Bailey

HENRY, INC.

By:_____
John S. Sharman, President

BOARD OF SUPERVISORS OF
THE TOWNSHIP OF MAIDENCREEK

_____
Joseph E. Rudderow, III, Chairman

_____
Claude Beaver, Supervisor

_____
David Franke, Supervisor

Attest:_____
Diane Hollenbach, Township Secretary

COMMONWEALTH OF PENNSYLVANIA:

: ss:

COUNTY OF BERKS :

On the ____ day of _____, 2014, before me, the undersigned officer, a Notary Public in and for the County and State aforesaid, personally appeared JASON BAILEY, known to me personally or satisfactorily proven, to be the persons who executed the foregoing Agreement, and he acknowledged the same to his act and deed and desired the same to be recorded as such.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

_____
Notary Public

COMMONWEALTH OF PENNSYLVANIA:

: ss:

COUNTY OF BERKS :

On this, the _____ day of _____, 2014, before me, personally appeared John S. Sharman, who acknowledged himself to be the President of HENRY, INC., a Pennsylvania Business Corporation, and that he as such, being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the Company by himself as President.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

_____
Notary Public

COMMONWEALTH OF PENNSYLVANIA:

: ss:

COUNTY OF BERKS :

On the ____ day of _____, 2014, before me, the undersigned officer, a Notary Public in and for the County and State aforesaid, personally appeared JOSEPH E. RUDDEROW, III, CLAUDE BEAVER and DAVID FRANKE, who acknowledge themselves to be the Supervisors of the Township of Maidencreek, and as such executed the foregoing instrument for the purpose contained therein so that the same might be recorded.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

_____

Notary Public

From: Diane Richards <RicDia@Wilsonsd.org>

To: 'Albany Township' <Jaab24@ptd.net>; 'Alsace Township' <alsacetwp@comcast.net>; 'Alsace Township' <ruth1043@comcast.net>; 'Amity Township' <clyon@amitytownshippa.com>; 'Amity Township' <pkisch@amitytownshippa.com>; 'Antietam School District' <dbstauff@aol.com>; 'Antietam School District' <tdetwiler@antietamsd.org>; 'Bally Borough' <bally@comcast.net>; 'Bechtelsville Borough' <ronjankehl@dejazzd.com>; 'Bechtelsville Borough' <vmoll00@yahoo.com>; 'Bern Township' <ddejesus@berntownship.org>; 'Bernville Borough' <Randy_Copenhaver@cable.comcast.com>; 'Bethel Township' <bethetwp12@coberks.comcastbiz.net>; 'Birdsboro Borough' <popnuck@dejazzd.com>; 'Boyertown Area SD' <dszablowski@boyertownasd.org>; 'Boyertown Area SD' <cpitts@boyertownasd.org>; 'Boyertown Borough' <ploder@boyertownborough.org>; 'Brandywine Heights SD' <nankra@bhasd.org>; 'Brandywine Heights SD' <bieber2323@gmail.com>; 'Centerport Borough' <centerportboro@comcast.net>; 'City of Reading' <chris.zale@readingpa.org>; 'City of Reading' <maria.kantner@readingpa.org>; 'Colebrookdale Township' <cconrad@colebrookdale.org>; 'Conrad Weiser SD' <b_sabold@conradweiser.org>; 'Conrad Weiser SD/Municipalities' <r_robertson@conradweiser.org>; 'Cumru Township' <JJohnston@cumrutownship.org>; 'Cumru Township' <pcarpenter@cumrutownship.org>; 'Daniel Boone Area SD' <rathgebd@dboone.org>; 'Daniel Boone Area SD' <boyerm@dboone.org>; 'District Township' <labruben@dejazzd.com>; 'District Township' <district@districttownship.org>; 'Douglass Township Berks' <dougberks@comcast.net>; 'Douglass Township Montgomery' <codonne@dejazzd.com>; 'Douglass Township Montgomery' <codonnell@douglasstownship.org>; 'Earl Township' <earltownship@comcast.net>; 'Exeter Township' <tbingaman@exetertownship.com>; 'Exeter Township SD' <acguydish@exeter.k12.pa.us>; 'Fleetwood Borough' <administration@fleetwoodboro.com>; 'Fleetwood SD' <horth@fleetwoodasd.k12.pa.us>; 'Governor Mifflin SD/Brecknock Twp' <mnaylon@gmsd.k12.pa.us>; Greenwich Township <secretarygreenwichtwp@ptd.net>; 'Hamburg Borough' <mbertolet@earthlink.net>; 'Hamburg SD' <miczim@hasdhawks.org>; 'Jefferson Township' <jtmbc@comcast.net>; 'Jon Malsnee' <malsneelaw@aol.com>; 'Kenhorst Borough' <jdiesinger@kenhorstborough.com>; 'Kenhorst Borough' <RFritzTC@aol.com>; 'Kutztown Area SD' <bealerpat@juno.com>; 'Kutztown Area SD' <dmiller@kasd.org>; 'Kutztown Borough' <raustin@kutztownboro.org>; 'Kutztown Borough' <derekmace@hometownu.com>; 'Kutztown Borough' <gkhalife@kutztownboro.org>; 'Laureldale Borough' <ABeakley@laureldaleboro.org>; 'Leesport Borough' <leesportboro@comcast.net>; 'Lenhartsville Borough' <msprow@mindspring.com>; 'Longswamp Township' <rlamaestra@rlbaccountants.com>; 'Lower Alsace Township' <manager@latownship.org>; 'Maidencreed Township' <franke0127@aol.com>; 'Maidencreek Township' <maidentwp@aol.com>; 'Marion Township' <mariontownship@comcast.net>; 'Maxatawny Township' <justin@maxatawny.net>; 'Mohnton Borough' <ctwkvw@aol.com>; 'Mohnton Borough' <mtk126@aol.com>; 'Mt Penn Borough' <mtpennborough@comcast.net>; 'Muhlenberg SD' <lucchesed@muhlsdk12.org>; 'Muhlenberg Township' <slandes@muhlenbergtwp.com>; 'Muhlenberg Township' <jmurray@muhlenbergtwp.com>; 'Muhlenberg Township' <msmalinowski@ehd-ins.com>; 'New Hanover Township' <ewagner@newhanover-pa.org>; 'Oley Township' <slcheifers@outlook.com>; 'Oley Township' <mhoch@dejazzd.com>; 'Oley Valley SD' <carl.kubitz@dejazzd.com>; 'Oley Valley SD' <schapman@ovsdpa.org>; 'Ontelaunee Township' <ontelauneetownship@comcast.net>; 'Penn Township' <penntwp@comcast.net>; 'Perry Township' <perrytwshpmunbld@comcast.net>; 'Pike Township' <piketownship@juno.com>; 'Reading SD' <lelligc@readingsd.org>; 'Richmond Township' <richtwp@ptd.net>; 'Rockland Township' <rocktwp1@ptd.net>; 'Ruscombmanor Township' <ruscotwp@ptd.net>; 'Schuylkill Valley SD' <lrlash1151@gmail.com>; 'Shillington Borough' <info@shillingtonboro.net>; 'Shillington Borough' <todd.lubas@gmail.com>; 'Shillington Borough' <mdm@shillingtonboro.net>; 'Shillington Borough' <rpoppy11@aol.com>; 'Shoemakersville Borough' <albotwright@yahoo.com>; 'South Heidelberg Township' <rseaman@sheidtwp.org>; 'Strausstown Borough' <strausstown@comcast.net>; 'Tilden Township' <tildentwp@comcast.net>; 'Topton Borough' <toptngen@ptd.net>; 'Tulpehocken SD' <tkowalonek@tulpehocken.org>; 'Tulpehocken Township' <tulpytwp@comcast.net>; 'Union Township' <don@basilecompanies.com>; 'Union Township' <unionberks@dejazzd.com>; Upper Bern Township <upperberntownship@comcast.net>; 'Upper Frederick Township' <codonnell@upperfrederick.com>; 'Washington Township' <jgansterwashtwp@comcast.net>; 'West Reading Borough' <rsichler@westreadingborough.org>; 'West Reading Borough' <kevinmconrad@comcast.net>; Diane Richards <RicDia@Wilsonsd.org>; 'Windsor Township' <windsortwp@aol.com>; 'Wyomissing Borough' <mhozey@wyomissingboro.org>

Cc: 'Jason T. Confair (confair@kkallaw.com)' <confair@kkallaw.com>

Subject: EIT Meeting Last Night

Date: Wed, Sep 24, 2014 7:41 am

Last night the EIT board unanimously approved to:

Purchase insurance to cover the EIT board from any claims that might arise after dissolution,

Pay out the eight original school districts the original $2500 that they contributed prior to the end of 2014, and

Have the attorneys finalize the merger agreement

So the next step is for the EIT solicitor to finalize contacting all the school district solicitors to discuss with them the merger and the need for board action at each district authorizing the EIT representative to sign the merger agreement. The hopes are that this occurs within the next week and the school boards act within the month of October. But progress has been made and we're on the right track to finalize this by the end of the year.

As things progress I will keep you all informed. THANKS!

Diane J. Richards, CPA, M.Ed

Berks TCC Chair

Wilson School District

2601 Grandview Blvd.

West Lawn, PA 19609

EJB Paving & Materials Co.
1119 Snyder Road
West Lawn, PA 19609
P: 610-678-1913 F: 610-678-9691 email: sbright@ejbpaving.com

DATE:	September 16, 2014
BID TO:	Maidencreek Township
ATTENTION:	Claude
PROJECT:	Koller Road
LOCATION:	Maidencreek Twp, Berks Co, PA

Based on the site visit with Claude 9/15/14

Approximate area – 240 SY (20' x 105')

Scope of work – Mobilize, roll stone placed by others, pave 3" 25mm Base Course, pave 1.5" 9.5mm Wearing Course (SRL-M), and seal joints

Price - $8775.00 ($36.50/SY)

All materials are PG64-22 asphalt and 0-.3ME
The prices are based on doing the work during the 2014 season.
The price is based on one mobilization to the project site.
Billing dependent on field measurement of actual constructed quantities as verified with GC.
Does not include line painting, grading, stone base, sawcut, multiple mobilizations, landscaping, shoulder backup, work hours outside of normal work week hours, or any other work not described above.
Prices are based on the September 2014 PennDOT Zone 1 asphalt index ($623/liquid ton). The contract between EJB and the GC must include an asphalt price adjustment clause that allows a price adjustment based on any change in the liquid asphalt from the index price stated above to the index price at time of placement. This is based on a "dollar for dollar" basis.

Steve Bright
Vice-President/Operations Manager
EJB Paving & Materials Co.

*Claude have it Ready for paving by Friday 8/19/2014

accepted Diane Hollenbach

Cost Estimate Road Crew to perform work

25mm Base	39 ton @ 3"	$2065.50
	51 ton @ 4" ($2754.00)	
9.5mm Top	25.5 ton @ 2"	$1657.50
2A	50 ton @ 5"	$375.00
Labor	2 days	$3764.00
Skid steer	2 days	$550.00
Roller @ 2 days	36" ($270)	
	64" ($700) →	
Paver 8'-15'	1 day 8 hours	$1450.00
Delivery		$900.00
	Total	~~10761.50~~
		11461.50

stone 2582.50
EJB 8775.00
11,357.50

~~[redacted]~~ $104

Manager's Report

October 1, 2014

Diane Hollenbach, Manager/Secretary/Treasurer

Manager's Report

October 1, 2014

Budgeting and Finance

Budget workshop - November 6th @ 7 p.m.

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. Soccer Club has given me an idea of the fields that they will require.

Emergency Services

Ambulance – All paperwork is with bond counsel and waiting on DCED approval.

Emergency Management –Radios were successfully updated via Township computer.

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 will be discussed at the October meeting. A motion was made last month to hire one officer.

Human Resources

Union contract will be voted on by employees on Friday October 3rd.

Infrastructure

Roads –Dries Road - completed

PENN DOT Round About Meeting was held and well attended by public, Supervisors and staff. A letter has been received from Kaplan Stewart addressed to the Federal Hwy Administration regarding the Environmental Exclusion Penn DOT granted to itself.

Calcium Road Bridge remains closed. We have been notified that Lehigh Cement will begin using rail on a limited basis.

I am still waiting to be placed in the schedule to paint the railroad crossing lines.

Bridges, Culverts, Storm Water –Drainage issues must still be corrected along Hill Road.

I attended a seminar entitled, "The ABCs of TMDL"

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

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.

Parks and Recreation

The final report for the Willow Creek Restoration Grant was submitted on October 1.

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

Planning Commission - 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.

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.

The property at 113 S View Rd sold at Tax Sale. 358 W Walnut Tree Drive did not sell and may sit another year abandoned. 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. 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 October.

This and That

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

Please see letter from the Fleetwood Area Library regarding a recent donation received. They are looking for space to expand into as well as beginning a capital campaign.

Attached are HB 1671 and HB 2408. HB 1671 would change the definition of deliberation to include an informational meeting or briefing of the Township and therefore make such meetings open to the public. It also requires a legal opinion prior to convening an executive session.

HB 2408 would require a detail agenda to be published at least 24 hours prior to a regular meeting and prohibit from discussion any matter not on the agenda except an issue that threatens life and property.

Fleetwood Area Public Library
110 West Arch Street, Suite 209 • Fleetwood, PA 19522 • (610) 944-0146 • berks.lib.pa.us/fleetwoodapl

September 17, 2014

Mr. David Franke, Chair
Maidencreek Township Board of Supervisors
1 Quarry Road
Blandon, PA 19510

Dear Mr. Franke,

The Fleetwood Area Public Library Board of Trustees is pleased to notify the Township of an unexpected but agreeable gift. The library is the recipient of a generous donation of a mutual fund account that may enable us to expand and grow as a community resource. This donation is predicated upon our raising matching funding from other sources. We are now at the start of this undertaking by forming a Capital Campaign committee and wanted the Township to be among the first to know of our good fortune.

Since Maidencreek Township has been our enthusiastic supporter in the past, we will be looking toward you for advice and assistance in the future on matters of possible expansion. We are mindful of our history with the Township, without whom we could not have made progress over our 24 year history. We hope that we can count on your future good will as well.

The Township Manager, Mrs. Hollenbach, has agreed to serve as a liaison between our newly formed Capital Campaign committee and the Township. However, should you wish, FAPL Board members would be pleased to meet with you to provide more information as it becomes available.

Sincerely,

JoAnne K. Foering

JoAnne K. Foering, Acting President
FAPL Board of Trustees

PRIOR PRINTER'S NO. 2297 PRINTER'S NO. 4172

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1671 Session of 2013

INTRODUCED BY SACCONE, MALONEY, KORTZ, MILNE, WHITE AND SWANGER, SEPTEMBER 3, 2013

AS REPORTED FROM COMMITTEE ON STATE GOVERNMENT, HOUSE OF REPRESENTATIVES, AS AMENDED, SEPTEMBER 23, 2014

AN ACT

Amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, in open meetings, further providing FOR DEFINITIONS, for executive sessions and for penalties. <--

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

~~Section 1. Section 708(a) and (b) of Title 65 of the Pennsylvania Consolidated Statutes are amended to read:~~ <--

SECTION 1. THE DEFINITION OF "DELIBERATION" IN SECTION 703 OF TITLE 65 OF THE PENNSYLVANIA CONSOLIDATED STATUTES IS AMENDED TO READ: <--

§ 703. DEFINITIONS.

THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

* * *

"DELIBERATION." THE DISCUSSION OF AGENCY BUSINESS HELD FOR THE PURPOSE OF MAKING A DECISION. THE TERM INCLUDES AN INFORMATIONAL MEETING OR BRIEFING THAT IS REQUIRED TO BE OPEN TO

THE PUBLIC.

* * *

SECTION 2. SECTION 708(A) AND (B) OF TITLE 65 ARE AMENDED TO READ:

§ 708. Executive sessions.

(a) Purpose.--An agency may hold an executive session for one or more of the following reasons:

(1) To discuss any matter [involving], as it pertains to a specific individual prospective, current or former employee, relating to the employment, appointment, termination of employment, terms and conditions of employment, evaluation of performance, promotion or disciplining of [any] the specific individual prospective [public officer or] employee or current [public officer or] employee employed or appointed by the agency, or specific individual former [public officer or] employee, provided, however, that the individual employees [or appointees] whose rights could be adversely affected may request, in writing, that the matter or matters be discussed at an open meeting. The agency's decision to discuss such matters in executive session shall not serve to adversely affect the due process rights granted by law, including those granted by Title 2 (relating to administrative law and procedure). The provisions of this paragraph shall not apply to any meeting involving the appointment or selection of any person to fill a vacancy in any elected office. An agency shall discuss all other agency business relating to the employment, appointment, termination of employment, terms and conditions of employment, evaluation of performance, promotion or disciplining of employees of the agency at an open meeting

under section 704 (relating to open meetings).

(2) To hold information, strategy and negotiation sessions related to the negotiation or arbitration of a collective bargaining agreement or, in the absence of a collective bargaining unit, related to labor relations and arbitration.

(3) To consider the purchase or lease of real property up to the time an option to purchase or lease the real property is obtained or up to the time an agreement to purchase or lease such property is obtained if the agreement is obtained directly without an option.

(4) To consult with its attorney or other professional advisor regarding information or strategy in connection with litigation or with issues on which identifiable complaints are expected to be filed.

(5) To review and discuss agency business which, if conducted in public, would violate a lawful privilege or lead to the disclosure of information or confidentiality protected by law, including matters related to the initiation and conduct of investigations of possible or certain violations of the law and quasi-judicial deliberations.

(6) For duly constituted committees of a board or council of trustees of a State-owned, State-aided or State-related college or university or community college or of the Board of Governors of the State System of Higher Education to discuss matters of academic admission or standings.

(7) To review and discuss plans related to security and emergency preparedness, including the physical security of buildings, staff training, communication procedures, plans for evacuation, lock-down or other safety measures,

coordination with police, fire and other safety agencies that if disclosed would ~~be reasonably likely to~~ DEFINITELY <-- jeopardize or threaten security or preparedness. The cost of implementing a plan and ALL information relating to the <-- equipment to be purchased shall be discussed at an open meeting under section 704.

(b) Procedure.--

(1) The executive session may be held during an open meeting or at the conclusion of an open meeting or may be announced for a future time. The reason for holding the executive session must be announced at the open meeting occurring immediately prior or subsequent to the executive session. If the executive session is not announced for a future specific time, members of the agency shall be notified 24 hours in advance of the time of the convening of the meeting specifying the date, time, location and purpose of the executive session.

~~(2) The entire executive session shall be recorded and the agency shall maintain the recording for a period of one year.~~ <--

(2) AN AGENCY HOLDING AN EXECUTIVE SESSION UNDER THIS <-- SUBSECTION SHALL MAKE A VERBATIM AUDIO OR VIDEO RECORDING OF THE COMPLETE EXECUTIVE SESSION AND RETAIN THE RECORDING FOR A PERIOD OF ONE YEAR. SUCH RECORDINGS ARE NOT SUBJECT TO PUBLIC INSPECTION AND COPYING UNDER THE ACT OF FEBRUARY 14, 2008 (P.L.6, NO.3), KNOWN AS THE RIGHT-TO-KNOW LAW, EXCEPT BY COURT ORDER OR AS AUTHORIZED BY THE AGENCY.

(3) Prior to holding an executive session on any matter, the agency shall obtain advice from a solicitor or legal counsel as to whether or not the matter may be discussed at

an executive session under the provisions of this section.

(4) IN THE ABSENCE OF A SOLICITOR, THE PERSON IN CHARGE OF RUNNING THE MEETING SHALL DETERMINE ON THE RECORD WHETHER THE INFORMATION ON THE AGENDA NEEDS TO BE DISCUSSED IN AN EXECUTIVE SESSION. <--

* * *

Section ~~2~~ 3. Section 714 of Title 65 is amended ~~by adding a subsection~~ <-- to read:

§ 714. Penalty.

~~* * *~~ <--

(A) FINES AND COSTS.--ANY MEMBER OF ANY AGENCY WHO <-- PARTICIPATES IN A MEETING WITH THE INTENT AND PURPOSE BY THAT MEMBER OF VIOLATING THIS CHAPTER COMMITS A SUMMARY OFFENSE FOR A FIRST OFFENSE AND A MISDEMEANOR OF THE THIRD DEGREE FOR A SECOND OR SUBSEQUENT OFFENSE AND SHALL, UPON CONVICTION, BE SENTENCED TO PAY:

(1) FOR A FIRST OFFENSE, IN ADDITION TO ANY OTHER PENALTY AUTHORIZED BY LAW, THE COSTS OF PROSECUTION PLUS A FINE OF AT LEAST $100 AND, IN THE DISCRETION OF THE SENTENCING AUTHORITY, OF NOT MORE THAN $1,000.

(2) FOR A SECOND OR SUBSEQUENT OFFENSE, THE COSTS OF PROSECUTION PLUS A FINE OF AT LEAST $500 AND, IN THE DISCRETION OF THE SENTENCING AUTHORITY, OF NOT MORE THAN $2,000.

(B) PAYMENT.--AN AGENCY SHALL NOT MAKE A PAYMENT ON BEHALF OF OR REIMBURSE A MEMBER OF AN AGENCY FOR A FINE OR COST RESULTING FROM THE MEMBER'S VIOLATION OF THIS SECTION.

(c) Immunity.--Any member of an agency shall be immune from CIVIL AND criminal liability, costs and fees for violations of <-- this chapter if the member makes a good faith report, verbally

or in writing, to the appropriate authority of a violation of this chapter.

Section ~~3~~ 4. This act shall take effect in 60 days. <--

PRINTER'S NO. 3936

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2408 Session of 2014

INTRODUCED BY CHRISTIANA, RAPP, MALONEY, SWANGER, MURT, SACCONE, MAHONEY, KAUFFMAN AND COHEN, JULY 9, 2014

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JULY 9, 2014

AN ACT

Amending Title 65 (Public Officers) of the Pennsylvania Consolidated Statutes, further providing for public notice; and providing for notification of agency business required.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 709(a) of Title 65 of the Pennsylvania Consolidated Statutes is amended and the section is amended by adding a subsection to read:

§ 709. Public notice.

(a) Meetings.--An agency shall give public notice of its first regular meeting of each calendar or fiscal year not less than three days in advance of the meeting and shall give public notice of the schedule of its remaining regular meetings. For each regular meeting subsequent to the first regular meeting, the agency shall give additional public notice at least 24 hours in advance of the time of the convening of the meeting. An agency shall give public notice of each special meeting or each rescheduled regular or special meeting at least 24 hours in

advance of the time of the convening of the meeting specified in the notice. Public notice is not required in the case of an emergency meeting or a conference. Professional licensing boards within the Bureau of Professional and Occupational Affairs of the Department of State of the Commonwealth shall include in the public notice each matter involving a proposal to revoke, suspend or restrict a license.

* * *

(c.1) Notification of agency business to be considered.--Notice shall be as follows:

(1) Except as provided in paragraph (2), each public notice of a meeting required by this section shall include an agenda of the meeting, which includes a listing of each matter of agency business that will be or may be the subject of deliberation or official action at the meeting.

(2) An agency is not required to include in its initial public notice of the schedule of regular meetings required under subsection (a) an agenda with a listing of each matter of agency business that will be or may be the subject of deliberation at the meetings.

(3) With respect to any meeting covered under paragraph (1), the agency shall also post the agenda, which includes a listing of each matter of agency business that will be or may be the subject of deliberation or official action at the meeting, at the location of the meeting and on its publicly accessible Internet website and make the agenda available to individuals in attendance at the meeting.

* * *

Section 2. Title 65 is amended by adding a section to read:

§ 712.1. Notification of agency business required.

(a) Official action.--Except as provided in subsection (b), an agency may not take official action on a matter of agency business at a meeting if the matter was not included in the public notice for the meeting, as required in section 709(c.1) (relating to public notice).

(b) Emergency business.--An agency may take official action on a matter of agency business relating to a real or potential emergency involving a clear and present danger to life or property at an emergency meeting regardless of whether public notice was given for the meeting.

Section 3. This act shall take effect in 60 days.

COUNTY OF BERKS, PENNSYLVANIA

Office of the Commissioners

Services Center, 13th Floor
633 Court Street
Reading, PA 19601

Phone: 610.478.6136
Fax: 610.478.6293
E-mail: commissioners@countyofberks.com

Christian Y. Leinbach, Chair
Kevin S. Barnhardt, Commissioner
Mark C. Scott, Esq., Commissioner

Carl E. Geffken, Chief Operating Officer
Alan S. Miller, Solicitor
Maryjo Gibson, Chief Clerk

September 12, 2014

Dear Municipal Official:

As municipal officials, we make it our personal priority to reach out to the local leaders who serve every community we represent. We want to continue to cultivate these relationships to improve constituent services.

We are again pleased to partner with the Berks Municipal Partnership to co-host another breakfast meeting for the municipal government officials in Berks County. Our first municipal breakfast was held at the Masonic Lodge in Birdsboro on April 25th. We would like to invite you to join us for the second municipal breakfast for the year.

October 17th – North and West Regions –Kutztown Fire Company, 310 Noble Street, Kutztown Sponsored by Financial S&Lutions.

As always, municipal officials from any region are welcome to attend.

Please RSVP no later than October 8, 2014.

Please direct your response to Andrea Weist at the Albright College Center for Excellence in Local Government. Register online at www.albright.edu/localgov or email aweist@alb.edu or fax the enclosed form to 610-921-7278.

Doors will open at 7:40am with breakfast being served at 8:00am. Breakfast will be followed by brief Commissioners' remarks and an opportunity for you to identify and discuss issues of concern in your region. We will adjourn no later than 10:00am.

Please circulate this letter among the municipal officials representing your borough or township so that they may be able to be with us.

We look forward to talking with you over coffee.

Very sincerely yours,

Christian Y. Leinbach, Chairman
Berks County Board of Commissioners

Fred Levering /mvb
Fred Levering, Chairman
Berks Municipal Partnership

cc: Albright College Center for Excellence in Local Government

Berks County Municipal Breakfast
Reservation Form

Please fax to 610-921-7278
Andrea Weist at the Albright College Center for Excellence in Local Government
610-929-6503
Aweist@alb.edu

Municipality _____

Contact Person _____ **Phone #** _____

Email _____

October 17th – North and West Regions
Kutztown Fire Company

Attendees: (Please print)

_____ **Email** _____

_____ **Email** _____

_____ **Email** _____

_____ **Email** _____

We hope to see you for breakfast!

BERKS COUNTY ASSOCIATION OF TOWNSHIP OFFICIALS

SHIRLEY M. MOYER, SECRETARY

P. O. BOX 19, OLEY, PA 19547-0019

Phone (610)987-3423 - Fax (610)987-9010

August 15, 2014

Dear Secretary:

RE: 2014 BERKS COUNTY CONVENTION

The Berks County Association of Township Officials' Annual County Convention will be held on ***Thursday, October 16, 2014 from 5:00 P.M. to 9:30 P.M. at the Oley Fair Centre, 26 Jefferson Street, Oley, PA.***

The program format for this year's Convention will again begin with registration and the social hour at 5:00 P.M. followed by a family style dinner at 6:00 P.M. The Association Board feels that a well-planned and informative program has again been arranged which will be of interest and benefit to all local government officials.

Again this year, the Association Board has decided to mail one letter to each Township Secretary to confirm and report the names and titles of the individuals that will be attending our Convention. **PLEASE TAKE THE TIME TO CONTACT EACH OF YOUR TOWNSHIP SUPERVISORS, ELECTED AUDITORS, AND YOUR TAX COLLECTOR SO THAT EACH OF YOUR OFFICIALS HAS AN OPPORTUNITY TO ATTEND THE CONVENTION.**

Please complete and return the enclosed form by **OCTOBER 1, 2014** so final arrangements can be made. This can be mailed, faxed or emailed to oleytownship@hotmail.com.

PLEASE NOTE: IF THERE ARE ANY CHANGES PRIOR TO THE CONVENTION, PLEASE CONTACT THE ASSOCIATION SECRETARY, AS THE ASSOCIATION WILL BE BILLED FOR EACH AND EVERY RESERVATION MADE WHETHER YOU ATTEND OR NOT.

Your prompt cooperation will be greatly appreciated.

Very truly yours,

BERKS COUNTY ASSOCIATION OF TOWNSHIP OFFICIALS

Shirley M. Moyer
Secretary

Please let me know if you want to attend - Diane

610-926 4920

enclosure

or

maidentwp@aol.com

Kaplin Stewart
Attorneys at Law

Marc B. Kaplin
Direct Dial: (610) 941-2666
Direct Fax: (610) 684-2000
Email: mkaplin@kaplaw.com
www.kaplaw.com

September 30, 2014

Renee Sigel
Pennsylvania Division Administrator
Federal Highway Administration
1200 New Jersey Avenue, SE
Washington, DC 20590

James D. Ritzman, P.E.
Deputy Secretary for Planning
Pennsylania Department of Transportation
Commonwealth Keystone Building 8th Floor
400 North Street
Harrisburg, PA 17120-0095

RE: Federal Project Number X051302L40E – SR_73 & Genesis Drive

Dear Ms. Sigel and Mr. Ritzman:

The Pennsylvania Department of Transportation (**"PADOT"**) proposes to construct a corridor improvement project along SR 222 (**"Project"**) in Maidencreek Township, Berks County, Pennsylvania. The Project involves:

- Widening of SR 222 from one traffic lane in each direction to a five-lane cross section with two lanes in each direction and a center turn lane (**"Route 222 Widening"**)
- Improvements to the existing traffic signal at Route 222 and Route 73, including turn lanes on the intersection approaches (**"Route 73 Intersection Improvements"**)
- The replacement of an existing traffic signal at Route 222 and Tamarack Boulevard/Genesis Drive with a dual lane roundabout (**"Genesis Roundabout"**)

- The replacement of the unsignalized T intersection of Route 222 and Shaeffer Road with a new dual lane roundabout (**"Shaeffer Roundabout"**).

The Project is proposed to be 100% funded with federal monies. PADOT has been delegated the authority to execute the Project on behalf of the Federal Highway Administration (**"FHWA"**).

I represent Maidencreek Associates, L.P., the owner of 85 acres of undeveloped land adjacent to Route 222 and the Proposed Shaeffer Roundabout. MCA has submitted plans to Maidencreek Township for the development of a 608,000 square foot shopping center (**"Proposed Shopping Center"**) on its property. The Shaeffer Roundabout interferes with MCA's ability to proceed with the Proposed Shopping Center.

Since it is being 100% funded by federal monies, the Project is subject to the environmental procedures mandated under the National Environmental Policy Act (**"NEPA"**). I am writing to make you aware that PADOT has failed to comply with its duties under NEPA and is executing the Project in an unlawful manner.
Pursuant to 23 C.F.R. § 771.115, FHWA has established three classes of reviews for transportation projects completed by the federal government and/or funded by the federal government -- an EIS, EA, or CE - each requiring different levels of NEPA documentation. 23 C.F.R. § 771.117(a) of the FHWA's NEPA regulations define categorical exclusions as follows:

> (a) Categorical exclusions (CEs) are actions which meet the definition contained in 40 CFR 1508.4, and, based on past experience with similar actions, do not involve significant environmental impacts. They are actions which: do not induce significant impacts to planned growth or land use for the area; do not require the relocation of significant numbers of people; do not have a significant impact on any natural, cultural, recreational, historic or other resource; do not involve significant air, noise, or water quality impacts; do not have significant impacts on travel patterns; or do not otherwise, either individually or cumulatively, have any significant environmental impacts.

Under its delegated authority from the FHWA, PADOT has prepared a Categorical Exclusion Evaluation for the Project. The Categorical Exclusion Evaluation was submitted by PADOT on August 4, 2014 and was approved by PADOT two days later, on August 6, 2014. A copy of that Categorical Exclusion Evaluation is attached hereto as Exhibit "A".

As set forth below, we do not believe that the Project qualifies for a Categorical Exclusion.

23 C.F.R. § 771.117(c) of the FHWA regulations list twenty-three actions that meet the criteria for a categorical exclusion and generally do not require further NEPA documentation. The Project does not fall within the criteria for any of the categorical exclusions established by 23 C.F.R. § 771.117(c).

23 C.F.R. § 771.117(d) enumerates additional actions which meet the criteria for a Categorical Exclusion only after the FHWA approval. The Project does not fall within the criteria for any of the additional categorical exclusions established by 23 C.F.R. § 771.117(c).

PADOT's Categorical Exclusion Evaluation states that the purpose and need of the Project is "to reduce congestion and improve safety while accommodating pedestrians and non-motorized vehicles including horse and buggies and bicycles". The Categorical Exclusion Evaluation is a form which contains a series of statements which are required to be answered, including the following:

There is no substantial controversy associated with the traffic control measures

(answered true)

Will the project induce impacts (positive and negative) on planned growth, land use, or development patterns for the area?

(answered no)

Is the project consistent with planned growth?

(answered yes)

Will the project induce impacts to economic activity, including employment gains and losses?

(answered no)

The statements made by PADOT in response to these questions were fundamentally false.

There is a substantial controversy associated with the traffic control measures

Two aspects of the Project have been the subject of much controversy: (1) the proposed Genesis Roundabout; and (2) the proposed Shaeffer Roundabout. This controversy is long-standing and well documented through:

- Maidencreek Township's website devoted to its opposition to the roundabouts. http://maidencreek.net/Roundabouts.html

- A community Facebook page for the group Stop the 222 Roundabout in Maidencreek. https://www.facebook.com/MaidencreekRoundabout

- An on-line Petition to PADOT, Berks County Commissioners, PA State House Representatives to Stop construction of the Maidencreek Township roundabout signed by 250 people. www.change.org/...pa-state-house...the-maidencreek-township-roundabout

- Maidencreek Township Resolution 32-2012 adopted October 11, 2012 expressing its opposition to the proposed roundabouts. A copy of the Resolution is attached hereto as Exhibit "B".

- Fleetwood Area School District's Resolution expressing its opposition to the proposed roundabouts. A copy of the Resolution is attached hereto as Exhibit "C".

- Various letters from MCA to PADOT expressing its opposition to the proposed Shaeffer Roundabout. Copies of those letters are collectively attached hereto as Exhibit "D".

- Various newspaper articles documenting the opposition to the proposed roundabouts. Copies of those newspaper articles are collectively attached hereto as Exhibit "E".

- Objections to the proposed roundabouts have also been voiced at several public meetings with representatives of PADOT and are reflected in minutes of those meetings. Copies of those minutes are attached hereto as Exhibit "F".

Therefore, PADOT's statement in the Categorical Exclusion Evaluation that there is no substantial controversy associated with the traffic control measures is patently false and the falsity of such statement was well known to PADOT.

The Project will induce negative impacts on planned growth, land use, or development patterns for the area and is not consistent with planned growth

As clearly stated in Maidencreek Township Resolution 32-2012, the Township believes that the proposed roundabouts will have significant negative impacts on planned growth, land use and development patters within the Township. The Township Resolution states that:

- The proposed roundabouts will severely impede commercial development of the Route 222 Corridor in Maidencreek Township, which corridor is planned as the single largest area of future regional commercial growth in Maidencreek Township

- Existing businesses will suffer from restricted ingress and egress and thereby impair their ongoing viability;

- The proposed roundabouts will compromise the safety of motorists, bicycles, horse and buggies and pedestrians

- The proposed roundabouts will deprive the Township of the needed revenues, employment and provision of goods associated with commercial development.

The Proposed Shopping Center is an integral part of the Township's planned growth and creation of employment and tax revenues. Not only will the proposed Shaeffer Roundabout interfere with the development of the Proposed Shopping Center by requiring the condemnation of a portion of the MCA's land, the proposed Shaeffer Roundabout cannot adequately accommodate the amount of traffic that will be generated by the Proposed Shopping Center. Based on ITE trip generation projections prepared by MCA's traffic engineer, McMahon Associates (**"McM"**), the Proposed Shopping Center will generate 649 vehicular trips in the AM peak hour and 2,035 vehicular trips in the PM peak hour. A copy of MCA's trip generation analysis is attached as Exhibit "G".

On October 17, 2013, MCA submitted a preliminary traffic analysis to PADOT with its Highway Occupancy Permit Scoping Meeting Application. By email dated December 30, 2013 Brian Boyer, District Permit Manager for PADOT District 5-0, acknowledged that the proposed Shaeffer Roundabout cannot adequately accommodate the traffic from the Proposed Shopping Center. Specifically, Mr. Boyer stated that:

> The Department has concerns based on the scoping application submitted that the size of the development and the projected traffic volumes will cause traffic congestion and failing levels of service at the site access driveways on U.S. Route 222. These concerns will be discussed at the Scoping Meeting to ensure that the applicant is aware at this early stage in the process that a highway occupancy permit may not meet the requirements of Chapter 441 of the Pa. Code given the size and scope of the development.

Therefore, it cannot be disputed that the proposed Shaeffer Roundabout will induce negative impacts on planned growth, land use, and development patterns within the Township and is inconsistent with the Township's planned growth.

PADOT has not analyzed the impact of the Project on the future regional commercial growth envisioned and desired by Maidencreek Township. As evidenced by the limited traffic analysis PADOT has performed to date, PADOT did not take into account the Proposed Shopping Center or any other future commercial developments in determining whether the roundabouts would function acceptably. Rather, PADOT simply added a 1% annual background growth rate to its existing trip counts. Therefore, PADOT entirely failed to consider whether the Project will induce negative impacts on planned growth, land use, and development patterns within the Township. A copy of PADOT's traffic analysis is attached as Exhibit "H".

The Project will induce impacts to economic activity, including employment gains and losses

As stated above, the Route 222 Corridor in Maidencreek Township is planned as the single largest area of future regional commercial growth in Maidencreek Township. The Township's Resolution states that commercial growth of the Route 222 Corridor is vital to the economic well being of the residents and property owners of the Township in the form of employment, providing of goods and services and benefits the Township, the School District and the County by providing revenues through a stronger tax base and has a much lower ratio for the cost of providing services than a residential development.

If the Proposed Shopping Center and other anticipated commercial development along the Route 222 Corridor is unable to occur because of the Project, the Project will have a significant detrimental impact upon economic activity and the creation of jobs within the Township and the region.

Under the Administrative Procedure Act, a reviewing court shall "hold unlawful and set aside agency action, findings, and conclusions found to be . . . arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law." 5 U.S.C. § 706(2)(A). Agency action may be set aside if the agency "relied on factors which Congress has not intended it to consider, ***entirely failed to consider an important aspect of the problem, offered an explanation for its decision that runs counter to the evidence before the agency***, or is so implausible that it could not be ascribed to a difference in view or the product of agency expertise." *Motor Vehicle Mfrs. Assn. of United States, Inc. v. State Farm Mutual Automobile Insurance Co.*, 463 U.S. 29, 43; see also *Sierra Club v. U.S. Army Corps of Engineers*, 295 F.3d 1209, 1216 (11th Cir. 2002).

PADOT's issuance of a Categorical Exclusion for the Project, rather than proceeding through the required NEPA process to evaluate the impacts of the Project was arbitrary, capricious and an abuse of PADOT's delegated authority by the FHWA. Unless PADOT revokes its Categorical Exclusion and proceeds with the full environmental analysis required under NEPA, we will have no choice but to proceed to Court to revoke the Categorical Exclusion and enjoin the further execution of the Project.

I sincerely hope that we will not have to resort to litigation to protect the NEPA process. However, all of our efforts to discuss these issues with PADOT representatives have been refused. PADOT was unwilling to provide us with any of their studies and analyses concerning the Shaeffer Roundabout and we were forced to file a Right to Know Law request in order to obtain the documents. PADOT has refused to consider alternatives to the Shaeffer Roundabout which would permit the construction of the Proposed Shopping Center. MCA's inability to construct the Proposed Shopping Center will have serious detrimental effects upon the Township and the School District's long-term tax ratables as well as employment within the region.

Sincerely,

Marc B. Kaplin

Enclosures
Cc w/enclosures:
Steven B. Wolfson
William Dion
Joseph Rudderow,Chairman, Maidencreek BOS
Diane Hollenbach, Maidencreek Twp. Manager
Peter W. Miller, Fleetwood School District
Michael Rebert, PADOT District 5-0
Brian Boyer, PADOT District 5-0
Michael Mastaglio, PADOT District 5-0
William Cressler, Esquire, PADOT General Counsel
Charles J. Campbell, PADOT Environmental Quality Assurance Division
Jerry Knowles, State Representative
David Argall, State Senator
Moises Marrero, Assistant Division Administrator FHWA
Roger L. Ryder, Director of Operations FHWA
Keith M. Lynch, Director of Program Development FHWA
Camille Otto, Environmental Program Manager FHWA
Alan Piper, Berks County Planning Commission
Glenn Knoblauch, Berks County Planning Commission

2015

	Option 1	Option 2 Single stream or Commingled/Paper	Rebate based on 500 tons or 240 Commingled/260 mixed paper	TOTAL OPTION 2-OPTION 3	OPTION 3
JP Mascaro	$ 102,372.00	$ 15.10	$ 7,550.00	$ 94,822.00	$ 93,696.00
Lebanon Farms	NONE	NONE			$ 124,800.00
Eagle Disposal	NONE	NONE			$ 114,816.00
Charles Blosenski	$ 111,940.00	NONE	Cougles	$ 101,660.00	$ 109,440.00
Quality Disposal	NONE	NONE			$ 103,680.00
AJ Blosenski	$ 124,800.00	$15/$20	$ 8,800.00	$ 116,000.00	$ 124,800.00
Cougles Recycling	NONE	$15.50 or $32/$10	$7750 or $10280		NONE

2016

	Option 1	Option 2 Single stream or Commingled/Paper	Rebate based on 500 tons or 240 Commingled/260 mixed paper	TOTAL OPTION 2-OPTION 3	OPTION 3
JP Mascaro	$ 105,192.00	$ 15.10	$ 7,550.00	$ 97,642.00	$ 96,036.00
Lebanon Farms	NONE	NONE			$ 129,024.00
Eagle Disposal	NONE	NONE			$ 114,816.00
Charles Blosenski	$ 111,940.00	NONE	Cougles	$ 101,660.00	$ 109,440.00
Quality Disposal	NONE	NONE			$ 107,520.00
AJ Blosenski	$ 127,000.00	$15/$20	$ 8,800.00	$ 118,200.00	$ 126,944.00
Cougles Recycling	NONE	$15.50 or $32/$10	$7750 or $10280		NONE

James Daubert
526 Wyatt Dr.
Blandon Pa 19510

To whom it may concern

I would like to ask for a handicap parking sign. For the following reasons . I've had four back operations and a implant to control the pain. And now I have stage 3 kidney failure . I have a problem walking without going into pain . Keeping my balance is also a problem I use a cane. Getting that parking spot would make it safer and easer for me getting into and out of the car. We do have a driveway it is steep and hard for me to get in and out of the car . I have a scooter to get around with loading it would be easer if I had that spot also

Thank You
James Daubert

610 916-5813

MV-145 (7-17-14)

pennsylvania
DEPARTMENT OF TRANSPORTATION
www.dmv.state.pa.us

APPLICATION FOR PERSON WITH A DISABILITY OR HEARING IMPAIRED REGISTRATION PLATE OR A PERSON WITH A DISABILITY MOTORCYCLE PLATE

For Department Use Only
Bureau of Motor Vehicles • 1101 South Front Street • Harrisburg, PA 17104-2516

CHECK (✓) APPROPRIATE BLOCKS BELOW - See reverse side for instructions and eligibility requirements.

- [x] **Person with a Disability Plate** - Complete Section A and B, Section C or D **(NOT BOTH)**, E (if applicable), and F. **FEE: $11**
- [ ] **Person with a Disability Motorcycle Plate** - Complete Section A and B, Section C or D **(NOT BOTH)** E (if applicable), and F. **Fee: $11**
- [ ] **Hearing Impaired Plate** - Complete Sections A, B, C, E (if applicable), and F. **FEE: $11 (NOTE: No Special Parking Privileges)**

A Vehicle Information - (NOTE: In conjunction with replacement of your plate, you will receive one registration card. If additional registration cards are desired, the fee is $1.50 for each card. **Number of Duplicate Registration Cards Requested @ $1.50 each _____.)**

Title Number	Vehicle Identification Number	Current Tag No.
71041163301 OA	1C3CCBHG7CN29856	DXK5399

B Applicant Information - (List all information as shown on current registration card.)

Owner Name (or Full Business Name)	PA DL/Photo ID# or Bus. ID#	Date of Birth
DEBBIE L DAUBERT	19975103	10/09/58
Co-Owner Name	**PA DL/Photo ID#**	**Date of Birth**
JAMES M DAUBERT	18069876	11/18/54

Street Address	City	State	Zip Code
526 WYATT DR	BLANDON	PA	19510

NOTE: If you are the parent or the adult charged by law with the natural parent's rights, duties and responsibilities acting on behalf of a minor child (under 18) in place of the child's natural parents (person in loco-parentis), you must complete the information below.

Name of Parent or Person in Loco Parentis	Relationship to Applicant	Applicant Age

Street Address	City	State	Zip Code

C Certification From A Health Care Provider Licensed or Certified in PA or A Contiguous State (New York, New Jersey, Delaware, Maryland, West Virginia or Ohio). THIS SECTION MUST BE COMPLETED IN FULL.

This is to certify that JAMES Daubert (Name of Person with Disability) is under my care and (check the appropriate block):

[ ] has a hearing impairment or, [ ] has the following condition listed on the reverse side of this application under "Eligibility Requirements": _____ (List Reason Code # Here)

NOTE: If reason code #4 is listed above, please indicate the type of device used: # 8 (Type of Device).

NOTE: Only those conditions listed on the reverse side of this application qualify an applicant for a person with a disability plate.

Health Care Provider's Name	Health Care Provider's Signature			Medical License No.
Dan E. Wittels	[signature]			MD037171L
Office Street Address	**City**	**State**	**Zip Code**	**Telephone Number**
2610 Keiser Blvd	Reading	PA	19610	(610) 775 3316

D Certification by Police Officer - Police officer may only certify that the applicant does not have full use of a leg or both legs, or is blind. NOTE: If Section C above is completed, please skip this Section and go on to Section E.

This is to certify that the person with disability listed above has the condition checked below and is entitled to the use and privileges of the registration plate requested, [ ] is blind, **OR** does not have full use of a leg or both legs as evident by the use of a:

[ ] wheelchair [ ] walker [ ] crutches [ ] cane/quad cane [ ] other prescribed device _____ (state device)

Officer's Name	Officer's Signature	Badge Number

Department/Station	City	State	Zip Code	Telephone Number
				( )

E PERSONALIZATION REQUEST - (NOTE: Additional Fee Required. For appropriate fees see reverse side.)

Personalized registration plate choices may contain up to **SEVEN** letters or numbers in combination. **ONLY** one hyphen or space is permitted but not both. **(If no hyphen or space requested, one block will remain blank.)** No other special characters are available. Please print clearly. Additional instructions are listed on the reverse side of this application.

FIRST CHOICE | SECOND CHOICE | THIRD CHOICE

F Notarization And Applicant Signature - Applicant, natural parent or other authorized person listed in Section B must sign below.

SUBSCRIBED AND SWORN TO BEFORE ME: MONTH DAY YEAR

SIGNATURE OF PERSON ADMINISTERING OATH

STAMP

SIGN IN PRESENCE OF NOTARY

I state that I have read and signed this application after its completion, and I swear or affirm that the statements made herein are true and correct, and that any statement made on or pursuant to this application is subject to the penalties of 18 Pa.C.S. Section 4903(a)(2) (relating to false swearing), which shall include punishment of a fine not exceeding $5,000, or to a term of imprisonment of not more than two years, or both.

Applicant Signature _____ Date _____ Telephone Number ( )

Kosmerl & Company P.C.
A Professional Corporation
Certified Public Accountants

MEMBERS
PA INSTITUTE OF CPA'S

535 North 5th St.
Reading, PA
19601-3005

(610) 372-5815
FAX (610) 372-8466
k.cpas@kosmerl.net

ENROLLED TO PRACTICE BEFORE
U.S. TREASURY DEPARTMENT
PA DEPT. OF REVENUE

September 25, 2014

The Board of Supervisors & Management
Maidencreek Township

Ladies and Gentlemen:

We are pleased to confirm our understanding of the services we are to provide for Maidencreek Township for the year ended December 31, 2014. We will audit the Commonwealth of Pennsylvania Audit and Financial Report (Form DCED-CLGS-30) of the Maidencreek Township accounts as of and for the year ended December 31, 2014.

We understand that the financial statements will be presented under the guidelines of the Commonwealth of Pennsylvania Annual Report of Municipalities.

Audit Objective

The objective of our audit is the expression of an opinion as to whether your financial statements are fairly presented, in all material respects, in conformity with the cash basis of accounting. Our audit will be conducted in accordance with auditing standards generally accepted in the United States of America and will include tests of the accounting records and other procedures we consider necessary to enable us to express such an opinion. We cannot provide assurance that an unmodified opinion will be expressed. Circumstances may arise in which it is necessary for us to modify our opinion or add an emphasis-of-matter or other-matter paragraph. If our opinion on the financial statements is other than unqualified, we will fully discuss the reasons with you in advance. If, for any reason, we are unable to complete the audit or are unable to form or have not formed an opinion, we may decline to express an opinion or to issue a report as a result of this engagement.

Management Responsibilities

Management is responsible for the Form DCED-CLGS-30 (your financial statements) and all accompanying information as well as all representations contained therein. You are also responsible for making all management decisions and performing all management functions; for designating an individual with suitable skill, knowledge, or experience to oversee our assistance with the preparation of your financial statements and any other nonattest services we provide; and for evaluating the adequacy and results of those services and accepting responsibility for them.

Management is responsible for establishing and maintaining effective internal controls, including monitoring ongoing activities; for the selection and application of accounting principles; and for the fair presentation in the financial statements of the respective financial position of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of Maidencreek Township and the respective changes in financial position in conformity with the guidelines of the Commonwealth of Pennsylvania Annual Report of Municipalities. You are responsible for including all informative disclosures that are appropriate for Maidencreek Township in conformity with the guidelines of the Commonwealth of Pennsylvania Annual Report of Municipalities.

Management is also responsible for making all financial records and related information available to us and for the accuracy and completeness of that information. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial statements, (2) additional information that we may request for the purpose of the audit, and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence.

Your responsibilities include adjusting the financial statements to correct material misstatements and confirming to us in the written representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in aggregate, to the financial statements taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud or illegal acts affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud or illegal acts could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, regulators, or others. In addition, you are responsible for identifying and ensuring that the entity complies with applicable laws and regulations.

You are also responsible to notify us in advance of your intent to print any of our reports, in whole or in part, and to give us the opportunity to review any printed material containing our report before its issuance.

Audit Procedures – General

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements. We will plan and perform the audit to obtain reasonable rather than absolute assurance about whether the financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the entity or to acts by management or employees acting on behalf of the entity.

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements may exist and not be detected by us, even though the audit is properly planned and performed in accordance with U.S. generally accepted auditing standards. In addition, an audit is not designed to detect immaterial misstatements, or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements. However, we will inform the appropriate level of management of any material errors or any fraudulent financial reporting or misappropriation of assets that come to our attention. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts, and may include direct confirmation of certain other assets and liabilities by correspondence with selected individuals, creditors, and financial institutions. We will request written representations from your attorneys as part of the engagement. At the conclusion of our audit, we will also require certain written representations from you about the financial statements and related matters.

We have no discretionary authority or control in making decisions regarding operation or administration of Maidencreek Township and are not a fiduciary in regard to Maidencreek Township in the performance of our services. You have the ultimate discretion in regard to any choices to be made in regard to Maidencreek Township.

Audit Procedures – Internal Control

Our audit will include obtaining an understanding of the Organization and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing, and extent of further audit procedures. An audit is not designed to provide assurance on internal control or to identify deficiencies in internal control. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards.

Audit Procedures - Compliance

As part of obtaining reasonable assurance about whether the financial statements are free of material misstatement, we may perform tests of Maidencreek Township's compliance with provisions of applicable laws, regulations, contracts, and agreements. However, the objective of our audit will not be to provide an opinion on overall compliance and we will not express such an opinion.

Engagement Administration, Fees, and Other

The audit documentation for this engagement is the property of Kosmerl & Company, P.C. and constitutes confidential information. However, pursuant to authority given by law or regulation, we may be requested to make certain audit documentation available to the Commonwealth of Pennsylvania and/or the Pennsylvania Department of Community and Economic Development or their designees for purposes of a quality review of the audit, to resolve audit findings, or to carry out oversight responsibilities. We will notify you of any such request. If requested, access to such audit documentation will be provided under the supervision of Kosmerl & Company, P.C. personnel. Furthermore, upon request, we may provide copies of selected audit documentation to the aforementioned parties. These parties may intend, or decide, to distribute the copies or information contained therein to others, including other governmental agencies.

We understand that your employees will locate invoices selected by us for testing.

Our proposed fees for these services will be $ 4,900.00. This quote is based on anticipated cooperation from your personnel and the assumption that unexpected circumstances will not be encountered during the audit. If significant additional time is necessary, we will discuss it with you and arrive at a mutually agreeable settlement.

Failure to deliver the completed DCED audit report of the 2014 Maidencreek Township financial records to the Maidencreek Township office by March 31, 2015 will give rise to the Township withholding payment of a sum equivalent to 1 percent of the total contract price as a penalty.

John C. Kosmerl is the engagement partner and is responsible for supervising the engagement and signing the report.

Our audit engagement will end upon the delivery of our audit report to you, unless circumstances described earlier cause us to not issue a report.

You may request that we perform additional services not contemplated by this engagement letter. If this occurs, we will communicate with you regarding the scope of the additional services and the estimated fees. We also may issue a separate engagement letter covering the additional services. In the absence of any other written communication from us documenting such additional services, our services will continue to be governed by the terms of this engagement letter.

We appreciate the opportunity to be of service to Maidencreek Township and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign all enclosed copies and return one of them to us in the enclosed self-addressed stamped envelope.

Sincerely yours,

Kosmerl & Company, P.C.

KOSMERL & COMPANY, P.C.
CERTIFIED PUBLIC ACCOUNTANTS

RESPONSE:

Signed:_____

Title: Chairperson

Signed:_____

Title: Township Manager