RESOLUTION NO. 10-2015

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF MAIDENCREEK, BERKS COUNTY, PENNSYLVANIA, AUTHORIZING THE APPOINTMENT OF A CERTIFIED OR COMPETENT PUBLIC ACCOUNTANT OR FIRM OR CERTIFIED OR COMPETENT PUBLIC ACCOUNTANTS TO EXAMINE THE ACCOUNTS OF THE TOWNSHIP FOR THE FISCAL YEAR 2014 AND THE TOWNSHIP TAX COLLECTORS BOOKS FOR THE YEAR 2014.

WHEREAS, the Pennsylvania Second Class Township Code of the Commonwealth of Pennsylvania, Section 917 permits the Supervisors of a Township of the second class to appoint a certified or competent public accountant to fill the position of elected Township Auditors: and

WHEREAS, the Board of Supervisors believes that it is in the best interest of Maidencreek Township to have an independent certified public accounting firm perform the yearly audits of the Township's accounts.

WHEREAS, it is the intent of Maidencreek Township to appoint an independent certified public accounting firm to the office of Township Auditor for fiscal year 2013 and thereafter as requested and reappointed by the Board of Supervisors.

NOW, THEREFORE, be it resolved by the Board of Supervisors of the Township of Maidencreek, Berks County, Pennsylvania, and it is hereby resolved by the authority of the same as follows:

SECTION 1. The Board of Supervisors of Maidencreek Township hereby authorize the appointment of Kosmerl & Company, a certified or competent accounting firm to the position of Maidencreek Township Auditor, to examine all accounts of the Township for fiscal year 2013 and thereafter as requested and reappointed by the Board of Supervisors.

SECTION 2. The appointment of said accounting firm to Township Auditor is made pursuant to Section 917 of the Pennsylvania Second Class Township Code, as amended.

SECTION 3. All resolutions or parts of resolutions inconsistent with this Resolution are hereby repealed insofar, but only insofar, as the same are inconsistent herewith.

RESOLVED and ADOPTED by the Board of Supervisors of the Township of Maidencreek, Berks County, Pennsylvania, in lawful session duly assembled, this 5th day of January 2015.

BOARD OF SUPERVISORS
MAIDENCREEK TOWNSHIP
BERKS COUNTY, PA

David Franke

Joseph Rudderow III

Claude Beaver

Board of Supervisors
Maidencreek Township
Berks County, Pennsylvania

Attest:

Township Secretary

MAIDENCREEK TWP SUPERVISORS
TOWNSHIP SECRETARY
PO BOX 319
BLANDON, PA 19510

{ No.0000429417 Page 1 of 1

Proof of Publication of Notice in Reading Eagle

Under Act No. 587, Approved May 16,1929.

Commonwealth of Pennsylvania,
County of Berks } SS:

Lynn Schittler, Assistant Secretary, READING EAGLE COMPANY, of the County and Commonwealth aforesaid, being duly sworn, deposes and says that the READING EAGLE established January 28, 1868 is a newspaper of general circulation published at 345 Penn Street, City of Reading, County and State aforesaid, and that the printed notice or publication attached hereto is exactly the same as printed and published in the regular edition and issues of the said READING EAGLE on the following dates, viz.:

Reading Eagle Monday, November 03, 2014, A.D.

Affiant further deposes that this person is duly authorized by READING EAGLE COMPANY, a corporation, publisher of said READING EAGLE, a newspaper of general circulation, to verify the foregoing statement under oath, and affiant is not interested in the subject matter of the aforesaid notice or advertisement, and that all allegations in the foregoing statements as to time, place, character of publication are true.

Lynn Schittler

Lynn Schittler

Sworn to and subscribed before me on this day of November 03, 2014

Ann L Liptak

Notary

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Ann L. Liptak, Notary Public
City of Reading, Berks County
My Commission Expires Oct. 2, 2016

MAIDENCREEK TOWNSHIP ANNUAL NOTICE OF CONTRACT WITH A CPA

The Maidencreek Township Board of Supervisors is providing notice to the public as required by Section 917 of the Second Class Township Code that they have again contracted with a certified Public Accountant to perform the annual Township audit in lieu of the elected auditors.

Diane Hollenbach,
Manager
Maidencreek Township

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: D J Kranke

Title: Chairperson

Signed: Diane Hollenbach

Title: Township Manager