Maidencreek Township Board of Supervisor Meeting
December 10, 2015

Present: Joseph Rudderow III, David Franke, Claude Beaver, Charles Jones – Great Valley Consultants, Eugene Orlando, Jr. – Orlando Law Offices, Diane Hollenbach – Township Manager

Guests: Karl A. Bolognese, Karen Chandler, Dan Miller, Chris Kline, Gene and Mary Lou Bossler, Jim Schoellkopf, Jr.

Joseph Rudderow called the December 10, 2015 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:00 p.m. in the Maidencreek Township Municipal Building and went into the Public Hearing scheduled for the amendment to the Traffic Ordinance. The Regular Board of Supervisors meeting was reconvened at 7:05 p.m.

MINUTES & FINANCES

Approval of the Regular Meeting Minutes

A motion was made by Claude Beaver to waive the reading of the minutes and approve the minutes for the November 12, 2015 regular meeting. Joseph Rudderow seconded the motion and hearing no questions on the motion, it passed unanimously.

A motion was made by Claude Beaver to waive the reading of the minutes and approve the minutes for the November 16, 2015 special meeting. Joseph Rudderow seconded the motion and hearing no questions on the motion, it passed unanimously.

Treasurer's Report and Bill List

A motion was made by Claude Beaver to approve the November 2015 Treasurer's Report and Bill List. Joseph Rudderow seconded the motion and hearing no questions on the motion, it passed unanimously.

A motion was made by Claude Beaver authorizing the chair to sign the developer's improvement agreement payment request letter for Melrose Place for $85.00. Joseph Rudderow seconded the motion and hearing no questions on the motion, it passed unanimously.

The request from the Blandon Ambulance for disbursement of 2014 funds was tabled.

Public Comment

Gene and Mary Lou Bossler of 122 Grove Road, Blandon asked for an update on the condemned home at 115 Grove Road. Mr. Orlando explained that one owner has pled guilty and is paying a fine and the second owner has not been served. Mr. Bossler stated that debris from the property is blowing into his yard and accused the Supervisors of not taking any action. Mr. Bossler stated that the Supervisors would not like it if they lived across the street from a place like this and asked if he can push his snow across the street in front of this house. Mr. Bossler asked for a timetable when something is going to be done. Mr. Rudderow suggested Mr. Bossler contact the District Justice as the citation has been issued and the Township is waiting on the DJ to serve the second citation. The solicitor suggested the Board discuss this litigation in executive session.

REPORTS

ENGINEER'S REPORT

TMDL Plan – Charlie Jones explained that the area around the Rajah Shrine that drained into Lake Ontelaunee was required by the PA DEP to have a TMDL Plan. The plan must address

sediment and pollution entering the Lake. The Township has advertised a strategy in the Reading Eagle and on the Township Website that included a public comment period. No comments have been received. The strategy includes working with the local landowners and the Berks County Conservation District and Berks Nature to prevent pollutants from entering the roadway through education and outreach over the next two years.

A motion was made by Claude Beaver to send the TMDL Strategy to the PA DEP by December 17, 2015. The motion was seconded by Joseph Rudderow and hearing no questions on the motion, it passed unanimously.

W Walnut Tree Drive Storm Water Pipe

Mr. Jones reported that a ten-foot section of storm water pipe in the Walnut Manor Subdivision was repaired. The pipe failed due to improper installation by the developer in the nineties. The downstream pipe is clear but there is still a broken section and a clog forty to fifty feet upstream. The pipe elevation is incorrect and the volume of water the pipe carries is unknown. The contractor has suggested closing the inlet and diverting the water to the street. Mr. Jones will investigate alternate plans and the contractor is going to supply a cost estimate to fix the pipe.

SOLICITOR'S REPORT

Traffic Ordinance Amendment – Mr. Orlando stated that the public hearing on the amended traffic ordinance was held previously this evening and there was no public comment on the ordinance.

A motion was made by Claude Beaver to adopt Ordinance 238 Amendments to the Traffic Ordinance. The motion was seconded by Joseph Rudderow and hearing no questions on the motion, it passed unanimously.

Road Work Dispute - executive session for potential litigation

Verizon Proposal – Mr. Orlando stated that the agreement to allow a Phase II Environmental Assessment had been submitted with most comments addressed. There are still some issues he would like to address. The Phase II Environmental Assessment would include core samples and monitoring wells. The Township would be responsible for reporting and cleaning up any hazardous material contamination. The Board asked the manager to check if the Township's insurance policy would cover such a clean-up and tabled the agreement.

Comcast Cable Franchise Renewal – Comments were received from Comcast since the last meeting. Mr. Orlando stated that he still had some concerns. The Board tabled signing the franchise agreement.

Evansville Road Conditional Use

A motion was made by Claude Beaver to authorize the solicitor and manager to advertise a conditional use hearing for the Evansville Road Assisted Living Facility application on January 14, 2016 beginning at 6:30 p.m. Joseph Rudderow seconded the motion and hearing no questions on the motion, it passed unanimously.

ROADMASTER REPORT

Claude Beaver, Road Master reported that the Public Works Department had performed leaf collection, installed additional dog waste bag dispensers in the parks, closed the restrooms in the parks for the winter. Additional shutoff valves were installed in the Community Park restrooms. Tires were installed on Trucks 5 and 6, the slack adjustment was replaced in Truck #2 and all trucks had their oil changed. Storm drains were marked, roads were crack sealed and files were taken to Molltown for the Manager.

The Board questioned how many years of records were in storage. The manager reported that even though there is an adopted record management plan, the Township has never destroyed old records. Boxes go back as far as 1945 and the storage space could be used. Joseph Rudderow asked the manager to look into shredding costs.

MANAGERS REPORT

Election Results – Diane Hollenbach reported that the Board of Supervisor position was won by Claude Beaver and the Elected Auditor positions were filled by Michael Paules, Joan Garza and John Sherman. Mrs. Hollenbach will contact the auditors with information for their upcoming meeting.

Resignation of Marie Coraluzzi

A motion was made by Claude Beaver to accept the resignation of Marie Coraluzzi from the Authority Board. Joseph Rudderow seconded the motion and hearing no questions on the motion, it passed unanimously. The Board asked that a letter of thanks be sent for Marie's service to the community.

Policy on Convex Mirrors – Mrs. Hollenbach reported that a resident asked that a convex mirror be installed across the street from her home. The Township Engineer looked at the driveway and recommends the homeowner trim or remove some of their own shrubbery and does not recommend the installation of a mirror. The Board asked if the homeowner had a permit for the driveway installation. Mr. Rudderow stated that this was a private property issue and the Board agreed that it did not want to implement a policy that allowed the Township to install mirrors.

Patching of Lee Spring Road – The Board stated that Lee Spring Road is on the 2016 paving list and they are not interested in patching a small section now only to rip it up the next year during the paving work.

Upcoming Events – Public Officials Day will be held on January 13th and the annual PSATS Convention will be April 17 to the 20th. Mr. Rudderow tentatively agreed to attend both events.

NEW BUSINESS

Library Board Appointee

A motion was made by Claude Beaver to approve the appointment of Bill Thomas to the Fleetwood Library Board of Trustees. Joseph Rudderow seconded the motion and hearing no questions on the motion, it passed unanimously.

July 30 Concert in the Park

A motion was made by Claude Beaver to approve the contract for the Dave Mell Band to perform in the Maidencreek Community Park on July 30, 2016 for a cost of $850. Joseph Rudderow seconded the motion and hearing no questions on the motion, it passed unanimously.

OLD BUSINESS

W Walnut Tree Drive Easements

A motion was made by Claude Beaver to authorize the Chairman to sign the W Walnut Tree Drive Temporary Construction Easements. The motion was seconded by Joseph Rudderow and hearing no questions on the motion, it passed unanimously.

Resolution 23-2015 2016 Budget

A motion was made by Claude Beaver to adopt Resolution 23-2015 the 2016 Budget, which contains no tax increase. The motion was seconded by Joseph Rudderow and hearing no questions on the motion, it passed unanimously.

Resolution 24-2015 2016 Tax Rate

A motion was made by Claude Beaver to adopt Resolution 24-2015 the 2016 Real Estate Tax Rate of 1.75 mills, which includes a .4 mill Tax for Fire Purposes. The motion was seconded by Joseph Rudderow and hearing no questions on the motion, it passed unanimously.

Equipment Operator

The Township lost a heavy equipment operator in July. The Manager asked if the Board was ready to replace this employee.

A motion was made by Claude Beaver to advertise the full time equipment operator position and accept applications until December 30, 2015. The motion was seconded by Joseph Rudderow and hearing no questions on the motion, it passed unanimously.

An Executive Session was held from 9:00 to 10:45 p.m. to discuss litigation and real estate.

115 Grove Road, Blandon

A motion was made by David Franke to authorize new citations be issued for 115 Grove Road. The motion was seconded by Claude Beaver and hearing no questions on the motion, it passed unanimously.

A motion was made by David Franke to authorize the solicitor to do a title search on 115 Grove Road and report back to the Board of Supervisors. The motion was seconded by Claude Beaver and hearing no questions on the motion, it passed unanimously.

Having no further business, a motion was made by David Franke to adjourn the December 10, 2015 Board of Supervisors meeting. Claude Beaver seconded the motion and hearing no questions on the motion, it passed unanimously. Meeting adjourned at 9:31 PM.

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Township Secretary December 11, 2015

Cc: Board of Supervisors
Eugene Orlando, Orlando Law Office, Solicitor
Charles Jones, Great Valley Consulting, Engineer
Maidencreek Township Authority
Patrick Donovan, MTA General Manager
JoAnn Schaeffer, Maidencreek Township Authority Secretary

Thomas Unger, Systems Design Engineering, Inc., SEO
Planning Commission
Park & Recreation Board
Zoning Hearing Board and Alternates
Joan London, Zoning Hearing Board Solicitor
Dan Becker., Kozloff Stoudt, Authority Solicitor
Greg Unger, SDE., Authority Engineer
Barbara Hassler, Tax Collector
Daniel Miller, Blandon Fire Company Chief
Chief Scott W. Eaken, Northern Berks Regional Police