Maidencreek Township Board of Supervisor Meeting
June 9, 2016

Present: Claude Beaver, David Franke, Joseph Rudderow III, Eugene Orlando, Jr. – Orlando Law Offices, Ed Kopicki – Systems Design Engineering, Inc., Diane Hollenbach – Township Manager

Guests: Daniel Miller, Chris Kline, James Schoellkopf Jr., Victoria Solberg, Troy Schittler

Joseph Rudderow III called the June 9, 2016 regular meeting of the Maidencreek Township Board of Supervisors to order at 7:00 pm in the Maidencreek Township Municipal Building and asked everyone to rise for the Pledge to the Flag.

Joan Carroll from Girl Scout Troop 1811 presented the Board of Supervisors with a Friend Certificate. Mrs. Carroll thanked the Township for providing meeting space and all the support the Township has given to the Girl Scouts throughout the years. Joseph Rudderow III thanked Mrs. Carroll for passing on the tradition of Scouting and spending time with the girls.

MINUTES & FINANCES

Approval of the Meeting Minutes

A motion was made by David Franke to waive the reading of the minutes and approve the minutes for the May 12, 2016 regular meeting. Claude Beaver 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 June 2016 Treasurer's Report and Bill List. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

PUBLIC COMMENT

Vicki Solberg of 317 Sofia Blvd. thanked the Board for putting her comments in the minutes and stated that she did speak with Stefano Folino about her grading issues.

Troy Schittler of 321 Sofia Blvd. informed the Board that his property is four foot higher than the neighbors are. Water sits between the properties. He spoke with the excavator in March but no work has been done and it seems like the developer does not want to be bothered. Mr. Schittler asked for guidance and if the Township could send a letter to the developer. Mr. Rudderow thanked Mr. Schittler for bringing his concerns to the Board. The development is still under construction, nothing has been dedicated to the Township, and that the homeowners should put pressure on the developer. Ed Kopicki of Systems Design Engineering, Inc. discussed the improvements agreements and asked when they expired. Mr. Orlando stated that the Township had extended the improvements agreement but did not need to renew it when it ran out. Mr. Rudderow expressed concern about the standing water and Vicki Solberg asked if the engineer could come out and look at her issues.

REPORTS

ENGINEER'S REPORT

Zoning Ordinance and Map Revision – Ed Kopicki of Systems Design Engineering reported that he had mailed the draft Zoning Ordinance and Map to the Berks County Planning

Commission and the municipalities surrounding Maidencreek Township for their review and comment.

W Walnut Tree Drive Storm Water – Mr. Kopicki reviewed the findings of the televising of the W Walnut Tree Drive. After looking at the depth of the project, the road foreman and manager decided that this was not a project the road crew could perform because of the need for trench boxes. There are three sections of crushed pipe that need to be replaced at a depth of about twelve to twenty feet and one clogged section of pipe. Mr. Rudderow asked that manholes be put in to make cleaning the long stretch of pipe easier.

A motion was made by David Franke to authorize the engineer to develop a plan, specification and advertise a bid for the West Walnut Tree Drive Storm Water Project. Claude Beaver seconded the motion and hearing no questions on the motion, it passed unanimously.

2016 Road Work – Ed Kopicki stated that the bids had been opened for the 2016 roadwork on May 18 at 11 a.m. The low bidder for contracts A and B was EJB Paving & Materials Company. Contract A, Lee Spring Road was bid at $64,387.75 and Contract B, Evansville Road was bid at $73,518.30.

A motion was made by David Franke to give the Notice of Intent to Award, Notice to Award and Notice to Proceed for Contract A Lee Spring Road to EJB Paving and Materials Company for $64,387.75 conditional upon the review and approval by the township solicitor and engineer. Claude Beaver seconded the motion and hearing no questions on the motion, it passed unanimously.

A motion was made by Claude Beaver to give the Notice of Intent to Award, Notice to Award and Notice to Proceed for Contract B Evansville Road to EJB Paving and Materials Company for $73,518.30 conditional upon the review and approval by the township solicitor and engineer. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

MUNICIPAL SOLICITOR REPORT

Cellco Partnership Land Lease – Gene Orlando of the Orlando Law Office stated that Cellco is currently doing their due diligence to see if they can locate a cell tower on the Township property. There are three items in the proposed lease that need to be finalized: financial negotiation, insurance subrogation and size of the leased area. Diane Hollenbach, manager will contact the insurance company to see if they have any issues with the subrogation language. Cellco will let the Township know if they need additional land for a propane tank. Mr. Orlando advised that the lease could be signed between meetings if authorized by motion this evening.

A motion was made by David Frank to authorize the chair to sign the Land Lease with Cellco Partnership once it satisfies the township manager, solicitor and insurance company. Claude Beaver seconded the motion and hearing no questions on the motion, it passed unanimously.

Earned Income Tax Delinquent Collection Ordinance – The Berks County Tax Collection Committee has requested municipalities adopt an ordinance to allow the collection of delinquent

taxes through a third party agency and to allow that agency to add no more than a 25% collection fee. Maidencreek Township had about 40 employer delinquents and about 800 individual delinquents. Adopting the ordinance will increase our dollars collected.

A motion was made by David Franke to authorize the solicitor to prepare the EIT Delinquent Tax Collection Ordinance and advertise for a public hearing July 14, 2016 at 7 p.m. Claude Beaver seconded the motion and hearing no questions on the motion, it passed unanimously.

Zoning Ordinance and Map Revision – The Board discussed hearing dates for the Draft Zoning Ordinance and Map. In order to accommodate the anticipated public comment and question, a separate date was recommended.

A motion was made by David Franke to authorize the advertising, posting and mailing of public notices for the consideration for adoption of the Township zoning ordinance and map on Tuesday, July 19, 2016 beginning at 6 p.m. Claude Beaver seconded the motion and hearing no questions on the motion, it passed unanimously.

MANAGERS REPORT
Diane Hollenbach provided a written report to the Board.

Bank Accounts – Mrs. Hollenbach stated that she has been looking at various banks for the Township funds and recommended that the Board move money into PLIGIT – Pennsylvania Local Government Investment Trust. The interest rates are better than can be achieved locally. When the Board is interested in financing large project, PLIGIT has advisors to help with this and when the Board is ready to accept credit cards, PLIGIT has a Convenience Fee Program. Money would be moved from the National Penn Accounts to PLIGIT. Joseph Rudderow III asked if there was a brick and mortar bank or if everything would be handled electronically. Mrs. Hollenbach stated everything would be handled electronically but the Township could still write paper checks.

A motion was made by Claude Beaver to authorize the solicitor to prepare the PLIGIT ordinance and advertise it for public hearing on July 14, 2016 immediately following the EIT Delinquent Collection Ordinance hearing. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

Capital Blue Cross Health Insurance Renewal – Mrs. Hollenbach explained that the Township, Authority and Police Department received notification that upon the renewal of the health insurance on September 1, 2016, the existing health care plan is no longer being offered. Capital Blue Cross is switching the group to an Affordable Care Act compliant plan that is close to the existing plan. There is a premium increase associated with this new plan, Six (6) percent for the Township and there are some negatives and positives in the benefits.

The Supervisors decided to renew with the new Capital Blue Cross plan for Township employees. Mr. Rudderow felt that the Authority and Police Department could look at other plans to try to lower their costs or get different benefits and make the best decision for themselves. Because the rates are now based on participant's ages, there is no longer a reduction

in premium cost for larger groups. The rates will be the same if the group has 2 employees or 50. Mrs. Hollenbach added that the broker is coming to the Township building June 22nd at 10 to present options. Claude Beaver added that if a group wished to stay with the Township on this new plan, he would have no problem with that either.

A motion was made by Claude Beaver to renew with Capital Blue Cross for the Township employees health insurance and prescription plan on the Healthy benefits PPO 0.0 15 PD Rx 0. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

Meeting with Penn DOT regarding SR 222 – Stephen Shimko of Michael Baker has asked to meet with the Board of Supervisors to discuss lighting, sidewalks, landscaping, striping, project special provisions and schedule for the SR 222 roundabouts. The primary purpose would be to discuss maintenance of these items. The Board discussed and because of the Supervisors' work schedules, the Board could meet at the Township building later in the day (after 4p.m., although 5 is better) on a Thursday. If Penn DOT cannot meet early evening then the Supervisors would be happy to correspond. Penn DOT could submit a proposal and the Board would discuss it July 14th at their regular meeting and respond. Mrs. Hollenbach stated she would try to set something up.

MS4 Permit Renewal – Mrs. Hollenbach updated the Board on the status of the Township's NPDES Permit. The permit has not been renewed and the TMDL Plan has not been reviewed or approved and the PA DEP is busy getting ready for training on the new permit application due for 2018.

The Township has been under a General Permit. For 2018, we must apply for an Individual Permit, which has an application fee between $1500 and $2000. In addition, a TMDL is being developed for the Willow Creek, which is where most of the outfalls drain. The Township will be required to submit an inventory of sources of bacteria and priority organic compounds found or suspected to be in the stream by 2020. By 2022, the Township must investigate the sources and submit the results to the PA DEP. An ordinance or SOP for the proper management of animal waste on properties owned by the Township must be adopted by 2022.

The Board discussed the costs associated with these requirements and the fact that this was an unfunded mandate. Fleetwood Borough, Ontelaunee Township and Ruscombmanor Township each have the Willow Creek requirements for their MS4 renewal and it might be beneficial to work together.

ROAD CREW REPORT
A report of the month's activities was presented to the Board. A joint bid has been put out by Maidencreek Township for line striping that includes Ontelaunee Township. Bids will be opened June 30th. The road crew has been working on repairing drains and has requested a vibratory cement wacker. The cost for a new one with a one-inch head is $925 from Stoney Creek.

A motion was made by Claude Beaver to approve the purchase of a vibratory cement wacker with a one-inch head at a cost not to exceed $925 provided that two other quotes are obtained.

David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

PARK AND RECREATION
The concession stands will be inspected by the Department of Agriculture in June.

NEW BUSINESS
Community Cat Program – Diane Hollenbach stated that a representative of No Nonsense Neutering would like to give the Board a presentation about a Community Cat Program where the Township would subsidize the cost of neutering feral cats. The Board was not interested in budgeting money for this at this time. The article in the newsletter should get the word out to the residents who have issues.

Fire Police Appointment
A motion was made by Claude Beaver to appoint Ed Byers as Fire Police Personnel. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

Summer Help
A motion was made by Claude Beaver to hire Nick Shuman and Ben Wolfe as summer help with a rate of $8 per hour and hours worked in a week are not to exceed 24. Supervision of the summer help shall not be by the employee's parent. David Franke seconded the motion and hearing no questions on the motion, it passed unanimously.

For the Good of the Order
Joseph Rudderow III updated the Board on the most recent Police Commission meeting. The Board agreed that since the health insurance rates are age banded and there is no benefit in staying together, if the Authority and Police Department wish to go out on their own policy, the Board would support that idea. Claude Beaver commented that he had no objection to the entities staying on the Township policy. Mr. Rudderow felt that it would be cleaner if each entity got their own policy. It would be less work for the Township Manager trying to find a plan that met with everyone's approval.

The Board then discussed reviewing the zoning along Route 222 in light of the fact that all efforts had failed to change the roundabout plan. Mr. Rudderow stated that the construction period and the roundabout when finished would make it difficult for patrons to navigate to businesses in the corridor. Mr. Rudderow suggested that the roundabouts might work better if one was installed at Route 73 and Route 222. Diane Hollenbach then updated the Board on her conversation with Interstate Acquisition. This company has been contracted by Penn DOT to begin obtaining the needed right of way. Mrs. Hollenbach provided the zoning of each parcel in the project area and answered questions on the location of the sewer line.

A motion was made by David Franke, seconded by Claude Beaver, to adjourn the June 9, 2016 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members present voted "Aye". Motion carried. Meeting adjourned at 8:40 p.m.

_____

Township Secretary,

Cc: Board of Supervisors
Eugene Orlando, Solicitor
Thomas Unger, Township Engineer
Planning Commission
Park & Recreation Board
Zoning Hearing Board and Alternates
Joan London, Zoning Hearing Board Solicitor
Maidencreek Township Authority
Patrick Donovan, Maidencreek Township Authority General Manager
JoAnn Schaeffer, Maidencreek Township Authority Secretary
Daniel Becker, Authority Solicitor
Greg Unger, Authority Engineer
Barbara Hassler, Tax Collector
Daniel Miller, Blandon Fire Company Chief
Chief Scott W. Eaken, Northern Berks Regional Police