Maidencreek Township Board of Supervisors
December 12, 2019

Attending: Claude Beaver, Joseph Rudderow III, Heidi Fiedler, Eugene Orlando, Jr. - Orlando Law Office, Thomas Unger - Systems Design Engineering, Inc., Diane Hollenbach - Manager, Julie Mull - Recording Secretary

Guests: Gary Hadden, Harold Wagner, Eric Bauman, Joel Herb, Donna Culp, Heather Schoener, Francis A. Scott, Cody Rhoads, David Franke, C. Rudderow, Keith Shuman, Jim Schoellkopf Jr.

Township Solicitor Eugene Orlando, Jr. held an executive session regarding possible litigation.

Claude Beaver called the December 12, 2019 meeting of the Board of Supervisors to order at 7:04 p.m. in the Maidencreek Township Building, 1 Quarry Road, Blandon and asked everyone to rise for the Pledge to the Flag.

MINUTES & FINANCES

Minutes

A motion was made by Heidi Fiedler to waive the reading of the minutes and approve the minutes for the November 14, 2019 regular meeting and the public hearing transcript of November 14, 2019. Joseph Rudderow III seconded the motion and hearing no questions on the motion, it passed unanimously.

Treasurer's Report and Bill List

A motion was made by Joseph Rudderow III to approve the November 2019 Treasurer's Report and Bill List. Heidi Fiedler seconded the motion and hearing no questions on the motion, it passed unanimously.

PUBLIC COMMENT

Gary Hadden of Ontelaunee, stated Supervisor Fiedler threatened to have Maidencreek withdraw from the Police Commission because it didn't want to pay its obligation of 47.5% of the budget. Supervisor Fiedler replied, "That is a lie." Mr. Hadden also stated on August 19, 2019 there was a special commission executive session meeting and no one from Maidencreek Township attended the meeting, then later stated, Township Solicitor Eugene Orlando, Jr. was there along with Township Manager Diane Hollenbach. Chairman Beaver stated he was at work. Joseph Rudderow III commented about the meeting on August 19th that it was not advertised as a public meeting, and he will not participate in a meeting that goes against the Sunshine Law. It was not an executive session. Supervisor Rudderow stated he will not attend a secretly held meeting out of the eye of the public. Mr. Hadden commented, go forward or go on your own. Supervisor Fiedler commented Mr. Hadden mischaracterized her role on the commission and mischaracterized an executive session. Mr. Hadden demanded to know what

percentage Maidencreek Township would pay as part of its 2020 budget. Chairman Beaver stated that will be discussed as part of the budget, later in the agenda.

Harold Wagner of Leesport, made the following statements: It's your responsibility to go to any meeting regarding your Township and Police Department. Supervisor Rudderow stated the reasons for not attending that meeting on August 19th, it was not advertised as a public meeting. Will not go against the Sunshine Law. It was not an executive session. Mr. Wagner asked if the supervisors' executive session before the Township meeting started was legal. Solicitor Orlando responded, yes it was. Mr. Wagner accused the Board of lying and asked Supervisor Fiedler, how many times did you release executive session minutes and have friends tape meetings. He continued, Maidencreek Township does not want to pay their fair share, remove yourselves from the police department and go on your own.

Eric Bauman of 208 Wales Way, Blandon, was videotaping the Board of Supervisors meeting. Supervisor Rudderow stated that he does not grant permission to edit, change, transform, publish, republish, distribute, redistribute, broadcast, rebroadcast or show or play in public in any form of media without his prior written permission.

Joel Herb of W. Walnut Tree Drive, Blandon, status on placing a stop sign at the intersection of E. Wesner Road and W. Walnut Tree Drive. Tom Unger will review and present to the Board.

ENGINEER'S REPORT - Tom Unger, P.E., Systems Design Engineering, Inc.
Schaeffer Road - Tom Unger and Keith Shuman met with Mr. Withers. The manhole was raised to grade and they are keeping an eye on the water problem.

W. Walnut Tree Drive - Systems Design Engineering measured the sight triangle with PennDOT regulations. The site distance measured at 315' which exceeds the 25 MPH requirements.

IMPROVEMENT AGREEMENTS INVOICES APPROVED FOR PAYMENT

Heidi Fiedler made a motion to approve the following Improvement Agreements Invoices for payment GSP Properties, LLC in the amount of $194.88, Melrose Place Insp. in the amount of $415.88, Berkshire Building Services in the amount of $453.43. Joseph Rudderow III seconded the motion and hearing no questions on the motion, all members voted, "Aye." Motion carried.

SOLICITOR'S REPORT - Eugene Orlando, Jr., Orlando Law Office
The following items were tabled until next month's Board of Supervisors Meeting:

Maidencreek Township Authority - The Authority will expire December 6, 2021. Solicitor and Manager need to establish a public hearing.

Tree Tops Trust legal research - Solicitor Orlando gave an update and stated an executive session will be necessary when moving forward.

Draft Fireworks Ordinance - Solicitor Orlando is waiting to schedule a hearing.

Draft Traffic Ordinance - Solicitor Orlando is waiting to schedule a hearing.

Heidi Fiedler made a motion to authorize Solicitor Eugene Orlando, Jr. to represent Maidencreek Township in the Right to Know appeal. Joseph Rudderow III seconded the motion and hearing no questions on the motion, all members voted, “Aye.” Motion carried.

MANAGER’S REPORT - Diane Hollenbach
Reorganization Meeting - January 6, 2020 at 9:00 a.m.

Rocky’s on Main Street was sold and will be rented out and run as a restaurant.

There may be some zoning business coming up.

Upcoming Met-Ed Power Outages:
On Monday, December 16th CVS and the Dominos strip mall will have a power outage. They have received notification. CVS is closing that day and has a sign on the door.

Maidencreek Township received the following information about an upcoming electric outage for the residents in Ontelaunee Heights (development behind CVS). Met-Ed is looking to take an eight-hour electrical outage on Thursday, December 19th from 8am to 3pm. The rain date will be Friday, December 20th. The Township is mailing letters to the homes impacted and Met-Ed will be making two robo calls. This outage is only for the residents that live in the development behind the Blandon CVS. Diane Hollenbach stated, the Township meeting room will be open to anyone who needs a warm place to go.

Diane Hollenbach asked the Board if they wish to relist the salt spreader on municibid? The answer was yes.

Joseph Rudderow III made a motion to approve the rental of a tractor and rotary mower (with hauling) for roadside tree trimming not to exceed $3,050. Heidi Fiedler seconded the motion and hearing no question on the motion, it passed unanimously.

BUSINESS-
Police Budget - Diane Hollenbach recommended budgeting the current percentage rate of 47.5%, and should the need arise the budget could be reopened in the new year.

A motion was made by Joseph Rudderow III to keep Maidencreek Township's contribution the same percentage rate of 47.5% for the police budget. Heidi Fiedler seconded the motion, it passed unanimously.

Adoption of 2020 Real Estate Tax Rate - Diane Hollenbach stated that there is no increase to the real estate tax rate for 2020.

A motion was made by Joseph Rudderow III to adopt **Resolution 19-2019** Real Estate Tax Rate. Heidi Fiedler seconded the motion. Hearing no questions on the motion, all members voted, "Aye". Motion carried.

Adoption of 2020 Budget -

A motion was made by Joseph Rudderow III to adopt **Resolution 20-2019** 2020 Budget. Heidi Fiedler seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion carried.

Zoning Hearing Board member resignation -

A motion was made by Heidi Fiedler to accept Jason Valick's resignation from the Zoning Hearing Board. Joseph Rudderow III seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion carried.

Supervisor Rudderow recognition - A certificate was presented to Joseph Rudderow III commending him for 12 years of service. Mr. Rudderow took the time to thank the staff, supervisors, Engineer, solicitor and the residents which he was honored to serve.

A motion was made by Joseph Rudderow III, seconded by Heidi Fiedler, to adjourn the December 12, 2019 meeting of the Maidencreek Township Board of Supervisors. Hearing no questions on the motion, all members voted, "Aye." Motion carried. Meeting adjourned at 7:58p.m.

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Julie Mull, Board of Supervisors Recording Secretary