Maidencreek Township Board of Supervisors
June 9, 2022
7 P.M.

Attending: Heidi Fiedler, David Franke, Joshua Meck, Nicole C. Manley, Esq. of E. Kenneth Nyce, and Tom Unger of Systems Design Engineering, Inc.

Guests: Eric Bauman, Anthony Spero, Mike Schittler, Kris Schittler, Jarrett Gibboney, Joann Chabrol, Donna Culp, Heather Schoen, Tom Chilton, Kim Chilton, Dennis Fink, Robin Fink, Scott Zimmerman, Joseph Farley, Richard Wick, Aaron Rogers, Mike Uhrig, Carl Weston, Dave Burger, Thomas Barrelli, Melissa Lenglet, Josh Lenglet, Dawn Geschwindt

Attending on Zoom: James Cecchini, Jen Galomb, Robert Wood, Salvatore Folino, Keith Smoker, Brooke Meck, Debbie Didyoung, Michele Benert, Jan Shick, Nicolas Shuman, Kallie Ruhl, Debbie Lutz, Marisa Printz, Judy Halteman, Michele Bement, Mike Stern, Kitty Phluger, Brenda, Jennifer Schwegler, David Reimer, Sr.

David Franke called the regular meeting to order at 7:00 p.m. and asked everyone to rise for the Pledge to the Flag.

David Franke announced that there were three Executive Sessions held for personnel on May 3, 2022 and June 6, 2022.

MINUTES AND TREASURER'S REPORT

A motion was made by Heidi Fiedler to add the BRH Southeast Real Estate Holdings, LLC Contract for Professional Services to the agenda, and to approve the corrected copy of the agenda. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

A motion was made by Heidi Fiedler to waive the reading of the May 12, 2022, regular meeting minutes, and approve the corrected minutes. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

A motion was made by Josh Meck to approve the May Bill List and Treasurer's Report. Heidi Fiedler seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

PUBLIC COMMENT

There was no public comment.

REPORTS

Police Report

Chief Keiser gave the Northern Berks Regional Police Department May report. Chief Keiser reviewed the May activity report, which will be on the Department's Facebook page. The Northern Berks Regional Police Department should be receiving the bodycams and in-car cameras by June. The 222 Project seems to be finalized. Chief Keiser reminded everyone that

National Night Out is August 2, 2022, at Schuylkill Valley High School. Fleetwood and Hamburg Police Departments will be joining, as well as the local fire departments.

Engineer

Accept extension of time for Redner's Quick Shoppe and Car Wash Land Development Plan until September 30, 2022. Plan expires June 13, 2022. The time extension was granted through September 30, 2022. Planning Commission has recommended the Board to accept that time extension. A motion was made by Heidi Fiedler. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Accept extension of time for Kopfer Subdivision Plan until September 9, 2022. The Planning Commission recommends that this be the last time extension. Plan expires June 10, 2022, the time extension was granted through September 9, 2022. Planning Commission has recommended the Board to accept that time extension with applicant being notified that this is the last time extension. A motion was made by Heidi Fiedler. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Accept extension of time for Trinity Bible Fellowship Land Development Plan until August 5, 2022. Plan expires June 6, 2022. The time extension was granted through August 11, 2022. Planning Commission has recommended the Board to accept that time extension. A motion was made by Heidi Fiedler. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Reject Maiden Creek Associates Warehouse Preliminary Land Development Plan, unless an extension of time to the review period is granted by the developer. Plan expires July 5, 2022. At the time, time extension hearing was not received. Since then, the time extension was received, and it was granted through September 30, 2022. Dave Franke made a motion to add the Conditional Use Application of Maiden Creek Associates to the agenda. Heidi Fiedler seconded the motion. Hearing no questions on the motion, all members voted, "Aye." The motion passed.

A motion was then made to accept the time extension for the Plan and Conditional Use Application through September 30, 2022, by Heidi Fiedler. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Review and adopt Resolution 15-2022, entering into a Memorandum of Understanding with the Berks County Conservation District. A motion was made by Heidi Fiedler to adopt Resolution No. 15-2022 of Board of Supervisors, entering into the Memorandum of Understanding with the Berks County Conservation District. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Motion to authorize the manager to sign any paperwork for the PA DEP Growing Greener Plus Application. Paperwork is being put together and it was renewed. There are two different grant

applications. The first grant is for Phase 2 of Willow Creek, and estimated a total project cost at $375,000.00. The grant would be for a total of $318,750.00, with a 15% match from Township at $56,250.00. The second grant application is for Blandon Meadows Parkway. Total project cost is estimated at $240,000.00. The grant would be $204,000.00, with a 15% match of $36,000.00. Grant does not specify dredging as an eligible cost. A motion was made by Josh Meck authorizing Dave Franke, the Chairman, to sign any paperwork for the two applications of the PA DEP Growing Greener Plus Applications. Heidi Fiedler seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Accept the 2022 Road Bid and award the contract to the lowest responsible bidder conditional upon review and approval by the Engineer and Solicitor. The Township received bids to oil and chip the roads behind Lake Ontelaunee, specifically Ridge Road, Kemmerer Road, Hecktown Road, Berk Road, Kohler Road, and Troxel Road. The lowest bid was from Asphalt Maintenance Solutions at $229,716.17. The second bid was from Martin Paving for $240,936.24. The Township also received bids to oil and chip West Shore Drive as an additional road. Asphalt Maintenance Solutions bid $61,852.80 and Martin Paving bid $66,585.60. The total bid for the base roads and alternate road from Asphalt Maintenance Solutions was $291,568.97, and Martin Paving was $307,521.84. A motion was made by Heidi Fiedler to accept the bids. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed. The Township had budgeted $3.80 per square yard, and the lowest bid was $3.89. Tom Unger recommended that the Board make a motion to award the base bid to Asphalt Maintenance Solution for a total of $229,716.17 (without West Shore Drive). A motion was also made by Heidi Fiedler to accept the bid from Asphalt Maintenance Solution. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Motion to reapprove the Blandon Mennonite Fellowship Parking Lot Plan, conditional upon completion of the outstanding items in the System Design Engineering, Inc. March 1, 2022, review letter, which is incorporated by reference, and a note being placed on the plan stating the parking lot will be paved no later than 5 years from the date of recording, or at the request of the Township Supervisor. Plan was previously approved conditioned upon completing the items on the System Design Engineering March 1, 2022, review which has been completed. A motion was made by Josh Meck to reapprove the plan. Heidi Fiedler seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Solicitor

Park and Recreation

Discuss resident request to rename the Community Park. The Board discussed that they are not interested in changing the name of the Community Park. Joseph Farley indicated that he and his wife were responsible for moving the creek so that the park no longer flooded. He indicated that through litigation, he saved the surrounding homes, and the park is existing because of his efforts.

BRH Southeast Real Estate Holdings, LLC, Contract for Professional Services. Tom Unger indicated that the Professional Service Agreement covers for the Township staff to meet with the applicant before the applicant officially submits his plan and established an escrow account for the planning process. The applicant, BRH Southeast Real Estate Holdings, LLC, has questions as to the existing plan, what transpired with the plan, and the issue of bankruptcy. Only Phase 1 was constructed. Further, the applicant filed a revised plan for phases 2 and 3, the plans were recorded, but money was only posted for Phase 1. The applicant is looking to develop phases 2 and 3 with the original plan. A motion was also made by Heidi Fiedler to adopt the Contract for Professional Services for BRH Southeast Real Estate Holdings, LLC, and to receive the $1,500.00 as security escrow. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Public Works

Discussion on road widening beginning June 13, 2022. The Solicitor mentioned that road widening begins on June 13, 2022.

BUSINESS

Accept resignation of Katelyn Gruber and authorize final check to include all unused 2022 vacation and vacation earned for 2023. A motion was made by Heidi Fiedler to accept Katelyn Gruber's resignation with regret, as she has been a 9-year employee with the Township, has done a great job, she had a great rapport with a lot of residents in the Township, and she was always very professional. The Township lost a major asset when Katelyn Gruber resigned. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed. A motion was made by Heidi Fiedler to authorize her final check to include all unused 2022 and 2023 vacation pay. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye."

Discuss Township participation in National Night Out. Dave Franke indicated that the Township has participated in this event in the past and that the Township should file an application with the National Night Out Committee. Dave Franke indicated that in the past the Township handed out flyers and other promotional items. A motion was made by Heidi Fiedler to authorize the Township to spend $500.00 on promotional items for National Night Out. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye."

Discuss Fireworks Ordinance in comparison with the State Ordinance to allow fireworks on residential properties that meet all criteria of the State Ordinance but are zoned R1, R2, R3 or CR. The Board discussed possible changes to the Fireworks Ordinance. Dave Franke indicated that the Commonwealth will be amending its rules for fireworks. Heidi Fiedler recommended that the Township should wait to review what Pennsylvania is proposing before amending our ordinances so that the rules are consistent. No action was taken.

Discussion on quotes for cameras, alarm system, inventory control system for gas and diesel tanks and public address system. TABLED.

An Executive Session was held beginning 8:11p.m to 8:35 for personnel.

Discussion and possible action regarding advertising the Township Secretary position. A motion was made by Josh Meck to authorize the Township to advertise the position for Township Secretary with Indeed. Heidi Fiedler seconded the motion. Hearing no questions on the motion, all members voted, "Aye."

Discussion regarding filling the Township Secretary position temporarily. A motion was made by Josh Meck to authorize the Township to seek out temporary help for the position of Township Secretary. Heidi Fiedler seconded the motion. Hearing no questions on the motion, all members voted, "Aye."

Discussion and possible action regarding Diane Hollenbach's resignation. A motion was made by Heidi Fiedler to amend the agenda to add Diane Hollenbach's resignation. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." A motion was then made by Heidi Fiedler accepting Diane Hollenbach's resignation. Josh Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye," with Dave Franke indicating his acceptance was "with reservation."

Discussion and possible action on making an offer of employment for the position of Township Manager. The Board discussed the need to hire a new Township Manager.

Discussion and possible action for the Township to implement a harassment policy. A motion was made by Josh Meck to add discussion of a harassment policy to the agenda. Heidi Fiedler seconded the motion. Hearing no questions on the motion, all members voted, "Aye." A motion was made by Josh Meck to authorize the Solicitor move forward with drafting a harassment policy. Heidi Fiedler seconded the motion. Hearing no questions on the motion, all members voted, "Aye."

Having no further business, a motion was made by David Franke to adjourn the June 9, 2022, meeting of the Maidencreek Township Board of Supervisors. Josh Meck seconded the motion. Meeting adjourned at 8:45 pm.

Respectfully submitted, Nicole C. Manley, Esquire