Maidencreek Township Board of Supervisors
November 10, 2022
7 P.M.

Attending: David Franke, Heidi Fiedler, Joshua Meck, Hunter Ahrens, Christina Hafer, Eric Frey, Esq. of E. Kenneth Nyce, Tom Unger of Systems Design Engineering, Inc., Jim Keiser, NBRP Police Chief.

Guests: Sam Augustine of J.P. Mascaro & Sons Eric Bauman, Anthony Spero, Donna Culp, Steven Dymeck, Richard Wick, Cliff Panneton, Dennis Fink, Robin Fink, Aaron Rogers, Carl Weston, Donald Griest

Attending on Zoom: Brooke Meck, Robert Wood, Emily Hartman of Tiny Thinkers, Jeremy Hartman, James Cechini, and several other residents.

David Franke called the regular meeting to order at 7:12 p.m. and asked everyone to rise for the Pledge to the Flag.

The Conditional Use Hearing for the Tiny Thinkers began at 7:12 pm and was completed at 7:33 pm.

Mr. Franke thanked everyone for coming tonight and stated there will be a Conditional Use Hearing for Tiny Thinkers and turned it over the Eric Frey, Solicitor.
Mr. Frey explained how the process for the hearing works. Emily Michelle Hartman was sworn in via Zoom. Ms. Hartman explained to the Board what her intent was for her Conditional Use Application. Mrs. Hartman shared she was attempting to open a childcare facility.
Mr. Ahrens shared that the Planning Commission had recommended approval of the application with conditions. Mr. Frey proceeded with the hearing with questions for Ms. Hartman.
A motion was made by Heidi Fiedler to close the hearing. Joshua Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

A motion was made by Heidi Fiedler to approve the Conditional Use request subject to lighting compliance, signage ordinances, parking ordinance, permits, and UCC before opening. Joshua Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

The Board of Supervisors granted conditional use to the Tiny Thinkers.

MINUTES AND TREASURER'S REPORT

A motion was made by Heidi Fiedler to approve the November 10, 2022, agenda. Joshua Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Mr. Franke corrected on the October 13th minutes stating the Fire Company does not pay for EMS training. A motion was made by Heidi Fiedler to accept the minutes for October 13, 2022. Joshua Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

A motion was made by Heidi Fiedler to accept the minutes for October 24, 2022. Joshua Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

A motion was made by Heidi Fiedler to approve the October Treasurer's Report and approve the Check Request List for October 2022 bills. Joshua Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

PUBLIC COMMENT

Cliff Panneton, 2 Genesis Dr, Blandon. Mr. Panneton asked if there were any updates on the truck break issue on Route 222. Mr. Ahrens and the board said they will be looking into it and contacting PennDOT for a noise study. Mr. Panneton said that his second issue was that the lights from the roundabout off Schaeffer Road were shining in the windows of some residents. He asked if PennDOT would put pine trees around the area to block the lights. He commented that some residents would file a class action suit against PennDOT if nothing is done. The Board discussed further, contacting PennDOT about solving these issues. Mr. Franke suggested maybe putting in a letter to PennDOT.

Steven Dymeck, 196 Longleaf Dr., Blandon: Mr. Dymeck stated he would like something to be done about the truck brake noise level. Ms. Fiedler commented that they are pressing PennDOT to act on a noise study. Mr. Franke also stated that it is time-consuming. Mr. Ahrens said the letter to PennDOT will be sent out tomorrow.

Joshua Meck made a comment on behalf of Fleetwood Baseball extending gratitude to Keith Shuman for coming out to help improve the drainage at the ballpark field. Everyone gave a round of applause to Mr. Shuman for donating his time off to help.

REPORTS

Police Report

Chief Keiser gave the Northern Berks Regional Police Department September report. Chief Keiser reviewed the September activity report and stated the October report was not approved and will be available Monday on the Department's Facebook page. He discussed the call for service for September including citations, traffic warnings, vehicle contacts, arrests, and vehicle service for preventative maintenance. He also reviewed the fuel, mileage, and hours. Chief Keiser discussed the roundabout stating there was one reportable accident and 2 non-reportable accidents at Tamarack and Route 222.

Chief Keiser said there were 2 reportable accidents at Schaeffer Road and Route 222 and 1 non-reportable accident. He also said they had citations due to vehicles not yielding to traffic at the roundabouts. Chief Keiser said they went live with the body and car cameras working well and stated the district attorney's office offered to pay for the first year. He said the Halloween Trunk

or Treat and the Blandon Fire Company's event went well. Ms. Fiedler asked about the flashing lights at roundabouts. Mr. Ahrens stated he was in contact with PennDOT about signs. He said he has quotes and specks for a grant application for speeding signs to be at both roundabouts. The Board discussed further solutions for the roundabouts and the accidents that occurred.

Engineer Report

Review of Active Subdivision and Land Development Plans: Tom Unger stated all plans are current and no action taken on Subdivision and Land Development Plans.

Request to Approve Jojaz Preliminary Land Development Plan Extension until November 13, 2023. Mr. Unger stated the Planning Commission made a motion to recommend the Board grant the time extension for the submission of the final plan.
A motion was made by Heidi Fiedler to approve the Jojaz Preliminary Land Development Plan to extend until November 13, 2023. Joshua Meck seconded the motion. Hearing no questions on the motion, all members voted, "Aye." Motion passed.

Tom Unger stated the Overlay District regulations and other zoning area items including landscape and Act 50 small cell tower regulations will be reviewed at the December Planning Commission Meeting.

Tom Unger requested an executive session for enforcement on 320 Main Street and the Walnut Tree Drive culvert a permit has been submitted to the Army Corp of Engineers. He also said the MS4 report was submitted and received a letter from DEP that it is complete and accepted and there is a need to look at the stormwater regulations to bring them up to compliance with the state model.

Solicitor Report

Eric Frey stated the Conditional Use Warehouse Hearing will be 7:00 pm, November 30, 2022, at Fleetwood High School. Mr. Frey said the hearing could be potentially two or three nights and will circulate an email to the Board for those additional dates. Mr. Frey also stated that letters will be sent to all property owners that are within 1000 feet of the proposed warehouse that could or will be a party in the case and anyone beyond the 1000 feet may become a party, but they then will be standing which consequently they can also ask you questions.

Cliff Panneton asked questions related to the roundabout, the warehouse, and the hearing. Mr. Frey explained how the process of the Conditional Use hearing will work. Tom Unger, Eric Frey, and the Board discussed the noise consultant having a report on November 16, 2022, contact experts, PennDOT traffic study, and if PennDOT will participate. The Board discussed the standard rule of the Conditional Use Warehouse Hearing. Mr. Frey will make standard rules for the hearing to be shared with participants.

Review of Workplace Harassment Policy (Manager Update on Behalf of Siena Law)
Tabled until December

Manager Report

Advertisement for January 2nd, 2023, Reorganization Meeting 7:00 PM

Mr. Ahrens changed to Reorganization Meeting to January 3rd, 2023, due to January 2nd being part of the holiday.

Holiday Lunch on December 16, 2022, from 11:00 AM to 2:00 PM
Mr. Ahrens stated he will invite all the Board Members and staff.

Announcement of Work Schedule Change for Road Crew
Mr. Ahrens said the Road Crew will start Monday, November 14th working 8 hours a day, Monday through Friday.
Finalize Printing Quotes for 2023 Community Calendar, Little Mountain Printing $6,079.62
The Board agreed to have Little Mountain Printing with a quote of $6,079.62 print the calendar for 2023. Mr. Ahrens stated grant money will cover postage and any recycling information that is on the calendar.

Update on UGI Work in Township
Mr. Ahrens stated they will have a meeting with UGI sometime in November or December and said he gave them an updated list of active permits; some being completed and some with issues. Mr. Ahrens said he was asking for cooperation on Ontelaunee Heights with UGI. He also stated that the Road Crew, himself has been working with Tom Unger to keep up with making sure UGI will finish the job in the spring.

Update on Road Crew Work
Mr. Ahrens said the road work is done for the year, and leaf collection is now in progress, there were a few setbacks due to the weather, but no overtime has been needed. Mr. Meck asked about the creek cleaning progress. Mr. Shuman stated the road crew did a walk-through and said they marked dead trees to be taken down and other than that it is looking good.

Acceptance of the Lowest responsible, Responsive Bid for Municipal Recycling.
Bids Received:
JP Mascaro & Sons Bid $294,228 for 2023.
Jax Disposal $297,000 for 2023.

Sam Augustine, a representative for J.P. Mascaro & Sons, made comments at the meeting regarding the Mascaro bid. Mr. Augustine stated the bid for recycling was the lowest bid but there was an increase and was here to answer any questions. Mr. Franke stated we are as a township obligated to recycle due to penalties. Mr. Augustine explained why there was an increase in the price of their recycling costs due to inflation, fuel rates, and the market for recycling goods. He also explained how the process of recycling works.

A motion was made by Heidi Fiedler to accept J.P. Mascaro & Sons' bid of $294,228.00 for municipal recycling in 2023. Joshua Meck seconded the motion. Hearing no questions on the motion, all members voted, “Aye.” Motion passed.

Process for Appointment and Reappointment of Board Members for the Planning Commission, Maidencreek Township Authority, and Zoning Hearing Board.

Mr. Ahrens asked how to proceed with the appointment of board members so he can have a resolution ready for the board due to vacancies for the reorganization meeting. Ms. Fiedler asked for a resume and a letter of interest. Mr. Franke stated that it would be good to look at the previous reorganization books for a guideline. Mr. Ahrens stated that he could post it on the website for applicants.

PARK AND RECREATION

Mr. Ahrens stated he received an email from the Balthaser family about the Dog Park Memorial and will forward that to the board and expressed that Mr. Shuman will be there to make sure they put it in the appropriate spot. He also stated there will be a Special Meeting on December 14th for the Fleetwood Baseball Association and the Special Needs playground equipment. Mr. Meck asked about the date of the Dog Park Memorial; Mr. Ahrens stated it would be November 19th at 2:00 pm.

Mr. Ahrens stated November 21st at 6:30 pm will be the Budget Meeting.

BUSINESS

Change of Status: Appoint Earl Weber to full-time Light Equipment Operator (moving from part-time).
Mr. Franke and Mr. Meck explained the other part-time employee is out and most likely not returning; the hours of two part-time employees would make one full-time employee hour. They both stated Mr. Weber would benefit the township by working as a full-time employee and has been working full-time hours to fill the void.

A motion was made by Joshua Meck to appoint Earl Weber to full-time Light Equipment Operator at negotiated rate of 25.23 for the first year, $26.23 base, per hour. Heide Fiedler seconded the motion. Hearing no questions on the motion, all members voted, “Aye.” Motion passed.

Acceptance of Board Resignation of Kevin Waszmer, Maidencreek Township Authority
A motion was made by Heidi Fiedler to accept Kevin Waszmer’s resignation from the Maidencreek Township Authority Board on December 1, 2022. Joshua Meck seconded the motion. Hearing no questions on the motion, all members voted, “Aye.” Motion passed.

Set Winter Period Lunch Hours for employees, 30 Minutes at the Employee’s Discretion.
The Board, along with the Solicitor discussed a fair determination of lunch hours for employees.

A motion was made by Heidi Fiedler to establish the 30-minute lunch break to be no earlier than 3 hours after the start of the shift and no later than 3 hours before the end of the shift at the employee’s discretion. Joshua Meck seconded the motion. Hearing no questions on the motion, all members voted, “Aye.” Motion passed.

Mr. Ahrens shared that Andrew Letsche, Road Crew worked on the truck that was having issues and saved the township approximately $2,000.00

Having no further business, a motion was made by Heidi Fiedler to adjourn the November 10, 2022, meeting of the Maidencreek Township Board of Supervisors. Joshua Meck seconded the motion. All members voted "Aye." The meeting adjourned at 8:58 pm.

Mr. Franke announced that the Board would meet in Executive Session to discuss issues of potential litigation.

Respectfully Submitted,

Christina Hafer
Township Secretary