

**MEETING MINUTES
MARCH 26, 2007**

OPENING OF MEETING: The regularly scheduled bi-monthly public meeting of the Board of Supervisors of the Township of Spring was called to order by Chairman Vaughan at 7:30 p.m. in the Meeting Room of the Municipal Building located at 2800 Shillington Road, Cornwall Terrace, Berks County, Pennsylvania.

The meeting opened with the Pledge to the Flag.

Upon roll call, Messrs. Dallas, Dettra, Kreider, Templin and Vaughan were present. Also present were: James Lillis, Esquire, Chief Messner, Leon Mazurie, James Moll, Sheryl Kressler, Karen Krater, Robert Eckert, Robert Bernstel, Andrew DiNunzio, Jeffrey Gerhart, Jill Gerhart, Ed Hollock, Jaime Hollock, Todd Buchanan, Jolene Weeks, Lori Weeks, a reporter for the Reading Eagle and a court stenographer.

INTRODUCTION OF SUPERVISOR: Chairman Vaughan introduced and welcomed recently appointed Township Supervisor, Joseph Templin, of 136 Kathleen Lane, Spring Township.

**ZONING ORDINANCE
PUBLIC HEARING
7:30 P.M.**

Solicitor Lillis convened this public hearing, pursuant to the Municipalities Planning Code and Township Ordinances, for consideration of a proposed amendment to the Township Zoning Ordinance. The purpose of the hearing was to accept public comment and, possibly, to accept such comment for purpose of the Board voting on the proposed amendment at this time or at a future meeting. This proposed Ordinance will, generally, regulate the use of land and structures with differing standards in various zoning districts, and specifically includes the former Borough of West Lawn.

The Solicitor placed into the record the following exhibits: (Copies were made available for public review.)

Notice of Public Hearing	Affidavit of Posting of Proposed Ordinance
Proof of Publication of Notice	Correspondence with the Law Library
Affidavit of Posting of the Notice	Correspondence to the Berks County Planning
Notice of Proposed Ordinance	Commission
Proof of Publication of the Proposed Ordinance	Correspondence from the Berks County Planning
	Commission
	Correspondence with adjacent Municipalities
	Proposed Ordinance

A substantial portion of this Ordinance was subject of a public hearing held on November 13, 2006. Based on comments from adjacent municipalities, the Berks County Planning Commission and the public, the Ordinance was amended slightly from the previous Ordinance, which was on the record in November. There were no further changes to the Zoning Map.

Mr. Moll reviewed the primary changes with regard to open space development regulations, use and preservation of historic buildings, tree preservation and timber harvesting regulations and steep slope regulations.

Public Comment: Jolene Weeks, 137 West Wyomissing Boulevard, addressed the Board citing Urban District, **Section 311**, Child Care, and explaining that there is a need for child care facilities in the Urban Zoning District.

A motion was made by Mr. Dallas, second by Mr. Kreider, to close the record of the hearing. Upon roll call, all Supervisors voted affirmatively.

On behalf of the Planning Commission, Supervisor Dallas acknowledged Ms. Weeks' comments. Accordingly, he stated that work on the Zoning Ordinance is not complete. However, he would recommend adoption of the Ordinance recognizing that changes could be made in the future.

A motion was made by Mr. Dallas, second by Mr. Kreider, to adopt the proposed Zoning Ordinance (Ordinance No. 335). Upon roll call, all Supervisors voted affirmatively.

OPEN TO THE FLOOR:

Todd Buchanan – 914 Connor Court, Autumn's Edge: Mr. Buchanan and several neighbors were present to follow up on issues raised during the last meeting. Mr. Moll reported that a meeting was held with representatives of Autumn's Edge. At that time, the developer assured Chairman Vaughan and Mr. Moll that they had intended to address concerns of the residents and would advise the Township of their plans to resolve these issues.

Ed Hollock – 1809 Shellbark Drive: Mr. Hollock questioned whether maintenance of shrubs, trees and bushes encroaching on sidewalks was the responsibility of the property owners. Mr. Vaughan confirmed that it was, and that he should contact the Township Codes Department if he has a concern.

Jaime Hollock – 1809 Shellbark Drive: Mrs. Hollock attempted to obtain an update on dog related problems reported last year at 816 Bare Path and has not received a response from the Codes Department, to date. Chairman Vaughan advised her that he would have Mr. Wozniak contact her. Discussion followed on the question of whether the Township should have a noise or nuisance ordinance. Mr. Vaughan explained that enforcement of a noise ordinance is difficult since it requires availability of staff 24 hours a day, 7 days a week. The Board of Supervisors is currently working on property maintenance and property transfer ordinances.

Robert Eckert – 2714 Reading Boulevard: A police issue, regarding removal of his daughter's vehicle from a probable swale area on his property, was reported by Mr. Eckert. He was, also, concerned about maintenance of the property located at 2627 Girard Avenue. The Codes Department will be notified.

SUBDIVISION AND LAND DEVELOPMENT ORDINANCE
AMENDMENT TO STORMWATER MANAGEMENT AND EROSION CONTROL
PUBLIC HEARING
8:08 P.M.

Solicitor Lillis convened the public hearing and introduced the following exhibits, copies of which were

made available for public review:

Notice of Public Hearing	Affidavit of Posting of Proposed Ordinance
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Affidavit of Posting of the Notice	Correspondence to the Berks County Planning
Notice of Proposed Ordinance	Commission
Proof of Publication of the Proposed Ordinance	Correspondence from the Berks County Planning
	Commission
	Proposed Ordinance

Mr. Moll informed those present that the proposed amendment to SALDO refers to management of stormwater run-off by developers, requiring applicants to demonstrate there will not be an increase in the amount of run-off coming from the site both during construction and after the development is completed. There were other minor changes, as well, such as changing Department of Environmental Resources to Department of Environmental Protection.

Public Comment: John Shearer, Grings Hill Road, commented that the amendment was a good idea since there were terrible problems on Grings Hill Road in the past.

A motion was made by Mr. Kreider, second by Mr. Templin, to close the hearing. Upon roll call, all Supervisors voted affirmatively. Supervisor Dallas made the point of clarification that SALDO refers to Subdivision and Land Development Ordinance.

Thereafter, a motion was made by Mr. Dettra, second by Mr. Kreider, to approve enactment of the amendment to the Subdivision and Land Development Ordinance (Ordinance No. 336). Upon roll call, all Supervisors voted affirmatively.

OPEN TO THE FLOOR (CONT'D.)

Lori Weeks, 2009 Old Lancaster Pike: PennDOT constructed a steep slope as access from her property to the new Rt. 272, subsequent to completion of Rt. 222. She was told by PennDOT that it was Township property, and the Township would maintain the slope. However, weeds were not cut and it was not plowed by the Township. She will advise the Township of the name of the person she spoke with at PennDOT.

MINUTES: A motion was made by Mr. Dettra, second by Mr. Kreider, adopting the Vacancy Board Minutes, of March 12, 2007, and Meeting Minutes of March 12, 2007. Upon roll call, all Supervisors voted affirmatively with the exception of Mr. Templin, who abstained.

BUSINESS DEPARTMENT:

Bills for Approval: Mr. Dallas made a motion, second by Mr. Kreider, approving payment of bills from various Township accounts, as listed by the Township Treasurer:

- General Fund - \$64,559.63
- Fire Hydrant Tax Fund - \$1,062.60
- Refuse Tax Fund - \$103,188.35
- Escrow Account - \$64,412.00
- Sewer District #2 Fund - \$15,719.30
- Sewer District #3 Fund - \$57,195.52
- Fire Protection Fund - \$1,811.01
- Capital Fund Account - \$1,633,484.84
- Recreation Fund - \$6,728.71

Upon roll call, all Supervisors voted affirmatively with the exception of Mr. Templin, who abstained. Mr. Vaughan abstained on Check #064108.

Financial Reports: All members received copies of the current financial reports.

ENGINEERING/PLANNING DEPARTMENT:

Hafer Intervilla Subdivision – Preliminary/Final Plan Approval: A revised second sheet to the Preliminary/Final Plan was received by Mr. Moll, showing spot elevations, which adequately address stormwater concerns discussed by the Supervisors during their last meeting. Solicitor Lillis recommended that the Board of Supervisors defer to the Planning Commission, since the plan has changed and should be re-approved by the Planning Commission. The Supervisors would then be in a position to approve the Preliminary/Final Plan during their meeting of April 9, 2007. Mrs. Krater submitted a time extension request to May 4, 2007.

DIRECTOR OF PUBLIC WORKS/INFRASTRUCTURE DEPARTMENT:

Parking Restrictions: As recommended by the Transportation Advisory Committee, a motion was made by Mr. Dallas, second by Mr. Dettra, to restrict parking (no parking) on Snyder Road from Van Reed Road to Yerger Boulevard and from Snyder Road to Brian Lane, on both sides of the street. Upon roll call, all Supervisors voted affirmatively.

2007 Road Work – Award Bid: As recommended by the Infrastructure Committee, a motion was made by Mr. Kreider, second by Mr. Dettra, awarding the 2007 road improvement program to Windsor Service, Inc., in the amount of \$1,292,741.90. Upon roll call, all Supervisors voted affirmatively. Funding for the 2007 road improvements will be allocated from the general fund and from liquid fuel money.

Purchase Order #04212 – Manhole Inserts: A motion was made by Mr. Kreider, second by Mr. Dallas, to purchase 150 manhole inserts at a cost of \$3,952.50. Upon roll call, all Supervisors voted affirmatively. These inserts will be placed in manholes where the existing inserts are not working properly or where there are no inserts, for the purpose of mitigating inflow into our sanitary sewer system.

Purchase Order #04211 – Trimble Zephyr Antenna: A motion was made by Mr. Dallas, second by Mr. Kreider, approving the purchase of a Trimble Zephyr Antenna, Trimble GeoExplorer Pole Bracket and a Trimble 2 Meter Cargon Fiber Range Pole, at a cost of \$2,307.00. Upon roll call, all Supervisors voted affirmatively. This equipment will facilitate the mapping of all Township on-lots systems for inclusion in the GIS/GeoPlan system.

DIRECTOR OF OPERATIONS/PARKS & RECREATION DEPARTMENT/PUBLIC PROPERTY:

Summer Intern: As recommended by the Codes Coordinator, a motion was made by Mr. Dettra, second by Mr. Kreider, to employ Allison Morse, 4150 Newburg Road, Bethlehem, as an intern, at an hourly rate of \$9.00. Upon roll call, all Supervisors voted affirmatively. A junior at Kutztown University, she will be responsible for collecting GIS and GeoPlan data and entering the data into the Township's system. Ms. Morse will be available for employment from mid May through mid August, 2007.

Custodian Recommendation: As recommended by the Director, a motion was made by Mr. Kreider, second by Mr. Templin, to employ Randy Rubright, 138 Wilma Avenue, Shillington, in the position of part-time custodian, at an hourly rate of 410.50, commencing April 2, 2007. Upon roll call, all Supervisors voted affirmatively.

PUBLIC SAFETY DEPARTMENT:

Police:

Handicapped Parking Space – 2125 Fairview Street: A motion was made by Mr. Kreider, second by Mr. Vaughan, approving a handicapped parking space for Florence Rowlands, 2125 Fairview Street. Upon roll call, all Supervisors voted affirmatively.

SOLICITOR:

2940 and 3000 Penn Avenue – Resolution No. 2007-15: A motion was made by Mr. Dettra, second by Mr. Vaughan, to authorize acquiring at settlement, scheduled for March 29, 2007, land and improvements owned by Anthony Forino and Sandra L. Forino, located at 2940 and 3000 Penn Avenue, as stated in Resolution No. 2007-15. Upon roll call, all Supervisors voted affirmatively with the exception of Mr. Templin, who abstained.

Vinemont Fire Company Property – Resolution No. 2007-16: A motion was made by Mr. Dettra, second by Mr. Kreider, to approve Resolution No. 2007-16 accepting offer of property and fee simple for purposes of continuing to provide consolidated fire protection services. Settlement on property known as the Community Fire Company of Vinemont, 332 Vinemont Road, is scheduled for March 29, 2007. Upon roll call, all Supervisors voted affirmatively.

Intermunicipal Police Agreement: Officials of the Borough of West Reading, Borough of Wyomissing, Borough of Sinking Spring and the Township of Spring have been discussing an Intermunicipal Agreement which is, essentially, a municipal support agreement in cases of emergencies. A motion was made by Mr. Kreider, second by Mr. Vaughan, authorizing the Solicitor to advertise an Intergovernmental Cooperation Ordinance, which will be considered at the next meeting. Upon roll call, all Supervisors voted affirmatively.

Zoning and Code Violation Actions: A motion was made by Mr. Dallas, second by Mr. Templin, authorizing the Codes Officer and the Solicitor to take actions, including judicial and/or administrative actions, against the owners and operators of the Auto Mecca property on Penn Avenue. Upon roll call, all Supervisors voted affirmatively.

Omega Systems Agreement: A motion was made by Mr. Dettra, second by Mr. Kreider, authorizing the Solicitor to prepare, and have the chairman execute, an addendum to the Omega Agreement, indicating a rate of \$85.00 per hour and incorporating additional services. Upon roll call, all Supervisors voted affirmatively.

OLD BUSINESS: No old business to report

NEW BUSINESS:

Printing of New Zoning Ordinance: A motion was made by Mr. Dallas, second by Mr. Templin, directing that the appropriate Township official authorize printing of the New Zoning Ordinance. Upon roll call, all Supervisors voted affirmatively.

Conditional Offer of Employment: A motion was made by Mr. Dallas, second by Mr. Kreider, recommending that the Board of Supervisors make a conditional offer of employment to fill a new position in the Engineering Services Department, with the condition the applicant passes a physical examination, substance abuse test and a criminal history background check. Upon roll call, all Supervisors voted affirmatively.

Workshops/Training Requests:

A motion was made by Mr. Dallas, second by Mr. Templin, approving the following training requests:

Officer Hlavac	Taser Instructor	Harrisburg, PA	4/16/07	\$225.00
Officer Surgeoner	Advanced School Safety	York, PA	10/01/07	\$400.00
S. Kressler	Managing Your Municipality	West Chester, PA	6/14/07	\$ 50.00

Upon roll call, all Supervisors voted affirmatively.

There being no further business, Chairman Vaughan adjourned the meeting at 8:50 p.m.

Sheryl Kressler, Secretary