

BOARD OF SUPERVISORS



TOWNSHIP OF SPRING

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MEETING MINUTES OCTOBER 14, 2008

OPENING OF MEETING: The regularly scheduled bi-monthly meeting of the Board of Supervisors was called to order by Chairman Dallas, 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, Supervisors Collins, Dallas, Kreider, Smith and Vaughan were present. Also present were: James Lillis, Esquire, Solicitor; Leon Mazurie, Chief Ross, James Moll, Sheryl (Kressler) Rowan, Karen Krater, Kim Berry, Matt Davenport, Greg Ganikon and Carole Duran of the Reading Eagle.

OPEN TO THE FLOOR: No comments or questions were heard from the floor.

MINUTES: A motion was made by Mr. Collins, second by Mr. Kreider, approving the Meeting Minutes of September 22, 2008. Upon roll call, all Supervisors voted affirmatively.

OPERATIONS:

Business Office:

Bills for Approval: A motion was made by Ms. Smith, second by Mr. Collins, approving payment of bills, from the following Township accounts, as presented by the Township Treasurer:

General Fund - \$169,076.75
Street Lighting Tax Fund - \$12.00
Fire Hydrant Tax Fund - \$7,196.93
Refuse Tax Fund - \$27,498.85
Sewer District #2 Fund - \$435.86
Sewer District #3 Fund - \$196,496.21
Fire Protection Fund - \$17,263.01
Capital Fund Account - \$5,370.00
State Liquid Fuels Fund - \$692,849.17

Upon roll call, all Supervisors voted affirmatively.

Financial Reports: The Supervisors received copies of the current financial report for review.

PUBLIC WORKS:

Engineering/Planning Department:

Penn State, Berks Campus – Classroom Building (Waivers): As recommended by the Planning Commission, a motion was made by Mr. Collins, second by Mr. Kreider, granting the following waiver requests:

- A. **Sections 503(C)(B)(2) and 503(C)(B)(8)** – A waiver of the requirements of these sections to allow plan and profile scales of 1" = 20', rather than the required 1" = 50'.
- B. **Section 503(C)(E)(1)(a)** – A waiver of the requirement that property lines, street right-of-way lines and the municipal boundary line be surveyed as part of this project.

Upon roll call, all Supervisors voted affirmatively.

Sugar Hill Subdivision – Revision to Plan of Record (Waiver): As recommended by the Planning Commission, a motion was made by Mr. Kreider, second by Ms. Smith, granting a waiver of the lot depth-to-width ratio for Lot #8, specified under **Section 1005(C)**. Upon roll call, all Supervisors voted affirmatively.

Wilson High School Master Plan – Preliminary Plans (Lighting Consultant): Mr. Moll explained that land development plans for this project include relocating the football stadium to a location between the junior high and elementary schools and the creation of a lighted synthetic soccer field bordering Berks Place. As recommended by the Planning Commission, a motion was made by Mr. Dallas, second by Ms. Smith, that the Township employ the services of a lighting consultant to evaluate the effect of the proposed lighting modification plan on adjoining streets and properties, and that the applicant bear the costs of such evaluation. Upon roll call, Supervisors Collins, Dallas and Smith voted affirmatively. Supervisors Kreider and Vaughan voted no. Motion passed 3-2.

Spring Towne Center Office:

Extension of Time – The applicant has requested a 5th extension on this plan. However, due to the inactivity of the plan since the last revision date of October 10, 2007, the Planning Commission recommended that the Board of Supervisors deny the extension of time. A motion was made by Mr. Vaughan, second by Mr. Kreider, denying the requested time extension on the Spring Towne Center Office preliminary plan. Upon roll call, all Supervisors voted affirmatively.

Action on Preliminary Plan – As recommended by the Planning Commission, a motion was made by Mr. Vaughan, second by Mr. Kreider, to reject the Spring Towne Center Office preliminary plan for inactivity, based on issues listed in Mr. Moll's October 31, 2007 review letter, incorporated herein and made a part of these Minutes. Upon roll call, all Supervisors voted affirmatively.

21 Montello Road Subdivision Final Plan – Reaffirmation: The 90 day time period has expired for this plan to be recorded. Therefore, a motion was made by Mr. Kreider, second by Mr. Collins, to reaffirm the 21 Montello Road Subdivision final plan. Upon roll call, all Supervisors voted affirmatively.

Giant Food Store #50 Final Plan – Reaffirmation: The 90 day time period has, also, expired for this plan, and a motion was made by Mr. Kreider, second by Mr. Vaughan, to reaffirm the Giant Food Store #50 Final Plan. Upon roll call, all Supervisors voted affirmatively with the exception of Mr. Collins, who voted no.

Road Services Department/WWTP/Infrastructure Committee:

2008 Roadwork – Payment Request #1: As recommended by Great Valley Consultants and the Infrastructure Committee, a motion was made by Mr. Kreider, second by Mr. Collins, approving Payment Request #1, to EJB Paving & Materials, in the amount of \$746,699.17, for work completed to date on the 2008 Road Improvement Project. Upon roll call, all Supervisors voted affirmatively.

West Wyomissing Drainage, Area A – Award of Bid: As recommended by Great Valley Consultants and the

Infrastructure Committee, a motion was made by Mr. Collins, second by Ms. Smith, to award the contract for West Wyomissing Drainage Area A to A.H. Moyer, Inc., Myerstown, Pennsylvania, in the amount of \$118,495.00. Upon roll call, all Supervisors voted affirmatively. Mr. Vaughan described the improvements and stated that the award of this bid will greatly increase the ability of the collection area to accept larger volumes of water during a heavy rain fall.

West Wyomissing Drainage, Area A – Construction Stakeout and Observation: As recommended by the Infrastructure Committee, a motion was made by Mr. Kreider, second by Mr. Collins, accepting a proposal from Great Valley Consultants for construction stakeout and construction observation for West Wyomissing Drainage Improvements Area A, at an estimated total cost of \$15,000.00. Upon roll call, all Supervisors voted affirmatively. (Budgeted Item)

West Wyomissing Drainage, Area B – Survey, Design and Preparation of Contract Documents: Currently the West Lawn system drains into appurtenances in the alley behind the West Lawn Post Office (Area B), which are unable to accept large volumes of water. As recommended by the Infrastructure Committee, a motion was made by Mr. Collins, second by Mr. Kreider, accepting a proposal from Great Valley Consultants for survey, design and preparation of contract documents for West Wyomissing Drainage Improvements Area B, at an estimated total cost of \$21,000.00. Upon roll call, all Supervisors voted affirmatively. Community Development Block Grant funds may be available for this project. (Budgeted Item) Mr. Vaughan confirmed that the Township staff is working with Pennsylvania American Water Company to coordinate Township and PAWC projects in the area.

Trash and Recycling – Waste Management: As requested by Waste Management, a motion was made by Mr. Kreider, second by Mr. Collins, permitting the residents of the 2400 block of Penn Avenue to place their trash and recycling on Penn Avenue and residents of the 2400 block of Noble Street to place their trash and recycling on Noble Street (rather than in the alley) for collection by Waste Management. Upon roll call, all Supervisors voted affirmatively.

PUBLIC SAFETY:

Police Department:

Police Officer/Training Reimbursement – Resolution #2008-17: A motion was made by Mr. Vaughan, second by Mr. Collins, adopting Resolution #2008-17 requesting reimbursement of expenses for Officer Jason Stephenson, pursuant to the training provisions of the Municipal Police Officers’ Education and Training Act 120. Upon roll call, all Supervisors voted affirmatively.

Council on Chemical Abuse/Spring Township Police Department – Contract: A motion was made by Mr. Vaughan, second by Mr. Kreider, approving a contract between the Council on Chemical Abuse and Spring Township Police Department for reimbursement of salary and overtime associated with tobacco compliance under Act 112. Upon roll call, all Supervisors voted affirmatively.

Township of Spring Volunteer Fire Department: A motion was made by Mr. Collins, second by Ms. Smith, accepting Fire Commissioner Schach’s letter of October 14, 2008, referencing hazardous materials qualifications for 2008 and publicly recognizing all members who have attended training. Upon roll call, all Supervisors voted affirmatively. The list of qualified TSVFD members is attached to these Minutes.

SOLICITOR:

2940 and 3000 Penn Avenue:

Retain Appraiser: A motion was made by Mr. Kreider, second by Mr. Collins, to retain the services of Terry Dowling, licensed appraiser, at a cost not to exceed \$1,250.00. Upon roll call, all Supervisors voted affirmatively.

Sealed Bids for Sale – Resolution #2008-18: A motion was made by Mr. Collins, second by Mr. Vaughan, adopting Resolution #2008-18, authorizing sealed bids for sale of 2940 and 3000 Penn Avenue, bids to be received by December 4, 2008, at 4:00 p.m. Upon roll call, all Supervisors voted affirmatively.

Open Records Resolution #2008-19: A motion was made by Mr. Vaughan, second by Mr. Collins, adopting Resolution

#2008-19, updating the current Township open records management policy, and designating Mr. Mazurie as the Open Records Official. Upon roll call, all Supervisors voted affirmatively.

Traffic Ordinance Amendment – Ordinance #362: A motion was made by Mr. Collins, second by Mr. Kreider, adopting Ordinance #362, amending the Township Traffic Ordinance by adding several handicapped parking spaces to the current list included in the Ordinance. Upon roll call, all Supervisors voted affirmatively.

OLD BUSINESS: No old business to report.

NEW BUSINESS:

Personnel Action: A motion was made by Mr. Vaughan, second by Mr. Dallas, terminating a probationary employee from the position of administrative assistant, effective October 3, 2008. Upon roll call, all Supervisors voted affirmatively.

RFP for Assistant in Selecting Planner for Lake Property – Resolution #2008-20: A motion was made by Mr. Collins, second by Mr. Vaughan, adopting Resolution #2008-20 which sets forth terms for requests for proposals to hire a consultant to assist the Township in selecting qualified consultants or planners for eventual development and sale of a portion of the Shoener Lake parcel. Upon roll call, all Supervisors voted affirmatively.

Safe Routes to School Committee: As requested by the Transportation Advisory Committee, a motion was made by Mr. Kreider, second by Ms. Smith, appointing Chief Ross, James Oswald, James Moll and Jay Vaughan to the Safe Routes to School Committee. Upon roll call, all Supervisors voted affirmatively. Committee members representing the Wilson School District are John Miravich, George Mack, Kyle Wetherhold and Larry Bortz.

Collective Bargaining Agreement: HR representatives, Supervisors Collins and Dallas, have negotiated a 3-year Collective Bargaining Agreement between the Township of Spring and the Spring Township Non-Uniformed Employees Association, beginning January 1, 2009 through December 31, 2011. A motion was made by Ms. Smith, second by Mr. Collins, to approve said contract, a copy of which is attached to these Minutes. Upon roll call, all Supervisors voted affirmatively. Appreciation was expressed all around for time expended in negotiating this contract.

WORKSHOPS/TRAINING REQUESTS:

A motion was made by Mr. Collins, second by Mr. Kreider, to approve the following workshop/training requests:

- J. Vaughan, J. Moll, P. Smith, A. Kreider – Municipal Law Forum, October 29, 2008, no cost**
- J. Bensinger, L. Mursch – GIS Seminar, October 21, 2008, no cost**
- J. Moll – GIS Training, October 25 and November 8, 2008, \$250.00**
- Officers Keiser and Lake – EVOC, October 27-29, 2008, no cost**
- J. Schach – Fire Investigation Class, October 27-31, 2008, \$495.00**
- A. Kazmierczk, J. Weyman – Resource Operations Workshop, October 29, 2008, \$120.00**
- A. Wozniak – Ansel Training, October 15, 2008, no cost**

Upon roll call, all Supervisors voted affirmatively.

There being no further business, Chairman Dallas adjourned the meeting at 8:25 p.m.

Respectfully submitted,

Sheryl Rowan, Township Secretary