

BOARD OF SUPERVISORS



TOWNSHIP OF SPRING

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MEETING MINUTES

JUNE 9, 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; Leon Mazurie, Chief Ross, James Moll, Judy Houck, Sheryl Kressler, Brian Kobularcik, C.J. Levan, Joe Capellupo, Tina and Harold Buck, Charles Honsberger, Tim Diehl, Brandon Dean, Jamie Strong, Esq., Kerry Eck, Ed, Jaime and Micah Hollock, Gregory Ganikon, Steve Bensinger and Erin Negley of the Reading Eagle.

EXECUTIVE SESSION: Chairman Dallas announced an Executive Session was held on Friday, June 5, 2008, to discuss matters of personnel. No action was taken.

OPEN TO THE FLOOR:

Edward and Jaime Hollock, 1809 Shellbark Drive: Mr. Hollock requested an update on the status of the 816 Bare Path lawn maintenance violations, as brought to the attention of the Supervisors on May 12, 2008. Chairman Dallas assured Mr. and Mrs. Hollock that the Township is working with the government accounting office and the Department of Veterans Affairs. The Township intends to establish a lawn mowing schedule of every two (2) weeks, throughout the summer, and file a lien against the property each time the lawn is mowed pending a response from the federal government.

Robert Reeser, 2300 Jefferson Avenue: Photographs of a Recreational Vehicle, parked on Washington Avenue, were distributed to the Supervisors by Mr. Reeser. He contends that the RV interferes with his sight triangle when exiting his driveway. The owner of the RV resides at 2304 Jefferson Avenue. Chief Ross is aware of the situation. Mr. Mazurie will discuss the matter with Mr. Wozniak and contact Mr. Reeser.

Gregory Ganikon, 100 S. Dwight Street: Mr. Ganikon repeated his concern from a previous meeting regarding an increase in tractor trailer traffic moving across the bridge on Dwight Street. Chief Ross confirmed it is currently posted, and has requested that the Highway Department move the **NO TRUCKS** sign closer to Penn Avenue. Mr. Vaughan

suggested that truck drivers may be entering neighborhoods while following directions from GPS devices. Chief Ross will ascertain whether PennDOT would allow additional posting.

MINUTES: A motion was made by Mr. Vaughan, second by Ms. Smith, approving the Minutes of May 27, 2008. Upon roll call, all Supervisors voted affirmatively.

OPERATIONS:

Business Office:

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

General Fund - \$154,969.14
Refuse Tax Fund - \$51,975.55
Escrow Account – 53,000.00
Sewer District #3 Fund - \$77,509.35
Fire Protection Fund - \$10,921.21
Capital Fund Account - \$1,239.91

Upon roll call, all Supervisors voted affirmatively.

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

Conditional Offer of Employment: A motion was made by Mr. Collins, second by Ms. Smith, approving a conditional offer of employment for the position of Financial Manager. Upon roll call, all Supervisors voted affirmatively.

Parks and Recreation Department:

Summer Playground Buses – Purchase Order #01696: A motion was made by Mr. Vaughan, second by Mr. Kreider, approving Purchase Order #06196, to Klein Transportation, Douglassville, Pennsylvania, in the amount of \$6,650.00, for summer school bus rental. Upon roll call, all Supervisors voted affirmatively.

PUBLIC WORKS:

Engineering/Planning Department:

Wheatfield Run – Escrow Release No. 14: As recommended by Great Valley Consultants, a motion was made by Mr. Kreider, second by Ms. Smith, to approve Escrow Release No. 14 for the Wheatfield Run Development, in the amount of \$22,129.05, leaving a remaining balance of \$454,499.90.

Comments and Questions:

Tina Buck, 234 Wheatfield Road: Mrs. Buck questioned why the Board would consider an escrow release knowing that the developer is not complying with the final plan for Wheatfield Run? Solicitor Lillis replied one has nothing to do with the other. There were no further comments.

Upon roll call, all Supervisors voted affirmatively.

Giant Food Store – Gas Station – Final Plan: As recommended by the Planning Commission, a motion was made by Mr. Vaughan, second by Mr. Dallas, approving the Final Plan for the Giant Food Store, 6-pump gas station, (Spring Towne Shopping Center), with the following conditions:

- (1) Adequate compensation to the Township for the purchase of stormwater capacity in the existing Stanford Avenue detention basin.
- (2) The execution of a Stormwater BMP Maintenance Agreement.
- (3) Payment of all outstanding Township invoices.

Upon roll call, all Supervisors voted affirmatively. The Zoning Hearing Board previously granted a Special Exception with conditions, which are noted on the record plan.

Wilson Operations Center – Final Plan: As recommended by the Planning Commission, a motion was made by Mr. Vaughan, second by Ms. Smith, approving the Wilson Operations Center Final Plan (Lot #4, Greystone Business Center), with the following conditions:

- (1) The execution of a Stormwater Operations and Maintenance Agreement.
- (2) An appropriate contribution to the Stormwater Maintenance Fund.
- (3) Payment of all outstanding Township invoices.
- (4) Improve entrance to the Greystone holding pond to the satisfaction of the Engineer and Director of Public Works.

Upon roll call, all Supervisors voted affirmatively. The Operations Center will include the receiving and distribution center and central duplicating.

Shiloh Hills Park, Phase I – Final Plan: As recommended by the Planning Commission, a motion was made by Mr. Dallas, second by Mr. Collins, to approve the Shiloh Hills Park, Phase I, Final Plan, with no conditions. Upon roll call, all Supervisors voted affirmatively. Phase I consists of infrastructure, driveway, some of the parking area, a large portion of the environmental center (on school district property), trail system, dog park (alternative), and multi-purpose field.

Holloway Subdivision: Located along Vinemont Road, this subdivision was formerly approved as a four (4) lot subdivision. The applicant has requested that the Township allow a revision to the plan from four (4) lots to two (2) lots, therefore, eliminating the need for an Improvements Agreement. Accordingly, the Planning Commission will be viewing this request as a new project. As recommended by the Planning Commission, a motion was made by Mr. Vaughan, second by Mr. Kreider, to grant the following waiver requests: (1) A waiver of the lot depth-to-width ratio for Lot No. 2, and (2) A waiver of the requirement to show topographic survey information and ground contours on the residue of Lot No.1. Upon roll call, all Supervisors voted affirmatively.

As recommended by the Planning Commission, a motion was made by Mr. Vaughan, second by Mr. Kreider, accepting the applicant’s proposal for a new 90-day review period, starting June 5, 2008. Upon roll call, all Supervisors voted affirmatively.

Hofmann Tract Offices – Sidewalk Waiver: The Supervisors denied this waiver request on May 27, 2007. By letter dated, June 4, 2008, (attached hereto and made a part hereof), Mr. Kobularcik asked the Supervisors to reconsider the waiver request based upon certain information provided in the letter. The Planning Commission took action, during their meeting of June 5, 2008, recommending that the Board of Supervisors reconsider their previous denial and grant the waiver request.

A motion was made by Mr. Vaughan, second by Mr. Kreider, rescinding the previous action and granting the sidewalk waiver, allowing sidewalk only on the north side of extended Iroquois Avenue. Upon roll call, Mr. Vaughan, Mr. Kreider and Mr. Collins voted affirmatively. Mr. Dallas and Ms. Smith voted no. Motion passed 3-2.

Upper Hillside Properties – Extension of Time: As recommended by the Planning Commission, a motion was made by Mr. Kreider, second by Mr. Vaughan, approving a time extension through July 15, 2008. Upon roll call, all Supervisors voted affirmatively.

23 West Court Boulevard – Acceptance of Deed Description: The applicant has requested that the Supervisors concur with a certain interpretation so that deeds can be recorded for this property, and the property can be sold and developed as two (2) lots. Mr. Levan and Mr. Capellupo appeared before the Board, on behalf of the purchasers of the property, and requested that the Township allow the legal descriptions and plot plans to be recorded in order to clarify that Lots C and D are, indeed, separate individual lots within the Spring Crest Court Subdivision. A motion

was made by Ms. Smith, second by Mr. Kreider, agreeing to the above, and restating and confirming the intent of the original plan fairly expressed in the proposed description. Upon roll call, all Supervisors voted affirmatively.

Road Services Department/WWTP/Infrastructure Committee:

Skid Steer Loader Sweeper Attachment – Purchase Order #03753: A motion was made by Mr. Collins, second by Mr. Kreider, approving Purchase Order #03753, to Bobcat of Reading, in the amount of \$3,228.00, for the purchase of a sweeper attachment to the Skid Steer Loader. Upon roll call, all Supervisors voted affirmatively.

Full Time Employment Status: Having completed their 180-day probationary period as of June 7, 2008, and as recommended by Mrs. Houck and Mr. Vaughan, a motion was made by Mr. Kreider, second by Mr. Collins, promoting Andrew Kazmierczak, Bradley Shade and Jeffrey Weyman to full-time employee status, at an hourly rate of \$15.77. Upon roll call, all Supervisors voted affirmatively.

Old Lancaster Pike and Furlow Road – Sewer Installation: As recommended by the Director of Public Works, a motion was made by Mr. Kreider, second by Ms. Smith, approving a 6:00 a.m. start time on the paving work, as requested by the contractor, EJB Paving and Materials. Upon roll call, all Supervisors voted affirmatively.

Letter Presented to Sinking Spring Borough Council & Municipal Authority: Mr. Vaughan read the following letter into the record, which he presented to the Sinking Spring Borough Council and Municipal Authority on May 28, 2008:

Dear Members of Council and Municipal Authority:

The Township of Spring is currently preparing an application to the Pennsylvania Department of Environmental Protection for expansion of the Township’s Wastewater Treatment Plant. The Township has completed our ACT 537 Plan which indicates the Township would need to expand the Wastewater Treatment Plant, within the next few years.

It is our understanding that the Borough of Sinking Spring is currently considering a potential expansion of the Sinking Spring Wastewater Treatment Plant. The Township is very interested in discussing the possibility of providing a regional facility, rather than two separate Wastewater Treatment Plant expansions on the Cacoosing Creek. We would like to discuss this with Sinking Spring, initially, because of the proximity of our treatment plants, checkerboard arrangement of many of our customers’ locations and the many other issues shared by the Borough and Township. As such, we believe there should be a serious discussion of whether it makes sense for the two municipalities to consider the benefit of expanding and developing a single regional plant and system to better serve the public.

Thank you for your consideration.

Sincerely,

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PUBLIC SAFETY:

Police Department:

Approval of Reimbursement: A motion was made by Mr. Collins, second by Mr. Vaughan, authorizing salary and mileage reimbursement, under Act 120, Municipal Education Training Commission, for Officer Keller who attended HACC University, in the total amount of \$16,738.84. Upon roll call, all Supervisors voted affirmatively.

Conditional Offer of Employment: As requested by Chief Ross, a motion was made by Mr. Collins, second by Ms. Smith, approving a conditional offer of employment to a Probationary Patrol Officer, at a starting salary of \$51,946.00, by contract. Upon roll call, all Supervisors voted affirmatively.

Township of Spring Volunteer Fire Department:

Columbia Southern University Partnership: A motion was made by Mr. Vaughan, second by Mr. Collins, authorizing the Chairman to execute a Memorandum of Understanding between Columbia Southern University, located in Alabama, and the Township of Spring Volunteer Fire Department. Columbia Southern University is an on-line educational facility providing associates, bachelors and masters degrees at no expense to the Township. Upon roll call, all Supervisors voted affirmatively. The Director of Operations investigated the university, and found its accreditations adequate.

SOLICITOR:

Agricultural Preservation District: The Board of Supervisors received a written request from a land owner in Cumru Township requesting to be included in the Spring Township Agricultural Preservation District. The Township staff has been directed to contact Cumru Township, regarding the issues involved, and report back to the Board.

OLD BUSINESS: No old business to report.

NEW BUSINESS:

Authorization to Update Burn Ordinance: As recommended by the Director of Operations, a motion was made by Ms. Smith, second by Mr. Collins, authorizing Solicitor Lillis, and the appropriate personnel, to update the Township Burn Ordinance, in compliance with Act 101, for adoption by the Board of Supervisors on October 1, 2008. Upon roll call, all Supervisors voted affirmatively.

Shiloh Hills Park – Authorization to Advertise & Open Bids: A motion was made by Mr. Kreider, second by Mr. Vaughan, authorizing Mrs. Houck to advertise and open bids for the Shiloh Hills Park – Phase I Project. Upon roll call, all Supervisors voted affirmatively.

WORKSHOPS/TRAINING REQUESTS: A motion was made by Ms. Smith, second by Mr. Kreider, approving the following workshop/training request:

W. Collins – Pennsylvania Municipal Government Summit, June 16 & 17, 2008, no registration fee.

Upon roll call, all Supervisors voted affirmatively.

There being no further business, Chairman Dallas adjourned the meeting at 8:30 p.m.

Respectfully submitted,

Sheryl Kressler, Township Secretary