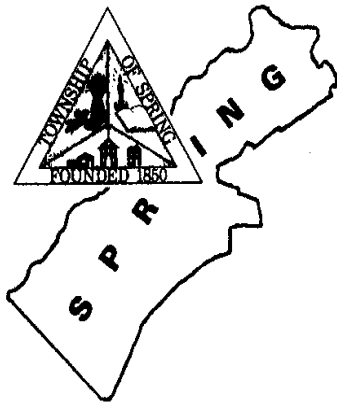


# BOARD OF SUPERVISORS



## TOWNSHIP OF SPRING

**BERKS COUNTY, PA**

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### MEETING MINUTES

**JANUARY 26, 2009**

**OPENING OF MEETING:** The regularly scheduled bi-monthly meeting of the Board of Supervisors was called to order by Chairman Kreider, 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, Sheryl Rowan, Bob Gerber, Randy Gartner, Clyde Arbegast, Greg Ganikon, Brian Stoltzfus, Nicholas Stoltzfus and David Kostival of the Reading Eagle.

#### **OPEN TO THE FLOOR:**

**Randy Gartner – Gerber Barn:** Mr. Gartner again informed the Board that Senator Folmer is willing to assist in locating funding for the relocation of Chapel Hill Road, possibly through liquid fuels money (\$20,000.00). Mr. Vaughan estimated the cost at \$170,912.00. He explained that the Township commissioned Great Valley Consultants to provide a preliminary study, which concluded that it was not feasible to relocate the road, principally because doing so would not resolve the sight distance issues. Mr. Gerber has until February 4, 2009 to respond to the Township's final proposal to remove approximately 15 feet of the barn and restore that portion of the barn. Mr. Gerber would then regain ownership of the remainder of the barn and receive \$43,300.00.

**MINUTES:** A motion was made by Mr. Dallas, second by Mr. Vaughan, approving the Reading Hospital Conditional Use Hearing Minutes of December 18, 2008, the Reorganization Minutes of January 5, 2009 and the Meeting Minutes of January 12, 2009. Upon roll call, all Supervisors voted affirmatively.

#### **TOWNSHIP MANAGER:**

##### **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 presented by the Township Treasurer:

General Fund - \$221,250.38

Street Lighting Tax Fund - \$28,100.86

Fire Hydrant Tax Fund - \$6,686.60  
Refuse Tax Fund - \$111,403.67  
Sewer District #2 Fund - \$437.72  
Sewer District #3 Fund - \$452,375.69  
Fire Protection Fund – \$13,252.49  
Capital Fund Account - \$3,496.00

Upon roll call, all Supervisors voted affirmatively.

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

**Parks and Recreation Department:**

**Playground Purchase Order #01739:** A motion was made by Mr. Collins, second by Ms. Smith, approving Purchase Order #01739, to Bitting Recreation, Inc., for Cornwall Terrace playground equipment replacement, in the amount of \$128,939.00. Upon roll call, all Supervisors voted affirmatively. (CoStars Contract)

**Facilities/Public Property:**

**Additional Architectural Service Agreements:** As recommended by the Township Manager, a motion was made by Mr. Collins, second by Mr. Vaughan, authorizing the appropriate officer to execute additional architectural service agreements for both the Police Department (\$31,860.00) and the Administrative Office (\$20,770.00) in order to accommodate renovations, which have been added to the project. Upon roll call, all Supervisors voted affirmatively.

**PUBLIC WORKS:**

**Engineering/Planning Department:**

**Century 21 – 60 Commerce Drive – Waiver of PRD Sign Regulations:** A motion was made by Mr. Dallas, second by Mr. Vaughan, granting the requested waiver of the PRD sign regulations for 60 Commerce Drive, with the condition that the applicant demonstrates compliance with the electronic sign provisions, **Section 606** of the Zoning Ordinance, prior to issuance of the building permit, including the following: the electronic image to remain static for at least one (1) minute; any text would be limited to no more than ten (10) words; the illumination provisions must be met; and that the sign will be removed by the owner within 30 days should the property be sold or the lease transferred. Upon roll call, all Supervisors voted affirmatively with the exception of Ms. Smith, who abstained.

**21 Montello Road Subdivision – Reaffirmation:** The 90-day period for recording expired on January 12, 2009. Therefore, a motion was made by Mr. Dallas, second by Ms. Smith, reaffirming approval of the 21 Montello Road Subdivision plans. Upon roll call, all Supervisors voted affirmatively.

**Road Services Department/WWTP/Infrastructure Committee:**

**Agility Agreement – Resolution #2009-10:** A motion was made by Mr. Collins, second by Ms. Smith, adopting Resolution #2009-10 and authorizing the appropriate Township officer to execute an Agility Agreement between PennDOT and the Township of Spring. Upon roll call, all Supervisors voted affirmatively. This five-year Agility Agreement allows the Township and PennDOT to share certain supplies and services.

**West Wyomissing Drainage Area A – Payment Request #3:** As recommended by the Infrastructure Committee, a motion was made by Mr. Dallas, second by Mr. Collins, approving Payment Request #3, to A.H. Moyer, Inc., in the amount of \$74,665.00, for work performed from December 17, 2008 to January 15, 2009. Upon roll call, all Supervisors voted affirmatively. It was agreed that A.H. Moyer, Inc. was very attentive to this project and maintained an excellent relationship with the Township and the residents.

**Section 308 - Modified Fee Proposal:** In accordance with Section 308 EPA actions, the Board voted during their last meeting to direct Gannett Fleming to perform smoke testing, visual inspections of cleanout and vent caps, take GPS coordinates of vent caps and 100 manholes in Sewer District #2, and work with the Township staff to create an

informational notice and questionnaire for mailing to Township residents. Mr. Vaughan informed the Supervisors that Gannett Fleming has revised their initial proposal of \$166,880.00 to \$80,500.00, due to removal of costs for internal inspections. The revised proposal includes a final report and preparation of a report for the EPA.

**Appointment to Greater Reading Chamber of Commerce Transportation Committee:** A motion was made by Mr. Dallas, second by Mr. Collins, approving the appointment of Mr. Vaughan to the Greater Reading Chamber of Commerce Transportation Committee. Upon roll call, all Supervisors voted affirmatively.

**PUBLIC SAFETY:**

**Police Department:**

**Cumru Township Range Agreement:** A motion was made by Mr. Collins, second by Ms. Smith, approving an agreement between the Township of Spring and Cumru Township for use of their range, at a cost of \$1,000.00 annually. Upon roll call, all Supervisors voted affirmatively.

**Body Zone – Public Gathering Permit:** A motion was made by Mr. Vaughan, second by Mr. Collins, approving a public gathering application for Body Zone for an AAA travel event on February 15, 2009, between the hours of 11:00 a.m. and 3:00 p.m. Upon roll call, all Supervisors voted affirmatively with the exception of Mr. Dallas, who voted no.

**SOLICITOR:**

**Appointment of Reinsel Kuntz Leshner, Auditors, Resolution #2009-11:** Having advertised thirty (30) days in advance, in accordance with the Second Class Township Code, a motion was made by Mr. Vaughan, second by Mr. Collins, confirming the Resolution adopted at the Reorganization Meeting appointing Reinsel Kuntz Leshner as auditors for the 2008 fiscal year. Upon roll call, all Supervisors voted affirmatively.

**Manager Ordinance #367:** A motion was made by Mr. Vaughan, second by Mr. Collins, adopting Ordinance #367, which amends the existing Manager Ordinance, thereby establishing additional powers and duties of the Township Manager. Upon roll call, all Supervisors voted affirmatively.

**Pension Ordinance #368:** A motion was made by Ms. Smith, second by Mr. Collins, adopting Ordinance #368 which amends and restates, in their entirety, The Township of Spring Police Retirement Plan, the Township of Spring Non-Uniformed Employees Retirement Income Plan and the Township of Spring Firefighters Retirement Income Plan. Upon roll call, all Supervisors voted affirmatively with the exception of Mr. Vaughan, who abstained.

**OLD BUSINESS:** Nothing to report.

**NEW BUSINESS:**

**Consultant Recommendation for Land Planner RFP:** As recommended by the Committee created to interview and assist in the selection of a land planner for the Shoener Lake property, a motion was made by Mr. Dallas, second by Mr. Collins, to retain the services of Century Engineering, Inc., New Cumberland, Pennsylvania, at a cost of \$7,900.00. Upon roll call, all Supervisors voted affirmatively.

**EXECUTIVE SESSION:** Chairman Kreider announced that an Executive Session was held, prior to the meeting, to discuss real estate matters.

There being no further business, Chairman Kreider adjourned the meeting at 8:10 p.m.

Respectfully submitted,

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Sheryl Rowan, Township Secretary