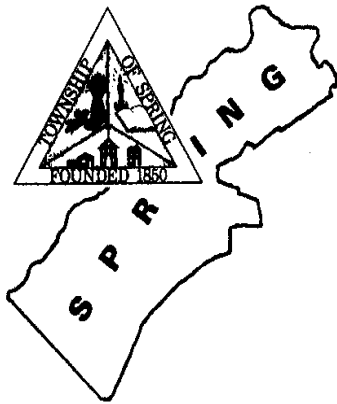


BOARD OF SUPERVISORS



TOWNSHIP OF SPRING

BERKS COUNTY, PA

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MEETING MINUTES

FEBRUARY 9, 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, Brenda Gelsinger, Jim Oswald, Jim Balthaser, Scott Whitehead, Dorothy Balthaser, Don Holloway, Bradley Holloway, Bill Holloway, Kyleen Stobenau Robert Jackson, Greg Ganikon and Erin Negley of the Reading Eagle.

OPEN TO THE FLOOR:

Gerber Barn – 420 Chapel Hill Road:

Brenda Gelsinger, 2101 Old Lancaster Pike: Mrs. Gelsinger addressed the Board and requested the status of the barn on Chapel Hill Road. Having appeared before the Transportation Advisory Committee five (5) years ago as an irate mother who was concerned about the safety of her daughter driving in the area of the barn, Mrs. Gelsinger was very disturbed that the barn had not yet been removed. Chairman Kreider explained that there had been an appeal process, and that the Township had tried to reach a compromise with the owner of the barn. Mrs. Gelsinger pointed out that if the owner was worried about the historical value of the barn, he would not have added metal siding and overhead doors to the building.

James Oswald, 2 Blimline Road: In Mr. Oswald's opinion, the Township should proceed with the removal of the barn since the deadline for a compromise had passed. He was very concerned about the safety of his son, as well. Mr. Oswald encouraged the Board to stand beside its actions and bring this matter to final resolution. The Chairman advised him that the low bidder had been selected and they had until February 14, 2009 to sign the contract.

James Balthaser, 319 Chapel Hill Road: Mr. Balthaser owns the property across from the Gerber home and has determined that he, also, owns property across the street. The property line appears to be in the Gerber driveway.

Don Holloway, 215 Old Lancaster Pike: The subject barn is partially located on the Holloway property, according to the original survey of the property conducted by the Township.

Supervisor Dallas informed the residents that on December 22, 2009 the Board voted to award the contract for total demolition of the barn at 420 Chapel Hill Road to Empire Wrecking (3-2 vote). Mr. Vaughan explained the actions taken by the Township, and money spent, in order to reach a compromise. In response, Mr. Oswald stated that it was now time

to do something for the other residents in the southern end of the Township.

Dorothy Balthaser, 541 Mohns Hill Road: Mrs. Balthaser owns the property across from the Gerber residence, and objected strongly to the idea of moving the road to save the barn, as suggested in a letter to the editor in the Reading Eagle.

Robert Jackson, 416 Chapel Hill Road: Mr. Jackson questioned whether there was a problem in demolishing the first two bays. Solicitor Lillis stated that the reason the Township has decided, by prior vote, to take down the entire barn is there has been no agreement with Mr. Gerber to accept reconveyance of the rest of the barn, nor was he interested in speaking with the Berks Historical Trust.

Kyleen Stobenau, 414 Chapel Hill Road: Ms. Stobenau agreed that the barn was definitely a safety hazard and asked when demolition would proceed. Supervisor Vaughan explained the procedures to be followed. (60 days for completion from Notice to Proceed.)

Greg Ganikon, 100 Dwight Street: Mr. Ganikon asked if there was any other compromise that could be reached. Supervisor Collins said all options had been exhausted, and that the Township has spent more than the barn is worth.

MINUTES: A motion was made by Mr. Vaughan, second by Ms. Smith, approving the Meeting Minutes of January 26, 2009. Upon roll call, all Supervisors voted affirmatively.

TOWNSHIP MANAGER:

Business Office:

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

General Fund - \$149,426.58
Refuse Tax Fund - \$33,880.82
Sewer District #2 Fund - \$27,459.68
Sewer District #3 Fund - \$30,482.27
Fire Protection Fund – \$17,051.92
Capital Fund Account - \$200,839.80

Upon roll call, all Supervisors voted affirmatively.

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

2008 Final Budget Amendment: As recommended by the Township Manager, a motion was made by Ms. Smith, second by Mr. Collins, approving an amendment to the 2008 Final Budget, which incorporates the final 2008 financial activity showing a net revenue increase of \$4,600.00. Upon roll call, all Supervisors

PUBLIC WORKS:

Engineering/Planning Department:

Extensions of Time: As recommended by the Planning Commission, a motion was made by Mr. Dallas, second by Mr. Collins, granting time extensions for currently active plans, as follows:

1. David Greth Subdivision to June 8, 2009.
2. Craigg Manufacturing Land Development Plans to July 3, 2009
3. Wilson School District – High School Master Plan to May 12, 2009
4. One Meridian Boulevard – Phase II Land Development Plans to July 14, 2009

Upon roll call, all Supervisors voted affirmatively.

Sinking Spring – Wastewater Treatment Plant: As recommended by the Planning Commission, a motion was made by

Mr. Dallas, second by Ms. Smith, accepting the recommendation of the Planning Commission to grant the applicant's request for a waiver of the land development process for expansion of their plant (located in Spring Township), with the condition that the waiver not become effective until the revised sewer agreement between the Township and the Borough has been executed. Upon roll call, all Supervisors voted affirmatively.

Spring Ridge West – Escrow Release: As recommended by Great Valley Consultants, a motion was made by Mr. Dallas, second by Mr. Vaughan, approving Escrow Release #9, for the overall development of Spring Ridge West, releasing all remaining improvement funds in the amount of \$4,000.00. Upon roll call, all Supervisors voted affirmatively. Maintenance security, in the amount of \$14,896.20, shall continue to be posted for an 18-month period.

Spring Ridge West, Lot #5 – Escrow Release #3: As recommended by Great Valley Consultants, a motion was made by Mr. Vaughan, second by Ms. Smith, approving the final escrow release of \$13,684.91, as requested by the current property owner. Upon roll call, all Supervisors voted affirmatively.

Road Services Department/WWTP/Infrastructure Committee:

Payment Requests: As recommended by the Infrastructure Committee, a motion was made by Mr. Dallas, second by Ms. Smith, approving the following payment requests:

1. **Garage Canopy** – Final Payment Request #4, in the amount of \$9,795.12, to Triple H Construction.
2. **0.8 MGD WWTP Upgrade** - Payment Request #4, for Contract A, General Mechanical, to LB Industries, Inc., in the amount of \$125,562.51.
3. **0.8 MGD WWTP Upgrade** – Payment Request #4, for Contract B, Electrical to A.N. Lynch, Co., Inc., in the amount of \$47,034.95.

Upon roll call, all Supervisors voted affirmatively.

WWTP Lab Accreditation: As recommended by the Infrastructure Committee, a motion was made by Mr. Collins, second Ms. Smith, authorizing the application to renew the Township's laboratory accreditation, with the Department of Environmental Protection, at a cost of \$1,200.00. Upon roll call, all Supervisors voted affirmatively.

2009 Road Improvement Project: As recommended by the Infrastructure Committee, a motion was made by Mr. Collins, second by Ms. Smith, approving the list of roads for the project, at an estimated cost of \$1,098,588.75. Upon roll call, all Supervisors voted affirmatively.

PUBLIC SAFETY:

Police Department:

Handicapped Parking Permit Application - 2209 Curtis Road: A motion was made by Mr. Vaughan, second by Mr. Collins, to deny the handicapped parking permit application, as recommended by the Traffic Unit. Upon roll call, all Supervisors voted affirmatively.

Conditional Offer of Employment: A motion was made by Ms. Smith, second by Mr. Collins, authorizing Chief Ross to extend a conditional offer of employment to a patrol person trainee at a salary of \$54,026.00, per contract. Upon roll call, all Supervisors voted affirmatively.

West Side EMA – Resolution #2009-12: Mr. Mazurie read Resolution #2009-12 commending Thomas M. Bausher for completion of requirements for the Advanced Emergency Management Coordinator Certification. A motion was made by Mr. Vaughan, second by Ms. Smith, adopting said Resolution. Upon roll call, all Supervisors voted affirmatively.

SOLICITOR: Nothing to report.

OLD BUSINESS: Nothing to report.

NEW BUSINESS:

Architectural Proposal for Bidding Administration Services: As recommended by the Township Manager, a motion was made by Mr. Dallas, second by Mr. Vaughan, authorizing the appropriate official to execute a services agreement for bidding administration of the new administration building, with George J. Donovan, in the amount of \$5,750.00. Upon roll call, all Supervisors voted affirmatively.

Pennsylvania American Water Co. – Bill of Sale: As recommended by the Township Manager, a motion was made by Mr. Vaughan, second by Mr. Dallas, approving a Bill of Sale for all public fire hydrants to Pennsylvania American Water Co., which would eliminate the Township’s liability, maintenance responsibilities and insurance responsibilities. Upon roll call, all Supervisors voted affirmatively with the exception of Mr. Collins, who voted no. There are approximately 400 fire hydrants within the Township. A monthly tariff paid to PAWC for maintenance will continue after sale of the hydrants.

Support Letter – Joint Municipal Authority of Wyomissing Valley: A motion was made by Ms. Smith, second by Mr. Vaughan, authorizing the appropriate official to execute a letter of support to the Department of Community and Economic Development for an H2O PA Grant Application, as requested by the JMA. Upon roll call, all Supervisors voted affirmatively. Sewer District #2, the former Borough of West Lawn, flows to the JMA.

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

B. Ross – Public Labor Relations Advisory Service Training Conference, March 25-27, 2009, \$554.00

Upon roll call, all Supervisors voted affirmatively.

EXECUTIVE SESSION: Chairman Kreider announced that a brief Executive Session was held, prior to the meeting, to discuss matters of personnel.

There being no further business, Chairman Kreider adjourned the meeting at 8:32 p.m.

Respectfully submitted,

Sheryl Rowan, Township Secretary