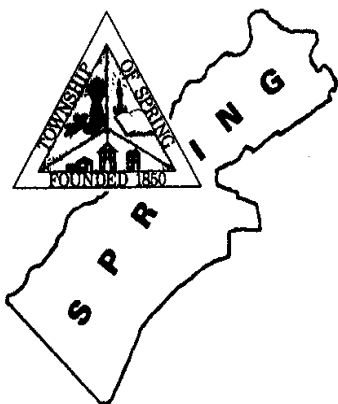


BOARD OF SUPERVISORS



TOWNSHIP OF SPRING

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MEETING MINUTES

MARCH 23, 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, Jim Moll, Sheryl Rowan, Greg Ganikon, Alan Hulsizer, and Erin Negley of the Reading Eagle.

OPEN TO THE FLOOR:

Alan Hulsizer, Beverly Hills Tavern: Mr. Hulsizer expressed his opinion and asked questions regarding the recently adopted fire inspection policy. He was advised to submit his list of questions and concerns, in writing, for consideration by the fire commissioner and the Board. In addition, Mr. Hulsizer inquired about obtaining a burning permit. The Township no longer issues burning permits, as required by the DEP. Brush and wood should be deposited at the Township recycling facilities.

MINUTES: A motion was made by Mr. Collins, second by Ms. Smith, approving the Meeting Minutes of March 9, 2009. Upon roll call, all Supervisors voted affirmatively.

TOWNSHIP MANAGER:

Business Office:

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

General Fund - \$209,394.88
Street Lighting Tax Fund - \$28,029.99
Fire Hydrant Tax Fund - \$6,676.57
Refuse Tax Fund - \$105,147.10
Sewer District #2 Fund - \$6,035.01

Sewer District #3 Fund - \$38,020.43
Fire Protection Fund – \$9,543.51
Capital Fund Account - \$21,770.77

Upon roll call, all Supervisors present voted affirmatively. Mr. Vaughan abstained on Check No. 070090.

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

Parks and Recreation Department:

Cornwall Terrace Community Association Request: A motion was made by Mr. Collins, second by Ms. Smith, permitting the Cornwall Terrace Community Association to sell chicken bakes in the employee parking lot at the Municipal Building on May 16, 2009. Upon roll call, all Supervisors voted affirmatively.

Ex-Mark Lazer Zero Turn Mower – Purchase Order #PR 2009-01: A motion was made by Mr. Collins, second by Ms. Smith, approving Purchase Order #PR 2009-09, Walker’s Mower and Equipment, in the amount of \$13,411.99, for the purchase of an Ex-Mark Lazer Zero Turn Mower for the Parks and Recreation Department. Upon roll call, all Supervisors voted affirmatively. (State Contract)

Vegetation Management Contract Award: As recommended by the Director of Parks and Recreation and Public Facilities, a motion was made by Mr. Vaughan, second by Mr. Dallas, awarding a three (3) year contract to Swavely’s Lawn and Turf Care, Inc., Mohrsville, Pennsylvania, for the application of fertilization and herbicide products on various parks and Township owned properties, at a cost of \$11,450.00 in 2009; \$11,450.00 in 2010; and \$11,935.00 in 2011. The cost for the fire company site will remain at \$660.00 throughout the three (3) year contract. Upon roll call, all Supervisors voted affirmatively.

PUBLIC WORKS:

Engineering/Planning Department:

Hertzog – Variance Requests – 1166 Fritztown Road: Following the recommendation of the Planning Commission to deny the applicant’s variance requests permitting an existing greenhouse/nursery use to be converted to a carpet installer warehouse (**Section 321(B)(94)(d)**), a motion was made by Mr. Dallas, second by Mr. Vaughan, recommending that the Zoning Hearing Board deny the requested variances and to include the March 3, 2009 letter from Mr. Moll, directed to the Planning Commission, as basis for denial. Upon roll call, all Supervisors voted affirmatively.

Spring Ridge West – Sewer Dedication: As recommended by the Director of Engineering and Planning Services, a motion was made by Mr. Vaughan, second by Mr. Collins, accepting dedication of the Spring Ridge West sanitary sewer lines and authorizing the appropriate official to sign the Maintenance Agreement, Easement Agreement and Bill of Sale, with the condition that the Township first receive payment for the required repairs. Upon roll call, all Supervisors voted affirmatively.

Wilson School District – Waiver of Permit Fee: As requested by the Wilson School District, a motion was made by Mr. Collins, second by Ms. Smith, granting a waiver of the permit fee for renovations to Wilson High School science rooms and cafeteria. Upon roll call, all Supervisors voted affirmatively. Wilson School District will pay fees and costs to outside agencies, which are incurred by the Township for inspections.

Road Services Department/WWTP/Infrastructure Committee:

Chapter 94 Report Authorization: As recommended by the Roadmaster/Director of Public Works, a motion was made by Mr. Dallas, second by Mr. Collins, authorizing the appropriate Township official to file the annual Chapter 94 Report with DEP by the March 31, 2009 deadline. Upon roll call, all Supervisors voted affirmatively.

Montello Road Railroad Grade Crossing Request: In response correspondence received from PennDOT, and as recommended by the Roadmaster/Director of Public Works, a motion was made by Ms. Smith, second by Mr. Collins, approving a local match of up to \$6,500.00 in order to qualify for Federal funding for the design of warning devices to be installed where Montello Road crosses, at grade, the single track of the Penn Eastern Railroad, LLC. Upon roll call, all Supervisors voted affirmatively. The construction of the crossing upgrade is funded 100 percent (100%) by the Federal Rail Safety Program.

2009 Roadwork Project: Mr. Vaughan provided the Board with copies of the 2009 Roadwork bidding timetable.

PUBLIC SAFETY:

Police Department:

Resignation of Officer: A motion was made by Mr. Collins, second by Ms. Smith, accepting the resignation of Jason M. Stephenson from the Township of Spring Police Department, effective March 11, 2009. Upon roll call, all Supervisors voted affirmatively.

SOLICITOR:

420 Chapel Hill Road – Move/Store Contents of Barn:

Change Order #1 - Empire Wrecking Company:

A motion was made by Mr. Collins, second by Ms. Smith, approving Change Order #1 for Empire Wrecking Company to provide moving pods and to move personal contents, remaining in the barn, to a secure location. Upon roll call, all Supervisors voted affirmatively with the exception of Mr. Kreider, who voted no.

Disposal of Contents of Barn:

A motion was made by Mr. Vaughan, second by Mr. Dallas, authorizing the Solicitor and appropriate Township officials to take any action required for appropriate disposal of the contents of the barn. Upon roll call, all Supervisors voted affirmatively with the exception of Mr. Kreider, who voted no.

OLD BUSINESS: Nothing to report.

NEW BUSINESS:

Fire Police Requests (3): A motion was made by Mr. Vaughan, second by Ms. Smith, approving the request from the Borough of Mohnton Police Department for fire police assistance during (1) Soap Box Derby on May 30, 2009; (2) Memorial Day Parade on May 25, 2009; and (3) Halloween Parade on October 10, 2009, at no expense to the Township. Upon roll call, all Supervisors voted affirmatively.

Earth Hour Proclamation: As recommended by the Township Manager, a motion was made by Mr. Vaughan, second by Mr. Dallas, adopting a Proclamation observing March 28, 2009, between the hours of 8:30 p.m. and 9:30 p.m. as Earth Hour, by extinguishing all but essential lighting during that hour. Upon roll call, all Supervisors voted affirmatively. In this way, citizens and businesses will demonstrate their commitment to the environment and energy conservation.

Veterans Memorial Committee: As proposed by Mr. Collins, a motion was made by Mr. Dallas, second by Ms. Smith, to create an exploratory committee to investigate alternatives for a Veterans Memorial to be established in Spring Township. Upon roll call, all Supervisors voted affirmatively. This Committee would be

composed of Township members and organized under the Board of Supervisors for the purpose of investigating whether there is serious interest in such a memorial and to make proposals and recommendations.

EXECUTIVE SESSION: Chairman Kreider announced that an Executive Session was held on March 11, 2009 to discuss matters of potential litigation.

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

Respectfully submitted,

Sheryl Rowan, Township Secretary