

**CUMRU TOWNSHIP BOARD OF COMMISSIONERS  
REGULAR MEETING                      JUNE 19, 2018**

The Regular Meeting of the Cumru Township Board of Commissioners was called to order by President Ruth O’Leary at 7:05 p.m. Other Commissioners in attendance were Vice President Edward L. Gottschall, Sheri Hoover, David Batdorf and William B Miller. Also attending were Superintendent of Public Works Robert McNichols, Jr., Assistant Superintendent of Public Works Michael L. Yost, Manager Jeanne E. Johnston, Secretary Latoya Procopio, and Joseph P. Rogosky of Great Valley Consultants.

Pledge to the Flag.

**PUBLIC**

Attendance: Tim Musser of SBREMS, James Williamson, Elizabeth Aulenbach of 178 Chateau Drive, Myles O’Conner of 4 Tudor Court, and Jose Ortiz of 845 Madison Street.

A) Linda Mandolos re: 6 Maple Grove Road – *not present*

B) Elizabeth Aulenbach re: 180 Candy Rd.

Ms. Elizabeth Aulenbach of 178 Chateau Drive was present for discussion. Ms. Aulenbach stated she was representing herself and her neighbors regarding the property at 180 Candy Road. She stated the property was bought in 2016 and since then they have had issues. The owner of the property, the Old Catholic Confederation, calls it the St. Willibrord Priory. Ms. Aulenbach gave details from the St. Willibrord Priory website; she stated that members have special privileges such as retreats, sabbaticals, and gift shop. The website states that this is the business headquarters. Ms. Aulenbach expressed her concern that this residential home may be violating the zoning ordinance. She does not agree with their tax exempt status.

Ms. Aulenbach claimed St. Willibrord Priory cut down a few trees that were on her property and encouraged parking on private property during an event. When a resident confronted the constable that was hired to manage parking, he refused to move the parked vehicles. The police were then called.

Mr. Setley stated there are 3 different issues at hand. Priory conduct such as obstructing access to other properties can be addressed by the police, when called. Cumru Township will investigate the potential zoning issues. The third issue is the Priory’s tax exemption, which is not Cumru Township’s call. Mr. Setley stated tax exemptions are governed by the Berks County office.

Mr. Myles O’Conner of 4 Tudor Court was also present for discussion. He stated that he agreed with all that Ms. Aulenbach had stated previously.

C) Jose Ortiz re: deer

Mr. Jose Ortiz of 845 Madison Street was present for discussion. Mr. Ortiz stated he was concerned with the number of deer in his yard. He stated that he has contracted Lyme disease on 5 different occasions. He believes that the deer coming through his yard contributed to his illness and that they also create issues with traffic. He stated that he was instructed to build a fence around his property, but that would be expensive. He stated he will take down his apple

Mrs. Hoover and Mr. Batdorf abstained from the 06/01/2018 meeting due to being absent.  
**CONSENT AGENDA**

PLANS

**A) Western Berks Landfill Gas to Energy Facility**

**ACTION:**

**GRANTED A WAIVER OF LAND DEVELOPMENT TO THE SUBDIVISION AND LAND DEVELOPMENT ORDINANCE FOR THE WESTERN BERKS LANDFILL GAS TO ENERGY FACILITY, AND TO ALLOW THE DEVELOPER TO MOVE DIRECTLY TO THE BUILDING PERMIT PHASE.**

**B) 2018-03 HAIN ROAD VIEW SUBDIVISION PLAN**

**EXPIRATION DATE 09/02/2018**

(preliminary/final) Owner: Trygve M. Kleppinger and Kimberly K. Sisisky; Applicant: Rodney K. Trusty; Agent: John W. Hoffert, PLS.; Location: Eastern side of Hain Road, south of Old Fritztown Road; plan no. BKK-CMU-01; proposal summary: construct 3 single family dwelling units.

*Note: parcel is mostly in Cumru Township, partly in Spring Township*

**ACTION:**

**GRANTED WAIVERS TO THE SUBDIVISION AND LAND DEVELOPMENT ORDINANCE FOR HAIN ROAD VIEW SUBDIVISION PLAN, AS DESCRIBED IN THE MEMORANDUM FROM THE TOWNSHIP SECRETARY, DATED 06/05/2018.**

**ACTION:**

**AUTHORIZED TOWNSHIP STAFF TO EXECUTE THE SEWAGE PLANNING MODULES FOR HAIN ROAD VIEW SUBDIVISION PLAN.**

**ACTION:**

**GRANTED FINAL PLAN APPROVAL CONDITIONED UPON RESOLUTION OF ANY OUTSTANDING ITEMS IN GREAT VALLEY CONSULTANTS REVIEW LETTER, DATED 06/01/2018 AND PROVISION OF FEE IN LIEU OF OPEN SPACE FOR THE 2 LOTS WITHIN CUMRU TOWNSHIP, WITH THE UNDERSTANDING THAT FEE IN LIEU OF OPEN SPACE FOR LOT 3 SHALL BE PAID WHEN AND IF A BUILDING PERMIT APPLICATION IS SUBMITTED TO CUMRU TOWNSHIP.**

**END OF CONSENT AGENDA**

**ON MOTION OF MR. MILLER, SECOND OF MR. GOTTSCHALL, A UNANIMOUS VOTE APPROVING THE CONSENT AGENDA.**

**DEPARTMENTS**

Police Department

A) Monthly Report – May 2018

B) Press Release – motor vehicle accident

**C) Traffic Ordinance 2018**

- 1) Letter from Great Valley Consultants re: Turn Restriction Analysis - Mt. View Road and SR 724 Intersection, dated 6/5/2018
- 2) Proof of publication, draft ordinance advertised 06/08/2018

**ON MOTION OF MR. GOTTSCHALL, SECOND MR. MILLER, A UNANIMOUS VOTE TO ENACT THE TRAFFIC ORDINANCE AMENDMENT OF 2018, INCLUDING A TURN RESTRICTION AT MT. VIEW RD. AND SR 724.**

Fire Department

A) Monthly Report – May 2018

**B) Run Card Authorization for Fire Department**

**ON MOTION MR. MILLER, SECOND OF MR. GOTTSCHALL, A UNANIMOUS VOTE AUTHORIZING THE MANAGER AND FIRE CHIEF TO EXECUTE A COUNTY RUN CARD AUTHORIZATION FORM FOR THE CUMRU TOWNSHIP FIRE DEPARTMENT.**

Administration

A) Codes Report- May 2018

- Building Permits Issued- 9
- Use Permits Issued- 3
- Zoning Permits Issued- 9
- Notices of Violations- 27
- Citations issued- 0
- Violations complied- 18
- Phone calls from contractors, realtors & public approximately- 217
- Permit Inspections Done – 15
- Inspections with the Fire Department – 2

B) Summer 2018 Newsletter

- 1) Fire station
- 2) Recycling education requirements
- 3) MS4 education requirements

C) MS4 Activities

- 1) Public participation – Letter from USBGN RE: stream naming approved, dated 05/14/2018
- 2) Public participation – GMMS Giving Back Day 06/01/2018
- 2) Public participation – stream cleanup 06/16/2018
- 3) Illicit discharge on 6/11/2018 from 10 S. Museum Rd. (in Shillington)
  - a) report to PaDEP, dated 6/12/2018

Ms. Johnston informed the Board that an illicit discharge into the Wyomissing Creek in Cumru Township occurred, which originated from 10 South Museum Road in Shillington. The Township reported the pollution to the Department of Environmental Protection and is

performing pollution mitigation activities. Cumru Township has offered to assist Shillington with enforcement.

**D) Mariner II Pipeline Grant Applications**

- 1) Public water line to Township campus – various correspondence
- 2) Rain gardens (in partial fulfillment of MS4 requirements) – various correspondence

**E) Vacation of Poplar Neck Road**

Mr. Setley informed the Board that the landfill had been given approx. 18 months to resolve any issues with the railroad related to the vacation of a portion of Poplar Neck Rd. Since no problems have come to light, he recommended authorization to advertise a public hearing for the July 17<sup>th</sup> meeting at 7:00 p.m. to complete the process of vacating a portion of Poplar Neck Road.

**ON MOTION MR. GOTTSCHALL, SECOND OF MR. BATDORF, A UNANIMOUS VOTE AUTHORIZING TOWNSHIP OFFICIALS TO ADVERTISE A PUBLIC HEARING TO VACATE A PORTION OF POPLAR NECK ROAD, AT THE JULY 17<sup>TH</sup> MEETING.**

Public Works

A) Monthly Report – May 2018

**B) Poplar Neck Bridge Repairs – Bid June 2018**

- 1) Recommendation from Engineer, dated 06/07/2018
- 2) Memorandum from the Township Manager, dated 06/08/2018

**ON MOTION OF MR. GOTTSCHALL, SECOND OF MR. MILLER, A UNANIMOUS VOTE TO AWARD THE POPLAR NECK BRIDGE REPAIRS BID TO THE BILL ANSKIS COMPANY IN THE AMOUNT OF \$606,249.79**

**C) Scissor Lift - proposed purchase**

**ON MOTION OF MR. MILLER, SECOND OF MR. GOTTSCHALL, A UNANIMOUS VOTE TO PURCHASE A 26 FOOT HIGH SCISSOR LIFT, NOT TO EXCEED \$11,000.00**

Engineer

A) 2018 Road Work - Update

Mr. Rogosky informed the Board that a pre-construction meeting is to be held within the coming week.

Solicitor

**ON MOTION OF MR. GOTTSCHALL, SECOND OF MR. BATDORF, A UNANIMOUS AUTHORIZING TOWNSHIP OFFICIALS TO ADVERTISE TO ACCPET SEALED BIDS FOR THE SALE OF TOWNSHIP LAND OFF OF SR 10, DUE AT THE TOWNSHIP BUILDING NO LATER THAN 12:00 NOON ON JULY 3, 2018.**

**ON MOTION OF MRS. HOOVER, SECOND OF MR. GOTTSCHALL, A UNANIMOUS VOTE TO APPROVE AND AUTHORIZE TOWNSHIP OFFICIALS TO EXECUTE**

**THE CUMRU TOWNSHIP POLICE OFFICER COLLECTIVE BARGAINING UNIT  
CONTRACT FOR 2019-2023.**

**PAYMENTS OF BILLS**

**ON MOTION OF MR. BATDORF, SECOND OF MR. MILLER, A MAJORITY VOTE  
AUTHORIZING THE PAYMENT OF BILLS FROM: 05/17/2018, 05/31/2018, 05/31/2018-  
IT, 06/04/2018 – WC, 05/31/2018 – additional, 06/06/2018 – dump truck, 05/31/2018 – sewer  
treatment, 06/08/2018, AND 06/14/2018.**

**Mrs. Hoover abstained from 05/31/2018 – IT**

**CORRESPONDENCE**

- A) Zoning Hearing Board Notice for June 2018
- B) Western Berks Water Authority – Act 67, 68, and 127 Notification for tank mixing system
- C) First Energy – General Permit registration for transmission line river crossing
- D) NRG – Downstream notification for fuel storage

**COMMISSIONERS**

**A) Executive Session**

8:13 p.m. – The Board of Commissioners went into executive session to discuss  
1 personnel matter and 1 pending litigation.

8:26 p.m. – The meeting reconvened. Mr. Setley stated that the Board of Commissioners had  
discussed 1 personnel matter, and 1 pending litigation. All items remain pending  
or being referred to Township Staff.

**B) Reminders**

- 1) Planning Commission Meeting Canceled 7/2/2018 due to lack of business.
- 2) Township Offices Closed 7/4/2018 for Independence Day Holiday
- 3) Municipal Authority Meeting 7/12/2018 at 8:00 a.m.
- 4) Public Hearings 7/17/2018
  - a) LERTA 6:00 p.m.
  - b) Proposed Zoning Map Change 6:15 p.m.

**ADJOURNMENT**

**ON MOTION OF MR. GOTTSCHALL, SECOND OF MR. BATDORF, A UNANIMOUS  
VOTE TO ADJOURN THE MEETING AT 8:27 P.M.**

Respectfully submitted,



Latoya Procopio  
Secretary