

**CUMRU TOWNSHIP BOARD OF COMMISSIONERS
REGULAR MEETING MAY 20, 2014**

The Regular Meeting of the Cumru Township Board of Commissioners was called to order by President Tony J. Sacco at 7:02 p.m. Other Commissioners in attendance were Vice President Edward L. Gottschall, Treasurer Ruth O'Leary, Sheri Hoover, and Lorri K. Swan.

Also attending were Solicitor Michael A. Setley, Director of Public Safety/Chief of Police Jed Habecker, Fire Chief Scott R. Brady, Superintendent of Public Works Robert McNichols, Jr., Assistant Superintendent James A. Beane, Business/Personnel Administrator Peggy A. Carpenter, Manager/Secretary Jeanne E. Johnston, and Joseph P. Rogosky of Great Valley Consultants.

Pledge to the Flag.

PUBLIC

Attendance: Kim Schemberg; Colin Engler; Perri Sepulveda; Jeffrey Grove; James Williamson; Lori Yerger; Rick Grumbling; Nancy Loratto.

A) Kathy Rohrbach re: 613 Church Rd.

1) Letter from Great Valley Consultants re: order of condemnation, dated 5/16/14

Mrs. Rohrbach identified herself as an owner of 627 Church Rd. She brought a petition from herself and her neighbors requesting that the Township to act on a blighted property, 613 Church Rd. The house was burned out in a fire in 2012. She commended recent action by Township officials, condemning the property.

Mr. Sacco informed the public that there had been an acceleration of deteriorated properties since the recession of 2009. Ms. Johnston informed the Board that the Township has attempted to reach out to the bank holding the mortgage for 613 Church Rd., but has not received information on the status of foreclosure.

Tom Stutzman of 678 Church Rd. concurred with Mrs. Rohrbach. He said that 613 Church Rd. is an embarrassment to the Township. He offered to assist the Township, but expected a resolution by 10/31/2014. He complimented the efforts of the Manager.

Ceclile Gauker of 800 Church Rd. stated that 613 Church Rd. is a disgrace.

B) Rick Grumbling and Lori Yerger re: Gouglersville Fire Co. playground expansion

Ms. Yerger identified herself as an owner adjacent to the Gouglersville Fire Co. She complained that the expansion of the Gouglersville Fire Co. playground has increased storm water runoff. Mr. McNichols noted that storm water runoff has always occurred on the Grumbling/Yerger property from SR 222 and the church parking lot. This was supported by video. The playground expansion added more area to absorb storm water by increasing the wood carpeted area, which acts as a sponge. Both Ms. Yerger and the Township presented photos to support their respective points of view.

Mr. Rogosky informed the Board that the rain garden may have suffered damage due to the severe winter. He agreed that there is a lot of water running on to the Grumbling/Yerger property from areas off site from the Gouglersville Fire Co. Mr. Sacco asked public works and the Commissioner Liaisons to meet out at the site to see if the rain garden is functioning.

Meg Deysher, another adjoining property owner, stated that, since the new playground was installed, water ponds in back of the playground. Ms. Johnston pointed out that such ponding was beneficial in that it slows down the storm water. The water is simply more visible now.

C) Perri Sepulveda re: Wildflower Ct.

Mrs. Sepulveda identified herself as an owner of 7 Wildflower Ct. She appeared with her father. She complained that, when trucks come through the road, huge gullies of mud are created in the grass island. The Sepulvedas get mud on their driveway on a daily basis. She requested that the Township widen the road or stone the island. Ms. Johnston and Mr. McNichols presented several options, with very rough estimates of cost:

Options for Wildflower Court

\$548	Delineators every 12 feet on the inside edge of the circle, 21 total.
\$6,315	Stone the entire island, includes Township labor.
\$8,106	Widen the inside of the circle by 4 feet, includes Township labor.
\$4,000	widen select areas by 4 feet, includes Township labor.
\$38,686	Pave entire island, includes Township labor.
\$34,375	Pave entire island by contractor, 2012 quote adjusted for inflation
\$0	maintain the cul-de-sac/island as offered by the HOA and accepted by the Township

The Board declined to consider paving the entire island as too expensive. Mrs. Sepulveda indicated that they did not want the island fully paved. Mr. Setley noted that simply widening the pavement does not mean that people will be more careful with the remaining island. The Board directed public works to try delineators (option 1) first.

D) Kim Schemberg re: 15 Doe Run proposed fence

1) Letter from Kim Schemberg re: zoning ordinance, dated 5/12/2014

Ms. Johnston noted that wording in the zoning ordinance would resolve Ms. Schemberg's permit problem.

TREASURER

Mrs. O'Leary reported receipt of \$2,004,580.00 in real estate tax revenue in April 2014.

TAX COLLECTOR

- A) April 2014 Report
- 1) Year 2013 Real Estate Interim
 - Balance collectable - \$22.34
 - Cash collected - \$10.83
 - 2) Year 2013 Per Capita
 - Balance collectable – \$352.00 (submitted to collection)
 - Cash collected – \$819.80
 - 3) Year 2014 Real Estate
 - Balance collectable - \$575,081.26
 - Cash collected - \$3,787.461.26
 - 4) Year 2014 Refuse
 - Balance collectable - \$97,271.00
 - Cash collected - \$578,023.60

APPROVE MINUTES

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. O'LEARY, A UNANIMOUS VOTE TO APPROVE THE MINUTES OF 4/15/14 AND APRIL 29, 2014.

CONSENT AGENDA

2014-01 DEERFIELD PRD PHASE 4A

EXPIRATION DATE 07/06/2014

(Preliminary/Final) Owner: Berkshire Greens; Agent: John W. Hoffert, PLS; location: off of SR 724; proposal summary: change type of unit along Ravine Dr. from townhomes to 16 unit apartment building; plan no. D-13-89

- a.) Letter from John W. Hoffert, PLS, re: Deerfield phase 4 waiver requests, dated 6/20/2005
- b.) Letter from John W. Hoffert, PLS, re: Deerfield phase 4A waiver requests, dated 4/7/2014
- c.) Letter from Great Valley Consultants re: Deerfield phase 4A review, dated 4/4/2014

ACTION:

GRANTED WAIVERS FOR THE DEERFIELD PHASE 4A SUBDIVISION/LAND DEVELOPMENT PLAN, REQUESTED IN A LETTER BY JOHN W. HOFFERT, PLS, DATED 4/7/2014, AND IDENTIFIED IN GREAT VALLEY CONSULTANTS' LETTER DATED 4/4/2014, AS WELL AS THE SAME WAIVERS GRANTED TO DEERFIELD PHASE 4, DATED 6/20/2005, AS APPLICABLE TO THE DEERFIELD PHASE 4A PLAN.

2014-02 WOODSIDE ESTATES

EXPIRATION DATE 07/06/2014

(Preliminary) Owner: John W. Hoffert; Agent: John W. Hoffert, PLS; location: northeast quadrant of the intersection of Cedar Top Rd. and Welsh Rd.; proposal summary: subdivision for 6 single family homes; plan no. D-14-14

a.) Letter from John W. Hoffert, PLS, re: Woodside Estates waiver requests, dated 4/7/2014

ACTION:

GRANTED WAIVERS FOR THE WOODSIDE ESTATES PLAN AS REQUESTED BY JOHN W. HOFFERT, PLS, IN A LETTER DATED 4/7/2014, INCLUDING WAIVERS OF CURB, SIDEWALK, ROAD AND SHOULDER WIDENING, AND IMPACT ASSESSMENTS.

b.) Sewage facilities planning modules received; approved by the City of Reading

ACTION:

ADOPTED A RESOLUTION AUTHORIZING SUBMISSION OF SANITARY SEWAGE PLANNING MODULES TO THE PaDEP.

ACTION:

GRANTED PRELIMINARY APPROVAL TO THE WOODSIDE ESTATES SUBDIVISION PLAN, CONDITIONED UPON A NOTE BEING PLACED ON THE DRAWING SUCH THAT EACH LOT OWNER WILL BE RESPONSIBLE TO DEVELOP AN INDIVIDUAL STORM WATER MANAGEMENT PLAN WITH 25 YEAR PRE- AND POST-DEVELOPMENT CALCULATIONS AND DESIGNED TO PREVENT 25 YEAR STORM POST-DEVELOPMENT STORM WATER INCREASES.

END OF CONSENT AGENDA

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. HOOVER, A UNANIMOUS VOTE APPROVING THE CONSENT AGENDA.

DEPARTMENTS

Recreation Department

A) Monthly Report

Police Department

A) Penske Donation for Equipment

1) Letter from Penske Corp. re: donation of \$5,000 for equipment in appreciation of incident management, dated 5/2/14

B) Fire Police Request – Bern Township, WWII Weekend

1) Letter from Bern Township Police Dept. re: request for 6/6-6/8/2014, dated 4/1/14

ON MOTION OF MRS. SWAN, SECOND OF MRS. HOOVER, A UNANIMOUS VOTE AUTHORIZING THE CUMRU TOWNSHIP FIRE POLICE TO PARTICIPATE IN THE WWII WEEKEND IN BERN TOWNSHIP.

C) Police Department Monthly Report – March 2014

Offenses reported – 44
Offenses cleared – 20
Criminal arrests – 25
Traffic arrests – 34
Stolen property value – \$2,805.00
Recovered property value – \$1,724.00
Revenue received - \$4,508.91

D) Police Department Monthly Report – April 2014

Offenses reported – 52
Offenses cleared – 35
Criminal arrests – 23
Traffic arrests – 36
Stolen property value – \$13,431.00
Recovered property value – \$2,605.00
Revenue received - \$5,747.30

Chief Habecker reported 6 residential burglaries and 1 commercial burglary, 1 stolen vehicle on Mifflin Blvd, and several thefts from the Nolde parking lot.

Fire Department

A) Fire Apparatus Bids – advertisement in June 2014

1) demonstrations 5/14/14 and 5/21/14

B) Fire Department Monthly Report Summary – April 2014

Total Incidents-45
Fires-13
Overpressure/Overheat-1
Rescue and EMS-10
Hazardous Condition (No Fire)-1
Service Call-2
Good Intent Call-10
False Alarm-8
Total Estimated Losses- \$2,200
Training: 12 Sessions; 104 Attendees; 439 Hours
Staff: 42 Volunteers, Loss 1

Administration

A) Recycling Grant Award in the amount of \$247,565.00

- 1) Notice from PaDEP re: award of recycling equipment grant
- 2) **Grant agreement – authorize execution**

3) Proposed Distribution

<u>CATEGORY</u>	<u>ITEM</u>	<u>PURPOSE</u>	<u>AMOUNT</u>	<u>TIMEFRAME</u>
PROCESSING EQUIPMENT	CHIPPER	XMAS TREES & R.O.W. MAINTENANCE	\$ 55,994.00	FUTURE PURCHASE
COLLECTION EQUIPMENT	1/3 OF TWO 10-TON DUMP TRUCKS	YARD WASTE SITE & LEAVES	\$ 91,352.00	1 REIMBURSEMENT, 1 FUTURE PURCHASE
	1/3 OF BACKHOE	YARD WASTE SITE	\$ 33,342.00	REIMBURSEMENT
	2 LEAF VACUUMS & BOXES	LEAF COLLECTION	\$ 52,000.00	FUTURE PURCHASE
	RECYCLING CANS	DISTRIBUTION TO APPLICABLE PROPERTIES	\$ 14,877.00	REIMBURSEMENT & FUTURE PURCHASE; \$4,348 CREDITED AS MATCH
PUBLIC EDUCATION	REFUSE/RECYCLING CALENDAR	REQUIRED NOTIFICATIONS		\$23,159 CREDITED AS MATCH
TOTAL			\$247,565.00	

Ms. Johnston informed the Board that the grant would allow the Township to make a bulk purchase of recycling containers and reduce the price to \$12.00 for those persons wishing to purchase an extra one for their residence.

ON MOTION OF MRS. SWAN, SECOND OF MR. GOTTSCHALL, A UNANIMOUS VOTE AUTHORIZING EXECUTION OF THE PaDEP SECTION 902 RECYCLING GRANT AS DESCRIBED ABOVE.

B) Non Uniformed Pension Plan – transition to defined contribution

- 1) draft plan document
- 2) **draft ordinance – authorize advertisement**

Ms. Johnston informed the Board that she and Mr. Setley met with the Teamsters to resolve the remaining issues about the defined contribution portion of the non uniformed pension plan.

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. O’LEARY, A UNANIMOUS VOTE AUTHORIZING THE NON UNIFORMED PENSION PLAN ORDINANCE TO BE ADVERTISED FOR A REVISED PLAN DOCUMENT WITH A DEFINED CONTRIBUTION PORTION AS OF 1/1/2013.

Public Works

A) PennDOT Severe Winter Payment

Mr. McNichols informed the Board that the Township will receive \$5,427.90 in additional winter funds from PennDOT for the severe weather. This is almost 50% of the winter contract.

Engineer

A) Road Work

- 1) Gouglersville Rd phase 1 – punch list

Mr. Rogosky informed the Board that a 5 year bond would be required for the 2013 road project.

Solicitor

A) High Blvd. – proposed vacation south of SR 724

Mr. Setley stated that the vacation of High Blvd. south of SR 724, which had been considered in 2011, was again proposed. The road is in very poor shape. It will soon be owned for most of its length on both sides by the same owner. A public hearing would be required.

Mr. McNichols informed the Board that this is a significant maintenance issue for the Township. It would cost the Township \$750,000 to reconstruct this section of High Blvd. because it was never really constructed in the first place.

Mrs. Swan asked what would happen if a property owner objected to the vacation. Mr. Setley responded that it is still the Township's decision.

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. HOOVER, A UNANIMOUS VOTE AUTHORIZING ADVERTISEMENT OF AN ORDINANCE AND PUBLIC HEARING.

CORRESPONDENCE

- A) Letters to Kim Koch re: request for sewer credit, dated 4/15/14 and 5/1/2014
- B) Cumru Fire Relief Assoc. audit 2010-2012
- C) Grill Fire Relief Assoc. audit 2009-2013
- D) Letter from Mohnton Borough re: Memorial Day Parade

PAYMENTS OF BILLS

ON MOTION OF MRS. O'LEARY, SECOND OF MRS. HOOVER, A UNANIMOUS VOTE APPROVING PAYMENTS OF BILLS DATED 4/17/14, 4/25/14, 4/29/14, 5/5/14, 5/9/14, AND 5/16/14.

COMMISSIONERS

A) Vacancies/Expirations of Terms

B) Reminders:

- 1) Township offices closed on Monday, 5/26/14, for Memorial Day holiday

C) Executive Session

8:27 p.m. – The Board of Commissioners went into executive session to discuss an item of pending litigation, several personnel issues, and a labor issue.

9:44 p.m. – Mr. Sacco stated that the Board of Commissioners discussed discuss pending litigation, 4 personnel issues, and a labor issue.

Mr. Sacco informed the public that wage increases were implemented by contracts for police and non uniformed employees at the beginning of the year.

ON MOTION OF MRS. SWAN, SECOND OF MRS. HOOVER, A UNANIMOUS VOTE AUTHORIZING INCREASES TO MANAGEMENT SALARIES AN AVERAGE OF 3%, RETROACTIVE TO JANUARY 1, 2014.

ADJOURNMENT

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. SWAN, A UNANIMOUS VOTE TO ADJOURN THE MEETING AT 9:46 P.M.

Respectfully submitted,

Jeanne E. Johnston
Manager/Secretary