

CUMRU TOWNSHIP BOARD OF COMMISSIONERS
REGULAR MEETING **JULY 21, 2015**

The Regular Meeting of the Cumru Township Board of Commissioners was called to order by Vice President Edward L. Gottschall at 7:00 p.m. Other Commissioners in attendance were, Treasurer Ruth O'Leary, Sheri Hoover, and Lorri K. Swan. President Tony J. Sacco was absent with prior notification to the Board. Also attending were Solicitors Michael A. Setley and J. Kitridge Fegley, Chief of Police Jed Habecker, Fire Chief Scott R. Brady, Superintendent of Public Works Robert McNichols, Jr., Recreation Director Samson Gausch, Manager/Secretary Jeanne E. Johnston, and Joseph P. Rogosky of Great Valley Consultants.

Pledge to the Flag.

PUBLIC

Attendance: James H. Williamson; Bob Murphy.
Mr. Sacco invited public comment. No one indicated the desire to speak.

TREASURER

A) Monthly Report

Mrs. O'Leary addressed various line items in relation to the budget. She noted that the boom mower required repairs in June at an approximate cost of \$6,500. She asked about other equipment repairs. Mr. McNichols informed the Board that 4 dump trucks required extensive repairs, due to winter wear and damage, in order to pass inspection.

TAX COLLECTOR

A) June 2015 Report

- 1) Year 2014 Real Estate Interim
 - Balance collectable beginning of month - \$256.60
 - Cash collected - \$216.96
 - Balance collectable end of month - \$59.36
- 2) Year 2015 Real Estate Interim
 - Balance collectable beginning of month - \$0
 - Cash collected - \$2,830.43
 - Balance collectable end of month - \$3,025.72
- 3) Year 2015 Real Estate
 - Balance collectable beginning of month - \$564,015.76
 - Cash collected - \$341,636.31
 - Balance collectable - \$222,379.45
- 4) Year 2015 Refuse
 - Balance collectable beginning of month - \$86,536.00
 - Cash collected - \$53,411.90
 - Balance collectable - \$35,434.10

APPROVE MINUTES

ON MOTION OF MRS. O'LEARY, SECOND OF MRS. SWAN, A MAJORITY VOTE TO APPROVE THE MINUTES OF 6/16/2015 AND 6/20/2015. ROLL CALL: MRS. HOOVER – YES; MRS. O'LEARY – YES; MR. GOTTSCHALL – YES; MRS. SWAN – YES; MR. SACCO – ABSTAIN.

Mr. Sacco abstained because he was absent for the 6/16/15 meeting.

CONSENT AGENDA

2013-05 DOLLAR GENERAL

Applicant: Shillington DPP VIII, LLC; Agent: Steckbeck Engineering; location: between Lancaster Pike and Old Lancaster Pike.; plan no. 1450-13-009; proposed land development; variances obtained for loading, parking, and on lot water
a.) Letter from Great Valley Consultants re: recommended amount, dated 7/16/2015

ACTION:

AUTHORIZED ESCROW RELEASE NO. 1 FOR THE DOLLAR GENERAL LAND DEVELOPMENT IN THE AMOUNT OF \$104,053.00.

2014-05 MANNEPULI SUBDIVISION

(final) Agent: John W. Hoffert, PLS; location: off of Cedar Top Rd.; proposal summary: subdivide pre-existing lot; plan no.; approved 9/16/2015

ACTION:

REAFFIRMED FINAL APPROVAL OF THE MANNEPULI SUBDIVISION PLAN.

a.) Memorandum from Manager re: improvements completed, dated 7/20/2015

ACTION:

AUTHORIZED ESCROW RELEASE NO. 1 FOR THE MANNEPULI SUBDIVISION IN THE AMOUNT OF \$33,661.37.

2015-03 CAMPITELLI ANNEXATION/SUBDIVISION

EXPIRATION DATE 08/31/2015

(sketch) Owners: Roberto and Amber Campitelli; Agent: McCarthy Engineering; location: off Maple Grove Rd.

a.) Applicant requested waivers on 07/06/2015

b.) Planning Commission recommended waivers as requested on 07/06/2015

c.) Memorandum from Fire Chief re: approval of turnaround areas, dated 7/16/2015

ACTION:

APPROVED WAIVERS TO THE SUBDIVISION & LAND DEVELOPMENT ORDINANCE FOR THE CAMPITELLI ANNEXATION/SUBDIVISION AS FOLLOWS:

- 1) RELIEF FROM SECTIONS 507.A. AND 507.B., REQUIRING CURB AND SIDEWALK;**
- 2) RELIEF FROM SECTIONS 405.A., 406.A., AND 408.A. REQUIRING ENVIRONMENTAL IMPACT, COMMUNITY FACILITIES IMPACT, AND UTILITY IMPACT STUDIES, RESPECTIVELY; AND**
- 3) RELIEF FROM SECTION 509.F.3. REQUIRING THE SHARED PORTION OF THE DRIVEWAY TO BE PAVED TO A WIDTH OF 16 FEET, SUBJECT TO**

**APPROVAL OF TURNAROUND AREAS AT THE LOT INTERFACE AREAS
BY THE FIRE CHIEF.**

d.) Planning Commission recommended approval on 07/06/2015

ACTION:

**GRANTED FINAL APPROVAL TO THE CAMPITELLI ANNEXATION/SUBDIVISION
SUBJECT TO RESOLUTION OF ANY OUTSTANDING ITEMS IN GREAT VALLEY
CONSULTANTS REVIEW LETTER DATED 7/1/2015.**

2015-05 JOHN PAUL II SCHOOL ADDITION

EXPIRATION DATE 10/04/2015

(preliminary) Agent: John W. Hoffert, PLS; location: off Welsh Rd.; proposal summary:
expansion of facility and reconfiguration of driveway

a.) Letter from John Hoffert Surveying re: waiver requests, dated 07/06/2015

b.) Planning Commission recommended waivers as requested on 07/06/2015

ACTION:

**APPROVED WAIVERS TO THE SUBDIVISION & LAND DEVELOPMENT
ORDINANCE FOR THE JOHN PAUL II SCHOOL ADDITION AS REQUESTED IN A
LETTER FROM JOHN HOFFERT SURVEYORS, DATED 7/6/15.**

2015-04 TIMAC LAND DEVELOPMENT

Applicant: TIMAC/Agro USA; Agent: Whitman Engineering; Location: off Angstadt
Lane; proposal summary: new warehouse

a.) Letter from Great Valley Consultants re: recommended amount, dated 7/16/2015

ACTION:

**AUTHORIZED ESCROW RELEASE NO. 1 FOR THE TIMAC/AGRO LAND
DEVELOPMENT IN THE AMOUNT OF \$39,875.00.**

194 PHEASANT ROAD

a.) Planning Commission recommended waiver of subdivision on 07/06/2015

ACTION:

**AFFIRMED THE POSITION OF THE PLANNING COMMISSION, CONSIDERING 194
PHEASANT ROAD TO BE NATURALLY SUBDIVIDED BY THE ROAD, NOT
REQUIRING SUBDIVISION PLANNING REQUIREMENTS.**

END OF CONSENT AGENDA

**ON MOTION OF MRS. O'LEARY, SECOND OF MR. GOTTSCHALL, A UNANIMOUS
VOTE APPROVING THE CONSENT AGENDA.**

DEPARTMENTS

Recreation Department

A) Monthly Report

Mr. Gausch informed the Board that 5 weeks of the 6 week playground program had transpired. He also informed the Board that the playground program participants had won a Berks County coloring contest for storm water education.

Police Department

A) Police Department Monthly Report – June 2015

Offenses reported – 45
Offenses cleared – 14
Criminal arrests – 13
Traffic arrests – 39
Stolen property value – \$73,144.00
Recovered property value – \$25,352.00
Revenue received - \$4,024.16
Chief Habecker reported on various fraud and theft cases.

B) Mohnton Great Pumpkin Parade

1) Letter from Mohnton-Cumru Lions Club re: request for route approval, dated 5/14/15
Chief Habecker recommended a letter of concurrence with the proposed route. The Board directed the Secretary to send such a letter.

Fire Department

A) Fire Department Monthly Report – June 2015

Total Incidents-41
Fires-6
Rescue and EMS-8
Hazardous Condition (No Fire)-6
Service Call-2
Good Intent Call-12
False Alarm-7
Total Estimated Losses- \$55,000.00
Volunteer Staffing-42 (no change)

B) SAFER Grant

Chief Brady reported that the 2010 SAFER Grant, which was expected to expire in July, was extended to the end of 2015. The grant is used for duty crew incentives and promotion of recruitment. There is \$150,000 left in the grant. Some of it will be used for advertisement of the joint fall fest and fire department promotional activity.

C) Fire Strategic Plan

Chief Brady informed the Board that the August 4 Fire Board of Directors meeting would discuss the strategic plan. He and Mr. Beane would also report on information from a conference on fire station design.

D) Engine/Rescue 42

Chief Brady reported that the new Rescue/Engine 42 was now in service.

Administration

A) PPL Streetlight Purchase - update

Ms. Johnston informed the Board that Entech Engineering, hired by the Township to write specifications for the municipality's portion of the PPL streetlight purchase make-ready work,

had encountered changes in PPL’s specifications. The specifications for the “interface boxes” had changed significantly since November 2014. There were also inconsistencies with the lists of streetlights and poles. Due to increased work required to deal with these developments, Entech requested a change order. Mr. Setley pointed out that, even with the change order, the contract amount would still be less than the original quote.

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. SWAN, A UNANIMOUS VOTE APPROVING CHANGE ORDER NO. 1 IN THE AMOUNT OF \$3,500 FOR ENTECH ENGINEERING’S WORK ON THE PPL STREETLIGHT PURCHASE SPECIFICATIONS.

Mrs. Swan requested that Ms. Johnston contact Denver Borough to find out more information on their streetlight grant.

Public Works

A) Poplar Neck Bridge over River – update

- 1) GP 11 permit signed 7/17/15

B) Fuel Dispensing System - update

- 1) notice to proceed issued, project start date not yet defined per permitting
- 2) fuel cards updated

C) **Sanitary Sewer TV & Grouting – Flying Hills**

- 1) Memorandum from Manager re: recommendation from Municipal Authority and Liaisons, dated 7/17/15

ON MOTION OF MRS. SWAN, SECOND OF MR. GOTTSCHALL, A UNANIMOUS VOTE AUTHORIZING ADDITIONAL SANITARY SEWER TV AND GROUTING IN FLYING HILLS AT A COST NOT TO EXCEED \$50,000.

D) **Infrastructure Plan – roads and storm sewer**

- 1) Memorandum from Manager re: quote from Great Valley Consultants for \$7,500.00, dated 7/17/15

Mrs. Swan informed the Board that a 5 year plan for roads and storm water would help with budgeting. In the 2016 budget, funds for development of a sewer 5 year plan will be included.

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. SWAN, A UNANIMOUS VOTE AUTHORIZING GREAT VALLEY CONSULTANTS TO PROCEED ON DEVELOPMENT OF A 5 YEAR ROADS AND STORM SEWER PLAN IN COORDINATION WITH PUBLIC WORKS AT A COST NOT TO EXCEED \$7,500.

E) **PennDOT Winter Services Agreement**

- 1) proposed renewal agreement received from PennDOT
- 2) comparison of amounts – 13% increase 2014/2015 to 2015/2016; 27% increase overall

CONTRACT	SEASON 1	SEASON 2	SEASON 3	SEASON 4	SEASON 5	TOTAL
2010/2011-2014/2015	\$10,340.79	\$10,651.01	\$10,970.54	\$11,299.66	\$11,638.65	\$54,900.64
2015/2016-2019/2020	\$13,154.23	\$13,548.85	\$13,955.32	\$14,373.98	\$14,805.20	\$69,837.58

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. SWAN, A UNANIMOUS VOTE AUTHORIZING EXECUTION OF AN AGREEMENT WITH PennDOT FOR WINTER SERVICES ON CERTAIN STATE ROADS.

F) East Pointe Drive - update

1) Memorandum from Manager re: letter from developer, dated 7/15/15

Mr. Setley informed the Board that the developer wants another engineering study on the road. Mrs. Swan stated that she did not believe in the use of a third party for this purpose. Mr. Rogosky noted that the base has been exposed since 2003. The road has failed to the point where it might not be passable. He and Mr. McNichols concurred that the road should be reconstructed. Mr. Rogosky explained that the developer wants to put a mat over the base, but matting is not proper for this application.

G) Vermont Rd.

Mr. McNichols informed the Board that PennDOT was preparing to pave Vermont Rd. and the Township would be raising 6 manholes for that project.

Engineer

A) Gouglersville Road

1) phase 2 application for payment (final) - \$68,701.05

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. SWAN, A UNANIMOUS VOTE AUTHORIZING PAY APPLICATION NO. 3 (FINAL) TO BURKHOLDER PAVING FOR PHASE 2 OF GOUGLERSVILLE RD. IN THE AMOUNT OF \$68,701.05.

2) phases 3 & 4 applications for payment

a) application for payment no. 1 - \$69,363.68 for storm sewers

b) application for payment no. 2 - \$106,949.47 for road preparation and grading

ON MOTION OF MRS. SWAN, SECOND OF MR. GOTTSCHALL, A UNANIMOUS VOTE AUTHORIZING PAY APPLICATION 1 IN THE AMOUNT OF \$69,363.68 AND PAY APPLICATION 2 IN THE AMOUNT OF \$106,949.47 TO BARWIS PAVING FOR GOUGLERSVILLE ROAD PHASES 3 AND 4.

Solicitor

A) Ordinance revisions re: prohibited waste in sanitary sewer system

ON MOTION OF MRS. SWAN, SECOND OF MR. GOTTSCHALL, A UNANIMOUS VOTE ADOPTING THE ORDINANCE ON PENALTIES FOR PROHIBITED WASTE IN THE SANITARY SEWER SYSTEM IN THE FORM PRESENTED.

CORRESPONDENCE

- A) Western Berks Landfill 2014 Annual Operations Report – 9.89 years to closure
- B) Letter from Atty. Robert Gundlach re: extension of deadline for conditional use hearing on Hawthorne subdivision, dated 7/17/15
- C) Letter from Atty. Kimberly Freimuth re: defer discussion of apartments in Hawthorne subdivision until August meeting, dated 7/16/15
- D) Non Uniformed Pension Plan audit 2013-2014
- E) Police Pension Plan audit 2013-2014

PAYMENTS OF BILLS

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. HOOVER, A UNANIMOUS VOTE APPROVING PAYMENTS OF BILLS DATED 6/19/15, 6/26/15, 7/2/15, 7/10/15, AND 7/17/15.

COMMISSIONERS

A) Vacancies/Expirations of Terms

- 1) Zoning Hearing Board Alternate – 1 vacancies, 1 candidate
- 2) Park and Recreation Board – 2 vacancies, 1 candidate

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. HOOVER, A UNANIMOUS VOTE APPOINTING MATT KEPERLING AS AN ALTERNATE TO THE ZONING HEARING BOARD AND ROGER RAYBUCK AS A MEMBER OF THE PARK & RECREATION BOARD.

B) Drones

Mr. Gottschall informed the Board that he received a complaint from a Cumru resident recently about a drone which had been hovering over the resident's driveway. Mr. Setley said that he would do some research.

C) Executive Session

Mr. Sacco announced that the Board had convened an executive session on 7/16/15, in anticipation of this evening's meeting. The executive session had been advertised.

7:57 p.m. – The Board of Commissioners went into executive session to discuss 2 personnel items and 2 real estate matters.

8:58 p.m. – Mr. Sacco stated that the Board of Commissioners discussed discuss 2 personnel Items, 2 real estate items, and a matter of potential litigation.

ON MOTION OF MRS. HOOVER, SECOND OF MRS. O'LEARY, A UNANIMOUS VOTE TO ACCEPT A RETIREMENT LETTER PRESENTED TO THE BOARD FROM CHIEF OF POLICE JED HABECKER, EFFECTIVE AFTER 9/30/2015.

Mr. Sacco thanked Chief Habecker for his devoted years of service to Cumru Township.

ADJOURNMENT

ON MOTION OF MR. GOTTSCHALL, SECOND OF MRS. SWAN, A UNANIMOUS VOTE TO ADJOURN THE MEETING AT 9:00 P.M.

Respectfully submitted,


Jeanne E. Johnston
Manager/Secretary