

**CUMRU TOWNSHIP BOARD OF COMMISSIONERS  
REGULAR MEETING                      AUGUST 16, 2022**

The Regular Meeting of the Cumru Township Board of Commissioners was called to order by President Ruth A. O’Leary at 7:03 p.m. Other Commissioners in attendance were Vice President David J. Batdorf, Sam Kalbach, and William B. Miller. Commissioner Lisha Rowe was absent. Also attending were Solicitor Michael A. Setley, Chief of Police Madison Winchester, Fire Chief James A. Beane, Superintendent of Public Works Robert McNichols, Jr., Asst. Superintendent of Public Works Michael Yost, Jr., Business/Personnel Administrator Peggy A. Carpenter, Manager/Secretary Jeanne E. Johnston, Special Projects/Asst. Secretary Patricia A. Wylezik-Pfeiffer, and Joseph P. Rogosky of Great Valley Consultants.

**NOTICE:**

Public comment will be accepted in person. Please include your first name, last name and address for all comments. Any comments without a name or address will not be considered. To accommodate as many people as possible, we request that each person’s comments be limited to 3 minutes. The meeting comment period is limited to a total of 60 minutes. This time period may be extended at the discretion of the Commissioners. While public comments will be given due consideration, immediate responses will be done at the discretion of the Commissioners.

**PUBLIC**

Attendance: Doug Shinn, Becky Wingenroth, and Sheldon Meyer.

**A.) Doug Shinn re: East Pointe Dr. No Parking Signs**

Doug Shinn addressed the Board stating that he believes that the No Parking Signs along East Pointe drive are placed incorrectly. He had McCarthy Engineering remeasure the distances at his driveway. He provided documentation to the Board.

Mrs. O’Leary told Mr. Shinn that they might have to agree to disagree concerning this matter. She went to the site with her husband who is a professional truck driver. Her husband stated that there was plenty of room for the trucks to enter and exit the property. Mrs. O’Leary informed Mr. Shinn that the Commissioners would look at his documentation but she was not promising anything. She also stated that when she was at the property over the weekend, the No Parking Signs were covered by foliage from trees. She requested that Mr. Shinn trim the trees back so the signs will be visible.

**AMBULANCE SERVICE**

**A.) Monthly Report – July 2022**

Scott Dunbar, Director of EMS for TowerDirect, reported that they responded to 184 calls in July with an average response time of 6 minutes and 29 seconds. He also stated that he was able to correct a bill for services that was mistakenly sent to a resident. He was looking into a way to prevent this in the future and have better communication. Ms. Johnston suggested adding a link to the website.

## APPROVE MINUTES

Mrs. O'Leary noted 1 typographic error in the regular meeting minutes.

**ON MOTION OF MR. MILLER, SECOND OF MR. BATDORF, A UNANIMOUS VOTE APPROVING THE MINUTES OF 7/19/22 – PUBLIC HEARING, AS SUBMITTED, AND THE MINUTES FROM 7/19/22 – REGULAR MEETING, WITH 1 CORRECTION AS NOTED.**

## TREASURER

### A.) Monthly Report – July 2022

Mrs. Carpenter announced that a CD that has matured will be renewed for another 3 months at a rate of 2.83%. Ms. Johnston reminded the Board that the 2<sup>nd</sup> transfer of the ARPA money is expected at any time.

## TAX COLLECTOR

### A.) Monthly Report – June 2022

#### 1) Year 2022 Real Estate

Balance collectable beginning of month – \$463,205.25

Cash collected – \$237,460.18

Balance collectable end of month - \$225,745.07

#### 2) Year 2022 Refuse

Balance collectable beginning of month - \$88,365.00

Cash collected - \$42,030.00

Balance collectable end of the month - \$46,335.00

#### 3) Year 2022 SMP

Balance collectable beginning of month - \$6,370.00

Cash collected - \$3,250.00

Balance collectable end of the month - \$3,120.00

#### 4) Year 2021 Per Capita

Balance collectable for 7/1/2021 bills - \$515.00

*Note: Remaining balance from 7/1/2021 sent to collections.*

### B.) Monthly Report – July 2022

#### 1) Year 2022 Real Estate

Balance collectable beginning of month – \$225,745.07

Cash collected – \$14,128.35

Balance collectable end of month - \$212,260.42

#### 2) Year 2022 Interim Real Estate

Balance collectable beginning of month – \$418.23

Cash collected – \$106.00

Balance collectable end of month - \$310.07

#### 3) Year 2020 and 2021 Interim Real Estate

Balance collectable beginning of month – \$3,576.69

**ON MOTION OF MR. KALBACH, SECOND OF MR. MILLER, A UNANIMOUS VOTE TO AUTHORIZE THE PRESIDENT AND THE MANAGER TO EXECUTE THE DCED GRANT AGREEMENT C000083134 FOR \$15,000 TOWARDS THE THERAPY DOG VEHICLE AND TO ORDER 2 POLICE VEHICLES AND 1 THERAPY DOG VEHICLE TO BE PAID IN 2023.**

**D.) Tasers**

- 1) Recommendation to approve Taser Certification Program quote for an amount of \$16,086/year for five years

Chief Winchester explained that the quote is for 25 new tasers. The Taser Certification Program provides support for 5 years. Ms. Johnston explained the difference between the Basic Program and the Certification Program. The Certification Program is the better deal because it includes the training cartridges and the extra cartridges versus paying ala carte with the Basic Program.

**ON MOTION OF MR. MILLER, SECOND OF MR. BATDORF, A UNANIMOUS VOTE TO APPROVE THE PURCHASE OF THE TASERS THROUGH THE TASER CERTIFICATION PROGRAM AT A COST OF \$16,086/YEAR FOR 5 YEARS.**

Fire Department

**A.) Monthly Report – July 2022**

Chief Beane asked if anyone had any questions concerning his monthly report. Ms. Johnston reported that Chief Beane rescued another red-tailed hawk.

**B.) Fire Station Phase 1 – application for payment no. 8, \$138,285.00**

- 1) Letter from Atlas Engineering re: \$59,283.00 for Cumru work, \$79,002 for Mohnton work, dated 8/3/2022

**ON MOTION OF MR. MILLER, SECOND OF MR. BATDORF, A UNANIMOUS VOTE TO APPROVE PAYMENT #8 FOR ANKIEWICZ ENTERPRISES, INC. FOR \$138,285.00.**

**C.) Fire Station Phase 1 – application for payment no. 9, \$223,844.40**

- 1) Letter from Atlas Engineering re: \$166,879.80 for Cumru work, \$6,210.00 for Shillington work (to be reimbursed end of project), \$50,754.60 for Mohnton work, received 8/12/2022

**ON MOTION OF MR. KALBACH, SECOND OF MR. MILLER, A UNANIMOUS VOTE TO APPROVE PAYMENT #9 FOR ANKIEWICZ ENTERPRISES, INC. FOR \$223,844.40.**

**D.) Hiring – update**

Chief Beane reported that the Fire department made conditional offers of employment to 5 new fire firefighters. They accepted and all 5 candidates started at the Fire Academy at HACC on Monday August 15, 2022. Hopefully they will all graduate in 14 weeks.

Mr. Miller thanked Chief Beane for all of his efforts to keep the process moving forward so the candidates were ready to enter the Fire Academy in August.

Ms. Johnston advised that, since the area around the Township Office Building is an active construction area, it is “park at your own risk.”

Administration

A.) Codes Department – July 2022

- Building Permits Issued – 15
- Use Permits Issued– 4
- Zoning Permits Issued – 12
- Notices of Violations – 13
- Citations issued – 0
- Violations complied – 14
- Phone calls from contractors, realtors & public approximately – 168
- Properties Condemned – 2(525 Philadelphia Ave. – hoarding; 613 Church Rd. – Fire)
- Permit Inspections Done – 36
- Inspections with the Fire Department – 0
- Training Seminars Attended – 0

**B.) Planning Extensions of Time**

- 1) J&A Court Apartments granted extension of time to 12/31/2022
- 2) NorthPoint Land Development granted extension of time to 11/30/2022

**ON MOTION OF MR. MILLER, SECOND OF MRS. O’LEARY, A UNANIMOUS VOTE TO GRANT PLANNING EXTENSIONS OF TIME FOR J&A COURT APARTMENTSTO 12/31/22 AND FOR NORTHPOINT DEVELOPMENT TO 11/30/22.**

**C.) Grande Storage Units – escrow release**

Ms. Johnston explained that there are no dedicated facilities.

**ON MOTION OF MR. BATDORF, SECOND OF MR. KALBACH, A UNANIMOUS VOTE TO APPROVE THE FINAL ESCROW RELEASE FOR GRANDE STORAGE UNITS.**

Ms. Johnston reported to the Board that the Governor Mifflin Class of 1970 is replacing the plaque that was stolen from the monument on Governor Mifflin Blvd. The ceremony will take place on August 19, 2022, at 1:00 p.m.

Public Works

**A.) Highway/Class II Position – hiring recommendation**

Mr. McNichols reported to the Board that he and Mr. Yost interviewed a qualified applicant for this position. He requested that the Board authorize a conditional offer of employment.

**ON MOTION OF MR. KALBACH, SECOND OF MR. BATDORF, A UNANIMOUS VOTE TO EXTEND A CONDITIONAL OFFER OF EMPLOYMENT FOR THE HIGHWAY/CLASS II POSITION.**

**B.) Utility (Sewer) Technician/ Class II Position – update**

Mr. McNichols stated that Brody Simmons was hired and started on 7/29/22. Public Works is still looking to fill another Utility (Sewer) Technician/ Class II position.

C.) Point of Connection 8 Moratorium – update

- 1) Letter from PaDEP re: tentative 2023 ending date for moratorium, dated 08/11/2022

D.) Surplus Property Auction 2022

- 1) Vehicle list for auction

**ON MOTION OF MR. KALBACH, SECOND OF MR. BATDORF, A UNANIMOUS VOTE TO AUTHORIZE THE VEHICLES ON THE LIST TO BE SOLD AT THE SURPLUS PROPERTY AUCTION.**

Engineer

A.) A.) 2022 Road Work – Oregon Rd phase 2

- 1) Application for payment # 2 in the amount of \$672,353.52
  - \$161,579.37 general capital (create capital reserve line-item number)
  - \$510,774.15 liquid fuels

- 2) Change order no. 1 for asphalt escalator in the amount of \$28,653.76

*Note: Oregon Rd. phase 2 will cost \$1,125,186.30. With phase 1 sewer replacement in the amount of \$385,156.95, the total cost for Oregon Rd. reconstruction was \$1,510,343.25*

Mr. Rogosky reported that he is pleased with the end results of the Oregon Rd. reconstruction. The width of the finished road is consistent with the pre-existing road widths. Mr. Kalbach stated that he drove on the new road and concurs that the road is greatly improved.

**ON MOTION OF MR. MILLER, SECOND OF MR. BATDORF, A UNANIMOUS VOTE TO APPROVE PAYMENT #2 FOR CONSTRUCTION MASTERS SERVICES, INC. IN THE AMOUNT OF \$672,353.52.**

**ON MOTION OF MR. MILLER, SECOND OF MR. BATDORF, A UNANIMOUS VOTE TO APPROVE CHANGE ORDER #1 TO CONSTRUCTION MASTERS SERVICES, INC FOR THE ASPHALT ESCALATOR IN THE AMOUNT OF \$28,653.76.**

B.) Multimodal Grant Application for South 9<sup>th</sup> St. – update

- 1) reaffirm resolution

- 2) Letter from Berks County Planning Commission re: support for grant, dated 08/10/2022

.....Mr. Rogosky informed the board that the application amount changed during the application process. The amount requested for the DCED Multimodal Grant was \$471,955.00. He asked the Board to reaffirm the resolution for the grant application.

**ON MOTION OF MR. KALBACH, SECOND OF MR. BATDORF, A MAJORITY VOTE TO REAFFIRM THE RESOLUTION FOR THE MULTIMODAL (DCED) GRANT IN THE AMOUNT OF \$471,955.00.**

Mr. Kalbach inquired if GVC had found a traffic consultant to do the study for NorthPoint. Mr. Rogosky replied that they found a third party to conduct a traffic study for SR10.

Solicitor

**PAYMENTS OF BILLS**

**ON MOTION OF MR. MILLER, SECOND OF MR. BATDORF, A MAJORITY VOTE APPROVING THE PAYMENT OF BILLS DATED 7/22/22, 7/22/22, 7/25/22, 7/28/22, 7/29/22, 8/01/22 – PLGIT, 8/01/22, 8/05/22, 8/12/22. MRS. O’LEARY ABSTAINED.**

**CORRESPONDENCE**

- A.) Zoning Hearing Board notice for 08/23/2022
- 340 Old Lancaster Pike – hearing continued
  - J&A Court Apartments

Mr. Kalbach requested that Ms. Johnston testify on behalf of the Board of Commissioners against the proposed J&A Court Apartments plan based on the lack of water and the numerous waivers/ variances being requested for the project.

**ON MOTION OF MR. BATDORF, SECOND MR. MILLER, A UNANIMOUS VOTE TO AUTHORIZE MS. JOHNSTON TO TESTIFY AGAINST THE PROPOSED J&A COURT APARTMENT PLAN AT THE ZONING HEARING BOARD ON AUGUST 23, 2022, IN CONSULTATION WITH COMMISSIONER KALBACH.**

- B.) Email from Berks County Conservation District re: positive mosquito test for West Nile Virus in Cumru Township

**COMMISSIONERS**

- A.) Executive Session

8:05 p.m. – The Board met in executive session on a matter of collective bargaining.

8:14 p.m. – The meeting reconvened. Mr. Setley stated that the Board had discussed one item of collective bargaining.

- B.) Reminders:

1) Board of Commissioners meetings for August and Sept. 2022:

- 8/30/2022 at 7:00 p.m. – 5<sup>th</sup> Tuesday Meeting
- 9/20/2022 at 7:00 p.m. – Regular Meeting

2) Planning Commission meeting – September 12, 2022, at 6:00 p.m.

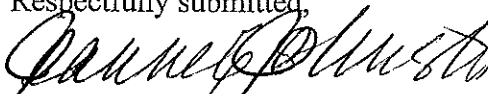
*Note: Venue to be determined.*

3) ZHB – August 23, 2022, at 6:00 p.m.

**ADJOURNMENT**

**ON MOTION OF MR. BATDORF, SECOND OF MR. MILLER, A UNANIMOUS VOTE TO ADJOURN THE MEETING AT 8:15 P.M.**

Respectfully submitted,



Jeanne E. Johnston

Manager/Secretary