

**CUMRU TOWNSHIP BOARD OF COMMISSIONERS  
SPECIAL MEETING                                  JUNE 29, 2021**

The Special Meeting of the Cumru Township Board of Commissioners was called to order by President William B. Miller at 7:00 p.m. Other Commissioners in attendance were Vice President Ruth A. O’Leary, David J. Batdorf, Chip Bilger, and Sam Kalbach. Also attending were Solicitor Michael A. Setley, Chief of Police Madison Winchester, Fire Chief James A. Beane, Superintendent of Public Works Robert McNichols, Jr., Business/Personnel Administrator Peggy A. Carpenter, Manager/Secretary Jeanne E. Johnston, Assistant Secretary/Special Projects Patricia Wylezik-Pfeiffer, and Joseph P. Rogosky of Great Valley Consultants.

This meeting is being recorded for the purpose of assisting in the preparation of meeting minutes. The audio file of the meeting will be destroyed after official meeting minutes for this meeting have been adopted.

Pledge to the Flag.

**PRESENTATIONS**

A) Herbein+Co. re: FY 2020 Audit Summary

Nick Beiber of Herbein+Co. presented the 2020 financial statement. There were no findings.

**PUBLIC**

A) Michael and Greta Guigley re: Eshelman Lane

Greta Guigley of 100 Eshelman Lane asked about limits on the number of homes allowed on a shared driveway. She indicated that she and her husband were concerned about a new home to be built on Eshelman Lane, a shared driveway. Mr. Setley stated that the lot in question was approved and recorded, which allowed use of that access. Ms. Johnston informed the Board that the lot in question was subdivided in 1984.

Mrs. Guigley claimed that her father was told in the past that the lane would have to be improved for additional subdivision. The Guigleys want the new lot owner to improve the lane. Mr. Setley stated that regulations had changed since 1984, but the previous action can’t be undone.

Mrs. Guigley said she and her husband want to subdivide. Ms. Johnston stated current regulations limit the number of homes on a shared driveway to three. Mr. Setley noted that there have occasionally been waivers to that number. Ms. Johnston stated that the current ordinance requires a shared driveway agreement. With respect to possible future subdivision, Mr. Setley encouraged the Guigleys to get permission from the existing neighbors for a shared driveway agreement.

**TAX COLLECTOR**

A) Tax Collector’s Office Closed 6/28/2021-7/19/2021

## DEPARTMENTS

### Police Department

#### A) Civil Service – update

Chief Winchester informed the Board that offers of employment have been made for the two new hires.

### Fire Department

#### A) Structure Fire 106 Gold St.

Chief Beane informed the Board about the fire at 106 Gold St. This is the third fire in this area in recent years.

#### B) Fire Truck Lease – update

Chief Beane informed the Board that additional paperwork was completed for the lease.

#### C) Utility Project – update

Chief Beane informed the Board that the PaDEP requested additional information.

#### D) Fire Station Grant Legislation

The Board requested that Ms. Johnston inform the appropriate representative of the Township's support of this legislation.

### Administration

#### A) Zoning Ordinance Amendment 2021 – update

- 1) Berks County Planning Commission review, dated 6/25/2021
- 2) Affidavit of Posting, dated 6/18/2021
- 3) Affidavit of Mailing, dated 6/18/2021

#### B) American Rescue Plan Funds – update

##### **1) MS4 Permit for Pollution Reduction Plan for Wyomissing Creek**

##### 2) Request from Heritage of Green Hills

Ms. Johnston informed the Board that the 2022 budget would have to address funding obligations for the Wyomissing Creek TMDL plan that has now been approved. That obligation is \$400,000 over the next 5 years. Such funds can be expensed from the ARP money.

The Board indicated that the present year budget should be revised to take into account allowable expenses for water, stormwater, and sewer projects. With respect to the developer request for ARP funds, it is anticipated that Township projects, including the Wyomissing Creek and the campus utility project, will consume the ARP funds. Mr. Setley suggested that the developer be referred to Berks County since the County is considering requests from businesses for ARP funds.

#### C) Poplar Neck Land

- 1) Letter from PaDEP re: release from consent order, dated 6/23/2021

**D) America 250 Resolution**

**ON MOTION OF MR. BILGER, SECOND OF MR. MILLER, A UNANIMOUS ADOPTING THE AMERICA 250 ANNIVERSARY CELEBRATION RESOLUTION AS REQUESTED BY THE BERKS COUNTY COMMISSIONERS.**

**E) Special Projects / Assistant Secretary Position – hire**

**ON MOTION OF MR. KALBACH, SECOND OF MR. BATDORF, A MAJORITY VOTE AUTHORIZING HIRING OF PATRICIA WYLEZIK-PFEIFFER FOR THE SPECIAL PROJECTS POSITION AT A SALARY \$60,000/YEAR. ROLL CALL: MRS. O’LEARY – YES; MR. KALBACH – YES; MR. BATDORF – YES; MR. BILGER – YES; MR. MILLER – ABSTAIN.**

Ms. Johnston stated that this position is also the Assistant Township Secretary and the Planning Secretary.

Public Works

A) Staffing – update

1) Memorandum from Manager re: request to hire top 2 candidates, dated 6/28/2021  
**ON MOTION OF MR. BATDORF, SECOND OF MRS. O’LEARY, A UNANIMOUS VOTE AUTHORIZING HIRING THE TOP TWO CANDIDATES FOR THE HIGHWAY POSITION AND THE SEWER POSITION.**

B) Auction – update

Mr. McNichols informed the Board that the auction generated approximately \$60,000. Some of the funds go back into the liquid fuels fund.

Engineer

A) 2021 Road Work – friction course

1) bid tabulation

COMPANY	BID AMOUNT
Asphalt Maintenance Solutions	\$ 79,336.50
Asphalt Paving Systems	\$136,570.25

**ON MOTION OF MR. BILGER, SECOND OF MR. BATDORF, A UNANIMOUS VOTE AWARDED THE 2021 ROAD WORK – FRICTION COURSE BID TO ASPHALT MAINTENANCE SOLUTIONS FOR AN AMOUNT OF \$79,336.50.**

Solicitor

Mr. Setley stated that the suggested revisions to the proposed zoning ordinance amendment by the Berks County Planning Commission were all *de minimus* or related to formatting.

**COMMISSIONERS**

A) Executive Session

B) Reminders:

- 1) Planning Commission meeting for July rescheduled to 7/7/2021

C) 2022 Budget Meetings

- 1) 10/21/2021, 3:30 p.m. to 5:30 p.m. – sewer and other funds
- 2) 10/28/2021, 3:30 p.m. – general fund and other funds

**ADJOURNMENT**

**ON MOTION OF MR. BILGER, SECOND OF MR. BATDORF, A UNANIMOUS VOTE  
TO ADJOURN THE MEETING AT 7:50 P.M.**

Respectfully submitted,



Jeanne E. Johnston  
Secretary/Manager