

TILDEN TOWNSHIP BOARD OF SUPERVISORS

Saturday, February 7, 2009
Regular Meeting

The Tilden Township Board of Supervisors met in the Township Municipal Building with the following present: Supervisors, Russell Werley and Judy Romig, Township Secretary, Cheryl Haus, Township Solicitor, James Lillis and several citizens. Troy Hatt was absent. A copy of the roster is on file with the secretary.

The meeting was called to order by Chairman Russell Werley, at 8:02 A.M. followed by the pledge of allegiance.

PUBLIC PARTICIPATION - none

PAYMENT OF BILLS

A motion was made by Judy Romig and seconded by Russ Werley to pay the following bills:

General Fund - Ck# 16047-16103 in the amount of \$54,972.18 (16059 void)
Auto deductions in the amount of \$642.86

Payroll - Ck# 11009-11046 in the amount of \$12,415.96 (11025 & 11029 void)

ACH & EFTPS Transfers (Fed & State taxes) \$4,230.08

Auto deduction in the amount of \$160.94

Cabela's Traffic Light Fund - auto deductions in the amount of \$49.44

Sewer Fund - Ck# 2143-2148 in the amount of \$31,190.13

Auto deductions in the amount of \$186.97

TIP Traffic Light Fund - Auto deductions in the amount of \$51.94

TIP Street Light Fund - Auto deduction in the amount of \$580.31

West Hamburg Street Lt Fund - Auto deduction in the amount of \$185.77

Upon roll call, Werley and Romig voted yes.

APPROVAL OF MINUTES

A motion was made by Judy Romig and seconded by Russ Werley to approve the January 5, Regular & Re-organization, January 9 Emergency Meeting and January 12, 2009 Special meeting minutes. Upon roll call, Romig and Werley voted yes.

REPORT - SOLICITOR

A motion was made by Judy Romig and seconded by Russ Werley for Resolution # 10, 2009 to appoint Reinsel Kuntz Leshner, LLP as CPA for Tilden Township for 2008. Upon roll call, Romig and Werley voted yes.

A motion was made by Russ Werley and seconded by Judy Romig for Resolution # 13, 2009, to adopt the Tilden Township Facilities Use Policy adding the facility @ West State Street and adding a resident cost of \$25.00 and a non-resident cost of \$40.00. Upon roll call, Werley and Romig voted yes.

A motion was made by Russ Werley and seconded by Judy Romig to authorize Kozloff Stoudt to advertise for adoption, the anti-Graffiti Ordinance. Upon roll call, Werley and Romig voted yes.

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A motion was made by Judy Romig and seconded by Russ Werley to allow Lonestar / Logan's to withdraw their plan and return their security, acknowledging that they will need to refile a new application if they desire to develop, and upon all fees due to Tilden Township being received. Upon roll call, Romig and Werley voted yes.

A motion was made by Judy Romig and seconded by Russ Werley to authorize the secretary to send a letter to the lender of Focus Development, stating that all is in order and a building permit will be issued. Focus Development will provide bonding and pay the \$41,614.00 for the building permit. The Impact fee, engineering / solicitor fees and the sewer capacity fee will be paid when Focus has been given the loan. Upon roll call, Romig and Werley voted yes.

A motion was made by Judy Romig and seconded by Russ Werley to authorize Kozloff Stoudt to approve the Tilden Ridge Improvements Agreement with securing all public improvements and partial private improvements, subject to approval by the Township Engineer and the Township Solicitor. Upon roll call, Romig and Werley voted yes.

At the request of Cabela's, the Board, along with the Police Chief, discussed parking on Wilderness Trail. The Board did not see a reason at this point to post the area for No Parking. The Solicitor will ask Cabela's to come to the next Board meeting to explain to the Board their issues.

The private road at Keller's and Wendy's entering onto Jetson Drive was also discussed. Arrows within Keller's and arrows on Jetson Drive are worn off and need to be redone. Wendy's and Keller's will be notified.

REPORT - POLICE

MPOETC updates were completed by Chief Schwoyer and Officer McEllroy. **A motion was made by Judy Romig and seconded by Russ Werley to hire Diane Schwoyer as cleaning person for the Police Department, bi-weekly, at a wage of \$10.00 per hour. Upon roll call, Romig and Werley voted yes.**

Police uniforms were discussed and they can purchase uniforms as desired when needed. Officer McEllroy may purchase a leather jacket at his expense for use.

Due to a situation with Hamburg Borough regarding a stray dog, the police will purchase a wire dog cage to put in the police garage to hold animals overnight when strays are picked up.

Police e-mails and a website were discussed. The secretary will set up an appointment with the Berks County Webmaster regarding what their free websites for municipalities and police includes.

The Solicitor will discuss revised SOP's with the Chief.

The report for January, 2009 was given. 41 shifts were covered, 348 hours were worked, 1,718 miles were put on vehicles and 135 gallons of fuel were used. (Additional information is available on the Police Report)

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A quotation of \$1,400.00 was received to replace flush valves on the prison toilets that have never worked. Another quote will be requested from Richard Schaeffer plumbing.

REPORT - ZONING/SEO

Zoning and building/UCC reports were received for January, 2009 from Zoning Officer Anthony Merklinger.

REPORT - DRIVEWAY/ROADMASTER

Russ Werley gave the Report for January, 2009.

Roadmaster Barry Luckenbill asked if he could try cold patch from Eastern Industries vs Breneman's. The cost is a bit more from Eastern Industries, however, the cold patch is to be better. They will try one load.

Mr. Luckenbill asked about people plowing and blowing snow into the road. Ordinance #104 addresses the problem. Letters with a copy of the Ordinances will be sent to the homeowners.

A motion was made by Judy Romig and seconded by Russ Werley to authorize a stainless steel box and tailgate cinder spreader for the 1992 International dump truck in the amount of 24,258.00. \$13,701.00 will be allowed from the insurance company. The balance of \$10,557.00 will be taken from the Capital Reserve-Township Vehicle account. Upon roll call, Romig and Werley voted yes.

A motion was made by Russ Werley and seconded by Judy Romig to authorize the 2009 Road Project of Hill Drive from Ash Road down to the apartments @ 56 Hill Drive making the shoulders wider. Upon roll call, Werley and Romig voted yes.

A motion was made by Russ Werley and seconded by Judy Romig to authorize the Scout Project of Logan Walthers for a seating / picnic area at township owned property @ 125 West State Street. A description for bench placement, etc. will be done and forwarded to Mr. Walthers for start of his project in spring 2009. Upon roll call, Werley and Romig voted yes.

REPORT-SECRETARY

The secretary's report for January, 2009 was given by Cheryl Haus. Fourth quarter payroll reports, W-2's, W-3's, etc. were finished. 2008 audit was completed by Reinsel Kuntz Leshner. The DCNR application is being worked on for submission by April 22, 2009. The Board approved application for a grant for the balance of the generator at a previous meeting. In reviewing the application the secretary found that NIMS compliance is necessary. At this time, the township is not NIMS compliant. Application will not be made for the grant.

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The Solicitor said we haven't touched base with Hamburg with the proposed inter-municipal EMA Agreement. Chairman Russ Werley will call Troy Hatt to discuss setting up a meeting with Hamburg and Windsor.

REPORT - PARK & RECREATION

Minutes for January, 2009 were received.

REPORT - OLD BUSINESS

A motion was made by Russ Werley and seconded by Judy Romig to approve benefits as per the Tilden Township Personnel Policy for the full-time Roadmaster, for Pension, holidays and a life insurance policy. Vacation will take into consideration the 9 years Mr. Luckenbill has worked with the township. There will be \$2.63 added to Mr. Luckenbill's hourly wage as compensation for not participating in Tilden Township's health care plan. In the event that Mr. Luckenbill elects to use the township health care plan, the amount of \$2.63 will be removed from his hourly rate. Upon roll call, Werley and Romig voted yes.

A motion was made by Russ Werley and seconded by Judy Romig to approve the amended Capacity charge for Pizza Hut, as per the recommendation of Carbon Engineering, in the amount of \$12,015.00. Upon roll call, Werley and Romig voted yes.

Barbara Werner-176 Hill Drive-Ms. Werner was cited for a dumpster storage container in her yard. She has complied in removing the container and received / paid for the permit. The remaining issue is the \$2,000.00 cost filed by LTL in the citing. Attorney Lillis will contact Ms. Werner's attorney to settle for some amount of cost.

REPORT - SUBDIVISIONS / LAND DEVELOPMENT

A motion was made by Russ Werley and seconded by Judy Romig to reaffirm conditional approval for the Focus Hotel & Restaurant Land Development Plan. Upon roll call, Werley and Romig voted yes.

A motion was made by Russ Werley and seconded by Judy Romig to approve the Tilden Ridge Sewer Agreement to reserve 26,850 gallons of capacity, in the amount of \$215,068.50. Upon roll call, Werley and Romig voted yes.

A motion was made by Russ Werley and seconded by Judy Romig to authorize the Tilden Ridge Easement Agreements with Ronald & Craig Correll and Connie Rothermel. Upon roll call, Werley and Romig voted yes.

REPORT - NEW BUSINESS

A motion was made by Judy Romig and seconded by Russ Werley to change the Pension Plan eligibility from 6 months to 0 months of service. Upon roll call, Romig and Werley voted yes.

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A motion was made by Judy Romig and seconded by Russ Werley to release the escrow account in the amount of \$9,485.01 plus interest, for 314 Yoder Street as per the letter from Alfred Benesch & CO. that the property has been cleared. Upon roll call, Romig and Werley voted yes.

A motion was made by Russ Werley and seconded by Judy Romig to hire Matthew Luckenbill as an employee of the road crew as per the current rate scale. Upon roll call, Werley and Romig voted yes.

A motion was made for Resolution # 12, 2009 by Judy Romig and seconded by Russ Werley to appoint Chairman, Russell Werley as the Authorized Official to sign for the Tilden Park & Recreation grant from DCNR. Upon roll call, Romig and Werley voted yes.

A motion was made by Russell Werley and seconded by Judy Romig to pay the debt service to Hamburg Municipal Authority for December 1, January 1 and February 1, 2009. Also, to pay the fourth quarter usage at the rate of \$42.00 per 1,000 cf. The Attorney will send a letter to HMA stating the payment of \$42.00 per 1,000 cf and requesting a meeting with HMA to settle the Agreements. Upon roll call, Werley and Romig voted yes.

The Engineer and Solicitor will also attend the next HMA meeting.

The secretary will set up a meeting with Russ Werley and Zoning / Building Officer Anthony Merklinger to review zoning / building fee schedules. Other municipalities and L & I will be contacted for their fee schedules.

A motion was made by Judy Romig and seconded by Russ Werley to refund the \$50.00 2008 LST tax to Connie Moyer due to paying twice and \$52.00 to Kendra and Michelle Loeb for making under \$12,000.00. Upon roll call, Romig and Werley voted yes.

A motion was made by Russ Werley and seconded by Judy Romig to authorize Kozloff Stoudt to take action to enforce the outstanding overdue charges for Sebcon Ventures. Upon roll call, Werley and Romig voted yes.

A draft copy of an outdoor wood-fired burner ordinance was given to the Board from the Planning Commission with a recommendation to include it in the recommended township zoning changes.

A thank you will be sent to Champ Holman for his help with PennDOT regarding the traffic signal @ West State Street & Industrial Drive.

Judy Romig asked about the Fire Company report and no total for expenses. The secretary, in error, did not copy the last page of expenses. Totals were read to the Board.

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JoAnn Rahauser asked what Tilden Township donates annually to the Hamburg Fire Company. \$35,000.00 to Hamburg Fire Company, \$10,000.00 to Shartlesville Fire Company. Of the approximately \$25,000.00 for the Foreign Fire from the state, approximately \$19,000.00 to Hamburg Fire Company and approximately \$6,000.00 to Shartlesville Fire Company.

MISCELLANEOUS CORRESPONDENCE was available with the Secretary as well as minutes and reports of all Boards in Tilden Township.

ADJOURNMENT

A motion was made by Russ Werley and seconded by Judy Romig to adjourn the meeting at 11:00 A.M. Upon roll call, Werley and Romig voted yes.

ATTEST:

Cheryl A. Haus
Secretary

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