

**THE TOWNSHIP OF MAXATAWNY  
BOARD OF SUPERVISORS MEETING  
FEBRUARY 9, 2026**

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**MINUTES**

**CALL TO ORDER & PLEDGE OF ALLEGIANCE:** Vice-Chairman Marcus Simonetti called the meeting to order at 6:30PM with the Pledge of Allegiance. Members present: Steve Wilson and John Deplanque (through zoom). Professionals present: Township Engineer, Jim McCarthy; Township Solicitor, Chris Muvdi; Code Enforcement Officer, Chris Paff; Township Secretary/Treasurer, Jerilyn Wehr

**ANNOUNCEMENTS:** nothing at this time

**PUBLIC COMMENT:** (AGENDA ITEMS ONLY)-Public comment on agenda items will take place at the agenda item after discussion is completed by the Board

**APPROVAL OF THE MINUTES:**

1. Motion to approve the minutes of the January 12, 2026 Board of Supervisors Meeting
  - a. Motion made by Wilson and seconded by Deplanque to approve the minutes of the January 12, 2026 Board of Supervisors meeting. Motion passed (3-0)

**REPORTS:**

1. State Police Report
  - a. The Police report was presented. There were 106 calls in January
2. Kutztown Library – nothing at this time
3. Volunteer Fire Department/Ambulance – nothing at this time
4. Historic Commission – Chairman Reynolds informed the Board that the Historic Commission did not meet in February
5. Municipal Authority – Wilson updated the Board that Chairman Berger was dealing with a water issue in Bowers today. No other report was provided
6. Roadcrew – Wessner presented the monthly report
  - a. Ratify skid loader purchase
    - Motion made by Wilson and seconded by Deplanque to ratify the skid loader purchase. Motion passed (3-0)
7. Code Enforcement – Chris Paff
  - a. Paff presented his report
  - b. Paff stated that we are currently in cycle 2 of the septic pumping schedule, with 153 due to pump
8. Secretary/Treasurer – Jerilyn Wehr – nothing at this time
9. Motion made by Deplanque and seconded by Wilson to approve the reports as presented. Motion passed (3-0).

**PLANS TO REVIEW:** nothing at this time

**OLD BUSINESS:**

1. Leck Waste Services – update on modification application with DEP

- a. No one was in attendance from Leck. Leck is still working with their new Attorney and is working on a variance submission
2. Discussion on Cherrington property
  - a. Solicitor Muvdi stated that there is a new Attorney for the estate and he is waiting to hear back from them

**NEW BUSINESS:**

1. Extension request – University Park/Hartman Road Townhouses
  - a. Motion made by Deplanque and seconded by Wilson to approve extension to April 13, 2026. Motion passed (3-0)
2. Special Event – Topton Ambulance
  - a. The event is proposed to be held at the Bowers Park on July 18, 2026 with approximately 300 people in attendance
  - b. Motion made by Wilson and seconded by Deplanque to approve the waiver of fee for the event. Motion passed (3-0)
  - c. Motion made by Deplanque and seconded by Wilson to give approval of the event. Motion passed (3-0)
3. Special Event – KU Bonfire
  - a. The event is proposed to be held April 24, 2026 at the Heritage Center
  - b. Motion made by Wilson and seconded by Deplanque to collect the event fee and approve the event. Motion passed (3-0)
4. Special Event – Lehigh Valley Cycling Club
  - a. This event will be held on September 7, 2026 using the same route as previous years and an expectation of approximately 350 participants
  - b. Motion made by Deplanque and seconded by Wilson to approve the event. Motion passed (3-0)
5. Special Event – Cannabis Festival
  - a. The event is to be held at Renningers April 18<sup>th</sup> and 19<sup>th</sup>. There are multiple items needed yet to complete the application
  - b. Motion made by Deplanque and seconded by Wilson to give conditional approval of the event per receiving all required documents. Motion passed (3-0)
6. Escrow release – Rockland Builders/Berghold
  - a. Motion by Deplanque and seconded by Wilson to approve the escrow release while maintaining the 18-month maintenance amount. Motion passed (3-0)
7. Escrow release – Florez Trucking
  - a. Motion made by Wilson and seconded by Deplanque to approve release of 50% of the remaining balance. Motion passed (3-0)
8. Motion to enter into agreements with Villas of Maxatawny
  - a. Brian Kobularcik informed the Board that the project is under agreement with a local builder that is looking to start building in April. Plans and agreements need to be signed, outstanding fees need to be paid, and HOA documents need to be completed
  - b. Motion made by Deplanque and seconded by Wilson to give conditional approval to move forward once all documents have been reviewed/signed and fees paid. Motion passed (3-0).
9. Discussion on Office hours
  - a. Wehr stated that the Township Office is currently open on a Friday from 7am until 11am and staffed by one employee. As all other departments of the Township are working 4

- days a week, the request was submitted to close the office on a Friday as well.  
Appointments will be made for Fridays when necessary
- b. Motion made by Deplanque and seconded by Wilson to approve the hours change.  
Motion passed (3-0)
10. Discussion on draft ordinance – Data Centers
- a. Solicitor Muvdi stated that a draft was sent out for review and Paff has submitted some small revisions. Upon completion of the revisions, Muvdi would like to submit the draft to the Berks County Planning Commission for comments
  - b. Planning Commission Chairman Reynolds stated that they would like to see this get approved but are hoping to stay on top of any updates as necessary
  - c. Motion made by Deplanque and seconded by Wilson to authorize Solicitor Muvdi to make the final revisions and submit the draft to the Berks County Planning Commission for review. Motion passed (3-0)
11. Discussion on fuel providers
- a. Wilson recommended having one fuel provider for all gas, diesel and propane used by the Township, recommending Elite Fuels to provide that service
  - b. Wehr was authorized to look into the request and provide feedback next meeting
12. Motion to accept sidewalk bid
- a. Wehr stated that multiple bids were received with the lowest bid coming in from Sacks & Sons in the amount of \$484,263.93. The grant received is in the amount of \$457,935.00.
  - b. Motion made by Deplanque and seconded by Wilson to accept the bid by Sack & Sons with the remaining balance of \$26,328.93 to be paid out of the Township reserve.  
Motion passed (3-0)

**PROFESSIONAL SERVICES:**

1. Solicitor – Christopher Muvdi – nothing at this time
2. Engineer – Jim McCarthy
  - a. McCarthys report was presented

**PUBLIC COMMENT** (non-agenda items)

1. Resident Merick Boyer questioned how a snow emergency works in the Township
2. Resident Emily Hain asked if the Board has had any discussion on the recent purchase of a warehouse in Berks County for an ICE facility

**FINANCIAL MATTERS:**

1. Motion was made by Deplanque and seconded by Wilson to approve the bills as presented. Motion passed (3-0).
2. Motion was made by Deplanque and seconded by Wilson to approve the Treasurer's Report and transfers as presented. Motion passed (3-0)

**ADJOURN:** Vice-Chairman Simonetti adjourned the meeting at 7:13PM

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Respectfully submitted,

Jerilyn R. Wehr  
Secretary/Treasurer

