

## **Board of Supervisors Regular Meeting Tuesday, February 3, 2015**

A regular meeting of the Board of Supervisors was conducted on Tuesday, February 3, 2015 commencing at 7:00 p.m. Chairwoman, Ms. Silvernail called the meeting to order. Present were supervisors Mr. Greenfield and Mr. Taylor, Township Solicitor, Mr. Pompo, Township Engineer/Zoning Officer, Mr. O'Neill substituting for Mr. MacCombie, and members of the community.

The moment of silence and Pledge of Allegiance were observed.

Ms. Silvernail made a motion, seconded by Mr. Greenfield, to waive the reading of the minutes of the previous meeting. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Ms. Silvernail made a motion, seconded by Mr. Taylor, to adopt the minutes from the previous meeting. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Ms. Silvernail made a motion, seconded by Mr. Taylor, to adjourn the regular meeting to conduct a Conditional Use Hearing for the proposed development of a CVS in Sadsbury Township at the intersection of Routes 10 and 30. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

The transcripts for the Conditional Use Hearing were recorded by a Court Stenographer.

Ms. Silvernail made a motion, seconded by Mr. Greenfield, to resume the regular business meeting. With there being no questions from the public, the Board voting, "aye", the motion passed unanimously.

**Township Police Report:** Chief Ranck reported that during the month of January, there were 3,923 miles patrolled and a total of 173 police related incidents handled during the month. There were several citations issued during the month of January which was a result of either traffic violations or crash related citations. The police incidents are as follows: 911 hang up calls 7, hit and run crash 2, accident other type 5, property damage crash 16, alarm fire 2, alarm police 19, animal complaint 2, assist ambulance 25, assist fire department 1, assist to other police department 7, emotional disorder 1, credit card theft/fraud 1, domestic disturbance 7, erratic driver 4, fire arms act 1, for police information 5, fraud (actual or attempted) 1, harassing phone calls 2, keys locked 2, phone assignment 19, rape/sexual assault 1, recovered property 1, repossession 1, report only (NIP incident) 5, suspicious condition 3, suspicious vehicle 1, theft 3, traffic general hazards 6, trash dumpster fire 1, traffic stops 15, validations 1, warrant hit or service 1, and 4 well-being checks.

**Township Public Works Report:** Mr. Taylor gave the Public Works report prepared by Mr. Simmons, the Public Works Foreman. For the month of January, the Public Works

Department responded to seven winter weather events in which plowing operations were deployed and the treatment of roads with de-icing agents were used. All equipment has gone through maintenance checks for fluid levels, belts, hoses, wiring, hydraulic lines and connections, lights, tire pressure, and many other various items. The goal after a weather event is to get the equipment back to being prepared for the next weather event as quickly as possible. For the month of January sewer meter reading were recorded for the 4<sup>th</sup> quarter of 2014. On Friday, January 2, 2015 it was reported to the Public Works Department that there was a fire in one of the Township's storm drains located on Wick Drive in the Octorara Glen Development. Sadsburyville Fire Chief, Adam Grossman reported that a small fire may have compromised a drain pipe. The Public Works Department immediately responded and inspected the storm drain and pipe. It was discovered that the 25'x18" plastic drain pipe had been severely damaged in the fire and had begun to collapse. It was determined the pipe had to be replaced. Quotes were obtained for the Board of Supervisors to discuss. On January 13, 2015, 30 dumped tires were discovered on Greenbelt Drive just north of the tunnel and south of the Buck Run Creek Bridge. This was reported to the police department and the tires were removed to our storage area. Arrangements have been made to have a private company (endorsed by the county), come to our location and pick up the tires for disposal sometime in March or April. The equipment hours were 37.4 and the vehicle miles were 2,183.

Ms. Silvernail stated the Township participates in the COSTARS salt contract, and it is time for renewal for the August 2015-July 2016 Season. In the past the Township has contracted for 125 tons, which legally obligated us to purchase at least 60% of this amount.

Ms. Silvernail made a motion, seconded by Mr. Taylor to participate in the COSTARS Program and contract for 125 tons of Sodium Chloride (road salt) for the August 2015-July 2016 season. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

**Emergency Coordinator Report:** Mr. Taylor reported that he has completed IS-00106.15 training for workplace violence awareness.

**Keystone Valley Fire Department :** Mr. Gathercole reported that for the year ending 2014, the Keystone Valley Fire Department answered 324 calls and traveled 22,752 miles for the fire units. For the end of year 2014, the EMS Division answered 1,128 calls and traveled 29,602 miles. Mr. Gathercole reported that for the month of January 2015, The Keystone Valley Fire Department answered 21 calls for: fire 9, rescue/medical assist 5 (3 accidents, 2 elevator rescue, 1 ambulance assist), fire police only 1, and 6 false alarms. The response by municipality was: Sadsbury Township 4, West Sadsbury Township 5, Highland Township 0, Parkesburg Borough 7, and 5 out of district. The average response per call was 9 with a total of 169 personnel for combined response hours 246.31. In-house training consisted of 3 trainings with 105 members attending for 20 hours combined training hours. The annual CPR/AED, blood borne pathogens for all members completed. 56 members participated for 13.32 hours

combined in events and details, such as stand-by for Modena Fire Company while members attended funeral of one of their own. The fire units traveled 1,459 miles using 186.9 gallons of fuel. The ambulance traveled 2,525 miles using 231.3 gallons of fuel. FEMA accepted contract to allow Keystone Valley Fire Department to donate the 1990 pumper-tanker to Range Hose Company in Girardville, PA. The donation is estimated at \$55,000.00 donation of apparatus. The Department will be hiring 4 additional part-time firefighter/EMT positions to be added to the current roster. Engine 8-3 (reserve engine) has been approved to be placed for sale. On February 5, 2015 Keystone Valley Fire Department will be partnering with 343 Freemasons for a blood drive at 2:00 P.M. There will be a chicken pot-pie dinner on Saturday February 7, 2015 at 2:00 P.M., and on Saturday, February 25, 2015 the 1<sup>st</sup> annual Gary Sensenig Texas Hold 'Em poker Tournament will be held to benefit member who passed with cancer. The Keystone Valley Fire Department EMS Division answered a total of 89 calls for the month of January 2015 for: treated/transported BLS 28, treated/transported ALS 27, no service required 14, patient refusal 7, recalled enroute 7, recalled on-scene 3, recalled prior to response 1, unfounded 1, and 1 treated, transferred care.

**Sadsburyville Fire Company Report:** Mr. Grossman stated that for the year ending 2014, the Sadsburyville Fire Company responded to 168 calls for: 32 motor vehicle accidents, 26 automatic fire alarms, 24 house fires, 10 motor vehicle accidents with entrapment, 10 ambulance assist, 8 trees and wires, 6 engine transfers, 6 gas leak inside/outside, 5 brush/woods fires, 5 rapid intervention assignments, 4 public service, 4 building fires, 4 fuel spills, 3 chimney fires, 3 electrical fires, 2 smoke/odor investigations, 2 pedestrians struck, 2 motorcycle accidents, 1 trash fire, 1 fire type unknown, 1 elevator malfunction, 1 industrial rescue, 1 outbuilding fire, 1 landing zone, 1 aircraft emergency, 1 barn fire, 1 assist police department, 1 tanker fill site, 1 car fire, and 1 CO alarm. For the year ending 2014, there were 1,166 miles traveled with an average of 6.9 miles per call. The time in service was 102 hours and 46 minutes with 1,305 volunteer fire fighters responding. The pump time was 12 hours and 30 minutes with 108,200 gallons of water pumped. Sadsburyville Fire Company is currently operating with 25 active volunteer fire and EMS personnel. Mr. Grossman reported that for the month of January 2015, the Sadsburyville Fire Company responded to 15 calls for: 2 automatic fire alarms, 4 house fires, 2 gas leaks, 1 standby, 4 motor vehicle accidents, 1 MVA with entrapment, and 1 trash fire. Locations were Sadsbury Township North 8, Sadsbury Township South 0, West Caln Township 3, Valley Township 2, Caln Township1, and West Sadsbury Township 1. There were 171 miles traveled with an average of 11.4 miles per call. Time in service was 9 hours and 24 minutes with an average of 37.6 minutes per call. There was 126 volunteer firefighters responding with an average of 8 per call. Combined firefighter training hours was 85 and the combined personnel fund -raising hours was 90. 1,500 gallons of water was used and the Hurst Hydraulic Rescue Tool was used once.

**Township Engineer Report:** Mr. O'Neill reported that he has a Letter of Credit Account Reduction Certificate of Completion for Sadsbury Arcadia Associates, L.P. Sadsbury Park, Phase 2A in the amount of \$49,127.86 for the Board's approval.

Ms. Silvernail made a motion, seconded by Mr. Greenfield, to approve a Letter of Credit Account Reduction Certificate of Completion for Sadsbury Arcadia Associates, L.P. Sadsbury Park, Phase 2A in the amount of \$49,127.86 per Mr. O'Neill's recommendation. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. O'Neill stated he would like to advertise for bids and have bid packages opened for the Stove Pipe Hill repairs at the March 3, 2015 Board of Supervisors meeting. Inlets and pipes on Stove Pipe Hill Road and over North Street would connect into the existing sewer lines. Mr. Walker, from Stove Pipe Hill Road stated that the Township went on his property to put sewer drains in when the Township installed the sewer lines. Mr. O'Neill stated that no work was done on private property; all work was done on the Township right-of-way.

Ms. Silvernail made a motion, seconded by Mr. Taylor, to allow Mr. O'Neill to open bid packages for the Stove Pipe Hill Road drainage issue, to be opened at the March 3, 2015 Board of Supervisors Meeting. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. O'Neill stated the Stottsville Pump Station needs to have a flow meter installed. Manholes need to be raised in 9 locations around Stottsville because the storm water drains are taking in too much water. Mr. O'Neill stated he would like to have the bids opened at the March 3, 2015 Board of Supervisors Meeting.

Ms. Silvernail made a motion, seconded by Mr. Taylor to allow MacCombie Engineering to open bid packages at the March 3, 2015 Board of Supervisors Meeting to have a flow meter installed at the Stottsville pumping station and make manhole corrections on Valley Road. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. O'Neill stated that Mr. Bernauer, of P&B Maintenance, LLC will service the Township's pumping station on a week to week basis until a replacement is found. Mr. O'Neill stated he has reached out to Pennsylvania American for pricing, but has not received a response as of yet. Mr. O'Neill reported that West Sadsbury Township wants Sadsbury Township to make a joint application for the Green Light Go grant at Rt. 10 and 30. This is a major PennDOT corridor and the Municipalities would make the application for the grant, but it would be controlled by PennDOT. The lights are timed for traffic control, if the electricity goes out now, the timing will go off; the grant would fix this problem. Once the grant is awarded, the contract would have to be signed or if second thoughts arise; not sign. Mr. O'Neill stated that Sadsbury Township is only responsible for ½ of 1 light at the intersection. Ms. Silvernail stated the Township does not want to spend more money getting a grant than it would cost to fix the signal. Mr. O'Neill will relate to West Sadsbury the feelings of the Sadsbury Supervisors. Mr. O'Neill stated that a fire report as well as photographs was given to PECO for review of the fire in the sewer drain on Wick Drive. It is feasible that an electric outage caused the problem. The Township insurance carrier was notified so there would be a claim

open if needed. The work on this drain should be done as soon as possible for the safety of the road. Two estimates were given to the Township for work to be done on Wick Drive. The first estimate is from Technivate from Landenberg, PA in the amount of \$6,338.20 and the second is from R. Lowry Excavating, Inc. for \$4,200.00. The Lowry estimate has the Public Works Department doing some work and supplying the pipe, saw-cut the road and black-top in the spring. Mr. O'Neill stated he would like additional time to talk to David Simmons and Todd Bowers of the Public Works Department to see if they are capable of paving the road. The Board could also consider putting to bid for the paving. Ms. Silvernail suggested to Mr. O'Neill to get additional information from Mr. Lowery, and discuss this topic at a later time. With the weather like it is, the work cannot be done now.

**Township Zoning Report:** Mr. O'Neill stated that Mr. Biloon from his office and Mr. Walker of 48 Stovepipe Hill Road talked today at 4:30 p.m. about the Code Violation Notice for junk vehicles. Mr. Walker told Mr. Biloon that he now has 5 titled vehicles and 5 or 6 vehicles that he is getting titles for. Mr. Walker stated to the Board of Supervisors that he would be in compliance, but did not know that he would need death certificates to take the name of his father off the cars and put it in the name of his mother. He will need 2 copies from Vital Statistics for each vehicle to take his deceased father's name off the vehicles. Mr. Walker stated that once the cars are in his mother's name, he will be able to do something with them. He stated he is working to be compliant with the Township's Codes, but he will need more time to comply. The Board agreed to give Mr. Walker a thirty day extension until the March 3, 2015 Board of Supervisors Meeting.

**Township Solicitor Report:** Mr. Pompo stated that he has prepared Ordinance 2015-01 concerning participation in the PSATS Unemployment Compensation Group Trust. The Ordinance would confirm the Township's continued membership in the PSATS Unemployment Compensation Group Trust, which consists of governmental units from throughout Pennsylvania that have created an intergovernmental cooperative arrangement to permit participating employers to pool resources to satisfy unemployment compensation obligations in a cost effective manner. PSATS requests all Townships to adopt an Ordinance to enable participation.

Ms. Silvernail made a motion, seconded by Mr. Greenfield, to adopt Ordinance 2015-01, an Ordinance authorizing the participation of Sadsbury Township in the PSATS Unemployment Compensation Group Trust pursuant to the Pennsylvania Intergovernmental Cooperation Law. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Pompo stated the Township is forming a Landlord/Rental Registration Letter. An Ordinance was adopted in 2006 for registering rental properties. This letter will be beneficial for emergency issues, the Township Earned Income Tax, and it will be beneficial to have the information for trash and sewage billing and collection. All property owners of rental properties must comply.

Ms. Silvernail made a motion, seconded by Mr. Greenfield, to authorize Mr. Pompo to finalize the draft letter for Landlord/tenant registration. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Mr. Pompo reported that Sadsbury Commons will not appear this evening to discuss the Act 209 impact fee agreement and sewage issues. Mr. Pompo stated the Act 209 impact fee concerns the connector road in the shopping center. Mr. Michael Gill representing Sadsbury Commons would like to finalize the Act 209 Agreement with Mr. Pompo so that it can be presented at the March Board of Supervisors Meeting. Mr. Pompo will take the agreement presented to him by Mr. Gill and mark his concerns on the agreement. Mr. Taylor asked if there was any way that the name could be changed to something other than Sadsbury Commons since there is a Sadsbury Commons in West Sadsbury? When emergency issues are concerned, it could become very confusing. Mr. Pompo stated it is not too late for a name change. If a major store came in and wanted the name to change, it would change immediately. Mr. Pompo stated Summit Realty (CVS) is requesting the Township consider enacting a temporary holding tank ordinance. Mr. Pompo reported that he has had discussions with Jamie MacCombie’s office and there is a chance that given the very low flows, this may be done through DEP sewage planning without an ordinance. Ms. Silvernail recommended that the Township enter into an operation maintenance agreement with Summit Realty. Alyson Zarro, of Riley, Riper stated she would have no objection to an agreement.

**Township Planning Commission Report:** Mr. Greenfield reported the reorganizational and regular meeting of the Sadsbury Township Planning Commission was held on January 14, 2015 commencing at 7:00 p.m. All members were present with the exception of Ms. Heineman. Ms. Heineman was nominated for Chairman, and Mr. Lymberis was nominated for Vice Chairman. The meeting dates for the year were approved for advertisement. At the regular meeting, the minutes were approved from the December, 2014 meeting. John Cogan from Summit Realty advisors, Joel Dellicarpini from Bohler Engineering, Alyson Zarro from Riley Riper Hollin & Colegreco, and Nichole Kline from McMahon Traffic Planners addressed the Planning commission concerning the proposed CVS at Routes 10 & 30. Ms. Zarro stated they will be going before the Board of Supervisors for a Conditional Use Hearing on February 3, 2015 and asked the Planning Commission for a recommendation letter. Mr. Lymberis made a motion, seconded by Mr. Yen, to recommend the Board of Supervisors approve the Conditional Use application for the CVS at Rt. 10 & 30. With no further business the meeting was adjourned.

**Chester County Airport Update:** Mr. Roberts reported the Authority met at 4PM tonight. The election of officers was conducted and Mr. Roberts was elected Secretary. The Economic Development Council will meet in February and are requesting a Supervisor attend. There is no exact date for the meeting. A survey for a control tower was done with the help of Sikorsky. A study will be done in the next five years to see if a runway expansion is feasible. A study done on obstructions to the runway will result in visits to homeowners with obstructions.

### **Payment of Invoices**

Ms. Silvernail made a motion, seconded by Mr. Taylor, to pay the January General Fund Invoices in the amount of \$102,276.00. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Ms. Silvernail made a motion, seconded by Mr. Greenfield, to pay the January Sanitary Sewer Fund invoices in the amount of \$56,806.22. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

### **New Business**

Ms. Silvernail stated that even-though the study is almost complete, she would like to have Elizabeth Weaver on the Park & Recreation update committee.

Ms. Silvernail made a motion, seconded by Mr. Greenfield, to appoint Elizabeth Weaver to the Park and Recreation Update Committee. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

### **Public Comment**

Mr. Klingman asked when the Village Enhancement Project will start. Mr. O’Neill stated it will hopefully start in August of 2015.

With there being no further business, Ms. Silvernail made a motion, seconded by Mr. Greenfield to adjourn the meeting. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Respectfully Submitted,

Linda Shank  
Secretary

