

Board of Supervisors Regular Meeting, Tuesday, February 2, 2016

A regular meeting of the Board of Supervisors was conducted on Tuesday, February 2, 2016 commencing at 7:00 p.m. Chairman Dale Hensel called the meeting to order. Present was Supervisors Mr. Taylor and Mr. Schuibbeo, Township Solicitor Mr. O'Keef, Township Engineer, Mr. O'Neil, substituting for Mr. MacCombie, and members of the community.

Mr. Hensel announced the Board met in Executive Session on Tuesday, January 12, 2016 to discuss personnel and legal matters and also prior to tonight's meeting, February 2, 2016 to discuss legal matters.

A moment of silence and the Pledge of Allegiance were observed.

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

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

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to adjourn the regular meeting for continuance of Sadsbury Commons Conditional Use Hearing. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Hensel made a motion, seconded by Mr. Taylor, to resume the Board of Supervisors Meeting. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Township Police Report: Mr. Schuibbeo gave the police report prepared by Chief Ranck. The police patrolled 3,723 miles during the month of January, 2016 and handled 169 calls for service as follows: 911 hang-up 2, abandoned vehicle 1, accident involving entrapment 1, vehicle crash with injuries 1, property damage crash 9, alarm fire 1, alarm police 11, animal complaint 3, overdose 1, assist fire department 1, assist to other police department 1, DOA actual or possible 1, emotional disorder 2, criminal mischief/vandalism 1, disabled vehicle 1, disturbance 2, domestic disturbance 5, DUI related crash 1, erratic driver 6, fight 1, fire arms violation 2, for police department information 7, harassment 2, identity theft 1, keys locked 2, medical emergency 29, miscellaneous police nature 26, missing person 1, odor investigation inside 1, repossession 1, report only (NIP) 7, suspicious condition 4, suspicious person 1, theft 4, traffic general hazards 12, trespasser 2, traffic stop 11, warrant hit or service 1, and 3 well-being checks. During the month of January, the Pennsylvania State Police handled 30 incidents during the off hours of the Township Police.

Township Public Works Department: Mr. Taylor gave the Public Works report prepared by David Simmons, Foreman of the Public Works Department. For the month of January, the Public Works Department spent a majority of the time preparing and responding to three separate winter weather events in which plowing operations were deployed and the treatment of roads with de-icing agents were used. The incidents occurred on the following dates: 1/12 - minor 1" snow, all roads were treated, 1/17 - minor ½" snow, most roads were treated, 1/23 (Storm Jonas)- major 25-28" snow with drifting and blizzard conditions, plowed and treated all roads. A great deal of time and effort was taken in the days before and after each weather event. Before a weather event all snow and ice removal equipment is prepared by performing equipment maintenance checks, such as check vehicle fluid levels, adjust the chains, belts, hoses, wiring, hydraulic lines and connections, lights, tire pressure, and many other various items. All equipment is inspected for worn or damaged parts that may need replaced or repaired. Winter Storm Jonas brought high wind gusts and significant snow totals to Chester County. Roadways were deemed impassable, businesses were closed and residents struggled to dig themselves out. Our man power during the storm and clean up was very good. There were several equipment breakdowns or failures during the storm and cleanup such as, the 1989 International Dump Truck experienced power steering issues, the 2006 Ford 350 suffered a right front broken axle, left front axle joint and damage to the rear bumper and finally the 2009 Ford 550 experienced transmission issues and has not yet been officially diagnosed. The Chester County Municipal Emergency Management Coordinators highly recommend documenting our Municipal's costs throughout the event. Currently, Pennsylvania Emergency Management (PEMA) is analyzing the impact of the storm to see if Federal reimbursement costs can be allowed in our area. It is time to renew the annual sodium chloride contract participation agreement for August 2016 through July 2017. A copy of the contract has been provided to the Board. Sewer meter readings were completed for the 4th quarter of 2015 and Christmas Trees were picked up and discarded on January 15th and 22nd. A sign inventory was completed, pot holes on Bonsall School Road and Old Mill Road were filled, all storm drains and pipes along Old Mill Road were cleared, new "watch children" signs and reflectors were installed on Old Mill Road, and new reduced load limits on the Octorara Road Bridge over the Buck Run Creek were installed. An annual inspection of the Piston Poppers property located off Compass Road was conducted by the Public Works Foreman and Natural Lands Trust Representatives on January 11, 2016. During the inspection the NLT Representative found three items of concern to them, a pile of mattresses that need to be removed, a pile of trash located on the northwest needs removed, and control erosion along the northern portion of the race track. The Public Works Department notified the concerns to the responsible party of Piston Poppers for corrections to be made. The Public Works Department would like to extend sincere appreciation to Earl Taylor for providing needed equipment, manpower and leadership. Thanks also to Todd Bowers, Chris Loesch, Robert Hertzog, David Crum, Dan LaBell, Jared Dalmas and Dexter Pascoe, for all the hard work and dedication in making the roads safe for travel. Thanks to the residents of Sadsbury Township for your patience and support during the storm. Equipment hours: 89.3. Vehicle Miles: 1,352.

Mr. Taylor stated the salt contract with Costars needs to be renewed for the term of August 2016 through July 2017 in order to be allocated the salt needed to treat the Township roads.

Mr. Taylor made a motion, seconded by Mr. Hensel, to renew the salt contract through the Costars Cooperative purchasing program for 125 tons of salt. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Emergency Coordinator Report: Mr. Taylor reported that last week Chester County experienced between 16-30 inches of snow in many areas of the County. Sadsbury Township received around 24 inches and above. Chester County Emergency Services opened and staffed the Watch Desk to communicate and coordinate efforts with municipal emergency management coordinators along with all live data through the Knowledge Center. The Knowledge Center is a web based incident sharing web site the County and Emergency Management police and other entities log on to for sharing incidents. Chester County kept managers and stake holders updated with situations as they developed and information via e-mails on a regular basis through the blizzard. The state of Pennsylvania declared a State of Emergency before the storm actually hit. Sadsbury Township was able to keep in contact via the Watch Desk with mandatory updates. Sadsbury suffered issues with equipment failures on plow equipment but were able to limp along. The power steering was lost in the big truck which is currently still out for repairs with parts becoming hard to find due to its age. Another truck suffered a broken axel, and the last truck is having transfer case issues. The Public Works and Mr. Taylor called in for a phone conference with the County last week to obtain information on recouping costs on labor and costs of repairs that were all storm related. After all the numbers are compiled, they will be submitted to the county along with all the other Townships. The Emergency Operations Plan is currently being updated. This process entails contact information and vendors needed should there be just about any emergency that should occur in the Township. When it is completed the police, fire, and office along with the County will be provided with all the updates. Also we are still trying to establish any special needs residents. There is a registry on the County website if you need to register.

Keystone Valley Fire Department : Chief Gathercole reported that for the month of January the Keystone Valley Fire Department responded to 25 calls for: fire 9, rescue/medical assist 11, fire police only 1, false alarm 0, carbon monoxide incident 1, and relocate to cover another station 3. The response by Municipality was as follows: Sadsbury Township 6, West Sadsbury Township 4, Highland Township 0, Parkesburg Borough 7, and out of District 8. The response by personnel per call averaged 10 with a total of 226 personnel for combined response hours 152.99. The average response time was 5:30 in-district and 6:29 out of district. There were 5 trainings with 115 members attending for 294.5 hours combined training hours. The fire units traveled 2,460 miles using 157.8 gallons of fuel. The ambulance traveled 3,178 miles and used 244.9 gallons of fuel. There was 35 maintenance hours on all apparatus with a total in maintenance \$819.61. The Keystone Valley Fire Department EMS Division handled a total of 88 calls for: treated/transported BLS 33, treated/transported ALS 29, no service

required 8, patient refusal 10, recalled enroute 1, recalled on scene 2, recalled prior to response 1, treated and released 1, lift assist- public assist 1, dead at scene 1, and 1 unfounded. The Municipal breakdown is as follows: Parkesburg Borough 26, Sadsbury Township 39, West Sadsbury Township 14, Highland Township 3, Christiana Borough 1, East Fallowfield Township 1, West Fallowfield Township 3, Valley Township 1, and 6 out of district.

Sadsburyville Fire Company: Chief Grossman reported that for the month of January, the Sadsburyville Fire Company responded to 15 fire responses for: house fire 1, relocates 2, gas leak inside 1, odor investigation 1, motor vehicle accidents 6 - 2 with entrapment, automatic fire alarm 1, and 1 residential rescue. The response by municipality is as follows: Sadsbury Township North 8, Sadsbury Township South 0, Valley Township 1, West Caln Township 4, East Brandywine Township 1, and 1 in Caln Township. The miles traveled were 116 with an average of 7.7 miles per call. The time in service was 11 hours and 3 minutes with an average of 44.2 minutes per call. The Firefighters responding was 116 with an average of 7.7 per call. In District (Sadsbury North) average response time dispatched to on scene was 7.7 minutes. The Hurst Hydraulic rescue tool was use one time. The combined firefighter training hours was 99 with 75 hours of combined personnel fundraising.

Township Engineer Report: Mr. O'Neil reported that he has the final release for 103 Independence Way, Morris Farm Lot 2, broken down into two releases.

Mr. O'Neil stated he has a certificate of 90% completion, Letter of Credit reduction for the first release for 103 Independence Way, Morris Farm Lot 2, in the amount of \$91,628.46 for the Board's approval.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to approve a Certificate of 90% Completion, Letter of Credit reduction for the first release for 103 Independence Way, Morris Farm Lot 2, in the amount of \$91,628.46 per Mr. O'Neil's recommendation. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. O'Neil stated he has a certificate of 10% for the final Letter of Credit reduction for 103 Independence Way, Morris Farm Lot 2, in the amount of \$71,156.24 for the Board's approval.

Mr. Hensel made a motion, seconded by Mr. Taylor, to approve a Certificate of the final 10% of the Letter of Credit reduction for 103 Independence Way, Morris Farm Lot 2, in the amount of \$71,156.24 per Mr. O'Neil's recommendation. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. O'Neil stated he has an Engineering Escrow release of funds for Lot 2, Morris Farm, 103 Independence Way in the amount of \$453.75 for the Board's approval.

Mr. Hensel made a motion, seconded by Mr. Taylor, to approve an Engineering Escrow release of funds for Lot 2, Morris Farm, 103 Independence Way in the amount of \$453.75 Per Mr. O'Neils recommendation. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. O'Neil stated he has an Engineering Escrow release of funds for Ethermore and Associates in the amount of \$323.12 for the Board's approval.

Mr. Hensel made a motion, seconded by Mr. Taylor, to approve an Engineer Escrow release of funds for Ethermore and Associates in the amount of \$323.12 per Mr. O'Neil's recommendation. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. O'Neil reported on the stop signs on Old Wilmington Road in Pomeroy stating a neighbor in the area called and e-mailed Penn DOT. The neighbor witnessed a school bus rounding the curve and crossed over the line into the other lane of traffic. Penn DOT did a traffic study and found the stop signs were warranted. Penn DOT apologized for the lack of communication.

Mr. O'Neil stated he received a phone call from the Public Works Department concerning two alleys in Pomeroy, wanting to know if they were public right of ways. Mr. O'Neil stated that it is clear from the topography that there are garages and driveways used on these alleys. Mr. O'Neil feels these were not abandoned.

Mr. O'Neil reported an inspector was sent to 31 Meetinghouse Road to observe the site where a large water leak was reported. He saw obvious signs of flooding in the basement and water mark lines, indicating a significant water leak. There was no way to tell where the water was discharged out of the basement. Ms. Carol Bisignaro, stated the water was pumped outside and not in the sewer system. Mr. Schuibbeo asked if they have any evidence as in pictures, an insurance claim, or any evidence it was pumped outside and not into the sewer. Ms. Bisignaro stated she was busy cleaning up water, and doesn't know if it was turned into insurance. Mr. Hensel stated that in the past on one was granted relief on sewer billing.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to not grant relief for the water leak at the residence of 31 Meetinghouse Road. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Township Solicitor Report: Mr. O'Keefe reported that the continuance of Sadsbury Commons Conditional Use Hearing will be continued to the March Board of Supervisors Meeting.

Township Planning Commission Report: Mr. Hensel reported the Planning Commission met on Wednesday, January 13, 2016 for a re-organizational meeting followed by a regular meeting. Jane Heineman was nominated and accepted the

Chairmanship. John Lymberis was nominated and accepted the Vice Chairman position. At the regular meeting the Planning Commission was to comment on the Park & Recreation portion of the SALDO. With nothing to compare any changes from the last SALDO, they requested that Mr. Grafton attend a meeting to explain the changes or make a list of the changes for comparison. With no further business, the meeting was adjourned.

Township Zoning Report: Mr. O'Neil stated he had nothing to report.

Chester County Airport Update: Mr. Roberts reported the Authority met this afternoon for re-organization. Committees were put together. There have been more incidents concerning deer than tree obstructions.

Payment of Invoices:

Mr. Hensel made a motion, seconded by Mr. Taylor, to pay the January 2016 General Fund invoices in the amount of \$101,209.24. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Hensel made a motion, seconded by Mr. Taylor, to pay the January 2016 Sanitary Sewer invoices in the amount of \$103,048.01. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Old Business:

Mr. Hensel announced the following list of Township's Professional Consultants:

Lamb, McErlane, P.C.	Township Solicitor
Gawthrop, Greenwood, & Halsted, P.C.	Alternate (conflict) Solicitor
Buckley, Nagle, Brion, McGuire, Morris	Zoning Hearing Board Solicitor
Herbert E. MacCombie, Jr. P.E.	Township Engineer
Mallie, Falconiero & Company LLP	Accounting Advisor
Maulo & Company, Ltd.	CPA
Berkheimer Associates	Deputized Tax Collector
Santander/Fulton Bank	Bank Depository
The Grafton Association	Planning Consultant
Siana, Bellwoar & McAndrew, LLP	Labor Attorney
Keystone Collections Group	EIT & LST Collector

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to appoint Municipal Services, Inc. as Codes Enforcement Official/Zoning Officer. With there being no questions from the public, the Board voting, "aye", the motion passed unanimously.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to establish the Treasurer/Assistant Treasurer Bond at \$1,500,000. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Hensel made a motion, seconded by Mr. Taylor, to establish the Secretary/Assistant Secretary Bond at \$300,000. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

New Business:

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to approve the hiring of Tammy L. Russell as Treasurer, Assistant Secretary to begin employment February 29, 2016. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Hensel made a motion, seconded by Mr. Taylor, to adopt Resolution# 2016-01, appointing Linda Shank as Open Records Officer and Tammy L. Russell as Assistant Open Records Officer. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Hensel stated the Public Works Department's equipment is being stored at the Martins Corner firehouse which is owned by Keystone Valley Fire Department. Mr. Hensel wants a contract drawn up for amount of rent to be paid and guaranteed access to the equipment when needed. Chief Gathercole stated that Jared Dalmás has a contract for the Board of Supervisors inspection.

Scott Larsen of 3211 Lincoln Highway wants to discuss being billed for two trash accounts on his property. Mr. Larsen stated he lives on the Hostetter Farm property and is receiving two bills for trash; one on his home and another for the pasture. Mr. Larsen has a home on the property and a double wide trailer that he uses for storage. Mr. Hensel stated the trailer, in the past was used as a residence and it can be rented out as a residence at any time. Mr. Schuibbeo asked if there was heat, water, and electric in the trailer. Mr. Larsen stated that yes there was, and the trailer would need to be fixed up if it was to be used as a residence. Mr. Schuibbeo stated an option would be to tear the trailer down and use the services of a self-storage unit. Mr. O'Keefe stated that someone from zoning should look at the trailer and see if it is habitable.

Rita Maurio submitted a report on the Park and Recreation Committee, acknowledging the members, initiative to date, and long-term goals. Her report included the dedication of the Eric Dilabbio Memorial Playground and organizing Community Day in conjunction with the playground dedication in mid-May in recognition of Eric's birthday which is mid-May. Various revenue sources were also included in the report.

Public Comment

Mr. Taylor thanked all the residents who brought treats to the guys out plowing.

Mr. Hensel thanked the Road Crew for a job well done.

Mr. Schuibbeo stated that with the equipment they had to work with, they did a good job.

Mr. Taylor also thanked everyone involved with the school bus accident on Old Wilmington Road at the Quarry Ridge Development.

Mr. Schuibbeo stated he registered with PSATS Boot Camp Which is a training course for new supervisors and the cost is \$165.00. Would the Township reimburse him the cost for the course?

Mr. Schuibbeo made a motion, seconded by Mr. Hensel, to approve the Township reimburse \$165.00 for him to attend the PSATS Boot Camp. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Schuibbeo announced there will be a meet and greet at the Thorndale Inn on February 26th for Harry Lewis.

John Lymberis stated it was a job well-done on the Park and Recreation report. It would be a good idea to look at Home Owner Associations for new residents to help at the parks.

Simon Jesse stated that some communities within Sadsbury Township have their own recreation facilities.

Mr. O'Neil stated that MacCombie Engineering did a Site Plan for the park and they are trying to find a site worker who would volunteer time to do underdrain systems.

Dave Reynolds stated that during the snowstorm, the plow truck came into Settlers Path and plowed the snow so that it all piled on one side of the street. The guys who plow need to be more conscience of the direction of plowing.

Dave Reynolds stated the guys did a great job.

John Lymberis welcomed Tom Lowry back to the Township. He also asked about the Village Enhancement Project.

Mr. O'Neil stated he has received a lot of questions about the traffic calming in the Village. The project is ready to advertise. They have not received a utility clearance from PECO as of yet. It cannot be advertised until clearance is received. They are looking to begin in September.

A question about the Treasurer Bond was answered by Mr. O'Keefe who stated Municipalities are mandated to bond Treasurers and Secretaries. That Bond is based on the financial resources available to the Township.

Elizabeth Weaver stated the guys did a great job and she was very impressed.

Mr. Taylor stated that driveways were opened up after the roads were opened.

Don Roberts stated that about 70 trees from the Hershey residence to the Zorn residence are being cut down for obstruction. These trees are so tall that just topping them will not help.

Eric Brecht stated that Washington Lane and Reel Street to the bridge on Old Wilmington Road has erosion issues. A tree comes down after every heavy rain.

Mr. Taylor stated the Road Department marked trees to be taken down and Penn DOT just thumbed their nose at us. It is an issue to get them to do anything, as you can tell by the way they plowed snow in the Township.

Mr. Schuibbeo suggested that they reach out to one of our Representatives.

With there being no further business, Mr. Hensel made a motion, seconded by Mr. Schuibbeo, 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