

## **Board of Supervisors Regular Meeting Tuesday June 7, 2016**

A regular meeting of the Board of Supervisors was conducted on Tuesday, June 7, 2016 commencing at 7:00 p.m. Chairman, Mr. Hensel called the meeting to order. Present was Supervisors Mr. Taylor and Mr. Schuibbeo, Township Solicitor, Mr. Pompo, Township Engineer, Mr. MacCombie, Township Building/Zoning Officer, Mr. Lowry, and members of the community.

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

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, 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.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, 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 the continuance of Sadsbury Commons Conditional Use Hearing and to hold a public hearing to consider enactment of an ordinance amending the Sadsbury Township Zoning Ordinance and Zoning Map and an Ordinance to provide for a Sadsbury Township Subdivision and Land Development Ordinance to provide for a Town Center District and Town Center District Design Standards. 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 resume the regular Board of Supervisors meeting. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

The minutes for the Conditional Use and the public hearing were taken by a court stenographer. The Hearing will continue at the July 5, 2016 Board of Supervisors meeting.

The Board agreed to have Mr. Pompo write conditions on the adoption of the Ordinances for the next meeting.

**Township Police Report:** Chief Ranck reported the police patrolled 3,087 miles during the month of May, and answered 379 calls for service as follows: 911 hang-up 1, cardiac respiratory arrest 1, vehicle crash with injuries 1, accident motorcycle 1, accident other type 1, property damage crash 6, alarm fire 3, alarm police 4, animal complaint 3, assault no injuries 1, assist fire department 1, assist to other police department 4, bar check 1, burglary 1, shrubbery fire 1, township business check 102,

criminal Mischief/vandalism 2, disabled vehicle 1, disturbance 5, domestic disturbance 5, drug/narcotic violation 1, erratic driver 2, for police information 11, fraud (actual or attempted) 2, harassment 4, residential house check 39, keys locked (vehicle, house, etc.) 3, medical emergency 40, miscellaneous police nature 52, noise complaint 1, Township park check 16, parking violation 1, PFA violation 1, service PFA Order 1, prowler 1, repossession 2, report only (NIP incident) 6, reported runaway 1, shots heard or shooting (no injuries) 2, suspicious condition 6, theft 2, theft from vehicle 1, terroristic threats & related 1, traffic general hazards 9, trespasser 2, traffic stop 21, and 6 well-being checks. The Police Department took delivery of the 2016 Chevrolet Tahoe and is in full service. The criminal arrests for May 2016 are as follows: Criminal contempt of a PFA order, 3 drug arrests for possession of marijuana, Transmission of explicit sexual images. These arrests do not include any pending investigation.

**Township Public Works Report:** Mr. Taylor read the Public Works report prepared by Mr. Simmons, Public Works Foreman. For the month of May, the Public Works Department maintained Bert Reel Park, Sadsbury Park, Pumping Station, Greenbelt Drive (part of Bert Reel Park), Maintenance Building and Township Municipal Building by mowing, weed trimming, cutting tree limbs, cleaning up trash and woody debris and weeding flower beds. Township drain inlets and outlets have been checked and maintained on a regular basis. A few pot holes have been filled on various roads. All vehicles and equipment have had maintenance checks performed regularly during the month. On May 24<sup>th</sup> the Public Works Department met with David Biloon of MacCombie Engineering Firm to discuss MS4 related items for reporting period of March 2015 through March 2016. Equipment hours were 4.4 and there were 232.5 vehicles miles.

The road inspection date has been set for June 27<sup>th</sup>. Mr. Hensel stated that the Township pays between \$800.00 and \$1,000.00 to hire out to do the roadside mowing one time a year. A quote was received from Atlantic Tractor for a John Deere 390 26" Offset HD Mower Export for \$5,307.48.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to purchase a John Deere 390 26" Offset HD Mower Export from Atlantic Tractor at the State Contract price of \$5,307.48. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

The Public Works Department has 6 or 7 guys working on a temporary basis for snow plowing in the winter. There is a need for a permanent part-time worker for the Road Crew for possibly 20 hours a week.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to advertise for a part-time permanent Public Works employee and also have it placed on the web-page. With

there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

**Emergency Management Coordinator Report:** Mr. Taylor reported that in January FEMA approved the updated county-wide Hazard Mitigation Plan. Now that the plan has been finalized, each of the municipalities needs to re-adopt the plan. Re-adopting the plan allows us to have access to hazard mitigation grant funds in the future. With the recent snow declaration, there should be hazard mitigation grant money available within the next year.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to adopt Resolution 2016-09, a Resolution adopting the 2015 multi-jurisdictional Hazard Mitigation Plan of Chester County. With there being no questions from the public, the board voting “aye”, the motion passed unanimously.

Mr. Taylor stated that the emergency gate at CTDI used to have a chain across. People are going around the post on the side and going through the road. Mr. MacCombie stated that the road is a private road and was never dedicated to the Township. The Supervisors at that time did not want the road constructed until a later date. Jamie MacCombie will contact Terry Muto to see if the road can temporarily be opened while the construction for the Village Enhancement is on-going to ease some traffic congestion. Mr. Hensel feels it may take away some of the speeding on First Avenue. Mr. Taylor is attending the County’s Quality Emergency Radio Testing and also attending many on-going classes.

**Keystone Valley Fire Department:** Chief Gathercole reported that for the month of May, the Keystone Valley Fire Department responded to 25 calls for: fire 6, rescue/medical assist 8, fire police only 1, false alarm 6, and gas leaks/carbon monoxide 4. The response by municipality is as follows: Sadsbury Township 3, West Sadsbury Township 4, Highland Township 4, Parkesburg Borough 10, and Out of District 4. The average response by personnel was 7 with a total of 119 personnel for combined 58.87 response hours. The average response time was 4:05 in-district and 5:30 out of district. There were 4 in house trainings with 40 members attending for 140.50 combined training hours. The fire units traveled 1,208 miles and used 116.8 gallons of fuel. The ambulance(s) traveled 3,309 miles and used 296.3 gallons of fuel. The Keystone Valley EMS Division handled 108 calls in May for: treated/transported BLS 33, treated/transported ALS 38, no services required 12, patient refusal 12, recalled enroute 2, recalled on scene 3, treated and released 3, recalled prior to response 1, lift assist-public assist 2, and unfounded 2. Mr. Taylor mentioned the loss of Robert Tribbett and said he will be missed by all at the Fire Department.

**Sadsburyville Fire Company Report:** Eric Brecht reported that for the month of May the Sadsburyville Fire Company responded to 10 calls for: 3 automatic fire alarms, 2 accidents with entrapment, 1 gas leak, 1 motorcycle accident, 1 lawn mower, 1 motor vehicle accident, and 1 smoke/odor investigation. The response by municipalities was as follows: Sadsbury Township North 6, Sadsbury Township South 0, West Caln Township 2, Valley Township 1, and Parkesburg Borough 1. There were 65 miles traveled with an average of 6.5 miles per call. The time in service was 3 hours and 51 minutes averaging 23.1 minutes per call. There were 72 volunteer firefighters responding for an average of 7.2 per call. The Hydraulic Rescue Tool was used 1 time. The combined firefighter training hours was 205 and the combined personnel fundraising hours were 98.

**Sadsbury Park Committee Report:** Mr. Jessey reported the Sadsbury Park Committee met on Monday, May 23, 2016 at 7:00 pm. Rita Maurio gave updates on the Community Day vendors and also the order of the opening ceremonies for the event. Chuck DiLabbio gave an update on the construction of the new playground, including the expected timeline for completion. Community Day was discussed, including activities, food service, and site preparation. Of concern was the partially painted flagpole. Mr. Maurio gave the Treasurers report update on the financial status.

Mr. Taylor stated he would ask Greg Vietri if he will bring his large bucket truck to paint the flag pole.

Mr. Jesse stated he has found a tent for Community Day for half the price of the previous one; and he would like the Board's permission to rent the inflatable obstacle course and the moon bounce from Bouncyroo for \$1,200.00.

Mr. Schuibbeo made a motion, seconded by Mr. Hensel to approve the Park Committed to rent a moon bounce and obstacle course from Bouncyroo not to exceed \$1,200.00. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. Jesse stated that now that the baseball season is over, they would like to open the snack shack for other events. The Committee would like to stretch a banner over the entrance to Bert Reel Park and would like to know if it is okay to use the posts that are there. Mr. Jesse met with the Township web master and now he can do Park updates himself and he is also working on a Parks & Recreation website separate from the Township website. Mr. Jesse was a part-time web designer and attended a web course at Allentown business School.

**Township Engineer Report:** Mr. MacCombie reported that he has an Engineering Escrow release of funds for Ethermore and Associates 241 Stewart Houston Drive in the amount of \$367.50 for the Board's approval.

Mr. Hensel made a motion, seconded by Mr. Taylor, to approve an Engineering Escrow release of funds for Ethernore and Associates 241 Stewart Houston Drive in the amount of \$367.50 per Mr. MacCombie's recommendation. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Mr. MacCombie reported on the Stovepipe Hill Road project concerning Ms. Sellers. Plans on the Sewer Project show the roads before and after the project. There was a bituminous overlay put on the road and there needs to be an adjustment to Ms. Sellers driveway, and she will not allow them to do the work. Mr. Taylor suggested that Mr. MacCombie talk to Ms. Sellers son Jeff Sellers. Mr. MacCombie reported Marino Corporation, 1400 Cressman Road, Skippack, PA has been awarded to construct the sidewalks, crosswalks, and other miscellaneous construction for the Sadsbury Village Enhancement Project by PennDOT. There will be a pre-construction meeting June 17, 2016 at King of Prussia. Mr. MacCombie stated the revised flood plain has a 90 day comment period. The Buck Run is not a studied stream. Those properties affected by change should make comments. The Board would like Mr. MacCombie's office to notify the property owners affected by the revised flood plain. Mr. MacCombie also reported that for PAWC to continue to do maintenance to the Pump Station, the PUC would have to approve another contract.

**Township Solicitor Report:** Mr. Pompo reported that Pennsylvania American Water Company has applied for approval from the PUC for the right to offer, render or supply wastewater service to the public in an additional portion of West Caln Township. The potential customer will be 1398 Airport Road, Coatesville, Pa. Mr. Pompo reviewed the Intergovernmental Cooperation Agreement that set up the Fire District and Fire Commission for Keystone Valley. The provision for membership in the Fire Commission is that 4 members shall be elected officials of the Municipalities, one from each municipality chosen by the governing body of each municipality from among the members of its Board of Supervisors. The Agreement requires that Sadsbury representative be an elected supervisor. This will be an annual appointment to be placed on the annual re-organizational meeting agenda. There is a recommendation that Earl Taylor be appointed the Township representative, and Mr. Pompo has prepared a Resolution to name Earl Taylor as the elected supervisor. Mr. Taylor declined the position, but he has and will continue to attend the meetings as an informal attendee. Mr. Pompo stated they need an official member on the Commission. Mr. Hensel recommended that this be tabled until the re-organizational meeting. Mr. Pompo stated there are changes to the Municipal Waste Collection and Recycling Ordinance as a result of the new collection contract. The current waste collection ordinance references the amount of waste from each dwelling unit as 2.32 gallon containers. The Ordinance will need to be revised to require the use of totes. We will also need to revise the fee provisions. The ordinance allows this to be done by

resolution. Mr. Pompo would like permission from the Board to advertise for adoption at the July Board of Supervisors meeting the amended Municipal Waste Ordinance.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to have Mr. Pompo advertise the amended Municipal Waste Ordinance. With there being no questions from the public, the Board voting, "aye", the motion passed unanimously.

Mr. Pompo stated the PAWC Maintenance of the pump station on Timacola Rd. will be for a 1 year period with the opportunity to terminate with 30 days' notice. There is automatic renewal with 60 day termination. There are no other changes to the agreement.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to approve the service agreement with PAWC to maintain the pump station. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

**Township Planning Commission Report:** The Planning Commission met on Wednesday, May 11, 2016. All members were present. Vic Kelly from Commonwealth Engineers, representing All County Partners in regard to the Valley View Business Park Lot 8; asked for and receiving a recommendation from the Planning Commission for the Board of Supervisors to approve the final Subdivision and Land Development plan. Michael Gill and Kent Silvers came to the meeting concerning the SALDO and Zoning Ordinance amendments to provide for a Town Center District. The Planning Commission recommended to the Board of Supervisors to adopt both the Zoning and SALDO Ordinances changing the C2 District to include a Town Center Commercial Development. With no further business, the meeting was adjourned.

**Township Zoning Report:** Mr. Lowry stated that 23 inspections were performed, 66 inquiries have been received. Five permits were issued in May; one generator, one single family dwelling, one demolition, one pavilion (zoning) and one shed (zoning). The demolition and grading permits have been issued to CVS. Abandoned fuel tanks were uncovered. RT Environmental has submitted the proper documentation and the soil is being tested. Mr. Walker at 48 Stovepipe Hill Rd has cleaned up the property. Seventeen vehicles are on the property and sixteen antique registrations have been submitted. Mr. Lowry received a letter from John Strickland II, a certified general appraiser stated that the old Township Building has been appraised at \$75,000.

**Chester County Airport Update:** Mr. Roberts stated that after 11 years and 1 month, and 115 meetings, the South Eastern Project is ready to begin and cost 7 million dollars. The money will come from the aviation fuel tax and come from the FHA.

### **Payment of Invoices:**

Mr. Hensel made a motion, seconded by Mr. Taylor, to pay the May 2016 General Fund invoices in the amount of \$174,744.32. 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 May 2016 Sanitary Sewer invoices in the amount of \$45,671.77. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

### **Old Business:**

Vic Kelly from Commonwealth engineers came before the Board of Supervisors asking for final approval for Valley View Lot 8. Mr. Pompo stated that there are no residences in Sadsbury Township in this development, so Sadsbury Township cannot charge the Act 209 Transportation Fee. A letter was received from Valley Township regarding maintenance of the section of Hoffman Avenue within Valley Township.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to approve final plan approval for Valley View Lot 8 subject to the following conditions: 1. The applicant shall comply with all outstanding comments set forth in the Township Engineer’s May 10, 2016 letter. 2. In accordance with the letter from Valley Township dated June 1, 2016, Sadsbury Township and Valley Township shall enter into a mutually agreeable inter-municipal agreement regarding the 440’ section of Hoffman Avenue located within Valley Township, wherein Valley Township will be responsible for the maintenance of that portion of the road in Valley Township and Sadsbury Township will only be responsible for snow removal on that 440’portion of Hoffman Avenue within Valley Township. 3. The approval is also contingent on the payment of any outstanding review fees, pursuant to Section 503 of the Municipalities Planning Code, including, but not limited to, professional consultations, engineering review and reporting, legal documentation preparation and submittal, legal research and other legal services, incurred by the Township, within thirty (30) days after invoicing. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

### **New Business:**

Mr. Hensel stated the Board received a quote from Dell for a few new computers to replace the old systems to have the capacity for the document storage that was approved at last month’s meeting.

Mr. Hensel made a motion, seconded by Mr. Schuibbeo, to purchase 3 Dell computers at a cost of \$3,572.16 to replace the old systems and have the capacity for the document storage. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Mr. Hensel set the meeting dates for the Codes and Plans Update Committee for advertisement to be: June 21, July 18, August 1, September 12, October 24, November 7, and December 5. All meetings will be at 6:00 p.m. at the Township Building.

Mr. Hensel made a motion, seconded by Mr. Taylor to appoint Mr. Schuibbeo to attend the Codes and Plans Update Committee as the Supervisor liaison, with there being no questions, the Board voting “aye”, the motion passed unanimously.

**Public Comment:**

Mr. Taylor thanked the fire personnel at the meeting for handling the emergency at the meeting tonight.

Mr. Schuibbeo thanked them also for the quick response in the lobby.

Mr. Taylor wanted to mention the passing of Mae McGuigan on May 11, 2016. Mae was predeceased by her husband Norman and a daughter Kim. She is survived by two daughters. Mae was always at the polling place and loved the Historical Society. Memorials to Mae can be made to the Sadsbury Historical Society .

Mr. Hensel stated that the time capsule that was in the wall at the old Township Building is now in the Historical Society cabinet in the lobby at the new building. He would like to know if anyone has any idea what to do with it.

Mr. Schuibbeo suggested to leave it to the discretion of the Historical Society.

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

