



TOWNSHIP OF UPPER UWCHLAN
BOARD OF SUPERVISORS
REGULAR MEETING
September 17, 2018
7:00 p.m.
Approved

In Attendance:

Board of Supervisors

Jamie W. Goncharoff, Chair
Sandra M. D'Amico, Vice-Chair
Guy A. Donatelli, Member

Township Administration

Cary Vargo, Township Manager
Shanna Lodge, Assistant Township Manager
Gwen Jonik, Township Secretary
Jill Bukata, Treasurer
John DeMarco, Police Chief
Al Gaspari, Codes Administrator
Mike Heckman, Director of Public Works
Dave Leh, P.E., Township Engineer

Mr. Goncharoff called the meeting to order at 7:01 p.m., led the Pledge of Allegiance, offered a moment of silence and asked if anyone planned to audio or video record the meeting. Two attendees responded they were audio and video recording the meeting.

Approval of Minutes

Mr. Donatelli moved, seconded by Mrs. D'Amico, to approve as presented the minutes of the August 20, 2018 Board of Supervisors meeting. The Motion carried unanimously.

Approval of Payments

Mr. Donatelli moved, seconded by Mrs. D'Amico, to approve the payments to all vendors listed September 14, 2018. The Motion carried unanimously.

Treasurer's Report

Jill Bukata reported the financial position is strong; year to date revenues are at 69.9% of budget and expenses are at 57.6% of budget; earned income tax receipts are at \$2,617,000, which is \$54,000 less than this time last year; we are on target with the 2018 budget; preliminary work for the draft 2019 budget has begun.

Mrs. Bukata requested authorization to accomplish 3 transfers as approved in the 2018 budget as follows: \$400,000 from the General Fund to the Capital Fund; \$100,000 from the General Fund to the Water Resource Protection Fund; and \$375,000 from the Solid Waste Fund to the Capital Fund. Mr. Donatelli moved, seconded by Mrs. D'Amico, to authorize the 3 transfers as outlined. The Motion carried unanimously.

Supervisors' Report

Mr. Goncharoff announced that Byron Nickerson has recently been appointed by the Governor as the Township's Emergency Management Coordinator (EMC). The Township's EMC also serves as the Chair of the Township's Emergency Management Planning Commission (EMPC). Mr. Goncharoff moved to formally appoint Byron Nickerson as the Chair of the EMPC, effective immediately. Mrs. D'Amico seconded and the Motion carried with all in favor.

Mr. Goncharoff announced that an Executive Session was held September 11, 2018 regarding a personnel matter and called attention to the published calendar: October 9, 2018 4:00 PM

Board of Supervisors Workshop, draft 2019 Budget Workshop; October 9, 2018 6:30 PM Public Hearing regarding: Amend Byers Station Final Planned Residential Development (PRD) Plan Approval; October 15, 2018 7:00 PM Board of Supervisors Meeting; and yard waste collection dates September 19 and 26, October 10, 17, and 24.

ADMINISTRATIVE REPORTS

Township Engineer's Report

Dave Leh reported that the Planning Commission reviewed the Eagleview Corporate Center Lot 1B land development plan for a maintenance area and recommended it for approval. The Commission also reviewed Eagleview Corporate Center Lot 1C and recommended it for approval following an additional review of landscaping and lighting before going before the Board; and Gilmore has begun surveying the township building property for the building expansion project.

Building / Codes Department Report

Al Gaspari reported that 55 building permits were issued last month, totaling \$34,126 in permit fees; a Zoning Hearing is being scheduled regarding a corner property seeking to build a detached garage but with a corner property, both sides are 'front' yards; the Epicurean Garage plans to open this Thursday September 20; and JTech has started the construction of their building addition.

Steve Senn inquired when JTech would plant the trees along the berm adjacent to his property. Mr. Gaspari advised that would happen after all construction activity is complete.

Steve Senn inquired of any action with Wolfington storm water runoff flooding an Eagle Industrial Park business. Mr. Gaspari advised that he has spoken with Wolfington but they haven't yet taken preventive measures. Mr. Donatelli requested an opportunity to view existing photos of the flooding.

Police Chief's Report

Mr. Goncharoff thanked Chief DeMarco for the great job during last month's County Music Fest which was held in Ludwigs Corner. Chief DeMarco reported there were 1,179 incidents last month, including 134 traffic warnings, 10 crimes, 9 criminal arrests. There were approximately 2000 cars parked in UTI's parking lot during the Music Fest but all went well as that kept all of that traffic off of route 100. The Police Department was reimbursed 100% for expenditures for the Music Fest.

Public Works Department Report

Mike Heckman reported that since the last meeting, the Department received and completed 208 work orders; cleared debris from storm pipes after heavy rains; is working with Aqua regarding the pipe replacement and paving on St. Andrews Lane; overhead mast arms were hit on Route 100 – 1 at Fellowship Road and 1 at Byers Road; posted over 300 temporary no-parking signs prior to the Music Fest; and preparing the roadways for paving when the weather allows. The wet weather has pushed the paving back, as well as the grading work for the new Public Works garage.

Steve McNaughton reported a pothole on Moore Road, near Twin Pines.

Land Development

Marsh Lea Escrow Release Request #7. Dave Leh advised the Moser Homes has requested the release of \$187,374.90 for paving the Marsh Lea roadway. Gilmore & Associates reviewed the request and recommend the release. Mrs. D'Amico moved, seconded by Mr. Donatelli, to approve the release of \$187,374.90 to Moser Homes. Christina DiGiulio commented the Marsh

Lea erosion and sedimentation control measures had failed recently. Mr. Leh commented that when they failed, it was immediately addressed; the 2 major storms in August were out of the ordinary and the Developer has addressed the issue. The Motion to release the escrow carried unanimously.

Villages at Byers Station (Parcel 5C) Escrow Releases (2). Dave Leh advised that Toll Brothers has requested escrow releases for public improvements -\$1,437,001.52 for erosion/sedimentation control, storm water management, paving/curbing, etc. - and for sanitary sewer installation work \$302,330.01. Gilmore & Associates reviewed the public improvements and recommends the release. Mr. Donatelli moved, seconded by Mrs. D'Amico, to release \$1,437,001.52 for the public improvement work. The Motion carried unanimously.

ARRO reviewed the sanitary sewer improvements and recommends the release. Mr. Donatelli moved, seconded by Mrs. D'Amico, to release \$302,330.01. The Motion carried unanimously.

ADMINISTRATION

2019 Pension Plan Municipal Minimum Obligations (MMO). Cary Vargo advised that following analysis by the Actuarial Firm, the recommended 2019 MMOs for the pension plans are as follows: Uniformed Employee Defined Benefit Plan \$187,850; Non-Uniformed Employee Defined Benefit Plan \$93,452 and the Non-Uniformed Employee Defined Contribution \$14,961. The Board is respectfully requested to approve the recommended 2019 MMOs. Mr. Donatelli moved, seconded by Mrs. D'Amico, to approve the recommended 2019 MMOs as noted above. The Motion carried unanimously.

2018-2019 Snow Removal Bid – Contract. Mike Heckman advised there was 1 bidder only for the 2018-2019 snow removal bid; not all requested equipment was bid. The Contractor, Exton Paving, bid 1 6-yard dump truck with plow and salt spreader @ \$200/hour and 1 4WD pickup truck with plow @ \$150/hour. Mr. Heckman noted there is a possibility that the Contractor might be able to provide another pickup truck. He recommended that the Contract be awarded to Exton Paving at the amounts noted above. Mr. Donatelli moved, seconded by Mrs. D'Amico, to award the Contract to Exton Paving at the above amounts. Steve Senn commented that all townships are having problems getting bids for snow removal. Insurance companies are charging high fees for snow plowing policies and the Contractors can't afford them. The Motion to award the 2018-2019 Snow Removal Contract to Exton Paving carried unanimously.

Brandywine Valley SPCA Contract. Cary Vargo summarized the contract renewal with the SPCA for the response, pickup, care and housing of stray domestic animals for January 2019 through December 2023. They'll also provide investigation and prosecution of all violators of animal related state and local laws. The Year One contract fee is \$1,639; any annual increases are capped at 3%; there are fees for animal acquisition, unclaimed stray boarding. These fees for claimed animals are paid by the animal's owner. Mrs. D'Amico moved, seconded by Mr. Donatelli, to authorize execution of the Contract. Mr. Donatelli confirmed that the fee is \$54 if the animal doesn't get claimed. We receive detailed reports as to where the animal is found and if the owner is identified, their address is included, providing for the correct township being billed. The Motion carried unanimously.

Park Road Reconstruction and Trail Project – CMAQ Reimbursement Agreement. Cary Vargo advised that the Park Road Reconstruction and Trail Phase IV project, totaling \$2,800,000, will go to bid in the near future, with construction late winter/early spring 2019, and taking 12-18 months to complete. The project includes constructing a 6' wide pedestrian trail along Park Road, which will connect Hickory Park and Marsh Creek State Park, reconstructing both sides of the vehicle travel lanes in that same area, and installing concrete curbing along with new storm water management facilities. The project is being funded via the CMAQ (Congestion

Mitigation and Air Quality Improvement) Grant and Capital expenditures. The Board is requested to authorize execution of the Agreement by Mr. Vargo. Mr. Donatelli moved, seconded by Mrs. D'Amico, to approve the reimbursement agreement and authorize Cary Vargo to execute the document (Resolution #09-17-18-11). The Township Solicitor has reviewed this Agreement. The Motion carried unanimously.

Open Session

Brett Boden inquired of status of Struble Trail extension. Mr. Vargo advised the County plans to submit land development plans, to pave the trail.

The following attendees – Eileen McKeogh of Marsh Harbour, Margaret Quinn of the Citizens Safety Coalition, and Marissa Goldman of Uwchlan Township -- voiced concerns with the Sunoco pipeline, the lines in existence and the new line(s), including the proximity of the pump station to Shamona Creek Elementary School, looking for information regarding the purpose and contents of the new 12" pipe, requesting a safety risk assessment, requesting evacuation plans, and information from recent hydrostatic testing.

Mr. Vargo encouraged all residents to visit the Township's website pipeline page and the County's website pipeline page for accurate, detailed information. Citizens are also encouraged to sign up on the Township's website "Notify Me" program and with ReadyChesco.org to receive alerts and notices for this area. Discussion included a request for the Township to schedule a meeting with the Marsh Harbour residents and the County Department of Emergency Services regarding pipeline safety and their specific neighborhood's evacuation plan. The Board of Supervisors would also like to see a Safety Risk Assessment. Mr. Goncharoff, Mr. Vargo, and Steve Senn (resident, firefighter) commented that the emergency responders in Chester County are very well-trained in all types of emergencies, and they receive pertinent information from the County as they are enroute to each emergency. Mr. Goncharoff also commented that each individual and family should review all these resources and prepare themselves as much as possible.

Christina DiGiulio inquired of the air quality monitors/sensors. Mr. Vargo advised that Shanna Lodge had reviewed the information Ms. DiGiulio had provided and we'll continue to research to assure the sensor(s) would be statistically appropriate, seek cost estimates, and perhaps Sunoco would help with funds.

Adjournment

There being no further business to be brought before the Board, Mr. Goncharoff adjourned the meeting at 8:31 PM.

Respectfully submitted

Gwen A. Jonik
Township Secretary