



TOWNSHIP OF UPPER UWCHLAN
BOARD OF SUPERVISORS
REGULAR MEETING

February 19, 2019

(Tuesday)

7:00 p.m.

Approved

In Attendance:

Board of Supervisors

Guy A. Donatelli, Chair

Sandra M. D'Amico, Vice-Chair

Township Administration

Cary B. Vargo, Township Manager

Gwen A. Jonik, Township Secretary

Jill Bukata, Township Treasurer

John DeMarco, Police Chief

Al Gaspari, Codes Administrator

Mike Heckman, Director of Public Works

Dave Leh, P.E., Township Engineer

Matt Brown, P.E., Authority Administrator

Mr. Donatelli called the meeting to order at 7:05 p.m., led the Pledge of Allegiance, offered a moment of silence and asked if any attendees were recording the meeting. Christina DiGiulio responded affirmatively.

Approval of Minutes

Mrs. D'Amico moved to approve the minutes as presented of the January 22, 2019 Board of Supervisors Meeting. Mr. Donatelli seconded and the Motion carried.

Approval of Payments

Mrs. D'Amico moved to approve the payments to all vendors listed February 15, 2019. Mr. Donatelli seconded and the Motion carried.

Treasurer's Report

Jill Bukata reported the Township's financial condition remains strong; the General Obligation Bonds closed early January – half is for Municipal Authority projects, half for the Township Building Expansion, Upland Farm barn improvements, Park Road Trail Phase IV and improvements at Hickory Park; year-to-date revenues are 2.7% of budget; year-to-date expenses are 5.4% of budget; and earned income tax revenue is \$92,000.

Supervisor's Report

Mr. Donatelli announced that Executive Sessions were held February 12 and February 19 regarding legal and real estate matters. He read the published calendar as follows: March 12, 2019 4:00 p.m. Board of Supervisors Workshop; March 18, 2019 7:00 p.m. Board of Supervisors Meeting; and June 15, 2019 11th Annual Upper Uwchlan Township Block Party on Route 100. Yard waste collection dates February 27, March 6, March 20, 2019.

Administration Reports

Township Engineer's Report

Dave Leh reported that Starbucks is interested in occupying the former Key Bank building in Eaglepointe Shopping Center – they will need Conditional Use Approval for a drive through; and they're working with Hammel Associates on preparing the Township Building expansion bid documents.

Building and Codes Department Report

Al Gaspari reported that 30 building permits were issued in January, totaling \$17,025 in permit fees. He also reported that the heaters are being installed at Upland Farms barn and some of the pipes froze in the Hickory Park restrooms.

Police Chief's Report

Chief DeMarco reported that the Department handled 1,171 calls last month. The Department held a Pro-Active Parenting Class early this month, covering controlled-substance abuse, social media, bullying, teen suicide and depression, handling conflict, coping skills and relaxation for parents. The Class filled quickly and another Class will be scheduled in the near future.

Public Works Department Report

Mike Heckman reported that the Department performed routine maintenance, completed 113 work orders, and responded to 4 snow/ice events. The new public works pole barn for equipment storage has been completed.

ADMINISTRATION

Ordinance Amendments

Fireworks Regulations. Chief DeMarco advised that fireworks regulations have changed recently regarding fireworks sales and storage, requiring revisions to the Township's 'Fireworks Ordinance'. Mrs. D'Amico moved to adopt Township Ordinance #2019-01 which clarifies certain provisions and removes provisions that allow the sale of consumer fireworks from temporary structures. Mr. Donatelli seconded and the Motion carried.

Septage Management Program. Cary Vargo advised this ordinance regulates on-lot septic systems in the Township, requiring system owners to have their on-lot systems pumped, inspected and maintained once every three years, as is best management practices. This increases the longevity of the system's life and helps protect the area's high quality water resources. The ordinance has been reviewed by the Township Municipal Authority and it's Solicitor, Township staff, and the Township Solicitor, and all recommended revisions have been incorporated. The draft ordinance and associated "FAQs" were posted on the Township website and social media. Mrs. D'Amico moved to adopt Township Ordinance #2019-02 which adds Article III "On Lot Sewage Disposal Systems" to Township Codes, regulating individual on-lot sewer systems. Mr. Donatelli seconded and the Motion carried.

Authorize Advertisement of Municipal Solid Waste & Recycling Collection Bid Specifications. Cary Vargo advised that the current trash and recycling collection contract expires July 31, 2019, following a 1-year extension. The bid specifications cover August 1, 2019 through July 31, 2022, with (2) 1-year extensions. No changes to the collection services are proposed. Mrs. D'Amico moved, seconded by Mr. Donatelli, to authorize advertising the Municipal Solid Waste & Recycling Collection bid specifications. The Motion carried.

Cohen Law Group re: Verizon Franchise Agreement. Mr. Donatelli advised that Cohen Law Group has proposed representing a consortium of Chester County Municipalities in their negotiations with Verizon for new Franchise Agreements. Upper Uwchlan's franchise agreement expires July 2021. The cost is not to exceed \$8,500 and is expected to be lower based on the number of Municipalities interested in the Agreement. Mrs. D'Amico moved, seconded by Mr. Donatelli, to engage Cohen Law Group to represent Upper Uwchlan Township's interests as the Verizon Franchise Agreement is re-negotiated.

Rental Agreement – Temporary Structure for Police Department. Chief DeMarco requested the Board's approval to rent a temporary structure for the Police Department's use while the Township Building is under construction. The Township Solicitor has reviewed and is satisfied

with the Rental Agreement for a temporary structure at 520 Milford Road. Mrs. D'Amico moved, seconded by Mr. Donatelli, to approve the execution of the Rental Agreement with Williams Scotsman, Inc. The Motion carried.

Open Session

Chad Kator, Lila Lane resident, made comments that there's been no improvement with the overnight noises from the FedEx facility. Cary Vargo advised that Township Staff and the Township Solicitor had a productive meeting with FedEx, who agreed to make some operational changes; however it isn't clear when that might occur. Lighting was also discussed but no definitive action was detailed. The Township will continue to work toward resolution of these matters with FedEx.

Margaret Quinn (Uwchlan Township resident), Vince McVeigh – Marsh Harbour, Jill Bielawski – Kaiser Drive, Christina DiGiulio – N. Reed Road, asked for the Board's support and encouraged Upper Uwchlan to join the Safety 7 court case, to intervene at the State level with others regarding the safety of the Mariner pipeline projects. The Board of Supervisors agreed they are concerned. Mrs. D'Amico moved to authorize Township Staff seek an Attorney to represent Upper Uwchlan's interests in an effort to intervene and provide enforcement action in regard to the Mariner pipeline projects. Mr. Donatelli seconded and the Motion carried. Cindy McMahon asked of a budget for this effort. Mr. Donatelli advised a "not to exceed" amount would be established.

Dan, Indian Springs Drive, questioned the Septage Management Program's impact for his property. Mr. Vargo advised his property was part of the Stonehedge/Greenridge wastewater treatment system.

Adjournment

There being no further business to be brought before the Board, Mr. Donatelli adjourned the Meeting at 7:45 p.m.

Respectfully submitted,

Gwen A. Jonik
Township Secretary