



TOWNSHIP OF UPPER UWCHLAN
BOARD OF SUPERVISORS MEETING
February 18, 2020 (Tuesday)
7:00 p.m.
Approved

LOCATION: Temporary Township Administration Office
415 Eagleview Boulevard, Suite 116
Exton, PA 19341

In Attendance:

Board of Supervisors
Sandra M. D'Amico, Chair
Jamie W. Goncharoff, Vice-Chair
Jennifer F. Baxter, Member

Tom Oeste, Esq., Township Solicitor

Township Administration
Shanna Lodge, Acting Township Manager
Gwen A. Jonik, Township Secretary
John DeMarco, Police Chief
Al Gaspari, Codes Administrator
Mike Heckman, Director of Public Works
Dave Leh, P.E., Gilmore & Associates

Mrs. D'Amico called the meeting to order at 7:03 p.m., led the Pledge of Allegiance, and offered a moment of silence. No one planned to video or audio record the meeting.

Approval of Minutes

Mrs. Baxter moved, seconded by Mr. Goncharoff, to approve as presented the minutes of the January 21, 2020 Board of Supervisors meeting. The Motion carried unanimously.

Approval of Payments

Mrs. Baxter moved, seconded by Mr. Goncharoff, to approve the payments to all vendors as listed February 14, 2020. The Motion carried unanimously.

Treasurer's Report

Shanna Lodge reported on Jill Bukata's behalf that the balance sheet remains strong; year-to-date revenues are at 3.1% of budget; expenses are at 8.6%; earned income tax revenue for January was \$165,194, with \$417,500 received in the first 2 weeks of February.

Supervisor's Report

Mrs. D'Amico made the following announcements: an Executive Session was held this evening regarding personnel; the Township is holding an E-Waste Recycling Event March 28 at the Public Works facility; Census 2020 information will be mailed by April 1, 2020 and the Census Bureau is recruiting census takers; and the following published calendar: March 10, 2020 4:00 PM Board of Supervisors Workshop; March 16, 2020 7:00 PM Board of Supervisors Meeting; March 28, 2020 Electronics (E-Waste) Recycling Event 9:00-Noon at the Public Works Facility; June 20, 2020 6:00 PM 12th Annual Block Party on Route 100; yard waste collections February 19, March 4 and March 18.

Mike Heckman noted that the trash hauler is now requiring mattresses and box springs to be wrapped in plastic bags, for the health safety of their employees.

ADMINISTRATION REPORTS

Township Engineer's Report

Dave Leh reported that Byers Station Parcel 6C – Vantage Point Retirement Living, will seek Final Plan approval in March; site and model home construction continues at Chester Springs Crossing (Jankowski); and site construction continues at the Preserve at Marsh Creek (Fetters).

Building and Codes Department Report

Al Gaspari reported that 51 building permits were issued in January, totaling \$98,596 in permit fees; blasting on the Fetter's property will end this week; Turnpike widening activity near Hickory Park will require pipeline relocation, 25' deeper within the same easement.

Police Chief's Report

Chief DeMarco reported 1,166 calls were handled by the Department, including 13 criminal offenses and 81 traffic citations; he's met with construction managers to keep mud off the roads.

A Townes at Chester Springs resident commented that the contractor is starting work early on the weekends and thought that was prohibited. Chief DeMarco advised the residents to report these issues as they are happening so the Department can respond appropriately.

Public Works Department Report

Mike Heckman reported that along with routine maintenance, the Department received and completed 135 work orders; continues to replace street name signs; installed new street signs on various roadways; installed the ceiling at the new public works garage; removed debris at pipe crossings; spot salted a few times.

ADMINISTRATION

Chester County Voice Radio Tower Site Lease Amendment. Shanna Lodge and Tom Oeste requested this item be tabled at this time as clarification is needed regarding the easement crossing Texas Eastern's property.

PaDEP Recycling Grant. Shanna Lodge advised the DEP has awarded the Township a \$15,776 reimbursement grant for our efforts in educating residents and businesses about recycling. Mr. Goncharoff moved, seconded by Mrs. Baxter, to accept the \$15,776 Grant. The Motion carried unanimously.

Byers Station Parcel 5C Drainage Improvement Maintenance Agreement. Shanna Lodge requested the Board approve an Agreement between Byers Retail Acquisition Limited Partnership (Byers) and the Township that stipulates Byers is responsible for the construction and maintenance of the drainage facilities that will be constructed within Pottstown Pike for the commercial development on Parcel 5C commercial Lot 2B. The Solicitor has reviewed the Agreement and recommends approval. Mr. Goncharoff moved, seconded by Mrs. Baxter, to execute the Agreement. The Motion carried unanimously.

TC Energy Partner Construction Easement. Shanna Lodge explained a temporary construction easement is being requested by TC Energy Partners (formerly Columbia Gas) as they are relocating a 600' section of their existing pipeline 25' deeper within their permanent easement in Hickory Park. This is due to the Turnpike widening project. They are compensating the Township \$25,000 for this temporary easement, to stage their equipment, and plan to complete the project early April. Stipulations to the completion Term include \$500/day every day after April 11 and totally end May 31. One end of the HDD bore is located in Hickory Park, the other near Autumn Lane. Autumn Lane residents and GEYA baseball are aware of the short-term project. Hickory Park will be temporarily closed to the public during this work. The work will be restricted to Township noise ordinances: 7:00 AM - 7:00 PM Monday-Friday, 9:00 AM - 5:00 PM Saturday, no work on Sunday. The Township will waive the 45-day advance notice period for the project so the work can begin as soon as possible. It may take a few days for the contractor to mobilize.

Several residents questioned who to petition for a sound barrier along the Turnpike. Al Gaspari and Tom Oeste encouraged residents to contact their State and Federal Representatives as there are federal noise regulations that require barriers in certain situations.

Mrs. Baxter moved, seconded by Mr. Goncharoff to approve the Temporary Construction Easement and authorize Shanna Lodge to execute the 45-day Advance Notice waiver. The Motion carried unanimously.

Disposition of Township Property. Gwen Jonik advised that a high bid of \$4,600 was offered for the Police Department's 2013 Ford Interceptor Sedan (VIN # 1FAHP2M87DG105888) that was duly advertised and posted for sale on Municibid. Kelly Blue Book value was \$3,000.00. The vehicle had been replaced per the Police Department's policy. Mr. Goncharoff moved, seconded by Mrs. Baxter, to accept the high bid and approve the sale of the vehicle. The Motion carried unanimously.

Authorize Disposition of Township Property - Office Furniture. Gwen Jonik explained that new office furniture had been ordered for Administration and the Police Department within the Township Building renovation project. Furniture that wouldn't be of use to the Township can be offered for donation or for sale. These items include desks, office chairs, guest chairs, several filing cabinets, etc. The 54 stacking chairs that are currently used in the public meeting room will be used at Upland Farms. Mrs. Baxter moved, seconded by Jamie Goncharoff, to authorize the donation or sale of the office furniture, except the 54 stacking chairs. The Motion carried unanimously.

Open Session

Chad Coture, Townes at Chester Springs HOA Board member, made comment requesting resolution to the overnight noise disturbance from FedEx, which was brought to the Board last year. Al Gaspari advised a base-line sound study was inconclusive, and FedEx would have to be shut down for a period in order for another study to determine what noise is/is not coming from FedEx, the Turnpike, the shopping center, etc. Mr. Coture noted FedEx doesn't seem to work Sunday nights so the study could be done at that time. Perhaps FedEx could load trucks on the other side of the building during the night and use the closer docks during the day. Solicitor Oeste advised that we'll need to get an expert to tell us if the noise ordinance is being violated and if so, get FedEx to comply. They may have to build a sound barrier wall in order to comply but the first step is to get another professional sound engineer to do a study. He encouraged residents to keep records of when they hear what types of noises, recording the noises if possible. FedEx has installed rubber bumpers on the docks to soften some of the loading noises, but the back-up beepers on the trucks are required by OSHA.

Tammy Krumbhaar, Meadow Creek Lane, commented on the rupture of a gas line in West Whiteland and how workers didn't call 911 or report the rupture to adjacent residents. She commented on Sunoco's job site next to her property -- large equipment getting stuck, creating a mess. The Land Agent is telling the residents that if they don't want the pipeline on their properties, they need to tell the township so it'll go in the road. Further comments included residents' rights to allow or refuse access to their property for surveying. Chief DeMarco advised if your property isn't posted about trespassing, if you verbally tell someone to leave, they're supposed to leave, and residents should report any kind of nuisance to 911.

Adjournment

There being no further business to be brought before the Board, Mrs. D'Amico adjourned the meeting at 8:43 p.m.

Respectfully submitted,

Gwen A. Jonik, Township Secretary