



TOWNSHIP OF UPPER UWCHLAN
BOARD OF SUPERVISORS
MEETING
September 20, 2021
Minutes
Approved

LOCATION:

Township Building, 140 Pottstown Pike, Chester Springs PA 19425

Attending:

Board of Supervisors

Sandra M. D'Amico, Member
Jamie W. Goncharoff, Member
Jenn F. Baxter, Member

Kristin Camp, Esq., Township Solicitor

Township Administration

Tony Scheivert, Township Manager
Shanna Lodge, Assistant Township Manager
Gwen Jonik, Township Secretary
John DeMarco, Police Chief
Jill Bukata, Township Treasurer
Rhys Lloyd, Building Code Official
Anthony Campbell, Zoning Officer
Mike Heckman, Director of Public Works
Dave Leh, Township Engineer

Mrs. D'Amico called the meeting to order at 7:00 p.m., led the Pledge of Allegiance and offered a moment of silence. No one planned to record the meeting.

Mrs. D'Amico announced that the Conditional Use Hearing for the Barn on Moore Application will not be held this evening and has been continued (postponed) until October 18, 2021.

Approval of Minutes

Mrs. Baxter moved, seconded by Mr. Goncharoff, to approve as presented the minutes of the August 16, 2021 Board of Supervisors meeting. The Motion carried unanimously.

Approval of Payments

Mr. Goncharoff moved, seconded by Mrs. Baxter, to approve the payments to all vendors listed September 17, 2021. The Motion carried unanimously.

Treasurer's Report

Jill Bukata reported the financial position remains strong; year-to-date revenues are at 95.6% of the budget; year-to-date expenses are at 58.2% of budget; earned income tax revenue is \$320,000 higher than end of September 2020.

Supervisor's Report

Mrs. D'Amico announced that Executive Sessions were held September 14 and September 20 for the Supervisors to meet candidates recommended for appointment to the Township's newly established Environmental Advisory Council (EAC) and a candidate to fill a vacancy on the Historical Commission.

Mr. Goncharoff moved, seconded by Mrs. Baxter, to appoint Neil Phillips to the Environmental Advisory Council (EAC). The motion carried unanimously.

Mr. Goncharoff moved, seconded by Mrs. Baxter, to appoint Meredith Squitiere to the EAC. The motion carried unanimously.

Mr. Goncharoff moved, seconded by Mrs. Baxter, to appoint Madhu Gurthy to the EAC. The motion carried unanimously.

Mrs. Baxter moved, seconded by Mr. Goncharoff, to appoint Amit Dalvi to the EAC. The motion carried unanimously.

Mr. Goncharoff moved, seconded by Mrs. Baxter, to appoint Patti Spackman to the EAC. The motion carried unanimously.

Mrs. D'Amico announced that a term on the EAC is 3 years. Following the regulations in the Ordinance, the initial terms will be staggered so that approximately 1/3 of the members' terms will expire at a time. Those term expirations will be announced at the next Supervisors meeting.

Mr. Goncharoff moved, seconded by Mrs. Baxter, to appoint Michael Groff to the Historical Commission. The motion carried unanimously. A term on the Historical Commission is 3 years. Mr. Groff's term will expire December 31, 2024.

Mrs. D'Amico read the following calendar: September 24, 2021 Dusk – Movie Night at Hickory Park; October 12, 2021 4:00 PM Board of Supervisors and Draft 2022 Budget Workshop; October 18, 2021 7:00 PM Board of Supervisors Meeting, Conditional Use Hearing – Applicant Barn on Moore; yard waste collection dates: September 22, October 6, 13, 20 and 27.

Administration Reports

Township Engineer's Report

Dave Leh reported that Toll Brothers was seeking only feedback at this time and not a recommendation for their 100 Greenridge Road Conditional Use Application. They'll submit for further review revised plans addressing the consultants' and Township Planning Commission's comments.

Elizabeth Woodward and Alexandra Rose asked about the timing and content of revised plans. Kristin Camp, Esq., noted that we don't know when Toll Brothers will submit revised plans. The Township Planning Commission is a recommending board and after they review the revised plans, they'll make a recommendation for the Board of Supervisors to consider during the Conditional Use Hearing late October or in November.

Building and Codes Department Report

Rhys Lloyd, Building Code Official, reported that 78 building permits were issued last month, totaling \$32,545.19 in permit fees; 21 Resale Use & Occupancy permits were processed.

Police Chief's Report

Chief DeMarco reported that there were 1,241 incidents last month including 23 reported crimes, most of which were identity theft. He reminded residents to be as vigilant as possible with securing their physical and online info. School is back in session so be watchful for kids and school bus activity. There are delays in bus routes due to the shortage of bus drivers.

Public Works Department Report

Mike Heckman reported that 204 work orders were received and completed last month. The Department raised manholes and inlets prior to road paving, cleared trees on roadways and cleaned up after Hurricane Ida, swept streets, painted crosswalk lines (paint shortage continues), mowed roadsides. No bids were received for snow removal – it will be re-bid; staff are taking classes and training and the summer mowing help are basically done for the season.

Land Development

Preserve at Marsh Creek Phase 1 Sanitary Sewer Escrow Release #2. Dave Leh reported that ARRO has reviewed The McKee Group's escrow release request #2 for sanitary sewer work. ARRO inspected the work and recommends the Board approve the release of \$207,270.85. Mr. Goncharoff moved, seconded by Mrs. Baxter, to approve the release of \$207,270.85 to The McKee Group based upon ARRO's recommendation. The motion carried unanimously.

Chester Springs Crossing Site Improvements Escrow Release #5. Dave Leh reported that Gilmore & Associates has reviewed Toll's request for the release, inspected the work, and recommends releasing \$131,964.09. Mr. Goncharoff moved, seconded by Mrs. Baxter, to approve the release of \$131,964.09 to Toll Brothers as requested. The motion carried unanimously.

Profound Technologies / 125 Little Conestoga Road Financial Security Agreement Extension. Kristin Camp, Esq., noted the developer has had delays in finishing the site work for the project and requests an extension to complete the work to December 1, 2021. Dave Leh commented that they're having trouble getting piping materials. Mr. Goncharoff moved, seconded by Mrs. Baxter, to grant an extension of the financial security agreement to December 1, 2021 for the developer to complete the improvements. The motion carried unanimously.

Reserve at Chester Springs (previously known as the Frame Tract) Escrow Release #9/Final, Maintenance Bond Acceptance, Performance Bond Release, Road Dedication Acceptance. Kristin Camp noted that these items had been on the Board's August meeting agenda, but a decision was postponed so that the roadway Deed of Dedication could be revised to state that the ownership and maintenance of the 2 landscaped islands in Dominic Drive and 7 streetlights are the Homeowners Association's responsibility. The Maintenance Security Agreement will expire in 18 months. After brief discussion, Mr. Goncharoff moved to accept the Deed of Dedication for Dominic Drive, Emmett Lane and Radek Court by adopting **Resolution #09-20-21-05**. Mrs. Baxter seconded the motion and it carried unanimously. Mr. Goncharoff moved, seconded by Mrs. Baxter, to authorize execution of the Maintenance Security Agreement in the amount of \$234,986.39 with an 18-month expiration – March 20, 2023. Mrs. Baxter seconded the motion and it carried unanimously. Mr. Goncharoff moved, seconded by Mrs. Baxter, to approve the escrow release #9 / Final in the amount of \$50,000.00. The motion carried unanimously.

ADMINISTRATION

2022 Pension Plan Minimum Municipal Obligation. Jill Bukata reported that the Township's pension plan funding obligation figures had been calculated and decreased from last year due to strong market returns. The Township's 3 plans are well-funded. Mr. Goncharoff moved, seconded by Mrs. Baxter, to approve the 2022 pension plan minimum municipal obligation as presented – Uniform Employees \$227,964; Non-Uniform Employees \$59,465; and Non-Uniform Defined Contribution Plan \$35,000. Tony Scheivert commented that the Pension Committee meets quarterly. The motion carried unanimously.

Reserve at Chester Springs speed limits, stop sign intersections, no parking area Ordinance adoption. Kristin Camp, Esq., advised that the Township establishes speed limits, stop sign intersections and no parking zones by adopting an Ordinance. Ordinance #2021-03 was properly advertised in the Daily Local News. The Ordinance amends the Code of Upper Uwchlan Chapter 176 "Vehicles and Traffic" by establishing a 25 MPH speed limit in the Reserve at Chester Springs, adding 5 stop sign intersections within the development and restricts parking, stopping or standing the entire lengths of Dominic Drive, Emmett Lane and Radek Court. Mr. Goncharoff moved, seconded by Mrs. Baxter, to adopt **Ordinance #2021-03**. The motion carried unanimously.

Outdoor Aboveground Storage Tank Amendments Ordinance adoption. Kristin Camp, Esq., distributed the following Exhibits and entered them into the Minutes for amendments to the outdoor storage tank ordinance:

Exhibit 1 – proof public notice published in the Daily Local News September 6 and 13, 2021
Exhibit 2 – email July 26, 2021 to Chester County Law Library and Daily Local News providing proposed amendment for public inspection

Exhibit 3 – September 9, 2021 Planning Commission meeting minutes

Exhibit 4 – Chester County Planning Commission's review letter dated July 2, 2021

Exhibit 5 – Chester County Planning Commission's review letter dated September 3, 2021

The Township Planning Commission made a few revisions which required the draft amendment be reviewed by the County Planning Commission – in Sections 4 and 6, added the words 'liquids and solids' and removed 'non- toxic'. We wouldn't have received the County's review by this evening so the Board took no action and continued the matter for discussion at the next meeting.

Open Session

Richard Yemenijian, Christine Drive, questioned plastics recycling. Are only plastics #1 and #2 being recycled and the rest being trashed? Shanna Lodge noted the Township hasn't heard of any changes to the program but will check with the Recyclery -- we're part of the County's Recycling Consortium. Mr. Yemenijian questioned completion of the section of walking trail to Christine Drive, and he's concerned with stormwater runoff from Upland Farm crossing his property and eroding the road.

Alexandra Rose, Shea Lane, asked of Toll's revised plans for their proposed project at 100 Greenridge Road. Tony Scheivert will send an email.

Adjournment

There being no further business to be brought before the Board, Mrs. D'Amico adjourned the Meeting at 7:47 p.m.

Respectfully submitted,

Gwen A. Jonik
Township Secretary