



TOWNSHIP OF UPPER UWCHLAN  
BOARD OF SUPERVISORS MEETING

September 18, 2023

7:00 p.m.

Approved

Attending:

Board of Supervisors

Sandra M. D'Amico, Chair  
Jennifer F. Baxter, Vice-Chair  
Andrew P. Durkin, Member

Township Administration

Tony Scheivert, Township Manager  
Gwen Jonik, Township Secretary  
Rhys Lloyd, Director of Code Enforcement  
Mike Esterlis, Director of Public Works  
Tom Jones, Police Chief  
Dave Leh, P.E., Township Engineer

Kristin Camp, Esq., Township Solicitor

LOCATION: The Barn at Upland Farm, 301 Pottstown Pike, Chester Springs, PA 19425

Mrs. D'Amico called the evening 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. There were 37 citizens in attendance.

Mrs. D'Amico revised the order of the agenda to accommodate our guests: The Glenmoore-Eagle Youth Association's (GEYA) 10 & Under Baseball Team and coaches Mike Shaw, Brad Mercer and Bill Mackiewicz. Coach Shaw introduced the players and Mrs. D'Amico read a Resolution #09-18-23-07 recognizing the Team's accomplishment of winning the Eastern Regional Championship!! A parade was held recently in recognition of the Team's accomplishment and the Township has purchased a bench with a plaque in their honor, for placement at Hickory Park.

Emily Cackowski, Chester County Library Circulation Assistant, provided an update of activities: September 17 was a library card sign up fair; September is library card sign up month; they registered 39 new library cards; 5 boxes of gently used books were donated to local non-profits; the Henrietta Hankin Branch Library is celebrating its 20<sup>th</sup> anniversary – the celebration will take place October 19, 4:00-7:00 p.m.

Approval of Minutes

Mrs. Baxter moved, seconded by Mr. Durkin, to approve the minutes of the August 21, 2023 Board of Supervisors Meeting. The motion carried unanimously.

Approval of Payments

Mrs. Baxter moved, seconded by Mr. Durkin, to approve the payments to all vendors as listed September 14, 2023. The motion carried unanimously.

Treasurer's Report

Tony Scheivert highlighted the following items from the Treasurer's Report: we are 66.7% through the year; year-to-date revenues are at 79.0% of the budget; year-to-date expenses are at 65.8% of the budget; earned income tax revenue is \$3,000 lower than at August 31, 2022, and we are on target to exceed the amount budgeted for 2023.

General Fund to Water Resource Protection Fund Transfer. Mr. Scheivert advised that the 2023 Budget included a transfer from the General Fund to the Water Resource Protection Fund in the amount of \$300,000 and the Board is asked to authorize the transfer at this time. Mrs. Baxter moved,

seconded by Mr. Durkin, to authorize the transfer of \$300,000 from the General Fund to the Water Resource Protection Fund as planned in the 2023 Budget. The motion carried unanimously.

Solid Waste Fund to Capital Fund Transfer. Mr. Scheivert advised that the 2023 Budget included a transfer from the Solid Waste Fund to the Capital Fund in the amount of \$85,000 and the Board is asked to authorize the transfer at this time. Mrs. Baxter moved, seconded by Mr. Durkin, to authorize the transfer of \$85,000 from the Solid Waste Fund to the Capital Fund as planned in the 2023 Budget. The motion carried unanimously.

#### Supervisor's Report

Mrs. D'Amico read the following calendar and yard waste collection dates: October 10, 2023 4:00 p.m. Joint Boards & Commissions Workshop; October 14, 2023 9:00 a.m.-Noon E-Waste Recycling and Shredding Event for Upper Uwchlan Township Residents Only at the Public Works Facility, 132 Oscar Way, Chester Springs; October 16, 2023 7:00 p.m. Board of Supervisors Meeting; October 28, 2023 3:00-5:00 p.m. Trunk-Or-Treat at Hickory Park; yard waste collection dates: September 20, 27; and October 4, 11, 18 and 25.

#### Administration Reports

##### Township Engineer's Report

Dave Leh reported that revised land development plans for QBD Ventures/164 Byers Road were reviewed by the Planning Commission, and they recommended preliminary plan approval. They'll return to the Planning Commission for recommendation of final plan approval before coming before the Board.

##### Building and Codes Department Report

Rhys Lloyd reported that 65 building permits were issued last month, totaling \$68,299 in permit fees; the Department conducted 170 scheduled inspections; there were 11 resales; 5 new construction homes settled; 4 fire and safety inspections were conducted; they handled a dozen zoning complaints, including an emotional-support alligator in the neighbor's pool.

##### Police Chief's Report

Chief Jones reported there were 1,189 calls last month, including 15 reportable crimes and 5 criminal arrests; on the first day of school, Officers were at the schools distributing pencils and pencil cases; the Department assisted in the search for the escaped convict, Danello Cavalcante. Chief Jones thanked the Board and Staff for the wonderful support throughout the event – for cleaning the station, feeding the Officers; Public Works pitched in when resources were low, keeping an eye on the schools during drop-off and pick-up times. Upper Uwchlan was covered by neighboring police departments throughout the event. Monthly safety tip: do not pass school buses when their lights are flashing!

Tony Scheivert announced the Board will recognize the Police Officers at the October 16 meeting. Eleven Officers were on the perimeter when the fugitive was closest to our boundary. We are incredibly proud of our Department!

##### Public Works Department Report

Mike Esterlis reported the Department received and completed 157 work orders, assisted the Police Department, completed a pipe replacement project, assisted East Goshen with their paving activity, long-lines are painted, and our paving is scheduled to start at the end of this week.

#### Land Development

Enclave at Chester Springs ~ Sanitary Sewer Improvements. Kristin Camp, Esq., explained that the sanitary sewer improvements have been completed for the Enclave at Chester Springs, a.k.a. Byers Station Parcel 5C Lot 2A. The Municipal Authority has reviewed and approved the dedication documents, maintenance security bond, and release of the performance bond for the sanitary sewer improvements only. The facilities are dedicated to the Township via a standard form which has been

executed by Toll Brothers. The maintenance security bond is in the amount of \$22,109.40. Ms. Camp has also reviewed the documents and finds them acceptable.

Mrs. Baxter moved, seconded by Mr. Durkin, to accept dedication of the sanitary sewer facilities for the Enclave at Chester Springs, accept and execute the Maintenance Security Agreement and Bond in the amount of \$22,109.40, and to release the Performance Bond for only the sanitary sewer improvements. The motion carried unanimously.

Trail Easement Agreement. Kristin Camp, Esq., explained that as part of the Enclave's approval, in order to further the trail/walkway connections in the Township, the Developer was to install a pedestrian crossing from the Enclave across Station Boulevard to the paved trail on Pickering Valley Elementary's property along Station Boulevard, including a pedestrian flashing signal approved by PennDOT. A Trail Easement (20' wide temporary construction easement, and a perpetual, non-exclusive 20' wide trail easement) has been granted by the Downingtown Area School Board (approved April 2022) to the Township and is now offered for execution by the Township. The Developer is to build the crossing and install the flashing pedestrian signal. The Township is to maintain the crossing and pedestrian signal.

Mrs. Baxter moved, seconded by Mr. Durkin, to execute the Trail Easement Agreement between the Township and the Downingtown Area School District. The motion carried unanimously.

#### ADMINISTRATION

Alternative Energy System Ordinance Amendment – Authorize Advertisement. Kristin Camp, Esq., advised that the Board's intent to adopt an amendment to the Alternative Energy System Ordinance needs to be advertised once before it can be adopted. The amendment relates to the permitted and prohibited district uses and general provisions of alternative energy systems. The Planning Commission, the Environmental Advisory Council and the Board of Supervisors have reviewed the amendments and favor moving it for adoption. Mrs. Baxter moved, seconded by Mr. Durkin, to authorize advertising their intent to adopt amendments to the Alternative Energy System Ordinance at their October meeting. The motion carried unanimously.

Uwchlan Ambulance Corps (UAC) Request. The Township has received a letter from the Executive Director of the UAC requesting Upper Uwchlan's assistance toward the \$70,000 replacement of their air conditioning system that failed in August. They are asking the Townships they serve to consider contributing an additional \$10,000 to UAC in 2023 to offset the capital cost to replace the HVAC system. Their building has also been damaged by water during recent storms and they are getting estimates to repair the roof. Once they have quotes, they'll seek additional contributions to offset those repair costs. Tony Scheivert suggested ARPA funds or general funds could be used. Mrs. Baxter moved, seconded by Mr. Durkin, to contribute an additional \$10,000 to UAC in 2023 toward the replacement of the air conditioning system. The motion carried unanimously.

#### Open Session

Vince McVeigh, on behalf of Marsh Harbour Homeowners Association, thanked Officers Taylor and Hess for their visit to the children in the community.

Gerry Stein, Greenridge Road resident, questioned where the County's town halls were going to be held. Tony Scheivert and Chief Jones replied that one is in Pocopson and one is virtual.

#### Adjournment

There being no further business to be brought before the Board, Mrs. D'Amico adjourned the meeting at 7:37 p.m.

Respectfully submitted,

Gwen A. Jonik  
Township Secretary