



TOWNSHIP OF UPPER UWCHLAN  
BOARD OF SUPERVISORS  
REGULAR MEETING  
March 19, 2012  
7:00 p.m.

Approved

Attending:

Board of Supervisors

Kevin C. Kerr, Chair  
Guy A. Donatelli, Vice-Chair  
Catherine A. Tomlinson, Member

Township Administration

Cary B. Vargo, Township Manager  
Gwen A. Jonik, Township Secretary  
John DeMarco, Police Chief  
Jill Bukata, C.P.A., Township Treasurer  
Mike Heckman, Director of Public Works  
Al Gaspari, Codes Administrator  
Dave Leh, P.E., Gilmore & Associates

Mr. Kerr called the meeting to order at 7:03 p.m., led the salute to the flag, and offered a moment of silence.

Mr. Kerr announced the Carsense Land Development Plan discussion would take place at this point and asked Dave Leh to introduce the Plan. Mr. Leh advised that Carsense submitted a Plan to construct a 4,000 SF addition to an existing building to expand their service area. The impervious coverage is within permitted levels and existing storm water management facilities can accommodate additional runoff. Gilmore & Associates, the Planning Commission, and emergency services providers reviewed the Plan and support its approval.

Mr. Donatelli moved, seconded by Mrs. Tomlinson, to grant Preliminary/Final Land Development Plan Approval of the Carsense Plan prepared by Chester Valley Engineers, Inc. dated December 15, 2011 and last revised February 23, 2012, accompanied by the following conditions:

1. The Applicant shall revise the Plan to address the comments contained in the Gilmore & Associates March 14, 2012 review letter.
2. A waiver is hereby granted from Section 162-9.G.(2) which requires all developments within 1,500 feet of a water supply main be serviced by public water.

The Motion carried unanimously.

Approval of Minutes

Mr. Donatelli moved, seconded by Mrs. Tomlinson, to approve as presented the minutes of the February 14, 2012 and February 21, 2012 Supervisors' meetings. The Motion carried unanimously.

Approval of Payments

Mrs. Tomlinson moved, seconded by Mr. Donatelli, to pay all vendors as listed March 1–19, 2012, from the General Fund \$219,877.16; Capital Fund \$180,116.15; Liquid Fuels \$21,787.78. Mr. Donatelli abstained from the payment to Chester County Solid Waste Authority as that is a client of his Firm. The Motion carried unanimously.

Treasurer's Report

Jill Bukata requested the Board approve an inter-fund transfer to correct several bank loan payments made in 2011 from the General Fund instead of the Capital Fund. Mr. Donatelli moved, seconded by Mrs. Tomlinson, to approve the inter-fund transfer of \$106,737.43. The Motion carried unanimously.

Jill reported that the financial condition remains strong, the delinquent sewer account report was received from Berkheimer, and the 2011 financial audits have been completed for both the Township and Municipal Authority.

Steve McNaughton asked about the revenues listed via the hydrant tax, cable franchise and recycling. Cary Vargo explained that the hydrant tax is assessed to pay for the water, the cable providers pay a franchise fee per the Franchise Service Agreements, and recyclables are a commodity and revenues fluctuate with the market. Barb Edwards asked who is charged the hydrant tax, and Mr. Vargo explained any properties within 750 feet of a hydrant are charged that tax.

#### Supervisor's Report

Mr. Kerr announced that Executive Sessions were held March 13 and earlier this evening to discuss real estate and legal matters.

Mr. Kerr read the following emergency service providers report: Ludwigs Corner Fire Company – 4 fire calls, 7 QRS calls; Lionville Fire Company – 5 fire calls; East Brandywine Fire Company (January) 2 fire calls, 1 EMS call; (February) 0 fire calls, 1 EMS call; Glenmoore Fire Company – 0 fire calls; Uwchlan Ambulance 28 calls; and Teenaid 2 calls.

Mr. Kerr read the following calendar: March 28, 2012 Yard Waste Collection; March 28, 2012 Zoning Hearing Board – Bradley, Lloyd applications; April 6, 2012 Township Office Closed – Good Friday; April 10, 2012 4:00 p.m. Joint Boards and Commissions Workshop; April 11, 2012 Yard Waste Collection; April 16, 2012 7:00 p.m. Board of Supervisors' Meeting; April 24, 2012 7:00 am - 8:00 pm Primary Election Day; April 25, 2012 Yard Waste Collection.

#### Administration Reports

##### Township Engineer's Report

Dave Leh reported that Toll Brothers submitted a revised Conditional Use Application for the Frame Property, which the Planning Commission will review at their April 12 meeting.

##### Building and Codes Reports

Al Gaspari reported that 16 building permits were issued in February, with permit fees totaling \$26,966.00 and construction costs totaling over \$1.5 million.

Mr. Gaspari reported that Hickory Park's tennis courts are opened, Marsh Creek Eagles is removing the press box at Hickory Park as they now use Fellowship Fields, a Girl Scout group is assisting with our MS4 storm water management requirements by applying informational placards on storm inlets, construction has begun on the pool at the second Byers Station/Ewing clubhouse and they hope to open it for Memorial Day, the house at Upland Farm is being re-roofed, and the Park Road pedestrian bridge deck will be poured this Wednesday, March 21.

##### Police Chief's Report

Chief DeMarco reported there were 629 complaints logged, 15 crimes, and 10 arrests made in February. The Department received a \$1,000 Grant from our insurance carrier, Delaware Valley Insurance Trust, as part of their Award for a recently implemented safety program/policy.

##### Public Works Report

Mike Heckman reported February's activities included pouring a concrete pad for the diesel fuel tank at the Public Works shop, hauled cinders, a couple ice/snow events, replaced a storm water inlet, patched potholes, responded to PA-1 calls, trimmed roadside trees, finishing the rebuilding of the 1991 International dump truck.

Mrs. Tomlinson asked when the existing salt shed would be removed. It will be removed after the new shed is built at the Public Works facility. She also asked about open burning, to which Al Gaspari advised that burn permits are not being issued at this time following receipt of High-Fire-Danger Reports from the County Dept. of Emergency Services over the past week.

#### Administration

Cary Vargo described a Department of Conservation and Natural Resources (DCNR) Grant application (\$175,000) available, in addition to the County Grant for acquisition of the Shea property for recreation/open space preservation and wastewater land disposal purposes. Mr. Donatelli moved, seconded by Mrs. Tomlinson, to authorize submission of the DCNR Grant Application. The Motion carried unanimously.

Mr. Vargo briefly summarized the recent bid activity for the installation of an Adaptive Traffic Signal Control system for 11 lights along the Route 100 corridor through the Township. Six bids were received and Kuharchik Construction was the low bidder based upon the base bid plus alternate items #1-#3. There are several more alternates we'll seek PennDOT's approval to add to the scope, which would still be within the budget, such as including the traffic signal at Routes 100 and 401 in West Vincent Township, where West Vincent would contribute a portion of the necessary funds. Mrs. Tomlinson did not favor the inclusion of that light. Mr. Donatelli moved, seconded by Mrs. Tomlinson, to award the project to Kuharchik Construction. The Motion carried with 2 ayes, and 1 opposed (Tomlinson).

Cary Vargo introduced an Agreement between the Township and the Hankin Group regarding Hankin's Eagleview Crossing project and the timing of the Park & Recreation Fee. While Hankin is not constructing the project at this time, their land development approval included the payment of the fee at the time the Plan is recorded, which is occurring at this time. This Agreement documents the contribution and also includes the condition that if the site is developed with a more complex plan, additional impact fees may be assessed. The Board unanimously approved the Agreement.

Mr. Vargo asked the Board to approve a Capital expenditure in order to construct a pavilion at Fellowship Fields. The fields are constantly in use, and there have already been numerous submissions for summer day camps. There is no shelter in the event of inclement weather. Mr. Gaspari has received quotes to construct an open pavilion, 24' x 48' x 10', and the lowest quote was @ \$9,000.00. While the Supervisors do not favor un-budgeted expenditures, this particular item addresses a safety concern and is affordable. Mr. Donatelli moved, seconded by Mrs. Tomlinson, to approve the \$8,800.00 expenditure. Steve McNaughton asked about lightning rods and Mr. Vargo is researching that topic. The Motion carried unanimously.

#### Open Session

Barb Edwards thanked the Board of Supervisors for their service to the Community. Steve McNaughton commented on the number of vehicles parked at Enterprise and Grand Sport Auto. Al Gaspari had reminded Enterprise of the conditions of their approval and will contact them again and Mr. Kerr commented the vehicles at Grand Sport Auto may be related to the Hertz rental car business.

#### Adjournment

There being no further business to be brought before the Board, Mr. Kerr adjourned the meeting at 7:50 p.m.

Respectfully submitted,  
Gwen A. Jonik  
Township Secretary