

May 16, 2018

The monthly meeting of the West Fallowfield Township Board of Supervisors was held on May 16, 2018 in the Township Meeting Room. Chairman Hershey called the meeting to order at 6:32 PM. Duane Hershey, Anne Deffenderfer, Richard Sprenkle, Solicitor Crotty, Secretary Wheeler, Chief Wilmont, Roadmaster Thompson, Carl Smoker, Jerome Liss, Michealann Velicky, Kathy Hutton, Kim Chappell, Curtis Bush and his wife, Amos Beiler and Steve Dempsey were in attendance.

Time was given to review the agenda that was available to all in attendance and was also posted in the meeting room. Duane Hershey announced an Executive Session will be held following Action on the Bills to discuss personnel. Duane Hershey asked for comments on the agenda items. Amos Beiler showed a copy of his ECHO (Elderly Cottage Housing Option) to the Board of Supervisors and also a letter he received from the Township Engineer of the review of the plan. The plan was sent to the Township Engineer for review and a copy of the review letter from the Township Engineer was also sent to Mr. Beiler's engineer. The applicant's engineer and the township engineer will work to resolve any issues that may need to be addressed.

After reviewing the minutes, Duane Hershey made the motion to approve the minutes of the April 18, 2018 meeting of the Board of Supervisors as presented by the secretary. The motion was seconded by Anne Deffenderfer and passed.

The Board reviewed an estimate received from Lenni Electric in the amount of \$1,336.00 to install a 139W LED Cobra head on a 12' arm on the PECO pole across from the entrance. An estimate was received in the amount of \$671.00 to brighten the wall pack on the side of the building if it was completed at the same time as the arm and cobra head. Secretary Wheeler was directed to inquire with Lenni Electric the billing for the electric for the new light and to check the budget to see if the funds are available. The Board will review the costs at the next meeting of the Board of Supervisors.

Kim Chappell provided to the Board of Supervisors an update on the legislative redistricting reform. Ms. Chappell provided to the Board of Supervisors a Petition to End Gerrymandering that was signed by 81 residents of West Fallowfield Township. Ms. Chappell again asked the Board of Supervisors to adopt a Resolution in Support of a Citizens Commission for Legislative and Congressional Redistricting. The Board of Supervisors had previously unanimously voted to **not** adopt a Resolution in Support of a Citizens Commission for Legislative and Congressional Redistricting. Duane Hershey stated he supports the effort to change the current legislation, however, the citizens need to contact their State Representative, not the Township Supervisors making the decision for each and every citizen in the township. Anne Deffenderfer asked Ms. Chappell if the signed petition was sent to Senator John Lawrence. Ms. Chappell stated the petition was not sent to Senator Lawrence, but she will send a copy. Dick Sprenkle stated that time was of the essence and the issue affects every citizen and this is a chance to fix what is not working. Anne Deffenderfer stated she thinks the individuals should be contacting their Representatives, not the Township passing a Resolution. Dick Sprenkle asked the Board to take action on the matter today or at a later time. Duane Hershey stated he is not taking a position on the matter.

Dick Sprenkle made the motion to adopt a Resolution in support of a citizen's commission for legislative and congressional redistricting. There was no second of the motion, therefore the motion dies due to lack of a second.

Duane Hershey made the motion to adopt Resolution 18-05- Resolution for Plan Revision for New Land Development for the Benjamin M. Kauffman Planning Module. The motion was seconded by Anne Deffenderfer and passed.

Following the review of the Township Engineer and the Planning Commission of the Amos K. Beiler waiver requests, the township engineer and the Planning Commission recommend to the Board of Supervisors to deny the waiver request from \$606.01 and grant the waiver request from §311.A.1.1(2).

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Duane Hershey made the motion to deny the waiver request of Amos K. Beiler for a waiver from §606.01 and to grant the waiver request from §311.A.1.1(2). The motion was seconded by Anne Deffenderfer and passed.

The following bid packages were opened and reviewed for the Mill & Fill Project on Homeville Road:

BIDDER	UNIT PRICE	TOTAL
LONG'S ASPHALT, INC.		
871 SQ YDS Mill & Fill 4" 25 mm Base Repair	\$33.40	\$29,091.40
16,912 SQ. YD Provide & Place 1" 9.5mm Leveling Course	\$4.80	<u>\$81,177.60</u>
	TOTAL	\$110,269.00
DAN MALLOY PAVING, INC.		
871 SQ YDS Mill & Fill 4" 25 mm Base Repair	\$24.50	\$21,339.50
16,912 SQ. YD Provide & Place 1" 9.5mm Leveling Course	\$5.75	<u>\$97,244.00</u>
	TOTAL	\$118,583.50

Duane Hershey made the motion to award the Mill & Fill Project Contract to Long's Asphalt, Inc, in the amount of \$110,269.00. The motion was seconded by Richard Sprenkle and passed.

The following bid package was opened and reviewed for the Seal Coat Project on Various Township Roads:

BIDDER	UNIT PRICE	TOTAL
ASPHALT INDUSTRIES, INC.		
	\$1.65	\$70,768.50

Duane Hershey made the motion to award the Seal Coat Project on Various Township Roads to Asphalt Industries, Inc. in the amount of \$70,768.50. The motion was seconded by Anne Deffenderfer and passed.

Chief Wilmont gave the regular monthly report. Corporal Hughes completed Sobriety Enhanced Testing Training. There have been complaints of speeding on Highland Road. The area is being monitored.

Roadmaster Thompson reported the mower equipment is ready and a new disc blade was ordered and placed on the tractor. Carl has been mowing grass. A few signs were replaced that were missing and/or damaged. Clean up from the recent storms is completed. There was some dirt road work that has been completed and cleanup around the bridges. Steelville Mill Road Bridge will be closed for approximately 7-8 months to refurbish and fix. Roadmaster Thompson reported the culvert at Highland Road and Fallowfield Road has gotten worse this winter. The price to fix it is \$2,500 and with three (3) that need fixing up- it will not take long for the money to add up. Roadmaster Thompson suggested placing some R4's in the culvert and taper it off as a financially friendlier way to proceed. Roadmaster Thompson was directed to put the R4's in and taper it off. The trucks are due for inspection. The F550 will probably be in need of new tires to pass inspection. Roadmaster Thompson was directed to place some topsoil and grass seed on the Bush's property where it was damaged from the road salt spill when the truck slid into the culvert this winter.

Tax Collector McCormick was not in attendance.

The Zoning Officer supplied the regular monthly report.

Bridget Wood was not in attendance to discuss the ball field.

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Secretary Wheeler reported an ECHO Housing Plan was received from Amos K. Beiler and sent to the township engineer and Planning Commission for review.

Solicitor Crotty and Chief Wilmont provided to the Board a Policy for Body Cameras. The Policy has been endorsed by the District Attorney's Office. Solicitor Crotty provided highlights of the policy for the Board. The Board would like to review the policy in full before taking action. The item will be placed on the June meeting agenda.

Secretary Wheeler reported a Stormwater Management Exemption Application was received from Benjamin Stoltzfus for the property located at 3216 Bryson Road, for a home addition and a horse barn including new driveway. The Township engineer reviewed the Exemption Application and determined the plan is not applicable for a stormwater exemption. The applicant must submit a stormwater plan and application.

Duane Hershey made the motion to adopt the Land O' Lakes Resolution- Resolution 18-06 as follows:

WEST FALLOWFIELD TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA
RESOLUTION **18-06**

WHEREAS, West Fallowfield Township, Chester County, is a local agency organized under the Pennsylvania Second Class Township Code, recognized as a political subdivision under the Internal Revenue Code, 26 U.S.C. § 170(c)(1);

WHEREAS, Section 1803 of the Second Class Township Code establishes that the Township Board of Supervisors may appropriate moneys for the operation and maintenance of fire companies located in the township, for the purchase of fire training equipment, and for the construction, repair and maintenance of fire company houses;

WHEREAS, the Land O'Lakes Foundation has generously offered to issue a donation toward improvements to the Cochranville Fire Company, which has been providing emergency response services within the Township since 1946;

AND NOW, this 16th day of May, 2018, pursuant to Section 1803 of the Second Class Township Code, the Board of Supervisors of West Fallowfield Township hereby approves the receipt by the Township of the funds generously donated by the Land O'Lakes Foundation and donation and appropriation of such amount to the Cochranville Fire Company, to be utilized toward the operation and maintenance of the fire company and the construction, repair and maintenance of its fire house and property. The Board expresses its deep appreciation to Land O'Lakes for its contribution, which will enhance the dual missions of the Township and the Fire Company in providing for the public safety and the betterment of the community.

BOARD OF SUPERVISORS OF
WEST FALLOWFIELD TOWNSHIP

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The motion was seconded by Anne Deffenderfer and passed.

Discussion was given to the ACT 15 of 2018 which amends Act 167 known as the Stormwater Management Act. The amendment will require municipalities to modify ordinances based on the addition of an exemption regarding high tunnels used in agricultural applications. High Tunnels are generally a structure that is covered with a plastic or woven textile or other flexible covering as further defined by the Act. A high tunnel will be exempt from the provisions from Act 167 if it:

- Does not have an impervious area exceeding 25% of all structures located on the entirety of the owner's contiguous land area.
- The high tunnel is located at least 100 feet from any perennial stream or water course, public road or neighboring property line.
- The high tunnel is located within at least 35 feet from any perennial stream or water course, public road or neighboring property line located on the land with a slope not greater than 7%.
- The high tunnel is supported with a buffer or diversion system that does not directly drain into a stream or other water course by managing stormwater runoff consistent with the requirements of Act 167.

Act 15 requires all municipalities who have adopted an ordinance or regulation that regulates high tunnels under a stormwater plan pursuant to Act 167 to amend the ordinance or regulation to comply with this amendment. The Board will implement the amendment when enforcing the ordinance.

Chief Wilmont addressed some of the issues residents have raised concerning the intersection of Fallowfield Road and Highland Road. The Chief has painted "stop bars" on Highland Road at the intersection. The Roadmaster has ordered "Stop Ahead" signs to be placed on Highland Road prior to the intersection. Chief Wilmont recommends to the Board of Supervisors implementing the new signs and the painted stop bars and possibly obtaining "Stop Ahead" stencils to paint on the roadway. Mrs. Bush stated that you can't see well until you are out in the intersection. The Roadmaster has ordered the road signs and will put them in place when they arrive.

The following correspondence was read:

- An Invitation to attend PECO's Chester Co. Municipal Forum on Monday, May 21, 2018 in Malvern was received from PECO.
- The 2nd Quarter 2018 Monitoring Report for Lubrano's Automotive was received from Brownfield Science and Technology.
- Copies of two (2) separate appraisals in support of the Appeal of Glenville Real Estate Holdings, LLC were received from Brubaker Connaughton Goss & Lucarelli, LLC.
- Information was received on the DVRPC's Municipal Bridge Retro-Reimbursement Program.
- The monthly report was received from Cochranville Fire Company. In the month of April there were 23 calls; 3 were in West Fallowfield Township.
- Statements of Financial Interests were received from Robert Boarts and John Mahoney.
- Sales flyers and information of services offered were received from several businesses.
- Various training information was received.
- 2017 PSATS Annual Report was received.
- The Oxford Senior Center newsletter was received.

Duane Hershey asked for comments from the floor. Jerome Liss asked how the information gathered on the Police Body Cameras will be stored. The information will be stored on a hard drive at the Police Department and locked in the evidence room.

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Steve Dempsey commented that Memorial Day is coming and an effort should be made to spruce up the Veteran's Memorial on the Community Center grounds. The Boy Scouts installed the memorial, and Roadmaster Thompson will get in touch with Boy Scouts to see if they will maintain the memorial.

Steve Dempsey commented the mulch needs replaced around the playground equipment. Roadmaster Thompson, Carl & Anne will do some cleanup around the playground.

Steve Dempsey also commented there is a broken window in the shed on the grounds that should be replaced. Also, Mr. Dempsey stated he doesn't feel it should be the township's responsibility to fix the play equipment that gets damaged during the carnival. Mr. Dempsey suggested someone from the Fire Company have the responsibility of watching the play area to make sure no damage is done to the equipment during the carnival.

Secretary Wheeler will contact Smallwood's Landscaping to inquire as to the cost to edge around the play equipment and put mulch in place. Secretary Wheeler will contact the Fire Company regarding the broken window and supervision of the play area during the carnival by the Fire Company to possibly alleviate any further damage to the play equipment.

Steve Dempsey again inquired as to what could be done with the intersections of Cochran Street, Daleville Road and Route 10. Mr. Dempsey suggested painting "Stop" on the road, stop bars or something.

After reviewing the invoices, Duane Hershey made the motion to approve payment of the bills as presented. The motion was seconded by Anne Deffenderfer and passed.

The Board went into Executive Session at 8:37 PM

Duane Hershey re-opened the meeting at 9:10 PM

The meeting of the Board of Supervisors to be held on June 20, 2018 will be cancelled due to a lack of quorum. The Board of Supervisors will meet on Wednesday, June 6, 2018 at 6:30 PM.

As there was no further business, the meeting was adjourned at 9:10 PM.

Respectfully Submitted,

Gina M. Wheeler, Township Secretary