

Board of Supervisors Meeting **September 9, 2019**

Opening: Chairman Elston opened the regular scheduled meeting on Monday, September 9, 2019 at 7:00 P.M.

Roll call was taken and present were supervisors Gary C. Elston, Nelson R. Beam, and Frank V. Daniel Jr. Others present were Craig Kologie, Zoning and Engineering Official, and Kim Venzie, standing in for Kristin Camp, Solicitor, and Richard King, Maintenance.

Public Comment: Chairman Elston called for public comment on tonight's agenda; No public comment was received.

Minutes:

Motion: Mr. Daniel made the motion to approve the August 12, 2019 meeting minutes and Mr. Beam made the second. Motion carried 3-0.

Treasurer's Report: The Treasurer's Report stands approved until further audit. Balances were as follows:

- **Operating Accounts:**

General Fund- Victory Bank Money Market @ 2.17%	664,492.07
General Fund-Victory Bank Checking @ 1.73%	<u>4,697.90</u>
Total Operating Funds:	\$ 669,189.97
- **Designated Accounts:**

FIRE/EMS - PLGIT Prime MM @ 2.29%	25,557.37
State Fund – Victory Bank @ 2.17%	58,952.31
Act 209 - PLGIT Prime MM @ 2.29%	1,972.15
Glenmoore Fire Co – Trumark CD - matures 12/1/19 @ 2.37%	41,478.14
Elverson-Honey Brook EMS – Trumark CD - matures 12/1/19 @ 2.37%	32,324.60
Twin Valley FD – Trumark CD - matures 12/1/19 @ 2.37%	32,324.60
PLGIT-New Truck @ 2.29%	50,776.65
WNT Emergency Fund - PLGIT CD- matures 4/1/19 @ 2.65%	133,286.00
Savings -Trumark @ .20%	5.00
Regular - PLGIT MM@ 2.44%	259,369.06
Recreation - PLGIT MM @ 2.44%	<u>298.63</u>
Total Designated Funds:	\$ 636,344.51
- **Investment Accounts:**

CD - PLGIT CD 1 - matures 4/8/20 @ 2.65%	243,000.00
MM -PLGIT Prime @ 2.29%	13,856.03
CD - PLGIT CD 2 - matures 4/29/20 @ 2.61%	243,000.00
MM - PLGIT Prime MM @ 2.29%	13,882.43
CD - PLGIT CD 3- matures 10/17/19 @ 2.85%	486,000.00
MM - PLGIT Prime MM @ 2.29%	21,394.38
CD - PLGIT CD 4 & 5 - matures 4/2/20 @ 2.75%	<u>314,169.61</u>

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Total Investment Funds:	\$1,335,302.45
• <u>Escrow Accounts:</u>	\$ 8,541.81
• <u>Total Funds under management:</u>	\$ 2,649,378.74

AUDIENCE:

- **Gwen Werner - TVSD** – Presented Twin Valley High School Mentoring Program which provides students with an opportunity to gain work experience by interning at local businesses. Students can be placed for various time periods and must comply with rules and confidentiality. Workers compensation does not apply to interns.
- **Dean Carlson – Emerson Farms** – presented updated plans to subdivide his parcel and asked for the Board to approve and sign.

Motion: Mr. Daniel made the motion to approve the updated subdivision plans contingent on the Chester County Planning Commission's letter of recommendation and was seconded by Mr. Beam. Motion carried 3-0.

- **David Polisano and Daniel Lane – Farm Lane** – Expressed concerns about recent damage to Farm Lane from Allan Myers equipment during the Manor Road resurfacing. Mr. King had contacted the company and was waiting for their attention to the complaint. Mr. Polisano also stated that the curbing has deteriorated and needs to be repaired.
- **Abner Glick, Steve Stoltzfus, Abner King** – Asked about the zoning requirements for an Amish school in West Nantmeal Township. Mr. Kologie said the existing zoning doesn't provide for this type of use and cited possible ordinances from other municipalities. Mr. Beam advised them to contact Chester County Land Preservation about having a school on land that is already in preservation. Ms. Venzie said the first determination will be to determine if the township wants to amend the present ordinance to allow a school. Mr. Elston stated that the Board of Supervisors would take this under advisement.
- **Lt. William Donahue – PA State Police** – gave an update of incidents within West Nantmeal Township with a reminder to keep cars and homes locked and encouraged home security that includes a camera system. The Board of Supervisors thanked Lt. Donahue and the other officers for their continued presence in the township.

REPORTS:

Engineering: Mr. Kologie gave the monthly report and it will be on file in the township office.

- **Township Garage Addition:** Final payment request was submitted and only punch list items need to be completed.

Zoning Report:

- **277 Killian Road** –Owner was found guilty at the August 27 hearing for property code violations. No changes in the appearance of the property and assistance offers have been refused. Ms. Venzie advised that the fines could be changed to judgements and be recorded.
- **Permit applications** – Mr. Elston asked that a response be given before the allowable 15 days to keep the permit process moving and that a checklist be issued with the permit application to expedite the process.

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- Complaints - Property complaints are being followed up. Mr. Kologie stated that the weed ordinance needs to be amended to allow for proper enforcement.

Solicitor's Report:

- Communication amplification systems ordinance – Ordinance was tabled.
- Property Maintenance Tree Ordinance – Ms. Camp presented the ordinance which amends Ordinance 2-2018. This ordinance would protect the township when trimming trees for the health, safety, and welfare of residents.
Motion: Mr. Daniel made the motion for Ms. Camp to advertise the ordinance which “requires property owners to remove diseased or dangerous trees that obstruct the use of public roads and to authorize the township to remove the same if the property owner fails to do so” and amends Ordinance 2-2018. Mr. Beam made the second. Motion carried 3-0.
- Hammell-O'Donnell Business Park – Ms. Camp presented a request for a six month extension.
Motion: Mr. Beam made the motion to grant Hammell-O'Donnell a six month extension until February 12, 2020 on their sub-division plan and was seconded by Mr. Daniel. Motion carried 3-0.
- Amish School Inquiry – Although the property owner withdrew the request, Ms. Camp stated that the Honey Brook Township ordinance can be used as an example. This use must be secondary to agricultural use of the property and needs to be addressed for the future.

Planning Commission:

- 560 Yoder Rd - Samuel Stoltzfus inquired about ordinances that apply for a farm related business.
- Amish School – Omar Kind, Abner Glick, and Isaac Fisher inquired about allowing an Amish school within the township.
- Douglas Dykhouse: Questions about attaching a porch to his residence and his frustration with the process.
- 1118 Chestnut Tree Rd – Mr. Glick asked about zoning pertaining to his property.
- PA Turnpike – Reviewed their application for a NPDES Permit Application regarding SR 0345 Bulltown Road.

Roads:

- Road paving – Mr. Kologie advised that Dan Malloy paving will be paving Bollinger Rd in October.
- Sweetwater Road – Mr. Beam discussed resident concerns and that the property owner will do necessary maintenance. Mr. King will order “No Through Traffic” signs to be placed at the entrance to the road.
- Yoder Road – Erosion has jeopardized the bridge and it needs to be repaired. Mr. Elston asked Mr. Kologie to calculate the volume and size and if a DEP permit is required which could take 8-9 months.
- PennDot Winter Services Agreement - Ms. Venzie will review the agreement and advise.

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Parks and Recreation:

- Stop signs –Discussed placing stop signs at the park exits on Bollinger and Manor Roads.
Motion: Mr. Elston made the motion to purchase stop signs for the park exits on Bollinger and Manor Roads and was seconded by Mr. Beam. Motion carried 3-0.
- Community Day: Mr. Daniel gave an update. Final meeting will be held on September 19.

Historic:

- Michele Algier and James LaDrew gave an update of activities and event including a planned trip to Maryland for a tour of the Underground Railroad. The Historical Commission will be providing a cake for Community Day along with the sale of fall items, a raffle table, and a bake sale. They are working on having St. Mary's placed on the National Registry and Mr. Elston asked that they concentrate on this effort.

EMS: Mr. Hargreaves gave on update on his assistance with Community Day.

- Applied for a grant from Energy Transfer for equipment and training for first responders.
- Working with the pipeline safety group for public awareness and emergency preparedness.
- No issues at this time with radio coverage for first responders within the township. Mr. Hargreaves recommended that an ordinance be in place for new construction.

Motion: Mr. Elston made the motion to advertise the Emergency Communication/Amplification Ordinance. And was seconded by Mr. Beam. Motion carried 3-0.

- Mr. Hargreaves will check pricing on the purchase of an AED for the township building.
- Mr. Elston asked if grain bin and manure pit emergency training was necessary. Mr. Hargreaves stated that the county had a rescue task force that was available for emergencies.

NEW BUSINESS:

Ms. Venzie opened Public Hearing at 9:25 PM regarding Ordinance 2-2019 Amending the Property Maintenance and Certification of Occupancy Ordinance of West Nantmeal Township in Order to Remove Diseased or Dangerous Trees From Public Streets and Public Rights-Of-Way

Presented were the following exhibits:

Exhibit 1 – Proof of Publication in the Daily Local News on August 26, 2019

Exhibit 2 – Correspondence dated August 14, 2019 from Kristin Camp to the Chester County Law Library

Exhibit 3 – Correspondence dated August 14, 2019 from Kristin Camp to the Daily Local News.

Ms. Venzie asked for public comment and none was received.

Motion: Mr. Daniel made the motion to adopt Ordinance 2-2019 Amending the Property Maintenance and Certification of Occupancy Ordinance of West Nantmeal Township in Order to Remove Diseased or Dangerous Trees from Public Streets and Public Rights-Of-Way and was seconded by Mr. Beam. Motion passed 3-0.

Public Hearing was closed at 9:28 PM.

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- Ordinance 3-2019 – This Ordinance will amend the 2010 Zoning Ordinance regarding porches on Manufactured Homes.
Motion: Mr. Beam made the motion to for Ms. Venzie to advertise Ordinance 3-2019 with the following change: Section 1. “Porch shall not exceed 160 square feet in size (exclusive of stairs.)” and was seconded by Mr. Elston. Motion carried 3-0.
- Stormwater Management Ordinance– Discussed the proposed ordinance amending the existing zoning in regard to allow for high tunnels. It was noted that this change is mandatory to comply with state law. Tabled until October for further research on the description of high tunnel structures.
- Ms. Kolpak requested approval to attend PSATS HR and Labor Management Institute on October 3 and the State Tax Collectors Convention on October 11 and 12.
Motion: Mr. Elston made the motion to for Ms. Kolpak to attend PSATS HR and Labor Management Institute on October 3 and the State Tax Collectors Convention on October 11 and 12 and was seconded by Mr. Beam. Motion carried 3-0.
- Mr. Daniel asked for motions to approve his work on two specific projects involving an updated permit fee analysis and property land donations.
Motion: Mr. Beam made the motion to approve Frank Daniel for up to 70 hours for the permit and fee analysis and reports for 2018/2019 and for up to 30 hours for review of property land donations intended for potential West Nantmeal Township parks for 2018/2019 and was seconded by Mr. Elston. Motion carried 2-0 with Mr. Daniel abstaining.
- Correspondence: None

**Board of Supervisors called for Executive Session at 10:06 PM to discuss personnel issues.
 Executive Session ended at 10:25 PM and the meeting resumed.**

OTHER BUSINESS: None

BILLS: The bills to be paid this evening were reviewed.

Motion: Mr. Beam made the motion to pay the bills and was seconded by Mr. Daniel. Motion carried 3-0.

General Fund	\$51,090.49
Fire/EMS Account	\$9,531.00

ADJOURNMENT: With no further business to discuss, adjournment took place at 10:35 P.M. with Mr. Elston making the motion to adjourn and seconded by Mr. Beam. Motion carried 3-0

Respectfully submitted,

Deborah M. Kolpak, Secretary

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