

EAST WHITELAND TOWNSHIP  
REGULAR MEETING  
February 10, 2016

William Holmes, Chair, called the meeting to order at 7:05 p.m. Richard Orlow, Vice Chair, Susan Drummond, Member, William Lincke, Township Solicitor, John Nagel, Township Manager, Bill Steele, Asst. Township Manager, Gene Dooley, Police Chief, Cathy Palmer, Finance Director, Scott Greenly, Director of Planning & Zoning, and Maureen Turley, Township Secretary were present. There were twenty-five (25) people in the audience at the start of the meeting.

Everyone recited the Pledge of Allegiance.

APPROVAL OF MINUTES

Ms. Drummond advised that the January 13<sup>th</sup> minutes should show that she made the motion to approve the minutes. There being no other changes, Mr. Orlow made a motion to approve the Minutes of the Regular Meeting of January 4, 2016 and January 13, 2016 as amended. Ms. Drummond seconded and the vote was unanimous.

ANNOUNCEMENTS

Moody's Investors Service has assigned an Aa1 rating to East Whiteland Township PA's \$6.2 million General Obligation Bonds, Series of 2016.

COMMENDATIONS

- a. Mr. Holmes acknowledged Robert Fenza as an Honorary Citizen of East Whiteland Township for his dedicated work with the Friends of the Fire Company. Mr. Fenza was given a Proclamation and offered an honorarium in the amount of \$100. Mr. Fenza has worked in the Township for over 30 years and expressed his appreciation. He asked that the honorarium be returned to purchase Narcan or allow the police department to purchase a Kevlar vest.
- b. Mr. Nagel acknowledged the Public Works, Life Safety and Police department for their outstanding work during the latest snow storm. Mr. Holmes also offered the good wishes from various residents.
- c. Det. Sergeant Doyle participated in supervisory training at the NJ State Police Command & Leadership Academy. She was one of only two officers from Chester County area. Chief Dooley stated that she was the top candidate in her class.
- d. Patrol Officer Bilotta apprehended an individual who was involved in a robbery at the Dairy Queen in January.
- e. Firefighters Ambulance Squad composed of paid and volunteer member responded to an accident on Rt. 202 when they were struck by a DUI driver.

### PUBLIC COMMENT

Mr. Robert Milton addressed the Board relative to an ordinance hearing scheduled for March 9<sup>th</sup> changing the definition of “Passive Recreation”. He felt that there were definitions which were not fully explained in the ordinance such as “plaza” etc.. Mr. Greenly offered to meet with him prior to the hearing.

### BRYN ERIN RESIDENTS CONCERNS

Ms. Johnson, Bryn Erin, stated that the development was concerned about the snow removal. She asked, if the Board was considering whether a tax would be imposed for the snow removal, since this was discussed on their development app. Mr. Holmes advised that the township’s primary concern is to maintain the roads. Posts to their social media, mentioned seeking ways to fund the removal of the snow from the alleyways. She stated that the majority are against a Homeowners’ Association. Discussion ensued.

### REPORTS AND COMMUNICATIONS FROM BOARDS, COMMISSIONS AND TOWNSHIP OFFICIALS

Gary Sheridan, President of the EWT Volunteer Fire Association, stated that they responded to 125 calls, 55 fire and 70 medical incidents in January. There were 14 overlapping incidents. Mr. Sheridan added that there were also 12 false alarms.

There were no reports from the Volunteer Boards.

Bill Steele, Asst. Township Manager - stated that he received the Certificate of Occupancy for the new building and that they are beginning their move.

Ken Battin, Fire Marshal, explained there was severe damage to a home on Prospect Avenue which was unoccupied due to the death of the owner. He explained the cost recovery methods being compiled for submission to FEMA for reimbursement. The County will compile the various municipalities’ expenses. Discussion ensued.

John Nagel, Township Manager, stated that his report has been submitted to them.

Darrell Becker, Township Engineer, presented the results of the Pavement Study. Mr. Nagel offered that the study was done for budgetary purposes to evaluate the township roads. The study will be used to determine which roads will be repaired come Spring and provide a method of estimating costs for future budgets.

Brian O’Leary, Executive Director, Chester County Planning Commission gave an overview the challenges of handling new developments, retail sites and transportation issues as well as the demographic of the county.

### ACCEPTANCE OF THE TREASURER'S REPORT

Cathy Palmer, Director of Finance stated that the 2015 budget revealed a deficit due to permitting and sewer issues. The 2015 final deficit was approximately \$200,000. Ms. Drummond made a motion to accept the unaudited December 2015 Treasurer's report. Mr. Orlow seconded and the vote was unanimous.

### APPROVAL OF THE PAYMENT OF BILLS AND PAYROLL

Mr. Orlow made a motion to accept the ratification of the payment of bills as of February 10, 2016. Ms. Drummond seconded and the vote was unanimous.

### OLD BUSINESS

Malvern Meetinghouse update – Mr. Battin stated he has been communicating with a bank representative relative to the multiple violation notices against the property. He felt that the building should be demolished by next month.

### NEW BUSINESS

a. Motion to rescind the purchasing of vehicle and portable radios from Harris Communication – Mr. Battin offered that he was able to find a better price. Mr. Orlow made a motion to rescind the purchase of vehicle and portable radios from Harris Communication. Ms. Drummond seconded and the vote was unanimous.

b. Motion to advertise a hearing amending the codified ordinance No. 126-99 correcting an error citing the wrong penalty section of the state motor vehicle code. Mr. Holmes made a motion to advertise amending the codified ordinance No. 126-99 correcting an error citing the wrong penalty section of the state motor vehicle code. Ms. Drummond seconded and the vote was unanimous.

c. Mr. Nagel advised the Board that he has asked Maillie, Township Auditors, to review the internal procedures of reporting expenses relative to developers for the period ending December 31, 2015. He stated we are billing and collecting everything attributable to developers' expenses. Ms. Drummond made a motion to ratify approval of the agreed upon Procedures for Developers Expenses. Mr. Orlow seconded and the vote was unanimous.

d. Motion to adopt Resolution 9-2016 permitting the multi-jurisdictional hazard mitigation plan of Chester County. Mr. Battin mentioned that this resolution is an update so that the County can prepare the mitigation plan. Therefore, the individual townships adopt a resolution in supporting it. Mr. Orlow made a motion to adopt Resolution 9-2016 permitting the multi-jurisdictional hazard mitigation plan of Chester County. Ms. Drummond seconded and the vote was unanimous.

e. Motion to adopt Resolution 10-2016 Emergency Operations Plan which provides for response procedures in the event of a major disaster in the township. Mr. Battin

stated that this an administrative issue due to new Board members. Ms. Drummond motion to adopt Resolution 10-2016 Emergency Operations Plan which provides for response procedures in the event of a major disaster in the township. Mr. Orlow seconded and the vote was unanimous.

### PLANS

Ms. Trundo represented the applicant Thomas Ward for the Preliminary/Final Land Development plan at 642 Lancaster Avenue in a FC – Frontage Commercial District. The property is approximately 2 acres. Mr. Ward plans to construct a 5,000 SF building with an office for his landscaping business. He is proposing to construct a gravel parking area for about 15 trucks. The applicant appeared before the Zoning Hearing for a Special Exception from Section 200.93.2(E) to permit the outdoor storage and a Variance from Section 200-69(A) for off-street parking using gravel. The applicant is also seeking 11 waivers from the SALDO. The Township’s Engineer reviewed the plan and approved the waivers per his letter, dated January 28, 2016. Mr. Orlow made a motion to approve Thomas Ward Preliminary/Final Land Development plan at 642 Lancaster Avenue in an FC – Frontage Commercial District to construct a 5,000 SF building for outdoor storage subject to the Township Engineer’s letter, dated January 28, 2016 and the conditions of the Zoning Hearing Board Order. Also that all the provisions are subject to the applicant. Ms. Drummond seconded and the vote was unanimous.

The regular meeting recessed at 8:45 pm and reconvened at 8:55 pm.

### PUBLIC HEARINGS

A public hearing to adopt an Ordinance to enter into an Intergovernmental Cooperation Agreement and to authorize the participation in the Delaware Valley Health Trust for employee health care benefits. Mr. Nagel advised that this was an effort to control health care expenses and that the Trust will now cover the township for a four year period.

The hearing closed and the regular meeting reopened at 8:58 pm

Mr. Orlow made a motion to adopt an Ordinance to enter into an Intergovernmental Cooperation Agreement and to authorize the participation in the Delaware Valley Health Trust for employee health care benefits. Ms. Drummond seconded and the vote water unanimous.

The hearing was opened at 8:59 pm.

A public hearing to adopt an Ordinance amending Chapter 8 entitled “Communications Amplification Systems” (Radio Boosters) which was added to the International Property Maintenance Code. Mr. Battin advised that this is an administrative change to the new radio system due to the County switching systems. This amendment allow emergency responders to require the property owner to provide booster to work in their building, if the radio do not operate there.

The hearing closed at 9 pm and the regular meeting reconvened.

Ms. Drummond made a motion to adopt an Ordinance amending Chapter 8 entitled “Communications Amplification Systems” (Radio Boosters) which was added to the International Property Maintenance Code. Mr. Orlow seconded and the vote was unanimous.

The hearing closed at 9:02 pm.

ADJOURNMENT

Hearing no new business the meeting was adjourned at 9:02 p.m.

Respectfully submitted,

Maureen G. Turley, Township Secretary