

MINUTES OF THE
EAST COVENTRY TOWNSHIP BOARD OF SUPERVISORS
MEETING HELD JULY 11, 2016
(Approved August 8, 2016)

The Board of Supervisors held its' regular monthly meeting on Monday, July 11, 2016. Present for the meeting were supervisors Ray Kolb, W. Atlee Rinehart, Karen Nocella, Michael Albert Moyer and Anthony Duffy. Also present were Bernard A. Rodgers, Township Manager, Mark A. Hosterman, Township Solicitor and Brady Flaharty, Township Engineer.

Mr. Kolb called the meeting to order at 7:01 p.m. and the pledge of allegiance was recited.

Mr. Hosterman stated that an executive session was held immediately preceding this meeting to discuss one (1) personnel matter, one (1) matter concerning real estate acquisition and two (2) matters concerning potential litigation.

PUBLIC HEARING AND ORDINANCE

Ordinance 206 – Wireless Communications Facility Ordinance

Mr. Hosterman opened the Public Hearing at 7:02 pm providing a brief description of the Ordinance and Zoning Map Change.

Mr. Archie Parker, 308 Linfield Road, Parker Ford, PA 19457 asked if anyone has filled out an application for a cell tower in the Township. Mr. Hosterman stated there has been one person interested, but no applications have been submitted

Mr. Scott Maerten, 87 Peterman Road, Pottstown, PA 19465, asked if Stealth Technology was required by any proposed cell tower. Mr. Hosterman stated yes.

Mr. Hosterman closed the Public Hearing at 7:06 pm. Mrs. Nocella made a motion to approve Ordinance 206, Wireless Communication Facility Ordinance and the Zoning Map Change. Mr. Rinehart seconded the motion. Mr. Kolb called for vote and **the motion** carried with a 5-0-0 vote.

Ordinance 207 – Speed Limit Signs on Latschar Lane and Linda Lane

Mr. Hosterman opened the Public Hearing at 7:06 pm providing a brief description of the Ordinance.

Mr. Scott Maerten, 87 Peterman Road, Pottstown, PA 19465 asked if a speed limit sign could be placed on Peterman Road. Mr. Hosterman explained this Public Hearing was to discuss the speed limit signs on Latschar Lane and Linda Lane. Mr. Hosterman explained that if residents wish to discuss other roads, they should be discussed under Public Comments.

Mr. Hosterman closed the Public Hearing at 7:10 pm. Mrs. Nocella made a motion to approve Ordinance 207 – Speed Limit Signs on Latschar Lane and Linda Lane. Mr. Duffy seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

1. MINUTES

Meeting minutes for the June 13, 2016 Board of Supervisors Meeting

Mr. Kolb proposed a correction to the minutes on page 1, 6th paragraph under **Public Comments**. The current minutes read "Mr. Roland Kolb wanted to let the Board of Supervisors know that Mr. Lou Scheck passed away" but should read "**Mr. Roger Kolb wanted to let the Board of Supervisors know that Mr. Lou Scheck passed away**".

Mr. Kolb proposed a correction to the minutes on page 1, 7th paragraph under **Reports, Township Manager Report, Consideration of approval of Special Fire Police Services for South Coventry Township's Historic Village Walk on Thursday, June 16, 2016.** The current minutes read "Mr. Rinehart made a motion to approve the application for Special Fire Police Services for South Country Township's Historic Village Walk on Thursday, June 16, 2016" but should read "**Mr. Rinehart made a motion to approve the application for Special Fire Police Services for South Coventry Township's Historic Village Walk on Thursday, June 16, 2016.**"

Mr. Rinehart made a motion to approve the minutes of the June 13, 2016 Board of Supervisors meeting. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

2. PUBLIC COMMENTS

Mr. Scott Maerten, 87 Peterman Road, Pottstown, PA 19465 asked if it would be possible to have a 25 mph speed limit sign installed on Peterman Road. Mr. Maerten stated there are currently no speed limit signs and stated people speed on the road. He also stated that there are quite a lot of trucks that use the road. Mr. Kolb stated the Township would have to request a traffic study be performed by the Township Engineer.

Mrs. Kim Schaeffer, 600 Sanatoga Road, Pottstown, PA 19465. Mrs. Schaeffer stated they have the same situation on Sanatoga Road. Traffic is bad during the day and at night. There is a speed limit sign on Sanatoga Road for 35 mph. A lot of people walk their dogs at night. There are a lot of tractor trailers using the road. Mr. Kolb stated the speed limit is already 35 mph. Mr. Kolb asked if Mrs. Schaeffer is requesting the speed limit be reduced to 25 mph. Mrs. Schaeffer stated yes. Mr. Kolb asked why the tractor trailers are using Sanatoga Road instead of going straight out Fricks Lock Road to Rt. 724. Mrs. Schaeffer stated it is too hard for them to make the turn on Fricks Lock Road. Mr. Kolb asked if they have contacted the Police Department. Mrs. Schaeffer stated they have not. Mr. Kolb asked Chief Theobald if he could have the Police Department patrol the 600 block of Sanatoga Road. Chief Theobald stated he will have the Police Department patrol that area. Mrs. Schaeffer stated the Police can back into her driveway to monitor the traffic if they wish. Mr. Kolb asked if the Township could try this approach before proposing lowering the speed limit.

Mr. Moyer made a motion to do a traffic study on Peterman Road. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Mr. Archie Parker, 308 Linfield Road, Parker Ford, PA 19457 asked if the Township would do a traffic study on Linfield Road between Rt. 724 and the bridge. Mr. Kolb stated Linfield Road is a state road and the request will need to be made to PennDOT. Mr. Parker stated Linfield Road has become a great shortcut for people coming from Limerick. Mr. Parker stated the traffic gets backed up past his driveway. Mr. Rodgers asked what the current speed limit is on Linfield Road. Mr. Parker stated the speed limit is 35 mph. Mr. Rodgers stated the most the Board of Supervisors could do is send a letter to PennDOT asking them to do a traffic study along that section of road. Mr. Rinehart suggested Mr. Parker contact State Senator John Rafferty's office since Mr. Rafferty is on the Transportation Committee.

Mr. Moyer made a motion for the Township to send a letter to PennDOT requesting them to do a traffic study along that section of road. Mr. Duffy seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Mrs. Theresa Parker, 308 Linfield Road, Parker Ford, PA 19457 asked who is responsible for the parking lot for the Schuylkill River Trail. Mr. Kolb stated PECO is responsible for the lot. Mrs. Parker stated people are not paying attention when crossing Linfield Road and asked if a sign could be installed. Mr. Rodgers stated the Township is going out for bid to improve the traffic signal at Rt.

724 and Linfield Road and the installation of a crosswalk is part of the improvements.

3. **REPORTS**

Township Managers Report

Consideration of approval of Special Fire Police Services

- Norco Fire Company Fundraiser Fair for the week of July 4, 2016 through July 9, 2016
- Kimberton Fire Company for week of July 25, 2016 through July 30, 2015 for Kimberton Fair
- OJR Best Buddies & OJREF Fundraiser on Saturday, November 5, 2016

Mr. Moyer made a motion to approve the application for Special Fire Police Services for Norco Fire Company, Kimberton Fire Company and OJR Best Buddies & OJREF. Mr. Rinehart seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Consideration of approval of BB&T Treasury Management Agreement

Mr. Rodgers stated BB&T Bank is requesting a BB&T Management Agreement with the change of National Penn Bank to BB&T. Mr. Rodgers stated Mr. Hosterman reviewed the agreement and provided comments. Mr. Hosterman asked if the Board of Supervisors had any questions on the agreement. Since there were not questions on the agreement, Mr. Rinehart made a motion to approve the BB&T Treasury Management Agreement. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Discussion of Traffic Engineer e-mail pertaining to 528 Ebelhare Road signage

Mr. Rodgers reviewed the e-mail from Mr. John Yurick, McMahon Associates pertaining to the proposed signage on Ebelhare Road near 528 Ebelhare Road. Mr. Rodgers stated Mr. Yurick proposed two potential warning signs that could be utilized to address the condition. The first potential warning sign, a "Hidden Driveway" sign, would be placed in the northbound direction near the crest of the curve. The second potential warning sign, a "Hill Blocks View" sign, would be placed in the northbound direction approaching the crest of the curve. Mr. Yurick's e-mail stated that these signs should be supplemented by an Advisory Speed Plaque, which would require McMahon Associate to conduct a few additional measurements in order to determine the precise sight distance requirement and the appropriate approach speed.

Mr. Moyer made a motion to proceed with the second potential warning sign, "Hill Blocks View" sign and the advisory speed plaque. Mr. Duffy seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Consideration of Township Engineer's Report

Mr. Flaharty had nothing else to report. Mr. Rinehart made a motion to accept the Township Engineer's Report. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Consideration of approving reports from various departments and committees

Mr. Rinehart questioned the Re-roof permit shown on the Building Code Official report for 439 Ridge Road. Mr. Rinehart was under the impression the Township does not require a permit for a Residential Re-roofing. Mr. Rodgers stated the permit was to install a completely new roof with the change of all the sheeting. This type of re-roof is considered a structural change. Mr. Rinehart does not believe the Township should require a permit for roof maintenance. Mr. Moyer stated he agreed with Mr. Rinehart. Mr. Rinehart asked if there was a percentage of the sheeting replacement which would require a permit. Mr. Kolb asked Mrs. Imes to check with the Building Code Official.

Mr. Rinehart made a motion to accept the various department and committee reports. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

4. Subdivision and Land Development

Koury Tract Minor Subdivision / Land Development – Resolution No. 2016-10

Mr. Dane Moyer presented the Koury Tract Minor Subdivision/Land Development. Mr. Moyer explained the project is a lot line adjustment, involving 439 Ridge Road and 1744 Ellis Woods Road. Mr. Hosterman reviewed Resolution No 2016-10. Mr. Rinehart made a motion to approve the Koury Tract Minor Subdivision/Lane Development – Resolution 2016-10. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

5. Zoning Hearing Board Applications

6. Other Business

Consideration of approval of the Waiver Request for the 1.60 acre lot on Bishop Road, part of the Kevin & Christine Daylor Subdivision

Mr. Kenneth E. Picardi, Yergey•Daylor•Akkebach•Scheffey•Picardi Law Offices, representing Christine Daylor discussed the letter sent to the Township pertaining to the 1.6 acre lot on Bishop Road. Mrs. Daylor is in the process of selling the property. The sale of the property triggers a note on the subdivision plan for the widening of the roadway for the 175 feet of the property by 2 feet with an additional 2 feet widening of shoulder buffer space along the side of the road. This would require the removal of a number of large mature trees and the cost to widen the road would be expensive. The result would be a stretch of 175 feet of roadway, 2 feet wider than the remainder of the road. Mrs. Daylor is requesting this note be waived or that the requirement of the road widening be eliminated. Mr. Hosterman asked if Mr. Picardi and Mrs. Daylor would be agreeable to record a new agreement distinguishing the note so there is no cloud on the title.

Mr. Moyer made a motion to amend the existing resolution and enter into an agreement between the Township and Property Owner to extinguish the note for the requirement of widening of the road. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

7. Exonerations

Mr. Moyer read the list of exonerations. Mr. Rinehart made a motion to approve the Exonerations List. Mr. Duffy seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

8. Payment of Bills

Mrs. Nocella made a motion to pay the bills as presented:

Fund Name	Amount to Pay
General Fund	246,295.07
Fire Hydrant Fund	1,017.32
Open Space	6,420.88
Sewer Operating Fund	11,555.00
Sewer Capital Fund	-
Traffic Impact Fee Fund	6,934.41
Capital Reserve	1,974.49
Highway State Aid Fund	6,819.98
TD Escrow	11,816.18
Totals	\$ <u>292,833.33</u>

Mr. Rinehart seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

9. Information Items and Additional Items to be Brought Before the Board

Mr. Hosterman stated he received an e-mail claiming Township residents went to lunch and returned to find a flyer on their front door. The Township was requested to bring enforcement action for violation of the solicitation ordinance against the party leaving the flyer on the front door. There are signs posted on the property which read "Keep Out Authorized Personnel Only". It is Mr. Hosterman's understanding that this particular front door of the property is clearly visible from the road. One of the problems that Mr. Hosterman finds with enforcement of the Solicitation Ordinance is the definitions for Soliciting and peddling. It discusses the selling of wares door to door. In this case, it appears a flyer was left at the door and they were not selling anything door to door but disseminating advertising materials for professional services. The Township has prosecutorial discretion to enforce its ordinances depending on the facts of each case. Mr. Hosterman stated that, in his opinion, this is not a good case because of the definition of Solicitation and Peddling does not include the distribution of flyers or advertising materials as currently written. Mr. Hosterman is looking for direction from the Board of Supervisors. Mr. Rinehart made a motion to take no action on this matter. Mr. Moyer seconded the motion. Mr. Kolb called for a vote and **the motion** carried with a 5-0-0 vote.

Mr. Duffy provided each of the Board of Supervisor members with a copy of the handouts provided by Exelon during a seminar on oil train explosions.

Mr. Kolb made a motion to hire Mr. William Mossman as the Chief of Police for East Coventry Township starting September 12, 2016 or sooner under the terms and conditions in the conditional offer of employment. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carries with a 5-0-0 vote. Mr. Rodgers stated by way of some background information, the Township requested resume's and conducted interviews in May and June. The Township received 52 applications and narrowed the list to 10 applicants before offering the position to Mr. Mossman. Mr. Mossman has 25 years with the Phoenixville Police Department and has been the Chief of Police for the last 10 years. Mr. Mossman resides in North Coventry Township.

Mr. Rinehart stated he would like a copy of the Historical Commission agenda item "13 Things You Should Know About Retrofitting Historic Windows".

Mr. Rinehart asked if the Board of Supervisor's could be notified when a business moves in or out of the Township. Mr. Rinehart suggested the Board of Supervisor's should welcome businesses to the Township and if someone is considering leaving the Township, we could discuss the reasons why to find out how to make the Township more presentable to bring businesses in the Township. Mr. Rodgers stated generally the Township is not notified when Businesses come in and out of the Township. Mrs. Sally Kolb stated that Elaine Preston used to come out every few years to see what businesses moved in or out of the Township. Mrs. Kolb stated she did this on her own out of interest for the Township.

Mr. Rodgers stated the Township has gone out for bid for the replacement of the traffic signal at New Schuylkill Road, Bethel Church, Linfield Road. The bids are to be received August 3, 2016, with the Traffic Engineer making a recommendation to the Board of Supervisors meeting on August 8, 2016. Construction is slated to start on August 22, 2016. The project will include a crosswalk on Linfield Road for the Schuylkill River Trail. The project has been 6 years in the works. The cost is estimated at \$375,000.00 with the Township receiving \$185,000.00 from PaDOT through an ARLE grant.

Mr. Rodgers stated that OJR had requested that the administrative fee for the review of the elementary school project be reduced from ten (10) percent to five (5) percent. Mr. Rodgers stated this is not an unreasonable request since this is a public project. Mr. Moyer made a motion to reduce the Administration fee charged for the Owen J Roberts School District project for the East Coventry Elementary School from ten (10) percent to five (5) percent. Mr. Duffy seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

10. Adjournment

Mr. Rinehart moved to adjourn the monthly meeting at 7:50 p.m. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Respectfully submitted,

Bernard A Rodgers
Township Secretary