

MINUTES OF THE
EAST COVENTRY TOWNSHIP BOARD OF SUPERVISORS
MEETING HELD MARCH 10, 2014
(Approved April 14, 2014)

The Board of Supervisors held their regular monthly meeting on Monday, March 10, 2014. Present for the meeting were supervisors Ray Kolb, Mariea Geho, W. Atlee Rinehart, Michael Albert Moyer, and Karen Nocella. Also present were Bernard A. Rodgers, Township Manager, Mark A. Hosterman, Township Solicitor, and Brady L. Flaharty, Township Engineer.

Mr. Kolb called the meeting to order at 7:08 p.m. and the pledge of allegiance was recited.

Mr. Hosterman stated that an executive session was held at 6:00 p.m. immediately preceding this meeting to discuss two personnel matters, two matters of litigation, one matter of potential litigation, and two matters of potential acquisition of real estate.

Hearings and Adoptions

Ordinance No. 200 – Amending the Zoning Ordinance and the R3 Zoning District to Permit Open Space Option

Mr. Hosterman opened the public hearing for consideration and adoption of Ordinance No. 200 at 7:15 p.m.

Mr. Hosterman provided an overview of proposed Ordinance No. 200 as follows:

**AN ORDINANCE AMENDING THE CODE OF EAST COVENTRY TOWNSHIP,
SPECIFICALLY CHAPTER 27, KNOWN AS THE TOWNSHIP ZONING ORDINANCE, AND
THE R3 ZONING DISTRICT TO PERMIT AN OPEN SPACE OPTION**

Mr. Hosterman noted that the document presented this evening does not include the suggested revisions from the East Coventry Township and County Planning Commissions.

John Kennedy of Kennedy and Associates Planners was present to provide an overview of the Whispering Woods project. There was discussion regarding Walter Woessner's memo WJW 140305 containing recommended changes to the proposed ordinance.

A discussion ensued and there was a general consensus that the ordinance be revised with existing recommended changes and those discussed this evening and then be sent to the East Coventry Township and Chester County Planning Commissions for review.

Mr. Hosterman asked if the Board of Supervisors had any comments or questions regarding proposed Ordinance No. 200. There were no further comments or questions from the Board of Supervisors

Mr. Hosterman asked if there were any questions and/or comments regarding proposed Ordinance No. 200 from the public and there were none.

Roger Kolb of 768 Ebelhare Road asked if the buildings in the Whispering Woods development

will have sprinkler systems and Mr. Kennedy noted that they will.

Mr. Hosterman closed the hearing at 7:55 p.m.

Mrs. Geho moved that:

1. The solicitor is authorized to create a clean copy of a revised Ordinance 200 to incorporate the changes previously approved by the East Coventry Township Planning Commission and further incorporate the changes agreed upon at the public hearing; and
2. The East Coventry Township Planning Commission shall review the Solicitor's clean copy at its regular meeting on March 19, 2014; and
3. The public hearing shall be continued and a new public notice shall be advertised and the clean ordinance sent to the newspaper and law library for the continued public hearing before the Board of Supervisors on April 14, 2014 with the costs of re-advertising to be reimbursed by Applicant.

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

1. MINUTES

Minutes of February 10, 2014

Mrs. Geho moved to approve the minutes of the February 10, 2014 monthly meeting as presented. Mr. Kolb seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-0-1 vote with Mrs. Nocella abstaining due to her absence at the February 10, 2014 monthly meeting.

2. PUBLIC COMMENTS

Pottstown Metropolitan Regional Planning Committee Comprehensive Plan

Mr. Moyer noted that he was elected the Vice Chair of the Pottstown Metropolitan Regional Planning Committee and they are working on their Comprehensive Plan. Mr. Moyer noted that as the chapters are being reviewed they should be passed along to the East Coventry Township Planning Commission for review. Mr. Woessner noted that he has already passed on information to the Planning Commission. Mr. Moyer noted that it was important to get the Planning Commission's recommendation regarding such documents. Mr. Hosterman did note that the Regional Comprehensive Plan is an advisory document and is not binding.

Burning

Roger Kolb of 768 Ebelhare Road asked if the township can be allowed to burn tree debris for a period of time so residents can dispose of the tree debris caused by recent storms. Mr. Rodgers noted that he sent a letter to the PADEP requesting such relief and the PADEP did not grant the allowance for temporary burning for tree debris from recent storms. Mr. Rodgers noted that the PADEP would handle it on a case by case basis and then DEP standards would need to be met.

3. REPORTS

Township Manager's Report

Police Department

Mr. Rodgers noted that the Police Sergeant retired and Officer Arthur Brown has been a part-time police officer for 6 years and recommended that Mr. Brown's employment status be changed from part-time status to full-time status. Mr. Rodgers also noted that the police pension plan is being amended and Mr. Brown will have to pay a pension plan contribution to be initiated from the date of the status change.

Mr. Moyer moved to change the employment status of Officer Arthur Brown from part-time status to full-time status. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote

Township Planner

Mr. Rodgers noted that Eugene Briggs, Township Planner, is moving on from ARRO Consulting, to be the Assistant Township Manager at Easttown Township. Mr. Rodgers recommended the Board of Supervisors appoint Mr. Thomas Edinger, AICP, as the Township Planner and also requested a resolution of appreciation be prepared for Mr. Briggs.

Mr. Kolb moved to appoint Thomas Edinger, AICP of ARRO Consulting, Inc. as the Township Planner. Mrs. Geho seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Mr. Rinehart moved to authorize the preparation of a resolution of appreciation for Eugene Briggs. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote

Automated Red Light Enforcement (ARLE) Funding

Mr. Rodgers noted a grant received for the Parkerford traffic light in the amount of \$185,200.00. Mr. Rodgers noted that the Traffic Engineer is proceeding with the project design and application for a HOP permit to PennDOT.

Township Sign

Mr. Rodgers discussed the various proposals obtained for a new Township sign.

Mrs. Geho moved to approve the purchase of the new township sign from Stewart Signs in accordance with the proposal provided and authorize the use of A.N. Lynch Co., Inc. for the electrical work for the sign. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 4-1-0 vote with Mr. Moyer voting no.

Township Engineer's Report

Stream Clean Up

Mr. Flaharty announced the details of the annual stream clean up as follows "Stream cleanup will be held Saturday, April 26, 2014 at 10 AM. Meeting area will be northwest quadrant of Bethel Church Road/Route 724 intersection. Rain date will be Saturday, May 3, 2014".

Mrs. Geho moved to approve 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.

Reports from Various Departments and Committees

Historical Commission – Registration Desk and Storage Shed

Mrs. Nocella moved to authorize the purchase of a storage shed for Fricks Locks Village. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

There was a discussion regarding building a pavilion for shelter for the volunteers and purchase of a shed to be placed at Fricks Locks Village for equipment storage. Mr. Rodgers noted that it was a possibility to use Open Space monies for the pavilion. It was suggested the pavilion could be a Boy Scout project, however, after some discussion it was the consensus that the public works crew could build the pavilion and that the Township Manager was authorized to purchase a suitable shed. Mrs. Nocella will look into any current Eagle Scout projects.

Mr. Moyer moved to authorize Penny Morton and Gail Brown to attend the CCHPN Spring Training and Workshop and authorize payment for their attendance. Mrs. Geho seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Mrs. Geho moved to approve the reports from the various departments and committees. Mr. Kolb seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

4. SUBDIVISION AND LAND DEVELOPMENTS

Woodcrest Estates

Mrs. Geho moved to approve Change Order #3 for Woodcrest Estates in accordance with Township Engineer letter dated March 5, 2014. Mr. Rinehart 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

Resolution No. 2014-04 – Municipal Pension Plan

Mrs. Geho moved to approve Resolution No. 2014-04 establishing the member contribution to the municipal pension plan of East Coventry Township non-uniformed employees for the fiscal year 2014 at 5.5% of total compensation. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Resolution No. 2014-05 – Transfer Funds

Mrs. Geho moved to approve Resolution No. 2014-05 for the transfer of \$350,000.00 from the General Fund to the Capital Reserve Fund. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote

Resolution No. 2014-06 – Grant Application

Mrs. Geho moved to approve Resolution No. 2014-06 for the DCNR grant application submission for a conservation and trail easement acquisition. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0.

Car Bid

Mrs. Geho moved to put out for bid the 2001 Ford Crown Victoria unmarked police cruiser. Mr. Kolb seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0.

Tax Lien Exoneration

Mr. Rinehart moved to approve the tax exoneration for three (3) parcels in accordance with County of Chester Tax Claim Bureau correspondence dated February 26, 2014. Mrs. Geho seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0.

Kulp Road and Ebelhare Road

There was discussion regarding a letter received by a resident regarding the stop signs at Kulp Road and Ebelhare Road and the high rate of speed that the cars travel.

Mr. Moyer moved to authorize the Township Traffic Engineer to do a traffic study of the Kulp Road and Ebelhare Road intersection. Mr. Kolb seconded the motion. The motion failed with a 2-3-0 vote with Mrs. Geho, Mrs. Nocella and Mr. Rinehart voting no.

Mr. Rodgers noted that the traffic study would protect the township from liability since the township has been notified of a potential hazardous condition.

Exonerations and Exemptions

Mr. Moyer read the exonerations and exemptions as presented by the Tax Collector.

Mrs. Geho moved to approve the exonerations and exemptions as presented. Mrs. Nocella seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

7. PAYMENT OF THE BILLS

Mrs. Geho moved to pay bills as presented:

General Fund	\$697,886.82
Fire Hydrant Fund	\$473.65
Sewer Operating Fund	\$11,596.82
Traffic Impact Fee Fund	\$976.50
<u>Highway State Aid Fund</u>	<u>\$22,011.88</u>
	\$732,945.67

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

8. ADDITIONAL ITEMS BROUGHT TO THE BOARD

Mr. Moyer asked the Board to reconsider their vote on the traffic study at intersection at Kulp Road and Ebelhare Road.

After some additional discussion Mr. Kolb moved to authorize the Township Traffic Engineer to do a traffic study of the Kulp Road and Ebelhare Road intersection. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

9. ADJOURNMENT

Mrs. Nocella moved to adjourn the monthly meeting at 9:00 p.m. Mr. Rinehart 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