

MINUTES OF THE
EAST COVENTRY TOWNSHIP BOARD OF SUPERVISORS
MEETING HELD ON MAY 13, 2013
(Approved June 10, 2013)

The Board of Supervisors held their regular monthly meeting on Monday, May 13, 2013. Present for the meeting were supervisors 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. Ray Kolb was not present.

Mrs. Geho called the meeting to order at 7:05 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 review the legal opinion of bidding requirements of farm leases, two real estate matters were discussed regarding potential open space acquisition and Fricks Locks, and negotiations relating to the collective bargaining agreement for uniform personnel.

Mr. Hosterman reviewed his Solicitor's Opinion to the Board of Supervisors that farm leases cannot have bidding limits placed on them to exclude bidders who are not residents of East Coventry Township. This practice would be contrary to public bidding requirements.

Roger Kolb of 768 Ebelhare Road noted his concern that township land that is leased is purchased with taxpayers monies with the new tax and the ground is not being used by farmers in the area even though the land is owned by township residents.

Sally Kolb of 231 Baptist Church Road noted that in the lease it does say that the Board of Supervisors can reject any bids and seems to have discretion to who the leases go to.

Robert Preston of 2013 East Cedarville Road asked if the lease requires the condition of the land before and after the lease to be the same and Mr. Rodgers stated that the lease does not have such a requirement.

FRICKS LOCKS VILLAGE

Mr. Hosterman provided an overview of the Fricks Locks Village Agreement between the Township and Exelon.

Missy King of 10 Eleanor Drive asked who did the environmental study and it was noted that URS Corporation did the environmental study.

Mr. Rinehart asked how well will the site be maintained and it was noted by Exelon representative's that it will be mowed once per week, especially prior to tours.

Mr. Moyer noted the potential for radiological contamination and noted that was not covered in the environmental study. Mr. Moyer asked if a liability policy is in force that would hold the township harmless and noted that he has not had the time to review the URS Corporation

environmental study. A representative from Exelon stated that there is no radiological history at Fricks Locks Village.

Mr. Rinehart moved to accept the reliance letter from URS Corporation. Mrs. Nocella seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 3-1-0 vote with Mr. Moyer voting no.

Mrs. Nocella moved to accept the Fricks Locks Lease memorandum. Mr. Rinehart seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 3-1-0 vote with Mr. Moyer voting no.

1. MINUTES

Minutes of April 8, 2013

Mr. Rinehart moved to approve the minutes of the April 8, 2013 monthly meeting as presented. Mr. Moyer seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

2. PUBLIC COMMENTS

- Gail Brown of 500 Sanatoga Road thanked the Board of Supervisors for approving the Fricks Lock Village lease and thanked Exelon for all their hard work and noted that tours will begin June 8 and run through October.
- Walter Woessner of 164 Schoolhouse Road noted that some of the trash cans in Coventry Glen are on the curb and some are on the street.
- Bill Herb of 561 Ellis Woods Road inquired about the burning and Mrs. Geho noted that state legislation requires the no burning rule.
- Paul Bobinsky of 544 Ellis Woods Road asked what recreation burning is and Mr. Moyer noted the burn area could not be more than 3' x 3'.
- Gail Brown of 500 Sanatoga Road asked if the fire department could burn some of the brush for a fire exercise. Roger Kolb noted that would not make a good fire exercise for the fire department.
- Mr. Moyer noted that at the last Pottstown Metropolitan Regional Planning Committee a representative from Pottstown asked if the area municipalities would consider help with funding the fireworks for next year. The Board does not wish to contribute to the fireworks.

Mr. Moyer moved to notify the Pottstown Metropolitan Regional Planning Committee that East Coventry Township does not wish to contribute to the fireworks. Mr. Rinehart seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

- Mr. Moyer expressed concerns regarding the intersection at Ellis Wood Road and Bethel Road and inquired about the possibility of a 4-way stop. After a brief discussion the Board was not in favor of a 4-way stop at that location.

3. REPORTS

Township Manager's Report **Creekview Estates**

Mr. Rodgers noted that the maintenance period is over for the improvements at Creekview Estates and the improvements have been accepted by the Township Engineer.

Mr. Rinehart moved to return the Letter of Credit for the Creekview Estates improvements. Mrs. Nocella seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

88 Wells Road

Mr. Rodgers noted that the maintenance period is over for the improvements at 88 Wells Road and the improvements have been accepted by the Township Engineer.

Mr. Rinehart moved to return the Letter of Credit for the 88 Wells Road improvements. Mrs. Nocella seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 3-0-0 vote as Mr. Moyer was out of the room at the time of the vote.

Township Engineer's Report

MS4 Program

Mr. Flaharty read the following statement:

East Coventry Township is an operator of a regulated small municipal separate storm sewer system (MS4), which is permitted through the Pennsylvania Department of Environmental Protection (PADEP). This mandated, yet unfunded, MS4 Program is designed to reduce adverse impacts to water quality and aquatic habitat by placing controls on the unregulated sources of stormwater discharge. Under the MS4 Program, the Township is required to:

1. Maintain a valid NPDES permit. The Township submitted an NPDES permit renewal application last year, and is currently waiting on approval from PADEP.
2. Develop a stormwater management program, which includes 6 minimum control measures that are expected to reduce pollutants discharged into Waters of the Commonwealth located within the Township. The 6 minimum control measures are:
 - Public Education and Outreach
 - Public Involvement and Participation
 - Illicit Discharge Detection and Elimination
 - Construction Site Runoff Control
 - Post-Construction Runoff Control
 - Pollution Prevention and Good Housekeeping
3. The Township's stormwater management program is to be evaluated annually for its effectiveness and an annual report on the Township's progress in implementing this program is to be submitted to PADEP by June 9th of each year.

Mr. Rinehart moved to authorize the Township Engineer's office to submit the Year 10 Annual MS4 Report to the PADEP. Mrs. Nocella seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

Mr. Rinehart moved to approve the Township Engineer's report. Mrs. Nocella seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

Parks, Recreation and Conservation Committee

Sports Court Area at Ellis Woods Park

Mrs. Nocella mentioned the recommendation by the Parks, Recreation and Conservation Committee to have a sports court area at Ellis Woods Park.

Mr. Rinehart voiced a concern regarding the potential to increase stormwater. Mrs. Nocella noted that she thought the sports court was on original plans of the Ellis Woods Park. Gail Brown of 500 Sanatoga Road mentioned that parking would need to be taken into consideration.

Reports from Various Departments and Committees

Mr. Rinehart moved to approve the reports from the various departments and committees. Mrs. Nocella seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

4. SUBDIVISION AND LAND DEVELOPMENTS

5. ZONING HEARING BOARD APPLICATIONS

6. OTHER BUSINESS

2013 Road Projects

Below are the bid results for the 2013 Road Project.

Bidder	Address	Total Amount of Bid
Charlestown Paving	P.O. Box 424 Devault, PA 19432	\$144,986.90
D. Malloy Paving Inc	1060 Boot Road Downingtown, PA 19335	\$149,965.10
Martin Paving	531 E. 28th Division Highway Lititz, PA 17543	\$153,451.70
Reading Materials	392 Sanatoga Road Pottstown, PA 19464	\$153,668.40
Kehoe Construction	221 Mill Street Bridgeport, PA 19405	\$173,849.50
Reid Paving	1850 Swamp Pike Gilbertsville, PA 19525	\$175,844.00
Floyd G. Hersh Inc	5465 McLean Station Road Green Lane, PA 18054	\$188,307.40

Mr. Rinehart moved to award the bid for the 2013 Road Project to Charlestown Paving for the bid amount of \$144,986.90. Mr. Moyer seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

2002 Dump Truck

Below are the bid results for the 2002 FordXL F-550 Dump Truck.

Bidder	Amount
Stern Nester, Inc.	\$16,700.00
Nikki Morgan - Auto Wholesalers	\$16,123.00
Mike Veneziano	\$7,100.00

Mr. Moyer moved to award the bid for the 2002 FordXL F-550 Dump Truck to Stern Nester, Inc. for the bid amount of \$16,700.00. Mr. Moyer seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

Community Day

Mrs. Nocella moved to approve the agreement with Circus Time Amusements and Entertainment for Community Day. Mrs. Geho seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

Exonerations and Exemptions

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

Mr. Rinehart moved to approve the exonerations as presented. Mrs. Nocella seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

Boy Scout Project

Mrs. Nocella noted that a Boy Scout had contacted her regarding a project in East Coventry Township. Mrs. Nocella spoke to Gail Brown of the Historical Commission and Mrs. Brown has an idea for a project for the Boy Scout. Mrs. Brown did note that the proposed project would require Exelon approval. Mr. Moyer suggested Mrs. Nocella get more specifics regarding the project.

Fire Police Requests

Mr. Rinehart moved to approve the fire police request for St. Peter's United Church of Christ for National Night Out on August 6, 2013 from 6:00 p.m. to 9:00 p.m. Mrs. Nocella seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

Mrs. Nocella moved to approve the fire police request for East Coventry Township Community day on June 1, 2013 from 12:00 p.m. to 4:00 p.m. Mr. Moyer seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

Mr. Rinehart moved to approve the fire police request for French and Pickering Creeks Conservation Trust for a bicycle event on June 9, 2013 at various times. Mr. Moyer seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

Resolution No. 2013-14 – Records Disposal

Mr. Rinehart moved to approve Resolution No. 2013-14 for the disposal of records. Mrs. Nocella seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

Agricultural Security Area

Mr. Rodgers noted that the Agricultural Security Area information is to be reviewed by the Chester County Planning Commission, East Coventry Township Planning Commission and the Agricultural Security Area Committee and a hearing will be scheduled for the Board of Supervisors meeting on July 8, 2013.

Planning Commission

Mr. Rinehart moved to appoint Jason M. McConnell to the East Coventry Township Planning Commission to fulfill the unexpired term of Harold Kulp. Mr. Moyer seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

7. PAYMENT OF THE BILLS

Mrs. Geho moved to pay bills as presented:

General Fund	\$172,830.35
Fire Hydrant Fund	\$473.23
Sewer Operating Fund	\$11,039.64
Capital Reserve Fund	\$65,869.34
<u>Highway State Aid Fund</u>	<u>\$8,376.82</u>
	\$258,589.38

Mrs. Nocella seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

8. ADDITIONAL ITEMS BROUGHT TO THE BOARD

Fricks Locks Village

Mrs. Nocella commended Gail Brown for her hard work and dedication with Fricks Locks. Mr. Moyer noted he concurs with Mrs. Nocella comment.

PSATs

Mr. Rinehart thanked the Board of Supervisors for sending him to PSATs.

9. ADJOURNMENT

Mr. Rinehart moved to adjourn the monthly meeting at 8:50 p.m. Mr. Moyer seconded the motion. Mrs. Geho called for the vote and **the motion** carried with a 4-0-0 vote.

Respectfully submitted,

Bernard A. Rodgers
Township Secretary