

**MINUTES OF THE  
EAST COVENTRY TOWNSHIP BOARD OF SUPERVISORS  
MEETING HELD JANUARY 14, 2019**  
*(Approved February 11, 2019)*

The Board of Supervisors held its regular monthly meeting on Monday, January 14, 2019. The following Supervisors were present for the meeting: Anthony Duffy, Ray Kolb, Michael Albert Moyer, and Karen Nocella. W. Atlee Rinehart was absent. Also present were David G. Kraynik, Township Manager, Brady L. Flaharty, Township Engineer and Mark A. Hosterman, Township Solicitor.

Mr. Anthony Duffy called the meeting to order at 7:00 p.m. and the pledge of allegiance was recited.

Mr. Hosterman stated that an executive session was held immediately preceding this meeting to discuss a matter of enforcement proceedings at 515 Kulp Road, to discuss two matters of acquisitions of interest in real estate, informational session for potential zoning map amendment and also to obtain privileged and confidential legal opinions from counsel.

**1. ORDINANCES**

Ordinance No. 230 “Dogs At Large Ordinance”

Consideration of advertising for adoption the proposed Ordinance amending the codified ordinances of East Coventry Township, Chester County, Pennsylvania, Chapter 2 (Animals), to Add a New Part 1 Titled “Dogs Running at Large” and Containing the Following Sections: Definitions; Dogs at Large Prohibited; Animal Control Officer; Seizure and Detention of Dogs; Contract for Services of Animal Control Officer; Compensation; Notice and Redemption; Disposal of Unclaimed Dogs; Dangerous Dogs; Intent; and Penalties and Expenses. Mr. Hosterman reviewed the proposed Ordinance.

Mr. Moyer made a motion to advertise proposed Ordinance No. 230 for consideration of adoption at the Board of Supervisors February 11, 2019 meeting. Mr. Kolb seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

**2. SOLICITOR’S REPORT**

Mr. Hosterman discussed the letter from Owen J. Robert School District from our last meeting regarding the exoneration of roll-back taxes for the East Coventry Elementary parcel. Act 319 does have a specific provision allowing the Township to exonerate the roll-back taxes. When reviewing this issue, they also looked at the Fricks Lock property that was obtained from Exelon in June. An exemption from taxes was applied for and that exemption was granted but there was a gap in time from closing on Fricks Lock in mid-June of 2018 and 2019 when the exemption started. Mr. Hosterman asked the district if they would be willing to reimburse the Township for the taxes that were paid on that parcel. He received a letter from Jaclin Krumrine of Owen J. Robert School District, stating that they had agreed to reimburse the Township for the taxes that were paid on the Fricks Lock property. The Township should be getting a check for \$12,000 for the taxes that were paid for the Fricks Lock parcel that was paid to the school district. The amount of the roll-back taxes the Township is exonerating the school for is approximately \$3,200. Mr. Hosterman read a motion to approve the exoneration of roll-back taxes due from Owen J. Roberts School District on parcel number 18-4-44 in the amount of \$3,206.46 subject to a tax certification by the Chester County Tax Claim Bureau for tax years 2012-2018 provided the exoneration of the Township taxes does not include penalties and interest due which should remain payable to the Chester County Tax Claim Bureau. So moved, Mr. Kolb. Mrs. Nocella seconded. Mr. Duffy called for a vote and the motion carried 4-0-0.

In regards to 515 Kulp Road enforcement action, Mr. Hosterman received a letter from their attorney requesting a 30 day extension. Mr. Moyer made a motion to accept the 30 day extension. Mr. Kolb seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

**3. MINUTES**

December 10, 2018, Meeting Minutes

Mr. Moyer made a motion to approve the minutes as written. Mr. Kolb seconded the motion. Mr. Duffy called for the vote and the motion carried 4-0-0.

January 7, 2019, Organizational Meeting Minutes

Mr. Kolb made a motion to approve the minutes as written. Mr. Moyer seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

**4. PUBLIC COMMENT**

Mr. Kolb wanted the Board of Supervisors to be aware of a 2019 Elected Officials Workshop for Emergency Management that is being held on Saturday, February 2, 2019 at the Chester County Public Safety Training Campus. Mr. Kolb will be attending.

**5. REPORTS**

**Township Manager's Reports**

Presentation on the Halteman Road Bridge by Carroll Engineering and McCormick Taylor

A presentation on the Halteman Road Bridge project was given by Sandra Martin of McCormick Taylor and Thomas Gockowski of Carroll Engineering Corporation. The desire is to do a rehabilitation of the bridge over replacement to preserve the stone masonry. The bridge currently is a 5 ton bridge and they are proposing to make it a 20 ton bridge, although there will be restrictions which will be posted indicating no tractor trailers, tri-axle dump trucks, etc. The design work which is being done by Carroll Engineering Corporation should be done this year. Once the project is in the construction phase it should take approximately 4-5 months to complete. A packet of information will be given to the Historical Commission to review. Sandra Martin indicated they would like a letter from the Historical Commission and Board of Supervisors indicating they can move forward with the project once they review the information by the end of February. Sandra Martin also indicated that if the Township has a particular color they would like the steel beam superstructure painted to let her know as they typically do a tan or light green. Mr. Kolb made a motion that contingent upon hearing from the Historical Commission the Board of Supervisors will send a letter accepting the design. Mr. Moyer seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

Presentation of a Pollution Reduction Plan with DEP by Nate Merkel of Arro Consulting and Consideration to Authorize Advertising the Pollution Reduction Plan

Nate Merkel from Arro Consulting provided a brief update on the revised Pollution Reduction Plan (PRP) that addresses the DEP's comments that were received back in July with regards to the original PRP submission. The original Pollution Reduction Plan (PRP) submission was submitted September 2017. The original Pollution Reduction Plan (PRP) identified 53 outfalls and of the 53 outfalls they also identified the drainage areas for the municipal storm sewer sheds. It was those municipal storm sewer sheds that were MS4 short. To achieve pollution reduction, they are looking at 10 BMP's being constructed throughout the Township which can be done by the Public Works Department, if they so choose. The approximate cost for the BMP's is approximately \$354,000 over a span of a five (5) year period which is based on contractor costs. Grant funding is an option, therefore, Nate Merkel recommends applying each year for grant money. A lengthy discussion ensued. The next step in the process is a 30-day public comment period. Mrs. Nocella made a motion to allow for advertisement of the Pollution Reduction Plan (PRP) 30-day public comment period. Mr. Moyer seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

Consideration of Authorizing the Township Manager to Obtain an Appraisal at a Cost Not to Exceed \$2,800 for Acquisition of an Agricultural/Conservation Easement

Mr. Krainik stated the Township has a price from Bowman Associates not to exceed \$2,800. He recommended the Board of Supervisors approve this so they can get the appraisal done. Mr. Kolb made

a motion to authorize Mr. Kraynik to obtain the appraisal. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

In regards to the consideration of a Planning Commission request for written verification identifying a certain area along Old Schuylkill Road to be considered for rezoning, Mr. Kolb made a motion to table it at this time. Mr. Moyer seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

#### Consideration of Application for Special Fire Police Services

Mr. Kraynik recommended that the Board of Supervisors approve the following application:

- John Doyle Rock the Wall Run, Saturday, April 13, 2019 from 8:30 am to 11:00 am. Mr. Kolb made a motion to approve the Special Fire Police Service for John Doyle Rock the Wall Run. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

Mr. Kraynik stated there is an existing opening for a full-time police officer. Mr. Kraynik, based on his discussions with Chief Mossman, is recommending that they hire Greg Bickel (who currently works as a part-time police officer for East Coventry Township) as a full-time police officer. Mr. Moyer made a motion to hire Greg Bickel as a full-time police officer. Mr. Kolb seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

Mr. Kraynik stated the Owen J. School District has two old Ford Explorers that are used by the school police. Chief Mossman has made a recommendation that the Township donate the Township's old, obsolete police vehicle equipment to the school district for their police vehicles. Mr. Kolb made a motion to donate the old police vehicle equipment to the school district. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

#### Consideration of approval of the Township Engineer's Report

Mr. Flaharty stated that in support of Earth Day activities this April, the Board of Supervisors is sponsoring a cleanup of Pigeon Creek between Old Schuylkill Road and the Schuylkill River. Persons interested in keeping East Coventry clean and green are invited to volunteer a few hours of their time to participate in this 12<sup>th</sup> annual community stream cleanup initiative. Interested volunteers are to gather at the Schuylkill River Trail parking lot located at the intersection of Linfield Road and Route 724 at 10:00 a.m. on Saturday, April 27, 2019. The rain date will be Saturday, May 4, 2019. For more information please contact Brady Flaharty with Arro Consulting, Inc. (the Township Engineer) via email at [brady.flaharty@arroconsulting.com](mailto:brady.flaharty@arroconsulting.com) or phone at (484) 995-7137.

In regards to the sewer issue on New Schuylkill Road, Ralph Oister of 1412 New Schuylkill Road, is in need of connecting to public sewer as his septic system is failing. A discussion ensued regarding the sewer issues in this particular area. Mr. Flaharty suggested to Mr. Oister to have a serious discussion with his neighbors regarding the possibility of connecting to public sewer before they proceed further.

Mr. Kolb made a motion to accept the Engineer's Report. Mr. Moyer seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

Mrs. Nocella stated that in regards to the Parks, Recreation and Conservation Committee, they have a Proposal from KMS Design Group for Professional Design Services – Signage and Wayfinding which is for the signage for the trails and parks in the Township. This Proposal along with a letter of intent is needed from the Township in order to apply for a grant which must be submitted by February 1, 2019. The grant money would cover 50% and the Township would be responsible for 50%. Mr. Moyer made a motion to submit the letter of intent by February 1, 2019. Mr. Duffy seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

**6. SUBDIVISIONS AND LAND DEVELOPMENT**

No submittals brought before the Board.

**7. ZONING HEARING BOARD APPLICATIONS**

Application No. 274 – 2438 New Schuylkill Road – South Coventry Properties LLC and Hydroscares, Inc. request for variance for change of use. This application was approved by the Zoning Hearing Board on December 28, 2018.

**8. OTHER BUSINESS**

Resolution 2019-03 – A Resolution Authorizing Disposal of 2016 Tax Bills and Paid Receipts. Mr. Kolb made a motion to approve Resolution 2019-03. Mr. Moyer seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

Resolution 2019-04 – A Resolution Authorizing Supplemental Appropriations to Certain Revenue and Expense Line Items in the 2018 Township Budgets. Mr. Kolb made a motion to approve Resolution 2019-04. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

**9. EXONERATIONS**

Mr. Kolb made a motion to approve the exonerations. Mr. Moyer seconded the motion. Mr. Duffy called for a vote and the motion carried 4-0-0.

**10. PAYMENT OF BILLS**

Mrs. Nocella made a motion to approve the payment of bills as presented.

<u>Fund Name</u>		<u>Amount to Pay</u>
General Fund	\$	304,112.34
Open Space		11.41
Sewer Operating Fund		12,117.51
Sewer Capital Fund		-
Traffic Impact Fee Fund		260.00
Capital Reserve		5,285.00
Highway State Aid Fund		2,740.83
TD Escrow		-
<b>Totals</b>	<b>\$</b>	<b><u>324,527.09</u></b>

Mr. Duffy seconded the motion. Mr. Duffy called for a vote and the motion carried with a 4-0-0 vote.

**11. ADJOURNMENT**

Mrs. Nocella made a motion to adjourn the monthly meeting at 8:16 pm. Mr. Kolb seconded the motion. Mr. Duffy called for the vote and the motion carried 4-0-0.

Respectfully submitted,

David G. Kraynik  
Township Manager