

MINUTES OF THE  
EAST COVENTRY TOWNSHIP BOARD OF SUPERVISORS  
MEETING HELD ON SEPTEMBER 10, 2012  
(Approved October 8, 2012)

The Board of Supervisors held their regular monthly meeting on Monday, September 10, 2012. 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 7:11 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 a zoning enforcement issue and real estate acquisition.

## 1. MINUTES

### Minutes of August 13, 2012

Mr. Rinehart moved to approve the minutes of the August 13, 2012 monthly meeting as corrected. Mrs. Geho seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Corrections being:

- Environmental Assessment Study – add to the end of the second paragraph, “*Mr. Moyer noted that a hold harmless agreement or indemnification clause is useless if a Chapter 11 were to be filed*”.
- Nature Trail Clean Up – shall read “*Mr. Moyer stated that he attended the Nature Trail Clean Up on August 11, 2012 and acknowledged Ann Sage, Howard Sage, Connie Megay, Bruce Stephens, Melissa Albright, Cathy Carney-Horner, Eric Hughes, Eric Hughes’ parents, Bernard Rodgers and Mariea Geho for also attending.*”

## 2. PUBLIC COMMENTS

- William Keller of 91 Do Jan Drive asked if there was a burn ban and it was noted that there is not a burn ban. Mr. Keller also mentioned the e-mail he sent to the supervisors. Township Manager said that he would forward the e-mail to the supervisors.
- Melissa King of 10 Eleanor Drive stated the upcoming election will result in a lot of signs going up in the township. She noted that people need to know that they have to ask homeowner’s permission before placing the signs on peoples’ property.
- Andrew Less (Boy (Life) Scout) – Mr. Less provided an overview of a project that he would like permission to do on the Wineberry Estates Property. The project would include:
  - Trails
  - Signs
  - Benches
  - Trees

Mr. Less asked if the Board would prefer if the benches had backs. The Board agreed that no backs would be acceptable and they would match the benches already there.

Mr. Moyer moved to approve proceeding with Mr. Less' Life Scout Project on the Wineberry Estates Property. Mrs. Geho seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

- Mr. Rinehart reminded those of September 11 and encouraged all to be vigilant and knowledgeable and report suspicious incidents.

### 3. REPORTS

#### Township Manager's Report

##### **Wineberry Acquisition**

Mr. Rodgers noted that the township received the \$320,000.00 grant reimbursement from Chester County for its portion of the Wineberry Estates Acquisition. He also noted that reimbursement in the amount of \$372,500 was submitted to DCNR.

##### **Auditing Services**

Mr. Rodgers noted that the township needs to go out for request for proposals for auditing services.

Mr. Rinehart moved to authorize the request for proposals and advertising for auditing services. Mrs. Geho seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

##### **Fuel (Costars)**

Mr. Rodgers noted a new agreement for unleaded fuel (which piggybacks off of the Costars agreement) through Wright Express Financial Services Corporation (Contract No. 44000009775 effective October 1, 2012) and required that the Board consider approval of such contract.

Mr. Rinehart moved to approve the contract for unleaded fuel with Wright Express Financial Services Corporation and approve signature of the Assignment of Rights to Liquid Fuels and Fuels Tax Reimbursements. Mrs. Geho seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

#### Township Engineer's Report

##### **Coventry Glen**

Mrs. Geho moved to approve Change Order No. 1 for the Coventry Glen improvements for Coventry Glen. Mr. Kolb seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Mr. Kolb moved to approve Change Order No. 2 for the Coventry Glen improvements for Coventry Glen. Mrs. Geho seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Mrs. Nocella moved to approve the release of funds to P.J. Reilly Contracting Co. Inc. in the amount of \$58,758.30 for worked performed at Coventry Glen in accordance with ARRO Consulting, Inc. correspondence dated September 5, 2012. Mr. Rinehart seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

#### **Woodcrest Estates**

Mr. Rinehart moved to approve Change Order No. 2 for the Woodcrest Estates improvements and authorize the Township Solicitor to prepare the 18-month maintenance bond. Mr. Kolb seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

William Keller of 91 DoJan Drive noted that the empty lot has not been mowed and the Township Manager stated that a violation letter should be sent.

#### **MS4**

Mrs. Geho moved to approve submission of the National Pollutant Discharge Elimination System Stormwater Discharges from Small Municipal Separate Storm Sewer System Individual Permit Renewal. Mrs. Nocella seconded the motion. Mrs. Geho, Mrs. Nocella, and Mr. Kolb voted yes. Mr. Rinehart and Mr. Moyer voted no. Mr. Kolb called for the vote and **the motion** carried with a 3-2-0 vote.

#### Reports from Various Departments and Committees

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**

### **5. ZONING HEARING BOARD APPLICATIONS**

#### John and Brenda Keiffer

Mr. Rinehart moved to not take any action in regards to the Zoning Hearing Board Application of John and Brenda Keiffer at it relates to 29 Creamery Road. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

#### Ronald and Sharon Wisler

Mr. Rinehart moved to not take any action in regards to the Zoning Hearing Board Application of Ronald and Sharon Wisler at it relates to 1478 Harvey Lane. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

### **6. OTHER BUSINESS**

#### Police Vehicle

Mrs. Geho moved to authorize advertising for the sale of the 2008 Ford Crown Victoria Police Cruiser. Mr. Rinehart seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Resolution No. 2012-16 – East Coventry Township Police Department Policy and Procedure Manual

Mr. Rinehart moved to adopt Resolution No. 2012-16 amending the East Coventry Township Police Department Policy and Procedure Manual adding the following policy, “Strip and Body Cavity Searches”. Mrs. Geho seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Exonerations and Exemptions

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

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

Fire Police Requests

Mr. Kolb moved to ratify approval of fire police request for the Norchester Red Knights event held August 31, 2012 from 6:00 pm – 9:00 pm. Mrs. Geho seconded the motion. Mr. Kolb called for the vote and **the motion** carried with a 5-0-0 vote.

Mr. Kolb moved to approve fire police request for the OJR Music Parents Organization for an event to be held October 6, 2012 from 6:00 am – 11:00 pm. Mr. Rinehart 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	\$193,832.90
Fire Hydrant Fund	\$472.94
Sewer Operating Fund	\$15,777.58
Traffic Impact Fee Fund	\$1,341.01
Highway State Aid Fund	\$105,971.04
Open Space Fund	\$240.00
<u>TD Escrow Fund</u>	<u>\$815.00</u>
	\$318,450.47

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**

Nature Trail Clean Up

Mrs. Geho noted that there will be a nature trail clean up day at the Ellis Woods Parks on Saturday, September 15, 2012.

Per Capita Tax

Mr. Rinehart moved to increase the Per Capita Tax exemption to federal regulated poverty levels for 1 person and 2 person households for the purpose of exonerations and exemptions. Mr. Moyer seconded the motion.

Discussion ensued regarding the use of federal poverty guideline levels for 1 and 2 person households versus for individuals.

Mr. Rinehart moved to amend his motion to state that the Township Solicitor is to prepare the appropriate draft ordinance for review by the Board of Supervisors to increase the Per Capita income exemption limits to the Federal regulated poverty levels for individuals. Mr. Moyer seconded the motion. Mr. Kolb called for the vote and **the motion** passed with a 5-0-0 vote.

Ludwig's Corner

Mr. Moyer stated that he and his father volunteered their time for the Ludwig's Corner Labor Day events.

**9. ADJOURNMENT**

Mrs. Geho moved to adjourn the monthly meeting at 8:10 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