

EAST COVENTRY TOWNSHIP

BOARD OF SUPERVISORS

CHESTER COUNTY, COMMONWEALTH OF PENNSYLVANIA

RESOLUTION NO. 2019-16

A RESOLUTION APPROVING THE ESTABLISHMENT OF A COMMITTEE OF THE HISTORICAL COMMISSION TO BE KNOWN AS THE “FRICKS LOCK SUBCOMMITTEE” AND APPROVING THE APPOINTMENT OF MEMBERS TO THE FRICKS LOCK SUBCOMMITTEE

WHEREAS, Section 1506 of the Second Class Township Code authorizes the Board of Supervisors of East Coventry Township (hereinafter, the “Board of Supervisors”) to make and adopt ordinances necessary for the proper management, care and control of East Coventry Township and the maintenance of peace, good government, health and welfare of East Coventry Township and its citizens; and

WHEREAS, the Code of Ordinances of East Coventry Township, Chapter 1 (Administration and Government), Part 5 (Historical Commission), Section 1-502 created and established the East Coventry Township Historical Commission (hereinafter, the “Historical Commission”); and

WHEREAS, the Code of Ordinances of East Coventry Township, Chapter 1 (Administration and Government), Part 5 (Historical Commission), Section 1-505 (Organization; Meetings; Conduct of Business), Paragraph 6 permits the Historical Commission to establish and appoint members to one or more committees for purposes of assisting the Historical Commission and performing such other duties and functions as may be assigned by the Historical Commission, subject to the prior approval of the Board of Supervisors; and

WHEREAS, the Historical Commission desires to establish and appoint members to a committee to be known as the “Fricks Lock Subcommittee”; and

WHEREAS, the Fricks Lock Subcommittee is proposed to oversee the ongoing maintenance, repair and security of the buildings, structures, perimeter fencing, roadway and grounds at Fricks Lock as the same may be annually funded by contributions from Exelon or other sources, and to establish, maintain and manage a dedicated capital improvements fund to be funded from excess contributions, if any, paid annually by Exelon or other sources for maintenance and repairs at Fricks Lock; and

WHEREAS, a five-year management plan has been or will be prepared by R & B Restoration Carpentry, Inc. identifying maintenance and repairs needed at Frick’s Lock (the “5-Year Plan”); and

WHEREAS, the Historical Commission and the Board of Supervisors have identified certain appointed officers and/or residents of East Coventry Township duly qualified to serve as members of the Fricks Lock Subcommittee; and

WHEREAS, the Board of Supervisors desires to approve the appointment of these qualified officers and/or Township residents as members of the Fricks Lock Subcommittee, subject to appointment by the Historical Commission.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Board of Supervisors of East Coventry Township, Chester County, Pennsylvania, as follows:

1. The establishment by the Historical Commission of a committee of the Historical Commission to be known as the “Fricks Lock Subcommittee” is hereby approved.
2. The Fricks Lock Subcommittee shall take direction from and shall report to the Historical Commission.
3. The purpose of the Fricks Lock Subcommittee shall be:
 - a. To arrange for and monitor the provision of ongoing security for the buildings and grounds of Fricks Lock;
 - b. To arrange for and monitor the provision of ongoing maintenance of and repairs to the buildings, structures, perimeter fencing, roadway and grounds at Fricks Lock, based upon the 5-Year Plan and annual maintenance plans recommended by the Fricks Lock Subcommittee and approved by the Board of Supervisors;
 - c. To make periodic visitations to Fricks Lock, personally and through its duly appointed contractors, subcontractors and agents, to inspect conditions at Fricks Lock and to provide reports to the Historical Commission;
 - d. To manage and oversee the payment of annual and other regular dedicated monetary contributions from Exelon Generation Company, LLC (“Exelon”) or other sources earmarked for the ongoing maintenance, repair and security of buildings, structures, perimeter fencing, roadway and grounds at Fricks Lock and to oversee and manage the aforesaid maintenance and security functions;
 - e. To establish and maintain a separate dedicated capital improvements fund, which shall be funded from, among other things, unspent amounts, if any, of the annual contributions made by Exelon or other sources and earmarked for ongoing maintenance and repairs at Fricks Lock; and
 - f. To investigate and make recommendations to the Historical Commission on the hiring of consultants and contractors to perform maintenance, repair and security at Fricks Lock and to administer and monitor the performance of contracts approved by East Coventry Township relating thereto; and

- g. To make recommendations to the Historical Commission for the appropriation of funds from the capital improvements fund for anticipated capital expenditures, subject to approval by the Board of Supervisors; and
 - h. To inform and make recommendations to the Historical Commission on grant funds that may be available for Fricks Lock and, following approval by Exelon and East Coventry Township, to submit applications for grant funding on behalf of East Coventry Township and Exelon; and
 - i. To oversee the investment of the proceeds of the capital improvements fund consistent with the investment restrictions applicable to second class townships under Section 3204 of the Second Class Township Code (53 P.S. §68204).
4. The Fricks Lock Subcommittee shall be comprised of five (5) voting members, as follows:
 - a. David G. Kraynik, East Coventry Township Manager;
 - b. William Mossman, East Coventry Township Chief of Police;
 - c. Ray Kolb, East Coventry Township Public Works Director and Board of Supervisors member; and
 - d. Gail Brown, Historical Commission; and
 - e. Larry Tietjen, Historical Commission.
 5. One (1) member of the Historical Commission shall serve as Chairman of the Fricks Lock Subcommittee.
 6. One (1) additional member of the Historical Commission shall be appointed an alternate member of the Fricks Lock Subcommittee and shall attend subcommittee meetings when a designated member from the Historical Commission is unable to do so. The designated alternate from the Historical Commission shall be Penny Morton.
 7. The following individuals shall serve as non-voting members of the Fricks Lock Subcommittee to provide technical assistance:
 - a. David Stauffer, Capital Project Coordinator, Chester County Department of Facilities and Parks; and
 - b. Jordan C. Rajan, Sr. Environmental Chemist, Exelon; and
 - c. Karen Marshall, Historic Preservation Officer, Chester County Planning Commission.

8. Except for the first members of the Subcommittee and members appointed to fill a vacancy, all members of the Fricks Lock Subcommittee shall be appointed at the annual reorganization meeting of the Board of Supervisors for a term of one (1) year commencing from the date of the expiration of the prior term. Members shall hold office until their successors have been appointed and may succeed themselves. The terms of the first members of the Subcommittee shall expire at 11:59 pm on the day of the Board reorganization meeting held in January 2021.

DULY ADOPTED, this 9th day of September, 2019 by the Board of Supervisors of East Coventry Township, Chester County, Pennsylvania, at its regularly scheduled meeting.

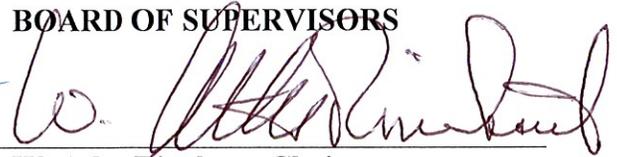
**EAST COVENTRY TOWNSHIP
BOARD OF SUPERVISORS**

Attest:



David G. Kraynik,
Secretary

By:



W. Atlee Rinehart, Chairman