

TOWNSHIP OF UPPER CHICHESTER

October 9, 2014

I. CALL TO ORDER

The regular meeting of the Board of Commissioners was called to order by Michael Gaudio, President, in the Meeting Room of the Municipal Building, Furey Road, Delaware County, Pennsylvania. Mr. Gaudio conducted the Pledge of Allegiance. Mr. Gaudio expressed his deepest sympathies on behalf of the Commissioners, Township employees and Police, to the family of Lenni Electric employee Mr. Jesse Dukes, who died tragically earlier this morning, while painting a Township street light pole.

II. ROLL CALL

Roll was conducted by Township Manager Mr. McMullan. Mr. Gaudio, Mr. Raikowski, Ms. Whitaker, Mr. Baiocco, Mr. Neary, Mr. Michael Schneider sitting in for Mr. Viscuso and Mr. Catania. All present unless otherwise noted.

III. MEETING MINUTES

Moved by Mr. Neary; seconded by Mr. Raikowski that the Board approve the meeting minutes from September's meeting. Mr. Neary commented on corrections to be completed to the minutes. Questions? Motion carried without dissent.

Mr. Gaudio noted that the Board held an Executive Session on October 2nd and October 9th prior to the Regular meeting to discuss various legal and personnel issues.

Presentations:

Mr. Don Leonard, owner of Marcom Communications in Creek Parkway Business Center. Mr. Leonard is proposing to partner his company with the Township to film safety videos. President Gaudio requested Mr. Leonard to submit a written proposal to the Township that can be review by the Township solicitor.

Cyndi Charney – Chichester Historical Society. The Historical Society is requesting to place a historical marker at the intersection at Chichester Avenue and Meetinghouse Road. It was suggested to Ms. Charney to pick a location so the Township engineer can submit a plan for approval to PennDot. In addition, Ms. Charney is requesting assistance with installation of the marker from the Township's Highway Department.

IV. COMMENTS OF CITIZENS

Ms. Annemarie Birmingham, 9 Tansey Road. Resident spoke about her concerns over the proposal submitted to the Township by Royal Farms Inc., to construct a convenience store and gas pumps at the intersection at Market Street and Meetinghouse Road. Resident is concerned about the increase in traffic created by Royal Farms and the impact of existing wildlife.

Ms. Aletha Morris and Ms. Kelly Drozd, 11&13 Bernard St. Residents addressed the Commissioners about the removal of several trees that lined their properties and abut Monroe Energy. The residents received a notification letter from Monroe Energy about the removal of the trees. The residents claimed the notification letter was very vague and did not provide an exact removal date. The residents contacted the attorney for Monroe Energy and were informed some trees and part of a fence that was removed, would be replaced. At this time, nothing has been replaced. The residents requested assistance from the Township with replacing the trees and fence. The Township solicitor commented this situation is a private issue. The Township solicitor will contact the attorney for Monroe Energy. Mr. Baiocco stated he thinks the Township may have an easement behind the homes on Bernard to accommodate a storm water drain.

Mr. Dan Kelly – 3521 Naamans Creek Road. Mr. Kelly had questions and concerns about Furey Fields 1&2. Mr. Kelly is not satisfied with the construction of the fields. He questioned the insurance and bonds held by the Contractor for the project. Mr. Kelly questioned the length of the fields and asked questions about the drainage. Mr. Kelly wants to know when the fields will be ready for use. Mr. Gaudiuso addressed the length of the fields as per the approved plans and disputed the discrepancy noted by Mr. Kelly. Mr. Gaudiuso noted there are technical issues being addressed by the Township Engineer.

Mr. Jim Stewart – 1724 Mill Road. Mr. Stewart had several questions about the reconstruction of Furey Fields 1&2, specifically the engineering of the fields. Mr. Stewart is not satisfied with the current completion status of the fields. Mr. Stewart questioned the engineering oversight of the project. He is concerned about the location of the light in the infield of field 1 and the location of the light in between the two fields. He feels both lights are in the field of play and the lights will impact the players. Mr. Gaudiuso noted the board will address the locations of the lights with the Township engineer and he noted the newly installed lights are more energy efficient than the previous lights.

V. **ENGINEER'S REPORT**

1. *Mr. Schneider presented the Engineer's report.*
2. *Update on the ball fields. Contractor is finalizing punch list items created by the Board of Commissioners. Engineer will be inspecting the punch list items.*
3. *Creekside Sight Improvements. Engineer is working with Mr. Neary on the agreed to punch list items with Travelers.*
4. *Street program. The first item requiring action from the board is a change order 1A, liquid fuel funds payable to AF Damon. A decrease in the amount of \$4,523.30. Mr. Schneider requested action on the decrease in payment. Moved by Mr. Neary and seconded by Mr. Raikowski. Motion carried without dissent. Questions?*
5. *Street program. The second item requiring action from the board is change order 1B, non-liquid fuel funds payable to AF Damon. A decrease in the contract amount of \$1,225. Moved by Mr. Neary, seconded by Mr. Raikowski. Motion carried without dissent. Questions?*
6. *Street program. The third item requiring action from the board is final payment 2A of liquid fuels payable AF Damon in the amount of \$145,432.04. Moved by Mr. Neary, seconded by Mr. Raikowski. Questions? Motion carried without dissent.*
7. *Street program. The fourth item requiring action from the board is final payment of non-liquid fuels payment 2B in the amount of \$19,650, payable to AF Damon. Moved by Mr. Neary, seconded by Mr. Raikowski. Questions? Mr. Raikowski asked if this payment was part of Ogden Firehouse. Mr. Schneider confirmed yes. Mr. Raikowski asked if this payment could be itemized to reimburse the Township and Mr. Schneider said yes.*
8. *Mr. Schneider provided an update of the CDBG projects in Ms. Whitaker and Mr. Raikowski respective Wards. Meetings were held with residents from both Wards and Pennoni is evaluating comments and working on final design.*
9. *Provided an update about 3105 Rodney Avenue. The resident has*

asked to repair and extend the outfall pipe coming from the rear of the property and discharging into Marcus Hook Creek. Pennoni has addressed the project with representatives from the Delco Conservation District and will be soon meeting the reps at the location.

10. Mr. Schneider asked for input about a name for the road leading into the new Maple Zone Complex that is currently under construction. Mr. Baiocco deferred to Ms. Charney, who commented she is recommending Butler Farm Lane. Recommendation was taken under advisement by Mr. Schneider.

11. Maple Zone is seeking a separate HOP permit for the storm water facilities that are part of the project because the storm water is located in the State's ROW. The new mandate requires local governments to apply for the permit because local governments are now responsible for the maintenance. Mr. Raikowski questioned if there is a plan for the Township to maintain the storm water facility. Mr. Schneider suggested requiring Maple Zone to provide escrow for maintenance of the storm water facility.

12. Kate's Glenn Escrow Release #7, Resolution 14-48, in the amount of \$9,695.30. Moved by Mr. Neary and seconded by Mr. Raikowski. Questions? Motion carried without dissent.

Mr. Neary commented the Township received the easements for Riders Lane. The easements need to be notarized with Mr. Gaudiuso signatures and recorded. Once notarized, Mr. Catania will have the easements recorded. Mr. Neary wants to schedule a meeting with the Township Highway Department and Pennoni to review the work to be completed at the homes on Riders Lane.

VI. SOLICITOR'S REPORT

1. Mr. Catania presented the Solicitor's Report.
2. Mr. Catania asked for action on Ordinance #693 amending the IPMC addressing boats and cars. Moved by Mr. Raikowski and seconded by Mr. Neary. Questions? Motion carried without dissent.
3. Mr. Catania discussed amending the street opening ordinance and commented the proposed ordinance will be reviewed by the UCT Planning Commission.
4. Moved by Mr. Raikowski; seconded by Mr. Neary to approve Resolution 14-49, authorization to execute and deliver quit claim

deeds upon court approval of the vacation of portions of Rankin Avenue.

5. Mr. Catania noted there are two applications for conditional use pending. One being Royal Farms which is scheduled for October 14, 2014 and the other application from Ms. Desiree Walker for the use of a daycare. Mr. Catania asked for action for the use for Ms. Walker is granted based on comments from the UCT Planning Commission, the Township Engineer, Township Solicitor and comments from the Commissioners. Moved by Mr. Raikowski and seconded by Mr. Baiocco. Questions? Moved without dissent.

Mr. Raikowski had a question about dumpsters for housing units with three or more units and putting a description of commercial vehicles for insert into the IPMC.

VII. MANAGER'S REPORT

1. Moved by Mr. Raikowski and seconded by Mr. Neary, Resolution # 14-50, authorizing the Township Manager to apply for the PECO Green Region Grant for improvements to Furey Pond. Questions? Moved without dissent.
2. Moved by Mr. Neary and seconded by Mr. Raikowski, Resolution # 14-51, the Township's pension obligation in the amount of \$773,414.40. Questions? Moved without dissent.
3. Moved by Mr. Neary and seconded by Mr. Raikowski, Resolution # 14-52, the Township's release of State Aid to Township Volunteer Fire Relief Associations in the amount of \$38,800.06 to each Relief Association. Questions? Moved without dissent.

VIII. REPORTS OF COMMISSIONERS

A. Highway & Sanitation, Library, Street Lighting & Traffic Signals – Mr. Baiocco, Chairman

1. Mr. Baiocco commented the Highway Department has been completing more projects this year than in past years, especially repairing more storm water inlets.

2. ~~Mr. Baiocco~~ Mr. Baiocco mentioned the meeting between the Library board and members of Senator Pileggi's office. The purpose of the meeting was to discuss funding opportunities for the library.

B. License & Inspections, Recreation, Sewer & Water – Ms. Whitaker, Chairman

1. Ms. Whitaker was excused early from the meeting so that she could attend to a personal matter.
2. On behalf of Ms. Whitaker, Mr. McMullan noted all reports are on file in the office and that Ms. Whitaker will present inspection and recreational reports at the next meeting.

C. Fire & Safety, Zoning & Planning – Mr. Raikowski, Chairman

1. Mr. Raikowski noted that the reports are on file at the office for review.
2. Mr. Raikowski noted Royal Farms has a conditional use hearing scheduled for October 14, 2014 at 7pm. Mr. Raikowski encouraged all to attend.
3. Mr. Raikowski commented on the meeting with Community Action Agency of Delaware County. Mr. Raikowski was pleased to hear at the meeting that Community Action has grant money in hand to begin renovations to the CAA building on Meetinghouse Road. Based on the meeting and building applications submitted by CAA, Mr. Raikowski is fine with issuing CAA a 90 day Temporary CO. Mr. Raikowski is committed to holding CAA accountable to meeting project timelines.

D. Administration/Finance, Grants, Open Space/Shade Tree – Mr. Neary, Chairman

1. Mr. Neary noted that the financial reports were on file at the office for review.
2. Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board approve the List of Bills for the General Fund, in the amount of \$570,503.40. Questions? Motion carried without dissent.
3. Mr. Neary noted no trash refunds for the month.
4. Mr. Neary discussed Creekside Development.
5. Mr. Neary announced the next budget meeting is scheduled for Thursday, October 16th and the importance of receiving budget information from Commissioners regarding the departments they chair.

6. Mr. Neary commented on the service held by the Parents of Murdered Children on September 25th and noted the participants wanted to express their sincere appreciation to the Commissioners for the use of the Township property.

7. Mr. Neary announced the upcoming Household Hazardous Waste Collection being held at the Township Complex scheduled for October 18th and a shredding event being held at the Township Complex on Saturday, November 8th.

E. Public Safety & Historical Society – Mr. Gaudio, Chairman

1. Mr. Gaudio noted that all reports were on file in the office.

2. Mr. Gaudio discussed the police department purchasing dashboard cameras for the police vehicles and including the purchase in the 2015 budget.

3. Mr. Gaudio thanked the members of the Historical Society for attending tonight's meeting and commented the Township will offer support to assist them.

4. Mr. Gaudio noted the on-going work being completed by the Economic Development Committee on the newly created website. The Committee hopes to soon make the website available to the public.

New Business

1. Mr. Raikowski commented on the closure of Maximillian's Bar and Restaurant and farewell party scheduled for this Saturday evening.

2. Mr. Neary asked the board to schedule another map redistricting meeting. Board agreed to schedule the meeting the same night as the budget meeting, October 16th, at 8pm.

4. ADJOURNMENT

Moved by Mr. Neary, seconded by Mr. Raikowski that the Board adjourns. Questions? Motion carried without dissent.

Respectfully submitted,


John McMullan

Township Manager/Secretary