

## TOWNSHIP OF UPPER CHICHESTER

April 12, 2012

### **I. CALL TO ORDER**

The regular meeting of the Board of Commissioners was called to order by Nicole Whitaker, President, at 7:30 P.M., in the Meeting Room of the Municipal Building, Furey Road, Delaware County, Pennsylvania. Ms. Whitaker conducted the Pledge of Allegiance.

### **II. ROLL CALL**

Roll was called as follows: Mr. Baiocco, Ms. Devlin absent, Mr. Gaudiuso, Ms. Nelson, P.E. for Mr. Viscuso, P.E., Ms. Whitaker, Mr. Catania, Esq., Mr. Raikowski, Ms. Lizza, Mr. Neary. All present unless otherwise noted.

### **III. RECOGNITION**

1. The Board of Commissioners presented Donald Zoladkiewicz with a plaque for his numerous years of service as a representative of the Police Civil Service Commission.

### **IV. APPROVAL OF MINUTES**

1. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board approve the minutes of the Public Hearing, for the Butler Tract, Chichester, held on March 8, 2012. Question? Motion carried without dissent.
2. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board approve the minutes of the Regular Meeting held on March 8, 2012. Question? Motion carried without dissent.
3. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board approve the minutes of the March 22, 2012, Continuation of the Regular March 8, 2012 meeting. Question? Motion carried without dissent.

### **V. COMMENTS OF CITIZENS**

1. Jason Heacock, Vice-President, Boothwyn Fire Company, presented a report of Fire Company activities for the month.
2. Janet Spica, Ferncroft Circle, questioned the sign at Perti Plumbing, reported the faint lines on Chestnut Street, questioned if fair representation was used for appointed positions at-large or by ward, questioned the old rate verses the new rate for the professional staff, asked how was the health inspector compensated and how much.
3. Leonard Cerbara, Kingsman Road, reported the children are playing hard ball at the playground and the balls are destroying his property, asked what could be done.

### **VI. DEPARTMENT HEADS-MONTHLY REPORT**

1. The following Department Heads were in attendance and presented their monthly report: Joan Morrison, Recreation Director; Chief Thomas Bush, Police Department;

David Holland, Safety, Fire and Emergency Management Departments; Keith Crowley, Inspection Department; Jim Putman, Highway and Sanitation Departments.

**VII. ENGINEER'S REPORT – Ms. Nelson, P.E.**

1. Ms. Nelson presented the Engineer's report.
2. Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board adopt Resolution No. 12-18, Reformed Presbyterian Church, 2655 Chichester Avenue, final subdivision and land development approval. Question? Motion carried without dissent.
3. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board adopt Resolution No. 12-19, DIPU Realty, LLC, 2450 Market Street, preliminary/final land development approval. Question? Motion carried without dissent.
4. Moved by Mr. Baiocco, seconded by Mr. Gaudiuso, that the Board adopt Resolution No. 12-22, Four Seasons Landscaping & Design, LLC, 495 Story Road, final land development approval.

Being as this Resolution was not on the Agenda, Ms. Whitaker asked if there were any public comments from the Board and/or Residents.

Ms. Thompson, Ferncroft Avenue, questioned the waiving of the sidewalk on Route 322.

Question? Motion carried without dissent.

**VIII. SOLICITOR'S REPORT – Mr. Catania, Esq.**

1. Mr. Catania presented *the solicitor's report*.
2. Moved by Mr. Gaudiuso, seconded by Mr. Baiocco, that the Board adopt Resolution No. 2012-23, approval of the inter-municipal transfer of the liquor license for Pappas Restaurant & Pub, 4400 Chichester Avenue. Question? Motion carried without dissent.
3. Mr. Catania highlighted the Property Maintenance Board Decision, in reference to 310 Garfield Avenue.
4. Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board authorize the Solicitor to prepare the following ordinances: 1. Rezoning of areas in Ward One. 2. Amend Shade Tree Commission and duties of Planning Commission. 3. Sidewalk Accessibility Transition Plan. Question? Motion carried without dissent.

**IX. MANAGER'S REPORT – Ms. Lizza**

1. Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board adopt Resolution No. 2012-20, appointing Leitzell & Economidis, P.C., to perform the 2011 audit for the Police Pension Fund, the Non-Uniformed Pension Fund and the Non-Uniformed Defined Contribution Pension Fund. Question? Motion carried without dissent.

2. Mrs. Lizza announced Electronic Friday, April 27, between 9 AM to 1 PM, here at the Township Building.
3. Moved by Mr. Raikowski, seconded by Mr. Neary, that the Board authorize the proper official to notify Prime Time Limo, Chichester Avenue & Meetinghouse Road, that their request for relief from SALDO, is not sufficient, more information is required for the Board to make a decision. Question? Motion carried without dissent.
4. Slowdown, Inc. request for a liquor license transfer hearing was scheduled for May 3<sup>rd</sup>, 6:30 P.M.

**X. REPORTS OF COMMISSIONERS**

**A. Highway & Sanitation, Zoning & Planning – Mr. Raikowski, Chairman**

1. Mr. Raikowski noted that the monthly Highway and Sanitation Department Report is on file in the office.
2. Moved by Mr. Raikowski, seconded by Mr. Neary, that the Board accept the resignation of James Orsini, as the First Ward Representative to the Planning Commission. Question? Motion carried without dissent.
3. Moved by Mr. Raikowski, seconded by Mr. Neary, that the Board appoint Pamella L. Andrien, to complete the unexpired term, as the First Ward Representative to the Planning Commission. Question? Motion carried without dissent.

**B. Grants, Historical Society, Street Lighting & Traffic Signals – Mr. Baiocco, Chairman**

1. Mr. Baiocco presented a report from the Historical Society.

**C. Administration & Finance, Open Space & Shade Tree - Mr. Neary, Chairman**

1. Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board approve the List of Bills for the General Fund, in the amount of \$706,098.65. Question? Motion carried without dissent.
2. Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board approve Exoneration/Refund List No. 12-04, as submitted. Question? Motion carried without dissent.
3. Mr. Neary announced the Finance Committee Meeting, April 18th, 7 P.M.

**D. Recreation, Library – Mr. Gaudiuso, Chairman**

1. Mr. Gaudiuso highlighted the upcoming events of the Library.

**E. Public Safety, License & Inspection, Sewer & Water - Ms. Whitaker, Chairman**

1. Moved by Mr. Neary, seconded by Mr. Gaudiuso, that the Board authorize the transfer of \$8,268.00, from the Drug Enforcement Account to the Bulk Account, reimbursement for new computers purchased for Police Department. Question? Motion carried without dissent.

2. Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board accept the resignation of Gail King from the Zoning Hearing Board, due to health reasons. Question? Motion carried without dissent.
3. Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board reappoint Gail King to the Emergency Management Committee. Question? Motion carried without dissent.
4. Moved by Mr. Raikowski, seconded by Mr. Gaudiuso, that the Board appoint Nunzio Mattera, to the Zoning Hearing Board, to fill the unexpired term of Gail King. Question? Motion carried without dissent.
5. Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board adopt Resolution No. 2012-21, accepting the 2012-2016 Collective Bargaining Agreement for the Police Officers. Question? Motion carried without dissent
6. Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board ratify the authorization to pay 40% of the annual allotment to each of the three fire companies. Question? Motion carried without dissent.
7. Moved by Mr. Raikowski, seconded by Mr. Gaudiuso, that the Board temporarily appoint Joseph W. Neary, to the Civil Service Commission. Question? Motion carried without dissent.

**XI. ADJOURNMENT**

Moved by Mr. Neary, seconded by Mr. Raikowski, that the Board adjourn at 9:30 PM. Question? Motion carried without dissent.

Respectfully submitted,

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Dora A. Coleman, Township Secretary