

## TOWNSHIP OF UPPER CHICHESTER

August 11, 2011

### I. CALL TO ORDER

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

### II. ROLL CALL

*Roll was called as follows: Mrs. Devlin, Mr. DiMarco, Mr. Baiocco, Mr. Gallagher, Mr. Stewart, Ms. Catania, Ms. Whitaker, Mr. Neary, Mrs. Lizza. All present unless otherwise noted.*

*Mr. Stewart announced that the Board held an Executive Session prior to this meeting to discuss litigation, personnel and contract issues.*

### III. APPROVAL OF MINUTES

- 1. Moved by Mr. Neary, seconded by Ms. Whitaker, that the Board approve the minutes of the Public Hearing, for a Zoning Ordinance amendment, 4881 Chichester Avenue, held on July 14, 2011. Question? Motion carried without dissent.*
- 2. Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board approve the minutes of the Regular Meeting held on July 14, 2011. Question? Motion carried without dissent.*

### IV. COMMENTS OF CITIZENS

- 1. Margie Taylor, Larkin Road, reported problems she had with getting high grass cut on an empty lot, reported son-in-law has not received earned income tax refund to date, and questioned the hours of the trash men.*
- 2. Elaine Johnson, Sommers Lane, asked the Board for an update on the proposed Butler Tract development.*
- 3. Lance Panarello, Chichester Avenue, reported his Zoning Hearing Board request was denied, and asked what was the next step to appeal this decision.*

### V. ENGINEER'S REPORT – Ms. Catania, P.E.

- 1. Ms. Catania presented the monthly report. A copy of this report is on file in the office.*
- 2. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board approve Municipal Flooring Replacement Change Order #1, for the additional shot blast that was completed, and Change Order #2, for the additional Koster product that was utilized. Question? Motioned carried without dissent.*

### VI. SOLICITOR'S REPORT – Mr. Gallagher, Esq.

- 1. Mr. Gallagher presented the monthly report. A copy of this report is on file in the office.*

2. Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board adopt Ordinance No. 666, amending the Code of Ordinances, Chapter 13, Part 4, Eating and Drinking establishments, by adopting Part 4.A, Restaurant-Cafe. Question? Motion carried without dissent.
3. Moved by Mr. Neary, seconded by Ms. Whitaker, that the Board adopt Ordinance No. 667, amending the Code of Ordinances, Property Maintenance Code. Question? Motion carried without dissent.
4. Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board adopt Resolution No. 11-22, Fee Resolution-Restaurant-Café. Question? Motion carried without dissent.
5. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board authorize the Solicitor to bid on the upcoming sale of the property located at 210 Willers Road. Question? Motion carried without dissent.
6. Mr. Gallagher announced that the Public Hearing-Butler Tract scheduled for earlier this evening was cancelled, the proposed developer notified the Township that they have withdrawn from the project.

#### **VII. MANAGER'S REPORT – Ms. Lizza**

1. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board accept the Exoneration/Refund List #11-08, as submitted. Question? Motion carried without dissent.
2. Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board adopt Resolution No. 11-23, Delaware County Act 537 Western Plan of Study: Chester-Ridley Creek Service Area Update. Question? Motion carried without dissent.
3. The Board set the date of Thursday, October 6, 2011, 7:00 PM, for the Creekside PRD Amendment hearing.

#### **VIII. REPORTS OF COMMISSIONERS**

##### **A. Public Safety-Ms. Whitaker, Chairwoman**

1. Ms. Whitaker noted that the monthly Police Department Report is on file in the office.
2. Moved by Ms. Whitaker, seconded by Mr. Neary, that the Board approve the Sale of Police Vehicle, to the highest bidder, proceeds to go to new police vehicles. Question? Motion carried without dissent.
3. Moved by Ms. Whitaker, seconded by Mr. Neary, that the Board authorize the transfer from the PLGIT-Sale of Police Vehicles, for the payment of the new police vehicle, to the Bulk Account, in the amount of \$14,540.56. Question? Motion carried without dissent.
4. Moved by Ms. Whitaker, seconded by Mr. Neary, that the Board authorize the transfer from the Drug Enforcement Account, the balance of the new police

vehicle, to the Bulk Account, in the amount of \$4,655.44. Question? Motion carried without dissent.

**B. Sewer, Water, Street Lighting, Traffic Signals & Grants-Mr. DiMarco, Chairman**

1. Mr. DiMarco asked that comments about neighboring communities be removed from the Township Survey. After discussion a disclaimer was authorized to be placed on the document.

**C. Highway & Sanitation, Historical Society-Mr. Baiocco, Chairman**

1. Mr. Baiocco noted that the monthly Highway & Sanitation Department Report is on file in the office.
2. Moved by Mr. Baiocco, seconded by Mr. Neary, that the Board authorize the execution of the 2012 annual rock salt contract with Parkside Borough. Question? Motion carried without dissent.
3. Moved by Mr. Baiocco, seconded by Mr. Neary, that the Board authorize the sale of a leaf machine and box to Media Borough, in the amount of \$2,500.00. Question? Motion carried with Mr. DiMarco dissenting.
4. Moved by Mr. Baiocco, seconded by Mr. Neary, that the Board authorize the hiring of Ronald Bowden, to full-time, for the Highway/Sanitation Department, starting date August 29, 2011. Question? Motion carried without dissent.

**D. Administration & Finance, Open Space & Shade Tree – Mr. Neary, Chairman**

1. Moved by Mr. Neary, seconded by Ms. Whitaker, that the Board approve the List of Bills for the General Fund, in the amount of \$390,190.25, as appearing on the Bill List. Question? Motion carried without dissent.
2. Moved by Mr. Neary, seconded by Ms. Whitaker, that the Board authorize the installation of two light fixtures on Ryans Run. Question? Motion withdrawn after Board discussion.

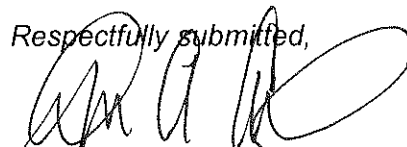
**E. Recreation, License & Inspection, Zoning & Planning - Mr. Stewart, Chairman**

1. Mr. Stewart highlighted the monthly Recreation Board report, noting the theme for the Annual Community Day: Upper Chichester Salutes our Military.
2. Mr. Stewart announced the upcoming Multi-Municipal 9/11 – 10th Anniversary Event, with Lower Chichester, Trainer and Marcus Hook.

**IX. ADJOURNMENT**

Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board adjourn at 8:45 PM. Question? Motion carried without dissent

Respectfully submitted,



Dora A. Coleman, Township Secretary