

TOWNSHIP OF UPPER CHICHESTER

April 8, 2010

**I. CALL TO ORDER**

The regular meeting of the Board of Commissioners was called to order by James R. Stewart, President, at 7:45 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, absent, Mr. DiMarco, Mr. Baiocco, Mr. Gallagher, Mr. Stewart, Ms. Catania, Ms. Whitaker, Mr. Neary, Mrs. Lizza. All present unless otherwise noted.

**III. APPROVAL OF MINUTES**

1. Moved by Mr. DiMarco, seconded by Mr. Neary, that the Board approve the minutes of the Regular Meeting held on March 11, 2010. Question? Motion carried without dissent.

**IV. COMMENTS OF CITIZENS**

1. Mr. Woods, Story Road, asked where the Township was in his request for the vacation of Garfield Avenue.
2. Mr. Schueren, Meetinghouse Road, asked if a zoning change would be needed for the proposed senior housing at St. Martin's Church, Meetinghouse Road.
3. Ms. Zebleckes, Riviera South Lane, asked what was being done on the Mielcarek property on Meetinghouse Road that had the numerous vehicles parked on it, and reported that her sewer rate recently went up.
4. Ms. Caldwell, Chestnut Street, asked for help with parking in her area from the group home employees, reported trees growing through the power lines, who should she call and requested that she be able to review the MacDonald's agreements and plans.
5. Mr. Corcoran, Pleasantview Avenue, reported it seems that the trees that were put up for buffers at MacDonald's have been cut down, and Martin's Auction seems to have become a junk shop.
6. Lou Perti, Market Street, asked when the paving on Naamans Creek Road would be done, where Boothwyn Estates stands, and asked how much coming in on the earned income tax.

**V. ENGINEER'S REPORT**

1. Ms. Catania presented the monthly report. A copy of this report is on file in the office.
2. Moved by Mr. DiMarco, seconded by Mr. Baiocco, that the Board adopt Resolution No. 2010-19, preliminary land development plan approval for the NEM Properties, LLC Property,

located at the intersection of Route 322 and Bethel Road. Question? Motion carried without dissent.

3. Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board accept Change Order #1, as presented for the CDBG 2008, final quantities, \$94.50. Question? Motion carried without dissent.

#### **VI. SOLICITOR'S REPORT**

1. It was noted that a copy of the Solicitor's report is on file in the office.
2. Moved by Mr. Baiocco, seconded by Mr. Neary, that the Board adopt Ordinance No. 659, General Obligation Bond, Series 2010. Question? Roll call vote: Mr. DiMarco, yes; Mr. Baiocco, yes; Mr. Stewart, yes; Ms. Whitaker, yes; Mr. Neary, yes. Motion carried without dissent.
3. Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board grant the extension request of Holland Mulch, Inc., Conchester Highway, for a preliminary/final subdivision and land development plan. Question? Motion carried without dissent.
3. Moved by Mr. Baiocco, seconded by Mr. Neary, that the Board authorize the Manager to bid at the upcoming Judicial Sale for the property located at 210 Willers Road, not to exceed \$4,000.00. Question? Motion carried without dissent.

#### **VII. MANAGER'S REPORT - Judy Lizza**

1. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board accept Exoneration List #10-01, as submitted. Question? Motion carried without dissent.
2. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board accept Refund List #10-01, as submitted. Question? Motion carried without dissent.
3. Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board authorize the Engineer complete a structural inspection on 4409 Garnet Mine Road and 310 Garfield Avenue. Question? Motion carried without dissent.

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

##### **A. Public Safety and Library- 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 accept the appointment of Gene Broomall, a Boothwyn Fire Company member, as a Township Fire Policeman. Question? Motion carried without dissent.
3. Moved by Ms. Whitaker, seconded by Mr. Neary, that the Board appoint Nunzio Mattera, Second Ward Representative to the Planning Commission, to fill the unexpired term. Question? Motion carried without dissent.

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

1. Moved by Mr. DiMarco, seconded by Mr. Neary, that the Board authorize Ms. Catania, Township Engineer, to attend the meeting, in reference to Meetinghouse Road. Question? Motion carried without dissent.

**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 Ms. Catania, Township Engineer, to attend the meeting with the residents of Dutton and Rodgers about the proposed address changes. Question? Motion carried without dissent.

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

1. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board approve the List of Bills for the General Fund, in the amount of \$331,574.65, as appearing on the bill list. Question? Motion carried without dissent.
2. Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board approve the List of Bills for the Non-Uniformed Pension Fund-DCPP, in the amount of \$4,010.00, as appearing on the bill list. Question? Motion carried without dissent.
3. Moved by Mr. Neary, seconded by Ms. Whitaker, that the Board approve the List of Bills for the Police Pension Fund, in the amount of \$3,415.00, as appearing on the bill list. Question? Motion carried without dissent.
4. Moved by Mr. Neary, seconded by Ms. Whitaker, that the Board approve the List of Bills for the Non-Uniformed Pension Fund, in the amount of \$3,200.00, as appearing on the bill list. Question? Motion carried without dissent.
5. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board authorize the transfer of \$2,500.00, from the Drug Enforcement Fund to the General Fund, for radio upgrades for the police vehicles. Question? Motion carried without dissent.
6. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board authorize the transfer of \$6,800.00, from the Highway & Sanitation Capital Improvement PLGIT Fund to the General Fund, for storm water repairs. Question? Motion carried without dissent.
7. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board authorize the transfer of \$6,884.78, from the Recreation PLGIT Fund to the General Fund, for the security system in the field house. Question? Motion carried without dissent.
8. Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board authorize the full payment of the SDCA loan, in the amount of \$302,2886.20, principal-\$30,000.00 and interest-\$2,886.20. Question? Motion carried without dissent.

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

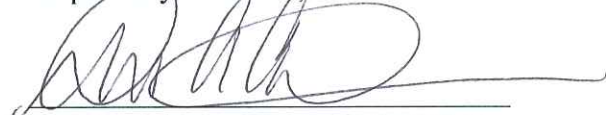
1. Mr. Stewart highlighted the monthly Recreation Board report.
2. Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board adopt Resolution No. 2010-20, Resolution expressing appreciation and thanks to James Jennings for his years of service to the Township Planning Commission. Question? Motion carried without dissent.

3. Moved by Mr. Neary, seconded by Mr. Baiocco, that the Board authorize the transfer of \$4,000.00 from the Capital Reserve Account to the General Fund Bulk Account, for the payment of the Revitalization Committee Township Survey. Question? Motion carried without dissent.

**IX. ADJOURNMENT**

Moved by Mr. Neary, seconded by Mr. DiMarco, that the Board adjourn at 10:10 PM. Question? Motion carried without dissent

Respectfully submitted,



Dora A. Coleman, Township Secretary