

# UWCHLAN TOWNSHIP BOARD OF SUPERVISORS

## MINUTES OF REGULAR MEETING

### MAY 10, 2010

The meeting was called to order at 7:30 p.m. by Chairman Joseph E. Toner and the Pledge of Allegiance was recited.

Present: Supervisors: Joseph E. Toner, Frederick W. Gaines and Milton H. Bozarth; Township Manager Doug Hanley; Building/Zoning Officer Tom Cooke; Township Treasurer Sue Bernhard; Township Solicitor Guy Donatelli and Police Chief Pontarelli.

Absent: Township Secretary Lynda Phiel and Fire Marshal Mike Holmes

**BUSINESS:**

**REPORTS:**

Police: Chief Pontarelli reported that there were 350 traffic citations issued, 20 criminal arrests, and 21 automobile accidents during the month of April.

Treasurer: Ms. Bernhard has submitted her report for the month of April. The following is a list of revenues and expenses:

Fund	Revenues	Expenses
General	\$1,119,179.37	\$ 817,862.91
Hydrant	26,385.21	7,974.00
State Liquid Fuels	26,206.48	-0-
Sewer	494,558.64	95,414.61

Ms. Bernhard reported that for the month of April the Township has collected approximately 35% of its budgeted revenues and spent about 30% of its budgeted expenditures.

Road Department: Mr. Hanley reported that for the month of April the Road Department repaired mailboxes, lawns and curbs damaged during snow removal; repaired potholes; rebuilt catch basins; replaced signs; started road work that was budgeted for 2010 and performed State Inspections and general maintenance of vehicles.

Sanitation Department: Mr. Hanley reported for the month of April:

Daily Average Flow	
Downingtown	1.98 million gpd

There was one new sewer connection to the DARA plant.

The Township has received 2.23 inches of rain during the month of April. Year-to-date, there is a surplus of approximately 2 inches.

Fire Marshal: Mr. Hanley reported that Mr. Holmes answered 16 fire calls during the month of April, 5 of which were during work hours; spent 6 hours of work time handling Fire Department activity; reviewed plans for commercial buildings and inspected those under construction.

Lionville Fire Co.: Mr. Hanley reported that the Fire Company answered 30 alarms during the month of April, 20 of which were in Uwchlan Township.

Uwchlan Ambulance Corps: Mr. Toolan reported that the Ambulance Corps responded to 221 calls during the month of April, 57 of which were in Uwchlan Township.

On another matter, Mr. Hanley announced that the Road Department and Historical Commission will be working together on the archaeological dig that will be done at the Hoeffcker property located along Route 113. They will be working in conjunction with the Haycreek Valley Historical Association and John Schrader Chapter 21 Society of Pennsylvania Archaeology Volunteer Group.

Authorization for the dig will be signed by the Board after Mr. Donatelli has reviewed the associated paperwork.

*Mr. Gaines made a motion to accept the reports as submitted and Mr. Bozarth seconded the motion. Mr. Toner asked for public comment. There being none, the motion was carried.*

Receipt of Bids for the Painting of Tanks at the Eagleview Treatment Plant:

The following bids were received and opened:

<b>Bidder Name</b>	<b>Bid Item 1</b>	<b>Bid Item 2</b>	<b>Bid Item 3</b>	<b>Bid Item 4</b>	<b>Total Bid</b>
J.N.P. Construction Corporation	\$28,000.00	\$17,000.00	\$21,000.00	\$43,000.00	\$109,000.00
U.S. Tank Painting, Inc.	\$40,000.00	\$15,200.00	\$40,000.00	\$99,000.00	\$194,200.00
Mediterranean Construction Inc. III	\$62,000.00	\$8,000.00	\$67,000.00	\$207,000.00	\$344,000.00
Aqua Resources, Inc.	\$35,330.00	\$22,270.00	\$25,885.00	\$263,420.00	\$346,905.00
Corrosion Control Corp.	\$54,900.00	\$15,000.00	\$110,000.00	\$170,000.00	\$349,900.00
Valley Painting, Inc.	\$33,000.00	\$100,000.00	\$165,000.00	\$60,000.00	\$358,000.00

JNP Construction Corp. is shown as the low bidder. All references are in order and past work by them has received high praises. Mr. Brown has recommended the Board approve the "intent of awarding" the bid to JNP Construction subject to receipt of additional paperwork from the bidder, which will then be reviewed by Mr. Donatelli.

*Mr. Gaines made a motion to approve the "intent to award" the tank painting bid to JNP Construction Corp. subject to receipt and review of additional paperwork by Mr. Donatelli, and Mr. Bozarth seconded. Mr. Toner asked for public comment. There being none, the motion was carried.*

Conditional Use Hearing Acceptance Letters:

1. Calvary Chapel of Chester Springs - Dowlin Forge Rd. - Expansion
2. Society of Cable TV Engineers - 140 Philips Rd. - Solar Panels on Roof

The Township has received letters from Calvary Chapel and Cable TV Engineers noting acceptance of all the Conditions listed in their respective Decisions.

Resolution No. 2010-17: Application for Permit to Install and Operate Traffic Signals at the Intersection of Route 113 and Foxcroft Dr. if Approved by PennDOT

Mr. Hanley explained that PennDot has implemented a new procedure for Townships seeking to install traffic signals along State Roadways. A resolution is required before they will consider studying the intersection for possible signalization.

The Board members discussed the high cost of installation and whether the Township will be required to install the light if the study comes back from PennDOT recommending the signalization. The study could take up to 8 months to complete. In the past, when this intersection was studied, a signal was not warranted due to not enough cross traffic.

Mr. Bozarth stated that, at this time, he would rather not spend the money associated with signalizing the intersection.

*Mr. Gaines made a motion to adopt Resolution No. 2010-17 and approve the signalization of this intersection if approved by PennDot and Mr. Toner seconded. Mr. Toner asked for public comment. There being none, a vote was taken. Mr. Toner and Mr. Gaines voted for the motion, Mr. Bozarth was opposed. The motion was carried.*

AEGON: Request to Have a Yard Sale on its Property at 300 Eagleview Blvd. on 6/11/10 - 10 a.m.- 2 p.m.

AEGON has requested permission to hold a yard sale on June 11<sup>th</sup> to kick off the United Way fund raising campaign.

*Mr. Gaines made a motion to approve the yard sale and Mr. Bozarth seconded. Mr. Toner asked for public comment. There being none, the motion was carried.*

Eagleview - Lot #52: Preliminary Plan Submission

Neal Fisher presented the Preliminary Plan to construct a 30,000 s.f., 2-story building on the 10.63 acre parcel located on the North side of Pennsylvania Ave. with access to the cul-de-sac on Constitution Dr. There will be 195 parking spaces and additional storm water management. The parcel is oddly shaped but there is enough room for expansion if needed in the future.

The plan will be sent out for reviews.

Authorization to Proceed: Electric Procurement

Mr. Hanley requested authorization to allow Dorothy Graefe to proceed with the procurement of electricity from the company who offers the best rates to take effect once PECO 's rates begin to increase, which is expected within the next month. The two companies currently being considered are Exelon and Constellation New Energy.

*Mr. Gaines made a motion to authorize Ms. Graefe to proceed as stated above and Mr. Bozarth seconded. Mr. Toner asked for public comment. There being none, the motion was carried.*

ANNOUNCEMENTS:

1. 06/02 - Planning Commission - 7:30 p.m.
2. 06/10 - Historical Commission - 7:30 p.m.@ Cadwalader House
3. 06/14 - Board of Supervisors - 7:30 p.m.

OPEN TO THE PUBLIC FOR QUESTIONS AND COMMENTS

1. Steve Gill, 513 Woodview Dr., asked how an intersection qualifies for signalization. Mr. Hanley explained that the amount of traffic will determine if one is recommended by PennDOT. Mr. Gill asked why the Township is looking at the intersection of Foxcroft and Route 113. He was told that a number of residents living in Weaver's Pond have called with concerns.
  
2. Mo Matty, owner of the Exton Diner, requested permission to include outside dining with his plans to renovate the diner. He said his lawyer sent a written request to the Township but the Township never received it. Upon examination, the Township determined that Mr. Matty misunderstood his Attorney, Mr. Mohr and Mr. Matty was supposed to present the request letter.  
  
The outside dining that is proposed will require no extra lighting and there will be no music. Mr. Matty explained that the bulk of his business occurs after 10 p.m. so he would like the outdoor seating to be allowed until 12:00 Midnight. He presented an unsigned letter from Mr. Morelli, Owner of the building, which stated he has no problem with the proposal.  
  
The plan review process was explained to Mr. Matty, who will return next month after the Building Department has had the chance to review the proposal. The Board will give their decision at the next meeting.
  
3. Mr. Hanley announced that the Board will enter in to an Executive Session immediately following the meeting to discuss a personnel matter.

*There being no other business, Mr. Gaines made a motion to adjourn the meeting at 8:16 p.m. Mr. Bozarth seconded and the motion was carried.*

Respectfully submitted,

Lynda Phiel  
Township Secretary

/jc