

UWCHLAN TOWNSHIP BOARD OF SUPERVISORS

MEETING MINUTES JANUARY 2008

January 7, 2008 (Reorganization Meeting) / January 28, 2008

JANUARY 7, 2008

Present: Supervisors: Frederick W. Gaines, Milton H. Bozarth, and Joseph E. Toner; Building/Zoning Officer Tom Cooke; Township Secretary Lynda Phiel and Chief of Police Joseph Pontarelli.

1. Call to Order:

The meeting was called to order at 4:00 p.m. by the Chairman, Frederick W. Gaines and the Pledge of Allegiance was recited.

2. Election of Chairman and Vice-Chairman:

Mr. Toner moved to nominate Mr. Gaines for Chairman and nominate himself for Vice-Chairman. He also moved for the previously appointed positions of Public Works, Public Safety and Public Health to remain the same. Mr. Bozarth questioned why the Board wouldn't rotate the positions as in past years since he would like to be Chairman. Mr. Gaines said that a motion was made and he asked for a second. They would discuss Mr. Bozarth's question after the meeting. Mr. Gaines seconded the motion and the motion was carried. Mr. Bozarth opposed the motion.

3. Establishing Meeting Dates and Times:

The Board of Supervisors will meet on the second and fourth Monday of each month in the Township Building beginning at 7:30 p.m. except for the months of June, July, August and December when the Board will meet the second Monday only.

4. Establishing Treasurer's Bond @ \$700,000:

Mr. Toner moved to establish the Treasurer's Bond at \$700,000 as recommended by the Board of Auditors. Mr. Gaines seconded the motion, which was carried with no opposition.

5. Appointments to Boards and Commissions:

Historical Commission:

Millie Haeberle	-	2008-2010
Michael Huffman	-	2008-2010
Dorothy Plank	-	2008-2010
Rebecca Wethman	-	2008-2010
Peggy White	-	2008-2010

Municipal Authority:

Neil Liebman	-	2008-2012
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Planning Commission:

Frank Hogan	-	2008-2011
Richard Jordan	-	2008-2011

Park & Recreation:

Vacancy - 2008-2012

Vacancy Board:

Val DiGiorgio - 2008-2008

Zoning Hearing Board:

Vernet Spence-Brown - 2008-2010

Rudy Ducharme - 2008-2009 (Val DiGiorgio's unexpired term)

6. Appointment to Traffic Impact Committee:

William Flanagan	Joseph Ferry
Robert Hankin	Alice Johnson
William Lally	Neil Liebman
Samuel Matthews	Tom Oeste
Frank Hogan	

7. Appointments to Serve at the Pleasure of the Board of Supervisors:

Township Manager	Douglass Hanley
Chief of Police	Joseph Pontarelli
Secretary/Administrative Supervisor	Lynda Phiel
Treasurer	Susan Bernhard
Zoning Officer/Building Inspector	Thomas Cooke
Assistant Building Inspector	Charles Cadden
Assistant Building Inspector	Ed Morris
Road Superintendent	James Peterson
Sanitation Superintendent	Jeff Stewart
Sanitation Engineering Consultant	Gannett-Fleming
Engineering Consultant	Walsh & Associates
Lighting Consultant	Stanley Stubbe
Traffic Consultant	Orth-Rodgers & Assoc.
Alternate Traffic Consultant	Caruolo Associates
Bridge & Structural Consultant	Roman Jastrzebski
Electrical Inspector	Code Inspections
Accounting Firm	Barbacane Thornton & Co.
Township Solicitor	Lamb McErlane
Fire Marshal	Michael Holmes
Assistant Fire Marshal	Kevin Bean
Assistant Fire Marshal	Lee Ruth
Emergency Services Director	John McNamara
DARA Representative	Dick Beidleman
DARC Representative	
LYA Representative	Kevin Ryan

8. Designate Banks for Township Depositories:

DNB First	Malvern Federal Savings Bank
Citizens Bank	Commerce Bank
Wachovia	Sovereign Bank
Willow Financial Bank	National Penn Bank
First National Bank of Chester Co.	PA Local Government Trust
Nova Savings Bank	PA Treasurer's Investment Trust
Bank of America	M & T Bank
First Resource Bank	PNC Bank
Penn Liberty Bank	

9. Investment Firms:

American Financial Group, Ltd.
Dean Whitter Reynolds, Inc.
First American Investment Group
Merrill Lynch
UBS Financial Services
Great Eastern Management Inc.
Salomon Smith Barney
United American Investment, Inc.
Wheat First Butcher Singer

10. Independent Auditor:

Barbacane Thornton

Mr. Toner made a motion to approve items 5 through 10, noting that there is a vacancy on the Park & Recreation Board as well as DARC Representative. Mr. Gaines seconded the motion. Mr. Gaines asked for public comment. It was noted that the Township has received a letter of resignation from Mr. DiGiorgio vacating his position on the Zoning Hearing Board, allowing for Mr. Ducharme to be appointed as his replacement. The motion was passed with no opposition.

11. Ordinance No. 2008-01: Establishes Compensation for Each Supervisor

This Ordinance is passed when the compensation amount changes or at election/re-election and is based on the Census.

Mr. Toner made a motion to adopt Ordinance No. 2008-01 and Mr. Gaines seconded. Mr. Gaines asked for public comment. There being none, the motion was carried with no opposition.

12. Supervisor Participating in Township Insurance Program:

When Supervisors are elected/re-elected, they are given the option of participating under the Township's Insurance Program, and if so, must be announced at a Public Meeting. Mr. Gaines will be participating in the Program.

Other Business:

Ordinance No. 2008-02: Establishing 25 mph Speed Limit on Rice Boulevard between Pennsylvania Ave. and N. Milford Rd.

The change in speed limit has been recommended by Township Traffic Engineer, Dean Kaiser, during a field view study. This Ordinance will be advertised and up for adoption at a later meeting.

OPEN TO THE PUBLIC FOR QUESTIONS AND COMMENTS

There being no other business, Mr. Toner made a motion to adjourn the meeting at 4:09 p.m. Mr. Gaines seconded and the motion was carried with no opposition.

Respectfully submitted,

Lynda Phiel
Township Secretary

/jc

JANUARY 28, 2008

The meeting was called to order at 7:31 p.m. by Chairman Frederick W. Gaines and the Pledge of Allegiance was recited.

Present: Supervisors: Frederick W. Gaines, Joseph E. Toner and Milton H. Bozarth; Township Manager Doug Hanley; Building/Zoning Officer Tom Cooke; Township Secretary Lynda Phiel; Township Treasurer Susan Bernhard; Fire Marshal Mike Holmes; Township Solicitor Mark Thompson and Chief Pontarelli.

Minutes: *The minutes of January 14, 2008 were approved by a motion made by Mr. Toner and seconded by Mr. Bozarth. Mr. Gaines asked for public comment. There being none, the motion was carried.*

BUSINESS:

Conditional Use Decision: Hankin - Eagleview Crossing Hotel and Restaurant

Mr. Thompson has drafted the Conditional Use Decision to allow a 55 foot high hotel with an eighty seat restaurant, a parking lot containing 356 parking spaces and a freestanding restaurant and related improvements on the East side of Rt. 100. The Conditions are listed below but are not limited to:

1. Applicant is required to seek Land Development approval for the development and shall submit an application and plan for approval for the development of the Property.
2. Applicant has not submitted a Fiscal Impact Study as part of the application and has not made an unrestricted contribution satisfactory to the Township Solicitor pursuant to Section 806.4.f(2) of the Ordinance; the requirement to comply with this Section is a Condition of approval that Applicant shall comply with during the Land Development process to the satisfaction of the Township.
3. Applicant shall submit an overall signage plan for the entire Property to be approved by the Township and in compliance with all applicable provisions in the Ordinance.
4. Outside dining associated with the uses on the Property is not approved as part of this Decision.
5. No outside storage of materials and no outside storage units/trailers shall be permitted on the Property.
6. No additional uses or amendments to this Conditional Use Approval are authorized other than the specific approvals contained in Paragraph 1 of the Decision & Order.
7. Applicant shall provide all additional applicable permits or approvals for wetlands encroachment, traffic improvements, street lighting, sewage treatment or conveyance systems, grading, forest removal, or any similar permits reasonably expected to be required by State or Federal agencies, prior to a building permit being issued for any of the improvements.
8. Applicant shall, by recorded instrument in form and substance satisfactory to the Township Solicitor, hold the Township harmless and indemnify the Township against all claims and demands of any nature whatsoever, including the cost of defense thereof, resulting from alleged damage to persons or property on account of the erosion and sedimentation and storm water management facilities constructed or improved in connection with the development which is the subject of this Conditional Use approval.
9. Any improvements required to maintain a level of service "D" or better as defined in the latest edition of the manual of the Institute of Transportation Engineers at the driveways and intersections accessing the Property shall all be completed before occupancy of any building on the Property. If it is determined that traffic signals are required at any of the intersections addressed at the Hearing, it shall be Applicant's sole responsibility at its sole cost and expense to design and construct the signals in accordance with Township specifications. If the signals are required, but not warranted, the Applicant shall take action on a yearly basis to determine if the warrant has been reached and if so, install the signals.

10. During Land Development, the Board has the right to modify the site design approved by this Decision & Order without the necessity to reopen the Conditional Use approval on any matters upon which the Township and the Applicant mutually agree.

Mr. Toner made a motion to approve the Conditional Use Decision & Order as presented and Mr. Bozarth seconded. Mr. Gaines asked for public comment. There being none, the motion was carried.

Requests:

1. Boy Scout Flower Sale @ St. Paul's Church - Worthington Rd.: 3/20 - 3/23/08
2. Mommy's Light Lives On Run: 4/26/08
3. YMCA Mid-Summers Eve Run: 6/25/08

Mr. Toner made a motion to approve the three requests listed above and Mr. Bozarth seconded. Mr. Gaines asked for public comment. There being none, the motion was carried.

Permission to Receive Road Material Bids:

This is for the yearly road material purchase. Tentatively scheduled for road work is the Pine Creek Valley subdivision, Devon Dr. and Wm. Salesbury Dr. Bids will be opened at the February 25th meeting.

ANNOUNCEMENTS:

1. 02/04 - Park & Recreation - 7:30 p.m.
2. 02/06 - Planning Commission - 7:30 p.m.
3. 02/11 - Board of Supervisors - 7:30 p.m.

OPEN TO THE PUBLIC FOR QUESTIONS AND COMMENTS

Mr. Gaines announced that following the regular meeting, there will be an Executive Session to discuss a legal matter.

Mrs. Phiel spoke as to how fluorescent bulbs should be disposed. According to the County, residents may wrap them in plastic and place in the trash.

Mr. Bozarth mentioned that the Board needs to reschedule the meeting dates in May due to conflicts with the Spring Convention and Memorial Day. It was decided that the Board will meet once during May on May 19, 2008.

Ed Faller requested permission to use one of the garage bays for his High School Robotics Club. Due to the impending teacher's strike, the club will be without a place to complete the building of their robot. The club meets on Mon., Tues., & Thurs. from 5:00 p.m. - 9:00 p.m.; on Saturday from 9:00 a.m. - 5:00 p.m. and on Sunday from 12:00 p.m. - 5:00 p.m.

The Board members agreed that due to liability issues and the fact that one of the Township's employees would have to be present, the Township could not offer the use of the garage bay.

Mr. Toner suggested they contact ATI or UTI. He will supply contact names to Mr. Faller.

There being no other business, Mr. Toner made a motion to adjourn the meeting at 7:47 p.m. Mr. Bozarth seconded and the motion was carried.

Respectfully submitted,

Lynda Phiel
Township Secretary