



**Board of Supervisors Meeting Minutes
Monday, February 23, 2015, 7:30 p.m.**

Attendance: Supervisors – Barney Leonard, Georgia Brutscher; Supervisor absent: Ricki Stumpo; Richard Jensen, Zoning/Code Official; Mark Knightly, Public Works Director.

Public in attendance: 25

1. **Call to Order:** Leonard called the meeting to order at 7:30 p.m. and led the Pledge of Allegiance.
2. **Announcements:** no announcements.
3. **Public Comment:** Terry Gumpfer commented that since the Board authorized a decrease on taxable real property for general Township purposes and an increase in the annual tax on taxable real property for fire and emergency services, the Board should be participating in opportunities to fill paid positions for the emergency service providers. He also indicated that the Township is not obligated to fund the emergency providers. The Board noted that the surrounding Townships continue to research funding and provision for emergency services. Thiru Banda requested information on the status of the transfer of the Wastewater Treatment Facility for The Preserve at Chadds Ford (WWTF). He commented that the residents are concerned that the exorbitant monthly sewer bill does not include detail as to allocation of the funds collected. Board indicated that the dedication process for transfer of the WWTF is a work in progress. The Board will include the request for itemized billing as part of the discussion with DELCORA and the Township Sewage Consultant.
4. **PA State Police, Troop J, Avondale:** Lieutenant Richard H. D'Ambrosio, Station Commander, reviewed a 90-day incident report that reflects on average one call per day from Pocopson Township. He indicated that there is a good rapport with the community and that overall, it is a safe community. He noted one crash on Denton Hollow Road in October. He has reviewed the Traffic Safety Study on Denton Hollow Road that was issued December 19, 2014, and indicated his agreement with the recommendation of additional signage and guide rails. Leonard noted previous concerns raised by residents of The Preserve regarding 9-1-1 response time and what can the Township do to assist Troop J. D'Ambrosio recommended that residents include the names of nearest cross streets during the call, as well as know in what Township they reside. Posting the reflective-style house number would be helpful. The troopers assigned to patrol Pocopson Township are also responsible for a number of surrounding townships, so the troopers may not be intimately familiar with a location in Pocopson. The Board and residents in attendance thanked Lieutenant D'Ambrosio for taking time to discuss safety concerns.
5. **CCHPN Activities Training Program:** Karen Marshall, Heritage Preservation Coordinator, Chester County Planning Commission, appeared before the Board regarding participation in a special program the Chester County Historic Preservation Network (CCHPN) is offering in April for training for historic commission chairmen. Pocopson Township's current membership in CCHPN provides one seat at the training. Leonard noted that the Township is starting the process to create a historic

commission as recommended in the Comprehensive Plan, however, a commission has not been appointed. He noted that it is a two-year path to create a commission that will be appropriate for Pocopson Township. The workshop in April will afford opportunity to learn about the guidelines and recommendations for a historic inventory and ordinance amendments, as well as meet surrounding township historic commissioners. The Board will work to identify a representative to attend the workshop in April 2015.

6. **Timber Harvest Plan, Tax Parcel 63-3-78.2:** Jeff Stover, Forester, Lapp Lumber Company and Landowner Tom Struble appeared before the Board to discuss concerns regarding the timber harvest. Stover reported that since the February 9th Board meeting, the access route has been changed to allow access to the timber without using the shared driveway off of Marlboro Road. He reported that the owners of the Wickersham Farm have granted written permission to use their property to haul the logs out on to Route 842. He stated that the purpose of the harvest is to remove overly mature and undesirable trees - a selection harvest. Such a harvest will allow for another harvest in 10 to 15 years. Stover will submit an amended plan to the Chester County Conservation District with the new configuration for a haul road. Brutscher noted concern for the Dwyer Pond and sediment control. Stover noted that with the change in the location of the haul road there should be no effect on the waterways. When asked about long-term goals, Struble noted that the property is part of Act 319 and therefore obligated to be used for the benefit of the state economy as preserved farmland. He also stressed that the harvest must begin as soon as possible before the trees leaf-out and in consideration of wildlife activity. The Board agreed that the permit should be issued as soon as possible now that all legal and engineering concerns have been addressed. Board agreed that the concerns of the adjacent property owners have been adequately addressed. *MOTION:* Leonard moved, Brutscher seconded, to issue the timber harvest permit condition upon review of the revised harvest plan by the Chester County Conservation District and Township Consultants; further the Applicant will sign professional service authorization agreements for Township Consultants with service fees representing the timber harvest permit to be issued by the Township; motion carried.
7. **Zoning Officer/Code Enforcement Report** - no action required.
8. **Public Works Report** - Knightly reviewed the Public Works Report dated February 23, 2015. Knightly requested that a notice be posted on the web site reminding residents not to deposit snow in the streets. Plowing, blowing, or shoveling snow into the street creates a hazardous condition for traffic. Township Code Section 221-12 prohibits depositing snow from private property onto any Township street or road. The Denton Hollow Road Traffic Safety Study was discussed at length. *MOTION:* Leonard moved, Brutscher seconded, to appropriate funds necessary to install the chevron signage and trim the roadside vegetation, and to authorize McCormick Taylor to prepare an engineering report for proposals or bids for the installation of guide rails; motion carried.
9. **Planning Commission (PC) Meeting Report** - Board reviewed the PC report from the February 18, 2015 meeting. Secretary indicated that the Commissioners will complete reconnaissance work regarding the greenway corridor area as part of proposed amendments to the Code. *MOTION:* Brutscher moved, Leonard seconded, to support proposed amendments to the greenway corridor area Code references and to request the PC Solicitor submit for Board approval, a scope of work with anticipated legal costs for such amendments; motion carried. *MOTION:* Leonard moved, Brutscher seconded, to submit the second revision of the Wireless Communication Ordinance to the Chester County Planning Commission for comment and review; motion carried.

10. Old Business:

a. **Amended Professional Services Authorization/Wawaset Park Grant** - Leonard reported that PennDOT issued a Highway Occupancy Permit for the Wawaset Park Project. *MOTION*: Leonard moved, Brutscher seconded, to accept the Amended Services Authorization in the amount of \$10,000.00 dated February 23, 2015, submitted by VanDemark & Lynch, Inc.; motion carried.

b. **Scaleby Farms Escrow Release 8** - *MOTION*: Leonard moved, Brutscher seconded, to approve Escrow Release #8-Final, dated January 29, 2015, in the amount of \$356,793.92 as recommended by James W. Hatfield, P.E., VanDemark & Lynch, Inc.; motion carried.

c. **Resolution No. 2015-6 Purchase of 2015 Peterbilt 348 Truck** - *MOTION*: Brutscher moved, Leonard seconded, to approve Resolution No. 2015-6 ratifying and confirming the purchase of a 2015 Peterbilt 348 Truck as approved during the October 7, 2014 budget work session; motion carried.

d. **Route 926 Bridge Project** - Board discussed request from Gannett Fleming to sign a letter agreeing that the project is consistent with stormwater and floodplain management ordinances. The hydrologic and hydraulic report was submitted to Township Engineer McCormick Taylor for review. *MOTION*: Leonard moved, Brutscher seconded, to authorize McCormick Taylor to contact Gannett Fleming to coordinate necessary information to verify full compliance with all applicable sections of the Township ordinances; motion carried.

11. New Business:

a. **Brandywine Valley Scenic Byway Commission (BVSBC) Intergovernmental Agreement** - Township BVSBC Representative George Zacharkiw appeared before the Board to request approval of the Amended and Restated BVSBC Intergovernmental Agreement which automatically renews for consecutive five-year periods with the terms of the Agreement open to negotiation upon renewal. Changes to the Agreement include the word "Township" replaced by the word "Municipality" (and its plural), the renewal time to December 2019, and the withdrawal of East Marlborough Township from the BVSBC. The Board expressed appreciation for the service of both BVSBC Commissioners (Zacharkiw and Holly Manzone) in representing the Township on the BVSBC. *MOTION*: Leonard moved, Brutscher seconded, to approve signing the Amended and Restated BVSBC Intergovernmental Agreement and to continue membership in the BVSBC as outlined therein; motion approved.

b. **Resolution No. 2015-5 Keystone** - Laressa McNemar appeared before the Board regarding approval for submission of a Keystone Historic Preservation Construction Grant in the amount of \$50,000.00 for the rehabilitation of the Barnard House. She noted that the funding is a 50/50 match through the Pennsylvania Historical & Museum Commission and that the Township has obtained letters of support from elected officials and state and local agencies. Public Comment on the this agenda item included clarification that the funds (if awarded) will be used for doors and windows to the extent that that which can be restored will be restored to original condition while other doors and windows may be repaired or replaced. Concern was voiced as to the amount of money spent to date on rehabilitating the Barnard House versus what appears on the annual budget as line item appropriations. Board noted that the Township applies for grants (matching or otherwise) whenever available. Brutscher noted that a special meeting will be scheduled in the near future to present to the public the plans to complete the Barnard House Project. McNemar noted that funds spent to date were required to stabilize the structure and preserve it to meet eligibility requirements for potential grants. She noted that the Keystone Grant awards are made known in September. *MOTION*: Leonard moved,

Brutscher seconded, to approve Resolution No. 2015-5 requesting a Keystone Grant of \$50,000 to be used for rehabilitation of the Barnard House and that the Township, as Applicant, will match the \$50,000 amount in Township funds; motion carried.

12. **Correspondence** - no action required.

13. **Treasurer's Warrants:** Leonard moved, Brutscher seconded, to approve the Bill Payment Lists for February 10 - 23, 2015 recommended for payment by the Treasurer; **General Fund:** 11 bills paid totaling \$5,749.58; 15 debit card charges totaling \$1,567.85; **Capital Reserve:** 1 bill paid for \$92,803.00; **Highway Aid:** 2 bills paid totaling \$18,580.52; motion carried.

14. **Approval of Meeting Minutes:** Brutscher moved, Leonard seconded, to approve the Meeting Minutes dated February 9, 2015; motion carried.

15. **Adjournment:** At 9:20 p.m., Leonard moved, Brutscher seconded, to adjourn the meeting; motion carried.

Susan Simone, Administrative Secretary

Barney Leonard, Chairman