



**Board of Supervisors Meeting Minutes**  
**Monday, May 16, 2016, 7:30 P.M.**

Attendees: Supervisors – Ricki Stumpo, Elaine DiMonte, Alice J. Balsama; Mark Knightly, Public Works Director and Roadmaster; Founders Day Committee Co-Chairs Colleen McKinney and Matt Herzog.

Public in attendance: 14

1. **Call to Order:** Stumpo called the meeting to order at 7:30 p.m. and led the Pledge of Allegiance.
2. **Sunshine Announcements:** On May 19<sup>th</sup>, the Board will meet with representatives from Pennsbury, East Bradford, and Birmingham Townships regarding the Route 926 Bridge Project.
3. **Announcements:** On May 12<sup>th</sup> Stumpo attended the reactivated Parks, Recreation and Trails Committee. The Kennett Area Regional Planning Commission will meet on May 17<sup>th</sup> and the Emergency Management Task Force will meet on May 25<sup>th</sup>.
4. **Public Comment on Non-agenda Items:** Sara and Randy Mims provided an update on the Locust Grove Schoolhouse interior painting project and the garage sale fundraiser scheduled for Saturday, May 21<sup>st</sup>. Randy Mims commented that he was sorry he was not able to attend the Board meeting during which time the Board discussed traffic concerns for Denton Hollow Road. He clarified that his concern regarding traffic volume on Denton Hollow Road is not of a personal nature but rather based on his observations of traffic volume from a home office. Given the issues that occurred during the roundabout project detour, he urged the Board to coordinate State Police involvement for the Route 926 Bridge Project detour routes. DiMonte commented that a multi-municipal/multi-agency approach is underway to identify preemptive measures to address safety concerns, improve the flow of traffic, and install proper signage for designated detour routes.
5. **Public Works:** Board agreed to Knightly's request to move the Public Works presentation to agenda item #5. Knightly reported that the first round of roadside mowing was underway. Pre-paving prep work is underway for Davidson Road. Knightly offered the following comments regarding the Barnard House: (a) the roof has been inspected and determined to be properly installed; it would not be wise to pull it apart in order to address observed impairments and to reset the nails, which are covered by the flashing; (b) a timed-lock for the Barnard House Security System for accessing the public restroom will cost \$2,300.00 (the timer set in accordance with park hours); a key can be used to override the system if required. Stumpo noted that Jim Knightly completed military service and has joined the Public Works Department as a full-time employee. It was reported that an infestation of termites and ants was discovered in the Locust Grove Schoolhouse. Only one quote was obtained in the amount of \$995.00 to treat the infestation. Township procurement policy requires pre-approval in some instances and a cost comparison in other instances. While the termite damage is minor at this point, the infestation should be treated as soon as possible. MOTION: DiMonte moved, Balsama seconded, to approve the \$995.00 threshold for a yearly contract to

exterminate the infestation in the Locust Grove Schoolhouse; motion unanimously approved. MOTION: Balsama moved, DiMonte seconded, to enact Resolution 2016-14 authorizing the sale of a John Deere 2008 Ztrak mower; motion unanimously approved.

**6. Zoning Hearing Board Applications:**

- a. Colella Property, Tax Parcel 63-1-40, -41; 180 Bragg Hill Road – Justin Colella (Applicant) and James Tupitza, Esquire, Attorney for the Applicant, appeared before the Board to discuss the variance request with regard to the Code Sections defining and providing for the keeping of pets and the keeping of livestock as was discussed with the Planning Commission on April 20<sup>th</sup>. Tupitza provided the Board with pictorial evidence of the pygmy goat, called Penelope, kept as a pet, noting that the pygmy goat is not milked nor is she kept for the purpose of being eaten. Tupitza noted that Code citations for violations, not related to the zoning hearing board matter, have been resolved. MOTION: Balsama moved, Stumpo seconded, to recognize the pygmy goat as a pet as defined in the Township Code and to support the recommendation of the Planning Commission that the Zoning Hearing Board grant the Applicant's request for a variance with respect to the keeping of a pygmy goat; motion unanimously approved.
- b. Seniuk Property, Tax Parcel 63-3-9; 305 Corinne Road – Ny Seniuk (Applicant) appeared to discuss the variances required to construct a proposed 1,500 square foot garage. Applicant displayed a series of photographs and drawings indicating the single "flat" location on the parcel suitable for construction of the garage. Board recognized that the topography of the parcel limits the location of the garage, but voiced concern that the Applicant should discuss the project with the adjacent neighbors. Applicant indicated that he contacted the Brandywine Red Clay Alliance and invited representatives to meet with him on site to discuss the project. Secretary indicated that property owners were provided written notice of the Application in accordance with the Code, the property has been posted, and legal advertising is complete. MOTION: Balsama moved, DiMonte seconded, to support the recommendation of the Planning Commission that the Zoning Hearing Board grant the variance conditioned upon verification that the adjacent landowners were provided notice and an opportunity to be heard on the Application; motion unanimously approved.

**7. Founders Day Committee:** McKinney and Herzog provided an update regarding the Founders Day event scheduled for September 25<sup>th</sup> in Pocopson Park. They are still waiting to hear from the tent vendor and the musical talent. London Grove Friends School have agreed to participate this year to provide volunteer support. A new food vendor has been contracted as well as the addition of a pretzel/food truck. Lenape Pizza will be back for 2016. The volunteer pool, generally, has been dwindling and the Board agreed that the Township should post volunteer opportunities on the web site and to get a call for volunteers out to the homeowner associations. Karen Cresta from the Founders Day Committee asked if it was possible for the Public Works Department to provide a "touch-a-truck display." Public Comment: Santhosh Kanjula indicated that the homeowners association for The Preserve enjoy Founders Day but community members are not able to contribute time to the event or to attend committee meetings. He suggested that financial support may be a possibility to fund aspects of Founders Day that cannot be supported by volunteer participation. The Historical Committee indicated that they will assist with the raffle basket programming. The Board thanked McKinney and Herzog for all their efforts and their willingness to produce the event this year.

**8. The Preserve at Chadds Ford Inspection Request/Dedication:** Stumpo noted the Township received on May 6, 2016, a letter from Toll Brothers Inc. requesting final inspections. MOTION: DiMonte moved, Balsama seconded, to authorize Township

Consultants to inspect public improvements and to submit recommendations within 30 days to accept or reject, in whole or in part, the offer of dedication; motion unanimously approved. Public Comment: Santhosh Kanjula, The Preserve Homeowners Association Board member, commented that many of the improvements have not been completed and that landscaping is dead or deteriorating. The Board explained that the Municipalities Planning Code (MPC) provides for inspection by the consultants as the first step in the dedication process. Balsama and Stumpo noted that there are specific time provisions within the MPC that govern developer compliance in order to proceed with acceptance of the improvements by the Township. If the Township Consultant reports recommend rejection of the offer of dedication or any part thereof, it is presumed the developer will remedy the deficiencies and resubmit the offer.

9. **Zoning Official Report:** no report submitted.
10. **Barnard House:** Balsama reported on a review of the services and equipment outlined in the security proposal/contract submitted by The Protection Bureau. Items and conditions of the review included adjustment to the term of the agreement, limitation of liability, revision to the indemnification clause, and deletion of confession of judgment and counterclaim clause. A letter will be sent to The Protection Bureau requesting that the review elements be incorporated into the agreement to be resubmitted for the June Board meeting. Overall, pricing for the equipment is not unreasonable. Public Comment: Santhosh Kanjula asked if a lease option was possible rather than purchase of the equipment as very often the security monitoring upgrades can cause the equipment to become obsolete. Randy Mims recognized that this is a security system for the Barnard House but asked who pays for the monitoring. The Board noted the monitoring fee is an annual fee and that the tenant (Kennett Underground Railroad Center) will pay a share in accordance with the signed lease. Mims also asked about the status of the meeting with the County Solicitor regarding amending the covenants and restrictions. Mims indicated that the restrictions should be removed so that the Township is free to sell the property if it so desires. DiMonte noted that the County will have a response by the June Board meeting.
11. **Old Business:**
  - a. Kennett Library Board Appointment – Stumpo introduced Brad Peiper as the Pocopson Representative on the Library Board and Chris Larsen as the At-Large Board member. Peiper and Larsen will be attending the May 17<sup>th</sup> Library Trustee Board meeting and they look forward to representing the Township and reporting to the Board of Supervisors.
  - b. Municipal Insurance Renewal – MOTION: Balsama moved, DiMonte seconded, to approve the municipal liability insurance renewal with Francis Hall Insurance Services as reviewed by the Board and recommended by Francis Hall Insurance Services without the cyber liability option; motion unanimously approved.
12. **New Business:**
  - a. Kennett Township Vision Partnership Grant Task Force Appointments – MOTION: Stumpo moved, Balsama seconded, to appoint the following individuals as representatives of Pocopson Township to serve on the Vision Partnership Program Task Force for the regional library and community center grant awarded to Kennett Township: Ricki Stumpo as the elected-official and Brad Pieper as the citizen representative; motion unanimously approved.
  - b. Resolution to Adopt County Hazard Mitigation Plan: FEMA approved the County-wide Hazard Mitigation Plan which in turn requires all municipalities to adopt the plan in order to have access to hazard mitigation grant funds in the future. MOTION: Balsama moved, DiMonte seconded, to adopt Resolution 2016-15 adopting the Chester County Multi-Jurisdictional Hazard Mitigation Plan; motion unanimously approved.

13. **Correspondence:** no correspondence submitted.
14. **Treasurer's Warrants:** DiMonte moved, Balsama seconded, to approve the Bill Payment Lists for April 26 - May 16, 2016 recommended for payment by the Treasurer; General Fund: 30 bills paid totaling \$84,133.49; 4 debit card charges totaling \$277.46; Capital Reserve: 1 bill paid for \$48,285.00; Escrow: 1 bill paid for \$1,608.60; Highway Aid: 6 bills paid totaling \$2,638.41; Parks, Recreation & Trails Fund: 2 bills paid totaling \$90.37; motion unanimously approved.
15. **Approval of Meeting Minutes:** DiMonte moved, Balsama seconded, to approve the Minutes of the April 25, 2016 meeting as amended; motion unanimously approved.
16. **Adjournment:** At 8:45 p.m., Balsama moved, DiMonte seconded, to adjourn the meeting; motion unanimously approved.

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Susan Simone, Administrative Secretary

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Ricki Stumpo, Chairman