

MINUTES FROM JULY 18, 2017

The regular monthly meeting of the Valley Township Board of Supervisors was held on Tuesday, July 18, 2017, at 7:30 p.m. at the Township Building, 890 West Lincoln Highway, Coatesville, PA.

The meeting was called to order by Chairwoman Patrice Proctor at 7:47 p.m. Those in attendance were Supervisors Kathy O'Doherty, Eric Lama, and Patrice Proctor. Supervisors Christopher Lehenky and Joe Sciandra were absent. Also in attendance were Ed Rasiul of Pennoni Associates, Inc. (Township Engineer) and Alan J. Jarvis (Township Solicitor). An executive session was held at 6:45 p.m. prior to the meeting to discuss personnel issues, items on the agenda, and the new municipal building.

CITIZEN COMMENTS ON AGENDA ITEMS:

None

Ms. O'Doherty made a motion to take the agenda out of order. Mr. Lama seconded the motion. Question: Ms. O'Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

BOARD COMMENTS:

Ms. Proctor stated the Parks and Recreation Authority is sponsoring a casino bus trip on August 12, 2017 departing at 10:00 a.m. Cost is \$25 per person with a \$15 voucher provided by the casino. She also noted an upcoming Fun in the Park Movie Night currently scheduled for August 18; however, that date may change. Valley Day will be held on October 7 along with the Chester County Airport's annual Air Show.

DEPARTMENT REPORTS:

POLICE REPORT:

Chief Friel gave the June 2017 Police Report. He reported that the hours on duty were 1,248.75 and miles logged were 7,242. There were 51 traffic citations issued and 15 parking tickets. There were 25 summary arrests and 9 criminal arrests. Chief Friel and Officer Parker spoke to the children at Cedar Grove Church regarding safety. Chief Friel will be attending the PA Chiefs of Police Conference from July 23 to July 26 in Camp Hill. The Department received notification of passing the PCCD audit pertaining to the proper procedures for handling juvenile offenders. Chief and another officer will be attend the Second Chester County Law Enforcement Forum on July 21. Next Town Watch meeting will be held on Wednesday, July 26.

Chief talked about recent thefts. It was noted that Valley Township does have a curfew for minors: 10:00 p.m. when school is out of session for summer vacation and 9:00 p.m. when school is in session.

FIRE/AMBULANCE:

Chief McWilliams gave the reports for June 2017. He noted that there were 22 calls for Fire Company with 15 being in Valley Township. Property at risk was \$35,000 and actual damage was \$10,000. The Westwood Ambulance responded to 95 calls, of which 58 calls were in Valley Township. Station 144 responded to 104 calls.

He noted another potential threat to responders is a new street drug, carfentanil. Precautions are being developed for fire, police and EMS staff.

EMERGENCY MANAGEMENT:

No report

PLANNING COMMISSION REPORT:

Jonathan Egger gave the report for the July 11, 2017 Planning Commission meeting. He noted that the Commission review the plan extensions for both Valley Suburban and Lampart Spawn and stated that the Planning Commission recommended acceptance of both. He reported that Albert Koenig was present from the Chester County Airport Authority to review possible expansion plans for the airport terminal expansion. Mr. Egger stated that Charles Bruce noted that there is a vacant lot adjacent to the Westwood Park on Brook Street and recommended that the Township should take ownership. Mr. Rasiul confirmed that this is property owned by Mike Pia who had contacted the Township about land conveyance a few weeks ago.

Mr. Egger suggested that the Township look into a grant to revise the Comprehensive Plan. It was noted that application for a County Vision Partnership grant was previously suggested to be submitted during a 2018 grant round as the Township was currently working and finalizing other projects.

CITIZENS' COMMENTS:

Barbara Beckett – Ms. Beckett commented on the trash fee and sewer fee. She felt that it is hard for seniors, like herself, to be able to pay the quarterly fees. With regards to the trash fee, she felt that she should not have to pay the same amount as a family of six or seven. Ms. O’Doherty stated that she sympathized with her, but that a review of the actual costs of trash collection – which also included bulk trash collection, yard, leaf and Christmas tree collection – was actually not totally being funded by the trash fee but was subsidized by the general fund which required the fee going up. It was also noted that the fee had not been raised in more than 10 years.

Erik & Maureen Leamy – Mr. and Mrs. Leamy requested approval to connect to the Township Sewer System. Mr. Rasiul reviewed the steps necessary beginning with the “postcard” form for DEP.

Jack Barbary – Mr. Barbary discussed the property at 686 Wagontown Road, a 17 acre parcel which is currently being occupied by Ron and Marie Matheny who have a lease to purchase agreement. Mr. Barbary stated that just because Mr. Matheny owns a business doesn't mean he operates a business out of the residence. He stated that Mr. Matheny does have two mowers, two trailers, and two trucks that he and his son have on property and that they leave the property with the equipment to do mowing at other properties in addition to using the equipment on the farm. He stated that Mrs. Matheny does do some clerical work for the business from the house.

Mr. Jarvis reviewed the zoning hearing that was conducted as a result of Mr. Matheny receiving a Notice of Violation from the Valley Township Code/Building & Zoning Officer. Mr. Jarvis also noted that it was his understanding that there were issues with neighbors regarding Mr. Matheny blocking the driveway access which resulted in the initial complaint being filed and that there were issues with the neighbors resulting in the police being dispatched.

Mr. Barbary stated that he would review options with his attorney.

OLD BUSINESS:

Discussion/consideration regarding the 2017 Road Project Contract Award – Mr. Rasiul reviewed the bid tabulation for the 2017 Road Program Contract. He noted that the low bidder is Dan Malloy Paving Inc., located in Downingtown, PA, in the amount of \$134,921.65. Based on the Township Engineer's recommendation, **Ms. O'Doherty made a motion to award the 2017 Road Program Contract to Dan Malloy Paving in the amount of \$134,921.65 for scope of work of Leona Avenue, St. George Road, Country Club Road, Highland Drive, Brown Lane and Hemlock Street to be completed by November 1, 2017. Mr. Lama seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

Discussion/consideration to authorize Spruce Street Sewer System Release #2– Mr. Rasiul reviewed the financial security release #2 in the amount of \$7,235. It was noted that if this amount is released, the construction escrow account balance would be \$995. It was further noted that the professional fees owed to the Township is now \$3,185.25. Mr. Jarvis stated that he did not hear back any comments on the deed of dedication and a maintenance bond agreement will need to be developed and funds posted with the Township. The Board felt that a meeting it would be beneficial to discuss the status of this project with the parties. **Ms. O'Doherty made a motion to table any action on the Spruce Street Sewer System Release #2. Mr. Lama seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

Discussion/consideration to accept the extension for Valley Suburban Center to August 30, 2017 - **Mr. Lama made a motion to accept the extension for Valley Suburban Center to August 30, 2017. Ms. O'Doherty seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

Discussion/consideration to accept extension for Lambert Spawn Subdivision to November 1, 2017 – **Mr. Lama made a motion to accept the extension for the Lambert Spawn**

Subdivision to November 1, 2017. Ms. O'Doherty seconded the motion. Question: Ms. O'Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

Discussion/consideration regarding the bids for the 1995 Trash Truck – One bid was received from Devino Used Trucks and Parts, Newark, NJ in the amount of \$2,678. **Ms. O'Doherty made a motion to accept the bid from Devino Used Trucks and Parts in the amount of \$2,678. Mr. Lama seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

ENGINEER'S REPORT:

Mr. Rasiul read and submitted the engineer's report which is on file at the Township Office.

Following his report, Mr. Rasiul departed the meeting.

NEW BUSINESS:

Discussion/consideration regarding correspondence from West Brandywine Township regarding Intergovernmental Cooperation Agreement with regards to shared ownership of the street sweeper and West Brandywine's notice to withdraw from the Agreement – The Board discussed the correspondence received from West Brandywine Township which Mr. Jarvis confirmed that he had reviewed. The Board discussed Valley Township's past use of the sweeper and the advantages and disadvantages of also remaining an owner of the equipment. **Ms. O'Doherty made a motion to authorize the signing of the Intergovernmental Agreement accepting West Brandywine Township's withdraw from the original ownership agreement. Mr. Lama seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

Discussion/consideration to authorize the Solicitor to prepare a letter for the McKalvey Subdivision for recording 90-days after approval – It was noted that the McKalvey Subdivision approval has passed 90 days since it was granted final approval and that the Recorder of Deeds office needs a letter from the Township to record the plan. **Ms. O'Doherty made a motion to authorize the Solicitor to prepare the letter as required to enable the McKalvey Subdivision to be recorded at no cost to the applicant. Mr. Lama seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

SOLICITOR'S REPORT:

- Solicitor Jarvis reported that he continues to monitor eMails and correspondence regarding the Orleans matter. He stated that he will be meeting with the Township Secretary on Thursday to review the documents that has been gathered from the Township and Pennoni to satisfy a request from Travelers, the bond company.
- Solicitor Jarvis reported that he reviewed the correspondence from West Brandywine Township regarding the street sweeper.
- Solicitor Jarvis reported he was asked to meet with an attorney representing Lampart Spawn. The Board approved Mr. Jarvis attending a meeting but requested that Lampart Spawn needed to post an additional \$500 into their professional fee escrow account prior to the meeting to cover the Solicitor's fees.

- Solicitor Jarvis reported that upon the direction of the Board, he will prepare the letter needed by Ms. McKalvey to record her subdivision plan. He noted that he saw an eMail from the Township Secretary to John Carnes advising them that they are at the 90-day period to have their subdivision plan for 123 Mt. Airy Road recorded. To date, the Township has not received the final set of plans to sign. Mr. Jarvis noted that they will ultimately need a letter from the Township as well to be able to record.
- Solicitor Jarvis reported that he saw that the Board of Supervisors had authorized him to prepare a letter for the Louise Smith subdivision filing and will do so after the plans are signed.
- Solicitor Jarvis stated that he has been following the Spruce Street Sewer Extension Project and as discussed earlier that he has not received follow up from the developers with regards to the deed of dedication or any action on providing a maintenance bond.

Mr. Jarvis departed the meeting.

APPROVAL OF MINUTES:

Ms. O’Doherty made a motion to accept the minutes of the July 5, 2017, Board of Supervisors meeting. Mr. Lama seconded the motion. Question: Ms. O’Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

TREASURER’S REPORT:

The Treasurer’s Report was accepted as read.

It was noted that the Township received a refund check from BB&T in the amount of \$6,007.50 due to an overpayment when the maintenance garage loan was satisfied. **Mr. Lama made a motion to deposit these funds in the Coatesville Savings Bank General Fund Money Market. Ms. O’Doherty seconded the motion.** Question: Ms. O’Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

MOTION TO PAY BILLS:

Mr. Lama made a motion to pay bills as presented with the exception of the invoice from Kimmel Bogrette in the amount of \$28,528.51. Ms. O’Doherty seconded the motion. Question: Ms. O’Doherty – yes; Mr. Lama – yes; Ms. Proctor – yes.

DEPARTMENT REPORTS:

Public Works – The monthly report was also distributed to the Board of Supervisors and is on file at the Township Office.

Administration Report – Monthly written report was distributed and is on file at the Township Office.

CITIZEN COMMENTS:

None

ADJOURNMENT:

There being no further business to discuss, the meeting was properly adjourned at 11:25 p.m.

Janis A. Rambo, Township Secretary