

Caln Township Board of Commissioners
253 Municipal Drive
Thorndale, PA 19372
April 30, 2015 7:30 PM

Call to order and pledge of allegiance.

Attendance – John Contento; President, Cynthia Eshleman; Vice Chairman, Jim Kruse; Commissioner, Lorraine Tindaro; Commissioner, Joshua Young; Commissioner, Greg Prowant; Township Manager, Jeffrey W. McClintock, PE, CFM; Township Engineer, Michael Gill, Esquire; and Denise Miller Recording Secretary.

Executive Session

Commissioner Contento announced that prior to tonight's meeting, an Executive Session was held to discuss legal and personnel matters.

Citizens to be heard

Mr. Chris Gomez of 2734 North Barley Sheaf Road, representing their Home Owners Association, presented the Board with a police report previously done by former Sargent Jeffrey Nash, on the intersection at North Barley Sheaf and Barley Sheaf regarding the site obstruction for residents making a left turn into the development. Mr. Gomez stated the police report states the stopping distance and sight distance does not meet the Pennsylvania Transportation Code, and requested the Board undertake investigating more about what this issue would cost and involve. Mr. Contento asked what the police report concluded. Mr. Gomez stated it was recommended the embankment be reduced to increase site distance as to greater than the minimal site distance value indicated. Commissioner Contento recommended the Board authorize a surveyor use Lieutenant Nash's report to determine how big a piece has to be taken out to provide the state required sight distance, then discuss how to proceed. Solicitor Gill recommended a Traffic Engineer review and offer an option on what possible mitigation measures to take. By consensus, the Board agreed to have Mr. McClintock contact Mr. Tavani, Township Traffic Consultant, and review the issue and report back.

Vincent Rose requested the status on the Humpton Road improvements, GO Carlson and 340, and the pedestrian bridge at 340 between GO Carlson and Lincoln Highway. Commissioner Contento noted these items are under the Engineer section of the agenda, where Mr. Rose can ask his questions.

Ordinances and Resolutions for Consideration-Solicitor Mr. Gill

Ordinance 2015-03-Educational Use – Mr. Prowant asked Mr. Gill to present a brief overview on Ordinance 2015-03, to the Board. Mr. Gill noted a hearing on consideration and possible adoption of an amendment emending the Caln Township Zoning Ordinance of 2005, as amended which is codified in Chapter 155 of the Code of the Township of Caln, Section 155-22.C(5) to delete education use as a use permitted by Conditional Use in the R-2 low to medium density residential district; Section 155-22.E and Matrix Chart 2 to delete Educational Use as a use permitted by Conditional Use in the R-2 low to medium density residential district and 155-01.A to delete the reference to educational used in the R-2 low to medium density residential district. Mr. Gill also noted the exhibit list, for the hearing on Thursday, April 30, 2015 at 7:30 PM. B-1: Proof of publication in the Daily Local News on April 13, 2015, and April 20, 2015, B-2: Letter dated April 15, 2015 from Kristin S. Camp to the Chester County Law Library providing proposed amendment for public inspection, B-3: Letter dated April 15, 2015 from Kristin S. Camp to the Daily Local News providing proposed amendment for public inspection, B-4: Email communication dated April 27, 2015, from Jeffrey McClintock to Board of Commissioners with Planning Commission recommendation, and B-5: Chester County Planning Commission recommendation dated April 14, 2015. Commissioner Contento entertained a motion to adopt Ordinance 2015-03 amending R-2 designation to eliminate or delete Educational Use as a use permitted by Conditional Use. Moved by Commissioner Kruse and seconded by Commissioner Young. Vote passed 5-0.

Transfer of Easement – Mr. Prowant presented a transfer of a wastewater easement from Caln Township to the Municipal Authority, for Board consideration. Commissioner Contento entertained a motion to approve the transfer of the assignment of easement agreement for sanitary sewer facilities related to Kings Grant, owned by Caln Township, to be transferred to the Municipal Authority. Moved by Commissioner Young and seconded by Commissioner Kruse. Vote passed 5-0.

Dwell at Caln Planned Residential Development (PRD) 2011 update – Mr. Lou Colagreco, Esquire, of Riley Riper Hollin & Colagreco, informed the Board they anticipate filing final plans within the next two weeks, and then moving forward to the Planning Commission for their traditional review process. Mr. Colagreco noted ground breaking is anticipated spring of 2016. Commissioner Kruse inquired if Dwell is handling all their stormwater onsite. Mr. Colagreco replied “yes”.

Public Safety

Police Chief Elias – Chief Elias presented his March report, and noted a highlight.

- Held today was an Elder fraud meeting sponsored by Representative Lewis’ office and Commissioner Eshleman.

Commissioner Eshleman noted National Police Week on May 11-16, and would like ideas on holding an event with kids.

Fire Chief Cordisco– Chief Cordisco presented his March report, and noted a few highlights.

- Received \$36,000 for fund drive, to date.
- Invited Board to fire truck pre paint inspection, 6:00 AM on April 26.
- Through first round for 5” hose grant.
- DUI crash demonstration at National Night Out.
- May 6 hose testing-\$2,000.00.

Emergency Coordinator-Mr. Stackhouse

Mr. Stackhouse updated the Board on the status of the Emergency Operations plan. Mr. Stackhouse noted an emergency management open house, tentatively, on September 17.

Finance Report-Ms. Smith

Monthly Report – Ms. Smith presented the March monthly report.

Bill List – Commissioner Contento entertained a motion to approve, for expenditure, check number 35771 to 35893, and Bond Fund check 1037 to 1039 totaling \$318,910.42. Moved by Commissioner Eshleman and seconded by Commissioner Tindaro. Mr. Prowant explained the checks in the motion pertaining to the Amnesty Program. Vote passed 5-0.

Land Development – Mr. Jeffrey McClintock PE, CFM-Township Engineer

Report Chart Discussion – Mr. McClintock noted no items necessary for Board action, at this time.

Spirit Soccer waiver request – Mr. McClintock offered a request for a land development waiver for the installation of a shed associated with the lighting project for the soccer fields at Caln Park West. He noted that Dave Hatt is present on behalf of Spirit Soccer to answer Board questions. Commissioner Young asked if Mr. Hatt received Special Exception for their lights. Mr. Hatt replied “yes”. Commissioner Contento entertained a motion to waive the land development for Spirit Soccer as it pertains to the shed they wish to build. Moved by Commissioner Young and seconded by Commissioner Kruse. Commissioner Kruse asked the size of the shed. Mr. Hatt replied 12X12. Vote passed 5-0.

Beaver Creek Tavern waiver request – Mr. McClintock offered a request for a land development waiver for the installation of a roof over an already impervious surface. He noted that Mr. Deets is present on behalf of Beaver Creek Tavern to answer Board questions. Mr. Deets presented slides to describe his request. Commissioner Contento entertained a motion to waive the land development for the roofing project at the Beaver Creek Tavern with the condition that all code requirements are met, and satisfied. Moved by Commissioner Kruse and seconded by Commissioner Young. Vote passed. 5-0.

Engineering – Mr. Jeffrey McClintock PE CFM-Township Engineer

2015 GO Carlson East Pavement Repair Project status – Mr. McClintock noted this project includes the roadway repair, underdrain installation, and surface treatment for GO Carlson Boulevard in the Beaver Run area. The project was contemplated in 2014 after doing the geotechnical work to outline the areas of repair. Mr. McClintock also noted this project was put out to bid April 9, the pre bid meeting was held on April 24, and the bid opening is scheduled for May 5, and will be presented to the Board at their May 14 or May 28 meeting.

2015 Williams Way Culvert Replacement – Mr. McClintock noted this project includes the removal and replacement of a 54-inch CMP culvert. This work will be done in conjunction with Pennsylvania American Water's installation of a new waterline in this area. Mr. McClintock also noted bids were opened on April 22, and he recommended Fidelity with a base pay of \$98,800. Commissioner Contento entertained a motion to accept the bid by Fidelity in the amount of \$98,800 for the Williams Way culvert replacement. Moved by Commissioner Tindaro and seconded by Commissioner Eshleman. Commissioner Young asked to have the overall of the project costs first, and then approve each individual project. After some discussion, the motion was put on hold so Mr. Prowant could present his slide show presentation outlining the project costs that have been committed and potential funds available for additional projects to be approved. After the slide show presentation, resident Vincent Rose stated that tonight's discussion took the projects back five years. Mr. Rose also stated Capital Projects should be discussed at a committee level, and then present their recommendation to the Board and the public for discussion. After further discussion, Commissioner Contento entertained a motion to accept the bid from Fidelity in the amount of \$98,800, paid out of the Liquid Fuels Fund, for the Williams Way culvert replacement. Moved by Commissioner Eshleman and seconded by Commissioner Tindaro. Commissioner Kruse abstained due to his company having conducted business with the bidder. Vote passed 4-0 with one abstention.

2015 Humpton Road Improvements Project status – Discussed during Mr. Prowant's project costs presentation. Mr. McClintock noted Mrs. Camp is working on temporary easement agreements to send to those who are affected. Mr. McClintock also noted advertisement on Sunday April 26, and Thursday April 30, with bid opening on May 20.

2015 Pennsylvania American Water ("PAW") Activity-Humpton Road Impact Fee waiver request – Mr. McClintock offered PAW's letter, for Board consideration, requesting a waiver in the pavement impact fee for the western portion of Humpton Road from North Bailey to Municipal. They have agreed to pave from curb to curb in lieu of paying the pavement impact fee. Commissioner Contento entertained a motion to approve a waiver on the road impact fee on Humpton Road to PAW. Moved by Commissioner Eshleman and seconded by Commissioner Tindaro. Vote passed 5-0. It was noted that the original scope and cost estimate for the Humpton Road project included overlaying this portion of the roadway using bond monies. With this approval, the overall cost of the Humpton Project will again be reduced.

Columbia Gas Lease Agreement Amendment-Additional Area request – Mr. McClintock asked if the Board was in a position to discuss and authorize the President to sign the Amendment, once in final version. Commissioner Young noted he would like a silt fence in place, and the return to its current condition. Mr. McClintock replied that the permit will require it returned to current condition. Commissioner Contento entertained a motion to approve the leasing of an additional, approximately, 1.5 acres to Columbia Gas Transmission at the township site off of East Kings Highway, and authorizing the President to sign accordingly. Moved by Commissioner Kruse, and seconded by Commissioner Eshleman. Vote passed 5-0.

Computer Network Status – Mr. McClintock noted Help Now has installed the virus protection program to replace the prior system, and are actively working on the server transition program. Mr. McClintock also noted all authorized licenses have been purchased.

Township Manager – Mr. Prowant

CVHS Cross Country 5K request – Mr. Prowant noted a proposed 5K run on June 10 at 6:00 PM for the benefit of the CVHS Cross-County Team being organized by the Boosters (parents) Club. Chief Cordisco noted they are not able to participate in this event. Mr. Cordisco also noted there should be an emergency/safety plan in place. Mr. Prowant recommended a policy for these events. Commissioner Contento asked Mr. Prowant to draft a policy/application, and present it to the Board at their next meeting Commissioner Contento recommended that the Fire Police approve these events before dates are confirmed. Commissioner Eshleman noted employee overtime should be considered. There was a consensus to not approve this event without approval by the Fire Police.

Transfer of Easement – This was discussed and approved under Ordinances and Resolutions.

Bond Funding discussion – This was discussed under 2015 Williams Way Culvert Replacement.

Activity Update – Mr. Prowant noted the April 11 Shredding and E-recycling event, April 18 Caln Pride Day, and the United Way Color 5K run, were all a big success.

Part West Shed – Mr. Prowant noted bid specifications for the 34” x 96” shed that was lost during the 2014 blizzard, will be offered for Board consideration in June.

Beaver Creek Trail Update – Mr. Prowant noted meetings with the Brandywine Conservancy and Judith Thomas from the Montgomery Open Space and Trails to identify grants and available funds that could possibly be available. Commissioner Kruse would like to get Caln Township resident input on a proposed nature trail from Beaver Creek to Edges Mill, and in the future possibly construct a trail named “The Beaver Creek Trail” Commissioner Kruse requested Board authorization for \$5,000 to mulch a proposed nature trail. Commissioner Contento asked Chief Elias what the police responsibilities would be for when residents use the trail. Chief Elias replied the police would periodically patrol the area. Commissioner Eshleman noted she would like a Comprehensive Plan, informational meeting with the residents, and a maintenance plan as well as consider the health, safety, and welfare of the township citizens. Resident Mrs. Callahan commented on encroaching on private property. Commissioner Kruse replied that this trail is not going on her property but it is a concept on the Chester County map. Commissioner Kruse made a motion that the Board authorize \$5,000, out of the Open Space Fund, to mulch the area that the township owns between Beaver Creek and Edges Mill. Seconded by Commissioner Young. After Board discussion Commissioner Contento called for a Board consensus on Board support for trails through Caln Township in support of Landscapes 2. Board consensus 5-0. Commissioner Contento noted if this proposal is rejected or postponed tonight, what path forward can the Board take that would lead to the acceptance of this proposal. Commissioner Eshleman noted alert the township residents that the township is thinking about a trail and why, advertisement, public meeting, discussion, and involve other departments. Commissioner Contento made a motion, seconded by Commissioner Eshleman, to table further discussion. Vote passed 5-0. Vote failed for Board authorization to use \$5,000 from the Open Space Fund. Commissioner Contento asked Mr. Prowant to add this topic to the next meeting agenda. Commissioner Contento also asked Mr. Prowant for a status on the grant application. Mr. Prowant noted a State grant due at the end of June, that could be used for different things that were discussed Mr. Prowant will prepare a summary of the proposal for discussion purposes.

Minutes for Approval

March 12, 2015 minutes – Commissioner Contento entertained a motion to approve the March 12, 2015 minutes, as submitted. Moved by Commissioner Young and seconded by Commissioner Kruse. Vote passed 5-0.

March 26, 2015 minutes – Commissioner Contento entertained a motion to approve the March 26, 2015 minutes, as submitted. Moved by Commissioner Young and seconded by Commissioner Tindaro. Vote passed 5-0.

Boards and Commissioner Update-Summary by applicable Board Liaison

Park and Recreation – Commissioner Young noted volunteers needed for First Fridays, and there will be a concert on June 14 at 6:30 PM at the Caln Meeting Building. Commissioner Young also noted a resident informed him the basketball court surface and lines need to be redone, and the side baskets are not the same height.

Green Task Force – Commissioner Young noted no meeting held in April.

COG – Commissioner Young asked Commissioner Tindaro if she is attending the May 13 NIMS training. Commissioner Tindaro noted she will be attending.

Municipal Authority – Commissioner Kruse noted residents were in attendance regarding the Black Horse Hill Road/Dogwood Lane proposed sewer improvement project, and the final transfer of assets between the township and the Municipal Authority.

Fire Board – No report presented.

Planning Commission – Commissioner Contento noted the review of the Education Use Ordinance and the Comprehensive Plan development taking place over the next four to six months.

Historical Commission – Commissioner Tindaro noted Joyce Smith and Catherine E. Callahan as two new members for the completion of the unexpired terms, 2015 to December 31, 2017. Commissioner Contento entertained a motion to approve the addition, as presented, of Ms. Smith and Mrs. Callahan to the Historical Commissioner. Moved by Commissioner Tindaro and seconded by Mr. Kruse. Vote passed 5-0.

Zoning Hearing Board – Commissioner Contento noted there is no report tonight.

DARA – No report presented.

Additional Business

None

Public Comments

None

Adjournment

Commissioner Contento entertained a motion to adjourn the April 30, 2015 meeting at 11:15 PM. Moved by Commissioner Young and seconded by Commissioner Tindaro. Vote passed 5-0.

Respectfully Submitted by,

Denise Miller
Recording Secretary