



Board of Supervisors Meeting Minutes  
Monday, May 21, 2018, 6:30 P.M.

Attendance: Supervisors Ricki Stumpo, Elaine DiMonte, Alice J. Balsama via remote participation; Mark Knightly, Public Works Director; Al Davis, Alternate Commissioner, Kennett Area Fire and Emergency Services Regional Commission ("EMS Commission"); Kevin Matson, P.E., Township Engineer.

Public in attendance: 3

1. **Call to Order:** Stumpo called the meeting to order at 6:30 p.m. and led the Pledge of Allegiance.
2. **Sunshine Announcements:** Board met in executive session on May 3<sup>rd</sup> on a legal matter.
3. **Announcements:** Board noted that the County submitted an application for the chain link fence that was installed without a permit. The fenced area is for a K-9 training facility. Based on the application submitted to the Township, zoning hearing board and conditional use approvals will be required. Public Comment: Sam Kanjula suggested that the fence be relocated on the County property. DiMonte noted that even if relocated, the Township Code requires that the fence meet setback requirements and the installation of landscape screening. Stumpo noted that the person in charge of the K-9 Unit suffered health issues and that is why he did not submit the request for a Township permit to the County Facilities Director prior to installing the chain link fence.
4. **Public Comment on Non-Agenda Items:** Sam Kanjula wanted to comment publicly his appreciation for the work of the Unionville-Chadds Ford School District Officials in preparing a budget with the lowest tax increase in years. DiMonte agreed and noted that the increase to Chester County homeowners is less than 1% while it appears Delaware County homeowners will see an increase.
5. **Work Session:** the Work Session was cancelled for May 15<sup>th</sup>.
6. **Public Works Report:** Knightly reported that in October 2017 portable toilets were rented and maintained at the tennis courts because of vandalism of the park restroom. The one-month trial in October went well. He asked the Board to approve an annual contract for portable toilets at this location. The cost is \$432.00 for the time period May 1, 2018 to October 31, 2018. Discussion: Balsama asked if there was a cost saving if the Township approved a five-year contract. Knightly noted that shopping around or long-term contracts do not provide a significant cost saving. The Board had no objection to an annual request. Sam Kanjula asked if consideration would be given to installing portable toilets in Pocopson Park/Locust Grove Road area. Knightly responded that it is not needed as the restrooms in that area of Pocopson Park are in good shape. Knightly reported that the Township was not successful in the Municibid bidding process for the 2013 Bomford B-49FM Boom Mower. Knightly requested approval to hire seasonal help for mowing. Ryan Knightly, age 15, and Mike Cialini, Jr., age 16, expressed interest in the opportunity. They would not be transporting equipment. Knightly reported that the department is prepping Denton Hollow Road for paving next week. The road will be closed from the Denton Hollow Road Bridge to Route 52 for 2 days for the replacement of pipes. He indicated that he has notified residents on Denton

Hollow Road who will be affected. Board asked that a notice appear on the Township website regarding the closure and work schedule. MOTION: DiMonte moved, Balsama seconded, to approve the contract for portable toilets for the tennis courts at the cost of \$432.00 for the period May 1, 2018 to October 31, 2018; motion carried.

MOTION: DiMonte moved, Stumpo seconded, to hire Ryan Knightly and Mike Cialini, Jr., as seasonal employees during the 2018 mowing season for approximately 20 hours each per week at a rate of \$10.00 per hour, condition upon submission of an employment application and in compliance with any and all child labor laws that may apply; motion unanimously approved.

7. **Facilities:** DiMonte reported that the Board is reviewing a draft iteration of the feasibility study and will be meeting with the consultants, GKO Architects, in the near future. She indicated that she is corresponding with Loraine Lucas, a descendant of Eusebius and Sarah Barnard, regarding an option for a Quaker Heritage Center that Lucas discussed with the Board during the April 30<sup>th</sup> public meeting. DiMonte and Knightly will set up a meeting at the Barnard House. Stumpo and Balsama agreed that a visit to the Barnard House would be appropriate. Balsama added that while Lucas has not submitted to the Township, as would be her responsibility, any source material or legalities, the proposal as referenced is perhaps an option for a conversation with Lucas. Sam Kanjula inquired as to whether or not the Lucas proposal was considered at the start of the feasibility study. Board clarified that the objective of the feasibility is to determine the viability of a plan of action for the Barnard House and the Township Administration Building. The Board is looking at a number of factors within the feasibility study including but not limited to what is worth doing economically.
8. **Kennett Fire & EMS Regional Commission Report:** Davis indicated that having completed a personal commitment, he is available to attend the meetings. Stumpo reported that generally speaking the Commission agenda remains the same with ongoing tasks.
9. **Planning Commission (PC) Report - May 2<sup>nd</sup> Meeting:** Board reviewed the report submitted by the PC. Balsama applauds the efforts of the PC in their review of the Township Code, particularly in tackling the obstacle of non-conforming use in the pre-draft of Section 250.D(3) included in the report. Board discussed the collateral material provided by the PC Solicitor on the subject of vacation rentals and AirBnB properties. Board members are aware of AirBnB rental properties operating in the Township and that in some instances the homeowners association may or may not provide guidance, along with the current Rental Unit Chapter 158 of the Township Code.
10. **New Business:**
  - a. **Locust Grove Schoolhouse Website Contract** - Board deferred action as no one was available from the Historical Committee to discuss the particulars of the contract.
11. **Old Business:**
  - a. **Total Maximum Daily Load (TMDL) Plan** - Matson appeared before the Board to discuss the March 30, 2018 letter regarding technical deficiencies with the TMDL Plan Report submitted to the PA Department of Environmental Protection (PADEP). Following a meeting with PADEP, it was determined that the Township should review TMDL mapping and expand the storm sewer sheds to include additional stormwater runoff and stormwater flows from Township-owned roads as well as overland or private flow that comingles with municipal stormwater flow. Additional information has also been requested for existing mapped streams and stream restoration. Matson believes that these latest requirements will improve the Township's long term planning to effectively reduce sediment and perhaps decrease construction costs in the future. These clarifications were not included in the guidance initially provided by PADEP and as a result, as of this date, no municipality has an approved TMDL plan. Matson noted that a petition has been filed for an extension to address the

deficiencies in the report and to submit recalculations. He provided background on the federal and state mandates to reduce sediment from waterways. Board recognized that there are significant costs to comply with the unfunded mandate and that the measures have a direct effect on the Township's budget. Matson suggested that some costs might be covered by grants and other costs may be passed through to builders. DiMonte recalled the work completed in 2017 to prepare, discuss, and authorize the availability of the MS4 TMDL Plan, and noted that flow issues for any Township might be the direct result of the actions, or inaction, of a neighboring municipality. Matson agreed and offered that the action taken to adopt the countywide Act 167 Plan was a step forward in regulatory consistency for TMDL plans. Matson explained that the path forward will be to address the deficiencies and present the revised strategies during a public meeting.

b. Alan and Paula Johnson Subdivision and Land Development Application/Northbrook Tax Parcel 63-4-4 - MOTION: DiMonte moved, Balsama seconded, to approve the easement and shared driveway agreements as recommended by the Township Solicitor, for the Subdivision approved on April 30, 2018; motion unanimously approved.

12. **Correspondence:** no correspondence submitted.

13. **Treasurer's Warrants:** Balsama noted appreciation for the Treasurer taking the time to submit the warrant sheets to the Board in advance of the meeting to allow sufficient time to review. MOTION: Stumpo moved, Balsama seconded, to approve the Bill Payment Lists for May 1-21, 2018 recommended for payment by the Treasurer; General Fund: 28 bills paid totaling \$24,142.99; 8 debit card charges totaling \$963.84; Highway Aid: 6 bills totaling \$2,703.27; Township Facilities: 1 bill for \$720.00; motion unanimously approved.

14. **Approval of April 30, 2018 Meeting Minutes:** Balsama moved, DiMonte seconded, to approve the Meeting Minutes dated April 30, 2018; motion carried.

15. **Adjournment:** At 7:07 p.m., DiMonte moved, Stumpo seconded, to adjourn the meeting; motion carried.



---

Susan Simone, Administrative Secretary



---

Ricki Stumpo, Chairman