

NEW GARDEN TOWNSHIP
299 STARR ROAD
LANDENBERG, PA 19350
BOARD OF SUPERVISORS
REGULAR MEETING MINUTES
APRIL 21, 2014

Present:

Betty Gordon, Chairman
Stephen Allaband
Richard Ayotte
Randy Geouque
Pete Scilla

Spencer J. Address, AICP, Interim Manager
Melanie Wieler
Vince Pompo, Solicitor
Jon Martin, Airport Manager
Barbara Underwood, Recreation Director
Pete D'Angelo
Carin Bonifacino
John Licari
Todd Duerr
Matt Patterson
Marion Wagoner
Ted Christie
Susan Herr
Jim Ottinger
Bob Perrotti
Anthony Albench

A. CALL TO ORDER

Chairperson Gordon called the meeting to order at 6:35 p.m.

B. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the flag was recited.

C. 1. PERSONS SCHEDULED TO APPEAR BEFORE THE BOARD

a. Melanie Weiler – Melanie thank the Supervisors for permitting use of the Township garage in the past for distribution of meals at Christmas and asked if the garage could again be used this year.

Motion by Mr. Allaband and second by Mr. Geouque to approve use of the Township garage for Christmas food distribution. The vote was unanimous to adopt the motion as presented.

b. Carin Bonifacino made a presentation to the Supervisors noting that 2014 marks the 10th Season for the Growers Market. The market will operate between May 10, 2014 and November 22, 2014.

c. John Licari – Mr. Licari asked the Supervisors to waive the building permit penalty charge (\$1,200) resulting from work done on the Singer building prior to obtaining a building permit.

Motion by Mr. Allaband and second by Mr. Little to table action on the request until the next meeting of the Supervisors and input is received from the Code Enforcement Officer. The vote was unanimous to adopt the motion as presented.

2. PERSONS WHO WISH TO BE RECOGNIZED

a. Todd Duerr and Matt Patterson from KAU made a presentation in response to concerns raised at the last Supervisors' meeting related to use of the ball fields, oversight by the KAU and fees: Mr. Duerr stated that representatives of the KAU met with the Township Park and Recreation Commission to discuss concerns that were raised and review the terms of the lease between the KAU and Township. Mr. Perrotti stated the Park and Recreation Commission is in general agreement with the information presented by Mr. Duerr and both entities will stay in contact with each other.

b. Marion Wagoner presented an update on the activities of the Save Our Water Committee related to the efforts by Artesian Water Company to develop a well in the Township.

c. Ted Christie asked the Supervisors to financially support, in the amount of \$6,000, a Tri-centennial celebration later in the fall. Mr. Christie would like to get moving on the planning aspects of the celebration as-soon-as possible. The consensus of the Supervisors is to support the effort and for Mr. Christie to move ahead with the planning.

d. Barbara Underwood noted the Township Park and Recreation Commission supports the effort to plan and hold a Tri-centennial celebration and the Commission will coordinate with Mr. Christie and provide support as needed.

D. UNFINISHED BUSINESS

1. The fourth draft of the Special Events Ordinance was presented and discussed. There are still a number of questions related to various aspects of the Ordinance. Ms. Susan Herr, Mr. Jim Ottinger, Mr. Anthony Albench and Mr. Bob Perrotti all offered comments with respect to various provisions in the proposed Ordinance.

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Motion by Mr. Little and second by Mr. Ayotte to table advertisement of the Special Events Ordinance and for the Solicitor to make further changes based on the discussion. The vote was unanimous to adopt the motion as presented.

E. NEW BUSINESS

1. Motion by Mr. Little and second by Mr. Allaband to adopt Resolution No. 713 addressing amendments to the Township's Emergency Operations Plan. The vote was unanimous to adopt the motion as presented.

2. Motion by Mr. Allaband and second by Mr. Ayotte to acknowledge the grant of an extension until 7/31/2014 of the review period related to the OPPY Land Development Plan. The vote was unanimous to adopt the motion as presented.

The Board recessed at 8:12 p.m. and reconvened 8:18 p.m.

F. FUNCTIONAL AREA UPDATES

1. Administration.

a. Mr. Martin discussed the memo he had distributed previously related to the formation of an Airport Development Committee to begin reviewing viable and appropriate uses of the lands at the airport owned by the Township.

Motion by Mr. Little and second by Mr. Ayotte to appoint Steve Allaband, Randy Geouque, Mr. Martin and Mr. Address as the initial members of the Airport Development Planning Committee. The vote was unanimous to adopt the motion as presented.

b. Mr. Martin provided updates on the West Apron Project. Mr. Martin would like to use the contractor performing this work to complete some additional paving work at the airport. Solicitor Pompo said to get two additional quotes for the additional work for comparison as required by the Second Class Township Code.

Motion by Mr. Allaband and second by Mr. Little to authorize Mr. Martin to obtain the required quotes for the additional work and move ahead using the contractor that provided the lowest quote subject to review by the Solicitor. The vote was unanimous to adopt the motion as presented.

c. Mr. Martin noted the Phase II Runway Reconstruction grant was awarded in the amount of \$1,200,000.

d. Mr. Martin explained a recently announced grant program, Multimodal Transportation Fund, that could be a source of funding for the hangar project. Mr. Martin requested permission to prepare a grant application for review by the Supervisors and then submission to PennDOT.

Motion by Mr. Allaband and second by Mr. Geouque to authorize Mr. Martin to prepare the Multimodal Transportation Fund grant application for the hangar project and to present the completed application to the Supervisors for final action at the June 16, 2014 Supervisors' meeting. The vote was unanimous to adopt the motion as presented.

e. Chief Simpson reviewed part-time police staffing and noted that one part-time office is no longer available and that former officer Melendez has recently become available.

Motion by Mr. Allaband and second by Mr. Ayotte to approve hiring Pedro Melendez as a part-time police officer. The vote was unanimous to adopt the motion as presented.

f. Chief Simpson provided details related to development of an area at the airport for use as a weapons qualification firing range. Chief Simpson will talk with the Director of Public Works and assess the cost to perform limited earth moving in order to prepare the site for use.

g. Chief Simpson updated the Supervisors on the actions taken by the Borough of Kennett Square and Kennett Township related to filing a joint request along with New Garden Township with the Department of Community and Economic Development ("DCED") to have a Regional Police Feasibility Study completed by DCED. Chief Simpson presented a letter request on behalf of the Township.

Motion by Mr. Little and second by Mr. Geouque to approve signing and sending the request for DCED to conduct a Regional Police Force Feasibility Study. The vote was unanimous to adopt the motion as presented.

h. Chief Simpson noted that he intends to again this year have a College Intern spend some time with the Department.

i. Chief Simpson noted the status of the Police Facility Study that he and Mr. Norris have been working on. A final draft of the completed study will be presented at the May meeting.

j. Chief Simpson stated the Online Survey has been distributed to selected individuals for testing. Once that feedback is received the Survey will be finalized and posted to the web site.

k. Chief Simpson stated he intends to hold a Town Hall Meeting in the next several months with an emphasis on engaging underrepresented persons to get to know the Department personnel and functions and to improve community relations.

l. Mr. Address presented a summary of efforts that have been underway involving Mr. Suckstorf, Mr. Cline and himself to address deficiencies in the Zoning and Subdivision and Land Development Ordinances. Mr. Address presented a comprehensive list of recommended changes. The Solicitor noted that he has completed an initial review of the changes and supports the effort.

Motion by Mr. Little and second by Mr. Allaband to authorize the Solicitor to prepare the necessary ordinance for adoption. The vote was unanimous to adopt the motion as presented.

m. Mr. Andress presented a proposed schedule that he and the Solicitor prepared related to the possible sale of the sewerage systems.

n. Mr. Andress reported that PennDOT has scheduled extensive maintenance work to be completed this construction season at the intersection of Newark Road and Baltimore Pike.

o. Mr. Andress reported that the Capital Borrowing loan was successfully closed without any problems.

p. Mr. Andress provided an update on his and Mr. Gay's ongoing efforts to secure replacement health insurance coverage at a reasonable cost.

2. Solicitor Updates.

a. Mr. Pompo reported that he has not received a reply to his letter to PREIT's counsel regarding the condition of the property and the abandoned mushroom houses; he will follow-up. Mr. Pompo stated that he received a response from PREIT regarding the annual update of financial security related to construction and that detailed cost figures will be provided for review.

b. Mr. Pompo explained the application filed by Timothy Held requesting a Special Exception and Variance.

Motion by Mr. Allaband and second by Mr. Ayotte to take no position on the Timothy Held Special Exception and Variance Application. The vote was unanimous to adopt the motion as presented.

c. Mr. Pompo reviewed the Jason Anderson Decision and Order issued by the Zoning Hearing Board.

d. Mr. Pompo reviewed the William and Diane Chase Decision and Order issued by the Zoning Hearing Board.

e. Mr. Pompo noted that he sent a letter to the Jeannette J. Zebley Residuary Trust regarding noncompliance with the terms of relief previously granted.

f. Mr. Pompo reviewed the Keith S. Kimmel Decision and Order issued by the Zoning Hearing Board.

3. Treasurer.

a. Motion by Mr. Little and second by Mr. Ayotte to approve the list of the disbursements in the amount of \$215,888.13. The vote was unanimous to adopt the motion as presented.

b. Motion by Mr. Little and second by Mr. Allaband to ratify payment of the bills on the Paid Bills Report totaling \$42,152.40. The vote was unanimous to adopt the motion as presented.

c. Mr. Andress discussed that status of the budget through the first quarter of 2014 and noted that he and Mr. Gay do not recommend any changes to the budget at this time.

G. APPROVAL OF THE MINUTES

1. Motion by Mr. Ayotte and second by Ms. Gordon to approve the minutes of the March 24, 2014 meeting. The vote was four in favor and one abstention (Mr. Little did not attend that meeting); the motion passed.

H. GENERAL DISCUSSION

I. EXECUTIVE SESSION(S) HELD OR SCHEDULED

Chairperson Gordon announced the Board will hold an executive session pertaining to acquisition of development rights and personnel.

The Board recessed for an Executive Session at 10:01 p.m. and reconvened at 11:36 p.m.

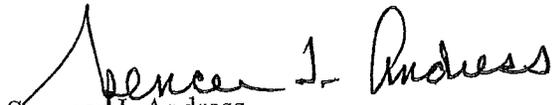
Chairperson Gordon announced that the Executive Session just held was to discuss the acquisition of development rights and a personnel issue.

Chairperson Gordon announced that the next meeting of the Board of Supervisors will be Monday, May 19, 2014 starting at 6:30 p.m.

J. ADJOURNMENT

Motion by Mr. Allaband and second by Mr. Ayotte to adjourn the meeting at 11:38 p.m. The vote was unanimous to adopt the motion as presented.

Respectfully submitted,


Spencer J. Andress
Assistant Township Secretary

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