

NEW GARDEN TOWNSHIP  
BOARD OF SUPERVISORS  
REGULAR MEETING MINUTES  
APRIL 13, 2015  
7:00 P.M.

Present:

Stephen Allaband, Chairman  
Richard Ayotte, Vice Chair  
Patrick Little  
Randy Geouque

Tony Scheivert, Manager  
Vince Pompo, Solicitor  
Spence Andress, AICP  
Sgt. Keith Cowdright  
Lew Gay, Secretary/ Treasurer  
Jon Martin, Airport Manager  
Melanie Weiler, Kennett Food Cupboard  
Rory Burkhart  
Wyn & Cindy Hiles  
Shane Morgan  
Carin Bonifacino- Growers Market

A. CALL TO ORDER

Chairperson Allaband called the meeting to order at 7:00 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. KENNETT FOOD CUPBOARD- Melanie Weiler from the Kennett Food Cupboard thanked the Township and Public Works staff in particular for past years participation and requested permission to use the public works garage for the 2015 food donation collections on December 16<sup>th</sup> to 19<sup>th</sup>.

Motion by Mr. Geouque and second by Mr. Ayotte to allow the use of the Public Works facility from December 16<sup>th</sup> through December 19<sup>th</sup> for this year's food donation collections. The vote was unanimous to approve the motion.

b. 131 SCARLETT ROAD- Rory Burkhart represents the seller of property located at 131 Scarlett Road who wants to raze a damaged building (by two fires) and build a four unit apartment building in its place.

Solicitor and Board explained that the normal process is to file for a variance.

c. 304 PENN GREEN ROAD HYDRANT TAX- Wyn and Cindy Hiles own two parcels, 304 and 308 Penn Green Road, and requested Fire Hydrant Tax relief. The property at 304 is within 780' of a hydrant but building may not be within 1000' of the hydrant.

Upon motion by Mr. Ayotte and second by Mr. Geouque, the Board unanimously voted to exempt parcel with address 304 Penn Green Road from the Fire Hydrant Tax.

Upon motion by Mr. Little and second by Mr. Geouque, the Board voted unanimously to review the Hydrant Tax Ordinance for accuracy and to receive input from the Avondale Fire Company to determine if various hydrants are and will be used for firefighting efforts within the Township.

d. NEW GARDEN PARK RIPARIAN BUFFER PROJECT UPDATE- Shane Morgan provided an update on the Park Riparian Buffer Project using a slide presentation. She noted that the PA DEP is projected to provide \$53,000 towards this project.

e. NEW GARDEN COMMUNICATION COMMITTEE UPDATE- Shane Morgan gave a Communication Committee update saying the four quarterly newsletters have been issued so far and a total of 424 have signed up to receive the newsletter.

f. NEW GARDEN GROWERS MARKET- Carin Bonifacino, announced that opening day for the Growers Market this year will be Saturday, May 9, at 9:00am. The location will continue to be at the Public Works facility on Route 41.

## 2. PERSONS WHO WISH TO BE RECOGNIZED (submit 3X5 card to Chairman)

No persons requested to be recognized.

## D. UNFINISHED BUSINESS

1. OPPY PROPERTY EXTENSION- The Township received a letter from Neil Land, Esq., representing the Oppy Property granting the Township an extension for the review time for this plan until May 31, 2015.

Motion by Mr. Geouque and second by Mr. Little to approve the extension was unanimously approved by the Board.

## E. NEW BUSINESS

1. RAY'S MOBILE HOME PARK SEWER BILL RELIEF- 8846 Gap Newport Pike requests relief from the sewer bill for account #36, due to a water line leak. The previous eight quarters used an average of 240,000 gallons.

Motion by Mr. Little and second by Mr. Ayotte to use 240,000 gallons quarterly use to prepare an adjusted sewer charge billing was approved unanimously.

2. NUNAN GROUP SEWER BILL RELIEF- 1120 Newark Road, Toughkenamon requests relief from sewer bill account # 247, for 101 Willow Street due to a water leak.

On motion by Mr. Ayotte and second by Mr. Little, the Board decided to table this item. Mr. Allaband noted that his employer repaired the leak

3. CHESTER COUNTY BALLOON FESTIVAL- June 19-21, 2015 at New Garden Flying Field

a. A request was made for a waiver from Chapter 49 to allow alcoholic beverage at the event in a designated cordoned off area. Ages will be verified for entry into the area. All beverages must be consumed within the area and no beverages will be allowed out of the designated area.

Motion by Mr. Allaband and second by Mr. Little to grant relief of Chapter 49 for duration of the event was unanimously approved.

b. Motion by Mr. Geouque and second by Mr. Ayotte to approve the application for the balloon festival for June 19-21. The motion was unanimously approved.

4. BUENA VISTA PARKING – Request was made to add additional parking in Township right-of-way. A plan was presented that provides for 12 additional spaces. Upon motion by Mr. Little and second by Mr. Ayotte to approved 12 additional parking spaces in the Township right-of-way was approved by the Board unanimously.

5. HARLOW POINTE FINANCIAL SECURITY RELEASE- Release #1 in the amount of \$29,728.03 has been requested and approved by Pennoni Associates.

On motion by Mr. Little, second by Mr. Geouque, the Board unanimously approved a \$29,728.03 release of Harlow Pointe Financial Security.

6. PUSEY ZHB APPLICATION- Motion by Mr. Little and second by Mr. Ayotte to support the five (5) variance ZHB application was approved unanimously.

7. GREEN VALLEY FARMS PROPERTY TRANSACTION- The public notification of advertisement of public hearing was questioned. Solicitor Pompo assured the Board that all Sunshine regulations have been adhered to. The Board has not seen a proof of publication for the advertisement for the public hearing. Solicitor is to provide proof of publication of advertisement.

Motion by Mr. Little and second by Mr. Geouque to hold all action on Green Valley Farms property transaction until it can be determined that the Township has not violated any sunshine compliance rules and regulations. The motion was unanimously approved.

8. EXECUTIVE SESSION ACTION- The Board directed the Township Manager to develop a recommended policy to address action on executive session items.

F. FUNCTIONAL AREA UPDATES

1. ADMINISTRATION

a. MOWING BID- Manager Scheivert explained the mowing bids were opened on April 10, 2015 at 1pm. There were six bidders.

Motion by Mr. Little and second by Mr. Geouque to award mowing bid to W.F. Harwood for items #1, #2 and #5 in the amount of \$16,420. The motion was unanimously approved.

Manager will have an agreement for the Board to consider at the next meeting.

b. ROAD SUREVEY AND PARK STUDY- Manager Scheivert presented an update to the Board on the Road Survey and Park Study being prepared by ARRO.

c. TOWNSHIP OFFICE DOOR LOCKS- Manager Scheivert informed the Board that 1<sup>st</sup> Choice Lock and Safe, LLC has presented a proposal of \$775 to rekey locks and install new hardware in the Administration Building.

On motion by Mr. Geouque and second my Mr. Little, the Board unanimously approved the \$775 proposal by 1<sup>st</sup> Choice to rekey locks and install hardware in the Township Building.

d. CO-OP STREET IMPROVEMENTS- Asphalt Maintenance Services was the accepted bidder by the Co-Op for Street Improvements in 2015.

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Mr. Little made a motion, second by Mr. Ayotte, to allow the Township to begin the 2015 streets program. The vote was unanimous to approve the motion.

## 2. POLICE

a. LAW ENFORCEMENT APPRECIATION DAY- Sgt. Cowdright noted that Law Enforcement Day activities will be held on Saturday, May 16, 2015, from 10am to 2 pm. The Township Building and the back parking lot will be utilized. Police, Fire and EMS will all participate.

## 3. TREASURER

a. DISBURSEMENTS- Motion by Mr. Little and second by Mr. Ayotte to approve list of disbursements in the amount of \$610,192.44. The vote was unanimous to approve the motion.

b. RATIFY PAID BILLS- Motion by Mr. Little and second by Mr. Geouque to ratify payment of the bills on the Paid Bills Report totaling \$104,969.35. The motion was unanimously approved.

c. BUDGET STATUS REPORT- Finance Director Gay presented a brief Budget Status Report as of March 31, 2015. The only significant concern is the over \$93,000 already spent this year for snow and ice control materials. Budget amount for year is \$85,000.

## G. APPROVAL OF THE MINUTES

1. On motion by Mr. Little and second by Mr. Geouque, the Board unanimously approved the minutes of the March 16, 2015 meeting.

## H. BOARD OF SUPERVISORS GENERAL DISCUSSION

There was no general discussion

## I. EXECUTIVE SESSIONS(S) HELD OR SCHEDULED:

Chairman Allaband announced the Board will recess to hold an executive session to discuss Real Estate and Personnel.

The Board recessed at 9:25pm and reconvened at 9:58pm.

Chairman Allaband announced that an executive session was held this evening to discuss Real Estate and Personnel.

Chairman Allaband announced that the next meeting of the Board of Supervisors will be held Thursday April 14, 2015 at 7:00pm.

L. OTHER BUSINESS

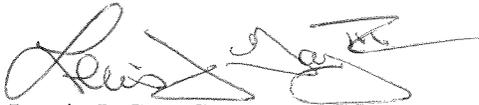
1. Motion by Mr. Ayotte and second by Mr. Allaband to obtain an appraisal on a property that the Open Space Board is currently considering for an amount not to exceed \$2,800.00. The motion was approved unanimously.

2. A motion by Mr. Allaband and second by Mr. Little, the Board unanimously agreed to increase the salary of the Township Manager by \$5,000.

M. ADJOURNMENT

On motion by Mr. Little, second by Mr. Ayotte, the Board unanimously agreed to adjourn the meeting at 10:04pm.

Respectfully submitted,

  
Lewis J. Gay, Secretary

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