

**NEW GARDEN TOWNSHIP**  
**299 STARR ROAD**  
**LANDENBERG, PA 19350**  
**BOARD OF SUPERVISORS**  
**REGULAR MEETING MINUTES**  
**SEPTEMBER 28, 2015**

**Present:**

Stephen Allaband, Chairman  
Richard Ayotte, Vice Chairman  
Randy Geouque  
Michael Loftus  
Patrick Little

Tony Scheivert, Manager  
Lewis Gay, Secretary/Treasurer  
Gerald Simpson, Police Chief  
Vince Pompo, Solicitor

**A. CALL TO ORDER**

Chairman Allaband called the meeting to order at 6:58 p.m.

**B. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the flag was recited.

**C. ANNOUNCEMENTS**

1. Chairman Allaband announced that the Board of Supervisors met on September 9, 2015, regarding Regional Policing.

**D. 1. PERSONS WHO WISH TO BE RECOGNIZED**

a. Susan Rzucidlo- Discussed the proposed incinerator project. She asked for details on what is being proposed, emission and whether the material will be dried first, etc.

b. Anthony Kwoke- He moved into the Township from Delaware. He explained an EIT problem with penalties and fines for 2012. He will also owe 2013 and 2014. He requested forgiveness of fines and penalties. Manager Scheivert will contact Keystone Collections and inform Mr. Kwoke regarding how to proceed with request.

c. Bill Romanelli with Milu Quinn, of 33 Sherwood Drive wants approval of the home garage to be an in-law suite with a kitchen. There will be an addition above the garage for living and sleeping. He has a possible zoning problem for getting permits. The Solicitor will research the situation with the Manager and Zoning Officer.

d. Kurt Rechenberg and Philip Pusey of J.D.P Properties- Requests a waiver for stormwater management and land development plans for a development project on Baltimore Pike. Plan was reviewed by ARRO with comments. Mark Harmon addressed ARRO's concerns regarding the project.

## **2. PERSONS SCHEDULED TO APPEAR BEFORE THE BOARD**

Mark Harmon- ARRO Engineering

1. Outlined the Township's 2015-2016 MS-4 (Stormwater Management) program and addressed questions/ concerns about the program.

2. Thompson Roadway Update- ARRO is waiting for Army Corp of Engineers to approve the plans so the Township can proceed with the project.

## **E. UNFINISHED BUSINESS**

**1. Charles Nunan Sewer Bill relief request-** 1120 Newark Road, Toughkenamon (sewer acct #63). The water leak has been repaired. Water did not go into the sewer system. The Township Manager recommends using an average of 52,400 gals/qtr to recalculate the quarterly bills in questions.

Motion by Mr. Little and second by Mr. Ayotte to approve Manager's recommendation was unanimously approved.

## **F. NEW BUSINESS**

**1. Harlow Pointe Financial Security Release #6-** in the amount of \$309,150.70 as recommended by Pennoni Associates, leaving a balance after release of \$1,042,311.13.

Motion by Mr. Little and second by Mr. Loftus to approve the release of \$1,042,311.13, as recommended by Pennoni Associates. The vote was unanimous to approve the motion as presented.

**2. Nandez Properties, LLC ZHB applications-** 515 Hillendale Road. Applicant is seeking a special exception to expand a non-conforming building (Section 200-138.C) and variances from the 100 foot setback requirement (Section 200.117.A(2)) as well as the maximum 15% lot coverage (Section 200-117.A(3)) permitted by the Zoning Ordinance. The owner does not have a MFEMP.

Motion by Mr. Little and second by Mr. Loftus to take no position on the ZHB application was unanimously approved.

## G. FUNCTIONAL AREA UPDATES

### 1. Administration

a. Manager stated that a shredding event (with Kennett Square Borough and Kennett Township) will be held on December 5, 2015 with the location and time to be determined. Township cost will be approximately \$180.00.

b. There will be an electronics event also on December 5, 2014 with a cost of \$685.00.

c. The Library Board requests a Development Committee Member from the Township.

Motion by Mr. Allaband and second by Mr. Little to appoint Joan Webber was unanimously approved by the Board.

d. There was nothing new to report on the Library Task Force. Motion by Mr. Allaband and second by Mr. Ayotte to not participate on the Task Force was unanimously approved.

**2. Police-** Police Chief Simpson reported there will be a meeting on Wednesday, September 20, 2015, at 7:00pm to revisit the possibility of Regional Policing.

**3. Solicitor-** Solicitor had no issue for report.

### 4. Treasurer

#### a. Budget Amendment

Treasurer Gay presented Budget Amendment Resolution #738 amending the 2015 budget to bring certain line items in line with actual yearly projections.

Motion by Mr. Ayotte and second by Mr. Geouque to adopt Resolution #738 amending the 2015 Budget was unanimously approved by the Board.

b. Motion by Mr. Little and second by Mr. Loftus to approve the list of disbursements in the amount of \$623,747.49, was approved 4-0-1 by the Board. Mr. Allaband recused himself on the Jenkins and McMahon invoices.

c. Motion by Mr. Ayotte and second by Mr. Loftus to ratify payments of the bills in the Paid Bills totaling \$791.82. The motion was unanimously approved.

d. Minimum Municipal Obligations for 2016 for the Police Pension totaling \$158,216 for 2016 for the Non-uniform Pension Plan totaling \$116,256.00.

Motion by Mr. Geouque and second by Mr. Ayotte to accept the 2016 MMO's for the Police Pension Plan totaling \$158,216 and for the Non-uniform Pension Plan totaling \$116,256, was unanimously approved by the Board.

**H. APPROVAL OF MINUTES**

Motion by Mr. Geouque and second by Mr. Loftus to approve the minutes of the August 31, 2015 meeting. The motion was unanimously approved as presented.

**I. GENERAL DISCUSSION**

There was no general discussion.

**J. EXECUTIVE SESSION(S) HELD OR SCHEDULED**

Chairman Allaband announced the Board will recess to hold an executive session to discuss real estate acquisition and legal matters.

Chairman Allaband announced that an executive session was held this evening to discuss real estate acquisition and legal matters.

Chairman Allaband announced that the next meeting of the Board of Supervisors will be a Budget Workshop, Monday, October 5, 2015, starting at 7:00pm.

**K. OTHER BUSINESS**

None

**L. ADJOURNMENT**

Motion by Mr. Little and second by Mr. Geouque to adjourn the meeting at 9:47pm was unanimously approved.

Respectfully Submitted,



Lewis L. Gay,  
Township Secretary