

West Vincent Township  
Board of Supervisors Meeting

April 3, 2017 7:00 PM

Attendance: Chairman John Jacobs, Vice Chairman David Brown, Michael Schneider, Joseph McGrory Esq., Hamburg, Rubin, Mullin, Maxwell and Lupin Township Manager Erica Batdorf and Township Secretary Tammy Swavely.

Chairman John Jacobs called the meeting to order at 7:05 PM.

Mr. Jacobs announced that there was an Executive Session on April 3, 2017 to discuss real estate prior to the regular Board meeting.

The first item of business was to open the bids for 2017 Road Materials. The following was received:

DESCRIPTION	Cedar Hollow Recycling 100 Paradise St. Phoenixville, PA 19460 Unit FOB Plant	Cedar Hollow Recycling 100 Paradise St. Phoenixville, PA 19460 Unit Delivered
AS2	No Bid	No Bid
AS4	14.25	19.95
PSP	No Bid	No Bid
Recycled Blacktop 2A Modified graduated	8.25	13.95
PennDOT Approved 203 Aggregate C2A Recycled Concrete	7.00	12.70
3A Crushed Recycled Concrete	7.90	13.60
Haul and Disposal of Dirt	10.95	10.95

Ms. Batdorf will review the bid specifications and this will be awarded at the next Board meeting on April 17, 2017.

**Approval of Minutes:**

Mr. Schneider made the motion to approve the March 6, 2017 and the March 20, 2017 minutes as submitted. Mr. Brown seconded the motion. Sharon Davis, 932 Jaine Lane stated that she felt the minutes from February 21, 2017 were too long on the Sixteen Years LLC property. Jim Helm, 2563 Veronica Drive stated that the comments by Chip Farnham on the March 6, 2017 minutes were incorrect and should be corrected. Chip Farnham, 988 St. Matthews Road clarified his comment. Mr. Helm stated that his comments on the March 20, 2017 minutes were not correct. Mr. Jacobs asked Mr. Helm to submit his comments to the office. The minutes were tabled. Mr. McGrory stated that the minutes are the actual record of the Township and only the motion, the second and the vote needs to be incorporated into the minutes. These minutes are trying to capture everyone's comments and that they should not have to get that involved. Mr. Jacobs stated that this has been a problem. Mr. Schneider stated that residents could send in comments on the

meetings electronically. Mr. Brown made the motion to table the minute approval. Mr. Schneider seconded the motion which carried unanimously.

### **Reports:**

Township Manager Report: Ms. Batdorf gave her report for the time period ending April 3, 2017 which was acknowledged as received. Chip Farnham, 988 St. Matthews Road asked about the high priority road work done that is listed in the Road Program. Ms. Batdorf informed him that within the next two weeks the paving of Horseshoe Trail from Davis Lane to St. Matthews Road will be going out to bid along with a portion of Nantmeal Road. The Sealcoat Bid was already awarded. Other paving this year may include Jaine Lane but this is a big project with a lot of Stormwater to be prepared. The Township will see how funding is, because the French Creek Culvert repair is going out to bid next week. Brian Curry, 512 Blackhorse Road asked about the Sheeder Mill Road Bridge. Ms. Batdorf stated that she has heard from the County that it should be done this June.

Bills List: Mr. Schneider made the motion that the Bills List dated 4/3/2017 in the total amount of \$91,959.58 be approved as submitted. Mr. Brown seconded the motion. The Board answered some questions and the motion carried unanimously.

### **Correspondence:**

Mr. Brown made the motion that the Board contribute \$1,000 to the Iron Tour as approved in the Township Budget. Mr. Schneider seconded the motion. Mr. Curry asked about the Multi-Modal Plan and what the Board plans for cyclists. Mr. Jacobs informed him that this was not the time to discuss that plan, this is a request for a fundraiser. There were no further comments and the motion carried unanimously. Mr. Jacobs voted yes, Mr. Brown voted yes, Mr. Schneider voted no. Mr. Schneider was asked why he voted no and he stated that he does not feel it is government's duty to spend tax payer's money on charities, it should be up to the individual.

### **Subdivision/Land Development:**

Eagle Farms/Toll Bros.: Mr. Schneider made the motion to approve Release #2, Sanitary Sewer Improvements for Toll Bros./Ewing Tract as recommended by the Township Engineer in his March 31, 2017 letter in the total amount of \$16,237.7. Mr. Brown seconded the motion. Mr. Curry asked what was completed. He was informed he should contact the Township Engineer for that information. The motion carried unanimously.

### **Old Business:**

West Vincent Land Trust: Mr. Schneider made the motion to approve a maximum donation of \$7,500.00 to WVLT for the funding of completed yield studies or conservation easements. Mr. Brown seconded the motion. Mr. Curry asked some questions on the ordinance that formed the West Vincent Land Trust. Mr. Brown informed him that the By-Laws were not updated but are now in the process. Pam Brown confirmed this by adding that the Trust is having Counsel prepare them. Mr. McGrory stated that the Trust is fixing something that was in the article so it

should not be an issue with the Township. Other comments were made and Mr. Jacobs called for a vote. Mr. Jacobs voted yes, Mr. Schneider voted yes and Mr. Brown abstained due to a conflict. Motion carried.

Open Space Review Board: Mr. Schneider made the motion to approve the amendment of Ordinance No. 99-1999 creating the Open Space Review Board to comply with the 2<sup>nd</sup> Class Township Code. Mr. Jacobs seconded the motion. Ms. Batdorf stated that the Township has been made aware that the Open Space Review Board appointments as it stands designates that a Board member be on the Board. That is what needs to be changed. Sara Shick, 1201 Davis Lane asked if there is a vacancy on the Open Space Review Board and if it will be posted and she was told yes. The motion carried unanimously. Mr. Schneider made the motion to amend the June 6, 2016 Board minutes to reflect the accurate terms of Open Space Committee Board Members, Bill Dietrich to 12/31/17, and Don Cook to 12/31/18. Mr. Brown seconded the motion. There were comments on the minutes. Mr. McGrory stated again that the minutes are not a transcript and should only reflect Board actions. Mr. Jacobs stated that it is also to report on any person speaking in an official capacity. The minutes try to encapsulate a lot. Ms. Batdorf stated that it is hard to know what to include. Mr. McGrory stated when litigation is involved, minutes are used. This could potentially be a problem. Mr. Jacobs asked Mr. McGrory to provide guidelines on this. There were no further comments and the motion carried unanimously.

#### **New Business:**

Circuit Trails: Mr. Brown made a motion that the Board pass Resolution 11-2017 as submitted endorsing the concept of the nine county region completing 180 miles of Circuit Trails by 2025. Mr. Jacobs seconded the motion. Ms. Batdorf explained that this is a project in the greater Philadelphia region and the Phoenixville Regional Planning Commission was asked to support this. It is a very ambitious program that desires to complete 750 miles of trail with 100 new miles by the year 2025. It is a 10' wide, multi-modal, multi-purpose elaborate trail network. It is being funded with private funding, grants and partners. West Vincent Township does not link into it. Mr. Jacobs stated that they are looking for moral support. The motion carried unanimously.

April as 811 Month: Mr. Schneider made the motion that the Board pass Resolution 12-2017 as submitted supporting Pennsylvania 811 Safe Digging Month. Mr. Brown seconded the motion. This can be added to the website and the newsletter. The motion carried unanimously.

New Subdivision Application: New subdivision applications were received for Bryn Coed Farms 2, 3 and 4 by the Natural Lands Trust. Mr. Brown made the motion that the Board acknowledge receipt of the Subdivision applications for the subdivision of the Bryn Coed Farms by the Natural Lands Trust. Mr. Schneider seconded the motion which carried unanimously. These will be forwarded to the Planning Commission.

New Zoning Hearing Application: A new Zoning Hearing Application was received from Marc New Zoning Hearing from Marc and Maureen Duey appealing the Zoning Officer's Decisions of March 22, 2016 and February 27, 2017 and an Appeal filed to the UCC Board of Appeals for the denial of the Building Permit. Mr. Brown made the motion that the Township authorize Mr.

McGrory and his office to defend the Zoning Officer's interpretation to the Zoning Hearing Board and to defend the appeal to the Uniform Construction Code Appeal. Mr. Schneider seconded the motion. There were some questions and Mr. McGrory stated that he cannot go into details because of the litigation at this time. The motion carried unanimously.

**Public Comment:**

Mrs. Davis shared information that she would be interested in a Township wide road cleanup day.

Ms. Shick asked if there was a resolution to the end of S. Chester Springs Road. Mr. Jacobs commented that the Township is planning on meeting with Penn DOT.

Ms. Shick commented on the zoning area that is RM. She would like to know if the Planning Commission could discuss it since the homeowner had retained an attorney. Mr. Jacobs stated that the Planning Commission did make a recommendation but the Board did not decide on it yet. Mr. McGrory stated that the Planning Commission can discuss it if they want to, there is no timeline on a recommendation.

Mr. Curry asked the Board about its plan for the Multi-Modal Plan and if they plan on having a plan to install trails per this plan. He feels that the Park and Recreation Commission have an interest in moving this forward. Mr. Jacobs stated that the road program is near \$5,000,000 and that should be a priority. He added that if Toll Bros. was coming into the Bryn Coed Subdivision then the Township could ask for a trail. However, the Bryn Coed subdivision proposal is not requiring any road improvements. Mr. Curry felt that if there is no space for them, then they would never get built. Ms. Shick stated that the Planning Commission can address those concerns.

Jennifer Munson, 1974 Beaver Hill Road asked about the culvert on Beaver Hill Road. This will be forwarded to the Public Works Department.

Mr. Jacobs appointed Mr. Brown as the Board Liaison to the Open Space Review Board.

Harriet Stone, 1645 Birchrun Road thanked the Public Works Department for moving a large boulder onto her property and off the road.

Meeting adjourned 8:17 PM.

Respectfully Submitted,

Tammy Swavely  
Township Secretary