



**WEST WHITELAND TOWNSHIP
BOARD OF SUPERVISORS**

BUSINESS MEETING

Minutes of the Second January Meeting

January 22, 2020

1. Call to Order

Chairman Rajesh Kumbhardare called to order the second January business meeting at 6:30 p.m. Those present besides Mr. Kumbhardare were as follows:

Theresa Santalucia	-	Vice-Chairman
Joshua Anderson	-	Member
Mimi Gleason	-	Township Manager
Pam Gural-Bear	-	Assistant Township Manager
John Weller	-	Director of Planning and Zoning
Ted Otteni	-	Public Works Director
Beth Jones	-	Finance Director
Joseph Catov	-	Police Chief
Vince Pompo	-	Solicitor

ANNOUNCEMENTS:

The Board met in executive session on January 14, 2020, at 9:00 a.m. to discuss matters of personnel and prior to tonight's meeting to discuss matter of litigation.

The Township offices will be closed on Monday, February 17 in observance of Presidents' Day.

Mr. Kumbhardare announced that anyone wishing to provide public comment on an agenda item to please wait until that item is discussed. If anyone would like to comment on items not on the agenda, they will be provided 3-5 minutes to speak. If anyone wishes to speak longer, they should approach the Township beforehand to be placed on an agenda.

PUBLIC COMMENT:

Bruce Vessey, of the Uwchlan Ambulance Board of Directors, provided a recap of the emergency provider's activity for 2019. Of the 3,819 calls responded to, 1,401 were in West Whiteland Township. This is a 16% increase over the previous year. While the organization provides service to 8 different townships, its highest number of calls come from West Whiteland. In addition, Uwchlan Ambulance participated in 73 community events last year, half at no cost to the communities. One-third of those events were in West Whiteland at events such as summer concerts and Community Day. The organization also provides various training opportunities, including CPR training. Mr. Vessey would like the opportunity to meet with the Board of Supervisors at a future date to discuss the services provided and the financial challenges faced with continuing budget deficits. Board members thanked Mr. Vessey for his presentation and will be happy to schedule a future meeting with him.

Jerry McMullen, Township resident, asked for an update on the little league fields at Boot Road Park. Mr. Otteni said the land development plan was approved, stormwater and NPDES permits have been issued by the Conservation District, a pre-construction meeting has taken place, and it is expected the equipment will be mobilized this week or next to start construction. Mr. McMullen asked if the project was being funded by Sunoco. Mr. Otteni confirmed that the project is being funded by the contractor, Michels, for the benefit of the Little League because the fields at Meadowbrook Manor Park are not likely to be available this spring. The new fields also will be available for use by schools and other leagues besides Exton Little League, West Side Little League, and Sts. Philip and James. In response to a question from Mr. McMullen, Mr. Otteni provided a status on Sunoco work in Meadowbrook Manor, noting that the permit modification has been approved by DEP and Sunoco has started to remobilize. Ms. Santalucia added that the County Commissioners filed for an injunction.

HEARINGS & PLANS:

1. Adoption of Amendment to the Subdivision and Land Development Ordinance for Open Space Fee-in-Lieu requirements

A hearing was held to consider an ordinance amending Section 281-47, Chapter 281, of the Township Code to revise regulations pertaining to community facility areas including the provision of lands for open space and recreation and the payment of fees in lieu thereof.

Ms. Santalucia made a motion, seconded by Mr. Anderson, to adopt Ordinance No. 451 to amend the open space requirements for development found in §281-47 of Chapter 281 of the Township Code of Ordinances, "Subdivision and Land Development." Mr. Kumbhardare called for public comment. Public comment was given by residents Miriam Beckman, Jim Carr, Nancy McMullen, Todd Peterson, Len Weiner, and residents of West Goshen, Martha Calla and Karen Kent. A record of the hearing was taken by Elaine Parrish, Court Reporter. The motion was unanimously approved, and the hearing was closed.

Responding to questions regarding open space, a map of the Township's Open Space areas was shown to the audience. The map is also available on the Township's website. Ms. Gleason noted that over 20% of the land in the Township is permanently-protected open space. Mr. Weller then reviewed the various tracts.

CONSENT AGENDA:

Ms. Santalucia made a motion, seconded by Mr. Kumbhardare, to approve the Consent Agenda consisting of the following:

- Minutes of January 6, 2020
- Accounts Payable Warrant Report dated January 22, 2020
- Resolution 2020-09 Disposition of Media

Mr. Kumbhardare called for public comment and there were none. The motion was unanimously approved.

BUSINESS:

1. Appointment of Beth Jones as Treasurer

Ms. Gleason explained that when the former Finance Director resigned, the Board appointed Ms. Gleason to serve as temporary Treasurer. Beth Jones has now been hired to serve as Finance Director and began work on January 16.

Mr. Anderson made a motion, seconded by Ms. Santalucia, to appoint Beth Jones as Treasurer. Mr. Kumbhardare called for public comment and there were none. The motion was unanimously approved.

2. Resolution 2020-10 Boot Road Bridge Project – Utility Relocation Reimbursement Agreement

Ms. Gleason explained that PennDOT is currently moving forward with plans for the replacement of the Boot Road bridge over Amtrak in East Caln. In addition to the bridge, the project includes roadway reconstruction and intersection improvements at the intersection of Boot Road with Quarry Road. With the Township’s long-term plan to replace the sanitary force main, it is beneficial to have that installed on the bridge and in the roadway by PennDOT’s contractor in conjunction with the overall project. PennDOT is requiring the Township to enter into a Utility Relocation Reimbursement Agreement.

Ms. Santalucia made a motion, seconded by Mr. Anderson, to adopt Resolution 2020-10, authorizing the Township Manager to execute the Utility Relocation Reimbursement Agreement between the Commonwealth of PA and West Whiteland Township and designating the Assistant Township Manager to attest the Agreement. Mr. Kumbhardare called for public comment and there were none. The motion was unanimously approved.

3. Authorization to advertise trash bag bid

Ms. Gleason confirmed that the trash bags were not available on Co-Stars. There was discussion of the different types of trash bags available and which ones allow for greater flexibility and capacity.

Staff is still researching aspects of the changing recycling market and refining what items are still profitable to recycle and which are not in preparation for the upcoming bid for residential trash and recycling haulers for the Pay as You Throw system. It is expected that the cost of trash bags will remain at \$2.50 each, but an increase in the current recycling fee of \$49/year could increase next year depending on what happens with the recycling market.

Mr. Anderson made a motion, seconded by Mr. Kumbhardare, to authorize advertisement of the bid notice to purchase trash bags on PennBid. Mr. Kumbhardare called for public comment and there were none. The motion was unanimously approved.

4. Adoption of Amendments to Manager Ordinance

Ms. Gleason reviewed her Memorandum dated January 15, 2020. Mr. Kumbhardare asked what prompted the proposed change to have the Police Chief report to the Township Manager rather than the Board of Supervisors. Ms. Gleason said this came about in discussions with the Board last year while preparing to search for a new Chief due to the upcoming retirement of Chief Catov. She said the search consultant recommended the change. Mr. Kumbhardare felt the change should wait. Ms. Santalucia was in favor of the proposed change. Mr. Anderson felt it would be more difficult to make the change after a new Chief was hired and was in favor of making the change now.

Mr. Anderson made a motion, seconded by Ms. Santalucia, to adopt Ordinance 2020-01 amending the Manager Ordinance. The motion was approved 2-0-1. Mr. Kumbhardare abstained.

5. Accept Municibid Auction Results

Mr. Anderson made a motion, seconded by Ms. Santalucia, to accept the Municibid Auction results as outlined in Denise Serino's Memorandum dated January 16, 2020. The motion was unanimously approved.

6. Review December Financial Report

The Board had no questions on the December Financial Report.

7. Discussion about Refugee Resettlement

Ms. Gleason reviewed her Memorandum dated January 15, 2020. While no formal motion was needed at this time, the Board indicated their unanimous support should action be needed quickly to send a letter indicating that West Whiteland Township would be willing to permit refugees to relocate to the Township. Todd Peterson asked if there would be any restrictions on who could be relocated. Ms. Santalucia and Ms. Gleason explained that any refugees would be fully vetted and admitted by the State Department and have a sponsor.

8. Staff Updates – Street cleaning during construction projects; Exton train station mural

Mr. Otteni addressed some confusion/misconceptions on social media recently about using water to clean streets and control dust by construction sites when temperatures are 40 degrees and below. The request not to use water was received from PennDOT in an effort to keep ice off the roads. Mr. Otteni said he will continue to monitor the situation.

Ms. Gleason announced that SEPTA has hired artist, David Guinn, to paint a mural at Exton Train Station and is looking for community input. Mr. Weller said the Township will reach out to residents of Whiteland Woods, the Courts at Valley View, and Exton Station for comments. Examples of Mr. Guinn's work can be seen on his website: davidguinn.com.

Mr. Pompo explained that the Township has need to conduct a hearing under the Local Agency Law and recommended that the Board make a motion to appoint Andy Rau of the firm Unruh, Turner, Burke and Frees, as special hearing counsel for the conduct of hearings under the Local Agency Law.

Ms. Santalucia made motion, seconded by Mr. Anderson, to appoint Andy Rau as described by the Solicitor. The motion was unanimously approved.

The Board then - adjourned into Executive session to discuss a matter of litigation.

The Board reconvened at approximately 8:30 p.m.

Mr. Pompo said: A matter has been added to the agenda concerning the bid of the Route 100 Multi-modal Trail - Exton Train Station to Chester Valley Trail project. The Township received bids via PennBID yesterday. The apparent low bidder is Road-Con, Inc. There has been some indication that the contractor is considering withdrawing the bid and under law has 48 hours from the date of receipt of bids in which to do so. The Board discussed this in executive session due to the nature of a potential claim concerning the withdrawal of the bid, and would like to take action this evening that in the event that the low bidder Road-Con, Inc. would withdraw its bid within the statutory 48-hours, that the Board would make a motion to reject all of the bids for the project and authorize the rebidding of the project.

Mr. Anderson made a motion, seconded by Ms. Santalucia, to reject all bids received for the Route 100 Multi-modal Trail - Exton Train Station to the Chester Valley Trail project and authorize the rebidding of the project if the low bidder, Road-Con, withdraws its bid. The motion was unanimously approved.

ADJOURNMENT

The meeting adjourned at approximately 8:45 p.m.

Respectfully submitted,



Mimi Gleason
Recording Secretary