

## MINUTES FOR DECEMBER 6, 2016

The regular monthly meeting of the Valley Township Board of Supervisors was held on Tuesday, December 6, 2016, at the Township Building, 890 West Lincoln Highway, Coatesville, PA.

The meeting was called to order at 7:44 p.m. by Chairwoman Patrice Proctor. Those in attendance were supervisors Kathy O'Doherty, Arlin Yoder, and Patrice Proctor. Joe Sciandra participated by audioconference. Supervisor Christopher Lehenky was absent. Also in attendance were Ed Rasiul of Pennoni Associates (engineer) and Alan Jarvis (solicitor).

An executive session was held at 6:30 p.m. prior to the meeting to discuss personnel issues and items on the agenda.

### **BOARD GENERAL COMMENTS:**

Ms. Proctor announced that the Children's Holiday Party will be held on December 10, 2016 from 12:00 noon to 2:00 p.m. at the Rainbow Elementary School. Tickets are available during business hours at the Township Building.

Christmas tree pick up will be held on January 9, 23, and 30, 2017/

Mr. Yoder noted that the Regal movie tickets are available for \$9.00 at the Township Office. He stated that they are great gifts and the proceeds benefit the Parks and Recreation Authority.

The next mattress and television pick up on December 28.

**Mr. Yoder made a motion to take the agenda out of order. Ms. O'Doherty seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Yoder – yes; Mr. Sciandra – yes; Ms. Proctor – yes.

### **CITIZEN'S COMMENTS:**

Lisa Commodari, 137 Peters Court – Ms. Commodari reported that she received a trash can violation. She stated that she never knew of solid waste ordinance. She said she could not find a 32 gallon container. She noted that she feels storage in her community is an issue and asked if the Board of Supervisors could either extend the deadline for compliance to the ordinance in order to find a trash can or to reconsider allowing larger containers.

Ms. Proctor stated that "tippers" were installed on the trash trucks as a back up in case the recycle truck is down. Members of the Board of Supervisors did not realize the crew was using the tippers for trash toters. Ms. O'Doherty stated that the Board need to work on our ordinance and asked for residents to be patient. She noted that the size of the can was originally set at 32 gallons for safety concerns for the trash crew to be able to lift the containers for dumping. Ms. O'Doherty said the Board is open to re-evaluate the current ordinance as the tippers could be

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used to dump the larger cans. Mr. Yoder added that not all larger containers can be used with the tipplers. He stated that the Board cannot designate a specific brand of container, but the specifications of the container would need to be incorporated into any possible ordinance amendment. Ms. O'Doherty noted that it would be similar to the current blue recycling container that is utilized.

Christopher Hikel, 27 Lamberts Lane, commented on receiving information. He said he feels the Township should use Facebook to get out their information. Ms. O'Doherty said that there are some people who do not utilize Facebook.

Mr. Yoder commented that in the Township had overlooked some of the larger cans as they did not want to see the trash on the side of the streets, but the Township needs to be conscious of workers compensation claims and potential back injuries to our public works employees. Ms. Commodari said that perhaps the Township should hire people who were stronger to lift. Ms. Proctor introduced two members of the road crew and asked if they looked strong enough to lift a 32-gallon trash can.

Brian Myers, Lead Worker II of the Valley Township Public Works Department, inquired if the trash crew should still issue the red non-compliance tags. The Board asked to hold off issuing the tags at this time.

Thomas Lambert, 219 Church Street – Mr. Lambert advised that during a Rental U&O inspection in 2015, he was told by the then building inspector (Caln Township) that a permit was required for work that was noted done in the basement without a permit which involved closing in garage doors and making it a solid wall. Mr. Lambert advised that this work was done before he purchased the property in 2009 and requested he be reimbursed for his \$109 building permit. After additional discussion, to include confirmation that a permit was needed to take out the original garage doors, the Board tabled any decision until they could gather more information.

Marsha London, 109 Barber Avenue – Ms. London noted that her mother is the owner of the Cemetery on Cemetery Lane. She reported that people are going up to cemetery at night and there has been evidence of a couch and mattress that have been set on fire. She said there are condoms and trash on the road. She said that she contacted the Township's Codes Office with a request that they would like to put a gate up that would be closed from dusk to dawn. From her report, the gate would cross over Cemetery Road. Question arose regarding ownership of the road. Mr. Yoder advised that research would need to be done outside of the meeting to determine the legality of installing a gate. Question also arose if when the gate was closed if it would block any homes to emergency service providers, if needed. Ms. London mentioned that she thought she could provide a key. The Board concurred that they would need to gather more information. The Board also concurred that the ongoing situations reported at the cemetery need police patrolling.

Christopher Hikel, 27 Lamberts Lane – Mr. Hikel reported that the speed limit is 25 on Lamberts Lane. He said there are a lot of children in the area of Lamberts Lane and Johnny's Way and is concerned about the cars that exceed the speed limit. He said there is a major bus stop in front of

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his house. He requested more 25 mph signs. He also inquired about adding two additional stop signs to enhance safety. Mr. Rasiul stated that to install additional stop signs, warrants must be met. He stated that state regulations state that you can't use stop signs to regulate speed. Mr. Hikel asked if he could do the traffic study. Mr. Rasiul said it must be done by a traffic engineer, but that the LTAP program could be a resource to assist and that he would provide the contact information for LTAP.

#### **SOLICITOR'S REPORT:**

Attorney Jarvis reported on the following items:

- Mr. Jarvis reported that a zoning hearing application still has not been submitted for 123 Burgundy Lane. The Board concurred that the Township needs to move forward with a civil suit to be filed in district court.
- Mr. Jarvis reported that the City of Coatesville has not submitted a zoning hearing application for a variance regarding 123 Mt. Airy Road.
- Spruce Street Sewage – Mr. Jarvis reported that he spoke to Mike Ellis regarding discrepancies with their cost estimate. Some prices seem low. Development agreements were sent to the representatives for this project.
- Mr. Jarvis reported that he had forwarded corrected agreements to Mr. Jaros relative to the James Terry Funeral Home. He reported that he had talked with Mr. Jaros that the professional fees had been included with the bond and that the professional fees needed to be posted with cash and the bond could be lowered deducting the professional fees.

At this time, Joe Sciandra left meeting.

#### **OLD BUSINESS**

Discussion/consideration to authorize Pennoni Associates to complete the design and prepare bid documents for the Manor Road Project. – Mr. Rasiul reviewed the latest timeline communication. He asked the Board for direction if Pennoni should continue to complete the design and bid documents to be able to put the project out to bid when the County advises that we can do so. Board agreed for Pennoni to proceed.

#### **NEW BUSINESS:**

Discussion/consideration to authorize Payment #2 to Out of Site Infrastructure in the amount of \$53,150.58 for the Main Street Culvert Project – Mr. Rasiul reviewed the project status to date. Based upon the engineer's recommendation, **Mr. Yoder made a motion to authorize payment to Out of Site Infrastructure in the amount of \$53,150.58. Ms. O'Doherty seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Yoder – yes; Ms. Proctor – yes.

Discussion/consideration to release Developer's Performance Bond and professional fee escrow balance for Dollar General – Mr. Rasiul reported that work is complete per plan and a recommendation letter was submitted that the bond could be released. **Mr. Yoder made a motion to release their bond and remaining professional fee balance for Dollar General.**

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**Ms. O'Doherty seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Yoder – yes; Ms. Proctor – yes.

#### **ENGINEER'S REPORT**

Mr. Rasiul read and submitted the engineer's report which is on file at the Township Office.

At this time, Mr. Rasiul left the meeting

#### **NEW BUSINESS CONTINUED:**

Discussion regarding illegal dumping in Township – Ms. Proctor noted that a dumping site has started on Main Street. Mr. Jarvis will look up ordinance and consult with the township code enforcement officer with proper steps to take with the property owner. Members of the road crew that were present were asked if they could make of list of dumping areas. One area that is known is the property off East Glencrest Road.

Mr. Waldrop, township resident and a Public Works Department employee, said the issuance of the solid waste violation notice is creating a hostile environment. He also said some people are just throwing their trash out bags and not placing them in a container. Ms. Proctor advised that the Township is rethinking their decision.

At this time, Mr. Jarvis left the meeting

#### **OLD BUSINESS CONTINUED:**

Discussion/consideration to establish a meeting date/time with Kimmel Bogrette – The Board agreed to set a date to meet with Kimmel Bogrette regarding the status of the new township building for January 19 at 6:30 p.m.

#### **NEW BUSINESS CONTINUED:**

Consideration to advertise to appoint auditor (C.P.A.) at reorganization meeting – **Mr. Yoder made a motion to advertise to appoint a CPA as the township's auditor at the annual organization meeting. Ms. O'Doherty seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Yoder – yes; Ms. Proctor – yes.

Consideration of time for Reorganization Meeting – **Ms. O'Doherty made a motion to hold the annual Reorganization Meeting on January 3, 2017 at 7:00 p.m. Mr. Yoder seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Yoder – yes; Ms. Proctor – yes.

Consideration of time for annual elected auditor's meeting – **Mr. Yoder made a motion to set the annual elected auditors meeting for January 4, 2017 at 7:00 p.m. Ms. O'Doherty seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Yoder – yes; Ms. Proctor – yes.

Discussion regarding "communication outreach system" – Ms. O'Doherty felt that the Township needs a way to get information to residents and does not feel the newsletter and website is

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effective. It was reviewed that we have tried special mailings and have gotten feedback that residents do not open that mail. The Township currently utilizes a notification system called *Swift Reach* which was a requirement for a water system. It does require residents who wish to get notifications to furnish a phone number. Ms. Proctor noted individual mailings are costly. Ms. O'Doherty also suggested looking into an eMail notification system. Mr. Yoder stated that residents need to be responsible to read what is published or mailed to them.

**APPROVAL OF MINUTES:**

**Mr. Yoder made a motion to accept the minutes from the November 15, 2016 meeting as presented. Ms. O'Doherty seconded the motion.** Question: Ms. O'Doherty – yes; Mr. Yoder – yes; Ms. Proctor – yes.

**PUBLIC COMMENT:**

None

Mr. Yoder made a motion to adjourn and Ms. O'Doherty seconded the motion. All affirmed. The meeting adjourned at 10:15 p.m.

Janis A. Rambo  
Township Secretary