

APPROVED

FRANKLIN TOWNSHIP BOARD OF SUPERVISORS' MINUTES August 16, 2017

Call to Order:

Chairman Auerbach called the meeting to order at 7:03 p.m. Present were Supervisors Dea, Schenk, Snyder and Torres. Also present were Township Solicitor Mark Thompson, HARB and HC Commission Chairman Paul Lagasse, Stormwater Engineer Linda Cluck of LTL Consultants, Manager/Treasurer Joan McVaugh, and Secretary Sharon Norris. There were approximately 5 members of the public in attendance.

Announcements: There will be an Executive Session after the meeting to discuss a legal matter.

The meeting was commenced with the Pledge of Allegiance to the Flag.

Public Comment: Resident Nan Latimer thanked everyone involved in achieving the goal of turning the intersection of Appleton Rd. and Strickersville Rd. into a 4-way stop intersection, making it safer for everyone, especially the Township's new Amish residents. She specifically thanked the Township staff, particularly Jeff Eastburn, who started the process back in January, and the Board of Supervisors. She congratulated Democrats and Republicans for working together with PennDOT to achieve this important goal. Chairman Auerbach noted the support received from Representative Lawrence and Senator Dinniman.

Approval of Minutes:

- a. BOS Minutes of July 19, 2017: Mrs. Dea moved, seconded by Mr. Snyder, that the Board approve the July 19, 2017, v3 Minutes, as presented by the Township Secretary. Motion passed 5-0.
- b. Disposition of Records – Resolution 2017-16: Mrs. Schenk moved, seconded by Mr. Snyder, that the Board approve Resolution 2017-16 regarding the Disposition of Records for the Board of Supervisors' meeting of July 19, 2017. Motion passed 5-0.

Reports:

- a. Treasurer's Report for July 2017: Chairman Auerbach moved, seconded by Mr. Torres, that the Board approve the July 2017 Treasurer's Report which includes the following disbursements: The General Fund with disbursements and transfers of \$100,166.33; the Park & Recreation Fund with disbursements of \$3,636.66; the Open Space Fund with disbursements of \$6,974.10; the Capital Reserve Fund with disbursements of \$79,003.16; the Highway Aid Fund with disbursements of \$26,818.45; the Emergency Services Fund with disbursements of \$29.99; and the Fire Hydrant Fund with disbursements of \$1,742.10; leaving a balance in all funds totaling \$1,059,391.45. Motion passed 5-0.
- b. Zoning Officer's Report: Mr. Snyder reported that during the month of July, 5 permits were issued and 22 building inspections took place. Building Fees collected were \$804.70; Recreation, Open Space and Impact Fees were \$-0-; Miscellaneous Fees collected were \$550.00. There is one ongoing violation at 6 Meadow Wood Lane. The Bank is taking care of having it mowed. Manager McVaugh updated the Board on the status of 206 Fox Run Road which goes to sheriff sale this week. She advised the bank that the house does not have

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a roof and is uninhabitable. The house is posted and has tape across the door. If it isn't sold the Bank will buy it back. The entire report may be seen on the Township website at www.franklintownship.us.

- c. Planning Commission Report(PC): Supervisor Torres advised that there was no PC meeting in August.
- d. HARB/HC Report: Chairman Lagasse provided a summary of the August 2nd meeting of both the Historical Commission (HC) and the (Historical Architectural Review Board (HARB). They met mostly to fulfill their quarterly meeting requirement; however the HC did discuss the [Eastern Shore] pipeline and noted that the Pennsylvania Historical and Museum Commission (PHMC) has signed off on its review of historical properties. The HC also discussed the proposed 3-way stop at Appleton and 896, and HC's plan for the 2017/2018 season for which they have 4 talks already lined up. The HARB met and reviewed the Certificate of Appropriateness (COA) for 3313 Appleton Road. Mr. Lagasse stated that they were impressed with the quality of the COA and recommended that the Board of Supervisors approve it at tonight's meeting.

Business:

- a. Certificate of Appropriateness (COA) for 3313 Appleton Rd.: Mrs. Dea moved, seconded by Mrs. Schenk, that the Board of Supervisors grant the Certificate of Appropriateness for porch, chimney and roof repairs at 3313 Appleton Rd. as recommended by the HARB at their August 2, 2017 meeting, based on the findings that the application is in compliance with Sections A-G of the Secretary of the Interior's standards and the proposed work is a necessary repair in keeping with, and appropriate to the current appearance of the home.

Discussion: Chairman Auerbach commented on the completeness of the COA and other members of the Board expressed being pleased that the house is being repaired. The owner, Mrs. Elizabeth Randby, expressed excitement at the prospects of bringing the house back to its original splendor and described her vision for how it might appear for the July 4th celebration next year. Mr. Auerbach welcomed her to the community.
Motion passed 5-0.

- b. MS4 Permit: Mrs. Schenk moved, seconded by Mr. Snyder, that the Board of Supervisors authorize LTL Consultants to submit the MS4 permit application with the TMDL Plan to DEP no later than the deadline of September 16, 2017.

Discussion: Linda Cluck, the Township's MS4 Consultant from LTL, was present to review the Township's permit application and to answer the Board's questions. At the June Board meeting, the Board understood from Ms. Ellen Kohler of the White Clay Leadership Team for the Collaboration Project that, based on preliminary engineering calculations, the Township had met its load reduction goals for this permit cycle. However, it became clear in tonight's discussion that the Collaboration Project was only an option in the eastern section of the urbanized area and therefore Ms. Kohler's comments applied only to the eastern section. Ms. Cluck explained that although the Township may have met the MS4 requirements in the eastern section, the goals for the middle and western sections may not have been met. Certain Best Management Practices (BMPs), such as stream bank restorations, tree plantings and stormwater basin retrofits, etc., may be needed to lower the percentages in those areas. Ms. Cluck will be attending a meeting on August 17th, and will get a better idea of the Township's specific requirements and will be in communication with the Township Manager. Also at issue is whether to submit the application as is, since it is due

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September 16, 2017, or should it be revised to include additional BMPs for the middle and western areas? Although the permit is due in September, DEP has indicated that no feedback will be available until March 2018. Ms. Cluck's recommendation is to send the permit in the way it is, she will get additional information at the August 17th meeting and taking into consideration the Township's existing BMPs in the middle and western areas, a decision can be made whether additional BMPs are needed. If necessary, a revised application can be re-advertised for public review and resubmitted to DEP. The motion passed 5-0.

c. Guiderail Bid Award: The Township has received bids for installation of guiderails on South Guernsey and Laurel Bridge Roads. The Township Engineer has reviewed the results and recommended the project be awarded to the lowest responsible bidder. Chairman Auerbach moved, seconded by Mrs. Schenk, that the Board, based on the recommendation of the Township Engineer in his letter dated August 14, 2017, award the Guide Rail Project bid, to install guiderails on portions of South Guernsey Road and Laurel Bridge Road, to Morgan Rail, the lowest responsible bidder, in the amount of \$48,538.75. Motion passed 5-0.

d. Resolution 2017-17 – EMS Service Designation: The West Grove Fire Company (WGFC) has requested that the Township pass a resolution stating that WGFC is the first responder for EMS emergencies in the Township. Mr. Snyder moved, seconded by Mr. Auerbach, that the Board adopt Resolution 2017-17, authorizing Chester County Emergency Services to designate WGFC EMS as the Township's primary EMS agency providing basic life support services and designating that advanced life support mutual aid be provided by Southern Chester County Emergency Medical Services.

Discussion: The members of the Board had several questions that could not be answered. Mr. Snyder tabled the motion until the Township Mgr. obtains additional information.

e. 3-Way Stop Franklin and Peacedale Roads: The need for improving the safety at this intersection was brought to the attention of the Board at last month's meeting by a resident. The Board agreed that the intersection needs improvement. This action must be done by ordinance. Mr. Torres moved, seconded by Mr. Auerbach, that the Board of Supervisors authorize the Solicitor to advertise for enactment at a future meeting, an Ordinance regarding the installation of an additional stop sign on Peacedale Road East, and removing the "Except for Right Hand Turn" on the stop sign at Peacedale Road West, at its intersection with Franklin Road, making this an all-way stop intersection.

Discussion: Chairman Auerbach advised that several members of the Township staff, including the Township Engineer, have viewed the intersection and PennDOT has provided technical advice. There is significant vegetation blocking the sight line at the intersection which will be removed by the Township's contractor in order for the Township Engineer to create an appropriate design for the necessary improvements, including the installation of the 3-way stop. Motion passed 5-0.

f. Brake Retarder Signs: A resident contacted PennDOT and the Township requesting that Brake Retarder signs be installed near their property to help reduce truck noise. PennDOT approved the request and marked the area for installation of the signs. The Township is required to enact an ordinance and install the signs. Mr. Torres moved, seconded by Mr. Snyder, that the Board of Supervisors authorize the Solicitor to advertise, for enactment at a future meeting, an Ordinance regarding installation of Brake Retarder Signs at 1903 New London Road. Motion passed 5-0.

g. Strickersville/Appleton 4-Way Stop Update: This was a successful effort on the part of the Township which was achieved much more quickly than expected. Mrs. Schenk suggested

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that the Township offer to reimburse Nan Latimer for the stop signs she purchased for installation at the intersection which could not be used by PennDOT. The signs Ms. Latimer purchased can be used by the Township, if needed on Township roads.

- h. Site Improvement Plan: This will be a monthly discussion until the municipal site improvements have been completed. Supervisor Torres reported on his meeting with the Township Contractor and Mr. Tom Kealey, the landscaper who planted Phase 1 of the landscape improvements. He provided some potential designs for landscape buffering of the contractor's yard. Mrs. McVaugh and Chairman Auerbach met with Chuck Phillips, PC member and architect, and engaged him to develop a proposal for improving the storage area. Mrs. Schenk inquired about the possibility of using the old salt storage area for storing some bulk items that do not need temperature control. Mrs. McVaugh advised that a gentleman inquired about cutting down one of the apple trees to use the wood to cook ribs in the International Jack Daniels BBQ Invitational. She was happy to oblige since all three trees were scheduled to be removed. She asked him if he was interested in taking down all the trees and he agreed to do so free of charge. The Township contractor has provided a quote for the repair of Municipal Lane and members of the Board requested that the Engineer provide an updated drawing.

Public Comment: There was no public comment.

Adjourn: The meeting was adjourned at 8.50 p.m.

Respectfully submitted,

Sharon Norris

Sharon Norris
Township Secretary

BOS Mtg. 08.16.17.v.3.ER