

EAST FALLOWFIELD TOWNSHIP
BOARD OF SUPERVISORS MEETING
May 10, 2022 Approved minutes
6:30 p.m.

Members Present

Wilson Lambert, Chairman
Joe Heffern, Vice Chairman
Katja DiRado, Member
John Nielsen, Member
Al Wright, Member

Township Staff Present

Scott Swichar, Township Manager

1. CALL TO ORDER, SILENT MEDITATION, PLEDGE OF ALLEGIANCE

Chairman Lambert called the meeting to order at 6:30 PM.

2. DISCUSSION

A. APPROVAL OF MINUTES

April 26, 2022 BOARD OF SUPERVISORS MEETING MINUTES

MOTION: Vice Chairman Heffern made a motion to approve the April 26, 2022 Board of Supervisors meeting minutes as presented. Chairman Lambert seconded.

Supervisor DiRado stated she was not at the meeting.

Supervisor Wright stated that that he emailed the manager one non-substantive change.

Township Manager Swichar stated he made the change.

VOTE: 4-0. Supervisor DiRado abstained.

3. TREASURER'S REPORT

1) Payment Authorizations.

MOTION: Vice Chairman Heffern made a motion to approve the Payment Authorizations for the period of April 27, 2022 through May 10, 2022 in the total amount of \$1,012,972.87 as presented. Chairman Lambert seconded.

Treasurer Breslin stated there are two interfund transfers in the payment authorizations.

VOTE: 5-0.

1. TOWNSHIP MANAGER'S REPORT

1) Authorization to advertise the TMDL Plan.

Township Manager Swichar stated that John Cassels from Herbert MacCombie is at the meeting tonight to provide an overview of the TMDL plan. The Board has a copy of the draft in their board packet.

Mr. Cassels, from Herbert MacCombie stated that at the last meeting he was not asking for an approval of the plan. He was asking for permission to advertise the plan. There is still time to make changes to the plan. DEP asked the township to move forward with the plan. The next step is to advertise the draft in the paper and provide an opportunity for public participation. Mr. Cassels asked the board for permission to put the plan out for public participation.

There was a board discussion about the draft TMDL plan.

Mr. Cassels stated there is a 30-day review period after the board approves advertisement.

MOTION: Vice Chairman Heffern made a motion authorizing the advertisement of the TMDL draft plan for public review and comment. Supervisor Wright seconded.

Dave Porter, of Hebert MacCombie stated that he has a draft ACT 537 Plan for the Board. He would like to make a presentation at the next board meeting.

VOTE: 5-0.

- 2) An Agreement with Lamb McErlane to represent East Fallowfield Township as Special Counsel.

Township Manager Swichar stated that the township already has an agreement with the Lamb McErlane to serve as special counsel to the township at a rate of \$225/hour. The proposed motion will authorize Lamb McErlane to complete police investigative work for the township.

MOTION: Supervisor DiRado make a motion to hire Lamb McErlane as special counsel for East Fallowfield Township for police investigative work at an hourly rate of \$225. Vice Chairman Heffern seconded.

Supervisor DiRado questioned how long the process would take.

Township Manager Swichar stated he would check tomorrow.

VOTE: 5-0.

- 3) Chester County American Rescue Plan Application

Township Manager Swichar stated that the township owns 33.7 acres on Goosetown Road. It is a heavily wood site. There is no way for the township to enter the site. The land is currently only used by a handful of landowners. There are hunting shelters on the site. There is a conversation easement on the property. The township can install a parking lot, gazebo, and trails on the property. Nothing else can be installed at the site. Brandywine Conservancy paid for the township to receive engineered plans to build a stormwater management report for the site. The township contracted with D.L Howell who engineered an 8-space parking lot with two handicapped spaces. It would be expensive to build a parking lot at the site. Excavation and a large retaining wall are

needed. The township has not yet received an estimate. It could be difficult to get funding for the project. The Chester County ARPA grant is one possibility.

Supervisor DiRado questioned if camping is allowed at the site.

Township Manager Swichar stated that he believes camping with a tent is an allowable use.

Township manager Swichar stated that the site could potentially become a recreational area for the entire township. If the township does not receive an estimate, it might not be able to submit the grant application.

There was a board discussion about the proposed parking lot.

Supervisor DiRado questioned if the gazebo could look natural and whether the lot surface would need to be asphalt.

Township Manager Swichar stated yes. The driveway must be asphalt, since stone would wash away. He stated that the land is not ideal for a park due to the steepness. However, it is a beautiful space that could be open to the community.

Supervisor Wright questioned if the property could be sold.

Township Manager Swichar stated that there is an easement restriction on the property and building is not allowed.

Vice Chairman Heffern questioned if port-a-potties could be installed.

Township Manager Swichat stated he is not sure.

Supervisor Nielsen questioned if hunting would be allowed.

Supervisor DiRado stated that there are certain weeks during the year when hunting is allowed, and this could be a compromise.

Township Manager Swichar stated that the township could reach an agreement with hunters to maintain the trails.

MOTION: Vice Chairman Heffern made a motion authorizing the township manager to submit a grant application to the Chester County American Rescue Plan for construction of a parking lot at the township's property on Goosetown Road. Supervisor DiRado seconded.

VOTE: 4-1. Supervisor Nielsen voted nay.

4) Purchase of Recycling Containers

Township Manager Swichar stated that the township was awarded a \$192,000 902 grant from DEP to purchase 3,000 95-gallon recycling containers. The township received an estimate from Eagle Truck Equipment to purchase 3,000 containers at a cost of \$221,940. The cart is made by Otto. The estimate includes the cart, assembly and distribution and freight. The carts will be delivered in 8-10 weeks after the order is placed. They include a 10-year warranty and are made in the USA. A proposed motion is in the board packet authorizing the manager to purchase them.

Supervisor DiRado questioned what will happen to the old carts.

Township Manager Swichar stated that the old carts are owned by Waste Management.

Supervisor Wright questioned the timing of the transition.

Township Manager Swichar stated that if the township is getting a new hauler, then the new cart should be in the home by January 1.

MOTION: Supervisor Wright make a motion authorizing the township manager to purchase 3,000 95-gallon recycling containers from Eagle Truck Equipment through the PA Costars Purchasing Program from the Capital Fund at a cost of \$221,940. Supervisor Nielsen seconded.

VOTE: 5-0

5) New Business

1) OLD BUSINESS

Vice Chairman Heffern questioned if the manager received a written complaint related to freezing water on Cardinal Drive.

Township manager Swichar stated that the township never received a written complaint.

Supervisor Wright questioned the status of Mortonville Road.

Township Manager Swichar stated that PECO will complete their week prior to the township paving it.

2) PUBLIC PARTICIPATION

Tiffany Madsen asked a question related to the police chief.

Township Manager Swichar stated that he cannot discuss personnel matters.

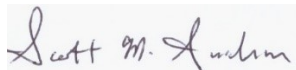
Vice Chairman Heffern stated there is an acting police chief at the moment.

3) ADJOURNMENT

MOTION: Chairman Lambert made a motion to adjourn the May 10, 2022 of Supervisors Meeting at 7:27PM. Vice Chairman Heffern seconded.

VOTE: 5-0.

Respectfully Submitted,



Scott Swichar,
Township Manager/Secretary