

EAST FALLOWFIELD TOWNSHIP
BOARD OF SUPERVISORS MEETING
February 26, 2019 Approved Minutes
6:32 p.m.

Members Present

Steve Herzog, Chairman
Wilson Lambert, Vice Chairman
Joe Heffern, Member
Katja DiRado, Member

Township Staff Present

Scott Swichar, Township Manager
Pani Martin, Township Treasurer
Lisa Valaitis, Township Secretary

Township Solicitor

Mike Crotty

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

Chairman Steve Herzog called the meeting to order at 6:32 p.m.

2. DISCUSSION

A. APPROVAL OF MINUTES

1) January 22, 2019 Board of Supervisors Meeting Minutes.

MOTION: Chairman Herzog made a motion to approve the January 22, 2019 Board of Supervisors meeting minutes as presented. Supervisor Wilson Lambert seconded.

QUESTIONS AND COMMENTS:

- a. Township Resident Erwin Zeller commented on Township resident Ronald P. Scott's presentation regarding the Township purchasing the East Fallowfield Elementary School to serve as a municipal building. Mr. Zeller commented that the Board of Supervisors should assess if there is money available to purchase the school before the Township hires an engineer/consultant to assess the structural and mechanical condition of the building. Chairman Herzog stated this is a long-range idea. Mr. Zeller commented on an error on page 4 of the meeting minutes. Under the "Comments and Questions" section, item a, it states that the Weaver Mulch sign is "24 to 32 square inches" which does not seem correct. Solicitor Mike Crotty verified that it should state "feet" and he verified the exact size of the Weaver Mulch sign is 25 feet. Mr. Zeller asked what the duties are for the financial consultant that the Township recently hired. He commented that 10 hours worked per week at \$100 per hour would equal a Township cost of \$52,000 per year. Chairman Herzog stated the financial consultant was temporarily hired for the time the Township Treasurer was on leave. The financial consultant's services are no longer being used.

Chairman Herzog stated that only two out of the three Supervisors that attended the January 22, 2019 Board of Supervisors meeting were currently present to approve the January 22, 2019 Board of Supervisors meeting minutes. Therefore, this vote was tabled until the March 12, 2019 Board of Supervisors meeting.

2) February 12, 2019 Board of Supervisors Meeting Minutes.

MOTION: Chairman Herzog made a motion to approve the February 12, 2019 Board of Supervisors meeting minutes as presented. Supervisor Joe Heffern seconded.

QUESTIONS AND COMMENTS:

- a. Township Resident Sharon Scott questioned items under the "Payment Authorization" section on page 1, of the February 12, 2019 meeting minutes. She asked about the payment made to "the Standard," which was approved at the February 12, 2019 Board of Supervisors meeting. She requested the meeting minutes include who the invoice was paid to. Township Treasurer Pani Martin stated the company name is "The Standard". Mrs. Scott requested "the Standard" be changed to "The Standard." Mrs. Scott also asked what "The Standard" bill is for. Township Treasurer Martin stated the invoice is for short-term and long-term disability insurance for all full-time municipal employees. Mrs. Scott asked what the payment is for that was made to the Health and Welfare Fund. Township Treasurer Martin said that the Health and Welfare Fund invoice is for the Public Works Department's monthly medical insurance. Mrs. Scott stated that this is not transparent. Township Treasurer Martin commented that on page 18 of this month's Payment Authorizations, you can see the details for the payment made to the Health and Welfare Fund, what expense account the bill is coded to, and what the payment is for. Township Treasurer Martin stated this payment is for one month. Mrs. Scott commented that the Township is paying \$8,000 per month for medical insurance for five employees. Chairman Herzog said that this is the cheapest medical insurance cost.

VOTE: 4-0 (Approved with changes to Payment Authorization section.)

B. PRESENTATION

- 1) Ridgecrest Development – Landscaping Proposal – Mike Honan, Rouse Chamberlin.

Mike Honan, of Rouse Chamberlin Homes, presented a landscaping proposal for the Ridgecrest Development. Mr. Honan stated the Ridgecrest Development will have 70 homes, each of which will be on 1/3 acre lots. Mr. Honan said that there is a lot of excessive landscaping in the approved development plans. There is a heavy street tree program, a lot of open space, buffering landscaping of trees and shrubs throughout the development, and heavy landscaping on the individual lots. Mr. Honan said in the approved development plans, the homes have two-car garages and front-loading driveways, which does not leave a lot of room in the front yards for landscaping. Mr. Honan requested Township approval of cutting back on the individual lot landscaping. This landscaping cutback would provide savings to Rouse Chamberlin. Mr. Honan stated that he met with Township Manager Scott Swichar and Township Treasurer Martin to discuss this landscaping proposal. He proposed reducing the lot landscaping and paying the Township \$1,000 per lot (\$70,000 total). Supervisor Heffern asked Mr. Honan how much his savings would be. Mr. Honan stated he would save less than his offer to the Township. Township Solicitor Mike Crotty said the development plan is subject to an older landscaping ordinance. It is the Board of Supervisors discretion to waive the landscaping requirements. The best way to approve this is to amend the plans of record, pass the changes through the Planning Commission and follow the traditional process to amend the plans. Supervisor Lambert stated that the original plan was approved by the Planning Commission. Mr. Honan also discussed the challenges of getting new homeowners to maintain the landscaping on their properties. Chairman Herzog said the Board of Supervisors is willing to listen and consider the proposed landscaping changes, however he requested that Mr. Honan present his proposed landscaping changes to the Planning Commission. Mr. Honan stated he will present his proposal to the Township's Planning Commission.

C. STRATEGIC PLANNING STEERING COMMITTEE

- 1) Appointment of George Devine to the Strategic Planning Steering Committee.

The Board of Supervisors interviewed George Devine, an applicant interested in being appointed to the Strategic Planning Steering Committee. Supervisor DiRado asked Mr. Devine why he is interested in serving on the Strategic Planning Steering Committee. Mr. Devine said he is interested in the Township and Township growth. Supervisor Heffern asked Mr. Devine about his background. Mr. Devine stated he owns an automotive shop located on Route 82 in East Fallowfield Township. He said he has owned this automotive shop for 37 years. Supervisor DiRado asked Mr. Devine if he would be able to attend West Chester Economic Development Council meetings. Mr. Devine stated that he has a flexible schedule and he would be able to attend meetings.

MOTION: Chairman Herzog made a motion to appoint George Devine to the Strategic Planning Steering Committee with a term ending December 31, 2019. Supervisor Katja DiRado seconded.

QUESTIONS AND COMMENTS:

- a. Planning Commission Chairman Dennis Crook reported that he stopped by Mr. Devine's shop when he was looking at the Newlinville area in the Township. He told Mr. Devine about the Strategic Planning Steering Committee. Planning Commission Chairman Crook stated it would be helpful to have representation from the Newlinville area of the Township on the Strategic Planning Steering Committee.

VOTE: 4-0

Township Manager Swichar announced that the first Strategic Planning Steering Committee meeting will be on Monday, March 11, 2019 at 6:00 p.m.

D. FIRE DEPARTMENTS & DEPARTMENTS OF EMERGENCY SERVICES

1) Westwood Fire Update.

Westwood Fire Company Chief John Sly presented the January Westwood Fire Company Fire Chief and EMS Reports. He reported that the Modena Fire Company put their new fire truck into service at the end of 2018. Chief Sly also announced that both the Westwood Ambulance and Modena Ambulance fundraisers are currently underway. Chief Sly said at the end of last year the East Fallowfield Township Police Department, Westwood Fire Company, and Modena Fire Company were involved in life-saving operations, involving two residents. He is working with East Fallowfield Township Police Chief Chris Porter to put together a recognition ceremony for those people involved.

- 2) January Westwood Fire Company Fire Chief's Report submitted for Board and resident review.
- 3) January Westwood Fire Company EMS Report submitted for Board and resident review.
- 4) January Modena Fire Company Fire Chief's Report submitted for Board and resident review.
- 5) January Modena Fire Company Fire Chief's Report – East Fallowfield Calls Only submitted for Board and resident review.

E. TREASURER'S REPORT

1) January 31, 2019 Treasurer's Report.

MOTION: Chairman Herzog made a motion to approve the January 31, 2019 Treasurer's Report. Supervisor Heffern seconded.

VOTE: 4-0

2) Payment Authorizations.

MOTION: Chairman Herzog made a motion to approve the Payment Authorizations for the period of December 26, 2018 through February 26, 2019 in the total amount of \$325,839.36 as presented. Supervisor Lambert seconded.

VOTE: 4-0

F. TOWNSHIP MANAGER'S REPORT

1) 2019 Multimodal Transportation Fund Grant Award Letter for Mortonville Road Repairs.

Township Manager Swichar reported that the Township has received official notification from PennDOT that East Fallowfield Township has been awarded a \$1,000,000 Multimodal Transportation Fund Grant for repairs to Mortonville Road. PennDOT will mail the Township a contract that needs to be executed within 12 months and the Township has three years from the execution date to complete the project.

2) 2215 Strasburg Road – Request for Waiver of 2019 Trash & Recycling Invoice.

Township Manager Swichar discussed a letter submitted to the Township from the owner of 2215 Strasburg Road requesting a waiver of the 2019 trash and recycling bill based on the residence being vacant.

MOTION: Chairman Herzog made a motion to approve the waiver of the 2019 trash and recycling fee for 2215 Strasburg Road. Supervisor Lambert seconded.

QUESTIONS AND COMMENTS:

- a. Chairman Herzog asked if a waiver has been granted for 2215 Strasburg Road in past years. Township Manager Swichar stated a waiver has been granted in prior years for 2215 Strasburg Road.
- b. Solicitor Crotty stated he thought the way a waiver was granted in the past was to include a clause in the motion that a new Certificate of Occupancy needs to be obtained every year prior to requesting the waiver. Township Manager Swichar stated a Certificate of Occupancy is only presented for new homes in East Fallowfield Township. This makes it difficult for the Township to track when a home is vacant and when ownership is transferred.
- c. Chairman Herzog said the trash and recycling bills are sent out every year and a waiver must be requested every year.
- d. Township Manager Swichar commented that if the home is sold later this year, the County will not send out a bill to the new homeowner. Solicitor Crotty stated the Township could manually issue a bill to the new homeowner. Township Treasurer Martin stated the trash bill is typically settled as part of the real estate settlement process. Township Treasurer Martin stated the Township receives trash certifications from real estate agents. She also commented that the County sends the Township Real Estate Transfer Reports. Chairman Herzog stated it looks like there are ways for the Township to determine if the home becomes occupied.
- e. Supervisor Heffern asked if the County would remove the trash bill amount of \$275 from the municipal tax bill for 2215 Strasburg Road. Township Manager Swichar stated he will contact the County and request that they remove the trash fee portion from the municipal tax bill. Supervisor Heffern asked if there is any concern about setting precedence by granting this waiver. Chairman Herzog said a resident is required to submit a written waiver request or come before the Board of Supervisors to request a waiver.
- f. Township Resident Erwin Zeller asked a general question about waivers and if they can be abused. He commented that he was concerned that if a significant number of residents are granted waivers, the cost would increase for the residents still paying trash and recycling bills. Chairman Herzog stated this is the only trash and recycling waiver granted every year. Chairman Herzog also said that the cost to residents will not increase as a result of waivers granted.

VOTE: 4-0

3) Resolution No. 2019-09 - A Resolution Approving the Adoption of Revisions to the Employee Handbook/Personnel Manual for East Fallowfield Township.

Township Manager Swichar stated the purpose of this Resolution is to correct a typo found in the Employee Handbook/Personnel Manual that was adopted on January 7, 2019. The personnel files will be maintained by

the Township Secretary moving forward. Township Manager Swichar stated that the typo incorrectly lists the Township Treasurer as the person that should be contacted for changes in personnel data. The Township Secretary should be contacted for changes in personnel data.

MOTION: Chairman Herzog made a motion to approve Resolution No. 2019-09 approving the adoption of revisions to the Employee Handbook/Personnel Manual for East Fallowfield Township, as presented in the Resolution. Supervisor DiRado seconded.

QUESTIONS AND COMMENTS:

- a. Township Resident Sharon Scott asked for confirmation that the Township Manager stated the correction is changing the wording to "Township Secretary" and not "Township Treasurer" as the person who maintains the personnel records. Chairman Herzog commented that Mrs. Scott was correct.

VOTE: 4-0

4) Zoning Hearing Board Solicitor Request for Proposals (RFP's).

Township Manager Swichar reported that the Township issued a Request for Proposals (RFP's) for the position of Zoning Hearing Board Solicitor. The Township received eight proposals. The Zoning Hearing Board members will select and appoint a Zoning Hearing Board Solicitor. The Zoning Hearing Board may interview the applicants. Township Manager Swichar reported the proposals have been sent to the Zoning Hearing Board members.

MOTION: Supervisor Lambert moved to have the Zoning Hearing Board choose their own solicitor. Supervisor Heffern seconded.

VOTE: 4-0

5) Approval of Resolution No. 2019-10 - Landscapes3 Endorsement.

Chairman Herzog stated that Chester County is looking for the Township to endorse Landscapes3, the County's most recent Comprehensive Plan. Chairman Herzog said that last year, Mr. Brian O'Leary, from the Chester County Planning Commission, did a presentation on the draft version of Landscapes3. At that meeting, the Board of Supervisors requested changes to the Landscapes3 draft and those changes were incorporated into the final Landscapes3.

MOTION: Chairman Herzog made a motion to approve Resolution No. 2019-10 authorizing the Township's endorsement of Landscapes3, the County's Comprehensive Plan. Supervisor Lambert seconded.

QUESTIONS AND COMMENTS:

- a. Township Resident Sharon Scott stated she would not approve this Resolution and would not endorse the County's Comprehensive Plan. Mrs. Scott said she recalls at the July 2018 Board of Supervisors meeting, Mr. O'Leary from the Chester County Planning Commission, stated the County is in a deficit of \$8 million. Costs are skyrocketing in the Township. Supervisor DiRado commented that East Fallowfield Township's 2019 budget is balanced. Mrs. Scott stated a budget can always be balanced by increasing taxes.
- b. Supervisor Lambert stated we just endorsed a consistent approach across the County for addressing growth, preservation, recommendations on a wide range of topics, smart growth, housing diversity, transportation, collaboration, and resiliency.
- c. Supervisor Heffern stated Landscapes3 sets a regulatory framework aside for open spaces and this is something that many of us support.

- d. Township Resident Sharon Scott stated she does not see any open space in the Township other than the rich land owners of 90-acres or more. She stated the Township Community Park is too little and we should have more open space designated in the western portion of the Township. Mrs. Scott stated the Township also needs a park in the east side of the Township. Chairman Herzog stated the Township owns open space land in the eastern part of the Township. Mrs. Scott suggested a collaborative effort between East Fallowfield Township, South Coatesville Borough, and Modena Borough to acquire the land around Woodward Drive to designate it as open space.
- e. Township Resident Erwin Zeller asked what the percentage of open space is in the Township. Planning Commission Chairman Crook stated that 55% of East Fallowfield Township's land is open space. Township resident Sharon Scott stated most of the open space in the Township is south of Strasburg Road and private property. Supervisor DiRado stated the King Ranch property is a trust and it is open to the public. Planning Commission Chairman Crook said this property is called "The Laurels." Township resident Erwin Zeller asked if the land on South Caln Road where the new development is being built was considered part of open space. Chairman Herzog stated that property was a farm and it was not protected as open space. Chairman Herzog stated the 55% open space is protected and will always remain open space. Solicitor Crotty said that part of the Ridgcrest Development is designated as open space and can not be developed.

VOTE: 4-0

6) Resolution No. 2019-11 – A Resolution to Amend the Fee Schedule for Collection of Televisions by the Public Works Department.

Township Manager Swichar stated this proposed resolution would reduce the collection cost of televisions for residents. The current fees are \$40 for a television 51 inches and under and \$60 for televisions over 51 inches. Township Manager Swichar stated the Township is collecting more televisions from the side of the roads that have been dumped, than by scheduled pick-up. Township Manager Swichar said he feels the Township should be charging less for collecting televisions from residents. Under the new ECOvanta contract, the Township does not need to pay to dispose of televisions. The new lower fees will cover the costs of the Public Works Department picking up the televisions. Township Manager Swichar said he hopes the lower fees will reduce the number of televisions being dumped. Township Manager Swichar reported that he is planning a future free drop-off program at the Township building.

MOTION: Chairman Herzog made a motion to approve Resolution 2019-11, amending the fee for television collection by the Public Works Department in the 2019 Fee Schedule. Supervisor Heffern seconded.

QUESTIONS AND COMMENTS:

- a. Township Resident Tom Nash commented that he disposed of his television at a site in Lancaster. Mr. Nash said he could not find a local place that would accept televisions.
- b. Chairman Herzog said that televisions can be disposed of at the Lanchester Landfill in Narvon.
- c. Township Resident Sharon Scott requested the prices be included in the motion. Solicitor Crotty stated this is not necessary because the amended prices are in the Resolution. Mrs. Scott stated the price should be stated in the meeting minutes. Solicitor Crotty stated the prices will be included in the meeting minutes as part of the discussion on the Resolution.

VOTE: 4-0

G. LEGAL

1) Zoning Ordinance Amendment – Electronic Signs and Billboards Ordinance.

Solicitor Crotty stated that this Board of Supervisor meeting serves as the official public hearing for Board consideration of the Electronic Signs and Billboards Zoning Ordinance. Solicitor Crotty summarized the Electronic Signs and Billboards Ordinance. He said that municipalities are required to provide for every use and therefore it is important to put appropriate use provisions in an ordinance. The Ordinance provides

regulations for billboard and electronic signs. Solicitor Crotty stated that billboards are only permitted in the Multi-Use Zoning District and limited to properties with frontage on state roads. The maximum billboard size permitted is 50-square feet. Anything larger would require a special exception from the Zoning Hearing Board and the size limit under special exception is a maximum of 300-square feet. The proposed Ordinance includes a billboard to billboard setback which is how far one billboard is from another billboard. There is also a billboard right of way setback which requires the sign be set back from a road by 20 feet or 1 ½ times the height of the billboard. There are also street intersection requirements. A billboard must be at least 150 feet away from the boundaries of residential districts or residential properties. The proposed Ordinance lists additional requirements for applicants. Solicitor Crotty said that an electronic sign is permitted in the Multi-Use and Public Facilities Zoning Districts. An electronic sign is not permitted to be on before 7:00 a.m. or after 10:00 p.m. An electronic sign is permitted to change a maximum of three times per day. There are location criteria for electronic signs. An electronic sign must be perpendicular to the road and not facing the road. Solicitor Crotty stated that this Ordinance has been discussed and reviewed by the East Fallowfield Township Planning Commission and the Chester County Planning Commission. The hearing was advertised as required.

MOTION: Chairman Herzog moved that the Township adopt Ordinance No. 2019-02, amending the zoning ordinance regulations of billboards and electronic signs in the form as presented. Supervisor Heffern seconded.

- a. Township Resident Erwin Zeller questioned what the maximum size limit is for an electronic sign in the Township. Solicitor Crotty stated that the maximum size limit of for an electronic sign is 25-square feet.
- b. Township Resident Jim Cochran asked for clarification on Solicitor Crotty's comment that a billboard company could come into the Township and put up a sign anywhere in the Township. Solicitor Crotty clarified that if the Township did not have these provisions in place, the ordinance would not cover every type of use and could be considered exclusionary. Mr. Cochran asked if a sign could be put on the Township property. Solicitor Crotty stated an electronic sign would be permitted on the Township property, however a billboard would not be permitted. A billboard is an offsite advertisement and is only allowed in the Multi-Use Zoning District. The only area of the Township zoned Multi-Use is the area along Route 82 near Newlinville. Chairman Herzog said this Ordinance protects the residential areas of the Township from having an electronic sign or billboard put up.
- c. Planning Commission Chairman Crook stated drafting this ordinance has been at least a six-month process.
- d. Planning Commission Member John Nielsen said the City of Coatesville has been approached about billboards. The City of Coatesville approved three billboards in exchange for the company building an amphitheater. Putting this Ordinance in place prevents this type of activity from occurring in East Fallowfield Township.

VOTE: 4-0

H. PLANNING COMMISSION

1) Planning Commission Report.

Planning Commission Chairman Crook presented a report on the two Planning Commission meetings held in February. At the February 4 Planning Commission meeting, they held a workshop style meeting and discussed ideas for revenue building versus attracting the right type of development for revenue. Planning Commission Chairman Crook said the income coming into the Township has changed. Some ideas were as follows: considering growth in the Newlinville commercial area, redeveloping the East Fallowfield Elementary School, reassessing property values versus increasing taxes, expanding the Village Commercial Zoning Districts in the Township, implementing a business privilege tax, expanding the Mortonville area, township utilities/authority, convenience store, gas station, dentist, doctor, pharmacy, Chester County 2020 Community Grant Writer, Chester County Economic Development Council, land professional, banks for CRA's (community development

projects), local assisted living companies, businesses, trails, neighboring municipalities, and individuals income based on affordable housing. Planning Commission Chairman Crook reported that at the February 18 Planning Commission meeting, they discussed ideas for expanding the infrastructure of the Newlinville area in East Fallowfield Township. They also invited George Devine, Township business owner, to attend the meeting. Solicitor Crotty also attended this Planning Commission meeting.

Township Manager Swichar discussed a recent meeting with West Chester University Geography Department that he attended with Planning Commission Chairman Crook. The Township received grant money from the West Chester University to do a GIS-based study of the Township to evaluate and determine, based on GIS data, what the business-needs are in the Township. Township Manager Swichar stated he will receive the results of the study in April. Planning Commission Chairman Crook reported the Planning Commission is also looking at changing some of the uses permitted by right in the Multi-Use Zoning District. Planning Commission Chairman Crook also discussed the Blighted Property Ordinance and how it will be enforced.

I. POLICE DEPARTMENT

- 1) January Police Department Report submitted for Board and resident review.

J. PUBLIC WORKS DEPARTMENT

- 1) January Road Department Report submitted for Board and resident review.

K. HISTORICAL COMMISSION

- 1) January 9, 2019 Historical Commission meeting minutes submitted for Board and resident review.

L. NEW BUSINESS

- 1) Creation of Health & Wellness Committee.

Supervisor DiRado said she would like to create a Township Health & Wellness Committee. The purpose would be to provide health education and to address health problems in the Township. Solicitor Crotty will research health and wellness committees.

- 2) Open Space Referendum.

Supervisor DiRado stated Newlin Township just passed an Open Space Referendum. She would like to meet with one of Newlin Township's Supervisors to explore this option for East Fallowfield Township.

- 3) Vacation Leave in New Employee Handbook.

Supervisor Heffern discussed the vacation leave policy that is in the new Employee Handbook adopted on January 7, 2019. He said an issue with the vacation leave in the new Employee Handbook recently came to the Board of Supervisors attention. The issue is whether current employees hired under the old Employee Handbook should be grandfathered in under the prior vacation leave policy. He presented a chart showing how vacation is accrued over the years. Previously, after one year, an employee would receive two weeks of vacation and every year thereafter receive one additional day of vacation. Under the new handbook, an employee receives two weeks after one year, and three weeks after two years. The vacation days remains at three weeks until 14 years of employment. Supervisor Heffern said he would like to ensure they are not shorting employees that were hired prior to the approval of the new Employee Handbook.

MOTION: Supervisor Heffern moved to allow current employees who are hired under the old handbook to opt in or remain grandfathered in under the old vacation policy, not changing it going forward, just for the old employees.

QUESTIONS AND COMMENTS:

- a. Township Resident Erwin Zeller asked if this is applicable for full-time or part-time employees. Supervisor Heffern stated this is for full-time employees. Mr. Zeller asked how many hours a week is considered full-time. Chairman Herzog stated 40 hours a week is considered full-time. Mr. Zeller asked if there is a cap on the number of vacation days an employee may accrue. Chairman Herzog stated that under the old Employee Handbook, an employee could accrue up to six or seven weeks of vacation. Mr. Zeller asked if this is for uniform and non-uniform employees. Supervisor Heffern stated this is for non-union office staff.

Supervisor Heffern withdrew the motion. The Board of Supervisors tabled this discussion and will discuss this further in an executive session.

4) Condition of Strasburg Road approaching Fairview Road.

Chairman Herzog informed Township Manager Swichar that the dry patch that PennDOT put down on Strasburg Road approaching Fairview Road on the east side is gone. Chairman Herzog asked Township Manager Swichar to request PennDOT put dry patch down again on Strasburg Road and hopefully get on their spring paving list. Township Manager Swichar said that PennDOT will be back in April to do more permanent repairs. Township Manager Swichar will request PennDOT come back out to put another dry patch on Strasburg Road.

5) Multimodal Transportation Grant.

Supervisor DiRado congratulated Township Manager Swichar for obtaining the PennDOT Multimodal Transportation Program Grant for repairs to Mortonville Road. She asked when the Township will be accepting the grant and planning for the additional required funds. Township Manager Swichar said that the project cost is approximately \$1.3 million. The grant will cover 70% of the cost and there is a 30% match requirement. Chairman Herzog said that the Township has three years to do the work. Township Manager Swichar said he is looking into possible grants to cover the matching funds. Supervisor DiRado said that she noticed East Fallowfield Township's road conditions are good compared to other local roads.

M. PUBLIC PARTICIPATION

- 1) Township Resident Erwin Zeller asked about the Pen King letters referenced in the previous Board of Supervisor meeting minutes. He asked if someone is going to build a large residential development or a marijuana plant in the Newlinville area of East Fallowfield Township. Chairman Herzog stated there are no plans to build a development or marijuana plant in the Newlinville area of East Fallowfield Township. The Pen King letters were letters with ideas that were sent to the Planning Commission inquiring if there was any Township interest in pursuing these ideas. Township resident Erwin Zeller asked if the Township has an ordinance addressing marijuana. Solicitor Crotty stated marijuana is regulated by the state. Solicitor Crotty discussed the legality of a marijuana growing facility.
- 2) Township Resident Sharon Scott asked for clarification about Planning Commission Chairman Crook's comments regarding PECO and the West Chester Economic Development Council. Planning Commission Chairman Crook said that the West Chester Economic Development Council handles communications between PECO and municipalities. He explained that PECO utilizes the West Chester Economic Development Council to handle different issues for PECO's properties, including the large PECO property in East Fallowfield Township. Mrs. Scott also asked Township Manager Swichar for clarification on the West Chester University Geography study regarding business in the Township. Township Manager Swichar said they will be doing a study of businesses and services needed in the Township. Mrs. Scott asked if the Township is paying anything for this study. Township Manager Swichar stated the Township is not paying anything for this study. Mrs. Scott stated this study is not needed. No business is needed in East Fallowfield Township.
- 3) Township Resident Jim Cochran commented on all the plastic bottles in the trash can outside of Triple Fresh Market. He asked if commercial businesses and apartments are required to recycle. Township Manager


Swichar stated commercial businesses are required to recycle. However, commercial businesses are not required to force their patrons to recycle. Commercial businesses submit annual recycling reports to the Township. There was a discussion about the current recycling market. The Board of Supervisors discussed how local business owners could be encouraged to put out recycling containers for their customers.

- 4) Township Resident Sharon Scott commented on a state official that stole money and is fighting not to have to pay it back. She stated there is no law requiring stolen money to be repaid. Township resident Mrs. Scott asked Westwood Fire Chief Sly if the individual that stole funds from the Westwood Fire Company ever paid the money back. Chief Sly stated this event occurred nine years ago. That individual was bonded, and the money was recouped from the insurance company.

3. ADJOURNMENT

MOTION: Chairman Herzog made a motion to adjourn the Board of Supervisors meeting at 8:42 p.m. Supervisor Heffern seconded. VOTE: 4-0

Respectfully Submitted,



Lisa Valaitis,
Township Secretary