

**MINTUES OF THE BOARD OF SUPERVISORS  
OF KENNETT TOWNSHIP  
Kennett Township  
801 Burrows Run Road  
Chadds Ford, PA 19317**

**January 16, 2019**

Stevens called the meeting to order at 7:00 p.m.

Present:           Chairman, Scudder G. Stevens  
                  Vice Chair, Dr. Richard Leff  
                  Supervisor, Whitney S. Hoffman  
                  Township Manager, Lisa Moore  
                  Public Works Director, Roger Lysle  
                  Chief of Police, Lydell Nolt

<b>MINUTES</b>
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**Hoffman made a motion to adopt the minutes from the January 7, 2019 meeting. Leff seconded the motion. Motion passes unanimously.**

<b>ANNOUNCEMENTS/REPORTS</b>
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**Township Manager:**

**Clifton Mill Bridge:**

Moore reported that the State has confirmed that the Clifton Mill Bridge is on the “funded list” and provided the Township with the following update:

“The department is finalizing the engineering plans for the rehabilitation of the Route 82 bridge. The general contractor, who will repair the bridge, is investigating lead times for the fabrication of the new, galvanized steel beams and steel grating for the deck. The timeline for the fabrication and delivery of the steel beams and steel grating will be the critical path, schedule-wise, on this project. At this time, the department anticipates bridge demolition activities to start this coming winter, but this timeframe will depend on the procurement schedule of the beams and decking. As we move closer to demolition, we will have a firmer schedule for this bridge rehabilitation project and will communicate that information to you”.

**Office Hours Kennett:**

Moore announced that Office Hours Kennett is back for 2019! The first session will be held on January 24<sup>th</sup> from 4 to 5pm at the Creamery and is titled “Social Media Prioritized” and will have Nancy Dibert, Program Director and Chief Instructor for the University of Delaware's Certificate programs in Social Media Marketing as a presenter.

Do you look at all the social media platforms and wonder which one is worth your time - and money? Nancy Dibert will help you -Determine the best vehicles for your marketing -How to schedule and make social media part of your daily

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business practices -How to use key words and engagement to get more attention to your content -And most importantly, how to measure your success!

### **Emergency Services Commission:**

Moore announced that the Emergency Services Commission is meeting at Pennsbury Township for January, February and March, the second Tuesday at 5pm. The remainder of the year is scheduled to be at the Kennett Township Meeting room at 4pm. Please watch the Township website calendar for updated dates, locations and times.

### **Joint Economic Development Meeting with the Borough:**

Moore reported that the next joint economic development meeting with the Borough will be held on January 28<sup>th</sup> at 6pm in the lower level of the genesis building, all are welcome.

### **Community Based Land Stewardship Program-“Managing Invasive Vines on Residential Properties”**

Presenters: Carl Hutchinson and Tim Zador

The Land Conservancy for Southern Chester County

Wednesday, February 13, 7pm

Winter is a great time to cut invasive vines before they leaf out. Carl Hutchinson, Stewardship Manager, and Tim Zador, Land Manager, of TLC will give an overview of land management on the Kennett Township Lord Howe Preserve and explain techniques that you as a homeowner can use to manage invasive vines on your property

### **County Ordinance Review:**

The Township continues to work with the Chester County Planning Commission on a comprehensive review of Township Ordinances. Work will be done during the Planning Commissions monthly work sessions which are now the first Tuesday of every month at 6:30pm in the Townships public meeting room.

### **Chief of Police Report:**

Chief Lydell Nolt presented the Chief of Police Report for the month of December 2018:

*The Kennett Township Police Department provided police services to 551 police incidents in the municipality of Kennett during the month of December 2018.*

*The municipality of Kennett generated 6,666 incidents requiring police service in 2018. The officers provided public safety service to those incidents. Officers issued 1031 traffic citations for traffic related offenses. Officers also conducted 148 criminal investigations that resulted in arrests for violations of Pennsylvania criminal statutes. Officers also conducted 1,657 self-initiated incidents in 2018.*

*The department logged 69,584 miles of patrol service in 2018. The department expanded our coverage service to provide full time public safety service to the township in 2018.*

*The department logged 982 hours of professional development training for the police officers in 2018. This training program exceeded the department requirement 640 hours for 2018 and ensures the departments' commitment to the professional development of each of its police officers.*

*The department received grant funding for four law enforcement programs in 2018. The aggressive driving enforcement grant provided funds for focused aggressive driving enforcement. The highway sobriety safety grant, which is a two part grant, provided funding for focused enforcement targeting impaired drivers. The second part of the grant provided funding*

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*for a sobriety checkpoint in Kennett Township on May 11, 2018. The occupant safety grant provided funds for focused enforcement related to seat belt use in both adults and children.*

*The department participated in 206 community policing events in 2018. This reaffirms our commitment to community through police and community engagement programs.*

## **Public Works Director Report:**

Roger Lysle presented the Public Works Report for the month of December, 2018:

*End of year close down and New Year start up. Review upcoming job ordering material. Repair several sinkholes along inlet due to constant wet weather.*

*Updating of our sewer in gravity force main markers. New markers are being installed at manholes that are in the right of way is on private property.*

*PECO Has had their tree company Asplund Cutting trees on Greenwood Road. For big, dead oak trees were removed, this is why the road was closed between 9 AM and 2 PM search trucks could set in the center of the road due to the soft shoulders.*

*Flagger training was completed by Township Road crew along with our part-time employee. This is a mandatory course every three years. Certification card must be carried by the fire. We do this through our co-op at no charge because we have a trainer in our group.*

*Our first order of salt was ordered to restock the supply after the first storm. 150 ton what is the order and the second order of 200 ton is planned.*

*Tree trimming is being completed on roads that will have summer projects done on them. Notices have been passed out prior to trimming the residents can meet with me before we start.*

*Skin patching is been completed on dry days, fixing potholes and areas that are cracking.*

*We had traffic signal issues on route one due to heavy fog. This is something that is being looked at for future camera installation.*

*We are working on the sewer main repairs on Rosedale Road. After flushing in Camera scoping Areas with problems will be evaluated in the course of action put together.*

*Guide-rail is set to be replaced with marshals Bridge Road next week that was damaged in an accident.*

*A kiosk bulletin board was built for the Lord Howe property and will be installed as soon as the driveway and parking lot is installed on Burnt mill Road.*

### **Discussion:**

Leff asked if there is anything is planned for Barkingfield Park. Lysle reported that “dog activity activities” like tunnel and jumps will be installed and getting water to the park are the goals for the park this year.

Diane McGovern asked why the old tree's on old Kennett were taken down. Lysle responded that they were dead or obstructing trees that were removed by PECO.

## **Kennett Fire Company Report:**

No report presented.

### **OLD BUSINESS**

#### **Rulemaking Petition-Presentation by Robert McKinstry**

Stevens introduced Robert McKinstry, East Marlborough Township Supervisor who presented on a proposed Environmental Quality Board proposed petition. McKinstry presented information via a PowerPoint presentation and asked Kennett Township Supervisors be the 83<sup>rd</sup> signer of the petition.

**Hoffman made a motion that Kennett Township becomes of a petitioner on the petition to the Environmental Quality Board to establish an economy-wide greenhouse gas auction-cap-and-trade regulation. Leff seconded the motion.**

#### **Discussion:**

Hoffman commented that the Township has already made a commitment to go carbon neutral.

Leff commented that this would be rules for the commonwealth of PA but would move us to where the cost of greenhouses gases have a price associated to them and supports the petition.

Stevens commented that with other states and part of Canada up and running with this, he believes this would be Makes sense to support this effort and is in favor of moving forward.

Mike Elling asked what the administrative costs would be associated with this program. McKinstry replied that it would essentially pay for itself and this would produces surplus revenue that would go back to the State. This is a tax on pollution rather than productive activity.

Mike Elling asked if Kennett Township adopts this, what the Township will begin to do that we are not doing now. Stevens commented that this petition is only a petition of support. McKinstry commented that signing the petition could turn into some opportunities in the future.

**Motion carried unanimously.**

#### **Energy Efficiency/Renewable Energy Ordinance**

Leff introduced the possibility of the Township working on creating an Energy Efficiency/Renewable Energy ordinance that could encourage energy efficiency with benefit without too much cost or burden on the general populous to get people going in the right direction and asked the other Supervisors for their thoughts.

Moore suggested that the Township solicitor work with Tom Comitta to develop ideas for incentives and draft zoning or SALDO ordinance.

The Board of Supervisors discussed having the EAC looped in for part of discussions at some point.

**Leff made a motion to authorize to the Solicitor to work with Tom Comitta to examine means to encourage energy efficiency and renewable energy in Kennett Township. Motion seconded by Hoffman.**

**Motion passes unanimously.**

### **EAC-Conditional Use Discussions**

Moore reported that at the last meeting, members of the EAC presented their concerns with the EAC process. Moore noted that the EAC was advised that Sander would be in attendance tonight to address their concerns but none of the committee is in attendance and that Sander will respond back to the EAC via email.

Sander commented that in general he is in support of the notion that any major/substantial changes not initiated by the Township or its consultants be returned back to the Planning Commission for their review and recommendation noting he will outline this in his written response.

**No Action taken.**

## **NEW BUSINESS**

### **Pay Bills**

**Hoffman made a motion to pay the bills for the month per the bill vouchers. Leff seconded the motion.**

**Motion carried unanimously.**

### **Officer Accommodation**

Nolt presented Officer Adam Cramer with an accommodation for his role in a lifesaving police call. Nolt delivered the following remarks:

*On Sunday, December 9, 2018 at 11:07am, Officer Cramer responded to the 300 block of Spring Mill Road, Kennett Township for a 911 report of an overdose. Upon his arrival, he encountered a 26 year old male, who was unconscious and not breathing. Officer Cramer was quickly able to assess the situation and determine that the individual was suffering from an apparent heroin overdose. Officer Cramer administered two doses of Naloxone which ultimately counteracted the effects of the overdose substance.*

*Officer Cramer's quick response, which was within three minutes of the 911 call and his decisive action, ultimately saved this person life. On behalf of the Kennett Township Police Department and residents of Kennett Township, I present you with this life save award.*

The Board congratulated Cramer on his achievement and thanked him and every officer for all they do for the Kennett Township community.

### **Kendal-SWM Ordinance Waiver Requests**

Moore presented a waiver request to their waste water treatment improvements and are requesting relief from the Townships storm water management ordinance section 199-308.A and 199-311.A.

Moore noted that the Township Engineer has reviewed these plans and have no objections to the waivers.

**Hoffman made a motion to grant the Kendal Stormwater Management Ordinance Waivers for sections 199-308.A and 199-311.A of the Township Stormwater Ordinance for their Waste Water Treatment Improvements. Leff seconded the motion.**

**Discussion:**

Leff commented that he has family members living in Kendal and asked the Solicitor if there was any conflict. Sander responded “no”. Hoffman commented that the firm she works for does work for Kendal and asked the Solicitor if there was any conflict. Sander responded “no”.

**Motion carried unanimously.**

**595 Bayard Road-Waiver Requests**

Moore presented the following waiver requests from the Townships storm water ordinance for 595 Bayard Road: 199-106.B & 180-40.C. Moore noted that the Township Engineer has reviewed these plans and have no objections to the waivers.

**Hoffman made a motion to grant property owners of 595 Bayard Road Stormwater Management Ordinance Waivers for sections 199-106.B and 180-4.C of the Township Stormwater Ordinance for the construction of an addition to an existing stone/macadam driveway. Leff seconded the motion.**

**Motion carried unanimously.**

**Telecommunication Ordinance Discussion**

Moore noted that the Township Telecommunications Ordinance is out of date and does not deal with expected future technology. Dave Sander presented a background of why he thinks a comprehensive ordinance should be in place and asked for authorization to draft and advertise this ordinance.

**Hoffman made a motion to authorize the Solicitor to draft and advertise a Telecommunication Facilities Ordinance. Leff seconded the motion. Motion carried unanimously.**

**Procurement of Professional Services Procedures**

Moore commented that the Township is required to have a resolution in place that if the Township ever wishes to change its municipal plan pension plan provider, it must be advertised and go out to RFP. A resolution was reviewed.

**Hoffman made a motion adopt Resolution 2019-8 for the Procurement of Professional services for pension plans. Leff seconded the motion. Motion carried unanimously.**

**Spar Hill update**

Moore reported that the next steps before any committee is formed is to have the Historical Commission is going to review and provide a report and provide a recommendation on the structures on the property.

***Discussion:***

Mike Elling asked how much the Township paid for the property, how much was loaned and what was the interest rate. Moore responded noting the property was purchased for 3.2 million and that the Township received a 1 million dollar loan from Mt. Cuba, the loan balance is 2.1m with an interest rate of 4.28%.

**PUBLIC COMMENT**

None

**ADJOURNMENT**

**Hoffman made motion to adjourn. Leff seconded the motion.  
Motion carried unanimously.**

The meeting adjourned at 8:47 p.m.

Respectfully submitted,  
Michael O'Brien  
Recording Secretary