

**LONDON GROVE TOWNSHIP
BOARD OF SUPERVISORS
MEETING MINUTES
February 8, 2023 – 7:00 P.M.
Monthly Meeting**

MEMBERS PRESENT:

Stephen Zurl
Christina Fanning
David Connors
Lee Irwin
Kevin Runey

STAFF PRESENT:

Ken Battin, Township Manager
Robert Weer, Assistant Township Manager
Shane Kinsey, Director of Public Works
Dawn Maciejczyk, Township Secretary
7 Audience Members

CALL TO ORDER:

Mr. Zurl called the meeting to order at 7:05 p.m.

ANNOUNCEMENTS/PRESS RELEASES/FUTURE MEETINGS

Mr. Zurl announced the next regularly scheduled meeting will take place on March 8, 2023 at 7:00 p.m., the meeting agenda deadline is March 1, 2023 at noon.

I. PUBLIC COMMENT

Mr. Zurl called for Public Comment on agenda items. There was none.

II. CORRECTION/APPROVAL OF MINUTES

The Board reviewed the meeting minutes of January 3, 2023. Mr. Connors made a motion to approve the meeting minutes of January 3, 2023, seconded by Mr. Runey and approved by a vote of 5-0.

The Board reviewed the meeting minutes of January 10, 2023. Mrs. Fanning made a motion to approve the meeting minutes of January 10, 2023, seconded by Mr. Irwin and approved by a vote of 5-0.

V. REPORTS FOR FEBRUARY 2023

Inniscrone Golf Course

Mr. Battin reviewed the year-end report for Inniscrone Golf Course. There were no questions from the Board.

Code Department

Mr. Zurl reviewed the Codes Department report, prepared by Mr. White. There were no questions from the Board.

Public Works

Mr. Kinsey presented the Public Works Department report. There were no questions from the Board.

Finance Department

Mr. Zurl reviewed the Financial Report for December 2022, prepared by Mrs. Kellett. Mr. Zurl stated that it should read \$9,239,173.44 not \$9,239,173.44.15. There were no questions from the Board. Mr. Connors made a motion to approve the December 2022 report with the one minor correction of the decimal point, seconded by Mrs. Fanning, and approved by a vote of 5-0.

Mr. Zurl reviewed the Financial Report for January 2023, prepared by Mrs. Kellett. Mr. Connors made a motion to approve the January 2023 report as presented, seconded by Mr. Runey and approved by a vote of 5-0.

Pennsylvania State Police Report

Mr. Zurl reviewed the Pennsylvania State Police year-end report. There were no questions from the Board.

Monthly Emergency Services Report

Mr. Zurl reviewed the Monthly Emergency Services Report. There were no questions from the Board.

Avondale Fire Company Annual Report/Update- Guy Swift

Mr. Guy Swift, Avondale Fire Company, present the annual report for 2022. He also spoke about grant opportunities that they have received and are still working towards. Mr. Swift asked the Board if he could come back quarterly to give updates and the Board agreed.

Southern Chester County EMS Report

Mr. Zurl reviewed the Southern Chester County EMS Report. There were no questions from the Board.

Monthly Right-to-Know Report

Mr. Zurl reviewed the monthly Right-to-Know report. There were no questions from the Board.

DEP Odor Report

Mr. Zurl reviewed the DEP Odor report. There were no questions from the Board.

Boards and Commissions

Parks and Recreation- Goddard Park Community Garden Maintenance and Rules Change- Robert Weer

Mr. Weer explained that the Parks and Recreation Committee would like to request a rule change to the community garden rules. They are asking that we allow gardeners from the previous year to be able to come in January to reserve the bed the previously had.

Mrs. Fanning made a motion to approve the rules change, seconded by Mr. Connors and approved by a vote of 5-0.

Mr. Zurl stated that they received correspondence from the Chair of Parks and Recreation regarding the Goddard Park Memorial, and they are not happy with the progress. Mr. Weer stated that we have given the mock up to the Township Landscape consultant and have not received any feedback as of yet. Mr. Connors offered his services to meet with Mr. Kinsey at the park to go over the mock up and get this project moving. The Board agreed.

Mr. Zurl reviewed that there are still several vacancies on several boards and commissions. If you know anyone interested or you are interested please contact the Township office.

VI. HEARINGS

Ordinance No. 222 Convenience Stores

Mr. Zurl opened the hearing at 7:28 p.m. Mr. Battin presented 6 exhibits. B-1: Proof of Publication in the Daily Local News on January 28, 2023 and February 1, 2023. B-2: Email dated January 26, 2023 from Jill Kirk to the Daily Local News and the Chester County Law Library providing proposed amendment for public inspection. B-3: Chester County Planning Commission Review Letter dated March 28, 2022. B-4: Chester County Planning Commission review letter dated December 13, 2022. B-5: Planning Commission Meeting Minutes dated January 25, 2023. B-6: Letter of Recommendation from the Planning Commission approving the Convenience Store Ordinance to the Board of Supervisors. There were no questions from the Board. Mr. Zurl closed the hearing at 7:30 p.m.

VII. FIRST BUSINESS

Approval of Ordinance No. 222 Convenience Stores

Mr. Connors made a motion to approve Ordinance No. 222 Convenience Stores as presented, seconded by Mr. Irwin and approved by a vote of 5-0.

Resolution No. 814 TCC Delegate

Mr. Irwin made a motion to approve Resolution No. 814 TCC Delegate with Mrs. Fanning being the primary voting delegate, Mr. Battin being the First alternate voting delegate, and Mr. Connors being the second alternate delegate, seconded by Mr. Runey and approved by a vote of 5-0.

Volunteer Services Real Property Tax Credit Program

Mr. Battin explained that this year there are 2 members from Avondale Fire Company and 6 members from West Grove Fire Company. They have submitted all their paperwork and everything is in order.

Mrs. Fanning made a motion to approve the 8 Volunteer Members for the Volunteer Services Real Property Tax Credit, seconded by Mr. Connors and approved by a vote of 5-0.

VIII. OLD BUSINESS

IX. NEW BUSINESS

Skid Loader Replacement- Shane Kinsey

Mr. Kinsey explained in his memo dated 1/31/2023 that last year their skid loader suffered a catastrophic failure. They are recommending replacing the loader since the repair cost is over half the cost of replacement and will have no warranty on the repair. Mr. Kinsey is recommending purchasing a Takeuchi TL-10V2-CRHR from GT Mid Atlantic through the PA Costars program for a cost of \$66,593.00. Along with this purchase he is also recommending purchasing a 10LV pickup broom from GT Mid Atlantic through the PA Costars program for a cost of \$7,850.00.

Mr. Connors made a motion to approve the purchase of the Takeuchi TL-10V2-CRHR for \$66,593.00 and the 10LV pickup broom for \$7,850.00 from GT Mid Atlantic as outlined in Mr. Kinsey memo dated 1/31/2023, seconded by Mr. Runey and approved by a vote of 5-0.

Costars Salt Authorization- Shane Kinsey

Mr. Kinsey explained in his memo dated 1/31/2023 that to purchase salt through the PA Costars State Contract we must enter into an agreement with the Pennsylvania Department of General Services on or before 3/15/2023. This agreement would be for the August 2023- July 2024 season. Mr. Kinsey is recommending a motion to authorize the Director of Public Works to enter into an agreement with the Pennsylvania Department of General Services Costars program for 700 tons of bulk road salt.

Mrs. Fanning made a motion to approve the Director of Public Works to enter into an agreement with the Pennsylvania Department of General Services Costars program for 700 tons of bulk road salt as outlined in his memo date 1/31/2023, seconded by Mr. Irwin and approved by a vote of 5-0.

Resolution No. 815 Emergency Operations Plan

Mr. Connors made a motion to approve Resolution No. 815 Emergency Operations Plan as presented, seconded by Mr. Runey and approved by a vote of 5-0.

X. LAND DEVELOPMENT

PLANS:

Kaolin Mushrooms Request for 3-Year Extension till April 4, 2026

Mr. Connors made a motion to approve the 3-year extension request till April 4, 2026 for

Kaolin Mushrooms, seconded by Mrs. Fanning and approved by a vote of 5-0.

Avon Grove Charter School 90-Day extension till April 28, 2023

Mr. Connors made a motion to approve the 90 day extension request for Avon Grove Charter School till April 28, 2023, seconded by Mr. Runey and approved by a vote of 5-0.

Marks Properties- Avondale- Escrow Release #1

Mr. Connors made a motion to recommend Escrow Release #1 as recommended by the Township Engineer Mr. Ragan in his memo dated 1/25/2023 in the amount of \$85,950.00, seconded by Mrs. Fanning and approved by a vote of 5-0.

**XI. EXTENSIONS
NO ACTION NEEDED**

Development	Application	Date Received	90 Day Expiration	Planning Commission Approved
Barbara Yeatman	Preliminary/Final	October 1, 2018	March 9, 2023	
Needham Farms	Preliminary	March 15, 2005	April 28, 2023	
Cliff Anderson	Preliminary	June 30, 2021	March 21, 2023	
Avon Grove Charter School	Preliminary/Final	November 30, 2022	February 28, 2023	90 day requested above

Development	Application	Date Received	5 Year Expiration	Planning Commission Approved	Board of Supervisors Approved
London Grove West	Approved Final	December 22, 2010	May 25, 2023	April 27, 2011	August 10, 2011
Kaolin Mushrooms	Approved Final Plan	December 11, 2018	April 4, 2023	February 28, 2018	April 4, 2018
Marks Properties	Approved Final	February 26, 2020	December 2, 2025	November 18, 2020	December 2, 2020
Sycamore	Approved Preliminary /Final	May 25, 2022	July 13, 2027	June 29, 2022	July 13, 2022
David O'Neill	Approved Preliminary /Final	September 29, 2021	November 10, 2026	October 27, 2021	November 10, 2021

XII. PUBLIC COMMENT NON-AGENDA ITEMS

Mr. Zurl called for Public Comment on non-agenda items. Mrs. Shirley Daddario, 644 Lake Road, stated that they are having some issues along Lake Road. The road is muddy and dirty and dusty which is a red flag for safety. She also stated that cars are speeding and going off the road into the creek. There are people always standing around and cars turning around all the time. There have been at least 5 cars into the creek in the last 2 years. The dump trucks coming from Avondale are speeding. There are two school bus stops along this road and it is not safe. There have even been toddlers walking down the street alone, and trash and illegal dumping is still an issue. Mrs. Daddario stated she would like to see speed bumps put in along there.

Mr. Kinsey stated as far as complaints about the business they are covered under the mining act and all complaints should go through the DEP. Mr. Connors stated, speed bumps are not a good solution there are other things we could try. The Public Works Department has to

come and look at it first to see what can be done. There are studies that show with speed bumps people speed up between the bumps to make up the time they lost by slowing down to go over the bumps. Mr. Connors stated they will have someone reach out to the business to see if they can get a street sweeper or something out there to help with the dust and dirt. Mr. Zurl stated they could certainly reach out to the State Police to see if they could have more patrol through there to help with the speeding and illegal dumping. Mrs. Daddario thanked the Board for their time.

Mr. Wayne DiFrancesco stated that awhile back the Township had discussed leasing Township lands to farmers who lived in the Township before leasing to out of Township farmers and I never heard anything else about that. Has there been any more discussion on the subject? Mr. Battin stated we brought that in front of the Township Solicitor and legally we cannot constrain who can lease Township land unless it went to bid, and then it would go to the lowest bidder. Mr. Connors stated can we look into this further. Mr. Battin stated sure.

ADJOURNMENT

A motion was made by Mrs. Fanning to adjourn the meeting at 8:03 p.m., seconded by Mr. Runey and approved by a vote of 5-0.

Respectfully submitted,

Dawn Maciejczyk
Township Secretary