

TOWNSHIP OF RADNOR
Minutes of Public Meeting of September 24, 2012

The Radnor Township Board of Commissioners met at approximately 7:30 PM in the Radnorshire Room in the Radnor Township Municipal Building, 301 Iven Avenue, Wayne, PA 19087

Commissioners Present

William A. Spingler, President
John Fisher
James C. Higgins
Donald Curley

Elaine P. Schaefer, Vice President
Kevin G. Higgins
John Nagle

Also Present: *Robert A. Zienkowski, Township Manager; John Rice, Township Solicitor; William White, Finance Director; William Colarulo, Superintendent of Police; Steve Norcini, Director of Public Works; Kevin Kochanski, Director of Community Development; Tammy Cohen, Director of Recreation; John Sartor, P.E., Township Engineer and Jennifer DeStefano, Executive Assistant to the Township Manager.*

President Spingler called the meeting to order and led the audience in the Pledge of Allegiance.

Mr. Zienkowski stated that Chagrin Valley Engineering is here for a presentation this evening. This is the beginning of the conversation. The Board of Commissioners is not here to vote on anything in regards to North Wayne Field.

Public Participation

Sara Piling, Garrett Hill – Rain Garden Seminar will be held on September 30, 2012 from 2:00 – 4:00 PM at the Township Building.

Approval of minutes for the Board of Commissioners meeting of September 10, 2012

Commissioner Fisher moved to approve and seconded by Commissioner Schaefer.

Page 4 of the minutes, first paragraph, and last sentence needs to read – Commissioner Spingler explained that the minority of the commissioners voted against the certificate at the last meeting because they felt it was a zoning issue not a HARB item.

Motion passed 7-0.

Motion to accept Department Reports

Commissioner Fisher moved to accept and seconded by Commissioner Nagle. Motion passed 7-0.

Certificates of Recognition

Lieutenant Andrew J. Block

Lieutenant Christopher B. Flanagan

Commissioner Schaefer presented a Certificate of Recognition to Lieutenant Andrew Block for his completion of the FBI Academy in Quantico, VA. She also presented Lieutenant Christopher Flanagan with a Certificate thanking him for the last ten weeks with challenging staff restrictions.

Presentation by Chagrin Valley Engineering - Proposed Basins for North Wayne Field

Ryan Cummins, Chagrin Valley Engineering – Made a presentation in regards to the options for stormwater reduction in North Wayne Park area. He presented three options; Option A: Dry Detention Basin, 14.6 Acre-Feet of storage, 14.2 Acre-Feet utilized, Contains outflow to existing pipe capacity thru 10 year storm, Estimated Cost \$960,000. Option B: Permanent Pond & Dry Detention Basin, 19.0 Acre-Feet of storage, 18.6 Acre-Feet utilized, Contains outflow to existing pipe capacity thru 25 year storm, Estimated Cost \$1,139,000. Option C: Permanent Pond & Dry Detention Basin, 19.0 Acre-Feet of storage, 17.7 Acre-Feet utilized, contains outflow to new 30” storm sewer capacity thru 100 year storm, Estimated Cost \$1,469,000.

There were clarification discussions between Commissioners and Mr. Cummins in regards to the different options.

Commissioner Schaefer – She stated that her opinion is that this is the wrong approach and we will not get anywhere if the problem is not addressed at the source.

Commissioner Curley – Stated that addressing this at the source would be an order of magnitude more expensive. If the presented solution would be removed from the table it would be quite a mistake.

Commissioner Fisher – Stated that if we spend this kind of money on this area he hopes that the same is spent elsewhere. He does feel as though rain barrels and rain gardens may sound insignificant but they really are significant.

Commissioner Nagle – The worst thing that we can do is nothing which is what has been done in the past.

Commissioner J. Higgins – Is not convinced that this is the best solution in that it only solves 8% of the problem.

Mr. Zienkowski stated that there is no easy answer to rectify the problem. This begins the conversation and we want the maximum benefit for the money. We need to do something and not keep talking about it.

Public Comment

Annie Hirschler – She is in favor to save the park. There is a report from Chagrin from July 2011 that documents stormwater issues in the entire Township and nothing has been implemented.

Kevin Moroney, Poplar Avenue – Would like something done to redirect the overflow water so it is not a small Tsunami on Poplar.

Carla Geagan, Forest Road –Is in favor of keeping the park a park.

Ken Taylor, Willow Avenue – We need to move forward with the stormwater utility. If an inter-municipality flood authority cannot be formed, we need to reach to our State Representatives. If the basin corrects the difference between the flooding of a backyard versus a flooded basement they will take it.

Donya Geagan, 15 Forest Road – Is concerned about the effect of water flow upstream and downstream.

Tim Franklin, 1 Forest Road – Agrees that Rain Barrels help. Also agrees that the area needs to be fixed but doesn't want to take the whole park.

Craig Sullivan – Look closely at the cost of the project and think outside of the box for best solution.

Patrick Harper, Beechtree Lane – Asks that something reasonable and effective be done.

Ted Hosp - There has been too many studies and nothing is being done.

Bill Bruno, 205 N. Wayne Avenue – There is a lot more water than most are aware of. The water to his home is coming from the spillway itself as well and never reaches the basin because of debris.

Betty Surbeck, 105 Poplar Avenue – The basin could be made to look attractive. Rain Barrels are not going to stop the flooding at her house when there is 3 ft. of water on her property.

Cathy Pearsall, W. Beechtree Lane – She would like to find a solution for everyone’s quality of life.

Mr. Zienkowski stated that the next steps are for the Township to reconvene with Chagrin and review the comments received. Before it is brought back to the Commissioners there will be a meeting to discuss with residents.

COMMUNITY DEVELOPMENT

Presentation by Sara Pilling regarding a petition to amend Chapter 280 of the Radnor Township Code, Zoning Ordinance, by establishing regulations to permit chickens for private use on all residential properties in Radnor Township.

Sara Pilling made a brief presentation regarding a petition to amend Chapter 280 of the Radnor Township Code, Zoning Ordinance, by establishing regulations to permit chickens for private use on all residential properties in Radnor Township. Their request is to have the Commissioners to authorize staff to create and ordinance for residents to legally have chickens.

Commissioner Schaefer inquired if there was a setback in the ordinance. Sara Pilling responded that it is the same as an accessory use.

Commissioner Fisher supports the Ordinance and would like to see a draft ordinance.

Commissioner Spingler is not in favor of the Ordinance.

Commissioner Nagle moved to have it sent to Planning Commission for review, seconded by Commissioner Fisher. Commissioner Curley stated that it is premature to send it to Planning Commission at this point. John Rice suggested that the Board authorize Staff to draft an Ordinance.

Commissioner Nagle amended his motion to have Staff work with Sara and draft an Ordinance, seconded by Commissioner Fisher.

Public Comment

Andrew Tilman, Garrett Hill Auto Service – He is not in favor of having chickens in Radnor Township.

Commissioner Spingler called the vote and the motion tied 3-3 with Commissioner K. Higgins, Commissioner Curley & Commissioner Spingler opposed. Commissioner J. Higgins abstaining as he was out of the room during the conversation.

Commissioner Curley asked Sara to get him all of the information that she had and he would review.

Presentation by the Delaware Valley Regional Planning Commission (DVRPC) – as a follow-up to the completed 2011 Lancaster Avenue Corridor Study and to discuss a more detailed corridor study project

Mr. Bickel, Director of Planning; Mr. Jerry Coyne, Manager Transportation Studies and David Anderson, Manager Office of Transportation and Corridor Studies made a presentation of their study of Lancaster Avenue Corridor. They also discussed that they are tracking pedestrian crossing at Villanova University across Route 30 as well as a speed study along the Route 30 corridor.

Commissioner K. Higgins asked Mr. Zienkowski how this interacted with the closed loop system. Mr. Zienkowski responded that with a lot of the development takes place they will probably run concurrently with each other.

Commissioner Fisher inquired if the Township will be allowed to view the numbers that are counted before the final report is available. DVRPC responded that yes the Township will be on the advisory committee and they should be available by end of year.

Commissioner J. Higgins inquired why the area in front of Villanova University was chosen. Mr. Anderson responded that when the original study was completed one of the most congested areas was Spring Mill and they knew Villanova was proposing a major expansion so they chose to look at both in total.

Commissioner Schaefer stated that the 2011 report is very interesting and it will be very helpful when completing the Comp Plan update.

*Consideration of a Motion to approve the Certificates of Appropriateness:
HARB 2012-18 – 134 Runnymede Avenue, Wayne*

Commissioner Curley moved to approve and seconded by Commissioner Fisher. Motion passed 7-0.

Introduction of Ordinance #2012-09 – Amending Chapter 280 of the Radnor Township Code, Zoning Ordinance, by establishing regulations for outdoor dining in the C-1, C-2, C-3, PB, GH-CR, and PLO Zoning Districts; and to forward to the County and Township Planning Commissions and/or other Township Boards, Commissions, and Committees for review and comment.

This item has been tabled.

FINANCE & AUDIT

Disbursement Acceptance and Approval

Commissioner Fisher moved to approve and seconded by Commissioner Nagle. Motion passed 7-0.

Resolution #2012-98 - 2012 Supplemental Budget Amendment #2

Commissioner Fisher moved to approve and seconded by Commissioner Nagle.

Bill White explained the changes to the General Fund, Sanitary Sewer Fund and Capital Improvement Fund. After a discussion of clarification between Commissioners, Mr. White and Mr. Zienkowski, the motion passed 6-1 with Commissioner K. Higgins opposed.

Resolution #2012-113 - 2013 Minimum Municipal Obligation (MMO)

Commissioner Fisher moved to approve and seconded by Commissioner Schaefer. Motion passed 6-0. Commissioner Nagle was not in the room for the vote.

Motion to approve BPT Settlement 2012-BPT-04

Commissioner Fisher moved to approve and seconded by Commissioner Schaefer. Motion passed 6-0. Commissioner Nagle was not in the room for the vote.

Resolution #2012-114 - DVRPC Grant Assignment Acceptance (Trail Study Grant)

Commissioner Fisher moved to approve and seconded by Commissioner J. Higgins.

Commissioner K. Higgins asked John Rice if the Township is taking on any liability agreeing to this. Mr. Rice responded that it will not.

Commissioner Schaefer inquired if the grant would include studying the expansion of the Radnor Trail. John Fischer agreed that it would include the Radnor end.

Motion passed 7-0.

PARKS & RECREATION

Resolution #2012-122 - Authorizing Fee Schedule Amendment – Athletic Field/Park Area Usage Fees

Tammy Cohen, Director of Recreation explained the changes to the Athletic Field/Park Area Usage fees.

Commissioner Nagle stated he doesn't think that the resolution is written in a clear manner.

Commissioner Nagle moved to approve the resolution amending the resolution to include "These fees do not apply to the established Radnor Community Sports Organizations – Radnor Wayne Little League; Radnor Soccer Club; Radnor Boys Lacrosse; Radnor Girls Lacrosse"

After a discussion, Commissioner Spingler made a motion that a Radnor Resident who attends a private school does not have to pay the fee, seconded by Commissioner Curley. Motion failed 3-4 with Commissioner Fisher, Commissioner Schaefer, Commissioner Nagle and Commissioner J. Higgins opposed.

Commissioner Nagle moved to approve the resolution amending the resolution to include "These fees do not apply to the established Radnor Community Sports Organizations – Radnor Wayne Little League; Radnor Soccer Club; Radnor Boys Lacrosse; Radnor Girls Lacrosse" and seconded by Commissioner Schaefer. Motion passed 7-0.

PUBLIC WORKS & ENGINEERING

Resolution #2012-116 - Authorizing Gilmore & Associates for design of Radnor Street Road and Eagle Road Traffic Signal replacement

Commissioner J. Higgins moved to approve and seconded by Commissioner Schaefer. Motion passed 7-0.

Resolution #2012-112 - Application for the 2012 Keystone Recreation, Park, and Conservation Fund Grant Program for Public Libraries, for the Radnor Memorial Library HVAC System Replacement

Commissioner J. Higgins moved to approve and seconded by Commissioner Schaefer. Motion passed 7-0.

Resolution #2012-104 – Authorizing the purchase of two (2) dump truck bodies

Commissioner J. Higgins moved to approve and seconded by Commissioner Nagle. Motion passed 7-0.

Resolution #2012-105 – Authorizing the purchase of four (4) front end loader tires

Commissioner J. Higgins moved to approve and seconded by Commissioner Fisher. Motion passed 7-0.

Resolution #2012-94 – Authorization to retain the services of a Certified Arborist

Commissioner J. Higgins moved to approve and seconded by Commissioner Schaefer.

Commissioner Schaefer would like to add to the agreement that the arborist is proactively and actively recommending in our Township planting programs/projects.

Commissioner J. Higgins amended his prior motion to add consultation and design of landscape projects and assistance to the Township with tree planting programs, seconded by Commissioner Schaefer. Motion passed 7-0.

Caucus SD # 2012-D-06 (Sketch) of St David's Radnor Episcopal Church to request a waiver from land development to construct an addition with a renovation project which will increase impervious by 850 square feet at 763 S. Valley Forge Rd., Wayne.

Commissioner K. Higgins inquired if staff is in agreement of granting the waiver. Mr. Kochanski replied yes they support granting the waiver. Commissioner Schaefer inquired that if the waiver is granted, is there still review and regulation of the stormwater application. Mr. Kochanski responded yes, Engineering will review for stormwater.

Resolution #2012-115 - SD # 2012-SD-03 (Preliminary) of C F Holloway, III & Co. to consolidate two (2) lots into one. Existing retail store to remain as commercial building, out buildings to be demolished and construct six (6) new townhouse units with new parking and access driveways at 229 & 255 W. Wayne Ave., Wayne.

Commissioner J. Higgins moved to approve and seconded by Commissioner Nagle.

Dave Falcone, attorney for the applicant stated in regards to condition number 5 of the approval that the applicant is willing to make a monetary contribution for the W. Wayne Cemetery but would like that condition removed as a condition to the approval. Commissioner Curley stated that what he would like to see done is the contribution from the applicant is starter money for the Cemetery and he will attempt to form a group to help maintain the Cemetery going forward. Mr. Zienkowski recommended that condition number 5 remain in the resolution tonight, it then could be removed and replaced with an agreement at the final plan approval.

Commissioner Curley made a motion to strike item 5 from the resolution, seconded by Commissioner J. Higgins.

Commissioner Schaefer commented that the request for the additional right of way that was in the document during caucus has now been removed from the review letter. Mr. Sartor responded that his understanding was that at the caucus meeting that it was to be removed.

Commissioner Fisher questioned whether or not Commissioner Spingler should recuse himself. Commissioner Spingler responded that although the Solicitor advised him to recuse himself on this project he intended to vote since he had no financial interest in the project.

Commissioner Spingler called the vote to remove item 5 and the motion passed 4-3 with Commissioner Fisher, Commissioner Schaefer and Commissioner Nagle opposed.

Commissioner J. Higgins made a motion to approve the resolution with item 5 remove, seconded by Commissioner Nagle. Motion passed 7-0.

PUBLIC SAFETY

Resolution #2012-110 - Purchase of two (2) replacement 2013 Ford SUVs 4x4, one (1) Ford Expedition, one (1) Ford Explorer for use in the Police Department

Commissioner Schaefer moved to approve and seconded by Commissioner Nagle. Motion passed 7-0.

Resolution #2012-111 - Outfitting of Motor Officers including their uniforms and safety equipment for the Police Department (To be used with the two (2) completely donated motorcycles for the Radnor Township Police Department)

Commissioner Schaefer moved to approve and seconded by Commissioner Nagle. Motion passed 7-0.

PERSONNEL & ADMINISTRATION

Rollins/Metrinko Settlement Agreement

Commissioner K. Higgins moved to approve and seconded by Commissioner Schaefer.

John Rice explained the details of the settlement agreement.

Public Comment

John Dustin, 288 Hares Lane – Asked for clarification of the stormwater management plan in the settlement.

Commissioner Spingler called the vote and the motion passed 7-0.

LIBRARY

Commissioner Schaefer mentioned that new LED lights were installed and No Smoking signs have been placed on Library Patio.

PUBLIC HEALTH

None

Old Business

Commissioner J. Higgins commented that he has received an email from a constituent in regards to the parking Kiosks; re: surcharge, small increments, etc. Mr. Zienkowski explained that when this was first presented we stated that it would be a work in progress and there would be glitches to be worked out. Superintendent of Police, William Colarulo responded that the department is currently working on the situation.

New Business

Mr. Zienkowski stated that he sent a letter to GEICO in regards to Aerial advertisements over the Township to cease and desist. There will be legislation coming before the Board shortly. Also, the Board received information on House Bill 2224, making it easier to sell public land and open space. We will want to keep that on the radar and possibly send a letter in regards to the Township opposition on the item.

Commissioner Schaefer announced that on Thursday, September 27 at 7 PM there is a Ward 4 Town Hall meeting at the Willows Cottage.

Public Participation

There being no further business, the meeting adjourned on a motion duly made and seconded.

Respectfully submitted,

Jennifer DeStefano