



**The Borough of Elverson
101 South Chestnut Street**

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September 7, 2021

The monthly meeting of the Elverson Borough Council was held on September 7, 2021 and called to order at 7:00 PM by Council Vice President, Bob French who led the Pledge of Allegiance and Prayer.

ATTENDANCE:

Council Members, Bob French, Merle Stoltzfus, Jack Stewart, Mayor Bob Broderick, and Secretary/Treasurer, Lori Kolb, Attending via conference call, Council President Dwight Frizen and Council Member Bob Clements; Absent: Council Members George Firrantello and Mike Trojecki

Also in attendance: Darryl Jenkins, SSM Group, Caitlin Ganley John Walker, Ander Ameztoy and Jessica Sibley, Comcast; Dennis Kurtz, Jeff Vautier, Gary Roth, Ruth Cohen, Sid Cohen, John McQuaid, Tom Feeley, Kim Reber, Donna Ware, Elverson Borough Residents; Joe Margusity, Blue Rock Developer

MINUTES:

Motion was made by Jack Stewart and seconded by Merle Stoltzfus to accept the August 2021 meeting minutes as submitted. Motion carried by all.

PERSONS TO BE HEARD:

Caitlin Ganley with Comcast explained that they are interested in working with the Borough Solicitor to enter into a cable franchise agreement to service the Borough residents. Ms. Ganley, along with John Walker and Ander Ameztoy reviewed the various products and services, which Comcast provides, including Xfinity TV, Internet, Mobile, Home Phone, Voice and Security. Ms. Ganley reviewed the organizations which Comcast supports, including the Boys and Girls Club, Chester County Food Bank, YMCA's and Chambers of Commerce. Council Members did not take any action on Comcast Services, however they expressed the information presented would be reviewed.

Dennis Kurtz provided handouts with pictures of wireless towers and 5G data boxes. Mr. Kurtz shared information regarding HB 1621, and amendments that could be made to prevent the wireless towers to be installed in circumstances where they would not be esthetically appreciated. Mr. French said that Council Members would discuss the information at a future meeting after further review. Mr. Stoltzfus suggested Council could look at amending the current ordinance. Mr. French said that once the handout information was provided to the two members that were attending via conference call, Council would review at a future meeting.

Jeff Vautier spoke to Council regarding the micro-surfacing road work that had been done on Parkside Drive as a result of the agreement between the Borough and Sunoco. Mr. Vautier, Mr. Roth and Mr. Cohen all spoke unfavorably about the micro-surfacing. Mr. French mentioned that it does take several months for the appearance of the surfacing to improve. Mr. Jenkins explained the process of the micro-surfacing, describing that it is done as a maintenance extender, to prevent any severe degradation. Mr. Vautier expressed that he did not feel communication was adequate during the process of the work being done. Mr. Vautier requested that at minimum, Council not sign off on the work with Sunoco until additional street sweeping of debris is done. Mr. Jenkins mentioned that plowing should be done with the plow slightly lifted for the winter months. Mr. Stoltzfus said that additional clean up can be done, and appreciated the suggestion regarding the plowing

Joe Margusity said that he has turned the Blue Rock HOA over to the residents. Mr. Margusity said that he met with Mark Stabolepszy, and said they will be clearing some trees, and will be replacing others this fall. Mr. Margusity said that the HOA members were not in favor of the plans for the trail. Mr. Margusity mentioned that there were concerns for kids gathering in the trail area, and for security to the homes. Mr. Margusity requested that Council consider a fee in lieu of constructing the trail. Mr. French expressed that Council would need to have an idea of the cost involved for the trail construction. Bob Clements and Jack Stewart felt that it would be more reasonable to have Mr. Margusity's contractor construct the trail. Mr. Margusity said he is relaying the HOA Members preference for not constructing the trail, however he will be prepared to agree with Council's decision. Mr. Stoltzfus felt having a conversation with residents who are not in favor of the trail should be considered. Donna Ware mentioned that security concerns with the rails to trails near homes is something that should be considered. Mr. Margusity asked Council to inform him as to what they decide. Mr. Margusity said he will have the HOA Management Company send their contact information. Council did not take any action and will hold further discussion at the October Council Meeting.

TREASURERS REPORT:

Motion was made by Bob Clements and seconded by Merle Stoltzfus to accept the Treasurers Report and pay bills as presented. Motion carried by all.

PRESIDENTS REPORT:

Mr. French reviewed the Act 65 Amendment pertaining to meeting agendas, and requested that Council Members read through the information so they will be familiar with the new procedures.

Jack Stewart made a motion, seconded by Bob Clements to approve the shredding of 2008 through 2011 Municipal records, in accordance with the Municipal Record Manual. Motion carried.

BUILDING, GROUNDS STREETS AND LIGHTS:

Mr. French reported that he has had evergreen trees and shrubs removed, along with other trimming and pruning at Livingood Park. Mr. French said that he is in the process of having the train and freight station maintenance done, including painting of both buildings. Mr. French said that the new doors and hardware will be installed at the train station, and they will be master keyed. Mr. French said he checked the storm water pipe that flows under S. Brick Lane, which seems to only create overflow with excessive rainfall. Mr. French felt there was no action needed at this time.

STATE POLICE:

Mr. French reviewed the State Police report, and said that Lori Kolb has made a request to Lieutenant Donahue for any further detail that can be disclosed regarding the incidents listed.

ENGINEERING:

Mr. Jenkins reviewed the topics from the engineering report, including the status of the Thiel project on Yeingst Drive, Lotharlish project on North Brick Lane, Blue Rock Subdivision project on Park Avenue, along with the Brick Lane Community Church as-built plans.

Mr. Jenkins reviewed the Settlement and Release Agreement Exhibit "B" with Sunoco, and suggested that since there was further discussion on this topic that took place earlier in the meeting, he would like to discuss that information with Mark Stabolepszy, however Council could still consider a conditional approval. Mr. French recommended holding off on signing the Settlement and Release Agreement Exhibit "B" with Sunoco, until further clean-up is completed on Parkside Drive, and the (1) year maintenance document has been received from the contractor. Council agreed to consider approval at the October meeting.

BUILDING AND ZONING:

Mr. French reviewed the August code services report, there were no concerns.

MUNICIPAL AUTHORITY:

Jack Stewart reviewed the topics from the municipal authority report, there were no concerns.

UNFINISHED BUSINESS:

Mr. French expressed that the comments from Jim Scheffey's review of the Wireless Communications Ordinance and HB 1621, and the report from Dennis Kurtz presented earlier in the meeting required further research, and could be discussed at a future meeting.

Mr. Stoltzfus mentioned that PennDot has painted white marks on South Chestnut Street for a one call, and they also used a camera to inspect the storm water pipe. Mr. Stoltzfus has not yet heard from Penn Dot in regard to their findings.

Mr. McQuaid with the Homestead HOA reported he is concerned that there will be excess traffic on South Pine Street, as well as the intersection of Route 82 and 401 during the time that bridge work on Route 345 is being done. Mr. McQuaid commented he will follow up with Representative Tim Hennessey's office regarding the traffic analysis that was done, which determined that the detour did not warrant a temporary traffic light for this project.

ADJOURNMENT:

Motion was made by Jack Stewart and seconded by Bob Clements to adjourn the meeting. Meeting was adjourned at 8:36 PM.

Respectfully,

Lori Kolb, Secretary Treasurer