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ASTON TOWNSHIP
BOARD OF COMMISSIONERS
MEETING
APRIL 20, 2016

Transcript of the ASTON TOWNSHIP BOARD OF
COMMISSIONERS MEETING, taken before Lorraine Evans,
Court Reporter-Notary Public, at the Township
Building, 5021 Pennell Road, Aston, Pennsylvania
19014, on Wednesday, April 20, 2016,
commencing approximately at 7:00 p.m.

BOARD MEMBERS

JAMES M. STIGALE, PRESIDENT
MICHAEL J. HIGGINS, VICE-PRESIDENT
MICHAEL LINK
JON FIRLEIN
MARK T. OSBORN
CAROL GRAHAM
JAMES W. MCGINN

ELIZABETH NAUGHTON-BECK, ESQUIRE, SOLICITOR
JOSEPH VISCUSO, TOWNSHIP ENGINEER
JOHN GRANGER, TOWNSHIP MANAGER

LORRAINE EVANS
COURTREPORTER-NOTARY PUBLIC
28 S. New Middletown Road
Media, Pennsylvania 19063
(610)203-7715 7evanslorraine@comcast.net

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PRESIDENT STIGALE: Good evening everyone.
Can I have your attention, ladies and
gentlemen? I would like to call this Aston
Township Board of Commissioners meeting for
Wednesday, April 20, 2016 to order. Can we all

6 rise for the Pledge of Allegiance.

7 (Pledge of Allegiance)

8 PRESIDENT STIGALE: Please remain standing
9 for a moment.

10 COMMISSIONER HIGGINS: Good evening
11 everybody. I would like to have a moment of
12 silence for those residents of Aston who passed
13 away since the March meeting. Robert S.
14 Albrand, Jean Lavery Boneit, she was a former
15 Aston employee, Joseph Carmencio, Otto Ocal
16 Cardoni Senior, Phyllis Ferlina, James Joseph
17 Hackett, Mary Edna Harron, Mae J. Jackson,
18 Geraldine Jerry Clock, Joanna M. Lehland,
19 Morris M. McNealy, Margaret Mary Perty and
20 Geraldine Jerry Simpson.

21 (Moment of Silence)

22 COMMISSIONER HIGGINS: Thank you.

23 PRESIDENT STIGALE: Need a motion to
24 approve the bills and payroll.

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1 COMMISSIONER MCGINN: Make a motion to
2 approve the bills and payroll.

3 COMMISSIONER OSBORN: Second.

4 PRESIDENT STIGALE: Questions or comments?
5 All in favor? Opposed? The "ayes" have it.

6 (Whereupon, all Commissioners
7 present vote "aye.")

8 PRESIDENT STIGALE: I need a motion to
9 approve the minutes of the regular meeting of
10 March 2016.

11 COMMISSIONER MCGINN: Make a motion to

12 approve the minutes of the regular meeting of
13 March 2016.

14 COMMISSIONER OSBORN: Second.

15 PRESIDENT STIGALE: Questions or comments?

16 All in favor? Opposed? The "ayes" have it.

17 (whereupon, all Commissioners
18 present vote "aye.")

19 PRESIDENT STIGALE: I would like to move
20 onto Proclamations. Call on Commissioner
21 Higgins, please.

22 COMMISSIONER HIGGINS: Thank you.

23 Proclamations. Aston Township, Pennsylvania.
24 whereas, the Board of Commissioners, Township

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1 of Aston, Delaware County, Pennsylvania desires
2 to recognize the very special resident of Aston
3 Township on the occasion of his 96th birthday;
4 and

5 whereas, John C. Ford was born in Mount
6 Carmel, Pennsylvania on April 30, 1920. He
7 graduated from Mount Carmel Catholic High
8 School. John moved to Chester in 1943 and was
9 a Seaman in the Navy during world war II. When
10 the war was over John got a job at BP Oil
11 working in the machine shop where he worked for
12 34 years. John moved to Aston Township in 1961
13 and married his lovely wife Elizabeth in 1970;
14 and

15 whereas, John C. Ford has been a member of
16 St. Joseph Catholic Church since its inception

17 in 1947. John was interested in sports all his
18 life and volunteered as an umpire for the Aston
19 Valley Baseball League for the Minors, Majors,
20 and Teener Leagues and also for Aston
21 Middletown Little League and all over Delaware
22 County. John also played a good game of golf
23 and currently bowls in the Senior League and
24 has an average of 155. John held a number of

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1 officer positions with the Aston Township
2 Senior Citizens Association and is currently
3 the Vice-President of the BP Retiree Club.
4 John informed us he really likes horse racing.
5 John has been attending the Aston Township
6 Board of Commissioners monthly meetings for
7 over 40 years as an interested and concerned
8 citizen.

9 Now, therefore, be it proclaimed that the
10 Board of Commissioners, Township of Aston, do
11 hereby recognize the date of April 30, 2016 as
12 the 96th birthday of John C. Ford.

13 Proclaimed this 20th day of April, 2016.
14 By James M. Stigale, President, Board of
15 Commissioners, Commissioner Sixth Ward, myself,
16 Michael J. Higgins, Vice-President,
17 Commissioner Seventh Ward, Michael Link,
18 Commissioner First Ward, Mark Osborn,
19 Commissioner Third Ward, Carol Graham,
20 Commissioner Second Ward, Jon Firlein,
21 Commissioner Fourth Ward, James W. McGinn,
22 Commissioner Fifth Ward, and attested to by

23 Richard D. Lehr, township secretary.

24 John, come on up please. A few weeks ago

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1 I came home and opened up my mailbox and I saw
2 a handwritten little note from John Ford, and
3 it said Mike, Happy St. Patrick's Day. Your
4 favorite Democrat. Congratulations on your
5 96th birthday. You're a great concerned
6 citizen. We love you for it.

7 (Applause)

8 COMMISSIONER HIGGINS: Come to more
9 meetings.

10 PRESIDENT STIGALE: John is not shy.
11 He'll be up later to make some comments. I'd
12 like to move onto the next Proclamation. This
13 is a wonderful occasion, 50 years.

14 Proclamation. Aston Township, Pennsylvania.

15 Whereas, the Board of Commissioner,
16 Township of Aston, desires to recognize a very
17 special couple who have been married for 50
18 years; and

19 whereas, Dennis and Carol Cannon were
20 married April 16, 1966 at Holy Savior Church in
21 Linwood, Pennsylvania. They immediately moved
22 into the home they currently live in at 4621
23 Aston Mills Road that Dennis' mother and
24 step-father built. Dennis and Carol raised

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1 three children, Dennis, Paul and Karron in

2 Aston and they all attended St. Francis de
3 Sales School. Dennis and Carol both became
4 actively involved in the Aston Middletown
5 Little League program when their two sons
6 played baseball. Dennis and Carol also have
7 three grandchildren who they love to watch play
8 baseball.

9 whereas, Dennis Cannon was born and raised
10 in Aston Township and is a retired bricklayer
11 with Local #1 of Pennsylvania. Carol has been
12 a member of the Penn Delco School Board and was
13 their treasurer for four years and Chairperson
14 for the Local Tax Study Commission. Carol
15 served as the Secretary for the Aston Township
16 Tri Centennial Committee in 1988. She was the
17 Democratic Committee Person for the 2nd ward
18 for 20 years. Carol is a member of St. Francis
19 de Sales Catholic Church where she is a
20 Eucharistic Minister and Lector and a member of
21 the Evangelization Committee. Carol has served
22 on the Township Vision Planning Committee and
23 the Comprehensive Planning Committee.
24 Currently Carol is the President of the Friends

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1 of the Aston Public Library and Treasurer for
2 Aston Township Historical Society and the
3 Secretary at St. Thomas Catholic Church.

4 whereas, Dennis and Carol celebrated their
5 50th wedding anniversary on Saturday, April 16,
6 2016 at St. Francis de Sales Church where they
7 renewed their wedding vows and then proceeded

8 to the Ogden Fire Hall for a party with their
9 family and many friends.

10 Now, therefore be it proclaimed that the
11 Board of Commissioners, Township of Aston, do
12 hereby recognize the date of April 16, 2016 as
13 the 50th wedding anniversary of Dennis and
14 Carol Cannon.

15 Proclaimed this 20th day of April, 2016.
16 Congratulations.

17 (Applause)

18 PRESIDENT STIGALE: For the next
19 Proclamation I'll call on Commissioner Graham,
20 please.

21 COMMISSIONER GRAHAM: Thank you, President
22 Stigale. Whereas, the Board of Commissioners,
23 Township of Aston, Delaware County,
24 Pennsylvania desires to honor Herre's Gang for

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1 their dedication and continued contributions to
2 Autism Awareness; and

3 whereas, Robert and Donna Herre are the
4 proud parents of three beautiful children,
5 their youngest, Stephen, age 11, was diagnosed
6 with Autism nearly eight years ago. Stephen is
7 a bright, fun loving child, who brings their
8 family an overwhelming amount of joy; and

9 whereas, Robert and Donna shortly after
10 Stephen's diagnosis realized the magnitude and
11 quickly decided they needed to become more
12 involved in raising awareness for this

13 disorder. Approximately five years ago Herre's
 14 Gang was formed which consists of family and
 15 friends, dedicated to funding the causes,
 16 prevention, treatments and a cure for Autism.
 17 Some of their fundraising efforts include their
 18 annual Autism Awareness night at Rita's which
 19 is held in May, Autism Awareness night at Zac's
 20 Hamburgers and their Autism Awareness Pancake
 21 breakfast which is held at Applebee's
 22 Restaurant. To date, Herre's Gang has raised
 23 over \$25,000 for Autism Awareness. Robert and
 24 Donna realize none of this would possible

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1 without the love and support of their family
 2 and friends; and
 3 Whereas, Robert and Donna realize that
 4 significant progress has been made in the areas
 5 of research, medication, diagnosis and
 6 therapies for Autism, resulting in an approved
 7 quality of life for individuals living with
 8 Autism, and for their families. They also
 9 realize that Autism now effects 1 in 68
 10 children nationally, is the fastest growing
 11 developmental disorder in the U.S. and boys are
 12 nearly five times more likely than girls to
 13 have Autism. For these reasons Herre's Gang
 14 will continue to do their part by raising the
 15 funds necessary to one day find a cure; and
 16 Now, therefore, be it proclaimed that the
 17 Board of Commissioners recognizes Herre's Gang.
 18 Duly proclaimed this 20th day of April, 2016.

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19 Aston Township Board of Commissioners, by James
20 M. Stigale, President, Michael J. Higgins,
21 Vice-President, Michael Link, Commissioner
22 First Ward, myself, Commissioner Second Ward,
23 Mark T. Osborn, Commissioner Third Ward, Jon
24 Firlein, Commissioner Fourth Ward, and Jim

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1 McGinn, Commissioner Fifth Ward, attested to by
2 Richard D. Lehr. Can you guys come up?

3 (Applause)

4 COMMISSIONER GRAHAM: For our next
5 Proclamation, and before I read this
6 Proclamation, I would like to welcome Dr.
7 Rosalie and Mr. Anthony Mirenda from Neumann
8 University who have come tonight and a lot of
9 other dignitaries.

10 Whereas, the Board of Commissioners,
11 Township of Aston, Delaware County,
12 Pennsylvania desires to honor the Neumann
13 University Knights Roller Hockey Team; and

14 whereas, the National Collegiate Roller
15 Hockey Association invited 24 teams to
16 participate in the tournament out of 170 member
17 clubs nationwide. In early matches played on
18 April 6 and 7 for seeding, the Knights beat
19 Bethel University 3-2, University of Las Vegas
20 3-2 and the University of Missouri at St.
21 Louis, 8-3; and

22 whereas, with the field narrowed to 16
23 clubs for the single elimination tourney,

24 Neumann University drubbed the University of
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1 Rhode Island 15-0 and Farmingdale State College
2 6-3 on April 8 to reach the Final Four. In
3 their last four tournament games, the Knights
4 outscored their opposition 35-5; and

5 whereas, the Neumann Knights brought home
6 a second consecutive national championship in
7 roller hockey on April 9. The club defeated
8 the University of Nevada at Las Vegas, 4-1 in
9 Cedar Rapids, Iowa to capture the crown.

10 whereas, during the last two seasons,
11 Neumann is 69-2 playing against much larger
12 colleges from across the country. Dr. Rosalie
13 Mirenda, Neumann's President, sent her
14 congratulations to Coach Lee Strofe and the
15 team, noting that the Knights joined the
16 Villanova wildcats as the second team to bring
17 a national title to Delaware County in the span
18 of a week; and

19 Now, therefore be it proclaimed that the
20 Board of Commissioners recognizes the Neumann
21 Knights Roller Hockey Team.

22 Duly proclaimed this 20th day of April,
23 2016. Aston Township Board of Commissioners,
24 James M. Stigale, President, Michael Higgins,

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1 Vice-President, Michael Link, Commissioner
2 First Ward, myself, Commissioner Second Ward,
3 Mark Osborn, Commissioner Third Ward, Jon

4 Firlein, Commissioner Fourth Ward, and Jim
5 McGinn, Commissioner Fifth Ward, and attested
6 to by Richard D. Lehr. Congratulations. We
7 are so happy you guys are in our home town.

8 (Applause)

9 PRESIDENT STIGALE: We have a lot on the
10 agenda. I'd like to move onto Committee
11 Reports. Couple of announcements before I get
12 into the Committee Reports with the rest of the
13 Commissioners.

14 Aston Township is having its annual
15 shredding event for residents. It's going to
16 be held on Saturday, May 14 at the Aston
17 Township Community Center from 10:00 a.m. to
18 noon -- until 1:00. Thank you, Dick. Please
19 check the website for details. Spring
20 cleaning, take advantage of that for the
21 shredding events. Look on the website for
22 details.

23 And also please don't forgot the Aston
24 Lions pancake breakfast is being held on

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1 Sunday, April 24 at the Aston Township
2 Community Center from 7:30 a.m. to noon. Come
3 out and support the Lions Club. They do great
4 things for our community.

5 At this time I would like to call on
6 Commissioner Firlein.

7 COMMISSIONER FIRLEIN: Thank you. Public
8 works. Springtime. As everyone has noted the

9 Public works people are actively cleaning up
10 the parks in preparation for opening day for
11 baseball, the fields. All the public parks
12 have been completed, the stump grinding, bushes
13 trimmed, trees trimmed and still ongoing. So
14 be patient with people in the Public works.
15 The normal trash has been completed. They're
16 actively working a lot on the vehicles, the
17 maintenance vehicles. Other than that, thank
18 you.

19 PRESIDENT STIGALE: That's good. That was
20 a big list. Three pager. Commissioner Osborn,
21 please.

22 COMMISSIONER OSBORN: Good evening.
23 Couple things. Financial report for April,
24 2016. 1/1/16 to 4/15/16. Cash on hand as of

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1 1/1/16, \$1,525,350.65, receipts during that
2 period, \$7,056,436.91, expenditures, actual
3 payments, \$5,016,028.26. Cash on hand as of
4 4/15/16, \$3,334,013.63. T.D. liquid fuel,
5 \$560,781.48, TD capital reserve, \$1,230,520.37.

6 Treasurer's report for March. Beginning
7 balance 3/1/16, \$1,375,982.05, less an
8 adjustment from 2015 administration
9 \$157,500.00, less administration adjustments,
10 \$29,100.00. Total revenue during the period
11 \$2,355,247.51, less expenditures,
12 \$1,181,491.05, less payroll, \$597,813.55, and
13 the closing balance, 3/31/16, \$1,765,316.96.

14 Liquid fuels during that period, slight

15 change from the finance report, beginning
16 balance \$116,173.61, total revenue \$454,291.72,
17 less expenditures, \$9,683.85. Closing balance
18 of \$560,781.48.

19 TD reserve, balance remains the same,
20 \$1,230,311.96. That's the treasurer's report.
21 It's in line with committee because it's
22 financed and a number of other things. I would
23 like to read this if I could regarding, I know
24 there's a number of people here who will want

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1 to speak regarding Rohach, Schick and Frazer.
2 I am jumping a little bit on Public Works. But
3 it also is in my ward. I want to read this and
4 give you an update. May answer some of the
5 questions ahead of time. You're certainly free
6 later on to come up and ask the questions.

7 The current traffic issue on Rohach is a
8 serious one that I have been working on for
9 sometime. I understand and agree this needs to
10 be addressed quickly. For that reason I have
11 commissioned our police chief to conduct a
12 traffic study and present his recommendations.
13 I have both documents here with me tonight.
14 Additionally the Chief is here to speak as
15 well, if needed, or as needed.

16 Additionally, I do understand the Trooper
17 Yingling of the State Police who lives on
18 Rohach has been running sanctioned radar on the
19 street and has furnished his results to our

20 chief as well.

21 In light of the Chief's recommendation I
22 have been reviewing our current budget to see
23 what can be done. Here's one wrinkle.
24 However, we recently came upon a problem that

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1 needs our attention regarding the traffic
2 calming techniques of temporary speed humps
3 that we've been installing for a number of
4 years.

5 PennDOT has recently informed us that we
6 cannot use our current devices or face loss of
7 our liquid fuels accounts that amounts to about
8 \$250,000. Temporary speed humps -- so the
9 temporary speed humps that we have been using
10 cannot be used. We must start using permanent
11 speed tables like currently exist on Cherry
12 Tree Road or purchasing other installed devices
13 which cost twice the amount of our current
14 devices.

15 We are in the process of sorting this out
16 with our staff township engineer and our budget
17 to see what can be done and how fast.

18 In the meantime, our Chief has assured us
19 that Rohach and Schick will be, and this
20 includes Frazer, will be patrolled on a regular
21 basis, and hopefully we'll be able to react
22 quickly to this serious issue. Once all the
23 facts and possible courses of action have been
24 determined, I will be in contact with all the

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1 residents of the effected area to explain and
2 ask for your input.

3 It's interesting to note, this is just an
4 aside, the vast majority of citations written
5 on Rohach recently are from Aston and Upper
6 Chi. I would have thought they were Jersey
7 but, thank you for your continued patience in
8 this matter. Feel free to continue to contact
9 me. We'll speak later on this. Thank you.

10 PRESIDENT STIGALE: Thank you,
11 Commissioner Osborn. Commissioner Higgins,
12 please.

13 COMMISSIONER HIGGINS: Thank you. In the
14 area of land development, I want to report I
15 have no update on the DCIU application, to
16 enlarge the facility up on Crozerville Road.
17 Nothing new to report.

18 Permits and licenses report, April 20,
19 2016. Following report is for permits and
20 licenses issued for the month of March, 2016.
21 Beginning balance, \$80,660.00. Total income
22 from building permits and general contractor
23 licenses, \$5,687.00, total electrical permits
24 and registrations, total \$1,575.00, total

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1 plumbing and heating permits and registrations,
2 \$5,751.00, income from Board of Health
3 licenses, \$4,300, income from peddlers and
4 vendors permits, \$1,350.00, no income from

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5 Commercial Life Safety Inspections, income from
6 Certificates of Occupancy, \$3,375.00, income
7 from rental licenses, \$13,875.00. Total
8 revenue collected during the month of March,
9 \$35,916. Total for 2016 year to date,
10 \$116,573.00 and for March of 2015 we were at
11 \$77,959.00. Thank you.

12 PRESIDENT STIGALE: Thank you,
13 Commissioner Higgins. Commissioner Graham.

14 COMMISSIONER GRAHAM: Thank you, President
15 Stigale. I wanted to mention our second annual
16 Aston Township Park Clean Up Day and taking a
17 line from Ralph Shikatano, from Bridgewater to
18 Mount Roads and everywhere in between,
19 Saturday, May 7, 2016, the Aston Township Parks
20 and Recreation Committee will be hosting the
21 second annual Aston Township Parks Clean Up
22 Day. This event was an enormous success last
23 year with approximately 100 volunteers
24 participating. This event is being held on

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1 Saturday, May 7, nine to eleven. There are 10
2 designated official parks on the schedule where
3 volunteers will be stationed to assist anyone
4 who wishes to participate. We are also
5 encouraging residents to feel free to include
6 any parks that do not happen to be on this
7 year's list and any common areas they feel
8 could use a little TLC.

9 The Township provides trash bags and
10 gloves and water at the designated areas. Feel

11 free to bring any additional brooms, dust pans
12 hand tools, anything that you might want to
13 bring. Detailed information can be found on
14 the township website and on our t.v. channel.
15 If you would like to volunteer, contact Kit
16 Spayd at kitspayd at gmail dot com. Please
17 come and participate and help keep Aston
18 beautiful. We had a really successful first
19 one last year. I hope everyone comes out and
20 we have a good day. Thank you.

21 PRESIDENT STIGALE: Thank you,
22 Commissioner Graham. Commissioner McGinn.

23 COMMISSIONER MCGINN: Police report.
24 Incidents handled 606, accident investigations

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1 37, criminal investigations 44. Clearance Rate
2 Part one crimes 35 percent, Clearance rate part
3 two crimes 75 percent. That's all I have.

4 PRESIDENT STIGALE: Thank you,
5 Commissioner McGinn. I would like to -- need a
6 motion to approve the treasurer's report.

7 COMMISSIONER MCGINN: So move.

8 COMMISSIONER OSBORN: Second.

9 PRESIDENT STIGALE: Questions or comments?
10 All in favor? Opposed? The "ayes" have it.
11 (Whereupon, all Commissioners
12 present vote "aye.")

13 PRESIDENT STIGALE: I would like to move
14 on to open the floor to the public for agenda
15 items only. Limit this to a half hour, if

16 anyone has anything come to the podium. This
17 is on agenda items, correct?

18 A VOICE: Yes. My name is Ron Wagerson.
19 I live at 812 Tryens Road. I noticed there has
20 been a public notice has been posted for the
21 proposed overlay on the Gordonville Road track.
22 But there has been no public notice concerning
23 the proposed overlay for the 820 Tryens Road
24 project.

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1 There's also been no written or verbal
2 communication on Mr. Osborn's part to discuss
3 this high density housing proposal. The plan
4 has been rejected by Delaware County and also
5 twice by our own Planning Committee. We do not
6 need a transitional overlay. The surrounding
7 residents have absolutely no problem with the
8 industrial park and to require any kind of a
9 buffer for the neighborhood high density
10 housing between our quiet industrial park and
11 the R-1 and R-2 zoned partials seems to be not
12 logical or appropriate.

13 Granting an overlay should not negate the
14 established building codes. These codes are
15 established to protect the residents and we
16 have no objection to single homes, which is
17 meant by those codes. Mr. Osborn, you are
18 selected to serve the constituents of our ward
19 not the builder. You are not working on our
20 behalf.

21 The Planning Committee and the residents

22 oppose the overlay and we see no reason for
23 further consideration of this zoning change.
24 We do not want this extremely negative impact

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1 it will have on our street and possibly other
2 areas in the township in the future.

3 PRESIDENT STIGALE: Can I make a comment
4 there? We are voting whether to hold a public
5 meeting to review and discuss all these things.

6 MR. WAGERSON: Why hold a public meeting
7 when it's already been rejected three times?

8 PRESIDENT STIGALE: It's on our agenda and
9 let's see what happens.

10 MR. WAGERSON: Okay. Thank you.

11 PRESIDENT STIGALE: Anyone else? Seeing
12 none, move on to Old Business. Line item A.
13 Consider an ordinance to amend the zoning code
14 to establish a new cluster overlay.
15 Commissioner Link, please.

16 COMMISSIONER LINK: I would like to
17 consider an ordinance to amend the zoning code
18 to establish a new cluster overlay zoning
19 district to re-zone parcels number
20 02-00-00600-00, 02-00-01100-00, 02-00-01575-00
21 and finally 02-00-01098-00. I would like to
22 make a motion to amend the zoning code to
23 establish a new cluster overlay zoning district
24 to re-zone parcels 02-00-00600-00,

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1 02-00-01100-00, 02-00-01575-00, and finally
2 02-00-01098-00. That is in the form of a
3 motion.

4 COMMISSIONER HIGGINS: I'll second, but
5 for the purpose of calling the vote. Not to
6 show a sign of support.

7 MS. NAUGHTON-BECK: Could I jump in here?
8 Just for clarification purposes, what you're
9 voting on tonight is the ordinance to amend
10 Chapters 1256-01 and 1256-02 and adopting a new
11 zoning chapter, Chapter 1261 to create a
12 cluster overlay zoning district in the R-1 and
13 R-2 districts.

14 PRESIDENT STIGALE: Thank you. Any
15 questions or comments?

16 COMMISSIONER OSBORN: I will be abstaining
17 from this vote, and the next one. I will
18 explain myself for the next vote.

19 PRESIDENT STIGALE: Folks, we are in the
20 middle of a vote. You had an opportunity to
21 come up and ask you questions. We can review
22 this after. All in favor? Opposed signify by
23 saying "nay".

24 (Whereupon, all Commissioners
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1 present vote "nay" with
2 Commissioner Osborn abstaining.)
3 (Applause)

4 PRESIDENT STIGALE: Motion does not carry.
5 I'd like to call on Commissioner Higgins for a
6 statement.

7 COMMISSIONER HIGGINS: I'd like to make a
8 comment in regard to the motion that just did
9 not carry. It's clear that the residents in
10 the area of Gordonville and Convent Road are
11 opposed to the proposed cluster ordinance.
12 Also, the Commissioners are opposed because the
13 building of townhouses as it alters the
14 character of the neighborhood, not to mention
15 the traffic and so forth that will result from
16 it, so we also oppose it.

17 PRESIDENT STIGALE: Thank you. I'd like
18 to move on to Line Item B. Request of Lanni
19 Builders to hold a public hearing to propose an
20 amendment to the zoning ordinance to establish
21 a transitional zoning district. Commissioner
22 Osborn.

23 COMMISSIONER OSBORN: I make a motion to
24 accept the request of Lanni Builders to hold a

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1 public hearing to propose an amendment to the
2 zoning ordinance to establish a transitional
3 zoning district, form of a motion.

4 COMMISSIONER HIGGINS: Second.

5 PRESIDENT STIGALE: Questions or comments?
6 All in favor?

7 COMMISSIONER OSBORN: I have a comment.
8 As I said at the last thing I have a comment.
9 I will be abstaining from this one as well. I
10 have a few comments to make in relation to
11 this. Abstentions are sometimes deemed to be

12 the easy way out when issues are contentious.
 13 However, they are designed for voting members
 14 who feel they do not have all the information
 15 or all the information was not brought to light
 16 correctly to make an informed decision. That's
 17 where I am with these two projects. Ultimately
 18 I hold this office to listen to the wishes of
 19 the residents both in my ward and the township
 20 as a whole.

21 when I feel all the information is not
 22 presented effectively and/or the emotions of a
 23 few have stalled a possible project that may be
 24 beneficial to the township as a whole, and all

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1 the benefits are not brought to light, I simply
 2 can't roll along. This is what I believe is
 3 the case here.

4 My last caution here in this area is
 5 financial. As chair of the Financial Committee
 6 for the last three years, with the help of the
 7 administration and the committee we have been
 8 able to hold the line on taxes in this
 9 township. With pending projects like repair of
 10 a 30 year deferred storm water system, building
 11 a new firehouse, the township building,
 12 addition to the library, etc, all these are
 13 proposed.

14 If we continue to not consider business
 15 and residential projects that would bring new
 16 and much needed revenue stream to our township
 17 without exploring all the details, then please

18 understand when taxes for the entire township
19 rise, that includes me, as a life long resident
20 of this township, there will be another line up
21 here yelling at me. Thank you. That's my
22 prepared statement.

23 The other thing I would like to say is in
24 relation to this Lanni project, it was pretty

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1 much DOA to begin with. We have asked our
2 township engineer. He moved back on that
3 several times. Not one resident contacted me
4 about this prior. We never had a public
5 meeting because there was never a final
6 solution. Not one resident contacted me prior
7 to a statement being made at this Board
8 meeting. Not one resident has called me.
9 Fliers were put out. Fliers were put out.

10 PRESIDENT STIGALE: If you have something
11 to say, we'll ask you to come to the podium.
12 No shouting out, please.

13 COMMISSIONER OSBORN: Fliers were put out
14 regarding this. Do you know how many phone
15 calls I received regarding that flier? One.
16 And that was from a person who said he thought
17 it was rude that the flier was being handed out
18 during a political campaign. I did not get one
19 negative response.

20 I want to make myself clear here. I am
21 here in this office to help the residents of my
22 ward and the township. Period. If someone

23 would have contacted me prior, they would have
24 gotten an answer. Thank you.

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1 PRESIDENT STIGALE: Thank you.

2 A VOICE: Can we make a comment?

3 PRESIDENT STIGALE: No. I am taking a
4 vote right now. I have a second on the motion.
5 We had our comments. I need -- all in favor of
6 accepting the request to have a public hearing
7 signify by saying "aye". Opposed?

8 COMMISSIONER OSBORN: Abstain.

9 (Whereupon, all Commissioners
10 present vote "nay" with
11 Commissioner Osborn abstaining.)

12 (Applause)

13 PRESIDENT STIGALE: Thank you. Motion
14 does not carry. Moving on to New Business.
15 Line item A. Call on Commissioner Higgins to
16 put the meeting in sine die.

17 COMMISSIONER HIGGINS: Thank you. I make
18 a motion to place the meeting in sine die.

19 COMMISSIONER MCGINN: Second.

20 PRESIDENT STIGALE: All in favor?
21 Opposed? The "ayes" have it.

22 (Whereupon, all Commissioners
23 present vote "aye.")

24 PRESIDENT STIGALE: I would like to call

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1 on Ms. Naughton-Beck.

2 MS. NAUGHTON-BECK: Thank you,

3 Commissioner Stigale. Commissioners, initially
4 before you is the application, the conditional
5 use application, of Carrie and William Mack,
6 and if Mr. -- the conditional use application
7 of Carrie and William Mack. They are looking
8 to construct a single-family home at 1575
9 Caroline Drive, located in the R-1 district.

10 PRESIDENT STIGALE: Excuse me, can we ask
11 everyone, please hold your comments so we can
12 hear what's going on. Thank you.

13 MS. NAUGHTON-BECK: Proof of Publication
14 of tonight's hearing will be placed in the
15 township's file. The property was posted and
16 tonight's hearing was advertised in the April 7
17 and April 13 editions of the Delaware County
18 Daily Times.

19 Present for tonight is the applicant,
20 Mr. Mack, and Mr. Damon the engineer for
21 Mr. Mack. By way of brief background, the
22 parcel at issue is currently a vacant lot.
23 While it's located in the R-1 district, it's
24 also located within the area of steep slopes.

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1 Therefore, in order to construct the proposed
2 residential home in an area of steep slopes our
3 zoning code requires that the applicant appear
4 before the Board to obtain conditional use
5 approval.

6 The township engineer has reviewed the
7 grading and erosion control plan and storm

8 water management report prepared by the
9 applicant, and a copy of the Pennoni report
10 dated April 8, 2016 will also be kept in the
11 township file.

12 Specifically Mr. Mack is requesting relief
13 from Chapters 1288.05A-2E for construction of a
14 driveway, 122.05B2B, construction of a
15 single-family dwelling, storm water management
16 facilities pursuant to 1288.05B2C and accessory
17 uses structures for retaining wall 1288.05B2F.
18 Again, all of these would normally be permitted
19 in a residential district. But because it's
20 located in the area of steep slopes,
21 conditional use approval is required. Mr.
22 Damon, Mr. Mack, would you both be sworn in.

23 DAVID P. DAMON and WILLIAM MACK,
24 having been called as witnesses,
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1 and having been duly sworn, were
2 examined and testified as
3 follows:

4 THE WITNESS: Good evening. My name is
5 David P. Damon. I'm a civil engineer with H.
6 Gilroy Damon Associates, Inc. I am a licensed
7 PE in Pennsylvania. I'm here with William Mack
8 tonight for his property. It's a former lot 29
9 of the Andrew Mazzino subdivision plan that our
10 office had prepared in 1972, and it's known as
11 1575 Caroline Drive.

12 The property contains steep slopes on the
13 north side of the lot, left hand side if you're

14 looking at the map that's been rendered there.
15 And the property slopes southerly to the right
16 hand side of the drawing. That lower portion
17 of the lot sits 20 to 25 feet below Caroline
18 Drive. Has a storm sewer sanitary sewer that
19 goes through it. Really it's not feasible to
20 develop, so the house -- to develop on the lot,
21 we needed to site the house in the steep slope
22 areas.

23 The grading and erosion control plan we
24 prepared presents measures to mitigate that

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1 development such as a storm water management
2 facility that will reduce the run-off from the
3 site, super silt vents to control any run-off
4 of mud and silt from the construction of the
5 house. And we did receive a review letter from
6 Mr. Viscuso's office and prepared revisions to
7 it, submitted it yesterday to the township, but
8 we, in doing so, we removed the retaining walls
9 from the front yard areas. That's no longer
10 part of this request.

11 But we did address the comments in his
12 letter. I believe we have a plan that would be
13 approvable based on the township grading and
14 storm water ordinance.

15 To go through the conditional use, keep
16 things brief, it's my professional opinion that
17 this proposed use is suitable for the site and
18 appropriate in terms of the size and the

19 topography and the drainage and utilities.
20 Also, the use is compatible with the character
21 of the neighborhood and the Comprehensive Plan
22 being that it's single-family residential.

23 And it's also my professional opinion that
24 the proposed use is suitable in terms of the

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1 effect on the traffic, police and fire
2 protection and the public health, safety and
3 welfare of the neighbors and the community as a
4 whole. And Mr. Mack and I are here if there's
5 any questions that the board would have.

6 PRESIDENT STIGALE: I am going to defer to
7 our solicitor first.

8 BY MS. NAUGHTON-BECK:

9 Q Mr. Mack, you heard the testimony that
10 your engineer has provided. Do you agree with the
11 representations that Mr. Damon provided?

12 A Yes.

13 MS. NAUGHTON-BECK: Mr. Damon, if you can
14 comment briefly on the extent to which the
15 proposed construction would effect erosion and
16 storm water run-off and what efforts,
17 procedures you would employ in order to
18 minimize that.

19 MR. DAMON: The slopes there are primarily
20 between 15 and 20 percent so, the ground would
21 drop approximately two feet and 10 feet so
22 they're not excessively steep. We are building
23 the house into that hillside so that the north
24 side of the house is built at grade where the

1 garage is, and the south side of the house is a
2 daylight basement. So it's going to fit the
3 topography. We're providing super silt fence
4 to control the run-off from that construction
5 area and to control any debris that may run off
6 from it.

7 Also, we designed a seepage bed in
8 accordance with the township storm water
9 ordinance that will control run-off from the
10 driveway, the roof areas and part of the lawn,
11 and actually reduce the run-off from what it is
12 presently, and infiltrate smaller storms into
13 the ground water system so there will be zero
14 run-off from those areas during storms up to an
15 inch or two.

16 BY MS. NAUGHTON-BECK:

17 Q Is your testimony Mr. Damon that the
18 construction of this property as proposed will not
19 adversely effect the storm water run-off onto the
20 adjacent neighbors?

21 A Yes, it is.

22 MS. NAUGHTON-BECK: Those are the
23 questions that I have.

24 PRESIDENT STIGALE: Commissioner Link?

1 COMMISSIONER LINK: Beth answered my
2 question. I was more concerned with the
3 neighbors and our existing ordinance for our

4 steep slope ordinance and their effect
5 currently.
6 PRESIDENT STIGALE: Mr. Firlein.
7 COMMISSIONER FIRLEIN: Not at this time.
8 PRESIDENT STIGALE: Mr. Osborn.
9 Commissioner Higgins.
10 COMMISSIONER HIGGINS: I am satisfied with
11 Mr. Damon's comments.
12 PRESIDENT STIGALE: Commissioner Graham.
13 COMMISSIONER GRAHAM: Yes, we really
14 hadn't had a chance to appropriately look at
15 this, and I had asked our engineer,
16 Mr. Viscuso, to go over it further before I
17 would be comfortable in agreeing with
18 something. I would like him to look it over
19 more completely.
20 PRESIDENT STIGALE: Commissioner McGinn.
21 COMMISSIONER MCGINN: I have no questions.
22 PRESIDENT STIGALE: Mr. Granger.
23 MR. GRANGER: No.
24 PRESIDENT STIGALE: Mr. Viscuso.

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1 MR. VISCUSO: Dave, the comment that we
2 had, you said you complied with all of our
3 comments. Comment number eight, were you able
4 to move that away? We were a little concerned
5 you wouldn't be able to --
6 MR. DAMON: The revised plan relocated the
7 seepage bed. It's a minimum of six feet from
8 the property line.
9 MR. VISCUSO: Could you again, just for

10 the record, why the house -- I know you said --
11 obviously see the sanitary sewer. The storm
12 sewer looks to me like it's off-site of the
13 adjacent property. Why the house couldn't be
14 moved anymore to the south?

15 MR. DAMON: The issue had to do more with
16 the grade as we went down into that area,
17 getting a driveway into that area is very
18 difficult from the street. So it's really the
19 difference in elevation to the house.
20 Essentially we would have to bring in
21 engineered fill to raise the house up and build
22 walls along the adjoining property lines.

23 MR. VISCUSO: That's kind of what I was
24 getting at, you need to build in the steep

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1 slopes, because moving further to the south
2 where there are no steep slopes, causes further
3 mitigation, further disturbance, retaining
4 walls, all of these things that would actually
5 be probably more intrusive to the neighboring
6 properties than what you're showing on this
7 plan. That's the question I was asking.

8 MR. DAMON: That's a good point.

9 MR. VISCUSO: You did say that you removed
10 the retaining walls from the front yard. They
11 are no longer there. We had kind of taken a
12 second look at that. The township's opinion
13 has been in the past retaining walls in the
14 front yard that actually retain earth. The

15 intent of the ordinance is to build walls where
16 they are used as a fence, where they're used to
17 retain earth, maybe not. That may not be an
18 issue. If that helps in the mitigation -- I
19 heard you say you have already removed them.
20 It may not have been as much of a problem. If
21 we need to re-look we'll re-look at that.

22 PRESIDENT STIGALE: Is that all?

23 MR. VISCUSO: That's it.

24 MS. NAUGHTON-BECK: Members of the public.

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1 PRESIDENT STIGALE: Anybody from the
2 public have a question or comment about this
3 project?

4 MS. CANNON: Is this a land locked piece
5 of property?

6 MR. DAMON: No.

7 PRESIDENT STIGALE: No, it's not.

8 MS. CANNON: Carol Cannon, 4621 Aston
9 Mills Road.

10 PRESIDENT STIGALE: Any other questions or
11 comments from the public? Seeing none, thank
12 you. I would like to move onto Item C, still
13 in sine die. Commissioner Higgins. We'll let
14 Beth.

15 MS. NAUGHTON-BECK: Commissioners, next on
16 the agenda for you is consideration of an
17 ordinance to amend Chapter 1274.02G which is
18 under the permitted uses section of the
19 shopping center district ordinance to allow
20 group daycare facilities subject to section

21 1290.15.

22 Currently the language provides for family
23 based daycare facilities in the shopping center
24 district, which was a mistake. Section 609 of

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1 the Municipalities Planning Code requires that
2 any amendments to the zoning code be submitted
3 before the Planning Commission and advertised
4 for a public hearing and ordinance adoption.

5 So tonight's hearing was advertised in the
6 April 6 and 13 editions of the Daily Times. We
7 have advertised the adoption of the ordinance.
8 Prior to tonight's hearing the application was
9 reviewed by the Aston Township Planning
10 Commission held on March 23, 2015 and the
11 Delaware County Planning Commission's meeting
12 on February 18, 2016. Both Commissions
13 unanimously recommended approval.

14 The MPC also requires a public hearing on
15 any amendments be provided and members of the
16 public be invited to comment. Again, basically
17 all we are changing is that in the shopping
18 center district, daycares that are permitted
19 are group daycares and they are separately
20 regulated as opposed to a family based daycare,
21 which really would not be appropriate in the
22 shopping district.

23 PRESIDENT STIGALE: Any questions from the
24 board? Seeing none, Mr. Granger? Mr. Viscuso?

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1 Anyone from the general public, questions or
2 comments about this? Seeing none --

3 MS. NAUGHTON-BECK: That concludes my
4 business.

5 PRESIDENT STIGALE: Thank you. So at this
6 point call on Commissioner Higgins.

7 COMMISSIONER HIGGINS: Thank you. I make
8 a motion to take the meeting out of sine die.

9 COMMISSIONER OSBORN: Second.

10 PRESIDENT STIGALE: Questions or comments?
11 All in favor? Opposed? The "ayes" have it.

12 (Whereupon, all Commissioners
13 present vote "aye.")

14 PRESIDENT STIGALE: Line Item E, announce
15 the hiring of a part-time police officer. I
16 would like to call on Commissioner McGinn.

17 COMMISSIONER MCGINN: I would like to make
18 a motion that the Board appoints Kyle Engelman
19 to the Aston Township position of part-time
20 probation police officer, form of a motion.

21 COMMISSIONER OSBORN: Second.

22 PRESIDENT STIGALE: Questions or comments?
23 All in favor? Opposed? The "ayes" have it.

24 (Whereupon, all Commissioners

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1 present vote "aye.")

2 PRESIDENT STIGALE: Line item F, consider
3 a resolution authorizing the submission of an
4 application to PennDOT for modifications to the
5 traffic signal at Pennell Road and Lehr

6 Boulevard. Commissioner Firlein.
 7 COMMISSIONER FIRLEIN: Thank you. Be it
 8 resolved by authority of the Board of
 9 Commissioners of the Township of Aston,
 10 Delaware County, and it is hereby resolved by
 11 authority of the same, that the township
 12 manager of the said municipality is authorized
 13 and directed to submit the attached application
 14 for traffic signal approval to the Pennsylvania
 15 Department of Transportation and to sign this
 16 application on behalf of the Municipality.

17 Attested to by Richard D. Lehr, secretary,
 18 by James M. Stigale, President, Board of
 19 Commissioners. Board of Commissioners of Aston
 20 Township hereby certify the foregoing is true
 21 and correct copy of the Resolution adopted at a
 22 regular meeting of the Board of Commissioners
 23 held the 20th day of April, 2016, attested
 24 Richard D. Lehr, secretary, in the form of a

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1 motion.
 2 COMMISSIONER MCGINN: Second.
 3 PRESIDENT STIGALE: Any questions or
 4 comments? All in favor? Opposed? The "ayes"
 5 have it.
 6 (Whereupon, all Commissioners
 7 present vote "aye.")
 8 PRESIDENT STIGALE: Line item G, consider
 9 a resolution authorizing the submission of an
 10 application to PennDOT for modifications to the

11 traffic signal at Pennell and Marionville/Weir
12 Road. Short version.

13 COMMISSIONER FIRLEIN: Be it resolved by
14 the authority of the Board of Commissioners, of
15 the Township of Aston, Delaware County, and
16 hereby resolved by authority of the same, that
17 the township manager of the said municipality
18 be authorized and directed to submit the
19 attached application for traffic signal
20 approval to the Pennsylvania Department of
21 Transportation and sign this application on
22 behalf of the municipality. Attested by
23 Richard D. Lehr, secretary, by James M.
24 Stigale, President, Board of Commissioners.

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1 Board of Commissioners, Aston Township do
2 hereby certify that the foregoing is true and
3 correct copy of the resolution adopted at a
4 regular meeting of the Board of Commissioners,
5 held the 20th day of April, 2016, Richard D.
6 Lehr, attested, secretary, form of a motion.

7 COMMISSIONER LINK: Second.

8 PRESIDENT STIGALE: Questions or comments?
9 All in favor? Opposed? The "ayes" have it.
10 (whereupon, all Commissioners
11 present vote "aye.")

12 PRESIDENT STIGALE: Line item H, consider
13 a resolution authorizing submission of an
14 application to PennDOT for modification to a
15 traffic signal at Pennell Road and Hall Drive.

16 COMMISSIONER FIRLEIN: Be it resolved by

17 authority of Board of Commissioners of Aston
18 Township, Delaware County, and it is hereby
19 resolved by authority of the same that the
20 township manager of said municipality is
21 authorized and directed to submit the attached
22 application for traffic signal approval to the
23 Pennsylvania Department of Transportation and
24 sign this application on behalf of the

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1 municipality.

2 Attested to by Richard D. Lehr, secretary
3 by James M. Stigale, President of the Board of
4 Commissioners this 20th day of April, 2016,
5 attested Richard D. Lehr, secretary, form of a
6 motion.

7 COMMISSIONER LINK: Second.

8 PRESIDENT STIGALE: Questions or comments?

9 All in favor? Opposed? The "ayes" have it.

10 (Whereupon, all Commissioners
11 present vote "aye.")

12 PRESIDENT STIGALE: Line item I, consider
13 a resolution authorizing submission of an
14 application to PennDOT for modifications to the
15 traffic signal at Pennell and Lamp Post Lane
16 slash Dutton Mills Road. Commissioner Firlein.

17 COMMISSIONER FIRLEIN: Long night. Be it
18 resolved by authority of the Board of
19 Commissioners, Township of Aston, Delaware
20 County, and it is hereby resolved by authority
21 of the same, that the township manager of said

22 municipality is authorized and directed to
23 submit the attached application for traffic
24 signal approval to the Pennsylvania Department

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1 of Transportation and sign this application on
2 behalf of the municipality. Attested to by
3 Richard D. Lehr, secretary James M. Stigale,
4 President, Board of Commissioners, do hereby
5 certify that the foregoing is true and correct
6 copy of the resolution adopted at a regular
7 meeting of the Board of Commissioners, held the
8 20th day of April, 2016, Richard D. Lehr,
9 secretary, form of a motion.

10 COMMISSIONER LINK: Second.

11 PRESIDENT STIGALE: Questions or comments?
12 All in favor? Opposed? The "ayes" have it.

13 (Whereupon, all Commissioners
14 present vote "aye.")

15 PRESIDENT STIGALE: Line item J, consider
16 a resolution authorizing application to the
17 Delaware Valley Regional Planning Commission
18 for grant for streetscape improvements on a
19 portion of Concord Road and the construction of
20 a roundabout at the Community Center and
21 Donnelly Road. Commissioner Firlein.

22 COMMISSIONER FIRLEIN: Thank you. Be it
23 resolved that the Board of Commissioners,
24 Township of Aston, Delaware County,

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1 Pennsylvania hereby request a Congestion

2 Mitigation and Air Quality grant of \$1,960,000
3 from the Delaware Valley Regional Planning
4 Commission to be used for the Aston Township
5 Streetscape Project, Concord Road streetscape
6 improvements from Pennell Road to Dutton Mills
7 Road and a roundabout at Concord Road and
8 Donnelly Community Center Driveway.

9 Be it further resolved that the applicant
10 does hereby designate James M. Stigale,
11 President Board of Commissioners and Richard D.
12 Lehr, secretary, as the officials to execute
13 all documents and agreements between the
14 Township of Aston, Delaware County,
15 Pennsylvania and the Pennsylvania Department of
16 Transportation to facilitate and assist in
17 obtaining the requested grant. James M.
18 Stigale, President Board of Commissioners.

19 I, Richard D. Lehr, duly qualified
20 secretary of the Board of Commissioners of the
21 Township of Aston, Delaware County,
22 Pennsylvania hereby certify that the foregoing
23 is a true and correct copy of the resolution
24 duly adopted by a majority vote of the Board of

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1 Commissioners at a regular meeting held April
2 20, 2016 and said Resolution has been recorded
3 in the minutes of Aston Township and remains in
4 effect as of this date.

5 In witness thereof, I affix my hand and
6 attach the seal of Aston Township, Richard D.

7 Lehr, Township of Aston, Delaware County, form
8 of a motion.

9 COMMISSIONER MCGINN: Second.

10 PRESIDENT STIGALE: Questions or comments?
11 All in favor? Opposed? The "ayes" have it.
12 (Whereupon, all Commissioners
13 present vote "aye.")

14 PRESIDENT STIGALE: Line item K, consider
15 a motion supporting application of Delaware
16 County for the construction of Phase 2 of
17 Chester Creek trail. Commissioner Graham.

18 COMMISSIONER GRAHAM: I make a motion to
19 support the application of Delaware County for
20 the construction of Phase 2 of the Chester
21 Creek Trail, in the form of a motion.

22 COMMISSIONER OSBORN: Second.

23 PRESIDENT STIGALE: Questions or comments?
24 All in favor? Opposed? The "ayes" have it.

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1 (Whereupon, all Commissioners
2 present vote "aye.")

3 PRESIDENT STIGALE: Line item L, consider
4 a motion adopting amendments to the fee
5 schedule. Commissioner Osborn.

6 COMMISSIONER OSBORN: I make a motion to
7 adopt amendments to the fee schedule, minor
8 changes, addressed at the last meeting, form of
9 a motion.

10 COMMISSIONER LINK: Second.

11 PRESIDENT STIGALE: Questions or comments?
12 All in favor? Opposed? The "ayes" have it.

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13 (Whereupon, all Commissioners
14 present vote "aye.")

15 PRESIDENT STIGALE: Line item M, accept
16 letter of resignation from township manager.
17 Commissioner Higgins.

18 COMMISSIONER HIGGINS: Thank you. I make
19 a motion to accept the resignation of township
20 manager John A. Granger as of April 11, 2016
21 with employment ending after a 90 day time
22 period on August 15, 2016, in the form of a
23 motion.

24 COMMISSIONER LINK: Second.

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1 PRESIDENT STIGALE: I have a second.
2 Questions or comments? All in favor? Opposed?
3 The "ayes" have it.

4 (Whereupon, all Commissioners
5 present vote "aye.")

6 PRESIDENT STIGALE: Line item N, announce
7 intent to adopt an ordinance amending the Aston
8 Township Comprehensive Plan. Commissioner
9 Higgins.

10 COMMISSIONER HIGGINS: I would like to
11 announce the intent to adopt an ordinance
12 amending the Aston Township Comprehensive Plan.

13 PRESIDENT STIGALE: Announce the intent.
14 Line item O, consider a motion approving the
15 changes to the Civil Service Regulations as
16 recommended by the Civil Service Commissioner.
17 Commissioner McGinn.

18 COMMISSIONER MCGINN: I make a motion to
19 approve the changes to the Civil Service
20 Regulations as recommended by the Civil Service
21 Board, form of a motion.

22 COMMISSIONER LINK: Second.

23 PRESIDENT STIGALE: Questions or comments?
24 All in favor? Opposed? The "ayes" have it.

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1 (Whereupon, all Commissioners
2 present vote "aye.")

3 PRESIDENT STIGALE: Line item P, consider
4 a motion authorizing the Civil Service
5 Commission to begin the testing process for a
6 full-time police officer. Commissioner McGinn.

7 COMMISSIONER MCGINN: I make a motion to
8 authorize the Civil Service Commission to begin
9 the testing process for a full-time police
10 officer, form of a motion.

11 COMMISSIONER LINK: Second.

12 PRESIDENT STIGALE: Questions or comments?
13 All in favor? Opposed? The "ayes" have it.

14 (Whereupon, all Commissioners
15 present vote "aye.")

16 PRESIDENT STIGALE: Line item Q, consider
17 a motion authorizing the acceptance of bids for
18 the installation of fencing along Pennell Road.
19 Commissioner Firlein.

20 COMMISSIONER FIRLEIN: Make a motion to
21 authorize the acceptance of bids for the
22 installation of fencing along Pennell Road, in
23 the form of a motion.

24 COMMISSIONER LINK: Second.

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1 PRESIDENT STIGALE: Questions or comments?
2 All in favor? Opposed? The "ayes" have it.
3 (whereupon, all Commissioners
4 present vote "aye.")

5 PRESIDENT STIGALE: Line item R, consider
6 a motion to promote Michael Lucy to full time
7 Public works employee. Commissioner Firlein.

8 COMMISSIONER FIRLEIN: Mike was hired as a
9 part-time employee on July 13, 2015. He
10 obtained his Class B commercial drivers license
11 prior to the end of 2015. The rate of pay will
12 be \$23.00 per hour effective May 9, 2016, form
13 of a motion.

14 COMMISSIONER LINK: Second.

15 PRESIDENT STIGALE: Questions or comments?
16 All in favor? Opposed? The "ayes" have it.
17 (whereupon, all Commissioners
18 present vote "aye.")

19 COMMISSIONER FIRLEIN: Congratulations,
20 Mike.

21 PRESIDENT STIGALE: Line item S, announce
22 one of our projects, the Farmer's Market, to be
23 located at the Valley View Shopping Center, for
24 14 weeks, beginning Tuesday, June 7.

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1 Commissioner Graham.

2 COMMISSIONER GRAHAM: The Farmer's Market

3 will be held on Tuesdays from 4:00 p.m. to 7:00
4 p.m. There will be no fee for Aston businesses
5 to participate in the market. Proceeds from
6 the market will benefit the development of the
7 smiles in the Playground Park, which is to be
8 located at the Community Center.

9 PRESIDENT STIGALE: Thank you. Line item
10 T, consider a motion to transfer tax payments
11 that were deposited in the Aston Township tax
12 collectors account on March 31, 2016.
13 Commissioner Osborn.

14 COMMISSIONER OSBORN: I make a motion to
15 transfer a tax payment from the Aston Township
16 tax collectors account in the amount of \$768.99
17 for Rose Lawson, Folio Number 02-00-02641-09 to
18 the treasurer of Delaware County's account,
19 form of a motion.

20 COMMISSIONER MCGINN: Second.

21 PRESIDENT STIGALE: Questions or comments?
22 All in favor? Opposed? The "ayes" have it.

23 (Whereupon, all Commissioners
24 present vote "aye.")

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1 PRESIDENT STIGALE: Line item U, consider
2 a motion to transfer tax payment that was
3 deposited in the Aston Township tax collectors
4 account on March 11, 2016. Commissioner
5 Osborn.

6 COMMISSIONER OSBORN: Make a motion to
7 transfer tax payment from the Aston Township
8 tax collectors account in the amount of

9 \$2,383.40 for Rose Lawson, Folio Number
10 02-00-00377-23 to the treasurer of Delaware
11 County's account, form of a motion.

12 COMMISSIONER MCGINN: Second.

13 PRESIDENT STIGALE: Questions or comments?
14 All in favor? Opposed? The "ayes" have it.

15 (Whereupon, all Commissioners
16 present vote "aye.")

17 PRESIDENT STIGALE: Just want to let you
18 know, it's not our fault on that one. That
19 goes into the lock box at TD Bank.
20 Unfortunately they put it in the wrong account.
21 We're just cleaning up the mess.

22 Line item V, consider a motion to refund
23 the amount for receipt duplicate permit feet.
24 So I want to call on Commissioner Higgins for

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1 that.

2 COMMISSIONER HIGGINS: I make a motion to
3 refund the amount of \$54.00 for receipt number
4 4597 to Ashley Nilsen, 2299 S. Springhouse
5 Lane, Aston, Pennsylvania 19014 for a refund of
6 a duplicate permit fee, form of a motion.

7 COMMISSIONER GRAHAM: Second.

8 PRESIDENT STIGALE: Questions or comments?
9 All in favor? Opposed? The "ayes" have it.

10 (Whereupon, all Commissioners
11 present vote "aye.")

12 PRESIDENT STIGALE: Line item -- there's a
13 motion to refund the amount of \$104.00, receipt

14 4AstonTwp2016
0045932, Farren Electric, 10 Budding Lane,
15 Aston PA 19014, refund of electrical permit,
16 work that was done that was actually cancelled,
17 form of a motion.

18 COMMISSIONER LINK: Second.

19 PRESIDENT STIGALE: I have a second.
20 Questions or comments? All in favor? Opposed?
21 The "ayes" have it.

22 (Whereupon, all Commissioners
23 present vote "aye.")

24 PRESIDENT STIGALE: Line item X, consider
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1 a refund for a duplication of a permit fee.
2 Commissioner Higgins.

3 COMMISSIONER HIGGINS: I make a motion to
4 refund the amount of \$129.00 for receipt number
5 4418 and receipt 4419 to Homecraft, Inc., 1407
6 Philadelphia Pike, wilmington, Delaware 19809
7 for a refund of a duplicate permit fee, form of
8 a motion.

9 COMMISSIONER LINK: Second.

10 PRESIDENT STIGALE: Questions or comments?
11 All in favor? Opposed? The "ayes" have it.

12 (Whereupon, all Commissioners
13 present vote "aye.")

14 PRESIDENT STIGALE: Line Item Y, consider
15 a motion to refund for duplicate permit fee.
16 Commissioner Higgins.

17 COMMISSIONER HIGGINS: I make a motion to
18 refund the amount of \$100.00 for receipt number
19 4656 to Pusey Electric, 301 State Road, Media,

20 PA 19063, for a refund of a permit fee, form of
21 a motion.

22 COMMISSIONER LINK: Second.

23 PRESIDENT STIGALE: Questions or comments?

24 All in favor? Opposed? The "ayes" have it.

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1 (Whereupon, all Commissioners
2 present vote "aye.")

3 PRESIDENT STIGALE: Just to let you know,
4 those last three ones we did the refund for,
5 they were for contractors comes to the township
6 applying for a permit fee for senior citizens.
7 Once we realized they were senior citizens, we
8 are refunding their permit fees. So if any
9 senior citizens are going to be doing work,
10 please when your contractor comes to the
11 township tell them you are a senior citizen.
12 You get a discounted rate.

13 Escrow releases, Commissioner Higgins.

14 COMMISSIONER HIGGINS: Thank you. Aston
15 Township, Delaware County, Pennsylvania
16 Resolution 2016.

17 whereas, Ordinance 240 and Ordinance 360
18 provide for escrow funds for completion of
19 improvements, and

20 whereas, the township engineer and the New
21 Construction Committee has approved the request
22 for escrow funds released to Diane and Kirk
23 Carnevale, folio number 1510-00, sub account
24 7763506333.

1 Now, therefore, be it resolved that Aston
2 Township execute such action as required by the
3 Township Secretary and the President of the
4 Board of Commissioners to release the sum of
5 \$1,500.00 to Diane and Kirk Carnevale.

6 Duly adopted this 20th of April, 2016,
7 Township of Aston, James M. Stigale, President,
8 Board of Commissioners, attested to by Richard
9 D. Lehr, township secretary, form of a motion.

10 COMMISSIONER MCGINN: Second.

11 PRESIDENT STIGALE: Questions or comments?
12 All in favor? Opposed? The "ayes" have it.

13 (Whereupon, all Commissioners
14 present vote "aye.")

15 COMMISSIONER HIGGINS: Next one is request
16 escrow funds released to Daniel Ray Henderson,
17 folio 2248-00, sub account 7763506309, and
18 that's the release of \$1,095.28 to Daniel Ray
19 Henderson, form of a motion.

20 COMMISSIONER MCGINN: Second.

21 PRESIDENT STIGALE: Questions or comments?
22 All in favor? Opposed? The "ayes" have it.

23 (Whereupon, all Commissioners
24 present vote "aye.")

1 COMMISSIONER HIGGINS: Following escrows
2 are for engineering fees to be paid to Pennoni
3 Associates for the month of April. Tamora
4 Builders, \$962.50, GEM Mechanical, 5101 Birney

5 Highway, \$354.00, the Falls, Concord Falls,
6 \$177.00, Delcora, \$165.50, The Falls, Concord
7 Falls, \$118.00, 3333 Concord Road, \$111.00 and
8 William Gatenby, A-Hold USA, \$15.00 all in the
9 form of a motion.

10 COMMISSIONER MCGINN: Second.

11 PRESIDENT STIGALE: Questions or comments?

12 All in favor? Opposed? The "ayes" have it.

13 (Whereupon, all Commissioners
14 present vote "aye.")

15 COMMISSIONER HIGGINS: The following
16 escrows are for engineering fees to be paid to
17 Cirilli Associates for the month of April, 624
18 Lamp Post Lane, \$201.25, in the form of a
19 motion.

20 COMMISSIONER MCGINN: Second.

21 PRESIDENT STIGALE: Questions or comments?

22 All in favor? Opposed? The "ayes" have it.

23 (Whereupon, all Commissioners
24 present vote "aye.")

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1 COMMISSIONER HIGGINS: The following
2 escrows are for FedEx fees to be paid to FedEx
3 for the month of April; 1575 Caroline Drive,
4 \$29.17, 305 Hidden Valley, \$25.46, 624 Lamp
5 Post Lane, \$25.27, all in the form of a motion.

6 COMMISSIONER OSBORN: Second.

7 PRESIDENT STIGALE: Questions or comments?

8 All in favor? Opposed? The "ayes" have it.

9 (Whereupon, all Commissioners

4AstonTwp2016
present vote "aye.")

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COMMISSIONER HIGGINS: And this is for a correction. Whereas, Ordinance 240 and Ordinance 360 provide for escrow funds for completion of improvements, and

Whereas, the Aston Township engineer and New Construction Committee has authorized the transfer of escrow funds from sub account 7763506359 M&H Construction and Design Inc to sub account 7763506341 to Philadelphia Sign Company, Inc.

Now, therefore, be it resolved that Aston Township execute such action as required by the township secretary and the President of the Board of Commissioners to transfer the sum of

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\$36.16 thereby voiding Resolution number 2015-29.

Duly adopted this 20th day of April, 2016. Township of Aston, James M. Stigale, President, Board of Commissioners, attested to by Richard D. Lehr, township secretary, in the form of a motion.

COMMISSIONER MCGINN: Second.

PRESIDENT STIGALE: Questions or comments? All in favor? Opposed? The "ayes" have it. (Whereupon, all Commissioners present vote "aye.")

COMMISSIONER HIGGINS: That's all the escrows.

PRESIDENT STIGALE: Thank you. At this

16 time we would like to open the floor to the
17 public for comments. If you come to the
18 podium, state your name and address. We are
19 going to limit this to one half hour.

20 A VOICE: Gary Colasante, 501 Tryens Road.
21 I cannot believe what I just heard.
22 Commissioner, you say to everyone you work for
23 the people of your ward. I have called you
24 numerous times over the past year about a

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1 problem I have had, and over 52 weeks I have
2 not had one single result from this. I call
3 you with a block number you answer the phone,
4 but when I call with a regular cell phone, you
5 don't answer me. Your e-mail you sent me, you
6 said that I was right. Why can't you fix my
7 problems over there with the trash and the
8 dumpster on Tryens Road?

9 I was told we're not sure it's their
10 trash. Well, over the last six months I have
11 collected their mail, their receipts, their
12 stuff from the restaurant. I've saved these.
13 If you would stop by like you're saying you're
14 going around the neighborhood talking about the
15 project on Tryens Road, if you stopped at my
16 house I would show it to you. If you'd answer
17 my calls I would show it to you.

18 You think I'm kidding you? I called Mr.
19 Stigale the same morning and he answered me
20 right away. And when I called him back with

21 the problem to go look at it, the man came and
22 looked at it. I think you should grow guts and
23 stand up and quit. You're not serving us
24 people in your ward any justice.

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1 PRESIDENT STIGALE: We don't need this.

2 COMMISSIONER OSBORN: Hold on just a
3 second. Let me inhale just a minute.

4 MR. COLASANTE: You want dates and times
5 of when I've called you?

6 COMMISSIONER OSBORN: I have dates and
7 times, and I have recordings of the foul
8 language on the recordings, as does Chief
9 Ruggieri. We have an agreement of how you
10 would deal with your problems with the
11 restaurant. I told you over a year ago, in the
12 three year deal over a year ago that I would
13 not return your phone calls. I will say it in
14 the public because you're abusive, you're rude
15 and you don't listen.

16 The police officers in this township have
17 come close to putting you in handcuffs. I was
18 present when it happened, because of your
19 behavior. Chief Ruggieri is standing in the
20 back. I will say it in the public. I have not
21 returned your phone calls in the last six
22 months, and I have no intent on returning them
23 in the future because of the deal we had in
24 Chief Ruggieri's office. You have a problem --

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1 THE WITNESS: You never showed up that
2 night. You made the meeting and never showed.
3 How do you expect to solve the problem when you
4 don't want to deal with me? I spend over
5 \$6,000 in real estate taxes to have a property
6 ruined, my bushes ruined, my flowers stolen, my
7 trash cans run over, my curb messed up. I
8 can't get out of my driveway. You think it's
9 fair? Give me your address, the next time I
10 need a mail box, number 12 in the last two
11 years, I am coming to your house and getting
12 it. No one goes to Home Depot to replace it
13 for me or gives me the money for it. All I ask
14 for is a little cooperation and respect for my
15 stuff. I can't get that.

16 PRESIDENT STIGALE: We respect your
17 comments. They were brought to our attention.
18 We'll talk more. I have talked to you before.
19 We will talk more about this. I don't want to
20 do this all night. Do you have any other --

21 MR. COLASANTE: I'm proposing the
22 restaurant move the dumpster to the back of the
23 property where we don't have to deal with it.

24 PRESIDENT STIGALE: That's a

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1 recommendation. We'll take that into
2 consideration.

3 MR. COLASANTE: I am not the only one on
4 Tryens Road complaining. And my answer, Mr.
5 Osborn, to you -- to me was if I'm not happy in

6 Aston Township to move? That's how you treat
7 your people that pay taxes?

8 COMMISSIONER OSBORN: I didn't say that.

9 MR. COLASANTE: Oh, yes, you did.

10 PRESIDENT STIGALE: Like I said, you made
11 your comments, they were brought to the board
12 on public record. I am not going to go back
13 and forth.

14 MR. COLASANTE: I will call you tomorrow.

15 PRESIDENT STIGALE: Thank you. Name and
16 address.

17 THE WITNESS: Joseph Yingling. I live on
18 Rohach Way. I'm here representing the ladies
19 and gentlemen of this area of Schick, Frazer,
20 Snider, I appreciate all of you coming. Sorry
21 you had to bring the kids out. We were going
22 to bring ours too but we got a sitter at the
23 end. I guess you know our concerns. You have
24 addressed it.

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1 There is one thing you said about the
2 input before we make a decision. Where was the
3 input before it effected everybody here when
4 you put the speed bumps on Cherry Tree? We
5 never got no kind of notification about that.

6 COMMISSIONER OSBORN: That is correct.
7 When we put that into effect, you're right,
8 absolutely correct. That was a three year
9 process, by the way. I polled all the people
10 on Cherry Tree. A lot of people on Cherry Tree
11 thought they were calling me and when the

12 township put the traffic calming thing into
13 effect, that was one of the first projects on
14 the agenda.

15 I will be completely honest with you. We
16 didn't think -- I didn't think about the
17 repercussions of those speed humps. We had
18 people traveling 70, 80 miles per hour on
19 Cherry Tree Road. You were not polled. I
20 polled everybody on Cherry Tree Road. That's a
21 correct statement.

22 What happened was, and they would have
23 figured it out anyway, I realized afterwards
24 when they actually put the speed humps between

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1 Frazer and Concord, they taught the people how
2 to get around it, because they closed the road
3 to put the humps in and directed the traffic up
4 Rohach and Schick. I drive that road, both
5 roads, everyday now and I have had people
6 behind me pushing me because I am doing the
7 speed limit. I've had people behind me.

8 Completely aware of the situation. We
9 have to get it resolved. As I said, I have
10 Chief Ruggieri standing in the back.

11 MR. YINGLING: Great guy, I spoke to him.

12 COMMISSIONER OSBORN: He's been working on
13 it and officers out there almost everyday.
14 It's a problem and it's worse than Cherry Tree.
15 You have parking on both sides and sometimes
16 one car can't get down and -- I completely

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understand the problem.
MR. YINGLING: There's a lot of small children. It's narrow.
COMMISSIONER OSBORN: Absolutely. It has to be fixed.
MR. YINGLING: Speaking with the residents out there, I wasn't around back then, years ago a kid was killed on Rohach.

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COMMISSIONER OSBORN: On Schick. Oh Rohach? I'm sorry, I thought it was Schick. I was probably overseas at the time.
A VOICE: I lived there for 50 years. It's going to happen again if something's not done. And it's got to be done soon.
PRESIDENT STIGALE: All right, excuse me.
A VOICE: I don't really care. You guys don't care.
MR. YINGLING: You have to understand she's upset.
PRESIDENT STIGALE: She needs to come up and state her name and address so we can address it and record her comments. We can't record comments when people shout out in the audience.
A VOICE: You're waiting for a child to get killed before you do something. It's the same stuff all the time.
PRESIDENT STIGALE: Sir, you're at the podium. We'll be happy -- if she wants to get in line I will address her issues also. We

23 won't support the shouting out.

24 MR. YINGLING: I am speaking for everyone.

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1 They're all upset.

2 COMMISSIONER OSBORN: I read my statement.

3 I stand by it. Anybody that wants to talk to
4 me individually, I will stay after the meeting
5 as long as you want. And the Chief, I am sure,
6 I am not speaking for him, Danny, can you hang
7 around?

8 MR. YINGLING: Looking at it, a stop sign,
9 utilize that, Cherry Tree and Cathy Lane would
10 have slowed that traffic down.

11 COMMISSIONER OSBORN: I had a traffic
12 study on that three or four years ago. The
13 state has mandated regulations. I tried to get
14 stop signs at Cathy and Scott on Cherry Tree
15 Road before the speed humps were put in. We
16 did the traffic study, the state wouldn't allow
17 it. There's rules. I don't make up the rules.
18 I live in Cherry Tree woods and so --

19 MR. YINGLING: My wife did research. What
20 was it about the primary route and sending
21 traffic, diverting it to adjacent
22 neighborhoods?

23 A VOICE: I'm Amy Yingling. I live at 507
24 Rohach Road also. I have done a lot of

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1 research and talked with PennDOT at length.

2 And they were saying that a primary road should
3 never have speed bumps in place if it diverts
4 traffic to adjacent roads. Where was the
5 traffic study -- was a traffic study done for
6 Rohach, Schick and Frazer? It's complete
7 disregard. You did all that for 15 houses?
8 What about the 60 houses it impacted with that
9 decision and put three speed humps in?

10 MR. VISCUSO: We did actually have a study
11 on Cherry Tree. Cars were exceeding the speed
12 limit on Cherry Tree. That was the solution.
13 We have -- I think the good thing is the board
14 adopted a traffic calming ordinance last year.
15 There are other solutions that may be possible.
16 I haven't talked to the Chief about it yet, for
17 that area. I know the area very well. This
18 may be a good place to implement some other
19 traffic calming solutions rather than speed
20 humps.

21 MS. QUINLIN: What are the options? Do
22 Not Enter? You're going to flag --

23 MR. VISCUSO: There's other options. I
24 would suggest that you might want to look at

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1 the ordinance. That has photographs and
2 pictures of some of the options.

3 MS. QUINLIN: I would like to see a
4 traffic study. PennDOT clearly says in their
5 traffic study it should include traffic being
6 directed to adjacent roads. That is completely
7 what has happened. There's over 60 kids in the

8 development that are out in the streets playing
9 on the corners. These kids are flying through.
10 It's the residents of Cherry Tree Road and the
11 Public works trucks, flying down our roads.
12 It's a complete disgrace, how our own Public
13 works Department speeding on the road. It's a
14 complete disgrace. That's all I have to say.

15 COMMISSIONER OSBORN: Stay in touch with
16 me. We have had good e-mails back and forth,
17 along with there's been two other people
18 communicating with me, but like I said, I will
19 stay after. We can talk more about it.

20 A VOICE: Do you know what the options
21 are?

22 MR. VISCUSO: Unfortunately I didn't bring
23 the ordinance. There's a number of options
24 laid out in the ordinance.

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1 PRESIDENT STIGALE: We're talking about
2 the traffic calming. It's on our website,
3 traffic calming. We adopted that. Again, we
4 got hit with this issue about temporary speed
5 humps with PennDOT this year.

6 A VOICE: Our road was the fine until you
7 put those speed humps in.

8 PRESIDENT STIGALE: We have to figure it
9 out, how to do it. It's just not go to page
10 three and I want that.

11 MR. YINGLING: I came from a main road in
12 Ridley, Morton Avenue. I bought a house on

13 that main road, so I never complained about the
14 traffic. It was my fault, but the people on
15 Cherry Tree bought a house on that street.
16 It's a main route. What did you think?

17 PRESIDENT STIGALE: Next?

18 MS. CANNON: Carol Cannon, 4621 Aston
19 Mills Road. Item Q it says consider a motion
20 authorizing the --

21 PRESIDENT STIGALE: Excuse me. Please
22 keep your personal comments down. We are
23 trying to have a conversation.

24 MS. CANNON: Acceptance of bids for the
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1 installation of fencing along Pennell Road. We
2 have been doing the Comprehensive Plan and
3 streetscaping. What is this about?

4 PRESIDENT STIGALE: The fence will go from
5 the Rite Aid all the way down to Grassman's, on
6 that side.

7 MS. CANNON: Not Aston proper, more to
8 the -- as you're coming into Aston?

9 PRESIDENT STIGALE: Correct. We're tired
10 of looking at the back of those buildings.

11 MS. CANNON: Thank you very much.

12 A VOICE: Maryann Logue, 105 Tuscany Road.
13 I have a question regarding off street parking.
14 Section C, where it says that its driveway
15 needs to be graded surface, asphalt or other
16 suitable material. What is other suitable
17 material?

18 MR. VISCUSO: The idea of that part of the

19 ordinance is that it would be something that
20 wouldn't create dust or mud, asphalt, concrete,
21 maybe there's a paving block that you can have
22 grass in between. There are other alternatives
23 to just asphalt. The idea it's not stone,
24 something that kicks up dust.

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1 MS. LOGUE: I have half my driveway is
2 asphalt, half is stone. It has been that way
3 for 14 years. When we put our garage in we did
4 the second half in stone because the impervious
5 surface -- we would have had to put a French
6 drain in. So you're saying that stone is not a
7 suitable --

8 MR. VISCUSO: By that section of the
9 ordinance it was not meant to be an
10 alternative.

11 MS. LOGUE: Is this something we are going
12 to address with the whole township? I am
13 getting fines because the back half of my
14 driveway is stone. I did it per the township.

15 MS. NAUGHTON-BECK: If you're referring to
16 the citation recently issued, to the extent
17 you're aware of other situations in the
18 township where there's such a violation, I
19 suggest you bring it to the attention of the
20 Code Enforcement Office and they would be happy
21 to follow up.

22 THE WITNESS: I am not into pointing
23 fingers. My driveway has been that way. I

24 followed all the township rules because,

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1 believe me, it was the other code inspector
2 here at that time. He came out literally when
3 the first truss was put on my garage because my
4 neighbor was so picky. I have a French drain
5 because my neighbor made me do that. I don't
6 understand how it was fine back then and now
7 it's not.

8 MS. NAUGHTON-BECK: It's been on the books
9 for a long time and the Code Enforcement Office
10 is enforcing it.

11 PRESIDENT STIGALE: What's her options?

12 MS. NAUGHTON-BECK: For the other suitable
13 material?

14 PRESIDENT STIGALE: What's her options if
15 she doesn't agree with it?

16 MS. NAUGHTON-BECK: She can file an
17 appeal.

18 PRESIDENT STIGALE: So you have options.

19 MS. LOGUE: I just didn't know what other
20 suitable materials were.

21 A VOICE: Stephen Sarazin, 730 14th
22 Avenue, Prospect Park. I'm the director of the
23 Aston Public Library here to give my brief
24 monthly report. The Friends of the Library are

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1 raffling a Disney basket to enjoy or as a gift
2 for a friend, one ticket for \$2.00, three for
3 \$5.00 or seven for \$10.00. The prize will be

4 drawn on May the 26th.

5 We have a special storytime for children
6 of challenges wednesday at 4:30 p.m. This is a
7 program especially for kids with Autism and/or
8 physical, emotional or mental challenges.

9 Need help with an e-book reader, laptop or
10 tablet computer? Stop by at my drop-in help
11 time on Friday mornings. Ten a.m. is the time
12 for e-book readers, 11:00 a.m. is the time for
13 laptops and tablets.

14 Visit us for a free family movie and a
15 snack, on Saturday, April the 30th, 1:00 p.m.
16 Popcorn will be provided. Kids may bring a
17 sleeping bag or small blanket to sit on.
18 Parents must attend.

19 Tuesday, May the 3rd, 5:00 p.m. we will be
20 having a family block party. A block party is
21 a 45 minute to an hour long free play session
22 with a set of universal blocks. People,
23 vehicles, animals, scarves and other materials
24 where families with young children have freedom

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1 to build and play as they wish. The program
2 was funded through a grant from the state
3 library.

4 People of all ages can participate in this
5 year's coloring contest. Pick up the entry
6 form at our customer service desk. Entries are
7 due June the 10th.

8 we'll have an adult coloring time next

9 Tuesday, 6:00 p.m. Stop by for a relaxing and
10 a fun experience. More information and
11 registration for all our programs is available
12 through the calendar at www dot Aston Library
13 dot org. Any questions for me?

14 PRESIDENT STIGALE: Thank you, Stephen.

15 A VOICE: Good evening. Paula Turnbach,
16 191 Lake Drive. I missed the meeting last
17 month. I know I have been very vocal with a
18 lot of issues, so I wanted to come up tonight
19 and say thank you, first, to Commissioner
20 Higgins for taking an interest in the property
21 down at 4900 Pennell Road and getting it
22 cleaned up by the real estate company that took
23 it over. I hope that we can get something
24 built there eventually that would enhance the

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1 entrance there to Aston. Thank you for taking
2 an interest in my question.

3 COMMISSIONER HIGGINS: I think the
4 attorneys are having discussions.

5 MS. TURNBACH: I did see people down
6 there, so I was hoping they were building
7 something. Secondly, I want to thank the
8 Commissioners for the vote on the firehouse. I
9 was unable to attend the meeting last month and
10 I was up at all of the other meetings. So I
11 wanted to say thank you for leaving the
12 firehouse there, for the benefit, cost and all
13 of the other reasons. Was that a unanimous
14 vote?

15 PRESIDENT STIGALE: Yes.

16 MS. TURNBACH: Thirdly, am I allowed to
17 ask why Mr. Granger is resigning?

18 COMMISSIONER MCGINN: No.

19 COMMISSIONER OSBORN: Did you say why?

20 MS. TURNBACH: why he was resigning.

21 PRESIDENT STIGALE: That was his option,
22 not ours.

23 MS. TURNBACH: Okay, and what were the
24 changes to the civil service exam?

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1 COMMISSIONER MCGINN: Take it up with the
2 Chief. The Chief knows.

3 MS. TURNBACH: Do I have to file a Right
4 To Know request?

5 COMMISSIONER MCGINN: Ask him now. He'll
6 tell you.

7 MS. TURNBACH: I just thought that the
8 information would be available for public.
9 That's why I am asking the question at a public
10 meeting.

11 PRESIDENT STIGALE: John, you got anything
12 on this?

13 MS. TURNBACH: If there were specifics.
14 Simple question, Commissioner McGinn.

15 MR. GRANGER: I don't know all of the
16 specifics. It's been awhile.

17 PRESIDENT STIGALE: Dan, do you want to
18 come up and address that?

19 CHIEF RUGGIERI: I would be more than

20 happy to meet with you. There was quite a few
21 changes that we had made in the Civil Service
22 regulations. So if you would like to schedule
23 a meeting, I would be more than happy to sit
24 down and discuss the changes.

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1 MS. TURNBACH: Thank you, Chief. I will
2 do that. And lastly, I am working on a
3 foundation for one of your former colleagues,
4 Commissioner Michael Fulginiti. The family has
5 started a Family Strong Foundation, and we are
6 having our first gala event on Saturday, June
7 4. I have information here that I am going to
8 give to each individual Commissioner.

9 Commissioner Stigale has given a generous
10 and most gracious donation. I am hoping that
11 each Commissioner or collectively you would
12 donate to this great cause and event, so I will
13 hand those out.

14 PRESIDENT STIGALE: We have been talking
15 about that already. We are going to act on it.
16 wouldn't hurt to have some of them at the
17 township building for people, residents, and
18 maybe put something on the t.v. station or
19 website, or a link to their site.

20 MS. TURNBACH: That would be greatly
21 appreciated.

22 PRESIDENT STIGALE: We can help them do
23 that. John, see if Ralph can get a link.

24 A VOICE: Joanne Sonic, 1605 Caroline

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1 Drive. The property at 1575 we discussed
2 earlier, all of the trees were knocked down and
3 there is trash. There is a tire right by the
4 sidewalk. There is an air conditioner housing
5 plus other trash. Can we get that cleaned up?
6 It's really unsightly.

7 MR. VISCUSO: Public hearing tonight, the
8 Mack property.

9 PRESIDENT STIGALE: We didn't vote on it.
10 Call him. He'll do whatever you want. Any way
11 we can pass that information along so she
12 doesn't have to research.

13 MR. GRANGER: I will take it.

14 A VOICE: How are you doing? Brian
15 Timling, 54 Airside Road, I'm here for Cherry
16 Tree Road. When you were doing your research
17 on Cherry Tree Road, is PennDOT part owner of
18 that road? Who is the owner of the road?

19 MR. VISCUSO: Cherry Tree is a township
20 road.

21 MR. TIMLING: And Chichester?

22 MR. VISCUSO: Chichester owns from
23 basically almost from weir down to the
24 Conchester. Aston owns the other end.

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1 MR. TIMLING: For me I worry about my
2 grandkids. That's where I am coming in, trying
3 to figure out why you would even go to PennDOT,
4 what is allowed to even be put down. You put

5 the fancy speed bumps in. I don't know what
6 they cost but I am sure we paid premium.

7 MR. VISCUSO: I think the thing on PennDOT
8 earlier, PennDOT has rules and regulations
9 where you can put a stop sign and where you
10 can't. The township can't elect --

11 MR. TIMLING: Who created the speed bumps
12 to solve the problem? Who came up with that?

13 MR. VISCUSO: The township as part of the
14 road program last year. And there was a speed
15 study done in advance of it.

16 MR. TIMLING: I understand all the
17 studies. But the studies -- you didn't think
18 about everybody. If you're going to do a
19 baseball field you recruit everyone into the
20 whole dynamics of it. It's not like you're
21 buying a house next to a baseball field and
22 complaining about the balls landing on your
23 property.

24 MR. VISCUSO: People will do unbelievable

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1 things to avoid traffic.

2 MR. TIMLING: I understand. I almost got
3 hit on the street. You need a quick fix.
4 Don't delay.

5 MR. VISCUSO: Based on what we heard
6 tonight with -- and I'll meet with the Chief
7 and Commissioner Osborn, try to come up with
8 something that will satisfy this thing very
9 quickly.

10 MR. TIMLING: Thank you.

11 A VOICE: Ronald Logue, 105 Tuscany. My
12 wife was just up here. I don't understand all
13 of a sudden this gentleman comes on my
14 property, goes in my backyard. I have a letter
15 and now I have cars back there in the driveway
16 or what I consider to be a driveway. And I am
17 getting \$600 a day fine, not as of yet, I have,
18 and the judge told me it can continue until I
19 fix it for parking in the grass. I don't
20 consider it grass.

21 PRESIDENT STIGALE: That's what we
22 discussed earlier.

23 MR. LOGUE: So now we are putting a
24 hardship --

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1 PRESIDENT STIGALE: I don't know what
2 initiated him looking into that. It's not
3 like -- something had to initiate that for him
4 to take action onto that situation.

5 MR. LOGUE: Now we are there and the
6 possibility of \$600 a day for what I consider a
7 driveway.

8 PRESIDENT STIGALE: Okay, I just learned
9 of this about two hours ago while we were
10 upstairs. I haven't seen a picture of the
11 property. I haven't driven by the property.
12 Again, it was just brought to our attention.
13 So I don't know much. I don't want to say
14 something without looking at the facts.

15 MR. LOGUE: You make the rules. I am

16 trying to get clarification, \$600 a day is
17 expensive. Everything's tag legit, I can put
18 it on the street and spread it out across my
19 neighbors.

20 PRESIDENT STIGALE: We write ordinances
21 and stuff like that. We try to keep the
22 appearance of Aston proper. Again, I don't
23 want to get into a debate about it. I don't
24 have any information. If you want I will be

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1 more than happy to look into this, look at the
2 pictures and discuss this further with you. I
3 am speculating without looking at an actual
4 project.

5 MR. LOGUE: You are putting a burden on
6 the residents. At this moment it's me.

7 PRESIDENT STIGALE: No. Well, yes, but we
8 wrote the ordinances so that people don't start
9 parking anywhere on their house, don't put
10 boats and stuff like that. It's consideration
11 for neighbors. I don't know the specifics. I
12 will be more than happy once I see why they
13 went there what it was for and what the
14 property is, then I can discuss this.

15 MR. LOGUE: Kind of irrelevant why he went
16 there. The fact remains he went in my
17 backyard. That's fine, not really, but that's
18 fine, but pictures -- what I am saying, I
19 fulfilled Aston township's whatever. I believe
20 Mr. Higgins is my Councilman. I am not
21 positive. He's been out with the neighbor.

22 I have been -- police have been to my
23 house for grass clippings on Mr. Shultz'
24 property. Paula was in the whatever, I met

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1 everything, too much water, put a French drain,
2 run a drain through your yard, so I have done
3 everything that I was supposed to do and now
4 all of a sudden, 15 years later, almost, you're
5 going to come tell me -- he went like this to
6 somebody which I was not privy, asphalt.

7 COMMISSIONER HIGGINS: Mr. Logue, Mr.
8 Shultz has been out of there for two years. I
9 have not been down to Mr. Shultz' house in over
10 three years.

11 MR. LOGUE: Was my driveway acceptable?

12 COMMISSIONER HIGGINS: I don't know. I
13 don't recall all the facts, but all I know, I
14 know that the folks were down there from Code.
15 Was there issues in regard to half of a car
16 sitting in the backyard and that kind of stuff?

17 MR. LOGUE: Absolutely. I got rid of it
18 as soon as I was told.

19 COMMISSIONER HIGGINS: I'm aware that the
20 Code folks were down there because of half of a
21 car sitting there and all of that kind of stuff
22 and that was being addressed under property
23 maintenance. I am not aware of the issue with
24 the driveway. I didn't commission this. I can

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1 tell you if your driveway isn't up to snuff you
2 have got to take care of it. What's been done
3 in the past is in the past and I can't answer
4 why the code folks came to you right now. If
5 you're not in compliance you have to comply and
6 as others have discovered in the township,
7 they'll have to comply also.

8 MR. LOGUE: You pulled the code --
9 whatever the term is, put an addition on his
10 house at 120 Richard Road. Alongside the
11 driveway he put a driveway in stone. That's
12 the part that I can't understand. Something is
13 parked on it, so it's \$600 a day.

14 PRESIDENT STIGALE: I feel your
15 frustration.

16 MR. LOGUE: I build the garage to put
17 stuff off the street.

18 PRESIDENT STIGALE: I don't know all the
19 facts. Again, I will be more than happy to
20 talk to you once I see the whole situation.

21 MR. LOGUE: We are off the table for \$600
22 a day fines until you get around to it?

23 PRESIDENT STIGALE: No. That's something
24 we can work out.

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1 COMMISSIONER HIGGINS: we'll talk to the
2 code folks.

3 PRESIDENT STIGALE: we'll let them know we
4 want more information. We want to look into
5 it. If it takes us two or three days, there's
6 no reason for us to fine you \$600. I don't

7 know the situation. Please let me talk to my
8 Code Department and speak to them about this
9 issuance of per day and we'll see what they
10 say. We'll talk to you and we'll make a
11 decision on that.

12 MR. LOGUE: All right. Thank you.

13 A VOICE: Maryann Bullen, 3235 Darwin
14 Circle. On a happier note, I'm just here to
15 announce that the Delaware County Veterans
16 Society and the Delaware County Historical
17 Society is getting together and having a Night
18 at Neumann Rocking with the Troops. It will be
19 Bobby Rydell, the Mystics, Soul Dancers,
20 impersonators Jack Benny and Red Skelton, and
21 it's an event that all veterans will enjoy,
22 April 30th, Neumann University, starts at 7:00.
23 If you need any information it's on the
24 website, their website, Delaware County

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1 Historical or the Veterans Memorial Museum.
2 Thank you.

3 PRESIDENT STIGALE: Thank you. Anyone
4 else? Seeing none, Commissioner Link, do you
5 have anything?

6 COMMISSIONER LINK: I do. I would like to
7 say one thing to my residents. Gordonville,
8 Dogwood and North Convent Road, with the help
9 of the Board and the persistency of our
10 residents, I'd like to say thank you, and I
11 know there were some things that were tedious

12 at some points with the public meetings, but it
13 was all necessary to come to the conclusion and
14 our Commissioners stood by us and it was one
15 for the residents, and I would like to say
16 thank you to everybody here. Thank you.

17 PRESIDENT STIGALE: Commissioner Firlein.

18 COMMISSIONER FIRLEIN: Thank you. Under
19 other business, need a vote. Township of
20 Aston, Delaware County, Pennsylvania, Ordinance
21 of the Township of Aston, Delaware County,
22 Pennsylvania to amend the provisions of the
23 Aston Township Codified Zoning Code Chapter
24 1274-02 sub paragraph G, to amend the use

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1 permitted by right in the shopping center
2 district.

3 whereas, the Aston Township Board of
4 Commissioners previously adopted regulations
5 governing uses permitted by the right in the
6 shopping center district in the township, and

7 whereas, Aston Township Board of
8 Commissioners believes that an amendment to sub
9 paragraph G is required in order to clarify the
10 type of child care facility permitted in this
11 district.

12 Now, therefore, be it enacted and ordained
13 this 20th day of April, 2016 by the Aston
14 Township Board of Commissioners that Chapter
15 1274.02 sub paragraph G of the Aston Township
16 Codified Ordinances shall be amended to provide
17 sub paragraph G as follows: 1274.02 sub

18 paragraph G, daycare facilities subject to
19 section 1290.15. Effective date, this
20 ordinance shall become effective within 10 days
21 of this date. Repealer, any prior ordinance or
22 parts thereof inconsistent with this ordinance
23 are hereby are repealed. Severability, the
24 provisions of this ordinance and code sections

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1 adopted hereby are severable and if any clause,
2 sentence or section thereof shall be adjudged
3 to be invalid or unconstitutional, such
4 decision or judgment shall not effect the
5 validity of the remaining provisions.

6 Attested, Richard D. Lehr, township
7 secretary manager, by James M. Stigale,
8 President, Board of Commissioners, form of a
9 motion.

10 COMMISSIONER MCGINN: Second.

11 PRESIDENT STIGALE: Questions or comments?
12 All in favor? Opposed? The "ayes" have it.
13 (Whereupon, all Commissioners
14 present vote "aye.")

15 COMMISSIONER FIRLEIN: Also, John Ford,
16 congratulations again, 96th birthday. I hope I
17 look as good as you do when I get there. Carol
18 and Dennis, 50th wedding anniversary,
19 congratulations. Enjoy. Kyle's not here,
20 congratulate the new officer and Mike Lucy,
21 congratulations, your pay status. And that's
22 good for the night. Thank you.

23 PRESIDENT STIGALE: Commissioner Osborn.

24 COMMISSIONER OSBORN: I am not sure --

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1 just as a reminder for the people from Rohach,
2 Schick and Frazer, I will stay around. Chief
3 Ruggieri said he would stay. Joe, can you hang
4 for a couple minutes just in case? We'll just
5 stay up in the corner. Anybody that wants to
6 come up and talk, I will be here. That's all I
7 got.

8 PRESIDENT STIGALE: Commissioner Higgins.

9 COMMISSIONER HIGGINS: Thank you.

10 Congratulate everyone tonight that received
11 Proclamations, especially my favorite Democrat
12 John Ford. Thank you for coming. You're
13 always welcome to come. Also our new officer
14 and Mike Lucy. And everyone come out to vote
15 next week. Thank you.

16 PRESIDENT STIGALE: Commissioner Graham.

17 COMMISSIONER GRAHAM: Thank you. I want
18 to say a big thank you to our Parks and Rec
19 Committee and all our volunteers for a job well
20 done for the Easter egg hunt and bunny meet and
21 greet. Thank you to the Pretzel Boys, Wawa,
22 Chester Water Authority, Giant and our Public
23 Works Department. And I would personally like
24 to thank Mike Condрави, the principal of the

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1 Aston Vo-Tech, for allowing us the use of the
2 field for our Second Ward Easter egg hunt, had

3 a great time, beautiful weather. And thank you
4 to all the volunteers, especially Kit and
5 Olivia Spayd, John Young, the Guthrie family,
6 Aston Township Fire Department and special
7 guest Evelyn Spayd. All the best to Donna and
8 Bobby Herre and their family. Best of luck in
9 all your future endeavors and raising Autism
10 awareness.

11 Happy anniversary to Carol and Denny.
12 Happy birthday Mr. Ford, and congratulations to
13 our hometown champs, and our Neumann
14 University, and again thank you to Dr. and Mr.
15 Anthony Mirenda for honoring us with their
16 presence tonight. I think that's it.

17 PRESIDENT STIGALE: Thank you,
18 Commissioner Graham. Commissioner McGinn.

19 COMMISSIONER MCGINN: I have nothing.

20 PRESIDENT STIGALE: Mr. Viscuso.

21 MR. VISCUSO: I want to congratulate Mr.
22 Ford. I have known the Ford family for a long
23 time, grew up with his kids. They mentioned
24 horse racing in the resolution. My dad and him

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1 were track buddies. Congratulations, Mr. Ford.

2 (Applause)

3 PRESIDENT STIGALE: Ms. Naughton-Beck.

4 MS. NAUGHTON-BECK: Nothing.

5 PRESIDENT STIGALE: Mr. Granger.

6 MR. GRANGER: Nothing.

7 PRESIDENT STIGALE: Real quick, the

8 resignation of John Granger, I was saddened
9 when I received that. John, a lot of projects
10 are in the works that are going to change the
11 appearance of Aston. John was instrumental in
12 leading the Board in that direction and opening
13 our eyes to what could happen in this township
14 if we go out and ask for grant money, which we
15 did again tonight, and just looked ahead.
16 That's what we have been trying to do. There
17 was a lot of time that was spent with John
18 trying to guide us and point us in that
19 direction. I personally want to say thank you.
20 We hope to have you -- I am going to make you
21 stay the full 90 days. We hope to have you
22 around even moving ahead as possible guidance
23 for us, but I am sad to have that resignation.

24 I just found out on that other note, the

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1 people \$600 in debt, I heard this was already
2 in court. They lost and they run a business
3 out of their house. As I said, I try not to
4 get in a debate about certain facts and I am
5 learning them as I go along. We'll try to do
6 our best to get this resolved. With that being
7 said I need a motion to adjourn.

8 COMMISSIONER MCGINN: So move.

9 COMMISSIONER OSBORN: Second.

10 (Whereupon, the meeting is
11 concluded at 8:50 p.m.)
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REPORTER'S CERTIFICATION

I HEREBY CERTIFY that I was present upon the hearing of the above-entitled matter and there reported stenographically the proceedings had and the testimony produced; and I further certify that the foregoing is a true and correct transcript of my said stenographic notes.

Lorraine Evans
Reporter-Notary Public
My Commission Expires
October 25, 2018

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