



EAST WHITELAND TOWNSHIP 2017 FEE SCHEDULE

ADMINISTRATIVE SERVICES

- Zoning Ordinance (+ Postage \$5 if mailed) \$25.00
- Subdivision Ordinance (+ Postage \$5 if mailed) \$20.00
- Maps: Tax parcel, Zoning, Street index \$5.00
- Copies:
 - 8 1/2 x 11 per sheet \$0.25
 - 11 x 17 per sheet \$0.50
 - 24 x 36 per sheet \$8.00

CERTIFICATIONS

- Sewer Certification- Residential \$15.00
- Sewer Certification- Commercial \$20.00
- Zoning Certification Letter only \$100.00

ZONING BOARD APPEAL

- Residential + *Engineer reimbursement agreement* \$250 + \$500 escrow
- Non-Residential + *Engineer reimbursement agreement* \$500 + \$750 escrow

BOARD OF SUPERVISORS HEARINGS

- Conditional Use Hearing + \$350.00 for each subsequent hearing \$2,000
- Zoning Change \$2,000
- Curative Amendment/Validity Challenge \$3,000

SUBDIVISION APPLICATION

- Filing Fees:
 - Sketch plans \$300.00 + \$1,000 escrow
 - Minor/ Lot line change \$150.00
 - Preliminary Plans
 - Residential \$500 + \$50/lot
 - Non-Residential \$1000 + \$100.00/acre or building, whichever is greater
 - Final Plans
 - Residential \$500
 - Non-Residential \$750
 - Plan Amendment Fee \$250
 - Recreation Fee in lieu per dwelling unit - residential \$2,479

- Professional Consultant Review Deposit - Escrow
Escrow required with sketch, preliminary and final submittal in accordance with Section 503 of the Pa. Municipalities Planning Code
 - Up to and including five (5) lots \$5,000
 - Exceeding five (5) lots \$10,000
- Professional Consultant Fees related to Plan Review: Actual cost to the Township for the professional consultant at the prevailing rate set forth below:
 - Arro Engineers APPENDIX A
 - Landscape Architect Review APPENDIX A
 - McMahon Assoc. - Traffic Engineer APPENDIX A
 - Township Solicitor APPENDIX A
 - Township Solicitor – Environmental Matters APPENDIX A
 - Township Administrative Fee 2% of invoice

In the event the deposit is insufficient to cover the review cost incurred, the Township Secretary shall require the applicant to pay within ten (10) days of notification of balance due.

Upon the approval of the subdivision plans, all engineering inspection fees related to site improvements shall be borne by the owner/developer at the prevailing rate.

LAND DEVELOPMENT APPLICATION

- Filing Fees:
 - Sketch Plans \$350 + \$1,000 escrow
 - Preliminary Plans:
 - Residential \$500 + \$50 per acre/fraction
 - Non-Residential \$1,000.00 + \$100/acre or building whichever is greater
 - Final Plans
 - Residential \$500
 - Non-Residential \$750
 - Plan amendment fee \$250
 - Recreation Fee in lieu per dwelling unit - residential \$2,479
- Professional Consultant Review Deposit - escrow
Escrow required with sketch, preliminary and final submittal in accordance with Section 503 of the Pa. Municipalities Planning Code
 - Up to and including five (5) acres \$5,000
 - Containing five (5) acres or more \$10,000
- Professional Consultant Fees related to Plan Review, Actual cost to the Township for the Professional consultant at the prevailing rate set forth below:
 - Arro Engineers APPENDIX A
 - Landscape Architect Review APPENDIX A
 - McMahon Assoc. - Traffic Engineer APPENDIX A
 - Township Solicitor APPENDIX A
 - Township Solicitor – Environmental Matters APPENDIX A

- Township Administrative Fee 2% of invoice

In the event the deposit is insufficient to cover the review cost incurred, the Township Secretary shall require the applicant to pay within ten (10) days of notification of balance due.

Upon the approval of the subdivision plans, all engineering inspection fees related to site improvements shall be borne by the owner/developer at the prevailing rate.

- Traffic Impact Fee \$1,000/PM peak hr trip

SEWAGE FACILITIES PLANNING MODULE PROCESSING

- Exemption Request \$50.00
- Full Module \$100.00

PUBLIC WORKS

- Public Sewer Connections- *based on type of occupancy & use of building*
- Sewer Tapping Fees \$4,000/edu
- Sewer Connection Fee: 4" \$350.00 - 6" \$500.00 - 8" \$750.00 per pipe size
- Water Service Termination \$35.00
 - Fee for visit(s) beyond the two visits \$15.00/visit
- Highway Occupancy Permits: Fees based on schedule attached

CONTRACTOR REGISTRATION FEES

- All trades fee is for calendar year and paid prior to issuance of permits \$75.00

Contractors not required to register in Township if pulling permits for home improvement work and can provide copy of PA State Home Improvement Contractors Registration Certificate or Card.

SOIL & EROSION CONTROL PERMIT

Required for all new construction, additions, and for additional impervious surfaces including driveways, additions to driveways, parking lots, construction of structures, additions, sheds, swimming pools, patios, sidewalks, and any earth moving activities, etc.

- Residential (Engineer Reimbursement Agreement) \$100.00
- Non-Residential \$150.00

Upon the approval of Soil & Erosion Control Permit, all engineering inspection fees related to site improvements shall be borne by the owner/developer at the Township Engineer's prevailing rate. (Engineer Reimbursement Agreement)

ZONING REVIEW FEE

- Residential additions, decks, pools etc. \$30.00
- Non-Residential alterations, renovations, tenant fit-outs, additions etc. \$90.00
- New Home \$50.00
- New Non-Residential Buildings \$125.00
- Use and Occupancy Permits \$75.00

CERTIFICATE OF OCCUPANCY PERMITS

- Non-Residential new or alterations \$85.00
- Non-Residential transfer
 - up to first 1,000 sq. ft. of floor area \$75.00
 - for each additional 1,000 sq. ft. \$25.00
- Residential
 - new home \$75.00
 - addition, transfer, alterations \$50.00

BUILDING PERMITS - \$4.00 State Education Fee required on all construction permits

- Non-Residential - New Construction/Additions (based on Square Footage)
 - Permit Multiplier .0085 + C/O + Plan Review Fee + Zoning Review Fee + State Education Fee based on Current ICC Data Evaluation Reports
 - Plan Review Fees (based on cost of project)
 - \$100,000 - \$200,000 \$150
 - \$200,001 - \$400,000 \$400
 - \$400,001 - \$700,000 \$500
 - \$700,001 - \$1,000,000 \$700
 - \$1,000,001 - \$3,000,000 \$900
 - \$3,000,001 - \$4,000,000 \$1,100
 - \$4,000,001 - \$5,000,000 \$1,300
 - \$5,000,001 and over \$1,500
 - plus \$300.00 per million, thereafter
 - Alterations/Renovations/Tenant Fit-Outs Min. \$100.00 2% cost + C/O, Zoning, & State Ed. Fees
 - Re-Roof Min. \$100.00 2% cost + State Ed. Fee
 - Sheds Min. \$100.00 2% cost + Zoning & State Ed. Fee
- Residential (One & Two Family Dwellings) - New Construction (based on Square Footage)
 - Permit Multiplier .0085 + C/O + Zoning + State Ed. Fee based on Current ICC Data Evaluation Reports
 - Additions Min. \$50.00 2% cost + C/O, Zoning, & State Ed. Fees
 - Alterations/Renovations/Finish Basements Min. \$50.00 2% cost + C/O & State Ed. fees
 - Re-Roof Min. \$50.00 2% cost + State Ed. Fee
 - Decks Min. \$50.00 2% cost + State Ed. Fee
 - Sheds Min. \$50.00 2% cost + State Ed. Fee
 - All Sheds require a Zoning Permit regardless of size \$50.00

DEMOLITION PERMITS (Residential/Non-Residential)

- First 1000 sq. ft. \$100.00
- Each additional 500 sq. ft. \$35.00
- Projects not measured in sq. ft. Min. \$100.00 2% total cost of demolition/removal

FIRE PROTECTION PERMITS

- Fire Protection Equipment (Single Family Dwellings) Min. \$50.00 2 % cost + State Ed. Fee
- Fire Protection Equipment (Non-Residential) Min. \$100.00 2 % cost + State Ed. Fee
- Sprinkler Plan Review Fee - New Construction Only -based on number of sprinkler heads
 - 1-100 \$200
 - 101-200 \$250
 - 201-300 \$300
 - 301-400 \$350
 - 401-500 \$400
 - 501-750 \$450
 - Over 750 \$500
 - plus \$200.00 per hundred over 750 heads

NFPA 13R systems installed in all R-3 Use Groups are exempt from a plan review fee.

ELECTRICAL PERMITS

- Residential Min. \$50.00 2% cost + State Ed. Fee
- Non-Residential Min. \$100.00 2% cost + State Ed. Fee

MECHANICAL PERMITS- Heating, Ventilating & Air Conditioning

- Residential Min. \$50.00 2% cost + State Ed. Fee
- Non-Residential Min. \$100.00 2% cost + State Ed. Fee

PLUMBING PERMITS

- Residential Min. \$50.00 2% cost + State Ed. Fee
- Non-Residential Min. \$100.00 2% cost + State Ed. Fee

SIGN PERMITS

The fee shall be based on the sign area at the rate of \$1.50 for each square foot. Signs with more than one face shall have each face computed and the fee paid for the total area. Min. \$50.00

MISCELLANEOUS FIRE PREVENTION PERMITS

- For Open Fires: \$150.00 for the first day and \$75.00 for each additional day (Must have PADEP permit).
- For the Operation of any plant or business or operation of any process which produces potentially explosive dust as a product, or by-product, during such operations \$60.00/week and \$250/year
- Fireworks Display \$75.00/day
- Placement of a Mobile Home in an approved Mobile Home Park \$75.00
- Miscellaneous permits \$75.00

USE AND OCCUPANCY:

- Special events/temporary uses (such as tent sales, circus performances, etc.) \$100.00/event
- Construction trailers, temporary storage trailers, or similar uses per trailer \$100.00/6 mos

MISCELLANEOUS OTHER CONSTRUCTION:

Permit fees for construction which cannot equitably be calculated on the basis of area, such as patio enclosures, silos, pools, water towers, canopies, alterations/renovations, roofs (non-residential uses), fencing (non-residential uses),

tenant fit-outs, and completion of unfinished spaces such as basements shall be calculated at a rate of two percent (2%) of the total cost of construction contemplates, including all material, labor, and associated costs. When free labor is used, the cost of such labor shall be estimated at market rates. Minimum charge for One and Two Family Residential Dwelling Use Groups shall be \$50.00 plus the Use and Occupancy fee. Minimum charge for all other Use Groups shall be \$100.00 plus the Use and Occupancy for the type of use.

ELECTRICAL INSPECTION AGENCY APPLICATION FEE \$150.00/year

CODES AND LIFE SAFETY INSPECTION RATE \$58.00/hr

JUNKYARD FEES

- Fee is determined by the actual land to be used excluding all setback areas, as follows:
 - Less than 15,000 square feet \$100.00/year
 - More than 15,000 square feet but less than 40,000 square feet \$200.00/year
 - More than 40,000 square feet \$300.00/year

TOWNSHIP PARK FACILITIES

- An adult organization, instructional group or an organization of adult teams, shall pay a fee on behalf of the organization for the facility or facilities requested in accordance with the following:
 - Ballfields \$40.00/use of 1 field
 - Tennis Courts \$30.00/3-hour period use of 1 court
 - Volleyball Courts \$25.00/2-hour period use of 1 court
- A youth organization (i.e. G.V. Little League, youth soccer programs, etc.), shall pay a fee on behalf of that organization for the facility or facilities requested, including calendar days and hours requested in accordance with the following fee schedule:
 - Ballfields - \$10.00/4-hour use per field (including evenings).
Seasons to be defined specifically in request, including calendar days and hours requested.
 - Pavilions (for one four-hour period)
 - resident for personal use \$0 for first 4 hr period; \$50.00 thereafter
 - nonresident - personal use \$50.00
 - business use \$100.00
 - Amphitheater
 - resident - personal use \$50.00
 - nonresident - personal use \$100.00
 - business use \$150.00

Fee payment(s) must be made in full with application two weeks prior to event date. If application request is cancelled due to weather or other reasons, every means to reschedule will be considered.

POLICE DEPARTMENT

- Accident Report \$15.00/copy

- Incident Report \$15.00/copy
- Retrieval of Archived Records add \$15.00
- Civil Fingerprinting
 - Township Residents no charge
 - Non-Township Residents \$20.00/ 1st card
\$10.00/addl.
- Use of Police Officer (2 hour minimum):
 - Cost of vehicles and equipment to be determined by type of detail, length of detail and amount of equipment used \$100/hr/man
 - Cancellation of Extra Duty Detail
 - 3 or more hours before event no charge
 - Less than 3 hours before scheduled start time \$200/man + cost of equipment & setup

ALARM FEES

- User's fee (One time fee, senior citizens exempt) \$25.00
- False Alarms (per calendar year)
 - First False Alarm No charge
 - Second False Alarm \$50.00
 - Third False Alarm \$100.00
 - Fourth False Alarm \$150.00
 - Fifth False Alarm \$200.00
 - Sixth False Alarm \$250.00
 - Seventh and Subsequent False Alarms \$300.00 each alarm

PEDDLING AND SOLICITING FEES

- Application Fee - Can be applied toward approved License Fee \$20.00
- Basic Peddling and Soliciting License Fee \$150.00/year
- Plus, where the applicant proposes to use a motor vehicle of any kind to be a traveling store, store on wheels, or peddling food ordinarily at time of purchase. This includes lunch trucks, ice cream vendors, etc. \$200/vehicle/year
\$100/one day

ARRO CONSULTING, INC.
SCHEDULE OF HOURLY RATES AND CHARGES FOR PROFESSIONAL SERVICES
EAST WHITELAND TOWNSHIP, CHESTER COUNTY, PA

Calendar Year 2017

I. COMPENSATION FOR IDENTIFIED PERSONNEL/WORK FUNCTION SHALL BE IN ACCORDANCE WITH THE FOLLOWING HOURLY RATES:

Employee Name	Hourly Rate
Darrell L. Becker, P.E., Vice President	\$108.00
Construction Observation	\$105.00

II. COMPENSATION FOR OTHER PERSONNEL SHALL BE IN ACCORDANCE WITH THE FOLLOWING HOURLY RATES:

<u>CLASSIFICATION</u>	<u>POSITIONS</u>	<u>HOURLY RATE</u>
1	OFFICE & FIELD SUPPORT	46.00
2	TECHNICIANS	62.00
3	DESIGNERS	70.00
4	PROJECT TECHNICIANS	75.00
5	PROFESSIONALS, SPECIALISTS	87.00
6	PROJECT PROFESSIONALS, SENIOR PROJECT TECHNICIANS	125.00
7	SENIOR PROJECT PROFESSIONALS, PROJECT SPECIALISTS	133.00
8	SENIOR PROFESSIONALS, SENIOR PROJECT SPECIALISTS	144.00
9	MANAGING PROFESSIONALS	147.00
10	MANAGING PRINCIPALS	167.00
11	EXECUTIVES	190.00

III. COMPENSATION FOR EXPENSES AND OTHER CHARGES SHALL BE AS FOLLOWS:

MILEAGE	FEDERAL ALLOWABLE VEHICLE REIMBURSEMENT RATE
COMMERCIAL TRAVEL/LIVING EXPENSES	NET COST
DATA PROCESSING & DUPLICATING WORK	SCHEDULE SUPPLIED UPON REQUEST
OUTSIDE SERVICES	NET COST PLUS 15%

IV. TECHNOLOGY SURCHARGE WILL BE APPLIED TO COVER LICENSING FEES/ UPGRADES FOR COMPUTER-RELATED SERVICES (GIS, CADD, GPS, SURVEYING, HYDRAULIC MODELING, AND OTHER PROPRIETARY SOFTWARE).

V. STATEMENTS WILL BE RENDERED MONTHLY AND ARE PAYABLE UPON RECEIPT.

VI. CERTIFICATES OF INSURANCE COVERAGE WILL BE SUPPLIED UPON REQUEST.

VII. EXCEPTIONS TO OR DEVIATION FROM ANY OF THE FOREGOING TERMS SHALL BE VALID ONLY AS SPECIFICALLY AND MUTUALLY AGREED UPON.

VIII. CHARGES ARE SUBJECT TO REVISION.

All services performed by ARRO are performed in accordance with and subject to the attached Standard Terms and Conditions. ARRO expressly rejects any other terms and conditions which may be presented to it, including any presented as part of a municipal appointment. Any changes to these Standard Terms and Conditions shall be mutually agreed to in writing.

ARRO CONSULTING, INC.
SCHEDULE OF HOURLY RATES AND CHARGES FOR PROFESSIONAL SERVICES
POSITION CLASSIFICATION SUPPLEMENT
EAST WHITELAND TOWNSHIP, CHESTER COUNTY, PA
Calendar Year 2017

<u>CLASSIFICATION</u>	<u>POSITION DETAIL</u>
1	OFFICE & FIELD SUPPORT: CADD Clerk, Engineering Intern, Secretary I, Secretary II, Secretary III, Secretary IV, Surveyor I
2	TECHNICIANS: Administrative Assistant I, Administrative Assistant II, CADD Operator I, CADD Operator II, Engineering Technician I, GIS Technician I, Operations Consultant I, Resident Project Representative I, Surveyor II
3	DESIGNERS: Designer I, Engineering Technician II, Resident Project Representative II, Surveyor III
4	PROJECT TECHNICIANS: Designer II, Engineer I, Engineering Technician III, GIS Analyst I, GIS Technician II, Planner I, Resident Project Representative III, Scientist I
5	PROFESSIONALS: Engineer II, GIS Analyst II, Planner II, Scientist II, Senior Surveyor I
	SPECIALISTS: Designer III, Engineering Technician IV, Operations Consultant II, Resident Project Representative IV
6	PROJECT PROFESSIONALS: Engineer III, GIS Analyst III, Planner III, Scientist III, Senior Surveyor II
	SENIOR PROJECT TECHNICIANS: Designer IV, Engineering Technician V, Operations Consultant III, Specifications Writer
7	SENIOR PROJECT PROFESSIONALS: Engineer IV, GIS Analyst IV, Planner IV, Project Manager I, Scientist IV, Chief Surveyor
	PROJECT SPECIALISTS: Computer Services Manager, Design Manager, Engineering Specialist, Operations Consultant IV
8	SENIOR PROFESSIONALS: Engineer V, GIS Analyst V, Planner V, Project Manager II, Scientist V
	SENIOR PROJECT SPECIALISTS: Senior Engineering Specialist, Operations Consultant V
9	MANAGING PROFESSIONALS: Assistant Vice President, Chief Engineer, Engineer VI, GIS Manager, Operations Consultant VI, Senior Planner, Senior Project Manager, Scientist VI
10	MANAGING PRINCIPALS: Senior Vice President, Vice President
11	EXECUTIVES: President, Executive Vice President



March 25, 2016

Mr. John B. Nagel, ICMA-CM
Township Manager
East Whiteland Township
209 Conestoga Road
Frazer, PA 19355

RE: Landscape Architectural Review Services

Dear John:

We are pleased to have this opportunity to provide East Whiteland Township with Landscape Architectural review services on an as-needed basis. The general scope of our work will be to review projects and offer professional observations and guidance.

Based on our prior discussions, we would expect to receive plans (hard copy, or pdf) for review. Our review would result in a written report submitted to the Township recording our findings and recommendations. This will include code review and compliance based on the current Township ordinance. Attendance at board or commission meetings, including the Planning Commission and Board of Supervisors will be on a request basis per our regular hourly rates (appended).

We are prepared to undertake and complete the scope of work described above on a time and material basis per the attached rate schedule. Expenses such as reproduction, special mailings, etc. will be invoiced at cost. Invoices will be submitted monthly on a percentage-completed basis. Payment is due to Land Concepts, LLC within 30 days of the invoice date.

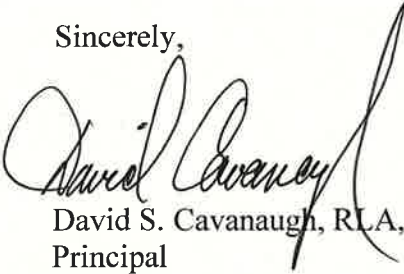
Within five (5) days, either party written notice may terminate this agreement. In the event of termination, all services rendered through the date of termination together with all expenses shall be paid immediately. Upon receipt of payment, all data collected at the time of termination shall be the property of the client.

Land Concepts, LLC warrants that its services are performed to the standards of a professional consulting organization. No other warranty or representation, expressed or implied, is included or intended. The total liability of Land Concepts, LLC for all claims of any kind resulting from the performance or breach of services or obligations in connection with this engagement shall be limited to the total amount of fees paid in connection with this engagement.


John B. Nagel, ICMA-CM
March 25, 2016
Page 2

If this proposal is acceptable to you, please sign on the acceptance line below and return a copy to us. This proposal is void if not accepted within thirty (30) days. Should you have any questions, please do not hesitate to contact us.

Sincerely,



David S. Cavanaugh, RLA, ASLA
Principal



Richard Collier, Jr., P.P., AICP
Principal

Attachments:

Hourly Rate Schedule (2016)
Firm Profile
Resumes

Accepted

Date

**LandConcepts Group, LLC
2016**

HOURLY SERVICE RATE SCHEDULE

9.1	CERTIFIED PLANNER	\$ 120.00 PER HOUR
9.2	SR. LANDSCAPE ARCHITECT	\$ 120.00 PER HOUR
9.3	LANDSCAPE ARCHITECT	\$ 70.00 PER HOUR
9.4	PROJECT MANAGER	\$ 70.00 PER HOUR
9.5	CAD TECHNICIAN	\$ 65.00 PER HOUR
9.6	LANDSCAPE DESIGNER	\$ 45.00 PER HOUR
9.7	MESSENGER	\$ 40.00 PER HOUR

REPRODUCTION

PAPER PRINT (Black Line)	1 SF = \$ 0.65
PAPER PRINT (Color)	1 SF = \$ 1.50

MYLAR REPRODUCIBLE	2 X 3 = \$ 45.00
	3 X 4 = \$ 75.00

PAPER TRANSLUCENT	2 X 3 = \$ 25.00
	3 X 4 = \$ 50.00

DIGITAL FORMAT	
compact disc	4.8" = \$ 45.00



McMAHON ASSOCIATES, INC.
840 Springdale Drive
Exton, PA 19341
p 610-594-9995 | f 610-594-9565

December 5, 2016

PRINCIPALS
Joseph W. McMahon, P.E.
Joseph J. DeSantis, P.E., PTOE
John S. DePalma
William T. Steffens
Casey A. Moore, P.E.
Gary R. McNaughton, P.E., PTOE

ASSOCIATES
John J. Mitchell, P.E.
Christopher J. Williams, P.E.
R. Trent Ebersole, P.E.
Matthew M. Kozsuch, P.E.
Maureen Chlebek, P.E., PTOE
Dean A. Carr, P.E.

Mr. John B. Nagel, ICMA-CM
Township Manager
East Whiteland Township
209 Conestoga Road
Frazer, PA 19355

RE: Township Traffic Engineer
2017 Rate Schedule

Dear Mr. Nagel:

McMahon Associates, Inc. sincerely appreciates the opportunity to continue to serve as the East Whiteland Township Traffic Engineer. As requested, attached with this letter is our 2017 rate schedule.

We take great pride in serving the Township and we look forward to continuing our working relationship. Please contact us if you have any questions, or if there is anything we can do to best serve the Township.

Sincerely,

Christopher J. Williams, P.E.
Vice President & General Manager-Exton

Matthew M. Kozsuch, P.E.
Associate & Mid-Atlantic Manager-ITS

CJW/ab
Attachment

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McMAHON ASSOCIATES, INC.
STANDARD PROVISIONS FOR PROFESSIONAL SERVICES
EAST WHITELAND TOWNSHIP
2017

SERVICES

McMahon Associates, Inc. reserves the right to make adjustments for individuals within these classifications as may be desirable in its opinion by reason of promotion, demotion, or change in wage rates. Such adjustments will be limited to the manner in which charges are computed and billed and will not, unless so stated in writing, affect other terms of an agreement, such as estimated total cost. The following rates will apply to actual time devoted by McMahon Associates, Inc. staff to this project computed to the nearest one-half hour.

<u>PERSONNEL</u>	<u>HOURLY RATES</u>
Principal	\$240.00
Senior Associate	\$230.00
Associates	\$220.00
Senior Engineer/Planner VIII/Associate	\$205.00
Senior Engineer/Planner VII/Associate	\$200.00
Senior Engineer/Planner VI/Associate	\$190.00
Senior Engineer/Planner V/Associate	\$185.00
Senior Engineer/Planner IV/Associate	\$175.00
Senior Engineer/Planner III	\$165.00
Senior Engineer/Planner II	\$155.00
Senior Engineer/Planner I	\$145.00
Chief of Surveys	\$135.00
Traffic Control/Construction Specialist	\$130.00
Party Chief	\$115.00
Engineer VI	\$135.00
Engineer V	\$125.00
Engineer IV	\$120.00
Engineer III	\$115.00
Engineer II	\$110.00
Engineer I	\$100.00
Technician/Word Processor IV	\$ 95.00
Technician/Word Processor III	\$ 90.00
Technician/Word Processor II	\$ 85.00
Technician/Word Processor I	\$ 80.00
Survey Technician	\$ 75.00
Field Traffic Count Personnel	\$ 50.00

TERMS

1. **Invoices** - Invoices will be provided on a monthly basis and will be based upon percentage of completion or actual hours, plus expenses. Payment is due to McMahon Associates, Inc. within 30 days of the invoice date. Unpaid balances beyond 30 days are subject to interest at the rate of 1.5% per month. This is an annual percentage rate of 18%.
2. **Confidentiality** - Technical and pricing information in this proposal is the confidential and proprietary property of McMahon Associates, Inc. and is not to be disclosed or made available to third parties without the written consent of McMahon Associates, Inc.
3. **Commitments** - Fee and schedule commitments will be subject to renegotiation for delays caused by the client's failure to provide specified facilities or information, or any other unpredictable occurrences.
4. **Expenses** - Automatic Traffic Recorder equipment usage will be billed at \$25.00 per 24-hour count. Incidental expenses are reimbursable at cost, plus an administration fee of 10%. These include subconsultants, reproduction, postage, graphics, reimbursement of automobile usage at the IRS-approved rate, parking and tolls. Expenses which by company policy are not billed as reimbursable expenses to clients and therefore, will not be billed as part of this contract include the following: air travel, rental car, lodging, meals, and long distance phone charges between McMahon Associates offices. If it becomes necessary during the course of this project to travel elsewhere, those travel costs will be treated as reimbursable expenses. These expenses will be reflected in the monthly invoices.
5. **Attorney's Fees** - In connection with any litigation arising from the terms of this agreement, the prevailing party shall be entitled to all costs including reasonable attorney's fees at both the trial and appellate levels.
6. **Ownership and Use of Documents** - All original drawings and information are to remain the property of McMahon Associates, Inc. The client will be provided with copies of final drawings and/or reports for information and reference purposes.
7. **Insurance** - McMahon Associates, Inc. will maintain at its own expense Workman's Compensation Insurance, Comprehensive General Liability Insurance and Professional Liability Insurance and, upon request, will furnish the client a certificate to verify same.
8. **Termination** - This agreement may be terminated by the authorized representative effective immediately on receipt of written notice. Payment will be due for services rendered through the date written notice is received.
9. **Binding Status** - The client and McMahon Associates, Inc. bind themselves, their partners, successors, assigns, heirs, and/or legal representatives to the other party to this Agreement, and to the partners, successors, assigns and legal representatives of such other party with respect to all covenants of this Contract.

HRMM&L
HAMBURG, RUBIN, MULLIN,
MAXWELL & LUPIN, PC
ATTORNEYS AT LAW

www.HRMML.com

April 11, 2017

J. Edmund Mullin
Steven H. Lupin
Douglas I Zeiders
Carl N. Weiner
Jonathan Samel, LL.M.
Merle R. Ochrach
Mark F. Himsworth
Steven A. Hann
Steven B. Barrett
Christen G. Pionzio
Joseph J. McGrory, Jr.
Ethan R. O'Shea
Bernadette A. Kearney
Paul G. Mullin
John J. Iannozzi
Lisa A. Shearman, LL.M.
Susan E. Piette
Nathan M. Murawsky
Timothy P. Briggs
William G. Roark
Andrew P. Grau, LL.M.
John F. Walko
James S. Lee
Jonathan L. Shaw
Joseph W. Catuzzi
Kevin M. McGrath

East Whiteland Township
Board of Supervisors
209 Conestoga Road
Frazer, PA 19355
Attn: Mr. John Nagel, Township Manager

Re: Fee Arrangement

Dear Board of Supervisors:

We are pleased to have the opportunity to represent East Whiteland Township in this matter and any other matters that you may refer to us in the future. Under the Rules of Professional Conduct in Pennsylvania, attorneys are required to confirm to their clients in writing the basis on which their fees are charged.

Basis of Billing

Our firm will bill you on a regular basis for legal services and for direct expenses paid by us on your behalf.

Our fees for legal services are based on hourly rates and the amount of time spent by the attorneys and paralegals of our firm on your legal matters. The minimum time unit recorded is 1/10th of an hour, and minimum intervals of 2/10ths of an hour are charged for phone calls and 3/10ths of an hour for all correspondence. Voice mail messages will be treated as phone calls and emails will be treated as correspondence, subject to the same minimum time charges. The Township will be billed at a rate of \$160.00/hr., except for environmental matters, which will be billed at \$300.00/hr. All night meetings are charged a minimum of three (3) hours.

The direct expenses which may be paid by us on your behalf for which you will be billed include, but are not limited to, such items as filing fees, transcripts of court and other proceedings, subpoenas, toll phone calls, fax transmissions, computer assisted legal research, photocopying, and other similar items. Only the direct expenses associated with your case will be billed.

LANSDALE
ACTS Center – Blue Bell
375 Morris Road
Post Office Box 1479
Lansdale, PA 19446-0773
Phone 215-661-0400
Fax 215-661-0315

LIMERICK
ALLENTOWN
HARRISBURG

Payment of Bill

It is very important to us that our bills be paid within thirty (30) days of their receipt. If you have any questions about the type of service rendered or the amount of the statement, please notify us promptly in writing. Unless you do so within twenty-five (25) days of the date a bill is issued, we shall regard the bill as final and undisputed. In all cases, we reserve the right to stop performing services if our bills are not paid within sixty (60) days of receipt. Interest at the rate of 1.5% per month will be added to unpaid balances after sixty (60) days following the date of the bill.

Title Insurance

In the event we have agreed to order title insurance on your behalf, the order will be placed with Security Abstract of PA, Inc. ("Security Abstract"). You will be charged the lowest rate that Security Abstract is permitted by law to charge. You should be aware that certain individuals associated with our firm are affiliated with or hold an ownership interest in Security Abstract.

Land Development

We do not review plans for compliance with municipal ordinances, because we believe that is the job of the civil engineer or other consultant hired to prepare plans and sketches. Of course we will render legal opinions with respect to issues brought to our attention concerning plan compliance.

Anti-Terrorism Compliance

Due to federal statutory and regulatory requirements, all United States persons and entities are prohibited from any business transactions directly or indirectly involving any person or entity on the United States Treasury's Office of Foreign Assets Control's (OFAC) Specially Designated Nationals (SDN) List. In order for us to maintain compliance with these regulatory actions, you hereby represent and warrant that (i) you are not listed on the SDN List, (ii) you are not a person or entity that we are prohibited to do business with under anti-terrorism laws, (iii) you will not violate anti-terrorism laws, and (iv) you will not knowingly do business with any person or entity that violates anti-terrorism laws. In addition, you hereby agree to indemnify us in the event that you violate this anti-terrorism clause or any present or future anti-terrorism laws.

Arbitration of Disputes

Any attempt by the firm to collect fees and/or any and all disputes concerning fees shall be decided by common-law arbitration pursuant to 42 Pa. C.S.A. Section 7341 et seq. Arbitration shall be conducted by way of an informal conference before a panel of three attorneys from the Fee Dispute Committee of the Montgomery Bar Association as selected by the chairman of that committee. The parties hereto agree that the decision of a majority of the members of the panel shall be final and binding and may not be appealed to any court.

Acceptance

We will make every effort to ensure that your matter is completed expeditiously and to your satisfaction. We hope this letter adequately sets forth the basis of our charges for fees and costs. If you have any questions, please call. If there are no questions, please print and sign a copy of this letter and return it to us, signifying your receipt of, and concurrence with, the fee and costs agreement. We will then be able to proceed further with representation of your legal matters.

Thank you for giving us the opportunity to represent you.

Very truly yours,

HAMBURG, RUBIN, MULLIN,
MAXWELL & LUPIN

By: _____


JOSEPH J. MCGRORY, JR.

JJM: kmc

I hereby acknowledge receipt of a copy of this letter.

Date: _____

Name:
for East Whiteland Township