

## **Meeting Minutes of October 2, 2008 Board of Supervisors**

Vice-Chairman Obernier called the Board of Supervisors meeting of October 2, 2008 to order at 7:30 p.m. and then led those present in the Pledge of Allegiance. Roll call of the Board of Supervisors (BoS) by Manager Rambo noted Supervisor Josef G. Obernier, Sr. and Supervisor Thomas J. McCaffrey in attendance. Supervisor Carl S. Lindborg was absent. Vice-Chairman Obernier was feeling magnanimous and turned the meeting over to Supervisor McCaffrey. The following individuals were present to represent the various departments: Ronald A. Rambo, Jr. [Twp. Mgr./Sec./Treas.], Walter Werner [Chief of Police], Dale Barnett [Codes/Zoning Officer], and Thomas Eells [Director of Public Works].

### **Acceptance of Minutes from Previous Meetings**

September 4, 2008 and September 18, 2008. The BoS tabled the meeting minutes until all of the Supervisors are in attendance.

### **Public Comments** (individuals requesting to be on agenda)

No one requested to be on the agenda.

### **Correspondence/Communications** *Information to act upon*

The Township is in receipt of a letter of extension, until February 5, 2009, from Beaver Creek Realty Associates, L.P. with regard to the Beaver Creek Realty Apartments Preliminary Plans. Manager Rambo noted the Township received a letter from MacCombie stating that the extension request is warranted and recommended that the BoS accept the extension. Supervisor McCaffrey motioned to accept the extension. Vice-Chairman Obernier seconded the motion. Board Members McCaffrey and Obernier voted aye.

The Township is in receipt of a letter of extension, until January 16, 2009, from GenTerra with regard to the Brandywine Meadows Preliminary Subdivision Plans. Manager Rambo noted that GenTerra anticipates being at the October Planning Commission meeting and that they are currently doing tests to ensure they can get proper placement for the stormwater systems unit. Vice-Chairman Obernier noted they are referring to the bi-unit underground stormwater systems. Manager Rambo recommended that the BoS accept the extension request. Vice-Chairman Obernier motioned to accept the extension. Supervisor McCaffrey seconded the motion. Board Members Obernier and McCaffrey voted aye.

The Township is in receipt of a ninety-day letter of extension from LRHA on behalf of Herbert J. & Helen Mosteller for their 4-lot Subdivision Plan (first extension request, time clock to run until January 20, 2009). Manager Rambo noted they are currently addressing MacCombie's August 18th comments regarding stormwater infiltration as well as other zoning and subdivision issues. The ten-acre

subdivision is located on Telegraph and Hibernia Roads. Vice-Chairman Obernier motioned to accept the extension. Supervisor McCaffrey seconded the motion. Board Members Obernier and McCaffrey voted aye.

The Township is in receipt of a ninety-day letter of extension from DL Howell with regard to the Cyclemax Preliminary Land Development Plans for the proposed self-storage units (time clock to run until January 20, 2009). Manager Rambo recommended that the BoS accept the extension and noted they are in the process of redoing plans to address the engineer's review letter. Supervisor McCaffrey motioned to accept the ninety-day letter of extension. Vice-Chairman Obernier seconded the motion. Board Members McCaffrey and Obernier voted aye.

#### **Correspondence/Communications** *Information to Note*

The Township is in receipt of correspondence from the Chester County Health Department with regard to Septage Management Data information that is available. A list of companies that pump tanks out is available on the County's website.

Jason Carver of Congressman Gerlach's office has forwarded an email advising that the postal service has approved the use of West Brandywine, PA with additional information forthcoming. Manager Rambo noted the USPS has officially approved using West Brandywine on line 3 of the address label with all of the different zip codes within the Township. The Township awaits information for the requirements of a post office.

The Pennsylvania Fish & Boat Commission has forwarded the Township Lessee Agreement for the Icedale Lake property for its review. Manager Rambo noted this is what the Open Space Review Board has been looking at. This will allow us to utilize the funding that was received for PECO regarding the Green Grant that was awarded last year. The property is known as the Icedale Lake area, located in both West Brandywine Township and Honey Brook Township. There is no cost to lease it. The Township will have to carry insurance and maintain it. There are no plans to turn it into a lake. The agreement was forwarded onto John Good for his review.

#### **Old Business**

Dale Barnett, Codes Officer, continues his discussions with John Good, Esquire with regard to the establishment of a rental inspection requirement and the re-working of the resale U & O. There were no comments.

The Manager is awaiting the appraisals on the Baldwin Family parcels and the Pat Chase property with regard to the Township's purchase of development rights and/or the pursuing of conservation easements on their farms. Manager Rambo recently received the appraisal for the Chase property. Manager Rambo will provide a copy to the BoS for their review. A conservation easement allows the property owner flexibility to add amenities in certain areas if they want. Development rights don't give you that option.

The Manager is awaiting the 2009 budget requests from all department heads, commissions and boards. Manager Rambo noted both Tom and Dale have not turned in their budgets.

#### **Old Business from the Floor**

There was no Old Business from the Floor.

#### **Old Business from Board**

There was no Old Business from the Board.

## **Ordinances and Resolutions**

There were no Ordinances or Resolutions.

## **New Business**

The Chief and Manager are working on finalizing the proposed changes to the Stopping, Standing and Parking Ordinance of the Township for review and consideration by the Board. Manager Rambo is condensing this to add what is required rather than redo the entire ordinance.

The Chief and Manager are working on finalizing the proposed ordinance regulating the travel of oversized/overweight vehicles on Township roads. The BoS has a copy in their book. A copy was also forwarded onto John Good.

Recommendations of the Township Planning Commission. The Planning Commission recommendations were addressed earlier in the meeting regarding accepting the letters of extensions.

The Manager has begun the preparation of the 2009 budgets. Manager Rambo noted he is preparing the budgets with or without the information he has requested.

## **New Business**

There was no New Business

## **New Business from the Floor.**

There was no New Business from the Floor.

## **New Business from the Board**

Vice-Chairman Obernier inquired about the fan for the meeting room he requested. The Public Works Department will look into what is required for the fans to be placed.

Vice-Chairman Obernier asked the amount the Township is charging the Municipal Authority for all of the Public Works Department's man-hours, the number of man-hours, and number of equipment hours for the Municipal Authority sewer system project. Vice-Chairman Obernier was concerned that they were over budget. Manager Rambo noted the Township received \$50,000 for the job from the Authority at the end of last year and that the times of personnel and equipment will be reviewed to ensure that the Authority is compensating the Township appropriately for the entire project. The Public Works Department has utilized about 350 man-hours to date. The Township's articulated loader and backhoe are being utilized on the project. The Authority has rented other equipment necessary to complete the project.

**Public Comments** (individuals not requesting to be on the agenda) There were no Public Comments. No Individuals requested to be on the agenda.

## **Open Issues Before the Township**

The Manager and Township Engineer continue in their efforts of reviewing and updating the Township's Act 537 Plan. Manager Rambo met with the engineer this morning and will be meeting tomorrow as well.

The Township continues to seek volunteers to serve on the Historic Commission and Parks and Recreation Board. The Township is looking for two members for each board.

**General Obligation Note (Adjustable Rate Bond for the Facility/Park Construction)**

Interest rate for the week (7.04%). Manager Rambo noted it was 8.01 last week. It is anticipated that it will take another month to go back down to where it was a month ago.

**Review and Payment of the bills.**

Supervisor McCaffrey asked why bills are paid every two weeks instead of once a month. Manager Rambo explained they have always paid them twice a month which allows them to take advantage of any discounts. The General Fund bills total \$99,732.11 of which \$27,587.50 is the Township's second payment to the Henderson's and also plan reviews, which will be recouped. Solid Waste Bills total \$16,9190.27 and Liquid Fuels Fund bills total \$139.24. Supervisor McCaffrey noted he reviewed the bills and found them in order. Vice-Chairman Obernier motioned to pay the bills. Supervisor McCaffrey seconded the motion. Board Members Obernier and McCaffrey voted aye.

**Upcoming Meetings/Events**

- Municipal Authority, Thursday, October 9, 2008 at 7:30 p.m.
- Historic Commission, Monday, October 13, 2008 at 7:30 p.m.
- Parks and Recreation Board, Tuesday, October 14, 2008 at 7:00 p.m.
- Board of Supervisors, Thursday, October 16, 2008 at 7:30 p.m.
- Open Space Review Board, Thursday, October 23, 2008 at 7:00 p.m.
- Planning Commission, Thursday, October 23, 2008 at 7:30 p.m.
- Township Halloween Parade, Saturday, October 25, 2008 at 2:00 p.m.
- Castaldi Conditional Use Hearing, Tuesday, October 28, 2008 at 7:30 p.m.

**Adjournment**

There being no further business before the Board, Supervisor McCaffrey motioned to adjourn the meeting at 7:53 pm. Vice-Chairman Obernier seconded the motion. Board Members McCaffrey and Obernier voted aye.

Ronald A. Rambo, Jr.  
Township Manager/Secretary/Treasurer