

Board of Supervisors Meeting Minutes January 5, 2004

The Board of Supervisors first meeting of the new year was called to order by Chairman Thomas McCaffrey at 7:19 p.m. Those who desired stood to Pledge the Allegiance to the flag. Those in attendance were; Chairman Thomas McCaffrey, Vice-Chairman Carl Lindborg, Supervisor Josef G. Obernier, Sr., Township Manager/Secretary/Treasurer Ronald A. Rambo, Jr., Police Chief Captain Walter Werner, Codes Officer/Building Inspector Dale Barnett and Public Works Director Thomas Eells.

Vice-Chairman Carl Lindborg motioned to accept the meetings of November 20, 2003 and December 4, 2003, with Chairman McCaffrey seconding the motion and all Board members in favor of their acceptance. The meeting minutes of December 18, 2003 were tabled until the Board had additional time to review them.

Being that the Treasurer's Report was not applicable at this meeting and no one had requested to be on the agenda under Public Comments, the Chairman moved onto Correspondence/Communications and items to act upon. The Chairman noted that the Board was in receipt of correspondence from Commissioner Dinniman with regard to a complaint received from the Resident Advisory Board of Freedom Village with regard to sight distance at the intersection of Fisherville Road and Receville Road. The Board requested the Manager to address the letter and forward a response to the appropriate parties.

The next item to address was the participation in the Brandywine Valley Association Stormwater Management Program. The Manager noted the benefits of participating in the program and explained the program that would make residents aware of the need to address stormwater. Chairman McCaffrey advised the Board as he previously did that he was involved with this organization, however he saw the benefit to participating in the program. Supervisor Obernier asked if funds were in the budget and the Manager advised him they were. With that Supervisor Obernier motioned to have the Manager sign the necessary agreement followed by a second by Vice-Chairman Lindborg with all members voting in favor of the Township's participation.

The next piece of communications was from the Department of Agriculture with regard to the upcoming Public Officials Day scheduled to take place on January 15, 2004 at the State Farm Show Complex. Vice-Chairman Lindborg noted his desire to attend and the Manager was requested to make the necessary arrangements.

The final piece of communications to act on dealt with the Janiec Conditional Use application and was received from Ross Unruh, Esquire. Chairman McCaffrey noted the “tail design” that was located on the proposed RM lot being considered for a zoning change and felt that it should not be there. Both Vice-Chairman Lindborg and Supervisor Obernier felt additional time was needed to review the communications. The Board advised the Manager that the communications would be taken under advisement and requested that someone be present to explain the communications at the next Board meeting.

Information to Note was next. The first piece of correspondence was received from the law office of Rhoads and Sinon with regard to the disbursement of Occupational Privilege Tax money to the Coatesville Area School District. The Manager advised the Board that it would not be in the best interest of the Township to act as a collection and disbursement agency for the School District. To do so would require audits of money distributed, additional staff time, the establishment of reports, and the need to establish a processing fee. The Board requested the Manager to contact the firm of Rhoads and Sinon and discuss the concerns raised.

Chairman McCaffrey then moved onto the School District letter acknowledging their commitment to transfer an additional 30 feet of right-of-way along Hurley and Reeceville Roads. The Manager noted that he would be contacting the Township’s Engineer and Solicitor to begin the preparation of the necessary paperwork to obtain the additional rights-of-way.

The next piece of correspondence to note was that the Township’s solicitor has reviewed the proposed Valley View Homeowners Documents and found them in order. Chairman McCaffrey then noted the correspondence from Gus Rupp on behalf of the Ashberry Lane Community Association with regard to the tot-lot area. Manager Rambo explained the concerns being raised with regard to the parking area in the location of the tot-lot and noted that the Chief and he were addressing the issue raised with regard to abandoned cars.

Chairman McCaffrey then noted the final pieces of correspondence dealing with report forms for the 2003 ACT 101 Recycling efforts of the Township and grants that may be available for the placement of Dry Fire Hydrants. The Manager explained what a dry hydrant was to the Board and noted that the report would be completed and the grant would be investigated by staff members.

Being that no Reports of Departments, Organizations, Boards and Commissions were due at this time and that no Public Hearing was scheduled, the Chairman moved onto Old Business before the Township.

The Chairman noted that the Township was still seeking volunteers to serve on the Township's Building Appeals Board, the Parks and Recreation Board and Historic Commission. The next piece of Old Business to address was that the Public Works Director and Manager were working on finalizing specifications an equipment storage facility.

The final piece of Old Business to address was the approval for the mailing of the Community Value Survey that is part of the Township's update to its Comprehensive Plan. Chairman McCaffrey noted that he had no changes in mind, nor did Vice-Chairman Lindborg or Supervisor Obernier. Vice-Chairman Lindborg motioned to approve the Community Value Survey for mailing seconded by Chairman McCaffrey with all Board members voting in favor of its mailing.

There was no Old Business from the Floor, thus the Chairman moved onto Old Business from the Board. Vice-Chairman Lindborg advised the Board that he would be attending the Open Space Forum being presented by the Brandywine Conservancy at the Londonderry Township Building on Wednesday, January 28, 2004. He noted that materials or ideas gained from the Forum could assist the Township with its Open Space Preservation efforts.

There were no Ordinances or Resolutions to consider, thus Chairman McCaffrey moved onto New Business. The first item to address was the recommendation of the Township Planning Commission, being none, the Chairman moved onto releases for the Stonebarn Project and the Ashberry Lane Project. In as much as the Township was not in receipt of an approval letter from the township Engineer for the release of the funds, the Manager recommended that the Board table the requests. Vice-Chairman Lindborg motioned to table the release request followed by a second by Supervisor Obernier with all Board members voting aye to table the requests for release of funds.

New Business from the Floor was the next item on the agenda. Susan Tucker of East Brandywine was in attendance to talk to the Board about the recent Opinion & Order Decision she received for the Bentley Community Swinehart Proposal. The Manager explained that Ms. Tucker received a copy of the order as she elected to become a Party to the Hearing. The Manager explained the process that had to be followed if she elected to appeal the decision of the Board. Ms. Tucker was concerned with the proposed interconnection with Raleigh Drive noted on the plan. Manager Rambo advised the Board that the interconnection noted on the plan was a result of discussions with the Township Planner, John Snook of the Brandywine Conservancy and Bentley Community. Chairman McCaffrey advised Ms. Tucker that the Township's Planning Commission would further discuss the plans once Bentley Community officially submitted a Subdivision Application for the property. The Chairman further noted that she should

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contact the Township office to see if they are on the Planning Commissions docket. Vice-Chairman Lindborg also requested that Ms. Tucker attend the meetings and advised her that until the subdivision plan is approved by the Board of Supervisors, that nothing is in stone. Vice-Chairman Lindborg noted that he would pull his previous plans to review the comments with regard to the proposed interconnect.

Being no New Business from the Board and no additional Public Comments, the Chairman moved onto Open Issues. The Manager advised the Board that the review of the Comcast list of addresses served in the Township has been completed and that a list of missing addresses is being prepared for forwarding to Comcast for their review.

The Chairman then noted the current interest rate for the Facility and Park note was 1.5% for the week. Review of Bills was next, Vice-Chairman Lindborg motioned to pay the bills totaling \$28,397.63 followed by a second by Supervisor Obernier with all Board members voting to pay the bills.

Chairman McCaffrey then noted the upcoming meetings scheduled for the month of January 2004 and reminded those in attendance that all were welcome. Being no other business, Vice-Chairman Lindborg motioned to adjourn the meeting at 8:09 p.m. followed by a second by Chairman McCaffrey with all Board members in favor of adjournment.

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