

Meeting Minutes of November 3, 2010
Board of Supervisors

Vice Chairman Lindborg called the West Brandywine Township (WBT) Board of Supervisors meeting of November 3, 2010 to order at 7:33 pm and then led those present in the Pledge of Allegiance. Roll call of the Board of Supervisors (BoS) by Manager Rambo noted Supervisor's Carl S. Lindborg and Josef G. Obernier, Sr. in attendance. Thomas J. McCaffrey arrived at 7:42 pm. It is also noted that the Manager was in attendance.

Acceptance of Minutes from Previous Meetings

October 21, 2010: The minutes were addressed when all Board members were in attendance. Vice Chairman Lindborg motioned to accept the minutes, seconded by Supervisor Obernier. Board members Lindborg, Obernier, and McCaffrey voted aye.

Treasurer's Report (n/a)

The Treasurer's report is not applicable at this meeting.

Public Comments (individuals requesting to be on agenda)

There were no Public Comments.

Correspondence/Communications *Information to act upon*

The Board of Supervisors is in receipt of the Lindborg Conservation Easement documents for signing. Manager Rambo noted the BoS approved the signing of the agreement of sale at a previous meeting. The Township is in receipt of the actual signed conservation easements; they have been signed and notarized by Carl and Sue Lindborg. They need to be signed by the BoS so that the Manager has the ability to go to settlement. Supervisor Obernier motioned to sign the easement, seconded by Chairman McCaffrey. Board members Obernier and McCaffrey voted aye. Vice Chairman Lindborg recused himself from voting, because the property is owned by his wife and himself. Chairman McCaffrey expressed that it is nice for Carl Lindborg to participate in the easement process.

The SPCA has forwarded the proposed 2011 Animal Protective Services Contract to the Township for consideration. Supervisor Obernier motioned to accept the proposed 2011 Animal Protective Services contract. Vice Chairman Lindborg seconded the motion. Board members Obernier, Lindborg, and McCaffrey voted aye.

The Township is in receipt of a thirty day letter of extension from Earl Cooke in which to establish a Conditional Use Hearing for the Southdown Homes, L.P. Patriot Lane Project. Supervisor Obernier motioned to except the letter of extension from Earl Cooke, seconded by Vice Chairman Lindborg. Board members Obernier, Lindborg, and McCaffrey voted aye.

Correspondence/Communications *Information to note*

The Township is in receipt of correspondence from the PA Department of General Services with regard to the Township's recent purchase of a Diesel Generator Set through the Federal Surplus Program. There were no comments.

John E. Good, Esquire has forwarded his review with regard to Ordinance NO. 2010-01 and 2010-02. There were no comments.

The Chester County Solid Waste Authority has forwarded the Township the October through December Processing and Marketing Contract Pricing. There were no comments.

GSP Management Company of IRV has forwarded the Township correspondence with regard to the addressing of issues brought to their attention by the Township. Supervisor Obernier requested that the Manager send a second letter to IRV Management to request that they approach the abutting property owner to gain permission to move the boulders blocking the view to the south of the upper entrance closest to Route 82 & 322.

Reports of Departments, Organizations, Boards and Commissions (n/a)

It was noted that reports were not applicable at this meeting.

Old Business

The Township Engineer and Manager continue their work on finalizing the Township's amended Act 537 for review and consideration by the Board of Supervisors. There were no comments.

The Manager is finalizing a revised Ordinance pertaining to the number of individuals and the make-up of the Open Space Review Board. There were no comments.

The Manager is in the process of preparing the Airport Hazard Zoning Overlay District for incorporation into the Township's zoning ordinance as required by PA Act 1984-164. There were no comments.

The Board of Supervisors is in receipt of the following policies for consideration of which are being recommended by its benefits insurance carrier; Worker's Compensation, Military Leave of Absence, Uniformed Services Employment and Re-Employment, Rights Act, Disability Leave, and Health Reimbursement. Chairman McCaffrey explained the insurance carrier is requesting this to keep the rates down. Manager Rambo noted the resolution will be addressed later in the meeting.

The Manager has advertised proposed Ordinances 2010-01 and 02 for public hearings and consideration on Thursday, November 18, 2010. Manager Rambo explained 2010-01 is regarding the rezoning of the Horseshoe Pike property located at Springton Road and Horseshoe Pike and 2010-02 is for amendments to the sign ordinance.

The Township Manager is in the process of preparing the 2011 budget for presentation to the Board of supervisors. The Manager will have this available for the November 18th BoS meeting. It will be duly advertised so that it will be considered for adoption at the December 16, 2010 meeting of the Board.

The Manager has provided the Police Association with the proposed 2011-2013 Police Contract for review and consideration. Manager Rambo explained he just received the 2nd rendition today that will be provided to the Police Association. The BoS will have an executive session after tonight's BoS meeting to discuss the Police Contract.

Old Business from the Floor

There was no Old Business from the Floor.

Old Business from the Board

Supervisor Obernier commented about the rough roads along East Reeceville to East Brandywine Township line that need repaving because of the sewer authority project and Manager Rambo explained the road work was completed today.

Ordinances and Resolutions

Resolution #10-2010; adoption of the "Procedures for Compliance with the Professional Services Contract Provisions of Act 44 of 2009."

Resolution #11-2010; adoption of the Township's Worker's Compensation, Military Leave of Absence, Uniformed Services Employment and Re-Employment Rights Act, Disability Leave and Health Reimbursement policies.

Chairman McCaffrey motioned to adopt Resolutions #10-2010 and #11-2010, seconded by Vice Chairman Lindborg. Board members McCaffrey, Lindborg, and Obernier voted aye.

New Business

Recommendation of the Township Open Space Review Board. Manager Rambo stated the OSRB recommended pursuing the Eck conservation easement at their last meeting.

Recommendations of the Township Planning Commission. Manager Rambo noted the Planning Commission recommended conditioned final approval for two plans; the first plan, Stephanie Supplee/Mae Marie lot line change. They are waiting for a non-building waiver signature by the County Health Department. This will bring this in compliance with the conservation easement, which is conditioned upon receiving all outside agencies reviews and approvals. Once the County Health Department's approval is received, it is the Manager's recommendation the BoS sign the plan. Chairman McCaffrey motioned to grant conditioned approval, obtaining outside agencies approval. Vice Chairman Lindborg seconded the motion. Board members McCaffrey, Lindborg, and Obernier voted aye.

Manager Rambo noted the second plan is regarding a two lot subdivision by Pulte Homes, which was granted conditioned final approval based on outside agency reviews. They are also waiting for a non-building waiver signature by the County Health Department. This was recommended by the Planning Commission as well as the Township Engineer. Vice Chairman Lindborg motioned to grant conditioned final approval based on outside agency reviews. Supervisor Obernier seconded the motion. Board members Lindborg, Obernier, and McCaffrey voted aye.

The Manager will be contacting companies on the COSTARS Program for computer consulting pricing. Manager Rambo and/or his Administrative Assistant will make contact with various local companies on the Co-Stars Program to get the best pricing for computer services for next year.

New Business from the Floor and the Board

There was no New Business from the Floor or the Board.

Public Comments

There were no Public Comments.

Open Issues before the Township

There are no Open Issues before the Township.

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

Interest rate for the week is 1.45%. There were no comments.

Review and Payment of the Bills

Manager Rambo requested approval of all the General Fund bills except the Manito Abstract Company bill. Vice Chairman Lindborg stated he reviewed the invoices, found them in order, and motioned payment of the General Fund bills with the exception of the Manito bill. Supervisor Obernier seconded the motion. Board members Lindborg, Obernier, and McCaffrey voted aye. Supervisor Obernier then motioned to approve the Manito Abstract Company bill for payment, seconded by Chairman McCaffrey. Vice Chairman Lindborg recused himself from voting, because this bill deals with property that belongs to his wife and himself.

Manager Rambo noted the Solid Waste bills total \$49,617.10. Vice Chairman Lindborg motioned to pay the Solid Waste bills, seconded by Supervisor Obernier. Board members Lindborg, Obernier, and McCaffrey voted aye.

Upcoming Meetings/Events

- Historic Commission, Monday, November 8, 2010 at 7:30 p.m.
- Parks and Recreation Board, Tuesday, November 9, 2010 at 7:00 p.m.
- Municipal Authority, Thursday, November 11, 2010 at 7:30 p.m.
- Board of Supervisors, Thursday, November 18, 2010 at 7:30 p.m.
- Open Space Review Board, Tuesday, November 23, 2010 at 6:45 p.m.
- Planning Commission, Tuesday, November 23, 2010 at 7:30 p.m.

Adjournment

There being no further business before the Board, Supervisor Obernier motioned to adjourn the meeting at 8:02 pm, followed by a second by Vice Chairman Lindborg, with all board members voting in favor of adjournment.

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