

**Meeting Minutes of March 15, 2012**  
**Board of Supervisors**

Chairman Obernier called the West Brandywine Township (WBT) Board of Supervisors meeting of March 15, 2012 to order at 7:45 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 Josef G. Obernier, Sr. and Thomas J. McCaffrey, Jr were in attendance. Supervisor William E. Webb was absent. Also present were Ronald A. Rambo, Jr., Township Manager, Thomas Eells, Public Works Director, Dale Barnett, Codes Officer and Chief Werner.

**Acceptance of Minutes from Previous Meetings**

Vice-Chairman McCaffrey motioned to table the March 1, 2012 meeting minutes until all Board members are present. Chairman Obernier seconded the motion. Board members McCaffrey and Obernier voted aye.

**Treasurer's Report**

*Manager Rambo presented the Treasurer's Report, balance as of the end of February.*

General Fund	\$40,258.04	State Liquid Fuel Fund	\$20,590.31
Fire Appropriations Fund	\$9,958.94	Revolving Reserve Fund	\$96,587.42
K-9 Rudy Fund	\$296.45	Police Pension Fund	\$1,683,615.96
Open Space Fund	\$267,967.68	Non-Uniform Pension Fund	\$392,667.96
Solid Waste & Recycling	\$64,809.94	Payroll Fund	\$10,664.30
Capital Reserve Fund	\$96,567.42	Gen. Purpose Emergency Fund	\$10,919.10
Developer Escrow Fund	\$456,503.21	Capital Equipment Fund	\$27,664.21

**Special Public Presentations** N/A

**Public Comments** (*residents or representatives of taxpayers of the Township requesting to be on agenda*). N/A

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

*The Township is in receipt of an invitation to attend the upcoming Municipal Update Luncheon, scheduled for Friday, March 30<sup>th</sup> at 11:30 a.m. at the G. A. Vietri, Inc. Electrical Contractor facility just east of Sadsburyville from the WCCCC. Manager Rambo will attend.*

*The Township is in receipt of correspondence from the Brandywine Conservancy and the Chester County Planning Commission with regard to the Brandywine Creek Greenway and support of the project by the local municipality. Vice-Chairman McCaffrey motioned for the Manager to send a letter of support for this project, seconded by Chairman Obernier. Board members McCaffrey and Obernier voted aye.*

*The French and Pickering Creeks Conservation Trust is seeking acknowledgement from the Township that its French Creek Iron Bicycle Tour will be traversing the Township. Vice-Chairman McCaffrey motioned for the Manager to send a letter of support for the Tour, seconded by Chairman Obernier. Board members McCaffrey and Obernier voted aye.*

**Correspondence/Communications** *Information to note*

The Township is in receipt of correspondence from PennDot with regard to the Inspection Notification-National Bridge Inspection Standards that will be followed by the PennDot bridge inspection units. Manager Rambo explained they have stricter requirements. If PennDot finds certain deficiencies that need to be addressed, they have time frames and the township has to be notified. Chairman Obernier spoke to the issue noting that Vice-Chairman McCaffrey had pointed out that I-beams were rusted out on the Cedar Knoll Bridge that had been recently inspected by PennDot. Vice-Chairman McCaffrey stated that the holes were so large that it couldn't have instantaneously happened that year and voiced concern how it can go from fine to totally unusable in one year.

The Township is in receipt of information from PROP with regard to the next round of Act 101 grant funding from PADEP as it pertains to recycling programs. Manager Rambo will look into the grant to see if WBT would qualify.

The DVRPC has forwarded the Township information on its Energy Efficiency Operations Program for local governments. Manager Rambo explained the program.

**Reports of Departments: Month of February unless otherwise noted.**

**Police Report:** Presented by Chief Werner.

Criminal Arrests	3	Alarms	10	Vehicle Crashes	12
Criminal Charges	13	Animal Calls	8	Vehicle Stops	74
Non Traffic	6	Assist Fire/EMS	19	All Other	77
Criminal Non Traffic	1	Assist other PD	15		
Traffic	69	Burglaries/Thefts	5	<b>Total Complaints</b>	<b>321</b>
Criminal Traffic	7	Fatals/DOA/Suicide	1		
Parking	25	Domestic/Disturbance	8	<b>Total hrs worked</b>	<b>1092</b>
Warrants	4	DUI	2	Overtime hrs	32
Warnings	26	Harassment/DC	2		
<b>Total Arrests</b>	<b>107</b>	Premise Check	67		
		Susp. Cond/Vehs	21	<b>Total Miles Driven</b>	<b>5190</b>

**Public Works Department Report:** Presented by Tom Eells, Public Works Director. Mr. Eells also noted work completed during the month. Chairman Obernier stated a light reflector is down at Hurley and Baker Roads and also requested that Mr. Eells finish placing the light shades at the maintenance facility. Barry Parsons also commented.

Total man-hours	758	Miles traversed	2324
Total Equipment hours	35	Total fuel gallons	715.80

**Buildings/Codes/Fire Inspector Department Report:** Presented by Dale Barnett. Mr. Barnett noted he spoke with Township Solicitor John Good regarding the Township's Road Side Stand Ordinance. Mr. Good felt that the Township's ordinance is consistent with most other Township's. Vice-Chairman McCaffrey explained he was not looking to see if there is consistency with the oppression of neighboring townships on their agricultural community. Vice-Chairman McCaffrey is looking for some way to extend additional latitude for the farmers in WBT to make it easier to market what they produce somewhere along the roadway. Mr. Good's response was inadequate and he would like Mr. Good to address a way to do this, not if it is consistent with other townships. Chairman Obernier understood Mr. Barnett differently, without having the connection of produce that is grown right on the property, without that caveat there is no way to regulate this, and people will be bringing stuff to sell outside the Township; not necessarily produce. Vice-Chairman McCaffrey stated they could write produce down as part of the regulation and also pointed out that he has been asking for one year to find a way for someone that sells produce in our community continue to do so. Manager Rambo will contact John Good.

**Building & Codes**

Building Permits issued	18	CL Fees collected	\$1,395.00
Permit base fees collected	7,364.60	Inspections completed	21

Occupancy fees collected	250.00	Failed Inspections (FI)	0
U&O permits issued	2	Failed Inspections Fees collected	0
U&O permits issued cursory	9	<b>Total fees collected</b>	<b>\$9,009.60</b>
Contractor Licenses (CL) issued	31		

**Fire Report:**

<b>Campfire/Recreational Permits</b>	10	<b>Permits Denied</b>	-
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**East Brandywine Fire Company:** Presented by Deputy Chief Edwards

**Fire**

Number of calls dispatched into WBT	9	Initial dispatch into WBT	9
Second dispatch into WBT		Number of calls scratched	0

**Medical Assist**

Number of calls dispatched into WBT	16	Initial dispatch into WBT	16
Second dispatch into WBT	-	Number of calls scratched	3

**Wagontown Fire Company:** Submitted by Chief Ziegler and presented by Bob Yearsley.

**Fire**

Number of calls dispatched into WBT	6	Initial dispatch into WBT	5
Second dispatch into WBT	1	Number of calls scratched	0

**Medical Assist**

Number of calls dispatched into WBT	-	Initial dispatch into WBT	-
Second dispatch into WBT	-	Number of calls scratched	-

**Martins Corner Fire Company:** Presented by Chief Lewis.

**Fire**

Number of calls dispatched into WBT	1	Initial dispatch into WBT	
Second dispatch into WBT		Number of calls scratched	0

**Medical Assist**

Number of calls dispatched into WBT	-	Initial dispatch into WBT	-
Second dispatch into WBT	-	Number of calls scratched	-

**Westwood Ambulance:** Presented by Fire Chief Mike McWilliams.

**Ambulance - Types of calls dispatched into WBT**

Medical	28	Injured Person	3
Vehicle Accident	3	Freedom Village Calls	18
Poisoning	1	Total # of Calls	46
Cardiac Arrest	1	Fall	8
Fire	2	Average Response Time (dispatch to on scene)	10 minutes

**Reports of Organizations, Boards and Commissions**

Barry Parsons was in attendance to give the report of the Historical Commission. Mr. Parsons reported on the following: the Beaver property, Reason Farm known as Cannon Lodge, and Power Economics Company. Mr. Parsons stated that before Power Economics submit any plan a Chapter106 review has to get done. The BoS disagreed about having Chapter 106 done prior to plan submission; if there is no plan submitted you wouldn't know where the tower would be placed. Mr. Parsons suggested the BoS look into that to protect the Township from getting sued. Mr. Parsons noted the Historical Commission hasn't received anything back from properties that were approved for improvements with the stipulation they provide the Historical Commission of

improvements made before, during, and after. Also, Costa Homes was to place a marker. Chairman Obernier motioned for Manager Rambo to contact the FCC to find out if the Power Economics Company Chapter 106 review is available, seconded by Vice-Chairman McCaffrey. Board members Obernier and McCaffrey voted aye. Vice-Chairman McCaffrey stated for the record, the Board went through this with another parcel and was told they don't review every site the company wants to look at; they want to see something more definite before they expend the time and effort to do these reviews.

There was no body present from the Parks and Recreation Board. Manager Rambo stated they are preparing for the Annual Easter Egg Hunt that will take place at 10:00 a.m. on March 31<sup>st</sup>.

Steve Jakett gave the report of the Planning Commission noting they tabled both Brandywine Meadows and Hammell O'Donnell Business Park. The PC recommended the Township Secretary sign the Kimberwick Spray System Component A for submission to DEP for the closure of the Kimberwick Sewer System.

Steve Jakett also gave the report of the Open Space Review Board noting that the Brandywine Greenway was discussed.

Municipal Authority Manager Rambo summarized progress to date on the sewer project.

### **Old Business**

*The Township Manager and Public Works Director have met informally with representatives of PennDot to discuss the replacement the Icedale Road bridges with precast concrete culvert systems by CONTEC and to discuss the initial steps involved with the borrowing of funds from the Pennsylvania Infrastructure Bank. Manager Rambo explained the current rate is 1.65% for a ten year period. The Township will meet with DEP because there is a creek involved. The estimated cost for repair of the bridges is \$750,000 and \$1,000,000. Discussion ensued regarding ways to pay for the bridge project.*

*The Manager and Zoning Officer continue their review of the Zoning Ordinance as it pertains to areas that permit the operation of roadside stands. This item was addressed earlier in the meeting.*

*The Township awaits the amended Contractual Agreements for Fire Protection Services from the local fire companies. Manager Rambo noted the Fire Companies have the contract back from legal counsel but have not yet provided them to the Township.*

*The Township is reviewing its Recycling Ordinance to ensure that it is up to date with regard to materials being recycled and reporting requirements. Manager Rambo explained the Recycling Ordinance needs to be modified to denote "Single Stream" recycling.*

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

There was no Old Business from the Floor.

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

Vice-Chairman McCaffrey requested an update regarding the Old Camp Ground. Manager Rambo stated that Pulte is currently negotiating with the Anderson's trying to get the price down due to economic times.

Chairman Obernier asked for an update to the request that the funds in the pension plans were invested per the second class township code. Manager Rambo stated a copy of this request was forwarded to the pension actuary so that the actuary can forward it on the proper people that have the Township's funds invested. This item will be added to the Open Issues section of the Agenda.

Chairman Obernier requested an update to an issue with an illegal driveway on Baker Road. Manager Rambo stated the Codes Officer is looking into this. Chairman Obernier would like a response by the next BoS meeting. This item will also be added to Open Issues.

## **New Business**

*The Township Manager is awaiting information from John Tallman of Tower Economics Company, Inc. with regard to the placement of a tower on the old Kimberwick Facility. There were no comments.*

*The Township is seeking a few volunteers to assist with the Second Annual Multi-Municipal Shredding Event scheduled for Saturday, April 15, 2012 at the Caln Shopping Center from 9:00 a.m. until 1:00 p.m. Manager Rambo stated this will be located in the shopping center where Kohl's is located in front of Ace Hardware. West Brandywine has the timeslot to staff this between 11:00 and 12:00. Chairman Obernier suggested the Manager Rambo contact Troop 51 & Troop 116.*

*The Township to discuss researching the use of Hometown Press for the preparation of its newsletters. Manager Rambo explained that Hometown Press will do colored newsletters. They will seek local businesses to cover the costs of the newsletters, formatting, preparation, and printing. The Township would mail them. The Manager wants to schedule a meeting with them. Vice-Chairman McCaffrey voiced concern that the newsletter would contain too much advertisement and would prefer it not turn into that.*

*Award the street sweeping contract for 2012. Manager Rambo stated the Township requested four proposals; Martin, Reilly Sweeping, R&S sweeping, and TCM Inc. Three quotes were received back. The Public Works Director and Manager recommended the Board accept the quote from R&S Sweeping in the amount of \$4,425 to sweep the subdivision streets. Vice-Chairman McCaffrey motioned to accept the R&S Sweeping quote, seconded by Chairman Obernier. Board members McCaffrey and Obernier voted aye.*

*Sue Bowar asked questions about the Township donating fuel to the fire companies. Manager Rambo stated the township makes available to all three fire companies as part of the contribution to them for servicing the Township; fuel, diesel, gas, monetary contribution, and are required by second class township code to pay their workman's comprehensive insurance. Discussion ensued.*

## **New Business from the Floor and the Board**

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

## **Ordinances and Resolutions**

*There were no Ordinances or Resolutions.*

## **Public Comments**

*There were no Public Comments.*

## **Developer Presentations**

*There were no Developer Presentations.*

## **Open Issues Before the Township**

*The Township Engineer and Manager continue their work on updating the Township's Act 537 Plan. Manager Rambo stated the written draft is finished and the maps are being finalized.*

*The Township is looking for two volunteers to serve on the Parks and Recreation Board. There were no comments.*

*The Township Manager is working to complete the Airport Hazard Zoning District Overlay. There were no comments.*

*The Township is looking for a volunteer to fill a vacancy on the Historic Commission. There were no comments.*

*The Manager continues his work on the Township's Agricultural Security Area update. There were no comments.*

*Updates to the Township's lighting section of its Subdivision and Land Development Ordinance.* There were no comments.

### **General Obligation Note**

*(Emmaus Bond Pool Adjustable Rate Bond for the Twp. and Public Works Facility/Park Construction: interest rate for the week is 1.35%).* There were no comments.

### **Review and Payment of the Bills**

Manager Rambo noted the General Fund bills total \$49,974.82. The Manager has withheld two bills; Cedar Grove Environmental and OAC Network Solutions for approval. The Cedar Grove bill is \$88. The Liquid Fuels Fund bills total \$3,464.82 and Solid Waste Fund bills total \$3,815.14. Vice-Chairman McCaffrey motioned to pay the bills with the exception of Cedar Grove because Vice-Chairman McCaffrey works at Cedar Grove and the OAC bill because Chairman Obernier works there. Chairman Obernier seconded the motion. Board members McCaffrey and Obernier voted aye.

### **Upcoming Meetings/Events**

- Open Space Review Board, Thursday, March 22, 2012 at 7:00 p.m.
- Planning Commission, Thursday, March 22, 2012 at 7:30 p.m.
- Easter Egg Hunt, Saturday, March 31, 2012 at 10:00 a.m.
- Board of Supervisors, Thursday, April 5, 2012 at 7:30 p.m.
- Historic Commission, Monday, April 9, 2012 at 7:30 p.m.
- Parks and Recreation Board, Tuesday, April 10, 2012 at 7:00 p.m.
- Municipal Authority, Thursday, April 12, 2012 at 7:30 p.m.
- Board of Supervisors, Thursday, April 19, 2012 at 7:30 p.m.

Sue Bowar questioned what the Agricultural Security Area is and Chairman Obernier and Manager Rambo gave a brief explanation.

### **Adjournment**

There being no further business before the Board, Vice-Chairman McCaffrey motioned to adjourn the meeting at 9:01 p.m. Chairman Obernier seconded the motion. Board Members McCaffrey and Obernier voted aye in favor of adjournment.

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