

**Meeting Minutes of May 19, 2011
Board of Supervisors**

Vice-Chairman Obernier called the West Brandywine Township (WBT) Board of Supervisors meeting of May 19, 2011 to order at 7:38 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 in attendance. Supervisor Carl S. Lindborg was absent because he had a work commitment. Also present were Ronald A. Rambo, Jr., Township Manager; Walter Werner, Chief of Police; Dale C. Barnett, Codes/Zoning Officer; and Thomas Eells, Public Works Director.

Acceptance of Minutes from Previous Meetings

May 5, 2011- Supervisor McCaffrey motioned to accept the meeting minutes of May 5, 2011, seconded by Vice-Chairman Obernier. Board members McCaffrey and Obernier voted aye.

Treasurer’s Report

Manager Rambo presented the Treasurer’s Report, balance as of the end of April.

General Fund	\$32,220.94	Construction Sweep Fund	\$1,182.32
Fire Appropriations Fund	\$64,310.14	State Liquid Fuel Fund	\$83,526.02
K-9 Rudy Fund	\$294.71	Operating Reserve Fund	\$522.39
Open Space Fund	\$230,482.11	Police Pension Fund	\$1,726,630.17
Solid Waste & Recycling	\$203,202.52	Non-Uniform Pension Fund	\$398,209.29
Capital Reserve Fund	\$81,062.96	Payroll Fund	\$3,152.86
Developer Escrow Fund\$	\$377,889.32		

Public Comments (*residents or representatives of taxpayers of the Township 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 correspondence from Franklin Township requesting support for the renewing of the State’s Growing Greener Program. Manager Rambo briefly explained the Growing Greener Program.

The WCCCC has forwarded the Township correspondence on the May 21, 2011 program they are sponsoring called “Local Government 201.” Vice-Chairman Obernier explained the May 21st program may be cancelled because there were only ten people signed up.

The Chester County Department of Community Development has forwarded the Township correspondence with regard to its continued participation in the Housing and Community Development Act of 1974 with the County.. At Manager Rambo’s recommendation, Supervisor McCaffrey motioned to participate in the hope of getting grant money, seconded by Vice-Chairman Obernier. Board members McCaffrey and Obernier voted aye.

Correspondence/Communications *Information to note*

The Township is in receipt of the County Planning Commission review letter of the Township’s proposed signage amendments. There were no comments.

PA DCED has forwarded the Township the Project Closeout Requirements for State Grant #C000034230 in the amount of \$15,000.00 as it pertains to the vehicle utilized for truck enforcement details. Manager Rambo explained the Chief is continuing to order the remaining tools and equipment for the vehicles. The Township will provide the state with an explanation of the \$15,000 use that was received from PA DCED.

The Township has been awarded a \$1,171.96 Grant for its participation in the County's Household Hazardous Waste Collection (HHWC) events in 2010 from PADEP. Manager Rambo noted this amount is 50% of the amount the Township puts out for its participation in the HHWC program.

The Chester County Department of Emergency Services is in the process of updating its emergency contact information as it pertains to the Township's Fire Marshal and/or Fire Official. Manager Rambo stated that Dale Barnett is listed as the Fire Inspector for the Township.

Thomas J. Anderson & Associates, Inc. has forwarded the Township information as it pertains to compliance with Act 51. Manager Rambo explained Act 51 pertains to officers killed in the line of duty. The Township needs to amend its current resolution to be in compliance.

Reports of Departments: Month of April unless otherwise noted.

Police Report: Presented by Chief Werner.

Criminal	5	Burglaries/Thefts	6	Total Complaints	555
Non Traffic	10	DOA's	1	Total hrs worked	1,278.8
Parking	10	Domestic/Disturbance	10	Overtime hrs	6.5
Traffic	132	Harassment	5	Fuel Used	641.4
Warnings	36	Premise Check	111	Total Miles Driven	5,854
Total Arrests	157	Susp. Cond/Vehs	7	Admin Hrs	168
Alarms	19	Vehicle Crashes	9	Court Hrs	30.5
Animal Calls	18	Vehicle Stops	140	Training Hrs	200.5
Assist other PD	14	All Other	215	Investigation Hrs	52.5

Public Works Department Report: Presented by Tom Eells, Public Works Director. Mr. Eells also noted work completed during the month. Supervisor McCaffrey asked if the Public Works Department could leave the wild flowers intact along the roadside when mowing.

Margie Walker of Wynnewood Drive asked if the Township does anything about poison ivy along the road. Tom Eells answered no; the Township is not licensed to spray anything.

Total man-hours	778	Miles traversed	2,158
Total Equipment hours	48	Total fuel gallons	572.40

Buildings/Codes/Fire Inspector Department Report: presented by Dale Barnett. Robert Hannah questioned the process to put a beauty parlor in a Township residence. Manager Rambo and Vice-Chairman Obernier explained the procedure for a home occupation.

Margie Walker noted an abandoned dwelling in her neighborhood and questioned who is responsible to maintain it. Dale Barnett stated his awareness of the situation noting that letters had been sent out to the property's owner. Discussion ensued.

Ed Pristernik of Fox Lane questioned if there is a property maintenance code and questioned how high the grass can be. Dale Barnett answered the property maintenance code states 12."

Supervisor McCaffrey asked for an update from the Township Manager regarding DEP's definition of farm burning. Manager Rambo stated the Township permits in its burning ordinance, the ancillary upkeep of farm properties; you can burn farm related materials as long as you do not burn recyclable materials, i.e. tires, plastics, etc. Discussion ensued.

Lori Petri Formica also questioned the definition of a farm. Supervisor McCaffrey explained the Township has an agricultural security area (ASA), technically if you are in the ASA you are protected from the typical nuisance activity that a homeowner might have with their neighbor, i.e. if you have an invasive species, the best thing to do would be to burn it. If you have a large amount of ground, you wouldn't want to carry it to a designated spot; this would be part of the normal farming activity. Dialog continued.

Building & Codes

Building Permits issued	39	CL Fees collected	\$1,000
Permit base fees collected	\$8,896.60	Inspections completed	22
Occupancy fees collected	\$500	Failed Inspections (FI)	2
U&O permits issued	0	Failed Inspections Fees collected	0
U&O permits issued cursory	14	Total fees collected	\$10,396.60
Contractor Licenses (CL) issued	25		

Fire Report:

Campfire/Recreational Permits 53

Wagontown Fire Company: Submitted by Captain Robert Yearsley and presented by Manager Rambo .

Fire

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

East Brandywine Fire Company: Submitted by Chief Edwards and presented by Manager Rambo.

Fire

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

Medical Assist

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

Martins Corner: There was no report submitted.

Reports of Organizations, Boards and Commissions

There was nobody in attendance from the Historical Commission. Manager Rambo noted from his understanding the Historical Commission is okay with the reconstruction of the Eck house and also with the relocation of the Gordon barn located on Route 322 to Dr. Ecks property.

There is nobody in attendance from the Parks and Recreation Board. Manager Rambo noted from his understanding they are working on the concert activity plan for Father's Day.

Manager Rambo, Secretary of the Planning Commission, noting the PC recommended rejection of two plans unless letters of extension were received. The letters were received and accepted at the last BoS meeting.

There was nobody in attendance from the Open Space Review Board. Manager Rambo will be meeting with Mr. Baldwin, his sister, and the Baldwin's attorney regarding the Baldwin tract conservation easement.

Municipal Authority Manager Rambo gave the report of the Municipal Authority noting they are addressing Mr. Keegan's concerns. The Authority will also be running the sewer line from in front of Guthriesville Tire north to

the Kimberwick spray irrigation system. Supervisor McCaffrey expressed that hopefully the entire Kimberwick sewer facility will be decommissioned and be open public ground for the community. The sewage will be diverted to the pump stations and go to the City of Coatesville.

Old Business

The Manager is finalizing the Safety Committee Policy, Medical Information Policy, PSATS CDL Program, and Guidance Policy for the Boards review and consideration. Vice-Chairman Obernier stated he read the drafts of the policies and is okay with them. The Manager requested that Supervisor's Lindborg and McCaffrey review the drafts for comment at the next BoS meeting.

The Manager continues the gathering of information on the cost to repair or reconstruct the Icedale Road bridges. Manager Rambo is awaiting information.

Newsletter articles are due on Linda Formica's desk by Friday, May 20, 2011. There were no comments.

At this time Vice-Chairman Obernier asked if there were any further questions for the Police, Codes, and Public Works Departments. There were none. The Police Chief, Code Officer, and Public Works Director were dismissed from the meeting.

Old Business from the Floor

There was no Old Business from the Floor.

Old Business from the Board

There was no Old Business from the Board.

New Business

The Manager will be meeting with Natasha Manbeck, Director of Transportation Services for the Chester County Planning Commission and representatives of PennDot to discuss a potential roundabout for the intersection of PA82, Reeceville Road and Cedar Knoll Road on Monday, May 23, 2011 at 2:00 p.m. Ed Pristernik, Ted Waltz, and Paul Gainor had questions or comments about the roundabout. Supervisor McCaffrey noted the area there has a strange rise; the roundabout would make it a safer intersection. Manager Rambo explained the State has specific guidelines; there may be safety grant funding money available. The Township may not have to put any money out for construction but would have to maintain it upon completion.

The Board of Supervisors will be meeting with the West Caln Township Supervisors to discuss the ambulance service being provided by Martins Corner on Monday, May 23, 2011 at 8:00 p.m. Ted Waltz asked if there are problems with Martins Corner Ambulance. Manager Rambo explained that West Caln BoS were initially approached by Martins Corner Fire Company; there is one line officer for the entire fire company. The BoS will know more after the meeting. The Township must provide ambulance service and also appoint the provider.

The Board of Supervisors to discuss the amendment of the definition of yard waste under Section 1-20 of the Township Code to state "The part of solid waste composed of grass clippings, leaves, garden and/or plant residue." Manager Rambo explained this so people can appropriately have their chimineas and fireplaces; the amendment will address a simple definition. Supervisor McCaffrey suggested the definition should state that agricultural entities be excluded from yard waste. Manager Rambo stated the current definition does not touch agricultural waste and stated that farmers are addressed under farm law as permitted by current law. Discussion ensued. Vice-Chairman Obernier was okay for Manager Rambo to prepare the amendment. Supervisor McCaffrey will review the definition so he feels comfortable with it.

New Business from the Floor and from the Board

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

Ordinances and Resolutions

Resolution #04-2011; support of the State's Growing Greener Program and Resolution #05-2011; compliance with Act 51 for a killed-in-service benefit for police officers. Supervisor McCaffrey motioned to approve both

Resolutions #04-2011 and #05-2011 as noted above, seconded by Vice-Chairman Obernier. Board members McCaffrey and Obernier voted aye.

Public Comments (residents or representatives of taxpayers of the Township requesting to be on agenda)
Alisa Pristernik prepared and read a statement out loud regarding the conduct of the BoS during the last Board meeting. The letter is on file. The following people also commented; Ed Pristernik, Lori Petri Formica, Frank Keegan, Kathy Franciscus, and Ted Waltz. Discussion ensued regarding conduct and respect.

Developer Presentations

There were none.

Open Issues Before the Township

The Township Engineer and Manager continue their work on updating the Township's Act Plan. Manager Rambo gave an update noting that a survey, required by DEP, is being mailed out to people that are in the designated area for public sewer, i.e., Indian Run Village, parts of Route 82 and Route 340, where public sewer is anticipated in 15 to 20 years.

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

The Township Manager is working to complete the Airport Hazard Zoning District Overlay. Manager Rambo updated the BoS regarding the Airport Hazard Zoning District Overlay.

General Obligation Note

(Emmaus Bond Pool Adjustable Rate Bond for the Twp. and Public Works Facility/Park Construction: interest rate for the week is 2.15%). There were no comments.

Review and Payment of the Bills

Manager Rambo noted the General Fund bills total \$68,298.62, of which there is a bill for OAC Network Solutions, Solid Waste Fund bills total \$26,882.59, and the Liquid Fuels Fund bills total \$693.29. Supervisor McCaffrey inquired about the Fire Appropriations Tax. Frank Keegan and Ted Waltz asked questions about fire hydrant placement and service charges. Discussion ensued. Supervisor McCaffrey stated he reviewed the bills, found them acceptable, and motioned payment of all bills except for the OAC Network Solutions bill. Vice-Chairman Obernier seconded the motion. Board members McCaffrey and Obernier voted aye.

Upcoming Meetings/Events

- Special meeting with West Caln Township Board of Supervisors, Monday, May 23, 2011 at 8:00 p.m. at West Brandywine Township.
- Conditional Use Hearing, Wednesday, May 25, 2011 at 7:00 p.m. for Hide-Away Farms.
- Open Space Review Board meeting, Thursday, May 26, 2011 at 7:00 p.m.
- Planning Commission meeting, Thursday, May 26, 2011 at 7:30 p.m.
- Board of Supervisors meeting, Thursday, June 2, 2011 at 7:30 p.m.
- Municipal Authority meeting, Thursday, June 9, 2011 at 7:30 p.m.
- Historic Commission meeting, Monday, June 13, 2011 at 7:30 p.m.
- Parks and Recreation Board meeting, Tuesday, June 14, 2011 at 7:00 p.m.
- Board of Supervisors meeting, Thursday, June 16, 2011 at 7:30 p.m.

Adjournment

There being no further business before the Board, Supervisor McCaffrey motioned to adjourn the meeting at 9:10 p.m. Vice-Chairman Obernier seconded the motion. Board Members McCaffrey and Obernier voted aye in favor of adjournment.

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