

Meeting Minutes of October 20, 2011
Board of Supervisors

Chairman Lindborg called the West Brandywine Township (WBT) Board of Supervisors meeting of October 20, 2011 to order at 7:32 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 Thomas J. McCaffrey were in attendance and that Supervisor Josef G. Obernier, Sr. was absent due to personal business. Also present were Ronald A. Rambo, Jr., Township Manager, Thomas Eells, Public Works Director, and Walt Werner, Chief of Police.

Acceptance of Minutes from Previous Meetings

The October 6, 2011 meeting minutes were tabled until all Board Members are in attendance.

Treasurer's Report

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

General Fund	\$246,214.00	State Liquid Fuel Fund	\$82,822.17
Fire Appropriations Fund	\$23,590.00	Revolving Reserve Fund	\$21,593.58
K-9 Rudy Fund	\$294.71	Police Pension Fund	\$1,502,838
Open Space Fund	\$528,129.60	Non-Uniform Pension Fund	\$326,507
Solid Waste & Recycling	\$29,813.56	Payroll Fund	\$581.31
Capital Reserve Fund	\$15,019.80	Operating Reserve Fund	\$10,013.20
Developer Escrow Fund	\$375,342.24		

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

Kim Esworthy is in attendance to discuss the traffic flow problems at 82 & 322. Ms. Esworthy was not in attendance but Supervisor McCaffrey stated that after emailing back and forth with Ms. Esworthy, her suggestion for the intersection is to look into the possibility of having the intersection as three phases; stopping the traffic north on Route 82 and have south traffic continue, then have the north traffic go after you stop the south traffic, and then have the Route 322 traffic go. Manager Rambo stated the State previously did a traffic study at the Township's request to determine if that would make a difference. As a result of their study the time periods would be extended through all sequences and basically would make it longer than it is now to get through. Jeff Grossman commented about the back-ups that had occurred at the Route 322/Route 10 intersection when they tried the same approach. Tom Eells stated he spoke with Mr. Lutz from PennDot about the traffic study. Mr. Lutz indicated the changes the Township was considering would cause the lines to double throughout the day. Supervisor McCaffrey would like the information from PennDot so that he could forward it onto Ms. Esworthy. Steve Jakatt voiced he is opposed having just one side on Route 82 go at a time. Chairman Lindborg stated the only good solution would be additional lanes, but that is not feasible.

Tom Ives is in attendance to discuss the Hide-Away, Lot 60, Conditional Use Application and the use of the barn. Bob Marshall, from Fox and Roach, is in attendance representing Tom Ives. Mr. Marshall provided a background of the proposed project, noted the neighbor's concerns, presented a packet of pictures for the Board's review and answered the Board's inquiries. Supervisor McCaffrey expressed that he would like the farmhouse to stay the way it is and isn't in agreement with allowing additional development on ground that wasn't approved when the original deal was made. Steve Jakatt, Planning Commission (PC), expressed that Mr. Ives presented what he wanted to do, having four units. The PC talked it over and although they didn't like it, they agreed that at least it saves a historic resource; if this is going to be reduced to two units, even better. Barry Parsons, Historic

Commission (HC), stated he couldn't speak for the HC agreed with the PC. Dialog continued. Jeff Grossman and Elizabeth Zanowiak also commented. Chairman Lindborg stated that the applicant met with representatives of the homeowners association. The homeowners association representatives voiced displeasure with the original plan that contained four units in the barn. Mr. Ives came back and proposed a new plan showing only two units in the barn, and representatives of the homeowners association were unanimously were in favor agreeing that this would be a benefit for their community, a preservation of historic resources, and the ten acres are still intact. Supervisor McCaffrey stated his personal opinion is to say no, but because of the homeowners that live around it, the opinions of the PC and HC, he will be okay with the proposed plan. Manager Rambo will consult with Mr. Ives and draw up a draft opinion and order.

Ted and Dawn Knepp and Jonathan Howe are in attendance to talk to the Board of Supervisors with regard to a land swap with the Township. Manager Rambo explained the Knepp's want to do a land swap so they can have the proper frontage to make two farmettes. The Knepp's and Howe's were not in attendance so the BoS moved on.

Correspondence/Communications Information to act upon

The Township is in receipt of the 2012 Chester County Historic Preservation Network Membership Form. Manager Rambo noted the Township will join the Chester County Historic Preservation Network.

Thomas J. Anderson & Associates, Inc. has forwarded the Township a resolution to consider with regard to the Elimination/Reduction of Member's Contributions for the Police Pension Plan as well as an updated resolution to bring the current Police Pension Plan in compliance with the current contract. Manager Rambo requested the BoS be prepared to discuss these items at the next meeting. Supervisor McCaffrey motioned to table the resolution, seconded by Chairman Lindborg. Board members McCaffrey and Lindborg voted aye.

The Chester County Tax Claim Bureau has forwarded the Township an Authorization Form to approve and sign as it relates to homes that have been removed, demolished, or destroyed as a result of a fire. Supervisor McCaffrey motioned to approve and sign the authorization form for the homes that have been removed, demolished, or destroyed by fire, based on the Codes Officer inspecting those sites. Chairman Lindborg seconded the motion. Board members McCaffrey and Lindborg voted aye.

The Chester County Commissioners has forwarded the Township information as it pertains to an intergovernmental cooperation agreement for a Joint Emergency Operations Plan. Manager Rambo stated this is to assist each other as these past storms have occurred.

The Township Engineer has forwarded the Township a completed MS4 Permit Extension Request Form for signing. Manager Rambo stated he will submit this along with the \$500 application fee. Ms. Zanowiak requested an explanation of the MS4. Manager Rambo briefly explained.

Shane Johnson of Prout Drive has forwarded the Township an email with regard to volunteering on the Parks & Recreation Board. Manager Rambo will contact Mr. Johnson to see if he would like to meet prior to the next BoS meeting.

Correspondence/Communications Information to note

John E. Good, Esquire has forwarded the Township correspondence noting that the proposed AQUA, PA agreements are in order for the establishment of escrows for the water tank project. Manager Rambo stated this information should be available at the next BoS meeting.

The Township is in receipt of information pertaining to the Pennsylvania anti-idling law. Manager Rambo stated this information will be posted on the website; it pertains to large diesel trucks sitting idling for more than five minutes. Supervisor McCaffrey asked if this applies to school buses. The Manager stated it applies to anything with a diesel engine over a certain gross vehicle weight rating (GVWR).

Thomas J. Anderson & Associates, Inc. has forwarded the Township the 2011 State Aid Allocation and MMO information. There were no comments.

Thomas J. Anderson & Associates, Inc. has forwarded the Township their annual Act 44 Disclosure Form for review. This states that Thomas Anderson has no employees working for the Township.

The Chester County Agricultural Land Preservation Board has forwarded the Township the implementation process for its Seven Year review of its ASA. Manager Rambo is working on this.

The Township has received notification from the County Department of Emergency Services that the first nationwide test of the Emergency Alert System will take place on Wednesday, November 9, 2011 at 2:00 p.m. EST. Manager Rambo noted this will be placed on the Township's website.

Reports of Departments: Month of September unless otherwise noted.

Police Report: Presented by Chief Werner.

Criminal	4	Burglaries/Thefts	3	Total Complaints	549
Non Traffic	5	DOA's	3	Total hrs worked	1278
Parking	3	Domestic/Disturbance	17	Overtime hrs	46
Traffic	136	Harassment	3	Fuel Used	577.5
Warnings	31	Premise Check	101	Total Miles Driven	5591
Total Arrests	148	Susp. Cond/Vehs	12	Admin Hrs	163
Alarms	16	Vehicle Crashes	14	Court Hrs	20
Animal Calls	13	Vehicle Stops	144	Training Hrs	165.5
Assist other PD	10	All Other	213	Investigation Hrs	121

Public Works Department Report: Presented by Tom Eells, Public Works Director. Mr. Eells also noted work completed during the month.

Total man-hours	841.5	Miles traversed	2,729
Total Equipment hours	94.8	Total fuel gallons	939.80

Buildings/Codes/Fire Inspector Department Report: submitted by Dale Barnett and presented by Manager Rambo.

Building & Codes

Building Permits issued	16	CL Fees collected	\$440.00
Permit base fees collected	\$2,888.00	Inspections completed	33
Occupancy fees collected	\$100	Failed Inspections (FI)	5
U&O permits issued	0	Failed Inspections Fees collected	0
U&O permits issued cursory	14	Total fees collected	\$3,428
Contractor Licenses (CL) issued	11		

Fire Report:

Campfire/Recreational Permits	21	Code Violations	1
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East Brandywine Fire Company: Presented by Deputy Chief Edwards.

Fire

Number of calls dispatched into WBT	12	Initial dispatch into WBT	12
Second dispatch into WBT		Number of calls scratched	-

Medical Assist

Number of calls dispatched into WBT	11	Initial dispatch into WBT	11
Second dispatch into WBT	-	Number of calls scratched	2

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

Fire

Number of calls dispatched into WBT	5	Initial dispatch into WBT	5
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	-

Martins Corner: Submitted by Chief Dan Metzler.

Fire

Number of calls dispatched into WBT	2	Initial dispatch into WBT	2
Second dispatch into WBT	-	Number of calls scratched	0

Westwood Ambulance: Submitted and presented by John Sly.

Ambulance - Types of calls dispatched into WBT

Medical	32	CPR	1
Vehicle Accident	6	Fall	15
Water Rescue	1	Freedom Village Calls	27
Assault	1	Total # of Calls	57
Fire	1	Average Response Time (dispatch to on scene)	8 minutes

Reports of Organizations, Boards and Commissions

Barry Parsons from the Historical Commission presented their report. Discussion ensued regarding the Gudal property; Mr. Parsons stated the Historical Commission didn't take any action because they didn't see the current set of plans. Steve Jakatt gave the report of the Planning Commission noting that the PC recommended approval of Harlan Corporation based on clean review letters, escrows, etc. No one from the Parks and Recreation Board was present. Municipal Authority Manager Rambo summarized progress to date on the Authority project.

Old Business

The Public Works Director continues the gathering of information on the cost to repair or reconstruct the Icedale Road bridges. There were no comments.

The Manager continues the preparation of information necessary to ad parcels to the Township's Agricultural Security Area. There were no comments.

The Manager and Zoning Officer continue their review of the Zoning Ordinance as it pertains to areas that permit the operation of roadside stands. There were no comments.

The Manager continues the preparation of the proposed 2012 budgets for distribution to the Board of Supervisors. There were no comments.

Old Business from the Floor

There was no Old Business from the Floor.

Old Business from the Board

Supervisor McCaffrey requested an update regarding a letter to the Department of Agriculture concerning the regulations placed on farms for burning. Manager Rambo will send out the requested letter.

New Business

The Township held its first meeting to discuss updating its EOP for submission to the Chester County Department of Emergency Services. There were no comments.

The Township has mailed the Fall edition of the newsletter. There were no comments.

The Board of Supervisors is in receipt of a copy of the draft proposed amendments to the Township's lighting section of the Subdivision and Land Development Ordinance. The Manager requested the BoS review the amendments for future discussion.

New Business from the Floor

Bill Webb questioned when and why the meetings started being recorded. Supervisor McCaffrey explained the meeting is not being recorded by the Township. Vice-Chairman Obernier is doing this himself trying to see if the Township meetings can be put onto the Web for residents to view without any cost to the Township. Both Supervisor McCaffrey and Chairman Lindborg voiced concern that this could potentially intimidate people from attending the meetings or they won't express themselves. Further discussion ensued.

Jeff Grossman requested that special meeting notices be placed on the website. Manager Rambo noted this information is on the website and on the agendas. Supervisor McCaffrey suggested that a section for advertised notices be placed on the website. Jeff Grossman also asked about posting open space with regard to hunting.

Elizabeth Zanowiak voiced concern regarding the Township's leaf vacuum service. Manager Rambo will look into the matter with the Public Works Director. Ms. Zanowiak also voiced concern about hiring illegal aliens. Manager Rambo noted that the Township does not hire illegal aliens. Ms. Zanowiak differed as she noted the trash hauler uses illegal aliens. Manager Rambo noted that the Township bids out for a trash hauler and does not hire their employees. Ms. Zanowiak also expressed ideas about saving the Township money by not getting magazines, buying water, etc.

New Business from the Board

There was no New Business from the Board.

Ordinances and Resolutions

There were no Ordinances or Resolutions.

Public Comments and Developer Presentations

There were no Public Comments or Developer Presentations.

Open Issues Before the Township

The Township Engineer and Manager continue their work on updating the Township's Act 537 Plan.

There were no comments.

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.

There were no comments.

The Township is looking for a volunteer to fill a vacancy on the Historic Commission.

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 1.65%). There were no comments.

Review and Payment of the Bills

Manager Rambo noted the General Fund bills total \$168,504.13, the Fire Appropriations Fund bills total \$2,155.79, Solid Waste Fund bills total \$29,177.32, and the Liquid Fuels Fund bills total \$3,528.79. Manager Rambo noted \$119,000 of the General Fund bills is for the yearly MMO contribution to the police pension plan.

Supervisor McCaffrey stated he reviewed the bills, found them satisfactory, and motioned payment, seconded by Chairman Lindborg. Board members McCaffrey and Lindborg voted aye.

Upcoming Meetings/Events

- Open Space Review Board, Thursday, October 27, 2011 at 7:00 p.m.
- Planning Commission, Thursday, October 27, 2011 at 7:30 p.m.
- Halloween, Trick or Treat, Monday, October 31, 2011 from 6:00 p.m. to 8:00 p.m.
- Board of Supervisors, Thursday, November 3, 2011 at 7:30 p.m.
- Parks and Recreation Board, Tuesday, November 8, 2011 at 7:00 p.m.
- Municipal Authority, Wednesday, November 9, 2011 at 7:30 p.m.
- Historic Commission, Monday, November 14, 2011 at 7:30 p.m.
- Board of Supervisors, Thursday, November 17, 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. Chairman Lindborg seconded the motion. Board Members McCaffrey and Lindborg voted aye in favor of adjournment.

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