

Meeting Minutes of March 1, 2007 Board of Supervisors

Chairman McCaffrey called the Board of Supervisors Meeting of March 1, 2007 to order at 7:30 p.m. Roll call of the Board of Supervisors (BoS) by the Township Manager noted Chairman Thomas J. McCaffrey, Vice-Chairman Carl S. Lindborg and Supervisor Josef G. Obernier, Sr. in attendance. The following individuals were present to represent the various departments: Ronald A. Rambo, Jr. [Twp. Mgr./Sec./Treas.], Walter Werner [Chief of Police], and Thomas Eells [Director of Public Works].

Acceptance of Minutes from Previous Meetings

February 1, 2007 and February 15, 2007. Vice-Chairman Lindborg motioned to accept the minutes of February 1st and February 15th, Chairman McCaffrey seconded the motion. Board Members Lindborg, and McCaffrey voted aye. Supervisor Obernier abstained because he was not in attendance at either of those meetings.

Presentation by Township Open Space Review Board

Classification of Open Space within the Township. John Cassels of the Open Space Review Board was in attendance to give the BoS a preview of what their open space priorities plan is expected to look like. This plan is built on the Comp Plan. John gave a brief synopsis of their plan noting that one thing they had to do in order to comply with Act 153 is to do an evaluation of property and prioritize it. To implement this plan, there are a few immediate actions and a few long-term actions they would like to propose. The immediate action items they would like to consider are: 1. Contacting current landowners that have expressed interest in a program, such as the Henderson's, The City of Coatesville, etc., 2. Consider retaining a professional land appraisal services. 3. Consider contacting county and state agencies that hold land in WBT and explore options regarding trail easements. 4. Consider retaining professional land preservation services to help facilitate future acquisitions. Long term action items: 1. Consider an open space outreach program. 2. Consider an open house by invitation only for the top priority properties. 3. Consider entering into agreements or accept donations from land owners, and consider development of township trails, by developing a plan to define trail network specifications. Chairman McCaffrey suggested that equestrian trails be included on greenways as well.

Chairman McCaffrey noted that the colors on the map make no distinction about the significant mass of property, e.g. agricultural areas, etc., Chairman McCaffrey stated that he likes the approach, but it seems independent that it doesn't dovetail into the protection and listing of natural resources. John Cassels stated that there is a ranking just for natural resources.

Chairman McCaffrey would like to have extra consideration for someone that actually wants to participate. John Cassels explained that is included in the text. Vice-Chairman Lindborg noted his understanding is that this plan would give them a base line to go by and is not set in stone.

Chairman McCaffrey asked if there is a mailing list to mail information to people that own large parcels and suggested that something be presented to the large parcel owners to not just build on their land, to sell a plan for it. John Cassels stated they could send out a brochure.

Supervisor Obernier suggested that some of this information e.g., trails and greenways evaluation criteria, farmland preservation, etc., be included in the Township newsletter. Chairman McCaffrey agreed to put it in the newsletter without too much detail; to present it in an overall view so that people that are not high on the list are not discouraged. Vice-Chairman Lindborg also stated that it should be made very clear that this is voluntary. Chairman McCaffrey thanked the Open Space Review Board for putting all the information together and noted that their efforts are very much appreciated.

Correspondence/Communications *Information to act upon*

The Township is in receipt of the final version of the Opinion and Order and layout Exhibit for the proposed Pulte 55+ Community for signing consideration. Manager Rambo noted that the time clock for the rendering of the Opinion and Order runs out this evening. The BoS tabled it at the last meeting so that the appropriate layout exhibits could be placed within it, which they have been. Vice-Chairman Lindborg motioned that they issue the Opinion and Order for the Pulte 55+ Community application to the Township dated December 2005. Chairman McCaffrey seconded the motion. Board Members Lindborg, McCaffrey and Obernier voted aye. Manager Rambo noted that the BoS is signing the Opinion and Order tonight, but not signing Exhibit C.

The Township is in receipt of a revised Inter-Municipal Sewer Agreement for the proposed Pulte 55+ Project for signing consideration. Manager Rambo recommended that the BoS table this item until all open issues have been addressed. Chairman McCaffrey motioned to table the Inter-Municipal Sewer Agreement. Vice-Chairman Lindborg seconded the motion. Board Members McCaffrey, Lindborg and Obernier voted aye.

The Township is in receipt of an Animal Control Agreement from the SPCA for 2007. Manager Rambo noted that Chief Werner has obtained a revised contract for a ten month period as requested by the BoS for a cost of \$3,180.00. Supervisor Obernier noted the original issue was the SPCA's reporting practices to WBT. Short term and long term the Township's alternative is less expensive, Supervisor Obernier would like to try using the alternative for ten months. Manager Rambo and Chief Werner had prepared a spreadsheet with comparison pricing at a previous BoS meeting. Chairman McCaffrey felt that they would have the expense to purchase equipment if they utilize a Township Police Officer.

Vice-Chairman Lindborg explained that the way the SPCA explained it to him; the Township would get a report for the services the Township pays for. The Cruelty Act of the SPCA's mandate has nothing to do with whether the Township contracts with the SPCA or not. Supervisor Obernier stated his point is that when the SPCA comes into WBT and are providing a full range of services, they don't let our Police Department know when there is a problem. Chairman McCaffrey felt that Supervisor Obernier had a valid point, if the Township is paying the SPCA for other services, why can't they send a report for something that is available by subpoena anyway. Further discussion ensued.

Vice-Chairman Lindborg didn't feel it would be a good idea to utilize their highly trained professional police personnel and in some ways exposing him to the possibility of being hurt. Also, if he gets called out for animal control after his regular shift, he would be making overtime wages; that is why the BoS didn't go with the City of Coatesville's proposal. Chairman McCaffrey suggested if may be feasible for the Township to hire another part-time individual.

Supervisor Obernier wanted to clarify what Vice-Chairman Lindborg stated, that the SPCA is going to report to WBT all of the time that they spent working in WBT. Vice-Chairman Lindborg answered no; they would give the Township reports related to the contract. The BoS would like to ask the SPCA for the following information; how much time the SPCA spends in WBT and what time of day people typically call in for services, that way the BoS can analyze and evaluate the true cost of their services. Vice-Chairman Lindborg motioned that taking into consideration the issues that were discussed, that they enter into the SPCA animal control agreement for the remainder of 2007 for the cost of \$3,180.00. Chairman McCaffrey seconded the motion. Board Members Lindborg, McCaffrey and Obernier voted aye.

Signing of Tri-Party Maintenance Agreement for the Glenmoore Veterinary Project, which has recently been completed. Manager Rambo noted everything has been completed and recommended that the BoS sign the agreement. Vice-Chairman Lindborg motioned to sign the Tri-Party Maintenance Agreement. Supervisor Obernier seconded the motion. Board Members Lindborg, Obernier and McCaffrey voted aye.

The Township is in receipt of a letter of resignation from Terry Ruhnke. Vice-Chairman Lindborg motioned to accept Terry's letter of resignation as well as write a letter of recommendation. Chairman McCaffrey seconded the motion. Board Members Lindborg, McCaffrey and Obernier voted aye. Discussion ensued regarding whether to place an ad on the Internet versus the local newspaper. An ad will be placed in the Daily Local Newspaper.

The Township is in receipt of correspondence from the County Parks and Recreation Department requesting exoneration from the Township's Fire Appropriations Tax on their recreation and open space properties within the Township and the removal of the 2006 tax liens that have been filed. The BoS consensus was that they were okay with the exoneration, but they would like the County to consider granting the Township trail easements in the future. Chairman McCaffrey motioned to exonerate the County and to ask for some reciprocal agreement. Supervisor Obernier seconded the motion. Board Members Lindborg, Obernier and McCaffrey voted aye.

Correspondence/Communications *Information to Note*

John Snook has provided the Township with proposed zoning modifications to the Open Space Design Option for the Board's review. Manager Rambo recommended that the BoS move forward on this and suggested that he and Jim MacCombie review it and put it in a final format. The BoS concurred. Manager Rambo will also contact John Snook.

The Township is in receipt of correspondence from Troop 116 of Hibernia United Church commending Scout Arthur H. Pagenkemper III for achieving the rank of Eagle Scout. Manager Rambo will send a plaque along with a letter from the BoS for Arthur's ceremony.

The Chester County Association of Township Officials is seeking nominations of individuals to act as County voting delegates to the annual PSATS State Convention in April. Supervisor Obernier recommended to dedicate Manager Rambo to act as a County voting delegate. Vice-Chairman Lindborg agreed with Supervisor Obernier. Chairman McCaffrey was not sure that they could have a non-elected person. Manager Rambo will address the issue.

URS has provided the Township correspondence with regard to the Township's review and consideration of the PAWC Act 537 Plan update currently underway. Manager Rambo recommended for the BoS to pass a resolution for the PAWC Act 537 Plan. URS is the consulting firm that prepared the document.

Old Business

The Township Manager continues to finalize the Ordinance on the Technical Specifications for Traffic Control Signalization prepared by McMahon Associates, Inc. to be adopted as a stand-alone ordinance. There were no comments.

The Township Engineer and Manager continue to update the Township's ACT 537 Plan for presentation to the Board. There were no comments.

The Township will continue to host meetings regarding COG's (Council of Governments) on the second Thursday of each month at 11:00 a.m. Manager Rambo noted this group meeting is a spin-off from the Verizon meetings; they are looking at what is available through cooperation and joint efforts.

Old Business from the Floor

There was no Old Business from the Floor.

Old Business from the Board

Manager Rambo asked Jeff Chalfant if they heard from Giant with regard to sponsoring the scoreboard. Jeff Chalfant answered no; he will wait until Monday and then give them a call. Giant requested verification that they would be the lifetime sponsor of the scoreboard. Manager Rambo answered yes. The scoreboard cost is \$4,650 with the sponsor board and \$3,200 without the sponsor board. Discussion ensued regarding sponsorship panels and advertisement. If Giant doesn't sponsor the scoreboard the BoS would like to have blank sponsor board panels ordered for available advertisement space.

Supervisor Obernier noted that he and Jim MacCombie spoke a few days ago about the traffic light at the intersection of North Brandywine and Brandywine Hospital. Jim MacCombie stated that the BoS is aware that Caln Township has requested WBT participate in sharing the operation/maintenance costs in the recently installed traffic light at the North Brandywine Middle School and Brandywine Hospital emergency entrance; because of its location it should have been approved by WBT.

Supervisor Obernier noted that CASD is looking to make changes at North Brandywine; they may end up divesting themselves of Friendship School. With the desire for the school district to do some development and expansion at North Brandywine, perhaps they may want to look at closing down the half moon driveway that comes out on Reeceville. It was explained by Supervisor Obernier that the Township line goes down Reeceville Road from that intersection of the Junior High down to almost the by-pass. Caln Township has already voted down to accept the roadway from PennDot. WBT is precluded from making any roadway alterations between the light and the by-pass. Supervisor Obernier noted if the BoS wants to look into widening Reeceville between Hurley Road and this intersection, should they become partners on the traffic light or not.

Jim MacCombie stated his personal opinion is that if WBT is currently not the responsible permittee for the light he wouldn't volunteer to be co-permittee of the traffic light. Chairman McCaffrey felt the BoS should send a letter denoting that they would like to be included in these things, then they would consider being co-permittee and support the light. Jim MacCombie noted the other issue they looked at was whether this intersection warranted a traffic signal. Discussion ensued. Jim MacCombie stated his concern is whether the traffic light was warranted. If the BoS doesn't have a problem with it there is no issue, if the BoS wants to have it re-timed or re-considered, then they need to contact PennDot.

Chairman McCaffrey asked if they would be able to relocate the light to Hurley Road for instance if a study shows it would be more effective there and they were co-permittee's on the traffic light.

Supervisor Obernier noted that Brandywine Hospital is planning on putting a light at Fisherville Road where you exit the by-pass and put in a new road across the farmland to the hospital. To sum this up, the school district is going to be doing development work. Caln Township does not want to take over Reeceville from the by-pass; that precludes WBT from doing anything there. WBT does not have any obligation for the traffic light at the school. As things stand however, to aid resident's of WBT and motorists in general this light needs timing alteration.

Vice-Chairman Lindborg noted the major traffic problem is Hurley and Reeceville Road. Manager Rambo noted there is a capital improvement plan in Act 209 for that intersection. Jim MacCombie stated that projects must be presented before PennDot's Board; you have to seek approval from the County, who evaluates and prioritizes which projects will have the best benefit to the community. They are looking for 100% participation from the municipalities in this area.

Supervisor Obernier noted he wouldn't mind paying half of the electric for the traffic light as long as it met certain criteria; it must be LED as well as have optical control. If they were willing to make those two changes, he would be willing to participate in paying for part of the electric whether they are co-permittee's or not. Chairman McCaffrey pointed out the BoS needs to pass the traffic light regulation ordinance. The BoS agreed to have Manager Rambo meet with PennDot.

Jim MacCombie gave a brief overview of MS4 Stormwater Management with regards to compliance, having a stand-alone ordinance, and advertising in the newsletter and public education. Manager Rambo noted that he and Jim had a very fruitful meeting with DEP regarding Stormwater Management. Further discussion ensued.

Ordinances and Resolutions

Resolution # 03-07: widening of the Route 30 By-Pass. Supervisor Obernier motioned to adopt Resolution #03-07. Vice-Chairman Lindborg seconded the motion. Board Members Obernier, Lindborg and McCaffrey voted aye.

New Business

Recommendations of the Township Planning Commission. Manager Rambo noted there were no subdivision recommendations. John Cassels stated that the Planning Commission has "no comment" regarding the PAWC Act 537 plan, as explained in the Planning Commission's letter dated February 28, 2007. The Planning Commission understands that the Township is in the process of doing its own Act 537 plan which needs to be approved by DEP. The Planning Commission recommends that the BoS consider "land application" in that Act 537. Chairman McCaffrey felt that they should ask PAWC to ask for a percentage of any new contributions to have land application.

Recommendations with regard to the award of bids for the Public Works Facility. Manager Rambo noted the bids were opened on January 16, 2007 in which they have until March 16, 2007 to award to the bid. Manager Rambo recommended that the bid award be tabled until the March 15, 2007 BoS meeting. Manager Rambo will talk to Senator Rafferty with regard to our DCED application in which the Township is asking for \$525,000. Vice-Chairman Lindborg motioned to table the bid award. Supervisor Obernier seconded the motion. Board Members Lindborg, Obernier and McCaffrey voted aye.

The Board of Supervisors and Manager will be reviewing and working on updates to the Non-Uniform Personnel Manual. There were no comments.

New Business from the Floor/Board

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

Public Comments

There were no Public Comments.

Open Issues Before the Township

The Township continues to seek volunteers to serve on the Building Appeals Board and the Parks and Recreation Board. There were no comments.

The Township has received information from Caln Township with regard to the traffic signal at the hospital/school entrance and it is under review by Township representatives. This item was previously discussed in the meeting.

General Obligation Note (Adjustable Rate Loan based on Harrisburg Bond for the Facility/Park Construction) Interest rate for the week is 4.0%.

Review and Payment of the bills.

Review and Payment of the General Fund (\$72,835.59), Liquid Fuel (\$14,872.92) and the Solid Waste Fund (\$26,752.08). Vice-Chairman Lindborg has reviewed the bills and motioned to approve them. Supervisor Obernier also reviewed the invoices, found them in order, and seconded the motion. Board Members Lindborg, Obernier and McCaffrey voted aye.

Upcoming Meetings/Events

- Open Space Review Board meeting, Thursday, March 8, 2007 at 7:00 p.m.
- Municipal Authority meeting, Thursday, March 8, 2007 at 7:30 p.m.
- Historic Commission meeting, Monday, March 12, 2007 at 7:30 p.m.
- Parks and Recreation Board meeting, Tuesday, March 13, 2007 at 7:00 p.m.
- Board of Supervisors meeting, Thursday, March 15, 2007 at 7:30 p.m.
- Planning Commission meeting, Thursday, March 22, 2007 at 7:30 p.m.

The BoS are to attend the Historic Commission meeting on Monday, March 12, 2007.

Adjournment

There being no further business before the Board, Vice-Chairman Lindborg motioned to adjourn the meeting at 9:45 p.m. Supervisor Obernier seconded the motion. Board Members Lindborg, Obernier and McCaffrey voted aye.

Ronald A. Rambo, Jr.

Township Manager/Secretary/Treasurer