

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING
STOKES ASSEMBLY HALL, 1039 WILMINGTON PIKE
November 19, 2007, 7:30Pm

In attendance were Supervisors Chair Carol R. De Wolf, Vice Chair Thomas A. Foster, and Charles P. Barber Police Commissioner; Township Manager Robert Layman; Westtown-East Goshen Police Chief John M. Dumond; Township Solicitor Robert F. Adams; and Township Planning Commission Member Chair Kevin Flynn. There were forty-four guests in attendance.

I. Call to Order.

As there was a quorum present Chair Carol De Wolf called the meeting to order at 7:37 PM and led those present in the pledge of allegiance to the flag.

II. Approval of Minutes (November 5, 2007 Regular Meeting).

Mr. Foster made a motion, seconded by Mr. Barber, to approve the minutes of the November 5, regular meeting. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the minutes as presented.

III. Departmental Reports.

A. Westtown-East Goshen Police Chief – John M. Dumond.

Chief Dumond reviewed the October Police Report. He stated that a suspect was apprehended in Lancaster County within 24 hours of a robbery at the M & T Bank in East Goshen. He commended the patrol officers and detectives who were involved in the investigation.

Chief Dumond announced that Officer Larry Finn is resigning from the Westtown-East Goshen Police Department. He presented Officer Finn with a plaque recognizing his twenty-two years of service on the police force. Chief Dumond stated that Officer Finn has two outstanding qualities; his fairness and the treatment and respect he gave to everyone with whom he came in contact. Officer Finn served as a platoon commander, fire arms instructor and Dare instructor while on the police force. Chief Dumond stated that Officer Finn will be greatly missed. Officer Finn thanked everyone who was attending the ceremony. He stated that when he was interviewed by Mr. Scipione and Chief McIntyre he was advised that this was a gentleman's police department. Officer Finn stated that he has tried to uphold to that commitment during his time on the force. He also stated that it has been a pleasure working here as he felt that he was part of a family. He thanked Chief Dumond, his fellow officers, the office staff and the Police Commission for always being there for the Department. He stated he will miss them all.

B. Township Solicitor – Robert Adams.

1. Conditional Use Hearing – Exxon/Juna, Inc.

Ms. DeWolf advised those present that the Hearing for Exxon/Juna had been continued from November 5, 2007 to this evening. Mr. Adams stated that the applicant has been out of the county for two months and at the request of the applicant's counsel the Hearing would be opened and the record closed for this evening, The Hearing will be continued to the Board of Supervisors December 3, 2007 meeting. Mr. Adams opened the Hearing (Transcripts, when completed, available at the Township Office).

2. Conditional Use Hearing – Presby Homes.

Mr. Adams stated that he would open the hearing and continue the hearing to November 26, 2007 at 7:00Pm and November 27, 2007 at 8:30Pm. No testimony would be presented this evening. (Transcripts available, when completed, at the Township Office).

C. Planning Commission – Kevin Flynn.

Mr. Flynn reported on the November 7, 2007 Planning Commission meeting. He stated that the Commission reviewed the Crebilly Conditional Use plan for a flexible development on 64 acres on S. New Street. He stated that the Commission has some concerns with the southern portion of the tract which is in a flood plain and questions relating to how sanitary sewer will be provided for the property. Mr. Flynn stated that this may be a gated community and questioned if the Board had any concerns about this. He stated as this tract is separate from the proposed Special Use Overlay district the Commission has questions as to who would be responsible for the cost of any traffic improvements for the development. One of the traffic improvements the Commission is recommending is the widening of S. New in the area of the bridge. Mr. Adams stated that he would like the Planning Commission's recommendations included in the record of the Crebilly Conditional Use Hearings. Mr. Flynn advised Mr. Adams that the Commission would prepare a recommendation at their next meeting on December 5th as this week's meeting has been canceled.

IV. Public Comment-Non Agenda Items.

Ms. De Wolf stated that Township residents with on-site systems have received a letter from a wastewater firm that is giving misleading information. She stated that the Board has prepared a statement addressing this letter to hopefully alleviate the resident's concerns. Mr. Foster read the Board of Supervisors statement into the record (attached).

There was no public comment.

V. Old Business:

There was no old business at this time.

VI. New Business:

A. Approve URS Agreement TMDL Proposal.

Ms. De Wolf stated that the Westtown Chester Creek Plant is currently rated for treatment of 495,000 gallons per day but was built to expand to treat a daily capacity of 900,000 gallons. As DEP is lowering the TMDL limits it is affecting the Township's ability to have the treatment plant re-rated for the 900,000 gallon capacity. Ms. De Wolf stated that this proposal is for URS to review alternative technologies concerning this issue.

Mr. Foster made a motion, seconded by Mr. Barber, to accept the URS TMDL proposal not to exceed \$8,400. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the proposal.

B. Award Solid Waste/Recycling Contract to A. J. Blosenski for 3yrs (2008-2010).

Ms. De Wolf stated that the Board tabled the award at the last meeting for additional review of the bid. Mr. Foster stated that unfortunately there is no good alternative as the cost of collection is going up mainly due to the increase in fuel costs. He stated the first year of the contract would be \$653,400. Trash/recycling collection will remain the same as it is now. Mr. Barber stated the rates for collection in other Townships' were reviewed and in some cases residents are paying as high as \$90.00 per quarter. Mr. Flynn asked what the fee would be for the first year of the contract. Ms. De Wolf stated that the cost would increase from \$55.00 a quarter to \$70.00 a quarter for the first year. Mr. Flynn asked if there would be a fuel surcharge. Mr. Layman responded in the negative. Ms. De Wolf said she is not in favor of unlimited collection as it does not encourage recycling.

She would like the bid to be awarded for the limited collection as it encourages more recycling if you limit the amount of trash collected. Mr. Layman stated that the option for limited collection decreases the cost by \$10,000 to \$643,400 for the first year. Mr. Foster said this slight decrease would not affect the cost to the homeowner.

Mr. Foster made a motion, seconded by Mr. Barber, to award the Solid Waste/Recycling Contract (unlimited collection) to A. J. Blosenski for three (3) years with a two year option. Ms. De Wolf asked for public comment. Mr. Adam commented that Blosenski does a good job and are reliable. The Board of Supervisors unanimously awarded the Solid Waste/Recycling bid to A. J. Blosenski.

C. Approve Payment Application No.2 Nick Falcone & Sons, Inc., in the Amount of \$296,322.10 for Shiloh Road Improvements.

Ms. De Wolf asked Mr. Pingar, Township Engineer, if he feels the payment can be approved. Mr. Pingar stated that the paving has been completed and he is satisfied with the work. There are still a few items to be completed one of which is seeding which will be done in the spring.

Mr. Foster made a motion, seconded by Mr. Barber, to approve payment application No.2 Nick Falcone and & Sons, Inc., in the amount of \$296,322.10 for the Shiloh Road improvements. Ms. De Wolf asked for public comment.

Russ Hatton, 940 Kilduff Circle, stated that there is still work that needs to be done on his property. He is not able to mow his lawn as trees were cut down and the stumps were not removed. He stated that Mr. Falcone was there on Friday but did not complete the work. Ms. De Wolf said this has not been brought to the Board as an issue and needs to be addressed. Mr. Hatton said he had communicated with Mr. Layman about this issue. Mr. Pingar said he was not aware that Mr. Falcone was going to do this work on Friday. Mr. Hatton stated that Mr. Falcone's supervisor knew what needed to be done. Ms. De Wolf stated that this work should be done before the next payment is made to Mr. Falcone.

The Board of Supervisors unanimously approved the payment to Nick Falcone & Sons, Inc.

VII. Public Comment (All Topics).

There was no public comment.

VIII. Payment of Bills.

On the motion of Mr. Barber, seconded by Mr. Foster, the Board of Supervisors unanimously approved payment of the bills as presented.

IX. Adjournment.

On the motion of Mr. Foster, seconded by Mr. Barber, the meeting was unanimously adjourned at 8:28Pm.

Respectfully Submitted,

Robert Layman
Township Manager

At this time Mr. Adams opened the Crebilly Conditional Use Hearing. (Transcripts available, when completed, at the Township office).

