

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING
STOKES ASSEMBLY HALL, 1039 WILMINGTON PIKE
November 16, 2009

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

I. Call to Order.

As there was a quorum present Chair Carol De Wolf called the meeting to order at 7:30Pm and led those present in the pledge of allegiance to the flag.

II. Approval of Minutes (November 2, 2009 Regular Meeting).

Mr. Barber made a motion, seconded by Mr. Foster, to approve the minutes of the November 2, 2009 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. Summary of Board of Supervisors Workshop 11/16/09.

Ms. De Wolf stated the following items were discussed at the Workshop: The possibility of contracting Hall and Associates for work on the TMDL issue; How to move forward on the issue of sanitary sewer capacity for Presby Homes and Crebilly; Discussed holding the annual Township Holiday Party for Township volunteers. The Board felt, even with the economic conditions, appreciation should be shown to the volunteers and will have the party at Oakbourne Mansion on December 11th; Discussed contracting with Toscani & Lindros for the collection of delinquent utility accounts; this item will be added to the agenda. Discussed Liberty Square issues and the escrow for the Westtown Reserve Senior Apartments; The Board will meet with West Chester United Soccer Club on Monday November 23rd to negotiate a new lease; The speed humps on W. Pleasant Grove Road were discussed and comments will be taken during the public comment period of the agenda.

IV. Departmental Reports.

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

Chief Dumond stated that the Department responded to 487 calls in Westtown during the month of October. The Department has been working with the Willistown and West Goshen Police Department concerning recent burglaries in area businesses. Chief Dumond commended Officer Robert Kinch for apprehending a suspect on Route 202 who was wanted for a robbery of the Old Navy store in Exton. Mr. Barber asked if the new False Alarm Ordinance was generating any fines. Chief Dumond responded that the Department is overseeing the ordinance.

B. Planning Commission – Jim Lees.

Mr. Lees stated that the November 4th Planning Commission had been canceled as there were no items for the agenda. At this week's meeting the Commission will review the Township Engineer's letter concerning Tract 2009-3 and Tract 2009-4 Crebilly Farms minor subdivision of land to the Quarry Swim Club on S. New Street.

V. Public Comment-Non Agenda Items.

Ms. De Wolf stated that the Township had received a complaint from the Nagle's concerning the placement of speed humps on W. Pleasant Grove Road. The Nagle's were concerned that the speed hump is being installed in close proximity to their driveway. Also, there were concerns

about the signage for the speed humps. Ms. De Wolf said she made a site visit on Saturday and can understand the Nagle's concerns. The installation of speed humps was undertaken to slow down traffic and because of the deterioration of the eastern end of the road. Also because of the pending Presby Homes development the Board did not feel they should send funds to do any road restoration at this time. Ms. De Wolf stated that the placement of the humps was reviewed by the Township Engineer. She also stated that she is in support of looking for a more favorable location.

Mr. Nagle, 501, W. Pleasant Grove Road, said he was not aware that speed humps were to be installed on the road, especially not in front of his driveway. If you turn right out of the driveway you are directly on the speed hump. He stated he is aware of the increase in traffic and that he was instrumental in getting the speed limit on W. Pleasant Grove reduced to 35mph. Mr. Nagle said when drivers turn off Route 202 the first speed hump will be at Westminster church but once they pass Arborview they will pick up speed. But because of the configuration of the road they would not know the second speed hump was there until they were on top of it. He then stated there are two large signs near his mailbox and that the signage is not well placed to accomplish what the Township is intending to do. Mr. Nagle said he is not a traffic engineer but feels this is not going to work and that the installation of the speed hump places an inconvenience on them and will devalue their property. Mr. Nagle questioned if a traffic study was done and stated that PennDOT does not allow speed humps on state roads. He asked that the Board reconsider the speed humps. Mr. Foster said that they will have the Township Traffic Engineer again review the area between Hidden Pond Way and the Nagle property line. He also stated that the Township, in order to control speeding, made the decision to install the speed humps. The Township will do what they can to accommodate Mr. Nagle's concerns. Ms. De Wolf said she felt that the engineering needed to be reviewed and she asked how soon this can be done. Mr. Layman said he would arrange a meeting for Tuesday, November 17th, if possible, with the Township Engineer and Township Traffic Consultant. Mr. Nagle thanked the Board for their time.

Leonard Mammucari, 523 W. Pleasant Grove Road, stated he does not agree with having the speed humps placed near the Nagle driveway as they are needed by his property. He asked Chief Dumond what rate of speeding drivers are going in the area of his house. Chief Dumond responded there is a leeway of 8-10mph but drivers have been clocked at 50 to 60mph in that area of the road. Mr. Mammucari said he has made suggestions to the Township in the past, such as stops signs at the Dunvegan intersection, and even offered to pay for a speed hump. He stated the placement of the speed humps was ill conceived and that Chief Dumond should be asked where they should be located. Chief Dumond responded that he is not a traffic engineer. Mr. Mammucari also stated he has an issue with the tractor trailers using W. Pleasant Grove Road as the building of Arborview has caused deterioration of the road. Mr. Foster stated that Presby Homes will be responsible for the cost of road reconstruction. Ms. De Wolf stated that stop signs have not been considered because they cannot be installed to control speeding only for safety. Mr. Layman said the stop signs would have to meet state warrants. After some discussion the Board will look at the intersection of Dunvegan and W. Pleasant Grove Road for possible installation of stop signs.

VI. Old Business:

There was no old business at this time.

VII. New Business:

A. Approve Advertising Ordinance 2009-7 Parks and Recreation Commission.

Ms. De Wolf stated that the Parks Advisory Group has requested that they be changed from an advisory group back to a Parks and Recreation Commission. Ms. De Wolf stated that the Board is agreeable with this request.

Mr. Foster made a motion, seconded by Mr. Barber to approve advertising of Ordinance 2009-7 officially creating a Parks and Recreation Commission. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

B. Approve Execution of East Side Little League Agreement.

Ms. De Wolf stated that the Board of Supervisors has negotiated a ten year agreement with East Side Little League for use of the ball fields at Oakbourne Park.

Mr. Foster made a motion, seconded by Mr. Barber, to approve execution of the East Side Little League Agreement for a term of ten years for a fee of \$13,000 with a payment of \$1,300 per year. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the agreement.

C. Approve Advertising of Ordinance 2009-8 Establishing Penalty, Interest and Attorney Fees for Third Party Collection of Delinquent Fees.

Ms. De Wolf stated this ordinance will provide the Township with the ability to hire a third party to collect overdue Township utility accounts.

Mr. Foster made a motion, seconded by Mr. Barber, to approve advertising of Ordinance 2009-8 establishing penalty, interest and attorney fees for third party collection of delinquent fees. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

VIII. Public Comment.

There was no public comment.

IX. Payment of Bills.

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

X. Adjournment.

On the motion of Mr. Foster, seconded by Mr. Barber, the meeting was adjourned at 8:17Pm.

Respectfully Submitted,
Robert Layman, Township Manager