

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING
STOKES ASSEMBLY HALL, 1039 WILMINGTON PIKE
September 21, 2009 7:30Pm

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

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I. Call to Order.

As there was a quorum present Chair Carol De Wolf called the meeting to order at 7:34Pm and led those present in the pledge of allegiance to the flag.

II. Approval of Minutes (September 8, 2009 Regular Meeting).

Mr. Foster made a motion, seconded by Mr. Barber, to approve the minutes of September 8, 2009. 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 8/17/09.

Ms. De Wolf reviewed the following items discussed at the Board's Workshop: Options for employee health insurance; Certification for members of the Township's Emergency Management Committee; Discussed the need for new members on the Agriculture Security Committee; Continued review of the fees for use of Oakbourne Park and sports fields; and discussed repairs to Oakbourne Mansion and options for use of the Mansion.

Ms. De Wolf announced that the Township had received a call today from Chester County Health Department concerning West Nile Virus. The virus was found in a mosquito at the West Goshen Wastewater Treatment Plant. The Health Department will be spraying this Thursday between the hours of 7:30Pm to 9:30Pm on roads in the area of the treatment plant. Please contact Seth Lisinski at the Chester County Health Department (610-344-6455) if you have any questions.

IV. Departmental Reports.

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

Chief Dumond presented the August Police Report and stated that the Department responded to 507 calls for the month. Chief Dumond stated that the Police had arrested four female suspects from Delaware who were wanted in connection with bank fraud. The suspects would open bank accounts for \$25.00 and then withdraw large sums of money. A teller at the TD Bank in Westtown notified police when she realized, because of a security alert, that the suspects were trying to open accounts in the bank.

B. Township Solicitor Robert F. Adams.

1. Adopt Ordinance 2009-5 Amending Ordinance 2004-8 Stormwater Management.

Mr. Adams stated that this is an amendment to Chapter 144 of the Township Code. The amendment reflects the changes required by the Department of Environmental Protection pertaining to prohibited discharges and connections under the Township's MS4 permit. Mr. Adams stated that the ordinance has been advertised and is in order for adoption this evening.

Mr. Barber made a motion, seconded by Mr. Foster, to adopt Ordinance 2000-5 amending Ordinance 2008-4 Stormwater Management. Ms. De Wolf asked for public comment.

Mr. Lain, 1540 Johnny's Way, asked if the twelve items listed in Section B, that are allowable under certain conditions, are considered "gray water" and if they are he would like them listed as "gray water". A discussion was held concerning what is considered "gray water" and if that is still a term in use today. Mr. Layman stated that Mr. Breitenstein of DEP provided the acceptable language for the ordinance to the Township. He also stated that the ordinance needs to be adopted or the Township will be in violation of DEP's environmental standards. Ms. De Wolf directed Mr. Layman to check with Mr. Breitenstien concerning the issue of "gray water".

The Board of Supervisors unanimously adopted Ordinance 2009-5.

C. Planning Commission – Brent Whitig.

Mr. Whitig reported on the September 9th, Planning Commission Meeting. He stated that due to the resignation of Chairman Mark Purcell it was necessary for the Commission to reorganize. Jim Lees was elected Chairman and David Walter Vice-chairman. The review of the Land Development Plan for Tract 2008-5 Loew was tabled as the applicant failed to make the appointment. Mr. Whitig stated that Mr. Lees suggested that the Commission compile a list of Township ordinances that need to be reviewed. Mrs. Adler will draft the list. Ms. De Wolf stated that the Board has some issues they could pass to the Commission for review.

D. Parks Advisory Group – Leonard Tehrani.

As Mr. Tehrani was not in attendance Mr. Layman reported for Parks Advisory. He stated that at their last meeting the focus was on the Dog Show to be held on Saturday, September 26th. A draft budget was presented for 2010.

V. Public Comment-Non Agenda Items.

There was no public comment.

VI. Old Business:

There was no old business at this time.

VII. New Business:

A. Authorize Advertising Ordinance 2009-6 Amending Ordinance 2009-3 False Alarms.

Mr. Layman stated that Board has a structure of fines that they would like to adopt which is different than what is in the ordinance. The ordinance also sets permit fees for installation of alarms. As the Board has decided not to require a permit fee the ordinance will be amended to reflect this and to establish that fines for false alarms will be set by resolution not by ordinance. This will make it easier if the fines are to be changed in the future. .

Mr. Foster made a motion, seconded by Mr. Barber, to approve advertising of Ordinance 2009-6 amending Ordinance 2009-3 False Alarms. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the advertising.

B. Approve MMO 2010.

Ms. De Wolf stated that the Board is required to acknowledge yearly, at a public meeting, the Township's Minimum Municipal Obligation ("MMO") for the Employee Pension Fund. She stated the Township's obligation for this year is \$36,495. She also mentioned that the MMO for the Westtown-East Goshen Police Pension Fund for 2010 will be \$400,000, more than in 2009. The cost is divided between the two Townships.

Mr. Foster made a motion, seconded by Mr. Barber, to acknowledge the Township's MMO for 2010 in the amount of \$36,495. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously acknowledged the Township's obligation.

C. Appoint Thomas F. Foster to the Agriculture Security Committee.

Ms. De Wolf stated that a member of the Board of Supervisors is required to be on the Agriculture Security Committee. Mr. Foster will be appointed to fill Dr. Stokes position on the Committee.

Mr. Barber made a motion, seconded by Ms. De Wolf, to appoint Mr. Foster to serve on the Agriculture Security Committee. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the appointment.

D. Approve Shiloh Road Restoration Work.

Mr. Layman stated that the School District's contractor will be commencing restoration work on Shiloh Road this week. In order to pay the contractor the School District will need a letter from the Township stating that the road has been restored in good order as the Township will be taking dedication of the road in the future. In order not to hold up the work the Board needs to approve the issuing of a letter when the work is completed. The issuing of the letter will be conditioned on the work being approved by the Township Engineer and the Township Roadmaster.

Mr. Foster made a motion, seconded by Mr. Barber, to authorize the Township Roadmaster and the Township Engineer to determine if the road work is satisfactory so that a letter can be sent to the School District. 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: 07Pm.

Respectfully Submitted,
Robert Layman, Township Manager