

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING  
STOKES ASSEMBLY HALL, 1039 WILMINGTON PIKE  
March 15, 2010

In attendance were Supervisors 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 Township Planning Commission Member Eric Rohrbach. There were eleven guests in attendance.

**I. Call to Order.**

As there was a quorum present Chair Barber called the meeting to order at 7:31Pm and led those present in the pledge of allegiance to the flag.

**II. Approval of Minutes (March 1, 2010 Regular Meeting).**

As Mr. Foster was not at the March 1<sup>st</sup> meeting and Ms. De Wolf was not in attendance this evening approval of the minutes was tabled.

**III. Summary of Board of Supervisors Workshop 3/15/2010.**

Mr. Barber reviewed the following items discussed at the workshop: Inclusion of Crebilly Farm in the Township's Agriculture Security Area; Request of T-Mobile to install a cell tower at the Township's Westtown-Chester Creek Plant on Westtown Road; Update on the Pleasant Grove Pump Station pump repairs; Discussed meeting with WCASD on March 24<sup>th</sup> concerning connecting Westtown-Thornbury Elementary School to public sewer; Discussed issuing of fines for false alarms; and discussed changes in the subdivision plan for the Bayard Rustin Pump Station.

**IV. Departmental Reports.**

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

Chief Dumond reviewed the February Police Report. He stated the Department responded to 1,104 calls last month with 491 of the calls in Westtown. He stated that the Department is investigating several identity thefts of credit cards and the theft of two snow blowers from a shed at Westtown-Thornbury Elementary School.

**B. Township Solicitor – Robert Adams.**

Ross Unruh, Solicitor for the West Chester Area School District was in attendance.

Mr. Adams stated that he has been discussing the following items with the West Chester Area School District ("WCASD"): Dedication of the Bayard Rustin Pump Station, Maintenance Security for dedication; and dedication of portions of Dunning Drive and Shiloh Road to the Township. Also discussed was approval of the subdivision plan for the Bayard Rustin pump station. Mr. Adams stated that conditions of approval for the subdivision have been satisfied but that SEPTA is asking for a change in the plan.

Mr. Unruh stated that the District has a maintenance account established for the pump station in the amount of \$78,000. He mentioned that the Township has been operating the pump station. Mr. Unruh stated that the Verizon's overhead lines have been raised. He also stated that SEPTA has asked for some slight modifications to the subdivision plan which shows the force main measurements. SEPTA does not want to sign a plan with the force main measurements and want to do their own as built survey. The District will have an easement agreement from SEPTA when they are satisfied with the exact location of the lines. Mr. Unruh stated that the District will provide an as built plan of the facilities on the property showing where the lines enter the pump station. On the plans to be approved the force main

is removed but the Township Engineer needs to revise the revision section of the plan to remove the recording of the force main easement.

Mr. Foster made a motion to approve execution of the plans for Tract 2008-1 Bayard Rustin Pump Station Lot Line Change, seconded by Mr. Barber, with the condition the plans will be modified to include changes to the sewer easement that will result from SEPTA's survey of the lines and minor changes from the Township Engineer to the revision section of the plan. Mr. Barber asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

Mr. Layman then corrected Mr. Unruh's statement that the Township is operating the pump station. The pump station is still being operated by the District.

**C. Planning Commission – Eric Rohrbach.**

Mr. Rohrbach stated the Commission has not met since January as there have been no items for the agenda. The Commission does have an agenda for this week's meeting and will be reviewing the Rossiter three lot subdivision, 500 E. Pleasant Grove Road, and a possible zoning change for the Township's Westtown-Chester Creek Plant to allow the installation of a cell tower on the property.

**V. Public Comment-Non Agenda Items.**

Paul Oravez, 1137 Cockburn Drive, stated as there are so many downed tree limbs from the winter storms, causing a hardship for residents, would the Township help with the cleanup. He would like the Township to provide a limb chipping service to the residents. Mr. Foster advised Mr. Oravez that this is a homeowners issue and would be very expensive for the Township. He stated that the winter storms far exceeded the Township's snow budget. Mr. Foster asked Mr. Layman to look at the cost for this service but was not hopeful that the Township would be able to do this.

**VI. Old Business:**

There was no old business at this time.

**VII. New Business.**

**A. Adopt Resolution 2010-3 Chester County Multi-Jurisdictional Hazard Mitigation Plan.**

Don Verdiani, Township Emergency Management Coordinator, was in attendance.

Mr. Verdiani stated that as every municipality is required to have a hazard mitigation plan the County has been preparing a county wide plan which they feel will be more effective. The plan will conform to MIMS (National Incident Management System). The plan will include areas in each municipality that are potential hazards. Westtown will be able to include the Oakbourne Road Bridge and the S. New Street Bridge projects. Mr. Verdiani stated that once the plan is adopted by the County and the municipalities the plan will be forwarded to PEMA for review and then to FEMA for final approval. When approved the County and municipalities will be eligible to apply for federal funds to help with the projects that will mitigate hazardous conditions in the County. He also stated the first step would be for the Township to pass the resolution that will include the Township in the plan.

Mr. Foster made a motion, seconded by Mr. Barber, to approve adoption of Resolution 2010-3 Chester County Multi-jurisdictional Hazard Mitigation Plan. Mr. Barber asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

**B. Authorization to Advertise 2010 Township Lawn Mowing/Landscaping Bid.**

Mr. Foster made a motion, seconded by Mr. Barber, to approve advertising of the Township's 2010 Lawn Mowing and Landscaping bid. The bid is for three years with no option years.

Mr. Barber asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

**C. Approve Inclusion of Crebilly Farms in the Township Agriculture Security Area.**

Mr. Foster stated that the Township is in the process of doing the seven year review of the agriculture security area which will be adopted once the review is completed. He stated that Crebilly Farm has asked to be included in the agriculture security area. A motion is needed to acknowledge the inclusion of Crebilly Farm and to advertise adoption of the Agriculture Security area.

Mr. Foster made a motion, seconded by Mr. Barber, to advertise the adoption of the Township's Agriculture Security Area, and the inclusion of Crebilly Farm in the Area. Mr. Barber asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion. .

**D. Use of Township Fields.**

Linda Haines, 1107 Shady Grove Way, read into the record a letter from WCUSC to their members concerning the use of the lower soccer field by ESLL. Mr. Layman stated that ESLL had approached the Township concerning use of the lower soccer field. Mr. Foster stated that the Board had a number of meetings with WCUSC. The club offered \$5,000 for use of the field with Westtown responsible for the maintenance. Mr. Foster stated the Board did not accept the offer as it would cost the Township much more than \$5,000 to maintain the field to WCUSC's standards. WCUSC did not come back with another offer. He also stated that in the ESLL contract for the field there are provisions to make the field available to other groups. As fields are becoming scarcer it would seem that sharing fields is a good solution. Mr. Barber said it appears that WCUSC wants exclusive rights to the fields and looks at this as a matter between two sports teams. Mr. Layman stated that ESLL had contacted WCUSC to set up a meeting to discuss the use of the fields.

Gary Bevilacqua, 109 Macroom Avenue, said he felt as WCUSC was negotiating directly with the Township he would have liked more feedback before the contract was signed with ESLL. The last proposal from WCUSC was for the Township to do the maintenance and the Township should have responded that this was not acceptable. Mr. Bevilacqua said he strongly feels that the Township has caused animosity between two youth groups. He stated that WCUSC had met with ESLL and Robert Layman last week to try and resolve this issue. Mr. Bevilacqua feels that it is not a good idea to lease the field to multi-parties and that ESLL cannot maintain the field as WCUSC has done. He stated he is very displeased and frustrated and is still looking into possible legal action. Mr. Bevilacqua stated he places the blame on the Township not ESLL.

**VIII. Public Comment.**

Mr. Layman announced the Chester Ridley Crum Creek Watershed Association's annual cleanup of Goose Creek which will be held on April 17<sup>th</sup> from 9:Am – 11:Am. For information please contact the Township office or go to CRCC's website [www.crcwatersheds.com](http://www.crcwatersheds.com)

**IX. Payment of Bills.**

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

**X. Adjournment.**

On the motion of Mr. Foster, seconded by Mr. Barber the meeting was unanimously adjourned at 8:20Pm.

Respectfully Submitted  
Robert Layman, Township Manager