

Board of Supervisors Regular Meeting held Monday January 7, 2008

A regular meeting of the Board of Supervisors was conducted on Monday January 7, 2008 commencing at 7:00 p.m. Chairwomen Ms. Silvernail called the meeting to order. Present were Supervisors Mr. Hensel and Ms. Horan, Mr. MacCombie Township Engineer, Mr. Thompson substitute for Mr. Pompo Township Solicitor, Mr. Hawkins Township Building Inspector and members of the community.

The moment of silence and pledge of allegiance were waived.

Ms. Silvernail made a motion, seconded by Ms. Horan, to waive the reading of the minutes of the previous meetings. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Ms. Silvernail made a motion, seconded by Mr. Hensel, to adopt the previous meetings minutes. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

Township Police report. Chief Groce reported that for the month of December 3,783 miles were patrolled and 302 incidents were handled for: 2 theft, 9 suspicious persons, 26 stationary patrols, 8 911 hang ups, 123 business checks, 15 alarms, 10 assist to other departments, 1 animal, 5 domestics, 4 accidents, 1 criminal mischief, 3 disturbance. He reported that 12 traffic citations were issued for the month, 4 criminal arrests were made for 1 theft, 1 hit and run, 2 criminal warrants, 1 terroristic threat. Chief Groce gave a summary for the 2007 year: 58,582 miles were patrolled, 267 officers attended hearings at district or County court, 184 adult arrests were made, 74 accidents were investigated, 29 juvenile arrests were made.

Township Engineer report. Mr. MacCombie reported that he has reviewed the bid packages for the generator and switch for the new Township facility. Mr. MacCombie reported that he recommends that the Board award the bid to the lowest bidder being \$18,900.00. Ms. Silvernail suggested that this item be tabled until Ms. Horan can review the documents. Mr. MacCombie stated that he met with Pennsylvania American Water Company regarding the Township's Act 537 and currently they have a freeze on Sadsbury's capacity until the year 2017 and the only available capacity is what the Township currently owns. Mr. MacCombie provided the Board with copies of letters that he wrote in 1999 and 2001 to Pennsylvania American regarding the Township's Act 537 and request for additional allocation. Mr. MacCombie reported that he has been in contact with Mr. Earl Liaison from PA DCNR with regards to eliminating some of the improvements at the Bert Reel Park due to budget issues. Mr. MacCombie stated that the lowest bid price came in at \$180,197.50 from Krasman Construction in Elkton Maryland. The park committee and Board have agreed to eliminate some of the items to keep the project within the budget. Items eliminated were to reconstruct the basketball court, the handicap access to the basketball court and the tot lot improvements. Mr. MacCombie stated to complete the park activity center, handicap accessible path and wheel chair seating area by baseball bleachers, geotextile fabric, baseball field safety improvements,

handicap accessible picnic tables, project sign. Mr. MacCombie stated that the project total will be \$116,292.00 and this number is within the Townships budget.

Ms. Silvernail made a motion, seconded by Mr. Hensel, to award the Bert Reel Park Project to Krasman Construction of Elkton Maryland in the amount of \$116,292.00 contingent upon the states approval. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Mr. MacCombie stated that DCNR will require an updated park liaison regarding this project since Mr. Doratt is now out of office.

Ms. Silvernail made a motion, seconded by Mr. Hensel, to appoint Ms. Horan as liaison to the parks. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Mr. MacCombie reported that as discussed in a prior meeting, Eldridge Fence Company had made a request for an extension for their Zoning Hearing Decision. The Board had stated prior that they needed proof of why they wanted an extension; Mr. MacCombie stated that he has proof of an agreement of sale and that settlement should take place on April 15, 2008 of new property where the business will be located. The Board agreed to allow the extension. Mr. MacCombie stated that he has prepared a letter of reduction certificate for Cosmos Properties in the amount of \$75,491.65 for the Board’s consideration.

Ms. Silvernail made a motion, seconded by Ms. Horan, to approve the letter of credit reduction certificate for Cosmos Properties in the amount of \$75,491.65 as per Mr. MacCombies recommendation. With there being no questions from the public, Ms. Silvernail voting “aye”, Ms. Horan voting “aye”, Mr. Hensel abstained, the motion passed.

Mr. MacCombie is in the process of finalization of the last phase of the sewer which includes North Street, Morris Lane, Stove Pipe Hill and Valley Road. Mr. MacCombie will forward a questioner regarding public water for North Street to Pennsylvania American Water Company. Mr. MacCombie requested Chief Groce to complete a speed study for 7 days for Lincoln Highway between Old Wilmington Road and First Avenue. The information of this speed study will benefit the Village Enhancement Project and to possibly reduce the speed limit down to 25 mile per hour.

Township Solicitor report. Mr. Thompson reported on the winter road maintenance for Octorara Glen and the homeowners association and Township agreeing for the Township Road Department to plow and salt the roads for a fee. Ms. Salewski stated that in a past meeting the Board agreed to maintain the roads within Octorara Glen. Mr. Thompson stated that at the time the Board agreed to maintain the roads, the Township had taken escrow money and secured it in a bank account and was moving forward with the dedication process, since then the escrow money that the Township secured has been frozen by a contractor working for Commonwealth that had not been paid, therefore the

Board agreed without any knowledge of the frozen funds. Ms. Salewski stated that they are residents paying taxes, Mr. MacCombie stated that the roads still belong to the developer as the Township has not taken dedication. Mr. Roberts asked if the roads can be dedicated although the builder has skipped out. Mr. Thompson stated that the roads are not dept free there is still money owed to contractors. Mr. Thompson stated that the Township was in the process of completing the proper documents for dedication then placing a lien against the developer for responsibilities' that were their own. Mr. Przychodzien asked who is paying the money of Mr. MacCombies and Mr. Pompos services regarding this matter, the escrow funds? Mr. Thompson stated that the motive is not to make money off the residents of Octorara Glen. Mr. Silvernail asked why can't Arcadia be held responsible and step in to help since they helped with that development and now they are going belly up?

Township Building Inspector report. Mr. Hawkins reported that 2 permits were issued for the month of December.

Township Road report. Mr. Turner reported that for the month of December the road crew filled pot holes on Compass & Skiles Road, the winter maintenance has continued on all Township roads which includes salting and plowing when needed. All belts and hoses are checked daily in all Township vehicles. Mr. Turner reported that they installed a police lock up bench in the police department, installed the audio system from the old building to the new. Total equipment hours are 9 total vehicle miles are 779.

Township Planning Commission. Nothing to report.

Township SALDO Committee report. Ms. Silvernail reported that the committee met on December 3, 2007. Additional comments were received from Mr. Pompo, Mr. MacCombie and the Planning Commission. The comments were reviewed and the draft was amended. A final draft will be forwarded to the Chester County Planning Commission for the 247 review. When all comments are received and additional changes made the draft will be presented to the Board of Supervisors to advertise for a public hearing. The committee will meet again on Monday February 11, 2008 at 7:00 p.m.

Township Zoning report. Mr. MacCombie stated that he has been contacted regarding a possible buyer of the Lincoln Crest Trailer Park

Pomeroy Fire Company report. Mr. Taylor reported that for the month of December a total of 8 alarms were answered for: 1 ambulance assist, 2 auto accident, 1 automatic alarm, 1 debris on road, 1 gas leak inside, 1 gas leak outside. These 8 alarms were for 6 in Sadsbury Township, 1 in East Fallowfield, 1 in Highland.

Pomeroy Fire Company year end report. Mr. Taylor reported that for the year of 2007 a total number of alarms were 113, with 745 miles traveled, time in service 98 hours and 51 minutes, total man hours was 758.65

Sadsburyville Fire Company report. No report given.

Emergency Services Coordinator Update. Mr. Taylor stated he had nothing to report.

Tabled Business:

The Board discussed the request of Susan Franco to join the Chester County Airport Authority Feasibility Technical Committee. Ms. Franco stated that she was invited by the airport to represent Quarry Ridge and agreed to do so. Ms. Silvernail added that she will attend these meetings on behalf of the Township.

New Business:

Ms. Silvernail announced that the Sadsburyville Fire Company and Pomeroy Fire Company have invited the Board of Supervisors to attend a joint meeting on January 16, 2008 at 7:00 p.m.

The Board discussed Resolution 2008-01 pertaining to appointing the firm of Certified Public Accountants Maulo & Company Ltd. to make an examination of all the accounts of the Township for the fiscal year 2007 to replace the elected auditors. Mr. Eagles asked why the Township has elected auditors if they are going to appoint a firm to replace them. Ms. Silvernail stated that back in the day elected auditors worked out for the Township, but now a days you need an accounting background to follow the complicated accounts of the Township, therefore the Board appoints a certified public accountant.

Ms. Silvernail made a motion, seconded by Mr. Hensel, to adopt Resolution 2008-01 pertaining to appointing a certified public accountant being Maulo & Company Ltd. to make an examination of all the accounts of the Township for the fiscal year ending 2007 to replace the elected auditors. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

The Board discussed Resolution 2008-02 pertaining to setting a schedule of fees for professional consultants, engineer review fees, legal documentation and other services.

Ms. Silvernail made a motion, seconded by Ms. Horan, to adopt Resolution 2008-02 pertaining to a schedule of fees for professional consultants. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

The Board discussed Resolution 2008-03 pertaining to a schedule of fees to cover building code, applications for building permit fees, inspection fees.

Ms. Silvernail make a motion, seconded by Mr. Hensel, to adopt Resolution 2008-03 pertaining to setting a schedule of fees to cover building code, applications for building permit fees and inspection fees. With there being no questions from the public, the Board voting "aye", the motion passed unanimously.

The Board discussed the contract for the Chester County SPCA for the 2008 year. The Board stated that the contract amount has increased to \$2,895.00. This amount does not include the \$20.00 quarterly charger per unclaimed stray. Ms. Silvernail stated that the Township almost has to take this service due to no other local animal control in the area. Ms. Silvernail added that the SPCA will only take action on a call if the animal has been caged.

Ms. Silvernail made a motion, seconded by Mr. Hensel, to renew the SPCA contract in the amount of \$2,895.00 for the year 2008. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

The Board discussed a proposal for a wood chipper from Blade Equipment Inc. in the amount of \$27,849.05. Ms. Silvernail stated that the proposal is a under the state contract. Elmer Pluck asked if the Board moves forward with this purchase will the Township loan the chipper to other local Municipalities. The Board answered “no” Jane Heineman asked if the Township is really in need for a chipper? Mr. Hensel stated that the Township was awarded a grant in the amount of \$25,000.00 and the grant is to help the Township in the recycling process. Robert Silvernail asked if training will be available to use the chipper. Mr. Hensel answered “yes”.

Ms. Silvernail made a motion, seconded by Mr. Hensel, to purchase a wood chipper from Blade Equipment Inc. in the amount of \$27,849.05. With there being no questions from the public, the Board voting “aye”, the motion passed unanimously.

Public Comment:

Elmer Pluck asked if the Township still has full time police protection 24/7 coverage. The Board stated currently “no” full time 24/7 coverage, the State takes over.

Alan Eagles asked why the Township has elected auditors and the Township does not use them. Ms. Silvernail stated that at some point years ago the Township did use the elected Auditors but with the Township holding numerous accounts and loans etc. the elected auditors would have to be accountants to understand, therefore an outside CPA firm is hired to complete the process.

Susan Franco stated that she turned in a sign proof to the Board for the clean up operation along Compass Road and is requesting a time of when the signs will be placed. Ms. Silvernail stated that she wishes it was as easy as that but the Township needs to beware of any liability issues that could occur.

Jane Heineman stated that she needed to use the 911 emergency numbers and the County has a different address than the notification letter she received from the Township of her “new” 911 address. The Board directed Mr. Turner to call his contact at the County to get this issue resolved.

Ann Garrett asked if the Board of Supervisors called the meeting between Sadsburyville and Pomeroy Fire Companies. Ms. Silvernail replied “no” the fire companies called the meeting and invited the Board to attend.

With there being no further business the meeting was adjourned.

Respectfully Submitted,

Lisa Myers
Secretary/Treasurer