

THORNBURY TOWNSHIP, CHESTER COUNTY
BOARD OF SUPERVISORS
REGULAR MEETING
MINUTES – March 16, 2010

I. CALL TO ORDER

The regularly scheduled meeting of the Thornbury Township Board of Supervisors was called to order by Mike Gast at 7:08 P.M. in Thornbury Township's meeting room. In attendance were Supervisors Mike Gast, Chairman; Robert Miller, Vice-Chairman; Ed Travis, and Percy Neall Board Members; Brody Bovero, Township Manager; Kathy Labrum, Esq., Solicitor; and Teresa DeStefano, Township Secretary. There was 1 signed guest.

II. WESTTOWN EAST GOSHEN POLICE REPORT – Sergeant Gorman

Sergeant Gorman presented the February police report. There were 129 calls for service in Thornbury Township which constituted 12 % of the total calls for the three Townships.

Percy Neall noted that there was another accident at Route 202 & Route 926. He would like to meet with Westtown Township to ask if they would like work together on implementing a Wavetronics unit for the intersection.

Mike Gast inquired about the pharmacy thief.

Jim Jordan noted that on Friday March 13, 2010 his wife had an encounter with a WEGO officer that wasn't very pleasant.

III. MANAGERS REPORT

Brinton Lakes Development

On March 2, 2010 PennDOT responded to Benson Companies' permit application to address drainage issues on Street Rd. Benson reported that revisions will be resubmitted with two weeks.

Salt Storage

Brody Bovero met with the Road Master to inspect the salt storage situation at Cheyney University. We discussed with the Township Engineer design and location of the salt shed. At the previous meeting the Board considered the Town Center for the salt shed location, so if the Board is ready to move forward we can start working with the Engineer with the site issues.

Annual Audit and Financial Report

Copies of the Annual Audit and Financial report for FY 2009 were received from Barbacane Thornton & Co. and are available at the Township. Copies were also given to the Board for review. It was also advertised as required by law.

Traffic Safety

On March 9th an accident occurred at the intersection of Brinton Lakes Road and Dillworthtown Rd. There had been a temporary stop sign at the southbound Brinton Lakes Road location because the permanent sign was damaged in the last major snow storm. The temporary sign was missing, however, which was a factor in the accident. No injuries were reported. Neff Construction has placed a new temporary stop sign at the location until a permanent sign can be placed.

Comprehensive Plan

On March 8th the Planning Commission voted to recommend the Historic Preservation amendment to the Township's Comprehensive Plan. The legal advertisement for the Board of Supervisors' April 6, 2010 public hearing on this matter will be published on March 22nd and March 29th. This amendment updates and prioritizes the historic resources in the township pursuant to the updated Historic Resources Survey.

Newsletter

The spring newsletter was completed 'in-house' due to the lack of response from the current vendor. We would like to thank resident Linda Mathiasen for assisting in the design of the newsletter. At the April or May Workshop meeting, the Board might want to discuss ideas to continue improving the newsletter.

Jim Jordan suggested that a list of local business could be put on the web site or in the Gander, he would like to support the Townships local business.

Road Maintenance

Neff Construction completed clearing the rights-of-way from fallen tree limbs and debris from the February snow storms. Also the Township sent out an e-mail blast to residents.

The township has received the annual PADOT liquid fuels funds. The amount is approximately \$70,000.

Electric Bills

The Chester County Municipal Managers Consortium held a luncheon to discuss electricity purchase. The rate caps for PECO are expected to expire in 2011 and the PUC has indicated that double digit rate hikes are expected in the power generation rates. With deregulation, power generation companies are competing for new customers, typically offering multiple year contracts with set rates. It appears rates are competitive at this time, so we will gather some quotes and present some options for the Board to consider.

Rich Acciavatti noted that dealing direct instead of with a broker is preferable on this matter.

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Lawn Damage

As the snow has begun to melt, we've received some reports of lawn damage from our snowplowing operations. This typically happens after a large storm. We are documenting the reports to provide to the snowplowing contractor for repair and re-seeding in the spring.

Code Enforcement

A Stop Work Notice was issued at 150 Penn Oaks Drive. The contractor was proceeding ahead without a building permit approval. Yerkes required additional information prior to approval. The contractor has since met the requirements and received approval to proceed.

IV. APPROVAL OF MINUTES

A. February 2, 2010 BOS Work Session

Ed Travis made a motion to approve the minutes. The motion was seconded by Bob Miller. All were in favor. Motion carried.

B. February 16, 2010 BOS Meeting

Ed Travis made a motion to approve the minutes. The motion was seconded by Bob Miller. Bob Miller, Ed Travis, and Mike Gast were in favor. Percy Neall opposed. Motion carried.

V. AGENDA ITEMS

1. Resolution 2010-4: Act 32 Tax Collection Committee Delegates

Brody Bovero noted that the Township needs to appoint a new primary voting delegate to the County's Tax Collection Committee, since we have a new Township Manager.

Brody Bovero noted that Resolution 2010-4 names Brody Bovero as primary delegate, Bob Miller as the 1st alternate and Dee Ann Manley as the 2nd alternate.

Bob Miller motioned to approve Resolution 2010-4. The motion was seconded by Ed Travis. Bob Miller, Mike Gast and Ed Travis were in favor. Percy Neall opposed. Motion carried.

2. Resolution 2010-5: Adoption of the Chester County Multi-Jurisdictional Hazard Mitigation Plan

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Brody Bovero noted that the County Hazard Mitigation Plan is a broad plan. This Resolution adopts the County's plan as our own. In order to receive post-disaster funds from the state or federal government, the Township must have an adopted hazard mitigation plan.

Percy Neall noted that he would like to have reviewed this matter further.

Bob Miller motioned to approve Resolution 2010-5. The motion was seconded by Mike Gast. Bob Miller and Mike Gast were in favor. Percy Neall and Ed Travis opposed.

Percy Neall and Ed Travis noted they would like to review the web site and learn more about it before they can vote on the resolution.

Mike Gast suggested that we table this until next month.

3. Snow/Ice Control Contract Extension: The Groundskeeper, Inc.

Tabled

4. Janitorial Services Contract: Brite Facility Solutions LLC

Brody Bovero noted that Brite Facility Solution cleans the office weekly. The new contract is the same rate as last year and the service is satisfactory.

Bob Miller inquired about the contract and if we need to have a more formal contract and insurance certificate.

Teresa DeStefano noted we do have their insurance certificate.

Kathy Labrum noted that what we have on file is fine.

Percy Neall motioned to approve the Janitorial service contract with Brite Facility Solutions LLC. The motion was seconded by Ed Travis. All were in favor. Motion carried.

5. Authorization to Advertise a public hearing on April 20, 2010: Parking Fines Ordinance.

Mike Gast noted that at the last work session and Board meeting, the Board decided to change the parking fines to make them the same as the other two townships in the Westtown-East Goshen Police (WEGO) contract. It would change the Township's parking fine from \$25.00 to \$35.00 and add a handicap parking fine of \$70.00.

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Ed Travis noted that he would like Kathy Labrum to change the wording on the draft ordinance. Ed Travis would also like to add a paragraph under Section 135-37 which would define what it means to park in a handicap parking spot.

Kathy Labrum noted that she will change the language and forward it to the Board.

Ed Travis motioned to approve authorization to advertise a public hearing on April 20, 2010, parking fines ordinance. The motion was seconded by Bob Miller. All were in favor. Motion carried.

6. Approve Lease Agreement Extension for Goose Creek Grill

Brody Bovero noted this is just an extension of the current lease with the following conditions:

- The Tenant agrees to pay to the Landlord all of the outstanding balance as of April 30, 2010.
- The current monthly rent due will be equal to Year 1 of the existing option in the contract.
- All other terms and conditions of the Lease Agreement made October 8, 2004, with agreed upon amendments to the same, are to remain in effect, until April 30, 2010.
- The current Lease, as modified by this Resolution, will expire April 30, 2010, unless the parties execute a Lease for the five year option period on or before April 30, 2010.

Bob Miller motioned to approve the Lease Agreement Extension for the Goose Creek Grill. The motion was seconded by Percy Neall. All were in favor. Motion carried.

VI. PUBLIC COMMENTS

Jim Jordan noted that when the Township has to rope off a road, they should notify the residents so they don't have a situation whereby it is difficult to get into their driveway.

Jim Jordan also had concerns about the transfer tax totals thus far. The Township should be careful how it spends money. Perhaps the Township should look into hiring a consultant to review its monies.

Bob Miller noted that the Real Estate transfer taxes come at different times of the year, so it will catch up.

Chris Lang inquired what the next steps on Waln Run Park are.

Mike Gast noted that the Township will have an open discussion at the next Work Session on April 6, 2010.

Tom Spackman noted that Brinton Village is doing quite well, and the transfer tax will reflect that.

VII. OTHER MATTERS

Ed Travis noted that Mr. Sundwall was disappointed that our donation to the West Chester Library system went to the Exton branch. He was hoping we could draft a letter to the Exton Branch and see if ½ of the donation can go to the West Chester Branch.

Jim Jordan voiced some concerns about the donation.

Ed Travis noted that we need to add Brody Bovero to be a signator to sign checks.

Ed Travis motioned to add Brody Bovero to be a signator. The motion was seconded by Percy Neall. All were in favor. Motion carried

Percy Neall noted that we need to address the budget and maybe try to cut it by 5% next year to keep up with the economy.

Mike Gast noted that we will begin our budget discussion around August so we will have plenty of time to work it out.

VIII. COMMISSION REPORTS

A. Planning Commission – Ed Travis

Ed Travis noted that there was a public presentation on the Comprehensive Plan, regarding the Historic Resource section. There also was a sketch plan for the Crooks property. The primary concern with the application is the use of the existing driveway.

B. Historic Preservation Commission – Chris Lang

Chris Lang noted that there is still a vacancy on the commission. The commission is reviewing The Historic Resource project. They also reviewed the Comprehensive Plan and voted to recommend approval to the Board. The Commission will be reviewing an oral history project.

Chris Lang inquired about the progress of the Squire Cheney Barn.

Mike Gast noted that the Township will be working with Orleans to move forward with this and take control of the property.

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C. Park and Recreation – Percy Neall

Plans are moving forward with the Easter Egg Hunt on Saturday March 27, 2010.

D. Council of Governments – Mike Gast

The next WCACOG meeting is scheduled for March 25, 2010.

E. Cheyney Liaison – Mike Gast

No Report.

IX. OPERATION REPORTS

A. Road Master Report – Mike Aiello

No Report

B. Approval of Bill List, \$199,835.73 – Bob Miller

Bob Miller presented the February bill list for \$199,835.73

Percy Neall noted that we need to pay the Groundkeeper for his services, as per his contract.

Ed Travis inquired how the Township receives the LST tax.

Ed Travis motioned to approve the bill list with a modification to the Groundskeeper bills. Mike Gast seconded the motion. Ed Travis, Bob Miller and Mike Gast were in favor. Percy Neall opposed. Motion carried

X. ADJOURNMENT

Percy Neall motioned to adjourn the meeting. Mike Gast seconded the motion. All were in favor. Motion carried.

Respectfully Submitted,

Brody Bovero
Township Manager