

**THORNBURY TOWNSHIP, CHESTER COUNTY  
BOARD OF SUPERVISORS  
REGULAR MEETING  
MINUTES – September 21, 2010**

**I. CALL TO ORDER**

The regularly scheduled meeting of the Thornbury Township Board of Supervisors was called to order by Mike Gast at 7:10 P.M. in Thornbury Township's meeting room. In attendance were Supervisors Mike Gast, Chairman; Bob Miller, Vice Chairman, Ed Travis, Bob Anthony and Percy Neall Board Members; Brody Bovero, Township Manager; Kathy Labrum, Esq., Solicitor; and Teresa DeStefano, Township Secretary. An executive session was held before the regularly scheduled meeting to discuss real estate and other matters.

**II. WESTTOWN EAST GOSHEN POLICE REPORT – Sergeant Gorman**

Sergeant Gorman presented the August police report. There were 127 calls for service in Thornbury Township which constituted 11 % of the total calls for the three Townships.

Sergeant Gorman noted that Saturday, September 25, 2010 at the Westtown-East Goshen Police Department there will be prescription drugs drop off for expired prescriptions from 10 am to 2 pm.

**III. MANAGERS REPORT**

**Land Development and Subdivisions**

Brinton Village – Construction on the left turn lane at West Street Road and Caleb Drive has begun. Some problems appeared during construction, but through a series of meetings with PADOT, it appears the issues have been resolved.

Sage Hill – The final punch list has have been created for site improvements. Upon completion, the Board can release the final escrow. Currently three homes are under construction.

**Road Maintenance**

The Township road maintenance team continues to conduct routine vegetation clearing and inlet cleaning.

**Code Enforcement**

August 2010 Code Enforcement Statistical Report

Building Permit Applications:	5
Building Permits Issued:	4

Thornbury Township Board of Supervisors- September 21, 2010

Certificates of Occupancy:	3
Building Inspections:	23
Site Inspections:	9
Enforcement Actions:	3
Code-related Complaint Responses:	3

Cheyney University has applied for a grading permit. There is a dirt stockpile that they need to store on the Chester County side for the dorms they are building on the Delaware side of the University.

### **Grants & Financial Relief**

The annual recycling grant application will be submitted at the end of September.

### **Town Center**

The Goose Creek Grill replaced the stockade fence at the rear of the building, which is near the entrance to the park. This improvement is part of the building improvement program outlined in the new lease agreement.

### **Recycling**

The Fall edition of the Gander highlighted the new recycling drop off center behind the karate studio. It also included an educational piece regarding materials that can be recycled.

### **Parks & Open Space**

The Park Plan Revision Task Force submitted its recommendations for improvements at Waln Run Park and Squire Cheyney Park.

Also, a meeting was held in Harrisburg to discuss possible options for Waln Run Park in order to get the project within the budget guidelines. The grant was from DCNR.

The Fall Festival will be held Saturday, October 2<sup>nd</sup> from 1 pm to 4pm.

### **Newsletter**

The Fall edition of the Township Newsletter was completed and mailed.

## **IV. APPROVAL OF MINUTES**

### **A. September 7, 2010 BOS Work Session**

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

### **B. August 17, 2010 meeting**

Thornbury Township Board of Supervisors- September 21, 2010

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

**V. AGENDA**

**1. Bid Awards for Salt Shed and Goose Creek Park Improvements**

Mike Gast noted that the bids are for a number of improvements. He directed to Board to address the bid in two groups: First for the parking spaces and then the salt shed.

Percy Neall inquired about the parking space quote and whether it is tied into the salt shed quote.

Bob Anthony noted that he is in favor of zero parking spaces. Bob spoke to the tenant's at the Town Center and also residents who said they see no need for additional spaces.

Ed Travis noted that he would be in favor of the 17 spaces or zero spaces.

Bob Miller noted that he would be in favor of the 17 spaces. Bob also inquired if the parking spaces are required in the Goose Creek Grill lease.

Brody Bovero noted that on occasions there is a need for additional parking spaces for the park, not just for the tenants. He also noted that the parking spaces are not required in the lease.

Mike Gast noted that there is a need for additional parking for the park as well as the tenants. Mike would be in favor of the 17 spaces. Mike Gast then asked the public for their input on the parking at the Town Center.

John Blazik noted that he is not in favor of the project  
Tom Spackman noted that it would be an asset to the Town Center.

Chris McKeon noted that it would be beneficial.

Ken Kazanjian noted that it would be an improvement for the center.

Jim Jordan is in favor of spending money on something that is an asset for the Township.

John Rendemonti state that he is in favor of the parking, and that it will help the restaurant with their business.

Mike Gast asked for the Board members for their input on the parking Options.

Percy Neall suggested that we make a motion for Option A, 24 parking spots then Option B.

**Percy Neall motioned to approve the 24 parking spot expansion. Bob Miller seconded. Bob Anthony, Ed Travis and Mike Gast opposed.**

**Bob Miller motioned to approve the 17 parking spot expansion. The motion was seconded by Ed Travis. Bob Miller, Ed Travis and Mike Gast were in favor. Percy Neall and Bob Anthony opposed. Motion carried.**

Brody Bovero noted that the job is being awarded to Milford Builders as the lowest responsible bidder.

Mike Gast noted that the next item for bid was the salt shed. Mike Gast made a motion to start the discussions. He asked the Board members for there vote:

Bob Miller was in favor, the Township needs a salt shed and the Board has had many discussions on this.

Bob Anthony isn't in favor; cost is too high and there are other options.

Ed Travis isn't in favor, doesn't like the location and cost is too high.

Percy Neall noted that there are other options, including a structure at Cheyney University that save the Township a lot of money.

Mike Gast asked for public comment:

Ken Kazanjian not in favor

Ann Dzamba not in favor, the wrong location

Jim Jordan not in favor, price to high, also not a good location

John Rendemonti not in favor, suggested leaving it at Cheyney

Ron Miller not in favor

John Blazik not in favor

**Mike Gast motioned to approve the salt shed without the extra bay and electric. The motion was seconded by Bob Miller. Bob Miller and Mike Gast were in favor. Percy Neall, Bob Anthony and Ed Travis opposed. Motion was defeated.**

**2. Resolution 2010-18: Oversight Agreement with Little Washington Wastewater Company**

Brody Bovero gave a brief explanation that in January of 2010, the Board gave preliminary/final approval to the Penn Oaks Golf Club for a proposed expansion of the club house. One of the conditions of approval was to obtain DEP approval

Thornbury Township Board of Supervisors- September 21, 2010

for the sewage planning module. This resolution provides for an oversight agreement that is required by DEP to approve the sewage planning module. This agreement provides the following:

- Allows the Township to monitor the operations of the sewage facility.
- Requires periodic discharge reports to be sent to the Township.
- Allows the Township to access the facility when needed.
- Allows the Township to take action under Commonwealth Laws if the facility is not being operated according to federal, state, or local regulations.

Mike Gast noted that the Township has this kind of agreement with every private provider in the Township.

Bob Miller inquired if our Solicitor is familiar with the agreement.  
Ms. Labrum noted that she was.

Percy Neall inquired if this is the same agreement as our other oversight agreements.

Kathy Labrum noted that it is the same.

Ed Travis inquired if every time someone new joins with an existing facility that is also being run by Little Washington that a new agreement is drawn up.

Kathy Labrum noted that this agreement covers the plant operation. Now the site is covered.

**Bob Miller motioned to approve resolution 2010-18 oversight agreement with Little Washington Wastewater Company. The motion was seconded by Ed Travis. All were in favor. Motion carried.**

**3. Resolution 2010-19: Penn Oaks Golf Club Sewage Facilities Planning Module**

Brody Bovero noted that this is the second part for Penn Oaks. The Board required that Penn Oaks obtain DEP approval for the sewage planning module. In order for DEP to approve the sewage planning module, the Board of Supervisors must adopt the attached resolution, which states that plans have been reviewed and comply with Township regulations. The Planning Module has been reviewed by Yerkes and is in compliance. Passing this resolution would authorize the Township to send it to DEP for their approval.

Bob Miller wanted to Thank Penn Oaks Club for ALS Golf Tournament.

Tom Spackman inquired about putting the salt shed at the Golf Club.

Percy Neall inquired about Board Members that live in a community that will benefit from a service.

Kathy Labrum noted that these resolution are simple documents that our required by law so there is no need.

**Bob Miller motioned to approve Resolution 2010-19 Penn Oaks Golf Club Sewage Facilities Planning Module. The motion was seconded by Ed Travis. All were in favor. Motion carried.**

## **VI. PUBLIC COMMENTS**

Jim Jordan noted that Cheyney University now has its own Police force and would like to know the following:

- What is there authority
- Where is that authority derived from
- Who are they accountable to

Mike Gast noted that he is not sure of the answers, but will be meeting with Cheyney University over other issues and will find out and send his answers via email to Jim Jordan.

John Blazik noted that the stop sign on Brinton Lake Road and Fox Meadow needs to be taking down. Traffic at that intersection is a joke and that the stop sign was put up for traffic claming and that is illegal. It is affecting his quality of life and his health.

John Blazik also noted that his neighbor is running a business from his house and the neighborhood is residential.

Jim Jordan inquired if any Board member has read the Pennsylvania Constitution.

Mike Lyons, attorney for Karin Crooks introduced Jim Fritsch, from Regester Associates.

Jim Fritsch noted that Karin Crooks property at 220 West Street Road is north of the Brinton Village development. Brinton Villages has constructed two Burns along the southern part of her property line. One is constructed across the property line and the water flow is blocked. These berms were not constructed as per the plans. Karin Crooks requests that that Township not release any more escrow money until this issue is resolved.

Mike Gast noted that the issue of escrow release is complicated.

Bob Miller noted that our Engineers have informed the Board that Ms. Crooks' concerns are correct. We will be checking into it.

The Board directed Brody Bovero to notify the Benson Companies of their non-compliance issues and require them to make necessary corrective action.

## **VII. OTHER MATTERS**

## **VIII. COMMISSION REPORTS**

### **A. Planning Commission – Ed Travis**

No Meeting

### **B. Historic Preservation Commission – Tom Spackman**

Tom Spackman noted that the HPC is starting to work on Oral History of the Township. We will be putting together questions to ask and will put it all together for the residents to see it.

Ann Dzamba noted that the oral history is just a continuation from our Historical Survey. We have beautiful books of the Townships History now it will have a voice.

Mike Gast wanted to let Mr. Galantino know that the Historic Preservation Commission praised him on letting them have there meeting on his property and all the information you provided.

### **C. Park and Recreation – Brooks Durham**

There was no meeting. But the Fall Festival is scheduled for October 2, 2010.

### **Council of Governments – Mike Gast**

The next COG meeting will be in September 23.

### **D. Cheyney Liaison – Mike Gast**

Mike Gast noted there is no update at this time.

## **IX. Approval of Bill List, \$92,031.68 – Bob Miller**

Thornbury Township Board of Supervisors- September 21, 2010

Bob Miller presented the September bill list for \$92,031.68.

**Ed Travis motioned to approve the bill list. Bob Miller seconded the motion. Ed Travis, Mike Gast, Bob Anthony were in favor. Percy Neall opposed. Motion carried.**

**X. ADJOURNMENT**

**Bob Miller motioned to adjourn the meeting. Anthony Miller seconded the motion. All were in favor. Motion carried.**

Respectfully Submitted,

Brody Bovero  
Township Manager