

THORNBURY TOWNSHIP, CHESTER COUNTY
BOARD OF SUPERVISORS
REGULAR MEETING
MINUTES – August 18, 2009

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 Ed Travis, Chairman via telephone; Mike Gast, Vice-Chairman; Robert Miller, Percy Neall, Board Members, Kathy Labrum, Esq., Solicitor; and Cary Vargo, Township Manager. An executive session was held after the regularly scheduled meeting to discuss real estate. There were 5 signed guests.

II. WESTTOWN EAST GOSHEN POLICE REPORT – Sergeant Gorman

Sergeant Gorman presented the April police report. There were 156 calls for service which constituted 13 % of the total calls for the three Townships.

Bob Miller inquired about the operation of the Enrad and asked if it has been deployed in Thornbury Township.

Sergeant Gorman stated that he would check on recent operations and deployment.

Percy Neall advised Sgt. Gorman about recent incidents of solicitation in his neighborhood. Percy also inquired about a request to see an officer in reference to solicitation that resulted in no response.

Sergeant Gorman stated that he would investigate the specific request and share the findings.

Bob Miller advised that he would also inquire at the upcoming police commission meeting.

III. APPROVAL OF MINUTES

A. July 21, 2009 (BOS Meeting)

Mike Gast noted two minor corrections on page 2. Addition - page 3 - BLUER presentation – Mike Gast noted that this represented an example of an existing program and has not been proposed by BLUER. The various options and details are to be considered at a later date.

Bob Miller motioned to approve the minutes with the above changes. The motion was seconded by Percy Neall. All were in favor. Motion carried.

B. August 4, 2009 (Work Session)

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

IV. AGENDA BUSINESS:

1. Hearing – Ordinance Amendment – Chapter 120, Article III, Emergency and Municipal Services Tax.

Mike Gast opened the hearing for the Amendment –Chapter 120, Article III, Emergency and Municipal Service Tax.

Kathy Labrum introduced the public advertisement published in the Daily Local News three (3) times on the following dates: July 31, 2009, August 5, 2009 and August 10, 2009.

Mike Gast solicited public comment. No public comment was heard.

Mike Gast closed the hearing.

Mike Gast motioned to approve Ordinance Amendment- Chapter 120, Article III, Emergency and Municipal Service Tax. Bob Miller seconded the motion. Mike Gast, Bob Miller and Ed Travis were in favor. Percy Neall opposed. Motion carried.

2. Hearing – Ordinance 2009-4 – An Ordinance Authorizing the Participation of Thornbury Township in the Delaware Valley Health Insurance Trust Pursuant to the Pennsylvania Intergovernmental Cooperation Law.

Mike Gast opened the hearing for proposed Ordinance 2009-4, authorizing the Participation of Thornbury Township in the Delaware Valley Health Insurance Trust Pursuant to the Pennsylvania Intergovernmental Cooperation Law.

Cary Vargo introduced the public advertisement published in the Daily Local News one (1) time on the following date: August 5, 2009

Mike Gast solicited public comment. No public comment was heard.

Mike Gast closed the hearing.

Percy Neall motion to approve Ordinance 2009-4, Authorizing the Participation of Thornbury Township in the Delaware Valley Health Insurance Trust Pursuant to the Pennsylvania Intergovernmental Cooperation Law. Bob Miller seconded the motion. All were in favor. Motion carried.

3. Approval of Delaware Valley Health Insurance Trust Agreement.

Mike Gast noted the required approval of the DVHIT agreement.

Percy Neall motioned the approval of the Delaware Valley Health Insurance Trust Agreement. Bob Miller seconded the motion. All were in favor. Motion carried.

4. Hearing - Ordinance Amendment - Chapter 135, Article VII, Engine Brakes.

Mike Gast opened the hearing for the proposed Ordinance Amendment – Chapter 135, Article VII, Engine Brakes.

Cary Vargo introduced the public advertisement published in the Daily Local News one (1) time on the following date: August 5, 2009. Cary explained that this ordinance amendment prohibits the use of engine brakes within municipal limits.

Mike Gast solicited public comment. No public comment was heard.

Mike Gast closed the hearing.

Bob Miller motioned to approve the Ordinance Amendment – Chapter 135, Article VII, Engine Brakes. Percy Neall seconded the motion. All were in favor. Motion carried.

Ed Travis was out of the country and concluded his participation in the meeting at 7:20 p.m.

5. Consider Meadowcroft Presbyterian Church Escrow Release #4, \$188,578.00.

Bob Miller requested that recommendation letters issued by Yerkes contain as much specificity as possible.

Percy Neall motioned to approve Meadowcroft Presbyterian Church Escrow Release #4, \$188,578.00. The motion was seconded by Bob Miller. All were in favor. Motion carried.

6. Consider Brinton Village Escrow Release #15, \$2,838.50.

Bob Miller motioned to approve Brinton Village Escrow Release #15, \$2,838.50. The motion was seconded by Percy Neall. All were in favor. Motion carried.

7. Approval of Penn Dot Electronic Licensing Agreement, Resolution 2009-14.

Mike Gast explained that this is an administrative action, allowing the Township to utilize electronic submission for various required reports at no cost to the Township.

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Percy Neall motioned the approval of the Penn Dot Electronic Licensing Agreement, Resolution 2009-14. The motion was seconded by Bob Miller. All were in favor. Motion carried.

8. Consider and Approve a Phase I Archeological Study – Waln Run Park, \$9,890.

Mike Gast noted that the Township recently received correspondence from the PHMC detailing a required Phase I Archeological Study at the Waln Run Park, prior to construction activities commencing. Three proposals were solicited for the required work. The lowest responsible proposal was received by John Milner Associates Inc. for \$9,890.

Proposal Submitted By	Cost \$\$
John Milner Associates	\$9,890
A. D. Marble & Company	\$12,342.62
Cultural Heritage Research Services Inc.	\$13,855.05

Mike Gast motioned to approve the lowest responsible proposal submitted by John Milner Associates for \$9,890 to perform the Phase I Archeological Study for the Waln Run Park. The motion was seconded by Bob Miller. All were in favor. Motion carried.

9. Approval of Six (6) Month Extension for the Vision Partnership Program Historic Resource Inventory Grant Contract, Expiration May, 2010.

Mike Gast noted the original expiration date of the grant, November 30, 2009. The Township requested and received approval for a six (6) month extension of the deadline, now May, 2010. This new deadline will allow for the completion of the Historic Resource Inventory Project.

Percy Neall motioned to approve the (6) month contract extension for the Vision Partnership Program, Historic Resource Inventory Grant. The motion was seconded by Bob Miller. All were in favor. Motion carried.

10. Approve Lease Extension – Goose Creek Grill, Resolution 2009-15.

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

11. Consider and Approve a Resolution of Support for a Westtown Township PA DEP Conservation Works Grant Application, Resolution 2009-16.

Mike Gast noted that Resolution 2009-16 expresses support for Westtown Township and the Westtown East Goshen Regional Police Commission in their efforts to obtain grant funding for an alternative energy (solar) project.

Percy Neall motioned to approve Resolution 2009-16. The motion was seconded by Bob Miller. All were in favor. Motion carried.

V. PUBLIC COMMENT PERIOD

Peter Galantino introduced Patrisa Witting to the Board of Supervisors to speak for him regarding his property.

Patrisa Witting spoke in regards to the Zoning Hearing Board decision (Wood property) and her belief that the property line is misidentified in the proceedings and a recent right to know request received from the Township having redacted portions on the requested documents.

Kathy Labrum noted that the Board of Supervisors does not have any authority over decisions made by the Zoning Hearing Board.

Mike Gast noted that the Board will review the information and will address it accordingly.

Ben March thanked the Board of Supervisors for the installation of the strobe lights on Route 202. Ben also thanked John Neff for the removal of the brush on the east side of 202 south of Greentree Drive.

Bob Miller also noted the installation of the Wavetronix unit at the intersection.

VI. OPERATION REPORTS

A. Approval of Bill List, \$84,531.65 – Bob Miller

Bob Miller presented the July bill list for \$84,531.65 and reviewed the major expenditures.

Mike Gast motioned to approve the bill list as presented. Percy Neall seconded the motion. All were in favor. Motion carried.

VI. OTHER MATTERS

Mike Gast announced three open positions on Township commissions. The positions are as follows: one (1) on the Park & Recreation Commission, one (1) on the Zoning Hearing Board and one (1) on the Historic Preservation Commission. The Township will advertise these positions and allow 30 days for the submission of resumes. The open positions will be announced via the Township website and the email system.

VIII. ADJOURNMENT

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

Respectfully Submitted,

Cary B. Vargo
Township Manager/Secretary