

THORNBURY TOWNSHIP, CHESTER COUNTY
BOARD OF SUPERVISORS
REGULAR MEETING
MINUTES – January 27, 2009

I. CALL TO ORDER

The regularly scheduled meeting of the Thornbury Township Board of Supervisors was called to order by Ed Travis at 7:08 P.M. in Thornbury Township's meeting room. In attendance were Supervisors Ed Travis, Chairman; Michael Gast, Vice-Chairman; Robert Miller, Percy Neall, Board Members, Kathy Labrum, Esq., Solicitor; and Cary Vargo, Township Manager. There were 5 signed guests. An executive session was held prior to the regularly scheduled meeting to discuss personnel & legal matters.

II. WESTTOWN EAST GOSHEN POLICE REPORT – Detective Sergeant Cahill

Detective Sergeant Cahill presented the December 2008 police report. There were 117 calls for service which constituted 9% of the total calls for the three Townships.

Detective Sergeant Cahill informed the residents that there have been a number of thefts from vehicles at the Penn Oaks Fitness Center. The police department is actively investigating.

An arrest has been made in reference to the day time burglaries in our area.

Mike Gast inquired about assistance that can be provided by the Township, such as the posting of information on the Township's website.

Cary Vargo noted that this information will be in our next newsletter and has been posted on the web site.

Bob Miller asked about using the email notification system.

III. PUBLIC COMMENT PERIOD

Percy Neall inquired about the amendment to Chapter 105 of the Township's Ordinance, Pretreatment Standards for Industrial Waste. Percy asked that Rich Acciavatti review the amendment because it may impact his commercial use.

Kathy Labrum stated that it is an amendment to our sewer ordinance in order to bring us into compliance with U.S. Environmental Protection Agency requirements on the pretreatment of industrial waste and it will not impact the current commercial uses in the Township.

IV. APPROVAL OF MINUTES

A. December 16, 2008 (BOS Regular Meeting)

Mike Gast asked that three sentences be deleted from page 6 of the draft minutes of December 16, 2008.

Bob Miller motioned to approve the minutes with the changes. Ed Travis seconded the motion. Mike Gast, Ed Travis and Bob Miller were in favor. Percy Neall opposed. Motion carried.

B. January 5, 2009 (BOS Re-Organization Meeting)

Mike Gast motioned to approve the minutes. The motion was seconded by Percy Neall. All were in favor. Motion carried.

V. AGENDA BUSINESS:

1. Lease Approval – 842 East Street Road – McCormick Karate Academy

Ed Travis asked if the enclosed lease has changed from the previous lease.

Cary Vargo noted that the only change is the individual lessor, Ted Way. Ted Way has been involved with and operating the business throughout 2008 with no issues. Ted has been punctual with all his payments and does not present an issue for the Township.

Rich Acciavatti asked about any increase in the rent.

Cary Vargo noted that the lease includes a 3.5% increase for 2009 and a 3% increase for 2010.

Mike Gast motioned to approve the lease for the McCormick Karate Academy. The motion was seconded by Bob Miller. All were in favor. Motion carried.

2. Brinton Village Escrow Release # 13, \$9,598.25

Cary Vargo explained that Benson has requested an escrow release in the amount of \$9,598.25. Yerkes Associates recommended the release of the full amount. The Brandywine at Thornbury HOA has reviewed the request.

Ed Travis inquired about the ongoing issue with the emergency gate.

Cary noted that the issue will be addressed in the spring with appropriate plantings.

Mike Gast motioned to approve the Brinton Village Escrow Release # 13 for \$9,598.25. Bob Miller seconded the motion. All were in favor. Motion carried.

3. Approval of Township Building Cleaning Contract

Cary Vargo noted that Teresa took the lead on this issue. Multiple cleaning companies were researched and three were interviewed. The staff is recommending Brite Facilities Solutions with a cost of \$45/weekly for a total annual expenditure of \$2,340. This is an annual savings of 13%.

Bob Miller inquired about the required insurance certificate and asked that this requirement be added to the contract.

Bob Miller motioned to approve the cleaning contract with Brite Facilities Solutions with the amendment to the contract requiring the proper insurance certifications. Ed Travis seconded the motion. All were in favor. Motion carried.

4. Approval of Township Manager as Alternate Signatory.

Ed Travis noted that, at the re-organization meeting, we failed to acknowledge the Township Manager as an alternate signatory.

Bob Miller noted that all Township issued checks require two signatures.

Ed Travis motioned to approve the Township Manager as Alternate Signatory. Percy Neall seconded the motion. All were in favor. Motion carried.

5. Frens & Frens Proposal - Preservation Options for the Dallet Property Barn, \$11,080

Ed Travis explained that the proposal was for Frens & Frens to provide cost estimates and detailed options for the Barn located on the Dallet Property.

Chris Lang stated that he believed that the scope of work, specifically item #2, sub-item #3 could be refined in order to avoid a duplication of past work. Chris recommended meeting with Dale Frens to refine this section of the proposal.

Rich Acciavatti recommended a final decision on the disposition of the property.

Mike Gast motioned to approve the Frens & Frens Proposal, not to exceed \$11,080, with the refined scope of work. Percy Neall seconded the motion. All were in favor. Motion carried.

6. Approval to Advertise Ordinance Amendment – Chapter 105 Sewers, Article 5, Pre-Treatment Standards and Regulations for Industrial Waste Water Discharges

Kathy Labrum explained that this request was received from West Goshen Township in order to comply with U.S. EPA standards for pre-treatment of industrial wastewater discharges. This amendment will not affect any users in Thornbury Township.

Mike Gast motioned to approve the advertising of ordinance 2009-1, amending the code of ordinances of Thornbury Township, Chapter 105 titled sewers. Bob Miller seconded the motion. All were in favor. Motion Carried.

VI. COMMISSION REPORTS

A. Planning Commission

No Report

B. Historic Preservation Commission – Chris Lang

Chris Lang noted that the Historic Preservation Commission had their re-organization meeting and he is again the Chairman of the commission. The commission recently discussed the Historic Resource Inventory Project and the Dallet Property. The application for the National Registry has been submitted to the PHMC.

C. Park and Recreation – Percy Neall

Percy Neall noted that Brooks Durham is now the Chairman of the Park and Recreation Commission.

Ed Travis noted that he has had conversations with Westtown representatives in reference to the sharing of recreational events.

D. Council of Governments – Mike Gast

The next WCACOG's meeting is scheduled for February 26, 2009.

E. Cheyney Liaison – Mike Gast

Mike Gast noted that a meeting was held with representatives of Cheyney University on January 9, 2009. Items of discussion included wastewater management issues, town & gown relations, and collaborative historic preservation efforts.

F. Dallet Property

No Report

VII. MANAGER'S REPORT – Cary Vargo

- Ø The Township is now offering discount tickets to many ski resorts and to AMC movie theaters.
- Ø The application for the National Registry of Historic Places has been submitted to the PHMC.
- Ø PA H2O - Act 63 grant application will be filed with the DCED. Projects include the College Hill Drive area of the Township (32 homes) as well as Thornbury Estates (110 homes).
- Ø The next Township event will be the Egg Hunt, scheduled for April 5, 2009 and will be advertised in our upcoming newsletter.
- Ø Orleans has moved forward with the clean up of the Dallet Property. A DEP permit to haul the waste tires has been submitted.
- Ø The weather has not been kind to us so far this winter. The Township has used approximately 200 tons of salt thus far.
- Ø The next COG meeting is scheduled for February 26, 2009 at the Westtown Township municipal building.

VIII. OPERATION REPORTS

A. Road Master Report- Mike Aiello

No report

B. Approval of Bill List, \$141,798.45 – Bob Miller

Bob Miller presented the January bill list for \$141,798.45 and reviewed the major expenditures.

Percy Neall inquired if any money was spent last month on Traffic Engineering.

Bob Miller answered no.

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

C. Treasurer's Quarterly Report – Bob Miller

Bob Miller presented the Treasurers Quarterly Report.

Ed Travis noted that the Township's debt was extinguished in full in 2008.

Ed Travis motioned to approve the Treasurer's Quarterly Report as presented. Mike Gast seconded the motion. Mike Gast, Ed Travis, Bob Miller were in favor. Percy Neall opposed. Motion carried.

IX. OTHER MATTERS

A. Engine Brakes

Ed Travis noted that a resident from Westtown Township had called about truck traffic on Route 926, specifically the use of engine brakes. In response to this issue, correspondence has been sent to the CVS construction site requesting that trucks delivering to the site limit the use of their engine brakes.

Percy Neall noted that he has received calls in reference to this same issue on Dilworthtown Road.

Cary Vargo noted that correspondence had been sent to the local quarry asking that they remind their drivers of the prohibition on engine brakes in that area of the Township.

X. ADJOURNMENT

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

Respectfully Submitted,

Cary B. Vargo
Township Manager/Secretary