

EAST BRANDYWINE TOWNSHIP BOARD OF SUPERVISORS
REGULAR SESSION
Wednesday, June 20, 2007

Those in Attendance:

Jay G. Fischer, Chairman
Hudson L. Voltz, Vice-Chairman
David A. Kirkner, Member
Scott T. Piersol, Township Manager
Mark Kocsi, Chief of Police
Mary Beth Smedley, Secretary/Treasurer

The East Brandywine Township Board of Supervisors meeting of Wednesday, June 20, 2007 was called to order by Chairman Fischer at 7:30 P.M. at the East Brandywine Township Municipal Complex. There were nineteen visitors present.

Opening of Meeting

Chairman Fischer Voltz opened the meeting with a Salute to the Flag.

Commendations – Corporal Steven Leifholt and Officer Joseph Glasgow

Chief Kocsi stated that Unit Commendations were being awarded to Corporal Steven Leifholt and Officer Joseph Glasgow by the Brandywine Regional Police Commission. On Wednesday, February 21, 2007 Officer Joseph Glasgow and assisting Officer Corporal Steven Leifholt, stopped two vehicles at the Sunoco Convenience Store for traffic violations. The operators and passengers in the vehicles acted nervous, suspicious and were evasive in answering questions. During the vehicle stop the officers developed a reasonable suspicion to believe that criminal activity was afoot. The officers' requested to search the vehicles and were granted permission. During the search of the vehicles, the officers uncovered a pound of marijuana and over 700 illegally recorded DVD movies and music CDs. One of the suspects was taken into custody as a result of this find.

The ensuing investigation expanded to involve security experts from the Motion Picture Association of America, the Recording Industry Association of America and Paramount Pictures. During the investigation it was discovered that the suspect was on federal probation for drug trafficking. Security investigators noted that the majority of illegal DVD and CD seizures were a result of raiding "recording laboratories" and that this incident was considered the largest "non-laboratory" seizure in the Philadelphia region.

Officer Joseph Glasgow and Corporal Steven Leifholt's persistent and strong observations resulted in the arrest of a repeat narcotics offender and the recovery of thousands of dollars worth of illegal merchandise. Their diligence and determination are to be commended.

Corporal Leifholt and Officer Glasgow were congratulated for a job well done by the Brandywine Regional Police Chairman David Kirkner and member Rebecca Corbin, the East Brandywine Township Board of Supervisors and Mr. Piersol.

Presentation of American Flag by Officer Joseph Glasgow

Officer Joseph Glasgow was deployed to Kuwait in 2006. Joe said that during the time he was deployed, Chief Kocsi, the Brandywine Regional Police Commission and his fellow officers and co-workers were very generous and sent him pictures, cards, supplies and encouragement. As a token of his appreciation he presented the Brandywine Regional Police Commission with an American Flag that was flown over Camp Patriot, outside of Kuwait City. Chief Kocsi, the Brandywine Regional Police Commission and the East Brandywine Township Board of Supervisors thanked Joe for the flag and for his service to our Country.

Swearing In Ceremony – Officer Richard Gasparo

Officer Gasparo has been hired by the Brandywine Regional Police Commission as a part-time police officer. Chief Kocsi said that Officer Gasparo resides in West Norriton Township. Rich is a 1999 graduate of Norristown High School and graduated from Montgomery County Community College in 2006 with an Associates Degree in Criminal Justice and will be graduating from the Police Academy, which he attended on a part-time basis while working full-time.

Chief Kocsi introduced District Justice James J. Charley, Jr. who conducted Officer Gasparo's swearing in. Officer Gasparo was congratulated by the Brandywine Regional Police Chairman David Kirkner and member Rebecca Corbin, the East Brandywine Township Board of Supervisors and Mr. Piersol.

Notices

The July Planning Commission meeting will be held July 11, 2007 at 7:30 P.M.

The July 5, 2007 Board of Supervisors' Work Session has been cancelled.

Public Comment for Non-Agenda Items

Chairman Fischer asked if there were comments on non-agenda items. There were none.

Minutes: Board of Supervisors – May 16, 2007

Chairman Fischer asked if there were any additions or corrections to the above minutes. There were none. Mr. Kirkner made a motion to approve the May 16, 2007 minutes as presented. Vice-Chairman Voltz seconded the motion, with all voting Aye.

Minutes: Board of Supervisors – June 7, 2007

Chairman Fischer asked if there were any additions or corrections to the above minutes. There were none. Vice-Chairman Voltz made a motion to approve the minutes. Mr. Kirkner seconded the motion, with all voting Aye.

Minutes: Planning Commission Minutes – June 6, 2007

Chairman Fischer asked if there were any additions or corrections to the above minutes. There were none. Vice-Chairman Voltz made a motion to approve the minutes as presented. Mr. Kirkner seconded the motion, with all voting Aye.

Treasurer's Report

Mrs. Smedley read the account balances as of June 20, 2007. After review of the Treasurer's Report/Financial Statement, Vice-Chairman Voltz made a motion to approve the report and authorize payment of the bills. Mr. Kirkner seconded the motion, with all voting Aye.

Report: Township Manager's Report

Family Day in the Park is scheduled for this Sunday, June 24th from 10 AM until 3 PM. Our Park & Rec Board, in conjunction with the Chester County Crusin' Classics Car Club has several activities for children and adults, including the annual classic car show, moon bounce, pony rides and a craft show. We are hoping for weather similar to the past two Saturdays for our event.

Plans for Phase III of the Community Park are being finalized by our Township Engineer. Mr. VanLew and Mr. Piersol have been working with Mike Conrad and Chuck Jackson on the plans, and have reviewed these plans with our Park & Rec Board and representatives of EBVA, and have incorporated changes and modifications from those reviews. The construction is proposed to be done in two phases. Bid documents are being created for our review, which we hope to have soon. We hope to advertise for bids by mid-summer, and award both contracts by late summer, and start construction shortly thereafter.

A draft report from the Bondsville Mill Committee is being circulated for comments prior to formal submission to the Supervisors later this summer. The draft report suggests the creation of a passive park with walking trails linking to adjacent residential developments, which would transform a former industrial site into an historic and cultural resource. The park would document an aspect of industrial history in the Township, and show the evolution of industrial power from water to steam, preserve one of the County's unique mills and a portion of the Beaver Creek, a high-quality watershed, along with 25 acres of open space.

Issues with the traffic signal at the Bondsville / Hopewell intersection with Horseshoe Pike were recently corrected, and traffic is moving more smoothly through the Village, particularly during the AM & PM peak times. However, we have received several calls of concern recently about the signal head on the southeast corner of the intersection, which PennDOT permitted as a pedestrian crossing signal. This signal conflicts with the traffic signal on the southwest corner, which controls the traffic movements from Hopewell Road. Motorists are confused by the conflicting signals, and have called the Township Office or the Police Department to express their concerns. We previously addressed this issue with PennDOT, and were told these signals, rather than the pedestrian "hand" signal, are the Department's preferred means of pedestrian notification. We have turned the signal head to the east, and had louvers installed to attempt to correct this situation, but the issue remains. Mr. Piersol has contacted Katherine Sohnly, the local PennDOT field representative, to discuss how we could work together to resolve this issue, since

the Department approved the permit using this type of pedestrian signal, and would need to approve any changes to the signal permit.

Our Open Space Committee was recently approached by property owners with a small farm with land in both East and West Brandywine Townships to discuss their interest in our Open Space Program. We are working with Kevin Anderson of Brandywine Conservancy on this matter, due to the complexity of having property in two municipalities.

We have received several inquiries regarding the referendum to permit alcoholic beverages for the Applecross Country Club. This referendum was approved by the voters in the Township, and will permit Applecross Country Club LLC to file an application with the State Liquor Control Board for a privately-owned public golf course license which would permit the sale of alcohol to the public on the golf course and in the restaurants and lounges associated with the facility. One primary question was about public access to restaurant facilities. Mr. Voltz recently received correspondence from ClubCorp, the firm that will manage the golf course, clarifying that public access to the club facilities is a requirement of their license. The opening of the course is at least 18 months away, and details on club memberships are still works in progress. Club Corp has indicated that the Applecross Country Club will be open for public accommodations, however. Club Corp. has indicated a willingness to involve the Township in future discussions on this subject. More information on these issues will be provided in future newsletters and public meetings. Chief Kocsi asked if liquor would be served on the golf course. Mr. Voltz stated that this was a possibility, but discussions about this would be part of the final plan approval.

Report: Building Inspector/Zoning Officer – Report for May 2007

Mr. Piersol read the Building Inspector/Zoning Officer's Report for May 2007. There were twenty-five building permits issued, eight zoning permits issued, ten use and occupancy permits issued, and one hundred and nine inspections conducted during the month. The total fees collected were \$23,466.90.

Park and Recreation Committee

East Brandywine Township's annual Fore the Park outing was held at the Honeybrook Golf Club on Wednesday, May 23rd and was a great success. The Board thanked Park and Rec Chairman Jim Worrell for his hard work. Community Day in the Park will be held Sunday, June 24th from 10:00 A.M. to 3:00 P.M.

Report: Brandywine Regional Police Commission

Mr. Kirkner reviewed the minutes for April 2007. The Police Commission interviewed candidates for part-time patrol officers. The Commission hired Richard Gasparo and may hire other officers later in the year.

The next Brandywine Regional Police Commission meeting will be held Thursday, June 28th at 8:00 A.M. at the Wallace Township building.

Report: Police Chief - Police Activity Report for May 2007

Police Activity Report – May 2007

Investigations	202
Traffic Citations	179
Traffic Warnings	40
Traffic Accidents	17
Criminal Arrests	8
Summary Arrests	2

Criminal Investigations – May 2007

Burglary/Criminal Trespass	1
All Assaults	4
Theft/Fraud	6
Disorderly Conduct/ Harassment	4
Disturbances	7
Suspicious Activity/ Persons	21
Domestics	4
Criminal Mischief	9
Juvenile Complaints	0
Missing Persons/ Runaways	0
Driving Under the Influence	2
Fugitive Warrants	0
Drugs	2
Underage Drinking	1
Other	1

The Police Department will have an information table set up at both the Wallace Day and East Brandywine Community Day celebrations this month. Informational pamphlets and fingerprinting will be available.

Officer Mike McBride has reported for military duty in Texas. He will be stationed there until late November. Chief Kocsi and the Brandywine Regional Police Commission wish him the best of luck while he is away.

Report: Fire Company's Activity Report for May 2007

Mr. Piersol read the Activity Report for the month of May, 2007, as submitted by Fire Chief Robert Zynn, Jr. There were sixty-seven total incidents. In East Brandywine Township there were ten fire calls and fifteen QRS calls. In West Brandywine Township there were nine fire

calls and twenty-one QRS calls. Mr. Piersol stated that the Kid's Festival for June 9th was a huge success. The Fire Department received many positive compliments. Mr. Piersol thanked Officer John Williams and Officer Joe Glasgow for taking part in the festival. The East Brandywine Fire Company will play a softball game with the Downingtown Fire Department at the Family Day in the Park on June 24th.

Subdivisions

Hillendale – The Planning Commission is recommending the Board accept an extension to review this subdivision application until July 30, 2007. Chairman Fischer made a motion to accept this extension. Vice-Chairman Voltz seconded the motion, with all voting Aye.

Guthriesville Plaza Associates – Waiver Request

The owner and applicant is Guthriesville Plaza Associates. The plan proposes a subdivision of parcel 30-5-70.4 into two separate lots. The tract is located within the Village Commercial Zoning District and is situated between Horseshoe Pike and Hopewell Road. The present access to the site is from Horseshoe Pike. The site contains a strip commercial center with a parking lot, concrete walks, sheds, storm sewers and steep slopes. No new improvements are currently proposed. The net acreage for the newly created lot would be 1 ½ acres.

The applicant is requesting a waiver from Section 350.24.B(2)(i) of the subdivision ordinance from providing additional detail on the lot with the existing structures that will not be modified by the subdivision. The Planning Commission and Township Engineer support this waiver request. Chairman Fischer asked if there were any questions, there were none. Chairman Fischer made a motion to grant the above waiver request. Mr. Kirkner seconded the motion, with all voting aye.

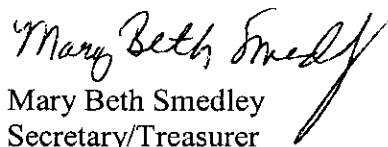
Additional Public Comment

Chairman Fischer asked if there were additional public comments. There were none.

Adjournment

There being no further business, Chairman Fischer made a motion to adjourn the meeting. Vice-Chairman Voltz seconded the motion, with all voting Aye. The meeting was adjourned at 8:05 P.M.

Respectfully submitted,


Mary Beth Smedley
Secretary/Treasurer