

**EAST BRANDYWINE TOWNSHIP BOARD OF SUPERVISORS
REGULAR SESSION
Wednesday, October 15, 2008**

Those in Attendance:

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

The East Brandywine Township Board of Supervisors meeting of Wednesday, October 15, 2008 was called to order by Chairman Voltz at 7:30 P.M. at the East Brandywine Township Municipal Complex. Also in attendance were Officer Anthony Howe, Officer Jeffrey Myers, and Officer Steven Tyree from the Brandywine Regional Police Department, John Black, from the East Brandywine Township Historical Commission and fifteen other visitors.

Opening of Meeting

Chairman Voltz opened the meeting with the Pledge of Allegiance led by Boy Scout Troop 84 from West Chester.

Public Comment for Non-Agenda Items

Chairman Voltz asked if there were comments on non-agenda items. Mr. Dennis McCool, a homeowner in the Quail Hill Development said that he and several other Quail Hill residents were attending the meeting in the event that the Board discussed the purchase of property near Quail Hill for the purpose of a composting site. Chairman Voltz stated that this item wasn't on the agenda for discussion and although the subject has been preliminarily discussed in the past, no decisions have been made about purchasing property or having a composting site.

Minutes: Board of Supervisors – September 17, 2008

Chairman Voltz asked if there were any additions or corrections to the above minutes. There were none. Mr. Fischer made a motion to approve the September 17, 2008 minutes as presented. Vice-Chairman Kirkner seconded the motion, with all voting Aye.

Minutes: Board of Supervisors – October 2, 2008

Chairman Voltz asked if there were any additions or corrections to the above minutes. There were none. Vice-Chairman Kirkner made a motion to approve the October 2, 2008 minutes as presented. Mr. Fischer seconded the motion, with all voting Aye.

Minutes: Planning Commission Minutes – September 3, 2008

Chairman Voltz asked if there were any additions or corrections to the above minutes. There were none. Mr. Fischer made a motion to approve the September 3, 2008 minutes as presented. Vice-Chairman Kirkner seconded the motion, with all voting Aye.

Minutes: Planning Commission Minutes – October 1, 2008

Chairman Voltz asked if there were any additions or corrections to the above minutes. There were none. Vice-Chairman Kirkner made a motion to approve the October 1, 2008 minutes as presented. Mr. Fischer seconded the motion, with all voting Aye.

Treasurer's Report

Mrs. Smedley read the account balances as of October 15, 2008. Mr. Fischer made a motion to approve the Treasurer's report and payment of the bills. Chairman Voltz seconded the motion, with all voting Aye. Vice-Chairman Kirkner abstained from voting on check #11587, a medical reimbursement check.

Report: Township Manager's Report

The Downingtown Area School District has invited the Supervisors and Township Staff to a rededication ceremony for the Brandywine-Wallace Elementary School, to be held this Sunday, October 19th at 2 PM. The School District will be dedicating the renovations done last spring and summer to the school building, originally opened in 1962. Mr. Piersol was contacted today by the District as they wanted a Township representative to attend. We learned that the invitations were not mailed.

Chairman Voltz & Mr. Piersol met with concerned residents on September 30th to discuss the ATV issue. A revised ordinance regulating the ATV operation was presented, along with draft revisions to our existing Noise Standards section of our Zoning Ordinance. We are attempting to create regulations by consensus of the parties involved that will address the issues or concerns from both sides to the greatest extent possible. Our Township Engineer has loaned the Township a decibel meter and has trained Mr. Piersol in its operation. We will be checking the sound levels of the ATVs operating later this month. The Ordinance Task Force will be discussing both draft ordinance revisions at their October 22nd meeting. The group will be meeting again on Tuesday, November 11th.

Mr. Piersol will be meeting with Matt Boggs from Yerkes Associates next week to move forward with updating our sewage management plan. We have requested updated data from the County's Septage Management Reporting System. Now that the County's data reporting system is fully operational, we expect to be able to begin notification of residents who have not had their septic systems pumped and inspected within the past 3 years in the spring of 2009 to have this work done and reported by the hauler.

Chairman Voltz, Vice-Chairman Kirkner, Mr. Piersol and Mr. VanLew met with Caln Township representatives September 22nd to discuss the East Fisherville Road Bridge. Mr. VanLew and Mr. Piersol met with the property owner of 3707 East Fisherville Road to investigate the possibility of creating a turn-around area prior to the bridge for large trucks and school buses using the roadway. The road would be posted as "No Outlet." Property owner Michael Gambone is willing to work with the Township on this plan. We have agreed to conduct a property survey as part of the plan to create the turn-around area on his property. Caln Township agreed to have the true weight rating of the bridge determined. Once this engineering review has determined the ability of the bridge to withstand a limited amount of traffic, we hope to be able to re-open the bridge on a limited basis for one-way traffic to Bondsville Road.

At the October 14th Municipal Authority meeting, the Authority received a proposal from Hydraterra Professionals to update the Township's Act 537 Sewage Facilities Plan through a Special Study. The Authority has requested a letter from the Supervisors to be included in the submission to PA DEP which indicates the Township has authorized the Municipal Authority act on its behalf in revising this plan. Mr. Piersol asked the Board to approve drafting this letter to be included in the submission to PA DEP. Mr. Fischer made a motion to approve drafting the letter. Vice-Chairman Kirkner seconded the motion, with all voting Aye.

Mr. Piersol requested the Board formally name Robert J. Wise, Jr. of Wise Preservation Planning, and Jane L. S. Davidson as historical consultants to East Brandywine Township. Chairman Voltz made a motion to name Robert J. Wise, Jr. and Jane Davidson historical consultants to East Brandywine Township. Mr. Fischer seconded the motion, with all voting Aye.

Mr. Jim Buczala and Mr. John Black from the Township Historical Commission and Mr. Piersol toured the Guthriesville General Store Building last Friday morning. Mr. Buczala took numerous photographs of the interior and exterior of the building. Jane Davidson reviewed these photographs and has provided a draft list of artifacts to consider for selection. Mr. Piersol will be meeting with Mrs. Davidson Monday afternoon, October 20th to review this information, as the Programmatic Agreement requires that this information be forwarded to Wawa, with the items the Township wishes to have removed from the building identified. Mr. Piersol has asked for the Historical Commission's input on this selection list. He would also ask the Board to review the report listing and make any comment by next week. The Supervisors noted that the list provided by Mrs. Davidson was very long and the Township may not have the space or interest in acquiring all the items. Mr. Piersol explained that the list was just a starting point and still needs to be prioritized. Mr. Piersol will contact Wawa's attorney to determine when the final list needs to be submitted to them.

Report: Building Inspector/Zoning Officer – Report for September 2008

Mr. Piersol read the Building Inspector/Zoning Officer's Report for September 2008. There were nineteen building permits issued, twelve use and occupancy permits issued, and sixty inspections conducted during the month. The total fees collected were \$8,760.40.

Historic Commission

Historical Commission Chairman John Black reported that this past spring Mrs. Steffenie Kirkpatrick resigned from the Historical Commission. In response to a notice placed in the summer edition of the Milemarker, two residents responded and were interviewed. Mr. Black stated that although it was a very difficult decision, the Historical Commission is recommending Mrs. Elizabeth Barr be appointed to complete Mrs. Kirkpatrick's term. Mrs. Barr has been a resident of East Brandywine Township for over twenty years. She is a volunteer at the Chester County Historical Society and will be available during normal business hours to do research in the various government records offices. Chairman Voltz made a motion to appoint Mrs. Elizabeth Barr to the Historical Commission. Mr. Fischer seconded the motion, with all voting Aye.

Report: Police Chief - Police Activity Report for September 2008

Police Activity Report – September 2008

Investigations	180
Traffic Citations	187
Traffic Warnings	20
Traffic Accidents	13
Criminal Arrests	3
Summary Arrests	2

Criminal Investigations – September 2008

Burglary/Criminal Trespass	0
All Assaults	0
Theft/Fraud	9
Disorderly Conduct/ Harassment	4
Disturbances	3
Suspicious Activity/ Persons	21
Domestics	1
Criminal Mischief	1
Juvenile Complaints	1
Missing Persons/ Runaways	0
Driving Under the Influence	1
Fugitive Warrants	2
Drugs	0
Soliciting	4
Other	0

Chief Kocsi reported that part-time Officer Gina Ciminera has handed in her resignation effective October 31, 2008.

Report: Fire Company's Activity Report for September 2008

Mr. Piersol read the Activity Report for the month of September, 2008, as submitted by Fire Chief Robert Zynn, Jr. There were seventy-two total incidents. In East Brandywine Township there were twenty-one fire calls and twenty QRS calls. In West Brandywine Township there were six fire calls and twenty QRS calls. The Fire Company provided assistance in West Bradford Township, Uwchlan Township and Malvern Borough. Estimated fire damage was \$4,500.00 from a boat fire on Kristin Circle.

The Open House held October 8th was well attended and very successful. Vice-Chairman Kirkner commended the Fire Company volunteers for another excellent job with the Open House.

Subdivision – Dilworth Tract

The Planning Commission is recommending the Board of Supervisors accept an extension to review this subdivision application February 1, 2009. Mr. Fischer made a motion to accept the extension. Vice-Chairman Kirkner seconded the motion, with all voting Aye.

The East Brandywine Township Board of Supervisors met in Executive Session following the regular September 17, 2008 meeting to discuss legal matters related to the dissolution of the East Brandywine Regional Police Department.

Brown Property Purchase for Composting Site

Mr. Dennis McCool stated that residents on Quail Hill Lane would like to be informed if this item is to be part of any future discussions at the Board meetings. Chairman Voltz stated that no decisions have been made and Mr. McCool would be informed if this topic is to be discussed.

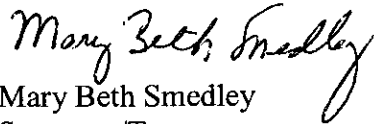
Additional Public Comment

Chairman Voltz asked if there were any additional public comments. Mr. Fischer asked which Troop the Boy Scouts belonged. The Scouts attending the meeting are members of Troop 84 in West Chester.

Adjournment

There being no further business, Mr. Fischer made a motion to adjourn the meeting. Vice-Chairman Kirkner seconded the motion, with both voting Aye. The meeting was adjourned at 8:20 P.M.

Respectfully submitted,



Mary Beth Smedley
Secretary/Treasurer

The East Brandywine Township met in Executive Session with their Solicitor, Stacey Fuller, Esq., to discuss legal matters related to the dissolution of the Brandywine Regional Police Department

East Brandywine Township Board of Supervisors

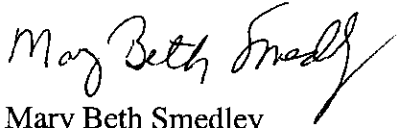
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