

EAST BRANDYWINE TOWNSHIP BOARD OF SUPERVISORS
REGULAR SESSION
Wednesday, March 18, 2009

Those in Attendance:

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

The East Brandywine Township Board of Supervisors meeting of Wednesday, March 18, 2009 was called to order by Chairman Voltz at 7:30 P.M. at the East Brandywine Township Municipal Complex. Also in attendance were Walter Dawson, East Brandywine Township, Corporal Glenn Mooney, East Brandywine Township Police Department, George Holmes, the Milemarker Editor, and two other visitors.

Opening of Meeting

Chairman Voltz opened the meeting with the Pledge of Allegiance.

Public Comment for Non-Agenda Items

Chairman Voltz asked if there were comments on non-agenda items. There were no comments.

Minutes: Board of Supervisors – February 23, 2009

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 February 23, 2009 minutes as presented. Vice-Chairman Kirkner seconded the motion, with all voting Aye.

Minutes: Board of Supervisors – March 5, 2009

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 March 5, 2009 minutes as presented. Mr. Fischer seconded the motion, with all voting Aye.

Minutes: Planning Commission Minutes – March 4, 2009

Chairman Voltz asked if there were additions or correction to the minutes. There were no suggested changes. Mr. Fischer made a motion to approve the March 4, 2009 minutes as presented. Vice-Chairman Kirkner seconded the motion, with all voting Aye.

Treasurer's Report

Mrs. Smedley read the account balances as of March 18, 2009. Mr. Fischer made a motion to approve the Treasurer's Report and authorize payment of bills. Vice-Chairman Kirkner seconded the motion, with all voting Aye.

Report: Township Manager's Report

Mr. Piersol reported that East Brandywine Township and Brandywine Conservancy settled with Alex and Phoebe Robb for acquisition of conservation and trail easements on their property on Hadfield Road on March 6th. This acquisition, along with the Thornbury acquisition, secures 40 acres of open space, the potential for trail interconnections with other properties, and will help protect the rural character of this roadway in the southwest section of the Township. Mr. Piersol also mentioned that the easements were purchased below their market values, as the Robbs and Thornburys discounted the sales prices for their respective easements.

Work continues on getting the Western Chester County U.C.C. Appeals Board formed. Some of the interested municipalities have had different issues with this concept, which has delayed the enactment of ordinances by each participating municipality, and the actual formation of the Board of Appeals. This also has increased the legal costs associated with the formation of this joint group. The concern now is those costs may make this an expensive proposition for most of the municipalities desiring to join this group. To offset those costs, Mr. Piersol has contacted Representative Curt Schroder and Senator John Rafferty to learn if there might be grant funds available to offset some of those initial start-up costs. Due to the current financial issues with the State Budget, funding for such a venture would not be available until the 2009-2010 fiscal year that begins July 1, 2009, which is when we hope to move forward with this joint project.

Mr. Piersol announced that the East Fisherville Road bridge in Caln Township re-opened to traffic today. Concrete median barriers were placed to isolate the damaged bridge curb and decayed road approach from traffic. The bridge closed in August of 2007 due to damage from a vehicle accident. The Supervisors, Roadmaster VanLew and Mr. Piersol met several times with Caln Township representatives to discuss this issue. They were finally able to agree to a temporary accommodation, until such time as funding becomes available to consider replacement of this bridge. Sharing the costs with Caln Township, the Township's final cost should be approximately \$6,000. The median barriers create a one-lane passage across the bridge. The posted weight limit for the bridge remains at 3 tons. Letters were sent to each resident living on East Fisherville Road advising them of the restrictions. Caln Township's bridge engineer has indicated a larger emergency vehicle would be able to cross the bridge as long as it was 15 tons or less, since that would occur infrequently. Mr. Piersol is also working with Krapf Bus Company to see if they could use a smaller bus to collect students living along the road, and have asked our waste hauler to use a smaller collection vehicle to collect trash and recyclables. He commended Mr. VanLew for his efforts preparing information for these meetings with Caln Township, and persistence getting this project completed. Representative Curt Schroder also sent a letter to the residents on East Fisherville Road commending the Township for continuing to press this issue with Caln Township. Chairman Fischer said that the bridge is in need of signage. Mr. Piersol said that Caln Township was to install the signs. Mr.

VanLew has placed weight limit signs on East Fisherville Road and Osborne Road and a sign indicating there is a one lane bridge on Bondsville Road and East Fisherville Road.

H & K Environmental Service has returned its signed Notice of Award, insurance certificate, performance and payment bonds for the limited demolition of Buildings G & H at the Bondsville Mill Park property. Work should commence later this week to remove the dangerous sections of these buildings and make the site safer. The Police Department continues to find persons trespassing on the property, in spite of the numerous signs posted around the property perimeter.

We received approval from DCNR to proceed with our Request for Proposals to create a master development plan for the Bondsville Mill Park site earlier this week. Information had previously been provided to four interested consultants, with the understanding that DCNR was revising the information we had originally requested, and what we expected to be necessary to comply with the DCNR grant requirements. Each consultant was familiar with these requirements, and said they would work on their proposal accordingly. The scope of work documents will be provided to each consultant on Thursday, March 19th, with a due date of Friday, April 17th at 4:00 PM. The bids will be opened at 4:15 PM that day. Copies will be provided to the Bondsville Mill Committee for their review prior to their April meeting on Thursday, April 23rd. The Mill Committee will make their recommendation for award of the contract. Before we can award the bid, we must provide the bid tabulations and a copy of the selected proposal to DCNR for their review and approval.

At the Chester County Township Officials Spring Convention last Thursday, several interesting issues were raised.

- Countywide Collection of Earned Income Tax was discussed. The counties are only required to organize the initial meeting of the oversight committee, which is composed of representatives of the school districts and municipalities. DCED still needs to formulate the rules.
- There was a great deal of discussion on proposed legislation on Land Use Procedural Challenges, and technical issues which are causing some existing land use regulations to be deemed void.
- House Bill 795 seeks to allow municipalities to use web sites for legal ads. Several legislators are supporting this bill. Mr. Piersol has asked Mrs. Smedley to compile information on the amount of money we have spent in legal ads over the past 3 years to submit in support of this legislation.

Report: Building Inspector/Zoning Officer – Report for February 2009

Mr. Piersol read the Building Inspector/Zoning Officer's Report for February, 2009. In February there were fourteen building permits issued, six use and occupancy permits issued, and thirty-one inspections conducted during the month. The total fees collected were \$10,789.20.

Brandywine Regional Police

Vice-Chairman Kirkner said that the Brandywine Regional Police Commission will continue to have monthly meetings in order to perform administrative functions. Vice-Chairman Kirkner stated that there was no new business to report.

East Brandywine Township Police Chief's Report

Chief Kocsi notified the Board that the East Brandywine Township Police Department has been awarded an \$11,000 grant from the State as part of a stimulus initiative. The Police Department was one of only twelve agencies in the County to receive this grant, based on Uniform Crime Reporting provided to the State Police.

Police Activity Report – February 2009

Incidents Reported	123
Criminal Arrests	6
Summary Arrests	8
Accidents Investigated	12
Traffic Citations Issued	207
Warnings Issues	29
Vacation House Checks	62

Training Completed: Corporals Twaddell and Mooney took part in a Hazmat Desktop Exercise at the East Brandywine Fire Company and several officers attended the Pennsylvania Act 180 Training.

Report: Fire Company's Activity Report for February 2009

Mr. Piersol read the Activity Report for the month of February 2009 as submitted by Fire Chief Michael Conlan. There were fifty-four total incidents. In East Brandywine Township there were eight fire calls and seventeen QRS calls. In West Brandywine Township there were three fire calls and sixteen QRS calls. The Fire Company provided assistance in West Bradford Township, Uwchlan Township, Coatesville City and Honey Brook Township. Estimated fire damage was \$400,000. The Annual Kid's Fest will be held Saturday June 6th at the Community Park on Dilworth Road. Mr. Piersol stated that the Hazmat training exercise recently held at the Fire Company was well attended and well received.

Subdivision – AWI/Cropper's

The Planning Commission is recommended that the board of Supervisors accept an extension to review this land development application until June 30, 2009. Mr. Piersol stated that the applicant is trying to work with the neighboring property owner and developers so that hopefully they can move forward with their expansion. Vice-Chairman Kirkner made a motion to approve this extension. Mr. Fischer seconded the motion, with all voting Aye.

Subdivision – Hillendale

The Planning Commission is recommending that the Board accept an extension to review this subdivision application until September 30, 2009. Mr. Fischer made a motion to accept this extension. Chairman Voltz seconded the motion, with all voting Aye.

Additional Public Comment

Chairman Voltz asked if there were any additional public comments. There were no comments.

Adjournment

There being no further business, Mr. Fischer made a motion to adjourn the meeting. Vice-Chairman Kirkner seconded the motion, with all voting Aye. The meeting was adjourned at 7:55 P.M.

Respectfully submitted,



Mary Beth Smedley
Secretary/Treasurer