

**EAST BRANDYWINE TOWNSHIP BOARD OF SUPERVISORS
REGULAR SESSION
Wednesday, January 20, 2010**

Those in Attendance:

David A. Kirkner, Chairman
Jay G. Fischer, Vice-Chairman
Hudson L. Voltz, 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, January 20, 2010 was called to order by Chairman Kirkner at 7:30 P.M. at the East Brandywine Township Municipal Complex. Also in attendance were seven visitors.

Opening of Meeting

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

Public Comment for Non-Agenda Items

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

Minutes: Board of Supervisors – December 16, 2009

Chairman Kirkner asked if there were any additions or corrections to the above minutes. There were none. Vice-Chairman Fischer made a motion to approve the December 16, 2009 minutes as presented. Mr. Voltz seconded the motion, with all voting Aye.

Minutes: Board of Supervisors – January 4, 2010

Chairman Kirkner asked if there were any additions or corrections to the above minutes. There were none. Mr. Voltz made a motion to approve the January 4, 2010 minutes as presented. Chairman Voltz seconded the motion, with all voting Aye.

Minutes: Planning Commission – December 2, 2009

Chairman Kirkner asked if there were any additions or corrections to the above minutes. There were none. Vice-Chairman Fischer motioned to approve the December 2, 2009 minutes. Mr. Voltz seconded the motion, with all voting Aye.

Minutes Planning Commission – January 6, 2010

Chairman Kirkner asked if there were any additions or corrections to the above minutes. There were none. Mr. Voltz made a motion to approve the January 6, 2010 minutes as presented. Vice-Chairman Fischer seconded the motion, with all voting Aye.

Treasurer's Report

Mrs. Smedley read the account balances as of January 20, 2010. Vice-Chairman Fischer made a motion to approve the Treasurer's Report and authorize payment of bills. Mr. Voltz seconded the motion, with all voting Aye.

Report: Township Manager's Report

Mr. Piersol announced that our newsletter, The Milemarker, was awarded first place in the 5,000 to 10,000 population category of the PSATS Citizen Communications Contest. Thanks once again go to Editor George Holmes and graphic artist Nina Pringle for their efforts in making this publication a top performer each year. This marks the fourth time since 1998 the Milemarker has been recognized by the State Association of Township Supervisors.

The County Planning Commission returned comments on the proposed additions to our Historic Resources Map. The Board will consider the revisions to the Map at their meeting on Wednesday, February 17th. Each of the owners whose properties are proposed to be added to the Map was notified by letter of this meeting date, and their properties will be posted as required in the near future. These revisions were last discussed in May of 2009, and the Board tabled consideration to allow for certain revisions to the Zoning map.

The Township will host a presentation on Lyme Disease Awareness on Thursday, March 11, 2010 beginning at 7:00 PM. Spring is approaching, and ticks will become more active throughout the County. This educational presentation is a collaborative effort between the Chester County Health Department, the Chester/Delaware County Farm Bureau, and the Lyme Disease Association of Southeastern Pennsylvania. There is no charge for all members of the public to attend this event.

The County Department of Facilities Management has received grant funding from the federal Department of Energy. A portion of the grant funds were set aside to conduct energy audits for municipal facilities. East Brandywine Township and the East Brandywine Fire Company have asked to participate in this program. The findings from the studies will be presented to each entity for consideration on reducing energy consumption. The County will also develop an "Office of Sustainability" to assist municipalities in locating Federal and State grant funds that may be available to implement some of the recommended modifications.

As part of our continuing reviews of cost-saving measures, we signed an agreement with Direct Energy, Inc. to be our electricity provider at a much lower rate than the current PECO Energy tariff. At a meeting Mr. Piersol attended on September 30th hosted by PECO, they are recommending larger users, including municipalities, look at other third party commodity suppliers for their electricity needs. PECO will continue to distribute the electricity through their infrastructure, although that cost is relatively small. Direct Energy has been a leader in the wholesale energy field for over 50 years, starting in Texas in the 1950's. Based on current expectations of the PECO rate increase of between 10% and 20% as expect, we anticipate savings of between \$25,000 and \$32,000 over a 3-year period. We are working with Alternegy, Inc. who will manage this program for us, and also look at how we might use some of our reduced energy expenditures to implement some of the energy savings measures recommended in the energy audit.

The Township's Bondsville Mill Committee will host a public meeting Monday evening, January 25th beginning at 7:00 PM. The purpose of this meeting is to provide information to the public on the work done thus far by the Mill Committee and their consultant, Rettew & Associates of Lancaster, on the draft of a Master Site Plan for the Bondsville Mill Park. Letters were sent inviting the property owners of the surrounding neighborhoods to the meeting to learn of the ideas shared for the Park to date, and receive input from the public on the plan, which is one of the requirements of the DCNR grant which funds half of this master plan. A short slide show will give attendees an idea of where we started, and the general direction the plans are heading.

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

Mr. Piersol read the Building Inspector/Zoning Officer's Report for December, 2009. In December there were seven permits issued, no zoning permits, twelve use and occupancy permits issued, and seventy-one inspections conducted during the month. The total fees collected were \$3,546.13.

Minutes: Park and Recreation Board

Next year's "Family Day in the Park" will be held Saturday, May 22, 2010 from 1 P.M. to 5:30 P.M. The Board is scheduling new activities that will include tethered balloon rides, additional crafters and a band.

Report: Roadmaster's Report

Lyndell Bridge

During the month of November Upper Uwchlan Township repaired the Lyndell Bridge deck by cutting and removing the damaged sections of concrete and replacing with a special concrete mix. This work is complete with the exception of a small section which will be completed when they receive additional patching material.

Mr. VanLew continues to collect information for the replacement of the southwest wing wall. This stone wall, during the construction of the bridge in 1971, was not replaced likely due to aesthetics for the Lyndell Store. The stone retaining wall has continued to degrade allowing erosion to encroach on the Lyndell Store building. We also continue to pursue putting the Lyndell Bridge on the Transportation Improvement Program (TIP) so the Townships can receive funds to pay for the majority of the wing wall project.

Last Wednesday, Mr. Piersol and Mr. VanLew met with Sandy Martin from McCormick Taylor, and one of her associates, to discuss the repairs needed and ones completed for the bridge. Ms. Martin works with the County Bridge Unit for testing and repairs for County Bridges and is also involved with funding aspects. She discussed with us possible funding and the additional costs involved with State funding. The use of State funds would more than likely trigger the Townships to bring the entire bridge up to current standards such as replacing guide rail which typically adds \$5,000.00 per treatment or could potentially add \$20,000.00 to the project. Ms.

Martin recommends funding the project with Township funds in order to keep the scope of work to a minimum, but also suggested looking at the State funding potential.

Ms. Martin will schedule a meeting with Chuck Davies of PennDOT to discuss funding possibilities and what PennDOT would recommend for the scope of the project.

Zynn and Dilworth Roads

During the month of October the Road Department installed an end wall on Dilworth Road opposite the 570 residence driveway and a head wall on Zynn Road north of Hadfield Road. Both of these complete the PEMA project from the storm in June of 2006. These projects were delayed due to permits needed from various agencies because the work was being done in the Waters of the Commonwealth. Mr. VanLew anticipates 100% reimbursement for these two projects, along with three others completed shortly after the storm. These other projects were due to erosion near a storm pipe adjacent to 590 Dilworth Road's driveway, and erosion repairs on Hopewell Road.

The Dilworth Road project was necessary due to an existing stone end wall that was failing. The last section of concrete pipe dropped due to undermining and was causing erosion near the edge of the road. The Road Department removed the stone wall, reset the last section of pipe, and installed a precast endwall.

The Zynn Road project was also necessary due to a failing stone head wall. The stream, over the years, had redirected toward the edge of Zynn Road and continuing erosion was encroaching on the shoulder of the road. The permit allowed us to "straighten" the creek, remove the stone wall and install a precast concrete head wall. We placed rip-rap in the creek bed and along its banks to prohibit erosion. Mr. VanLew thanked Mr. Brian Formica at 230 Zynn Road for granting us permission to enter his property to do this work.

Leaf Collection

Our leaf collection during the months of October, November, and the beginning of December we collected an estimated 293 tons of leaves. The estimated cost for leaf collection during these months was \$29,469.80 broken down as the following:

Labor	150 hrs x \$86.31	\$12,946.50
Fuel	373 gal x \$2.10	783.30
Dump truck (05)	120 hrs x \$60.00	7,200.00
Dump truck (01)	120 hrs x \$43.00	5,160.00
Leaf Vacuuming	120 hrs x \$14.00	1,680.00
Tipping fee		1,700.00
	Total cost	\$29,469.80

Fuel Costs 2009

	Gallons	Cost
Police Department (unleaded)	12,862.9	\$41,954.11
Road Department (unleaded/diesel)	5,591.1	21,620.90
Fire Department (unleaded/diesel)	1,793.0	6,507.08
Municipal Authority (diesel)	150.0	429.21
Township Building (LP)	7,610.2	24,589.33
Township Garage (LP)	1,141.4	3,549.75
	Total fuel cost 2009	\$87,749.75
	Total reimbursable Road Dept and Municipal Auth.	22,050.11
	Total	\$65,699.37

Chipping Report 2009

The Township chipped at 353 residences during the year 2009 and collected \$2,460.00 in fees.

Equipment Purchase

We have recently signed a contract with New Holland Ford and E. M. Kutz Inc. for a 2010 Ford F-350 Pickup with a service body, snow plow and V box salt spreader for total cost of \$47,995. This vehicle will be equipped to handle emergency situations such as trees down and other emergency road conditions. It will also be used for snow removal. The truck should be delivered to E. M. Kutz the second week of February and we anticipate delivery to us by the end of February.

Bid Opening for Equipment Sale

We have advertised the following equipment for sale. 1988 Chevy ¾ ton Pick up, 1996 Ford Crown Vic, 1997 EXmark Lazer Z and a Stolfus V box salt spreader. Bids were opened at 4:00 P.M.

2010 Equipment Sale Bid Results				
Name Address	1988 Chevy Pickup	1996 Ford Crown Vic	1997 EXMark Lazer	Stolfus V Box Spreader
Howard P. Trego Jr. 1820 Creek Road Glenmoore PA 19343	1,750.00			402.00
Sulli Motors 321 8 th Street Ambridge PA 15003	480.00		430.00	
Richard Wilson 300 Lucky Hill Road West Chester PA 19382	710.00	415.00	801.00	60.00

George J. Stauffer Exc. P. O. Box 1 Supplee PA 19371	750.00	175.50	450.00	55.50
Police Car Store, LLC 9 Cunwyd Road Bala Cynwyd PA 19004	2,007.00	657.00	508.00	
Norman Joyac 657 Reading Avenue Reading PA 19611	2,019.00			
Gil Ray Weaver 1232 Horseshoe Pike Downingtown PA 19335	1,260.00	850.00	1,660.00	260.00
Robert A, Zynn, Sr. 20 Keller Way Downingtown PA 19335			210.50	
F. W. Adams 1228 Yellow Springs Road Chester Springs PA 19425	1,617.00	501.00	967.00	276.00

Mr. VanLew recommended that the Supervisors accept Mr. Joyac's bid for the Chevy Pickup, Mr. Weaver's bid for the Crown Victoria and EXMark Lazer and Mr. Trego's bid for the box spreader. Vice-Chairman Fischer made a motion to accept the recommended bids. Mr. Voltz seconded the motion, with all voting Aye.

Chairman Kirkner thanked the Road Department for their work this year and said that the Supervisors are very appreciative of all that they do.

Open Space Committee – Presentation to Kate Okie, founding member of the Committee

Mr. Voltz said that it was a privilege to honor Mrs. Okie for her work on the Open Space Committee. He recalled the first time that she mentioned protecting open space at a meeting they both attended at the Fire House. Because of her efforts, an open space assessment was approved, which allowed the Township to invest in the future and has ultimately benefited all residents.

Mrs. Okie was appointed by the Board of Supervisors as the first Chairman of the Open Space Committee. Through the efforts and perseverance of the Committee, residents began to realize that preserving their properties was a viable option rather than selling to developers and it leaves a lasting legacy for the community.

Through the efforts of the Committee the Township has acquired land and easements on the Tischler property, the Whittaker Property, Forge Hill, the Robb Property and the Thornbury property. The Supervisors expressed their appreciation for Mrs. Okie's hard work and leadership and presented her with a framed picture of the Whittaker property.

Mrs. Okie said that she appreciated the kind words from the Supervisors and thanked them their support, as well as her fellow Committee members and the Township residents. She said that she lived in the Township for the past 48 years and she and her husband chose to live in East Brandywine because of its beauty and landscape. Mrs. Okie said that although change is inevitable, it is important to protect our natural heritage.

Mr. Bob Long, current Chairman of the Open Space Committee, thanked Mrs. Okie for her vision, enthusiasm and leadership through the years.

East Brandywine Township Police Chief's Report

On January 7th Chief Kocsi, Lt. Marshman, Corporal Twaddell and officials from Caln Township attended a meeting with District Justice Valocchi. The purpose of the meeting was to discuss court room protocols established by the new Judge and to develop operational policies for our officers in regard to some of the cases that go before the judge.

Chief Kocsi met with the incoming East Brandywine Fire Chief Joe Edwards to discuss topics that involve both the Fire Company and Police Department. Some of the topics included Fire Police operations, joint training opportunities and the Kids Fest. Keeping open communications and maintaining a good working relationship is important to both Departments. One of the first things they have done is to schedule a meeting in February with the Fire Police to review procedures and answer questions they may have. Chief Kocsi will also review their equipment and training levels and coordinate these with Chief Edwards.

The Police Department will begin a switchover of police vehicles beginning this year in regard to their color and design. It has become increasingly difficult to order dark blue cars from the manufacturers. After discussing options with some of the officers and command staff, the Department decided to move to a silver police vehicle with a striping package that will compliment the blue and gray colors of the uniforms. The new Ford Explorer recently ordered will be the first one purchased with the new color scheme.

Police Activity Report – December 2009

Incidents Reported	159
Criminal Arrests	8
Summary Arrests	18
Accidents Investigated	16
Traffic Citations Issued	138
Warnings Issued	19
Vacation House Checks	50

Report: Fire Company's Activity Report for December 2009 and Year End Report

Mr. Piersol read the Activity Report for the month of December 2009 and the 2009 Year End Report, as submitted by Fire Chief Michael Conlan. There were fifty-five total incidents. In East Brandywine Township there were six fire calls and sixteen QRS calls. In West Brandywine Township there were three fire calls and twenty-four QRS calls. The Fire Company provided assistance in Wallace Township, Caln Township, Downingtown Borough and West Caln Township. Estimated fire damage for the month was \$90,000.00

For the year there were six hundred eighty-one incidents. In East Brandywine Township there were ninety-four fire calls and one hundred and ninety QRS calls. In West Brandywine Township there were eighty-one fire calls and two hundred and twenty-five QRS calls. Estimated fire damage for the year was \$1,237,350.00.

The Supervisors expressed their thanks to the Fire Department personnel for their dedication and hard work.

Additional Public Comment

Chairman Kirkner asked if there were additional comments. Mrs. Louise Walker said that the wing wall is falling into the creek under the North Guthriesville Bridge. Since North Guthriesville Road is a State Road Mr. VanLew will contact PennDOT about this.

Mr. Carl Walker asked if Marshall Road could be lined. He said there are many twists and turns in the road and he thinks it is a safety issue. Mr. VanLew said that it has not been the Township's policy to line roads. Mr. Walker asked that the Township take his suggestion under consideration. Mr. Walker also suggested that the bridges and decks at the Bondsville Mill be sealed or repaired. Chairman Kirkner said that the Township would investigate this.

Mrs. Walker asked when the Supervisors would be considering the Growing Greener Ordinance for adoption. Mr. Piersol said that it would be considered on February 17th. Mrs. Okie said that she was pleased that the Board was considering adopting it; she thinks it is a very worthwhile ordinance.

Notices

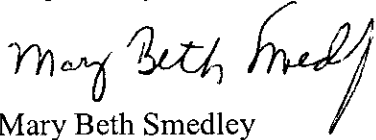
The Board of Supervisors and Bondsville Mill Committee will host a public meeting to discuss the Bondsville Mill Master plan on Monday, January 25, 2010 at 7:00 P.M. at the Township Municipal Complex. All are welcome to attend.

The East Brandywine Township Board of Supervisors will meet in Executive Session directly following this meeting to discuss personnel issues.

Adjournment

There being no further business, Vice-Chairman Fischer made a motion to adjourn the meeting. Mr. Voltz seconded the motion, with all voting Aye. The meeting was adjourned at 8:30 P.M.

Respectfully submitted,

A handwritten signature in cursive script that reads "Mary Beth Smedley". The signature is written in black ink and is positioned above the printed name.

Mary Beth Smedley
Secretary/Treasurer