

**East Brandywine Township Board of Supervisors
Organization Meeting
Tuesday, January 3, 2006
7:30 P.M.**

Those in Attendance:

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

The Board of Supervisors met for the purpose of reorganizing (and other matters it wished to discuss) on Tuesday, January 3, 2006 with all Supervisors present. Also in attendance were Township Manager Scott T. Piersol, Roadmaster Matthew T. VanLew, and Township Secretary/Treasurer Mary Beth Smedley.

Chairman Kirkner called the Meeting to order at 7:30 P.M. with the Salute to the Flag.

Notice: The Board of Supervisors met on Tuesday, January 3, 2006 in Executive Session to discuss site conditions at the Township Municipal Complex

Township Municipal Complex

Mr. Voltz, Mr. Piersol and Mr. VanLew will meet with the Architect Patrick Szustak and Township Solicitor Stacey Fuller on Wednesday, January 4, 2006 at 10:00 A.M. to discuss maintenances issues related to the site and billing issues with one of the contractors.

Reorganization

Mr. Voltz made a motion to nominate Mr. Fischer as Temporary Chairman of this meeting. This was seconded by Mr. Kirkner, with all voting Aye.

Mr. Fischer made a motion to re-appoint Scott T. Piersol as Township Manager for 2006 at an annual salary of \$64,900.00. Mr. Voltz seconded this motion, with all voting Aye.

Mr. Fischer made a motion to re-appoint Scott T. Piersol as the Township's Emergency Management Coordinator. Mr. Voltz seconded the motion, with all voting Aye.

Mr. Fischer made a motion to re-appoint Scott T. Piersol as Fire Marshal for East Brandywine Township. Mr. Voltz seconded the motion, with all voting Aye.

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Mr. Kirkner made a motion to re-appoint Mary Beth Smedley as Secretary/Treasurer for 2006 at an annual salary of \$46,150.00, plus \$20 a meeting to attend any meetings other than the Board of Supervisors, Planning Commission and Municipal Authority meetings. Mr. Voltz seconded this, with all voting Aye.

Mr. Kirkner made a motion to re-appoint Matthew T. VanLew as Roadmaster for 2006 at an annual salary of \$48,360.00. This was seconded by Mr. Voltz, with all voting Aye.

Vice-Chairman Fischer made a motion to re-appoint Yerkes Associates as Building Inspector/Zoning Officer. Mr. Kirkner seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to re-appoint Yerkes Associates as the Township Engineer for 2006. Mr. Voltz seconded this, with all voting Aye.

Mr. Kirkner made a motion to re-appoint Chester Valley Engineers, Incorporated, to act as the Township's Special Engineering Firm for 2006. The motion was seconded by Mr. Voltz, with all voting Aye.

Mr. Kirkner made a motion to re-appoint Gannett Fleming and Schoor DePalma as the Municipal Authority Engineers for 2006. Mr. Voltz seconded the motion, with all voting Aye.

Mr. Voltz made a motion to re-appoint John S. Halsted, Esquire, of Gawthrop, Greenwood, as Township Solicitor for 2006, and John H. Spangler Esquire, of Parke, Barnes, Spangler and Bortner, as Planning Commission/Zoning Hearing Board Solicitor and Municipal Authority Solicitor for 2006. Mr. Kirkner seconded the motion, with all voting Aye.

Mr. Voltz made a motion to re-appoint Sandra Zynn as a member of the Township's Zoning Hearing Board, appoint John Carrigan as an alternate and to re-appoint Thomas Oeste as Chairman of the Zoning Hearing Board, Anthony Damiano as Vice-Chairman of the Zoning Hearing Board and Rebecca Corbin as Secretary to the Zoning Hearing Board. This was seconded by Mr. Kirkner, with all voting Aye.

Mr. Kirkner made a motion to re-appoint Charles Giordano to the Planning Commission and to re-Appoint Bruce Rawlings as Chairman and Stephen Cushman as Vice-Chairman to the Planning Commission. Mr. Voltz seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to appoint Linda Morrison to a year term on the Historical Commission and appoint Jim Buczala to complete Russell Robinson's term which ends in 2009 and to re-appoint John Black as Chairman of the Historic Commission. This was seconded by Mr. Voltz, with all voting Aye.

Mr. Kirkner made a motion to re-appoint James N. Worrell, Jr. Chairman, Sandra Lammey as Vice-Chairman and Edward Cooney as Secretary to the Park and Recreation Board, re-appoint Edward Cooney and Bruce Rubin and appoint Ian Plane and Kirk Fuhrman as members of the Park and Recreation Board. Mr. Voltz seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to re-appoint Hudson Voltz, Samuel R. Matthews, Ellis Brown and L. William Kay to the Agricultural Security Area Advisory Committee. This was seconded by Mr. Voltz, with all voting Aye.

Mr. Voltz made a motion to re-appoint Russell J. Robinson as Chairman, Thomas E. Ames as Vice-Chairman/Secretary, Mervin T. Thomas, Noel Paynic and Hervey Painter as members to the Township Historical Architectural Review Board. Mr. Kirkner seconded the motion, with all voting Aye.

An appointment to the East Brandywine Township Code Appeals Board was deferred to a later meeting.

Mr. Kirkner made a motion to re-appoint Gerald Kirkpatrick to a 5 year term on the East Brandywine Municipal Authority and to re-appoint Michael Corbin as Chairman, Gerald Kirkpatrick as Vice-Chairman, Joseph Anthony as Secretary and David Summers as Treasurer of the Municipal Authority. This was seconded by Mr. Voltz, with all voting Aye.

Mr. Kirkner made a motion to re-appoint John Black, John Bryer, Brian Formica, John Neff, , Chris Saello, Harold Thompson, Everett Lang, Richard Bates, and Mervin Thomas to the Traffic Impact Committee and to re-appoint Brian Formica as Chairman and Richard Bates as Vice-Chairman of the Traffic Impact Committee. Mr. Voltz seconded the motion, with all voting Aye.

Mr. Voltz made a motion to re-appoint Kate Okie, Robert Long, Carolyn Long, Kurt Hinebaugh, John Humphreys, George Holmes, Debbie Holmes, Jonathan Inslee, Carl Walker, and Louise Walker to the Open Space Committee and re-appoint Kate Okie as Chairman, Bob Long as Vice-Chairman and Louise Walker as Secretary of the Open Space Committee. Mr. Kirkner seconded the motion, with all voting Aye.

Vice-Chairman Fischer made a motion to appoint Hudson L. Voltz as a representative to the Traffic Impact Committee. Mr. Kirkner seconded the motion, with all voting Aye.

Mr. Voltz made a motion to appoint Jay G. Fischer as a representative to the Open Space Committee. Mr. Kirkner seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to re-appoint David Sweet and Brandywine Conservancy as the Township's Zoning and Comprehensive Plan Revision Consultants. This was seconded by Mr. Voltz, with all voting Aye.

Mr. Kirkner made a motion to re-appoint John Neff, Allan Cunningham, Tim Cunningham, Jim Connor, Faye Connor, Jim Jameson, Terri Jameson, and Eileen Amatrudo as Active Members of the Township's Special Fire Police. This was seconded by Mr. Voltz, with all voting Aye.

Mr. Fischer made a motion to appoint Hudson L. Voltz as a representative to the Downingtown Area Recreation Consortium. Mr. Kirkner seconded the motion, with all voting Aye.

Mr. Voltz made a motion to appoint Jay G. Fischer and Scott T. Piersol as representatives to the Downingtown Area Regional Planning Group. Mr. Kirkner seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to appoint Holmes and Simmons, P.C. as appointed Township Auditor for 2006. This was seconded by Mr. Voltz, with all voting Aye.

Mr. Voltz made a motion to set the Treasurer's Bond at \$800,000 subject to approval by the Board of Auditors. Mr. Kirkner seconded the motion, with all voting Aye.

Mr. Kirkner named Downingtown National Bank and National Penn Bank, as depositories for the General and State Liquid Fuels Funds. This was seconded by Mr. Voltz, with all voting Aye.

Mr. Kirkner made a motion to re-name Berkheimer Associates as the collector of the Earned Income Tax for 2006. Mr. Voltz seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to re-name Berkheimer Associates as the collector of the Open Space Tax and to continue the tax at .125% for 2005. Mr. Voltz seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to adopt Resolution 01 of 2006 "Resolution Fixing Millage Tax for 2006" a resolution for fixing Millage Tax at Two (2) Mills for 2006. Mr. Voltz seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to increase the refuse and removal fees from \$175.00 to \$195.00 for 2006. Mr. Voltz seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to continue the one percent (1%) Transfer Tax for 2006. Chairman Kirkner seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to appoint the Board of Supervisors as the Local Tax Appeals Board (Act 50). This was seconded by Mr. Voltz, with all voting Aye.

Mr. Kirkner made a motion to adopt Resolution 02 of 2006 "Final 2006 Budgets for the General and State Liquid Fuels Funds". Mr. Voltz seconded the motion, with all voting Aye.

Mr. Voltz made a motion to adopt Resolution 03 of 2006 "Designation of Emergency Service Providers". Mr. Voltz seconded the motion, with all voting Aye.

Mr. Voltz made a motion to adopt Resolution 04 of 2006, which authorized the temporary transfer of Open Space funds to the General Fund. Mr. Kirkner seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to certify the Board of Supervisors as delegates to the State Association's Annual Convention. This was seconded by Mr. Voltz, with all voting Aye.

Mr. Fischer made a motion to appoint a Scott T. Piersol as Voting Delegate and Hudson L. Voltz as Alternate Delegate to the State Association's Annual Convention. Mr. Kirkner seconded the motion, with all voting Aye.

Mr. Kirkner made a motion to re-appoint Mary E. Hinebaugh as East Brandywine Township's representative to the Downingtown Library. This was seconded by Mr. Voltz, with all voting Aye.

Mr. Kirkner made a motion to re-appoint Deborah Marshman to the Vacancy Board and Norma Koth as an alternate to the Vacancy Board for 2006. Mr. Voltz seconded the motion, with all voting Aye.

Mr. Voltz nominated Jay G. Fischer for Chairman of the Board of Supervisors for 2006. This was seconded by Mr. Kirkner, with all voting Aye.

Mr. Kirkner nominated Hudson L. Voltz for Vice-Chairman of the Board of Supervisors for 2006. Mr. Fischer seconded the motion, with all voting Aye.

Mr. Fischer made a motion to appoint a David A. Kirkner as Police Commissioner for 2006. Mr. Voltz seconded the motion, with all voting Aye.

COMMENTS FROM THE AUDIENCE

Chairman Kirkner asked if there were comments from the audience. There were none.

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Adjournment

There being no further business Mr. Kirkner made a motion to adjourn at 7:55 P.M. Mr. Voltz seconded the motion, with all voting Aye.

Respectfully submitted,

Mary Beth Smedley
Secretary/Treasurer
East Brandywine Township