

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING
STOKES ASSEMBLY HALL, 1039 WILMINGTON PIKE
December 21, 2009

In attendance were Supervisors Chair Carol De Wolf, Vice Chair Charles P. Barber and Police Commissioner Thomas A. Foster; Township Manager Robert Layman; Township Solicitor Robert F. Adams; and Westtown-East Goshen Police Chief John M. Dumond. There were four guests in attendance.

I. Call to Order.

As there was a quorum present Chair Carol De Wolf called the meeting to order at 7:31Pm and led those present in the pledge of allegiance to the flag.

II. Approval of Minutes (December 7, 2009 Regular Meeting).

Mr. Foster made a motion, seconded by Mr. Barber, to approve the minutes of the December 7, 2009 regular meeting. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the minutes as corrected (VI: A: change last sentence of motion to read: The Board of Supervisors approved the motion with Ms. De Wolf voting against rejecting the bid).

III. Summary of Board of Supervisors Workshop 11/16/09.

Ms. De Wolf reviewed the items discussed at the workshop: The following Homeowners Associations are to be added to the list of non-profits who use Oakbourne Mansion for their meetings; West Glen, Liberty Square and Reserve at Chesterfield; Reviewed the 2010 SPCA contract; Discussed West Chester United Soccer Clubs proposal for use of the soccer field at Oakbourne; Discussed meeting dates for Act 537 planning; Reviewed a proposal for boiler work at Oakbourne Mansion; Discussed Police negotiations; and various traffic issues in the Township.

IV. Departmental Reports.

A. Westtown-East Goshen Police Chief John M. Dumond.

Chief Dumond reviewed the November Police report. He stated that a suspect has been arrested in Delaware in connection with an armed robbery at the Walgreens in Thornbury Commons. Ms. De Wolf asked if she could receive the monthly police report electronically. Chief Dumond will address this with Kathy Brill.

B. Township Solicitor Robert F. Adams.

Mr. Adams stated he had nothing to report at this time.

C. Planning Commission.

Mr. Layman reported for the Planning Commission. He stated the Commission reviewed Tract 2009-3 and Tract 2009-4 which are minor subdivision plans for conveyance of two parcels from Crebilly Farms to the Quarry Swim Club on S. New Street. The Commission is recommending that the Board grant Preliminary/Final plan approval for Tract 2009-3 and Tract 2009-4. Mr. Layman stated due to the holiday this week's Planning Commission meeting has been canceled.

V. Public Comment-Non Agenda Items.

There was no public comment.

VI. Old Business:

There was no old business at this time.

VII. New Business:

A. Grant Preliminary/Final Plan Approval for Tract 2009-3 and Tract 2009-4 Crebilly Minor Subdivision of Land to Quarry Swim Club.

Craig Kalemjian, Solicitor, and Joseph Engel, Engineer, were in attendance for Crebilly Farm and William Steele was in attendance for the Quarry Swim Club.

Mr. Kalemjian stated that in September 2008 the Board of Supervisors gave Conditional Use to Presby Homes and Crebilly Family Farm Associates. The Conditional Use for Crebilly was for a 24 lot subdivision on the west side of S. New Street bordering on the Quarry Swim Club. Under the Conditional Use Agreement the Robinson's agreed to convey a 1.5 acre tract and a 1.8 acre tract, in addition to a 2.9 acre parcel, not part of the subdivision to the swim club.

Mr. Engel stated all the Township Engineers comments have been addressed. A 20' by 80' easement partially on the 1.5 acre parcel and partially on the remaining Crebilly land is provided for future bridge maintenance. Also, the parcels to be dedicated will not be landlocked. Mr. Engel stated that a signature block will be included on the plan stating that once the plan is recorded the parcels will be conveyed to the Quarry Swim Club. Mr. Kalemjian stated that the Quarry Swim Club has submitted a letter to the Township that the parcels being conveyed would not be developed. Mr. Steele advised the Board that it is the Quarry's intention to consolidate the new parcels into the existing property, therefore eliminating the issue of land locked parcels.

Mr. Foster made a motion, seconded by Mr. Barber to grant Preliminary/Final Plan Approval for Tract 2009-3 and Tract 2009-4 as recommended by the Planning Commission's letter of December 16, 2009. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

B. Approve Execution of 2010 SPCA Contract.

Mr. Foster made a motion, seconded by Mr. Barber to approve the execution of the 2010 SPCA contract in the amount of \$2,115.00 plus a \$20.00 daily boarding fee as needed. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

C. Approve Execution of Mingis, Gutowski, and Company, 2010 Audit Contract.

Ms. De Wolf stated that the contract for this year is in the amount of \$13,300 an increase of 1.5% from 2009.

Mr. Foster made a motion, seconded by Mr. Barber to approve execution of the 2010 Mingis, Gutowski, and Company Audit Contract. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

D. Approve Adoption of the 2010 Budget.

Ms. De Wolf stated that the Township Staff had worked hard to keep the budget in the existing tax base. She stated that the status of the economy and the Police Department demands on the budget made it a difficult task. She also stated that the staff will not be receiving an increase in salary or a cost of living increase. Ms. De Wolf commended Mr. Layman for the budget preparation. Mr. Layman reviewed the highlights of the budget. There will be no increase in the real estate tax this year and trash and sewer fees will remain the same. There will be changes in the employee's health insurance. Mr. Layman stated that all departments were reviewed for areas that could be cut. The Township Fire Marshal position will be eliminated. The Parks and Recreation Commission and the Oakbourne Mansion Commission budgets have been reduced. Mr. Layman stated that 60% of the sewer

budget is allocated for debt service. He stated that the budget is available on the Township website and at the Township office for review.

Mr. Foster made a motion, seconded by Mr. Barber, to adopt the 2010 Budget as follows: General Fund - 4,914,193; Refuse – 1,050,500; State Highway Aid Fund – 250,189; Sewer Fund – 2,136,486; Debt Service Fund – 1,698,201.24; Capital Reserve Fund – 33,800; and Capital Projects – 43,500. The Real Estate tax will remain at 2mils. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously adopted the 2010 Township Budget.

E. Authorize Police Commissioner to Act on the Westtown-East Goshen Police Labor Contract.

Mr. Layman stated that the Police Contract is between the Police Commission and the Westtown-East Goshen Police Department. A motion is needed to authorize Mr. Foster to act upon the formal contract when presented to the Police Commission.

Ms. De Wolf made a motion, seconded by Mr. Barber to authorize Mr. Foster, Police Commissioner, to act on the Westtown-East Goshen Police Labor Contract when formally presented to the Police Commission. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

F. Accept Letter of Extension for Tract 2008-6 Fair Share Properties.

Mr. Layman stated the motion is to be conditioned on receipt of the extension letter by December 31, 2009. If not received by that date the Board of Supervisors can deny the extension as the applicant failed to ensure that the connector road at the Stetson Middle School Jughandle does not exceed a maximum grade of 7%.

Mr. Foster made a motion, seconded by Mr. Barber, to reject the proposed land development plan on the basis of the defining noted above, unless a letter of extension is received on or before December 31, 2009. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

G. Accept Letter of Extension for Tract 2008-1 WCASD Bayard Rustin Pump Station.

Mr. Foster stated that the motion will be conditioned the same as Fair Share Properties as WCASD failed to modify the boundary of the proposed pump station lot so that the pump station building is contained entirely on the pump station lot, and not partially on the SEPTA property.

Mr. Foster made a motion, seconded by Mr. Barber, to reject the proposed land development plan on the basis of the defining noted above, unless a letter of extension is received on or before December 31, 2009. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

Mr. Adams advised Mr. Layman if the extension letters are not received by the 31st he should inform the parties in writing why their extension was denied.

VIII. Public Comment.

Mr. Adams, speaking as a resident, commended the Road Department on their snow removal work during the last storm. Chief Dumond also expressed his appreciation as the officers were able to respond to calls.

IX. Payment of Bills.

On the motion of Mr. Foster, seconded by Mr. Barber, the Board of Supervisors approved the bills as presented.

X. Adjournment.

On the motion of Mr. Foster, seconded by Mr. Barber, the meeting was adjourned at 8:03Pm.

Respectfully Submitted,
Robert Layman, Township Manager