

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING
STOKES ASSEMBLY HALL, 1039 WILMINGTON PIKE
May 18, 2009 7:30Pm

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

I. Call to Order.

As there was a quorum present Chair De Wolf called the meeting to order at 7:33Pm and led those present in the pledge of allegiance to the flag.

II. Approval of Minutes (May 4, 2009 Regular Meeting).

Mr. Foster made a motion, seconded by Mr. Barber to approve the minutes of the May 4, 2009 regular meeting. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the minutes as presented.

III. Summary of Board of Supervisors Workshop 5/4/09.

Ms. De Wolf reviewed the following items discussed at the workshop: Council of Local Government's Bluer Committee; The Township's trash/recycling program and the options to be considered when our current contract ends in December 2010; Discussion of a False Alarm Ordinance; and the Township's 2009 road resurfacing project. Ms. De Wolf stated that W. Pleasant Grove Road will not be resurfaced this year because of the planned development on Crebilly. But in order to mitigate the traffic on W. Pleasant Grove Road speed humps will be installed.

IV. Departmental Reports.

A. Westtown-East Goshen Police Chief John Dumond.

Chief Dumond reported on the April activities of the Police Department. He stated that student lockers had been broken into at Bayard Rustin and within 24 hours three suspects had been arrested and all the property recovered. The Officers were also able to apprehend suspects in a robbery at the Ink Spot in Westtown Village Shopping Center. Chief Dumond stated that a "critical incident" exercise depicting an active shooter and hostage situation was held at the West Chester University Stadium and our Department was involved along with other Chester County departments, tactical teams and the bomb squad. Ms. De Wolf stated that the Township is reviewing our Dog Ordinance. It appears that the ordinance is not strong enough for enforcement by our Officers and asked Chief Dumond if this was true. Mr. Foster asked if the ordinance should be stronger and what would the Police suggest. Chief Dumond responded that the Officers can enforce the State Dog Laws and that is what they normally do. Mr. Layman stated he had recently met with Jennifer Shea, 1518 Carmac Road, concerning controlling of dogs in her neighborhood. He stated that Ms. Shea had spoken with an Officer who told her they have a problem enforcing under the Township's Dog Ordinance. If the Police are enforcing the State Dog Laws it appears that we might not have to revise our ordinance. Chief Dumond stated that he is aware of the dog situation on Carmac Road and will look into this. Ms. De Wolf commended Officer Leo Kennedy, Traffic Patrol, who was asked to speak at the Regis College graduation in Colorado. She asked that an article about Officer Kennedy be included in the next Township Newsletter.

B. Township Solicitor – Robert Adams.

There were no agenda items for Mr. Adams.

C. Planning Commission – David Walter.

Mr. Walter stated that the Planning Commission, at their May 6th meeting, reviewed the revised architectural bonus plan submitted by the Reserve at Westtown for the senior apartments in the Jefferson Center. The Commission is recommending that the Board of Supervisors approve the revised architecture. At this week's meeting the Commission will review the Township Engineer's comments pertaining to the Tordone plan for a two lot subdivision of the Spickler property at 1015 Shiloh Road, Mr. Walter said review of Makemie Ridge is tentatively scheduled for the June 3rd Planning Commission meeting.

V. Public Comment-Non Agenda Items.

There was no public comment at this time.

VI. Old Business:

A. Out Door Lighting Ordinance Update.

Mrs. De Wolf stated that the ordinance needed to be reviewed again by the Chester County Planning Commission before it could be advertised. The Township is hoping to have the ordinance advertised for adoption at the June 15, 2009 Supervisors meeting. There will be a public hearing on the Ordinance at that time.

VII. New Business:

A. Approve Advertising of Ordinance 2009-2 Collection Procedures and Fee Adoption.

Ms. De Wolf stated that the Board has been discussing aggressive collection of past due accounts. The draft ordinance sets forth the procedures and fees to do this. Mr. Foster stated that there is well over \$100,000 in delinquent payments in the trash and sewer accounts.

Mr. Foster made a motion, seconded by Mr. Barber, to approve the advertising of Ordinance 2009-2 Collection Procedures and Fee Adoption. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the advertising.

B. Accept Tract 2000-8 Architectural Bonus Plan for The Reserve At Westtown (Senior Apartments Jefferson Center).

Ed Moser of the Moser Group was in attendance for the applicant.

Mr. Foster asked if the units will be constructed as Condominiums. Mr. Moser responded in the affirmative. He stated that the only change is a redesign of the façade of the building. The original building was four stories, constructed of brick and block and looked institutional. The building now looks more "Westtonian" to appeal to the current active adult market. The Board discussed the "fee in lieu of" which pertains to the landscaping plan. The fee is suggested to be based on the difference between the cost of the original landscaping plan and the current approved landscaping plan.

Mr. Foster made a motion, seconded by Mr. Barber, to accept the revised architectural plan for the Reserve at Westtown which meets the Township's bonus standards and included in the motion that there would be no prejudice when dealing with the "fee in lieu of" issue.

VIII. Public Comment.

Bill Dawson, 1003 Jennifer Lane, addressed the Board concerning the West Chester Running Club Kid's Day at the Races. Mr. Dawson was seeking the Board's permission to hold this event at Oakbourne Park which they have done in past years. Ms. De Wolf stated the Board was aware of the request but was not sure which group they were. Mr. Foster said at last year's event there was a large attendance, at least a 100 cars and a food vendor. Mr. Dawson said that was

not their group as they have never had a food vendor and there were no more than 75 children. Mr. Foster said the Township is facing serious budget problems and maintaining the park is one of them. The Township is addressing a fee schedule for park use. Mr. Dawson stated the club also has a scholarship race and would like to have the race at Oakbourne this year. The club gives five or six \$1,000 scholarships each year. The children that participate in the race all receive a medal and books. Ms. De Wolf said that she feels this is a wonderful event and good for our community. She stated she feels that organizations such as this should have a reduction in fees. Ms. De Wolf asked if the Township is charging a \$100.00 per day at this time. Mr. Layman responded yes. Mr. Foster said there is no set fee schedule for use of the park. The Board will try and give Mr. Dawson an answer by the end of the week.

Robert Perlsweig, 1191 Carrie Lane, stated he was in attendance on behalf of himself and Thomas Cicero, 1193 Carrie Lane. He gave pictures to the Board of the storm drain between their properties which is deteriorating and becoming a safety and environmental issue. There is a buildup of silt and debris and the culvert has collapsed on both sides. Mr. Perlsweig said he has spoken with both Mr. Gross and Mr. Layman concerning this as the water runoff is causing the road to deteriorate. He asked how the Township is going to address this issue. Ms. De Wolf said the Township is very familiar with the condition of the storm drain and this was discussed at the work shop and will be further addressed.

IX. Payment of Bills.

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

X. Adjournment.

On the motion of Mr. Foster, seconded by Mr. Barber, the meeting was unanimously adjourned at 8: 20Pm.

Respectfully Submitted,
Robert Layman, Township Manager