

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING  
Township Municipal Building, Stokes Assembly Hall, 1039 Wilmington Pike, Westtown  
June 7, 2010, 7:30PM

In attendance were Supervisors Chair Charles P. Barber; Vice Chair Carol R. De Wolf; and Police Commissioner Thomas A. Foster; Township Manager Robert Layman; Township Building Inspector John Wilson; Township Planning Commission member Richard Pomerantz; Parks and Recreation Commission Chair Kristine Lisi; and Oakbourne Mansion Commission Chair Eva Foster. There were three guests in attendance.

**I. Call to Order.**

As there was a quorum present Chair Barber called the meeting to order at 7:30Pm and led those present in the pledge of allegiance to the flag.

**II. Approval of Minutes (May 24, 2010 Regular Meeting).**

Ms. De Wolf made a motion, seconded by Mr. Foster, to approve the minutes of the Board of Supervisors May 24, 2010 regular meeting, Mr. Barber 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 6/7/10.**

Mr. Barber reviewed the following items discussed at the workshop: Aqua project on Colony Lane; Continuing court hearings for the mold issue and a potential settlement offer; A. J. Blosenski's offer to reduce the cost of the option years in the current contract to this year's cost of \$720,324. Unfortunately per our solicitor we cannot accept the offer but will need to bid. Discussed broader uses of the Bond issue; The fatality (heart attack victim) at the Cars of England show held at Oakbourne this past weekend; Discussed Act 537; Water problems in Coventry Village; and speed control on Carmac Road.

**IV. Departmental Reports.**

**A. Township Building Inspector – John Wilson.**

Mr. Wilson stated that the permits issued to date are double what were issued last year at this time. He has received permits for five new single family homes. He also stated that Westtown School will be expanding and renovating its facilities building and SS. Simon and Jude is reroofing the elementary school. Mr. Barber asked the status of the building permit that was issued for the property at 910 Springview Court. Mr. Wilson stated that the demolition of the addition has been completed but no further work has been done. He also stated that Mr. Pope had paid his fine and has reimbursed the Township for expenses concerning the dumpster removal and boarding up of the property.

**B. Township Roadmaster- Mark Gross.**

In the absence of Mr. Gross, Mr. Layman reviewed the May Road Report. The Road Department has been doing pot hole patching throughout the Township, cleaning of stormwater inlets and creek crossings, commenced open space cutting, and removed downed trees from the Pleasant Grove Pond perimeter. Mr. Layman stated that all playground structures have been inspected for safety hazards. Mr. Layman also stated that Westtown along with other Townships are having a problem contracting for line painting this year as the contractors find it is more lucrative to work for PennDOT.

**C. Township Planning Commission – Richard Pomerantz.**

Mr. Pomerantz stated that the Planning Commission has not met since March 17<sup>th</sup>. They do have an agenda for this week's meeting and will be reviewing the sketch plans for renovations to Penn Wood Elementary School and Westtown-Thornbury Elementary School. The Commission will

also review the Cook's Subdivision Plan for property on W. Street Road in Thornbury Chester County.

**D. Parks and Recreation Commission – Kristine Lisi.**

Mr. Layman, in the absence of Ms. Lisi, stated that the Commission is working on the events they have planned so far and looking for sponsors to help defray the costs of the events.

**E. Oakbourne Mansion Commission – Eva Foster.**

Mrs. Foster stated that the Cars of England Show this past weekend was very successful. She was able to rent space in the Mansion to eleven vendors. She also stated that she has been in contact with a woman on the Board of the Kennett Symphony and there is a possibility of having a "Symphony Under the Stars", at Oakbourne.

**IV. Public Comment Non-Agenda Items.**

Mark Robbins, 527 Coventry Lane, asked if Coventry Village could have permit parking as he has had four parking tickets over the past month. He stated that "no parking" is between the hours of 2:00Am and 8:00Am but then everyone parks on the street during the day. Mr. Robbins stated that he was advised by a police officer that he should speak to the Board of Supervisors about this issue. Mr. Foster stated that roads are narrow and that the no parking is for emergency vehicles access. He advised Mr. Robbins that he should discuss this with Coventry's Homeowners Association as they should be the ones to make this request to the Township. Mr. Layman said he has been speaking with Valerie Pyle, manager of the association, because of the problem this winter with cars on the road during snow plowing. He is working on setting up a meeting with the association. Mr. Foster advised Mr. Robbins that the Board is not against permit parking but it has to be addressed in the correct way.

**V. Old Business**

There was no old business.

**VI. New Business.**

**A. Approve Tract 2003-14 Liberty Square Escrow Release #9 in The Amount of \$20,828.75.**

Mr. Foster stated that the terms of the release were set forth by the Township Solicitor in his May 27, 2010 letter to Mr. Kilgarif. Mr. Kilgarif is advised in the letter that the work must be started by July 12, 2010. The Township will release the \$20,828.75 when all the stipulations in the letter are met.

Mr. Foster made a motion, seconded by Ms. De Wolf, to approve the \$20,828.75 escrow release for Tract 2003-14 Liberty Square conditioned on the Township's Solicitor's letter of May 27<sup>th</sup>, 2010, and that the work must be started by July 12, 2010 in order for the money to be released. Mr. Barber asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

**B. Approve Colony Lane Agreement Aqua, Pa.**

Mr. Foster made a motion to approve the agreement with Aqua, Pa contingent on the Township Manager's negotiation of the final terms. Mr. Layman stated that he would negotiate the final terms but the approval of the terms should be by the Board of Supervisors. Ms. De Wolf then seconded the motion to include the Board of Supervisors approval of the final terms negotiated by the Township Manager. Mr. Barber asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

**C. Adopt Resolution 2010-7 Opposing House Bill HB 1231.**

Mr. Barber stated that the Board is opposing this Bill which concerns payment of Workmen's Compensation for Fire Company personnel who have cancer. Mr. Barber stated that the Bill is not explicit to what caused the onset of the cancer; therefore he is opposed to the Bill.

Mr. Foster made a motion, seconded by Mr. Barber, to adopt Resolution 2010-7 opposing House Bill HB 1231. Mr. Barber asked for public comment. There was not public comment. The Board of Supervisors approved the motion. Ms. De Wolf abstaining.

**D. Adopt Resolution 2010-8 Opposing House Bill HB 2431.**

Mr. Barber stated that the Board does not wish to support this Bill as it gives Counties certain governing rights over Townships taking away a Township's right to govern.

Mr. Foster made a motion, seconded by Mr. Barber to adopt Resolution 2010-8 opposing House Bill HB 2431. Mr. Barber asked for public comment. There was no public comment. The Board of Supervisors approved the motion. Ms. De Wolf abstaining.

**VII. Public Comment (all topics)**

At this time Kristine Lisi reported on the Parks and Recreation Commission. She stated that the First National Bank of Chester County has agreed to be the exclusive sponsor, in the amount of \$500.00, for the Dog Show. She also stated that anyone who votes for a movie will be entered in a drawing to receive a free drink and popcorn on movie nights. They will also be selling food and beverages at the movie nights to help defray costs. Ms. Lisi stated that Christmas in July, to be held on July 24<sup>th</sup>, has been moved to Tyson Park.

**VIII. Payment of Bills.**

On the motion of Ms. De Wolf, seconded by Mr. Foster, the bills were approved as presented.

**IX Adjournment.**

On the motion of Mr. Foster, seconded by Ms. De Wolf, the meeting was unanimously adjourned at 8:02Pm.

Respectfully Submitted,  
Robert Layman, Township Manager