

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING
Westtown Township Municipal Building, 1039 Wilmington Pike, Westtown
Monday, May 5, 2014 at 7:30 PM

In attendance were: Chair Carol DeWolf, Vice Chair Mike Di Domenico, Police Commissioner Tom Haws, Township Manager, Rob Pingar P.E., Roadmaster Mark Gross, Township Solicitor Bob Adams, Planning Commission member Brent Whitig, and Historical Commission Chair Dave Walter. There were 12 guests present.

I. Call to Order

Chairman DeWolf called the regular meeting to order at 7:35 PM and led Pledge of Allegiance.

II. Approval of Minutes (Board of Supervisors April 7 and April 21, 2014)

Mr. Di Domenico made a motion to approve the minutes of April 7 and 21, 2014. Mr. Haws seconded the motion. There was no public comment and the minutes were approved.

III. Summary of Board of Supervisors Workshop – May 5, 2014

Ms. DeWolf summarized the Supervisor's workshop, which began at 5:00 PM with an executive session on litigation. There were 4 other items on the agenda:

- Safety issue with trash collection on Route 352 during morning traffic
- Assessment Hearing Officer for the On-Lot Program
- Arborview connector road access issue
- 2014 road maintenance program & Dunvegan culvert

The Board also discussed a stormwater issue on Windy Knoll. If the regular meeting does not run long, the Board will reconvene to discuss the Westtown School Pump Station in executive session.

Ms. De Wolf also mentioned there were additions to the agenda tonight:

1. The Rustin Residential Subdivision Conditional Use Decision and Order
2. Authorization to advertise bids for the 2014 Road Maintenance Program

There were no questions or comments from the public regarding the workshop.

IV. Departmental Reports

A. Building Department Report – Rob Pingar

In April, 13 residential and 4 commercial Certificates of Occupancy were issued, as well as 9 residential and 1 commercial building permit. One residential demolition permit for an in ground pool was issued. The Township also issued two plumbing permits, one sign permit, and 3 zoning permits for sheds.

B. Township Roadmaster – Mark Gross

Mr. Gross reported that the crew has been busy keeping the 950 township stormwater inlets clear during the heavy rains we have had this month. They have been addressing pipe

failures, and have two repairs scheduled this week. The crew has also been working on road restoration to repair plow damage from the winter.

The brick and stone repointing of the north side of the Oakbourne tower is complete. Shutters on the administration building have been replaced.

At the wastewater treatment plant four diverter boxes were replaced. DEP made a surprise inspection today, and the plant was given a clean bill of health. Mr. Gross expressed kudos to the plant operator, Chris Culberson, for his work. DEP made one recommendation: that samples be flow proportional. This suggestion has been implemented.

Future projects include stormwater collection and asphalt repairs.

There were no questions or comments.

C. Planning Commission – Brent Whitig

The PC met on April 23rd and heard from Ken Lawson regarding the Brandywine Battlefield Preservation Plan. The Commission also agreed on a mission statement.

On Wednesday, the PC will review the student housing ordinances and a discussion of the methods that could be used to update the Comprehensive Plan.

There were no questions or comments.

D. Historical Commission – Dave Walter

Mr. Walter stated that the HC is making progress on the historic resources mapping project.

The HC is also looking at the Bozzuto project. Bozzuto Representatives declined the Commission's request to attend their meeting on May 15. The HC will make their final recommendation, and present it to the Board and the Planning Commission.

Mr. Walter also provided an update on the abandoned cemetery on Shiloh Road. The HC has been rebuffed by the property owner, and is now looking into PA law governing cemeteries under private ownership.

There were no questions or comments.

V. Public Comment on Non-Agenda Items

Bridget Brown, Parks & Recreation Chair, asked for explanation from the Board as to their recent decline to pay an invoice in the amount of \$205.95. Ms. De Wolf stated that this invoice was related to a personnel issue and was not appropriate for public comment.

Judy Rife, 1075 Edgewood Chase Drive, had a question about her tax and trash payments. She expressed concern that her payments had not been processed. She suggested the need for additional office staff. Mr. Pingar responded that there has been consideration of bringing in additional staff when taxes and quarterly trash bills are due at the same time. Mrs. Rife also stated that her bills still reflect the name of her deceased husband, despite having changed the deed at the County level. Mr. Adams, Township solicitor, added that the Township records do not control the recording of deeds. If the deed has been recorded with the County, then the Township records will be adjusted when notification from the County is received. That will not affect her ability to sell the property.

Kristine Lisi, Parks & Recreation Commission member and former chair, read a prepared statement expressing her disgust for the lack of humanity, respect, and dignity the Board has shown the staff, and resigned from the Commission after 7 years of service.

Rick Brown, 1123 Fielding Drive and Parks and Recreation Commission member, also resigned effective immediately stating that he is unable to work with the current Chair and Vice Chair of the Board.

Ms. De Wolf thanked Kristine and Rick for their service and accepted their resignations. Mr. Haws stated that he did not accept the resignations and expressed his hope that they would reconsider.

There was no other public comment.

VI. Old Business

A. Rustin Residential Subdivision Conditional Use Decision and Order

Mr. Adams explained that the WCASD has filed an application for conditional use seeking approval to construct a residential subdivision. Hearings were held in Nov, Dec, and Jan. and the record was closed. The final decision and order approves the flexible development for not more than 50 single family residential units. The order contains 18 conditions of approval. The decision provides factual background, findings of fact, conclusions of law, and discussion of rationale for the action. The application has been considered under Township ordinance, legal advice, testimony of the applicant, witnesses, and township consultants. Mr. Adams stated that a motion would be appropriate to adopt the decision as submitted, approving the application.

Mr. Di Domenico made a motion to approve the flexible development Rustin land process and procedures and all its conditions. The motion was seconded by Mr. Haws.

Kathy Di Domenico, 1530 Woodland Road, asked that the decision be posted on the website. Mr. Pingar replied that it could. Mr. Adams added that unrepresented parties would receive a copy by mail.

There was no public comment and the motion was approved.

B. Open Space Resources Plan Adoption

The Planning Commission recommended adoption of the plan. Mr. Di Domenico made a motion to adopt the Open Space, Recreation, and Environmental Resources Plan. The motion was seconded by Mr. Haws. There was no public comment and the motion was approved.

VII. New Business

A. Westown School Science Building - Final Escrow Release

Township Engineer, McCormick Taylor, recommended the release of the remaining escrow in the amount of \$30,025.15. Mr. Di Domenico made a motion to approve the final release, contingent upon payment of any outstanding engineering fees or other bills. The motion was seconded by Mr. Haws. There was no public comment and the motion was approved.

B. Announcements

1. Due to the continuation of the Bozutto Conditional Use Hearing at 7:00 PM on May 19, the Board of Supervisors meeting will likely be abbreviated. The change in time will be advertised and sent on the listserv.
2. The annual Cars and Motorcycles of England show will be held Saturday, May 31 at Oakbourne Park. Fields open at 8:30 AM and judging will begin at 10 AM.

C. Advertisement of Bids for the 2014 Road Maintenance Program

Mr. Di Domenico made a motion to authorize advertisement of bids for the 2014 Road Maintenance Program and culverts. The motion was seconded by Mr. Haws. There was no public comment and the motion was approved.

VIII. Public Comments on All Topics

None.

IX. Payment of Bills

Mr. Haws made a motion to pay the bills of May 2, 2014 as presented. Ms. De Wolf specified the amount of \$221,098.89 for the General Fund, and \$45650.75 for the Wastewater fund bills, totaling \$266,749.64. The motion was seconded by Mr. Di Domenico.

Kathy Di Domenico requested that the check registers be archived on the website. Mr. Pingar responded that he would see that they were added.

There was no additional public comment and the motion was approved.

X. Adjournment

Mr. Di Domenico made a motion to adjourn the meeting, seconded by Mr. Haws. There was no public comment and the meeting was adjourned at 8:37 PM.

Respectfully Submitted,
Robert Pingar, P.E.
Township Manager