

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING  
Township Municipal Building, Stokes Assembly Hall, 1039 Wilmington Pike, Westtown  
April 6, 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 Building Inspector John Wilson; Township Road Master Mark Gross; Township Planning Commission member Elaine Adler; Parks Advisory Group member Kristine Lisi; and Oakbourne Mansion Commission Chair Eva Foster. 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.

**II. Approval of Minutes (March 16, 2009 Regular Meeting).**

Mr. Foster made a motion, seconded by Mr. Barber, to approve the minutes of the March 16, 2009 regular meeting. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors approved the minutes as corrected (Section VI: A: second sentence should read The Board discussed the draft ordinance in the Workshop and it was decided to stay with 20 events per year but Ms. De Wolf stated that personally she would like to see a higher number).

**III. Summary of Board of Supervisors Workshop 4/6/09.**

Ms. De Wolf reported on the workshop. The following items were discussed: The Township independent auditor was in attendance to discuss the 2008 Audit and make recommendations to the Board; Also present were representatives from the firm of Portnoff Law Associates to discuss the collection of delinquent sewer/trash accounts; How to connect the proposed parallel road that will run from Stetson to Route 926 at W. Pleasant Grove Road between Crebilly and Arborview. Adding two Township bridges to the Chester County Transportation Improvements list; and moving forward with a DCNR grant for creation of a Master Plan for Oakbourne Park.

**IV. Appoint Gary Dougherty Elected Auditor.**

Ms. De Wolf stated that at the Township reorganizational meeting in January there was a vacancy on the Board of Auditors. She stated that our current members Jim Hanak and Mark Bredin have recommended Gary Dougherty, to fill this position. Mr. Dougherty resides at 131 E. Street Road. Mr. Bredin introduced Mr. Dougherty to the Board of Supervisors. Mr. Hanak stated that he has known Mr. Dougherty for 18 years and that he is a man of integrity and great heart. Mr. Dougherty thanked them for their recommendation and stated that it was an honor to be here. He stated that he was employed by DuPont for 35 years in various capacities and is glad to be of assistance to the Township.

Mr. Foster made a motion, seconded by Mr. Barber, to appoint Gary Dougherty as the third member of the Board of Auditors. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the appointment.

**V. Departmental Reports.**

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

**1.Edward Byrne Memorial Justice Assistance Grant (JAG) Program.**

Chief Dumond stated that Westtown was one of several municipalities in Chester County who have been awarded funding through the Edward Byrne Grant. He stated that he and Mr. Layman had attended a meeting last Friday at the District Attorney's office to discuss the funding. The District Attorney's office has assigned their law enforcement liaison as the point person to work

with the County Commissioners to obtain the funding for each municipality. Chief Dumond stated that a Memorandum of Understanding is needed between the Township and Chester County and asked if the Board would execute the agreement this evening. Mr. Foster stated that the grant was discussed at the Police Commissioner's meeting and they are in agreement that the funding will be used for additional administration staff.

Mr. Barber made a motion, seconded by Mr. Foster, to approve execution of the Memorandum of Understanding for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the Memorandum of Understanding.

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

Mr. Wilson reviewed the March Building Report. The permits issued in March were mainly for additions and garages. Mr. Foster questioned why there seems to be no construction activity at the house being build on Shady Grove Way. Mr. Wilson responded that the contractor has not been working through the winter.

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

Mr. Gross reported that the snow storm at the beginning of March was an unexpected expense for the Township and hopes that it was the last one for the season. He also stated that the Department rebuilt a collapsed storm water inlet on Walnut Hill Road and had the tractors serviced for spring. Mr. Gross stated that parts have been ordered for the EQ mixer at the Waste Water Treatment plant which failed due to a defective starter in the motor. The chart recorder failed at the Arborview pump station but is still under warranty and when called Mr. Galbally responded immediately and is taking care of the repair. The Friends of Oakbourne will be planting 3 to 5 trees at Oakbourne Park on April 25<sup>th</sup> which is Earth Day. Mr. Gross said the Township has a unique arboretum with many unusual trees. He commended the Friends of Oakbourne for their efforts. Mr. Foster requested that the trees be planted in areas where they would not interfere with other projects in the park. Mr. Gross said they would be planted in the park woodland and that the Department would be overseeing the planting.

**C. Township Planning Commission – Elaine L. Adler.**

Mrs. Adler reported that the Planning Commission reviewed three plans at their March 18<sup>th</sup>, meeting. The first was a sketch plan for a three lot subdivision of the Rossiter property, 500 E. Pleasant Grove Road. The property is zoned R2 with public sewer and public water available. Mrs. Adler stated that the stream on the property makes siting of the building envelope difficult for the third lot. There is also a question on the location of the existing sewer lateral. The second plan was a two lot subdivision for the Spickler property located at 1015 Shiloh Road. Mrs. Adler stated that the Township Engineer is working with the applicants engineer on the plan. The third plan is for a 6 lot subdivision on the former Thompson property located at 719 Oakbourne Road. This property is zoned R2 and is approximately 4 acres. Public water and public sewer will be required for the six lots. The Planning Commission and Township Engineer have serious concerns with adequate site distance because of the steep bank on Oakbourne Road. Mrs. Adler stated that at this week's meeting the Commission will review Jack Loew's alternate plan for the old Township Building, 1081 Wilmington Pike. His original proposal was a 30,000 square foot office building. The alternate is a 24,600 square foot medical office building. Mrs. Adler said the Commission will be making a recommendation to the Board for the May 4th Conditional Use Hearing on the alternate plan. Mr. Foster asked if the design is the same. Mrs. Adler said the building is smaller in order to meet the required parking. Mr. Barber asked if the building would be marketed for an office building and or medical building. Mrs. Adler responded that the applicant would market both ways. Mrs. Alder said the Commission will also discuss the proposed opening of the Hidden Pond Way cul-de-sac which both the Township Roadmaster and Engineer are in favor of doing.

**D. Parks Advisory Group – Kristine Lisi.**

Ms. Lisi said she is in attendance tonight as it is her understanding that the Board is not aware of the events that Parks Advisory will be doing this year. She stated that there will be a movie night

June 26<sup>th</sup> and August 7<sup>th</sup>. As they have a sponsor for The Best of Westtown Dog Show it will be held again this year on September 26<sup>th</sup>. Ms. Lisi stated that they are planning to have Christmas in July at the park on July 25<sup>th</sup>. This is a family orientated event with Christmas music, crafts, fake snow etc. Mr. Layman asked about the Parks Group meeting with Thornbury. Ms. Lisi said the meeting went well and they are planning to have joint events. Thornbury has an annual Easter Egg Hunt which they will do jointly with Westtown next year and that Thornbury would like to be included in our movie nights. Ms. De Wolf recommended that they use environmental friendly snow for "Christmas In July". Mr. Foster reminded Ms. Lisi of the Park Policy procedures and the timely presentation to the Board of the planned events for the year.

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

Ms. Foster stated that the Oakbourne Mansion Commission was able to purchase, at auction, a commercial refrigerator for the Mansion. She thanked Mr. Gross for his help with the installation of the refrigerator. She also stated that Jon Pennington has been refurbishing the Marble Room by cleaning the wall paper and painting. The Commission, as a way of marketing the Mansion, will be sharing a table with Gifford Photography at the Women's Expo to be held at Exton Mall on April 17<sup>th</sup>, 18<sup>th</sup>, and 19<sup>th</sup>. Ms. Foster said the Commission is planning events at the Mansion to coincide with the Cars of Great Britain event on June 6<sup>th</sup>.

**VI. Public Comment (None Agenda Items).**

Ms. De Wolf announced that B. J. Giangiulio of H.A Thomson, the Township's insurance Company has purchased at auction the original watercolor of Oakbourne Mansion that was used for ARC's Christmas card this year. The painting is on permanent loan to the Township from Mr. Giangiulio.

John Edwards, 613 Bowers Drive, asked when the following items in the Liberty Square Development would be completed. There is a stormwater basin that is not working correctly; and dead trees that need to be replaced. Mr. Layman said he had met with Mr. Edwards and other residents in the fall and had sent a letter to the developer about these and other issues. The developer had responded that he would complete the project in the spring. Mr. Layman also stated that there is money in escrow to have the necessary work done. Mr. Wilson was directed to contact Mr. Kilgarif for a time table of when this work would be completed.

**VII. Old Business**

**A. Update Pleasant Grove Geese.**

Ms. De Wolf stated that the Board has reviewed the website for the "Away with Geese" lights". Mr. Layman said he has contacted people who gave testimonies on the website and received mixed comments. Mr. Foster said he has talked to other Townships about this issue. He also feels the Township should take the steps recommended by the US Wildlife Service. Ms. De Wolf stated that she is in favor of purchasing the lights and the Township paying half of the cost. Mr. Foster asked who will be installing and maintaining the lights.

Jim Nee, 1178 Blenheim, stated that he will install and maintain the lights. He will report to the Township after the 90 day trial period on the effectiveness of the lights. Mr. Foster asked that he also register with the US Wildlife Service. Lisa Walsh will purchase both lights and be reimbursed by the Township for one light.

Mr. Foster made a motion, seconded by Mr. Barber, to purchase the "Away with Geese Lights" and to follow the procedures recommended by the US Wildlife Service. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the motion.

**VIII. New Business.**

**A. Announce Earth Day Cleanup.**

Ms. De Wolf announced that the Chester Ridley Crum Creek Association will be holding their annual cleanup of Chester Creek on April 18<sup>th</sup>. If you are interested in helping they will be

meeting at Goose Creek Park, in Thornbury Township, at 9:00Am. If you need more information please contact the Township. \_\_

**B. Adopt Resolution 2009-7 West Chester Area Regional Emergency Management Group.**

Mr. Foster stated that the Board needs to adopt a Resolution for the Township's participation in the Area Regional Emergency Management Group.

Mr. Barber made a motion, seconded by Mr. Foster, to adopt Resolution 2009-7, West Chester Area Regional Emergency Management Group. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the resolution.

**C. Approve Addendum to Articles of Agreement Between East Goshen and Westtown Township.**

Mr. Foster stated that as the Police Building is owned by Westtown and East Goshen they have both agreed to a yearly contribution of \$6,000+ to be placed in a sinking fund account for future building repairs. A schedule of repairs is included in the agreement. Ms. De Wolf asked if Mr. Adams has reviewed the agreement. Mr. Layman said Mr. Adams has approved the agreement. Ms. De Wolf also asked if the Police Commission would manage the account. Mr. Layman stated that Section 8 of the agreement gives the Charter Municipalities, through the Commission, the authority to approve expenses at the Commission meetings.

Mr. Foster made a motion, seconded by Mr. Barber, to approve the Addendum to the Articles of Agreement between East Goshen Township and Westtown Township. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the addendum.

**D. Approve SS. Simon & Jude Escrow Improvement Agreement.**

Ms. De Wolf stated that SS. Simon & Jude are making improvements to their driveway and as the Township Engineer will be involved in inspections an escrow agreement is needed. Mr. Layman stated that a check in the amount of \$10,000 has been received from SS. Simon & Jude.

Mr. Foster made a motion, seconded by Mr. Barber, to approve the Escrow Improvement Agreement with SS. Simon & Jude. Ms. De Wolf asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the agreement.

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

There was no public comment.

**IX. Payment of Bills.**

Mr. Foster made a motion, seconded by Mr. Barber to approve the bills as presented.

**X. Adjournment.**

On the motion of Mr. Foster, seconded by Mr. Barber the meeting was unanimously adjourned at 8:29Pm.

Ms. De Wolf announced that the April 20, 2009 Board of Supervisors meeting has been canceled as the Board will be attending the State Convention in Hershey. The Board will be holding a workshop session in Hershey. Mr. Layman stated that next Board of Supervisors meeting will be May 4<sup>th</sup>, 2009.

Respectfully Submitted,  
Robert Layman,  
Township Manager

