

WESTTOWN TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING
STOKES ASSEMBLY HALL 1039 WILMINGTON PIKE
August 16, 2004 7:30Pm

In attendance were Supervisors Vice-Chair Kenton S. Stokes, and Police Commissioner L. Charles Scipione; Township Manager Robert Layman; Township Solicitor Robert F. Adams; Township Engineer Angelo M. Capuzzi; Westtown-East Goshen Police Chief John M. Dumond; Planning Commission member Chris Kurth; and Parks Advisory Group Vice-Chair Walter Pavelchek. There were three guests in attendance.

I. Call to Order.

As there was a quorum present Vice-Chair Dr. Stokes called the meeting to order and led those present in the pledge of allegiance.

II. Approval of Minutes (August 2, 2004 Regular Meeting).

Mr. Scipione made a motion, seconded by Dr. Stokes to approve the minutes of the August 2, 2004 regular meeting. The minutes were unanimously approved.

III. Departmental Reports.

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

Chief Dumond reviewed the July Police Report with the Board of Supervisors. He stated that the Department's Special Operations Unit was asked to assist at the recent plane crash in West Whiteland. He reported that the Police Academy will be held again this fall starting on September 11th. The classes will be held at the Westtown Municipal Building, Stokes Assembly Hall. Anyone interested please contact the police office for an application.

B. Township Solicitor – Robert F. Adams.

1. Adopt Ordinance 2004-5 Vacating a Portion of Shiloh Road.

Mr. Adams stated that the realignment of Shiloh Road with Westtown-Thornton Road will cause a portion of Shiloh Road to be vacated. The vacation will become effective when construction of the new road is completed. The Ordinance has been advertised and the homeowners affected by the vacating have been notified by certified mail. The homeowners will now take title to the centerline of Shiloh Road. Mr. Adams said it will be necessary to obtain an easement for the stormwater inlet located on the Dellaporta property located at 1001 Dunning Drive. Easements for utilities will not be necessary as they are being relocated.

Mr. Scipione made a motion, seconded by Dr. Stokes, to adopt Ordinance 2004-5 vacating a portion of Shiloh Road. Dr. Stokes asked for public comment. Mr. Dellaporta asked what portion of Shiloh Road would now be part of his property. Mr. Adams stated the existing cart way will be removed and Mr. Dellaporta's property will extend to the centerline of the 50 foot road right of way. Mr. Adams advised Mr. Dellaporta that he will be preparing the stormwater easement which will be maintained by the Township. The Board of Supervisors unanimously adopted Ordinance 2004-5.

2. Adopt Ordinance 2004-6 Amend Township Code Section 34-3 Board of Supervisors Compensation.

Dr. Stokes asked that this item be deferred for further review. He stated that the State has increased the compensation a Supervisor can receive to \$3,250.00 per year. The increase in compensation must be approved by ordinance. It is the understanding of the Board that the increase would not take affect until they were re-elected and also a new

elected member would receive the adopted compensation. Dr. Stokes said the Board would like to have this clarified before the ordinance is adopted.

C. Township Engineer- Angelo M. Capuzzi.

1. Approve Escrow Release No.1 SS. Simon & Jude in the Amount of \$55,342.20.

Mr. Capuzzi stated the release is for clearing, detention work, and erosion control. The project appears to be moving forward without any complications.

Mr. Scipione made a motion, seconded by Dr. Stokes, to approve escrow release No.1 for SS. Simon and Jude in the amount of \$55,342.20. Dr. Stokes asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the escrow release.

D. Planning Commission Report – Chris Kurth.

Mr. Kurth reviewed the August 4th Planning Commission meeting with the Board of Supervisors. He stated members of the Commission have been reviewing West Goshen's Comprehensive plan. The Commission reviewed a sketch plan for construction of a Sharon Savings Bank at 1630 West Chester Pike. The Commission had concerns with the applicant meeting the set back requirements for the building, the impervious coverage, and traffic circulation. The Township Engineer is reviewing a revised sketch plan for the project. Mr. Kurth said the Commission also reviewed a plan for a proposed development in Thornbury Township which would either be a trailer park or a mix of single family and twin homes on Route 926 just west of Route 202. The Commission's concerns with the plan are access onto Route 926 and stormwater management.

E. Parks Advisory Group – Vice Chairman Walter Pavelchek.

Mr. Pavelchek reported on the July 10th Parks Advisory Group meeting. He stated that Eagle Scout Nathaniel Morgan has completed his project of tree identification in the park and installation of the map stand. He also stated that Eagle Scout Justin Wright has received approval to install six bluebird houses and three benches along the Township trail on the Cope tract. There is no cost to the Township for this project as it will be funded by donations.

The Phase I Improvements at Oakbourne Park are scheduled to be completed by October 1st. The cost of the Phase II improvements for Oakbourne Park has been revised by URDC to include items deleted from Phase I which will increase the cost by \$60,000. The original cost was \$260,000 with the Township receiving a County grant of \$130,000. The Township will be making a grant application to the State for the additional cost of the project. The deadline for the grant submission is October 15 and the application must include documentation that the project has strong support from the community and organizations that use the park facilities.

Mr. Pavelchek reported that he and Mr. Layman had met with Patrick Mulhern, West Chester Girls Softball Association, to discuss possible improvements to the field at PennWood. Mr. Mulhern was directed to present a comprehensive proposal to the Township. He also stated that Grass Carp (algae eating fish) will be introduced to the Piedmont Road pond in the Pleasant Grove development.

Mr. Pavelchek announced that he will be resigning from the Parks Advisory Group as of December 31st, 2004. Mr. Scipione and Dr. Stokes both expressed their disappointment in Mr. Pavelchek's resignation as he has worked hard on the Parks Advisory Group to improve the Township park facilities.

F. Financial Report – Robert Layman.

Mr. Layman reviewed the expenditures. He stated that the expenditures appear to be over budget only due to the fact that items budgeted in 2003 were not paid for until 2004. He also stated that tipping fees for refuse collection have increased and that West Chester Fire Company is being paid bi-annually instead of at the end of the year.

IV. Public Comment-Non Agenda Items.

Leonard Tehrani, 611 E. Street Road, expressed concern with the amount of bicyclers and pedestrians using Route 926. He also stated that he and his neighbors have asked PennDOT for a Deer Crossing sign to be placed in the area of his property.

V. Old Business:

A. Award Line Painting Bid to Alpha Space in the Amount of \$7,189.23.

This item was tabled for further review.

VI, New Business.

A. Appointment of Victor J. Orlando as Alternate to the Zoning Hearing Board.

Dr. Stokes stated that the Board had interviewed the applicants to fill the position of alternate on the Zoning Hearing Board. The Board's consensus was that Mr. Orlando was the most qualified to fill this position.

Mr. Scipione made a motion, seconded by Dr. Stokes, to appoint Victor J. Orlando as alternate to the Zoning Hearing Board. Dr. Stokes asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the appointment.

B. Approval Change Order No. 2 for Oakbourne Park Phase I Improvements.

Mr. Layman stated that the change order is for an inlet which was to be installed in a section of the trail that has been eliminated. This will result in a \$900.00 deduction in the cost of the project.

Mr. Scipione made a motion, seconded by Dr. Stokes, to approve Change Order No. 2 for Phase I Improvements. Dr. Stokes asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the change order.

C. Authorization of Payment request No.1 Lechmanik, Inc, Oakbourne Park Phase I in the Amount of \$13,050.00.

Mr. Layman stated that Mark Gross, Project Manager, has reviewed the payment request and approves the release.

Mr. Scipione made a motion, seconded by Dr. Stokes, to approve payment request No. 1 for Lechmanik, Inc., in the amount of \$13,050.00. Dr. Stokes asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the payment.

Mr. Adams stated that he has been contacted by the solicitor for Gaudenzia and hopefully will be able to resolve the issue of the trail easement.

D. Approval of Change Orders GC-16.01 – GC -22.01 for Westtown-East Goshen Police Station.

Mr. Scipione reviewed the following change orders: 16.01 fire proofing beams south and east of stairway; 17.01 detention room hardware changes; 18.01 finish hardware changes; 19.01 change in hardware for aluminum door replacing hollow metal door; 20.01 delete frames from interior signage; 21.01 change from Windstead Video Cabinet to a tall plain cabinet no change in cost; and 22.01 design of the retaining wall barrier. Change order 22.01 will be tabled. Total change will be a \$500.00 credit.

Mr. Scipione made a motion, seconded by Dr. Stokes, to approve change orders GC16.01 – GC 21.01 for the Westtown-East Goshen Police station project. Dr. Stokes asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the change orders.

E. Authorization of Payments for Westtown-East Goshen Police Station MCA \$270,784.10, Keares Electric \$22,437.00, G. Bass Plumbing \$38,230.20, and Cook's Service Co. HVAC \$3,825.00.

Mr. Scipione stated that both he and the architect have reviewed the requests and approve the payments.

Mr. Scipione made a motion, seconded by Dr. Stokes, to approve the following payments: MCA \$270,784.10; Keares Electric \$22,437.00; G. Bass Plumbing \$38,230.20; and Cook's Service Co., HVAC \$3,825.00. Dr. Stokes asked for public comment. There was no public comment. The Board of Supervisors unanimously approved the payments.

VII. Public Comment (all topics)

There was no public comment at this time.

VIII. Payment of Bills.

On the motion of Mr. Scipione, seconded by Dr. Stokes, the Board of Supervisors unanimously approved payment of the bills.

IX. Adjournment.

On the motion of Mr. Scipione, seconded by Dr. Stokes, the Board of Supervisors unanimously adjourned the meeting.

Respectfully Submitted,
Robert Layman
Township Manager