

**WEST PIKELAND TOWNSHIP
1645 ART SCHOOL ROAD
CHESTER SPRINGS, PA. 19425**

**BOARD OF SUPERVISORS
JULY 20, 2009**

The Board of Supervisors of West Pikeland Township met on July 20, 2009 at the Township Meeting Room. Those in attendance were Robert Shemonsky, Chairman; Richard Bright, Vice Chairman; Robert Barker, Supervisor; William Cracas, Supervisor; Harold Hallman III, Supervisor; Stephen J. Ross, Township Manager; Shane Clark, Chief of Police, and Joan C. Matthews, Township Secretary.

- I. **CALL TO ORDER:** 7:38 P.M.

- II. **EXECUTIVE SESSION** – Mr. Shemonsky noted that the Board of Supervisors met in Executive Session prior to this meeting to discuss real estate matters.

- III. **MEETING MINUTE APPROVAL** – Mr. Cracas made a motion to approve the meeting minutes of June 15, 2009. Dr. Bright seconded the motion. After no further discussion the motion was carried with all voting Aye.

- IV. **PERSONS WISHING TO BE HEARD**
 - A. John Kustifik stated that he is not satisfied with the Township’s response to his complaints regarding water damage to his property as a result of paving to Upper Pine Creek Road eight to ten years ago, and wished to know why this problem has not been submitted into the Road Planning Maintenance Program. Mr. Kustifik stated that the water damage has resulted in erosion of the blacktop 6” from the side of the road, which he suspects is resulting in water draining into his well. Mr. Ross advised that the Public Works Department recently conducted corrective measures by digging into the shoulder of the road to re-direct the water. Mr. Kustifik disputed that such work was completed. Mr. Barker noted that he has visited the property and wished to proceed with corrective measures to re-direct the water and requested that Mr. Ross meet with Mr. and Mrs. Kustifik to explore options to repair the problem.
 - B. Harold Hallman III – requested that only reports received from Committees, Boards and Commissions be listed in the Report section of the Agenda. Mr. Hallman III requested the Secretary submit a memorandum requesting reports and minutes be received the Wednesday prior to the meeting date.

V. **UNFINISHED BUSINESS**

- A. Hopkins Tract-Resolution 2009-07-19-Mr. Shemonsky opened the Hopkins Tract Acquisition Hearing. Open Space Advisory Committee Chairman Theodore Gacomis, P. E. presented a summary of the acquisition of a conservation easement on the estate of Josephine Hopkins. Daniel Mannix, attorney representing the Hopkins family thanked the Board of Supervisors for committing to the acquisition. Mr. Cracas made a motion to adopt Resolution 2009-07-19 approving the expenditure of \$324,600. for the purchase of a conservation easement of the Estate of Josephine Hopkins, property being identified as tax parcel 34-1-1.1 located at 2061 Miller Road. Mr. Barker seconded the motion. After no further discussion the motion carried with all voting Aye. Mr. Hallman III suggested the Township consider the installation of marquees on all properties purchased by the Township and Chester County.
- B. Re-instated Salt Storage Agreement – Mr. Ross informed the Board that Mr. Cracas has agreed to permit the Township to continue using his property for the purpose of storing salt for the 2009-2010 winter seasons. The agreement was duly advertised by Public Notice in the Daily Local News for perspective property owners to submit a bid to use their property for the purposes intended. No bids were received. Mr. Ross wished it noted that Mr. Cracas will not receive funds for the use of his property. Mr. Barker made a motion to approve the re-instated salt storage agreement with Mr. and Mrs. William Cracas for the intent of storing road salt for the 2009-2010 winter seasons. Dr. Bright seconded the motion. After no further discussion the motion carried with all voting Aye with the exception of Mr. Cracas who abstained.
- C. Act 32 Consolidation of Earned Income Tax – Mr. Cracas made a motion to appoint Harold Hallman III as a representative and Stephen Ross as alternate on the Tax Collection Committee of Chester County. Mr. Barker seconded the motion. After no further discussion the motion carried with all voting Aye.
- D. UCC Appeals Board – Mr. Cracas made a motion to appoint Harold Hallman III as authorized municipal representative and Stephen Ross as alternate to serve on the Western Chester County Regional UCC Appeals Board. Mr. Barker seconded the motion. After no further discussion the motion carried with all voting Aye.
- E. Pickering Estates Sewer Service Area – Mr. Ross stated that the sewage survey is now being reviewed and the results will be provided at a public meeting in September. Mr. Kocher, of Fox Lane stated that residents should receive the survey results prior to the public meeting. A discussion ensued regarding the timing of releasing the survey results in conjunction with the public meeting. Mr. Barker requested

that Mr. Ross consult with the Township Solicitor before posting the survey results.

VI. NEW BUSINESS

- A. Bills for Approval – Mr. Cracas made a motion to approve the bills submitted. Mr. Shemonsky seconded the motion. Mr. Hallman III abstained from checks 2173 and 2202. After no further discussion the motion carried with all voting Aye.
- B. Certificate of Appropriateness – Mr. Cracas made a motion to approve the recommendation of the West Pikeland Township Historic Architectural Review Board for the Historic Yellow Springs application on exterior paint choices for the Vaughn House at 1665 Art School Road. The motion is conditioned upon the standing seam roof sample colors including all metal profiles and all edge details and the replacement window details and color samples be submitted to HARB for approval. Approved exterior paint colors of Benjamin Moore are Delaware Putty and Devonshire Green. Mr. Shemonsky seconded the motion. After no further discussion the motion carried with all voting Aye.
- C. Resignation from HARB – Mr. Cracas made a motion to acknowledge a letter of resignation from John E. Brogan from the Historic Architectural Review Board. Mr. Shemonsky seconded the motion. Mr. Shemonsky requested Mrs. Matthews send a letter of appreciation of service. After no further discussion the motion was carried with all voting Aye.
- D. Appointment to Historic Commission – Mr. Cracas made a motion to appoint Todd Majors for a term expiring 2009 to the West Pikeland Township Historic Commission. Mr. Hallman III seconded the motion. After no further discussion the motion was carried with all voting Aye.
- E. Budget Discussion – Mr. Barker stated that the Board is currently reviewing the current and 2010 budgets and he wished it noted that he is not for raising taxes and feels internal cuts should be considered.
- F. Miss Betty's Day Camp – Dr. Bright requested that the Park and Recreation Board address concerns on how the Public Works is mowing and trimming vegetation at Township Parks and review how Miss Betty's Day Camp is using the facilities at Pickering Grove. Harold Hallman III suggested that the camp's lease be reviewed for 2010.

VII. REPORTS

- A. Building/Zoning Officer Report – Mr. Shemonsky read the Building/Zoning Officer's report for June 2009.
- B. Financial Review Committee – Mr. Freese gave a summary of the committee's June report.

- C. Fire and Ambulance – Mr. Shemonsky read the Lionville, Kimberton, and West End Ambulance reports for June 2009.
- D. Police Department – Chief Clark read the June 2009 report.
- E. Manager's Report – Mr. Ross summarized his Report for the period of July 15-20, 2009
- F. Treasurer's Report – Mr. Shemonsky read the Treasurer's Report.
- G. Motion to receive reports – Mr. Cracas made a motion to receive the reports as read. Dr. Bright seconded the motion. After no further discussion the motion carried with all voting Aye.

VIII. ANNOUNCEMENTS

- A. Next Board of Supervisors meeting will be August 17, 2009 at 7:00 p.m.
- B. Anselma Crossing Zoning Hearing – July 22, 2009 at 7:00 p.m.
- C. Harvey Conditional Use Hearing – August 17, 2009 immediately following the Board of Supervisors meeting.

IX. PERSONS WISHING TO BE HEARD

- A. Wayne Freese inquired about the status of law suits filed against the Township. Mr. Shemonsky noted that the trial dates have been scheduled for the ACMEC lawsuit, and the appeal of the DEP permit at Pine Creek Park is currently under legal council.
- B. John Henssler asked if the Township is seeking stimulus funds that are available. Mr. Ross stated he continues to seek such funding; however the Township would pay one half of the total grant amount.
- C. Linda Glaum stated her safety concern of the old shed at the entrance of the Township building. Mr. Ross stated that he has sent a memorandum to HARB regarding having the shed removed.
- D. Mr. Hallman III requested a letter be sent to Charles Conwell thanking him for providing the Shakespeare play "Midsummer Night's Dream" and request he consider repeating such a performance next year.

X. ADJOURNMENT – Mr. Barker made a motion to adjourn at 9:12 p.m.

Respectfully Submitted,

Joan C. Matthews,
Township Secretary