

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

**BOARD OF SUPERVISORS MEETING
JANUARY 19, 2010**

Approved

The Board of Supervisors of West Pikeland Township met on January 19, 2010 at the Township Meeting Room. Those in attendance were Robert Shemonsky, Chairman; Richard Bright Jr., Vice Chairman; Tom Tucker, Supervisor, Ernie Holling, Supervisor; Harold Hallman III, Supervisor; Stephen J. Ross, Township Manager; Shane Clark, Chief of Police; Guy Donatelli, Solicitor; Harry Miller, Director of Facilities, and Joan C. Matthews, Township Secretary.

- I. **CALL TO ORDER:** 7:30 P.M.

- II. **EXECUTIVE SESSIONS:** Mr. Shemonsky noted that the Board met in Executive Session this morning for legal reasons, and preceding this meeting for personal reasons..

- III. **PLEDGE OF ALLEGIANCE:** Suzanne Kaplan led the Pledge of Allegiance.

- IV. **MEETING MINUTE APPROVAL:**
 - A. **Meeting Minutes of December 21, 2009** – Mr. Holling made a motion to approve the minutes of the December 21, 2009 meeting. Mr. Tucker seconded the motion. After no further discussion the motion carried with all voting Aye with the exception of Tom Tucker who did not attend.
 - B. **Meeting Minutes of January 4, 2010** – Mr. Holling made a motion to approve the minutes of the January 4, 2010 meeting. Mr. Tucker seconded the motion. After no further discussion the motion carried with all voting Aye.

- V. **PERSONS WISHING TO BE HEARD** – There were no persons wishing to be heard.

- VI. **UNFINISHED BUSINESS:**
 - A. **2010 Budget Resolution 2010-01-11**-Mr. Shemonsky noted that the 2010 Budget amendment was duly advertised and the Proof of Publication is on record and was available for public inspection at the Township Office. Mr. Holling made a motion to approve Resolution 2010-01-10 approving the 2010 Budget as amended increasing the Real Estate Tax from .20 to .5 mills with the difference being allocated to infrastructure. The estimated Income and cash balances 2,101,072, as advertised and \$1,962,572, estimated expenditures 2010, as advertised \$1,886,582. Dr. Bright seconded the motion. A discussion ensued regarding the definition of infrastructure with Mr. Shemonsky clarifying infrastructure as roads, bridges and buildings. Several residents voiced their concern regarding specifying how the funds would be allocated. After no further discussion the motion carried with all voting Aye with the exception of Mr. Hallman III who voted Nay.

- B. **Repair of Township Roads** – Mr. Shemonsky requested the Township Manager to prepare a project schedule to implement the needed road repairs for 2010. Mr. Ross presented his schedule and requested that the Board make their recommendation of which roads should be completed first. Mr. Ross further recommended that a Township Engineer or McCormick Taylor be assigned to provide further study and method of treatment that could include core testing. Mr. Ross stated he will pursue financing alternatives to raise the necessary revenue to support the cost of construction. Mr. Holling provided each Board member and Chief of Police with a book called “Traffic” and recommended that Mr. Ross form a sub-committee composed of two Board members (including Mr. Hallman III), and residents as a research team to explore road repair and speed techniques. Mr. Hallman III stated that Michael Pollock of E. J. Breneman stated he would come to the next Township Meeting to explain the different methods of paving. Mr. Ross requested that the Board supply names of residents for the sub-committee.
- C. **Crack Sealing Mulberry Street** – Mr. Ross stated that Mr. Bob Johnston of Gilmore and Associates has not completed his report and recommendations resulting from his inspection of the crack sealing on Mulberry Street. This will be discussed at the next Board of Supervisors Meeting.
- D. **Windolph Knoll Master Plan Committee** – Mr. Shemonsky noted that the Board agreed to modify the current Windolph Knoll Master Plan Committee into a study group to make recommendations this year to the Park and Recreation and to determine the DCNR grant agreement period so the committee can complete its work in 2010.
- E. **Park Ordinance** – Joe Carreiro announced that the Park and Recreation Board recommends the following revision to Ordinance 2008-04, Section 3q to read “Use of any device, which sole purpose, is to either passively, mechanically or electronically to create noise or sound except for those devices approved on the Township maintenance list”. Mr. Carreiro further mentioned that LYA is currently reviewing the language of the Ordinance and how it affects their established rules of play. Mr. Donatelli provided an amended Ordinance for publication. Mr. Holling made a motion to authorize the advertisement to amend Ordinance with language speaking to Park and Recreation recommendations. Dr. Bright seconded the motion. After no further discussion the motion carried with all voting Aye with the exception of Mr. Tucker who voted Nay.
- F. **Noise Ordinance** – Mr. Donatelli noted that he will contact Mr. O’Neill, Secretary regarding the recommendations submitted from the Planning Commission on the proposed Noise Ordinance.

VII. NEW BUSINESS

- A. **Bills for Approval** – Mr. Holling made a motion to approve the bills submitted. Mr. Tucker seconded the motion. Mr. Hallman abstained from checks 2484, 2485, and 2486. After no further discussion the motion carried with all voting Aye.
- B. **Homeowner Association Meeting** – Mr. Shemonsky requested Mr. Ross contact the various Homeowner Associations, find out the schedule of meetings and there is an interest in having Board members attend.

- C. **Board/Committee Appointments** – Mr. Hallman III made a motion to appoint Rick Miller to the Arts and Culture Committee. Dr. Bright seconded the motion. After no further discussion the motion carried with all voting Aye. John Matthews announced that the Arts and Culture Committee are seeking additional members. Mr. Shemonsky made a motion to appoint Gopi Shankar to the Financial Review Committee. Dr. Bright seconded the motion. After no further discussion the motion carried with all voting Aye.
- D. **Anselma Mill Special Events Permit**: - Mr. Shemonsky made a motion to approve a Special Event Permit as outlined in the January 2, 2010 letter from Anselma Mill subject to the following conditions: the restrooms in the Mill's Visitor Center not are available for any activity and that Porta-Potties are placed in a safe location for public use, The area where the mill is displayed must provide adequate safety features in order to protect the public, The Board of Anselma Mill will demonstrate progress toward implementing the approved land development plan by the end of 2010. Mr. Tucker seconded the motion. A discussion ensued regarding the existing list of improvements required by the Township. Mr. Ross stated that he will have the Building/Zoning Officer re-send the list to Anselma Mill.
- E. **Zoning Hearing Board Decision** – Mr. Shemonsky read the following Zoning Hearing Board Decisions and Orders:
1. Hope Batchelor Application – Property located 511 Worthington Road, granted special exception relief associated with the development of the property as an equestrian center subject to the conditions set forth in the Decision and Order.
 2. Gina DiGiacomo, property located at 849 Newcomen Road, Special Exception and Variance relief denied for a home occupation of a tutorial facility for reasons listed in the Decision and Order.
- F. **Hosting Web Page** – Mr. Holling informed the Board that a Township resident who owns a web hosting company called Bee.Net has offered their services to the Township at no charge. Mrs. Matthews will supply Mr. Hollings with the current web hosting contract and Mr. Holling will facilitate contact between Bee.net and the Township Manager to act on the offer.
- G. **Resignation and Selection of Interim Township Treasurer** – Mr. Ross announced that Joan Cox has submitted her resignation as Treasurer effective January 22, 2010. Roxie Katzor will be assuming Ms. Cox's tasks and Mr. Ross explained that the Interim Treasurer is someone to sign checks and work closely with Mrs. Katzor. Mr. Holling stated that the new Treasurer should be skilled and able to make suggestions for improvements to the current system. Mr. Shemonsky made a motion to appoint Stephen J. Ross as Assistant Treasurer and request Joan Cox not resign her position as Treasurer until the next Board of Supervisors Meeting of February 16, 2010 at such time a new candidate will be appointed as Treasurer. Mr. Hallman III seconded the motion. A discussion ensued regarding the need for a special meeting within three days to appoint an individual as Treasurer if Ms. Cox declines extending her position. Following discussion the motion carried with all voting Aye.
- H. **Resolution 2010-01-12- Record Retention Policy** – Mr. Holling made a motion to adopt Resolution 2010-01-12 establishing schedules and procedures

for the disposition of records as set forth in the Pennsylvania Historical and Museum Commission's municipal records manual approved on December 16, 2008. Mr. Hallman III seconded the motion. After no further discussion the motion carried with all voting Aye.

VIII. REPORTS

- A. **Building/Zoning Officer** – Mr. Shemonsky read the Building/Zoning Officer's report for December 2009.
- B. **Environmental Advisory Council** – Nancy Bartley summarized the October and November minutes.
- C. **Fire and Ambulance** – Mr. Shemonsky read the Fire Reports of Kimberton and Lionville for December 2009.
- D. **Park and Recreation** – Joe Carriero summarized the January 7, 2010 Report.
- E. **Planning Commission** – Harry Miller gave a summary of the January 11, 2010 meeting.
- F. **Police Report** – Chief Shane Clark read the December 2009 Police Report.
- G. **Arts and Culture** – Mr. Holling made a motion to approve the Commonwealth Classic Theater Company's production of The Miser on July 24, 2010 in the earthworks theatre, free admission. Mr. Hallman III seconded the motion. After no further business the motion carried with all voting Aye. Mr. Matthews announced the first Chamber Music Series will be Sunday, February 7, 2010. 3-5 p.m.
- H. **Township Shed Report** – Mr. Matthews stated that he has obtained cost estimates relating to reconstruction of the Township Shed. Mr. Shemonsky requested that Mr. Matthews contact Mr. Ross for discussion to establish an action plan and costs for review to the Board.
- I. **Managers Report** – Mr. Ross gave a summary of his report.
- J. **Treasurer's Report** – Mr. Shemonsky read the Treasurer's Report.

XI PERSONS WISHING TO BE HEARD

- A. **Linda Glaum** stated her concern of HYS holding events and the hazardous condition of the fire damaged house that to date has not had safety fence installed to secure no entry. Mr. Shemonsky requested Mr. Ross contact HYS before events are held to discuss the status of the building.
- B. **William White** suggested the Board consider adopting an Ordinance that addresses the issue of buildings that are unsafe, or in disrepair. Mr. Donatelli will supply the Township with sample Ordinances from other municipalities.
- C. **Paul Dowie** expressed his concern of the pot holes at Yellow Springs Road and Lower Pine Creek. Also, a culvert on Lower Pine Creek is creating road shoulder erosion. Mr. Shemonsky directed the Township Manager to refer these to PennDot.

X. ANNOUNCEMENTS

- A. The First Chamber Music Series on Sunday, February 7, 2010, 3-5 .p.m.
- B. The Township Office will be closed on Monday, February 15, 2010
- C. The next Board of Supervisors Meeting will be held on February 16 2010.

XI. ADJOURNMENT – Mr. Tucker made a motion to adjourn the meeting at 9:18 p.m.

Dr. Bright seconded the motion. After no further discussion the motion carried with all voting Aye.

Respectfully Submitted,

Joan C. Matthews,
Township Secretary

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