

Lower Oxford Township
Board of Supervisors Meeting Minutes
November 11, 2009

The Regular Meeting of the Lower Oxford Township Board of Supervisors was held at the Township Building, 220 Township Road, on Wednesday, November 11, 2009.

The following were in Attendance: Chairman Kenneth L. Hershey, Supervisor W. Ralph Cheek, Zoning Officer Deborah Kinney, Building Inspector Scott Moran, Roadmaster Steve Price, Secretary/Treasurer Sara Laganelli, and fourteen guests.

CALL TO ORDER

Chairman Kenneth L. Hershey called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE

Mr. Kenneth L. Hershey led the Pledge of Allegiance and asked for a Moment of Silence.

PUBLIC COMMENT CONCERNING ITEMS ON THE AGENDA

Mrs. Teri Dignazio – Had a question about the bills.

Mr. Bob Yeatman – Requested a change be made to the minutes.

RECOGNITION OF THOSE ASKING TO APPEAR ON THE AGENDA

None.

APPROVAL OF THE MINUTES

Mr. Hershey moved to approve the minutes with a change made to the Act 537 Report as requested by Mr. Yeatman for the regular meeting of October 14th. Mr. Cheek seconded the motion. MOTION CARRIED.

TREASURER'S REPORTS

Mrs. Teri Dignazio asked what the year to date total was for the Engineering bills.

Presentation of Bills – The Secretary presented the bills that had been paid and needed to be paid for the month of October; totaling \$56,431.81 for the General Fund and \$821,565.59 for the Open Space Revenue Fund (noting that \$817,000 was repaying General Fund for loans made in 2006 & 2007). Mr. Hershey moved to approve and pay the bills. Mr. Cheek seconded the motion. MOTION CARRIED.

Fiduciary Transfers – Mr. Hershey moved to transfer \$2,549.44 from the six listed escrow subaccounts to the Master Escrow account to reimburse General Fund for legal and engineering fees incurred. Mr. Cheek seconded the motion. MOTION CARRIED.

Budget Deviations – Mr. Hershey moved to adopt Resolution 2009-45 for General Fund Budget Deviations. Mr. Cheek seconded the motion. MOTION CARRIED.

CORRESPONDENCE

- ✓ Letter from Standard & Poor's issuing the Township a credit rating of "AA."
- ✓ Letter from DEP stating they have approved the Act 101 Recycling Program Performance Grant in the amount of \$2,354.00 for 2007 which reflects 211.6 tons of recycled materials.
- ✓ Memo from Chester County Solid Waste Authority regarding the 2010-2012 Regional Household Hazardous Waste Collecting Program, requesting a commitment to participate and contribute to the funding. Municipal cost will be a proportionate share based on the 2000 census.

Municipalities that do not participate will be billed \$100 per attending vehicle from that municipality.

- ✓ Donation in the amount of \$1,000 from the Sproul Foundation to be used to beautify the Township.
- ✓ The October 2009 issue of PSATS News Bulletin.
- ✓ Oxford Area Recreational Authority 2010 Budget.
- ✓ The 2008 annual audit report for the Southern Chester County EMS.
- ✓ Chester County Department of Aging newsletter for October.
- ✓ An email from Bob Hotchkiss announcing that the SCCEMS won the 2009 Governors Award for Safety Excellence.
- ✓ PA State Police incident listing for October.
- ✓ Union Fire Co. No. 1 incident report for September.

The Secretary will send a Thank You letter to the Sproul Foundation.

Mr. Cheek moved to participate in the County Hazardous Waste Collection for 2010-2012. Mr. Hershey seconded the motion. MOTION CARRIED.

BUILDING INSPECTOR

Mr. Scott Moran reported that for the month of October he had six regular inspections, and three failed inspections. Mr. Cheek moved to approve the Building Inspector's report. Mr. Hershey seconded the motion. MOTION CARRIED.

CODE ENFORCEMENT OFFICER

Mrs. Kinney read the Building Permits & Zoning Violations Reports for October. She issued six building permits, three Use & Occupancy permits, and two sign permits. She had one new Zoning Violation that she sent a letter to 111 Evans Court for a possible home occupation. The homeowner called and said that they were not working out of the home, so it was not a violation. Mrs. Kinney noted that Mr. McDowell had until November 13th to comply. Mr. Cheek moved to have the Solicitor to take legal action for Mr. McDowell's violation. Mr. Hershey seconded the motion. MOTION CARRIED.

Subdivisions & Land Development Plans –

Mr. Hershey moved to adopt Resolution 2009-42 for a thirty (30) day extension to the Ballymeade final approval. Mr. Cheek seconded the motion. MOTION CARRIED.

Mr. Cheek moved to adopt Resolution 2009-43 for a six (6) month extension to the final plan approval. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Hershey moved to approve the Zoning Officer's reports. Mr. Cheek seconded the motion. MOTION CARRIED.

ENGINEER

The Secretary read the Township Engineer's October report. Mr. Hershey moved to approve the Township Engineer's Report. Mr. Cheek seconded the motion. MOTION CARRIED.

REGIONAL ACT 537 PLAN

Mr. Bob Yeatman reported that there was a meeting with the Township Engineers and Representatives on October 22nd. He said they had a schedule of what needs to be done on the Act 537 plan and that the next meeting was also scheduled for November 19th. They were going to work on it step by step to have the plan completed by the end of the year and submitted to the municipalities in January 2010. There was

some discussion. The Secretary stated that a letter from RETTEW requested comments about the OASA's application for a loan from the USDA. Mr. Kepler was absent so the Secretary read his comments. Mr. Cheek asked how they were going to pay the loan back without user rates going up. Mr. Cheek moved to approve Mr. Yeatman's report. Mr. Hershey seconded the motion. MOTION CARRIED.

ROADMASTER

Mr. Steve Price read the Roadmaster's Report for October. Mr. Cheek moved to approve the Roadmaster's Report. Mr. Hershey seconded the motion. MOTION CARRIED.

REGIONAL RECREATIONAL AUTHORITY

Mr. Hershey asked Mrs. Marcella Peyre-Ferry to report. She said that Lower Oxford Township needs another representative on the OARA. Their next meeting is November 12th. She reported that they are moving dirt. Mr. Cheek moved to approve the report. Mr. Hershey seconded the motion. MOTION CARRIED.

OLD BUSINESS

Open Space Preservation – Mr. Hershey said that we had three farms up and coming: Lizzie Beiler, Nick Roosevelt's and possibly David King.

Comprehensive Plan – Mr. Joel Brown reported that at the last meeting they discussed energy conservation and recycling. The next meeting would be on December 2nd and that is the only meeting for the rest of this year.

Lincoln Village Sewer – Mr. Hershey noted that a total of ten (10) permits had been issued and four (4) had hooked-up so far.

NEW BUSINESS

Budgets – Mr. Hershey moved to advertise the proposed 2010 General Fund, State Fund, Open Space Revenue Fund, Open Space Purchase Fund, and Sewer Fund budgets to be approved at the December meeting. Mr. Cheek seconded the motion. MOTION CARRIED.

Mandatory Sewer Connection Ordinance for Lincoln Village – Public Comments were accepted regarding the proposed Ordinance:

Mr. Darien White asked if it gave residents one year from now. He noted that Representative Houghton had a meeting and that a survey had been circulated to the residents regarding income to see what financial aid may be available for them.

Ms. Brenda Harris asked what about those that can't afford it?

Mr. Hershey noted that Tom Houghton was going to be at the Oxford Senior Center tomorrow night from 6:00 until 8:00 p.m.

Dr. Robert Millette asked if the Township had applied for any Federal Stimulus money and if the County Commissioners had any funds available.

Ms. Jessie Clemens said that she needed more than a year because it is a muddy mess in the Village.

Mr. Ralph Cheek said that if they cannot be hooked-up within the year then come back to the Board of Supervisors and they will listen.

Mr. Cheek moved to adopt Ordinance 2009-4 establishing mandatory sewer connection and use regulations for a specific limited and defined area (Lincoln Village) and establishing the OASA as agent for purposes of implementation of certain ordinance requirements. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Cheek moved to adopt Resolution 2009-44 for a fee schedule for the Lincoln Village Sewer Connection. Mr. Hershey seconded the motion. MOTION CARRIED.

OTHER BUSINESS

None.

PUBLIC COMMENTS

Darien White – Questioned why the phone in the Lincoln Community Center had been turned off.

Mr. Hershey moved to adjourn the meeting at 8:10 p.m. Mr. Cheek seconded the motion. MOTION CARRIED.

Note: Copies of all reports mentioned are available at the Lower Oxford Township Building, 220 Township Road, Oxford, PA.

Respectfully Submitted,

Sara B. Laganelli
Secretary/Treasurer