

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

The Regular Meeting of the Lower Oxford Township Board of Supervisors was held at the Township Building, 220 Township Road, on Wednesday, March 11, 2008.

The following were in Attendance: Chairman Kenneth L. Hershey, Vice Chairman W. Ronald Kepler, Supervisor W. Ralph Cheek, Zoning Officer Deborah Kinney, Roadmaster Steve Price, Building Inspector John Coldiron, Secretary/Treasurer Sara Laganelli, and twelve guests.

CALL TO ORDER

Chairman Kenneth L. Hershey called the meeting to order at 7:00 p.m. Mr. Hershey announced that there would be no discussion of the Oxford Commons Plans due to threats of legal action.

PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE

Mr. Kenneth L. Hershey led the Pledge of Allegiance to the flag and asked for a moment of silence.

PUBLIC COMMENT CONCERNING ITEMS ON THE AGENDA

None.

RECOGNITION OF THOSE ASKING TO APPEAR ON THE AGENDA

None.

APPROVAL OF THE MINUTES

Mr. Kepler moved to approve the minutes for the regular meeting on February 11th. Mr. Cheek seconded the motion. MOTION CARRIED.

TREASURER'S REPORTS

Presentation of Bills – The Secretary presented the bills that had been paid and needed to be paid for the month of February; totaling \$53,234.04 for the General Fund, and \$4,494.71 for the Open Space Revenue Fund. Mr. Cheek moved to approve and pay the bills. Mr. Kepler seconded the motion. MOTION CARRIED.

Fiduciary Refunds – Mr. Kepler moved to transfer \$9,907.12 from the seven listed escrow subaccounts to the Master Escrow account to reimburse for legal and engineering fees. Mr. Cheek seconded the motion. MOTION CARRIED.

Budget Deviations – Mr. Kepler moved to adopt Resolution 2009-12 to approve the 2009 Budget deviations totaling \$1,957.50. Mr. Cheek seconded the motion. MOTION CARRIED.

CORRESPONDENCE

- ✓ Portfolio review of our Pension Plan from PSATS.
- ✓ PSATS 2009-2010 Policy Statement.
- ✓ 2009 Grant Application Invitation from the E. Kneale Dockstader Foundation.
- ✓ Union Fire Co. No. 1 incident reports for January & February.
- ✓ State Police incident listing for February.
- ✓ Application for the 2009 PA Historic Preservation Awards.
- ✓ Chester County Conservation District Spring/Summer newsletter.

- ✓ A letter from the Professional Recycler's of PA requesting that we complete a survey.
- ✓ Oxford Area Sewer Authority Annual Financial Report for the years ended September 30, 2008 and 2007.
- ✓ Letter from Stephen Eldredge Sanitation requesting consideration in the bid process for all septic waste hauling services.
- ✓ PSATS news bulletin for January & February.
- ✓ PA Department of Conservation & Natural Resources announcement of the Community Conservation Partnerships Program Grants Application Cycle.
- ✓ Invitation from the Chester County Health Department for a meeting to discuss the West Nile Virus Control Program to be held March 17th.
- ✓ Chester County Historic Preservation Network newsletter for February.

Comments: Mr. Hershey noted that there was not a bid process in regards to the sanitation services. Mr. Kepler moved to approve the correspondence report. Mr. Cheek seconded the motion. MOTION CARRIED.

BUILDING INSPECTOR

Mr. John Coldiron reported that he had zero plan reviews, seven inspections, and two electrical inspections for the month of February. Mr. Kepler moved to approve the Building Inspector's Report. Mr. Cheek seconded the motion. MOTION CARRIED.

CODE ENFORCEMENT OFFICER

Mrs. Kinney read the Building Permits & Zoning Violations Reports for February. She didn't issue any building permits and only had one new violation. Mrs. Kinney reported that she and Mr. Kepler met with Mr. McDowell and that he had removed 7 truck loads of stuff. His first priority is going to now be to remove the trucks. Mrs. Kinney gave him 30 days to do so.

Subdivisions & Land Development Plans – Mrs. Kinney explained that the Planning Commission approved a non-building waiver for the David Blank subdivision and passed it onto the Board. Mr. Kepler moved to approve the non-building waiver for the David Blank subdivision. Mr. Cheek seconded the motion. MOTION CARRIED.

Mr. Steve Sinclair presented the Athletic Campus/Landscapes Land Development Plan for Lincoln University. He explained that there were two parts to the plan: 1. Beautification 2. Athletic Fields and a Football Stadium. Mr. Chris Cobalt explained the stormwater management. Mrs. Kinney explained that the Planning Commission had approved the plans with conditions to be addressed at the Board level. Mr. Kepler moved to approve the stormwater waiver for the Lincoln University Athletic Campus/Landscapes Land Development Plan. Mr. Cheek seconded the motion. MOTION CARRIED. Mr. Kepler moved to approve the Lincoln University Athletic Campus/Landscapes Land Development Plan contingent upon the entire punch list items being addressed from the Engineer, Ed Fisher's, letter dated 2/18/09. Mr. Cheek seconded the motion. MOTION CARRIED.

Mr. Kepler moved to adopt Resolution 2009-10 to give the Ballymeade Final Plan approval a thirty (30) day extension. Mr. Cheek seconded the motion. MOTION CARRIED.

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

ENGINEER

The Supervisors read the Township Engineer's February report. Mr. Kepler moved to approve the Township Engineer's Report. Mr. Hershey seconded the motion. MOTION CARRIED.

REGIONAL ACT 537 PLAN

Mr. Bob Yeatman reported that Mr. Ed Lennex was working on the Task Activity Reports as well as Planning Modules to rerate lagoon and spray on the Ross Farm. The Sewer Authority is working with RETTEW to prepare the new 537 Plan. They submitted an application for grant funding through DCED and are working on a H20PA Grant application. Mr. Yeatman said that last month a "FOP" Development Group proposed to build a unique treatment plant that would put out effluent better than any other; the committee recommended that the Board look further into it. Mr. Cheek moved to approve Mr. Yeatman's report. Mr. Kepler seconded the motion. MOTION CARRIED.

ROADMASTER

Mr. Steve Price read the Roadmaster's Report for February.

Mr. Kepler moved to sell the 1994 Ford Dump Truck to Drumore Township for \$6,500.00. Mr. Cheek seconded the motion. MOTION CARRIED.

Mr. Cheek moved to adopt Resolution 2009-11 designating the road projects for state funding to be 1150 feet of Jackson School Road, 900 feet of Elkview Road, all of First, Second, Third Avenues, and Walnut Street. Mr. Kepler seconded the motion. MOTION CARRIED.

Mr. Kepler moved to authorize the Secretary to advertise bids for the 2009 road improvement project to be opened April 8th at 8:00 p.m. Mr. Cheek seconded the motion. MOTION CARRIED.

Mr. Kepler moved to approve the Roadmaster's Report. Mr. Cheek seconded the motion. MOTION CARRIED.

REGIONAL RECREATIONAL AUTHORITY

Mr. Lee Towner was absent. Mrs. Marcia Peyre-Ferry was present in the audience and reported that their next meeting is tomorrow night. Her son is on the agenda to design a new website for no charge. She reported that East Nottingham's Planning Commission had given them Conditional Approval of the Land Development Plan.

Mr. Kepler moved to ask for Mr. Jim Pierson's resignation and to appoint Mr. Ken Hershey to fill his term. Mr. Cheek seconded the motion. MOTION CARRIED.

OLD BUSINESS

Open Space Preservation – Mr. Kepler moved to authorize the Secretary to send a letter to Diana Hoopes agreeing to proceed with the easement purchase for Lizzie Beiler's 33 acres. Mr. Hershey seconded the motion. MOTION CARRIED.

Comprehensive Plan – Mr. Joel Brown reported that the last meeting had some discussion about recreation. Unfortunately, not many people attended. They discussed trails and connecting Nottingham Park to the Barrens in Elk Township. The County personnel were not familiar with the Oxford Area Recreational Authority.

Lincoln Village Sewer – Mr. Kepler reported that he met with Dr. Nelson, President of Lincoln University and should have an agreement on his desk by Friday. Mr. Kepler said there needed to be some discussion about the existing cesspools as to what to do with them once residents hook-up to the public sewer. The Township Engineer advised that they would dry up and collapse. After much discussion, it

was agreed that the tapping fee should be \$2,100 for residents to hook-up to the sewer. Mr. Kepler moved to authorize the Secretary or Chairman to sign the sewer agreement with Lincoln University as soon as Lincoln signs it. Mr. Cheek seconded the motion. MOTION CARRIED.

Sign Ordinance – Mr. Kepler moved to authorize the Solicitor to send the proposed sign ordinance to the Township Planning Commission and the Chester County Planning Commission. Mr. Cheek seconded the motion. MOTION CARRIED.

NEW BUSINESS

Spring Trash Day – Mr. Cheek moved to have Spring Trash Day on Friday, April 17th from 7:00 a.m. until 3:00 p.m. and Saturday, April 18th from 7:00 a.m. until 12:00 noon. Mr. Kepler seconded the motion. MOTION CARRIED.

Addition to Ag Security – Mr. Kepler moved to adopt Resolution 2009-13 to add Ammon & Emma Stoltzfus' 65.45 acres to the Ag Security Area. Mr. Cheek seconded the motion. MOTION CARRIED.

OTHER BUSINESS

Mr. Kepler moved to approve the Verizon Cable Franchise agreement which is the same as the current one with Armstrong Cable. Mr. Cheek seconded the motion. MOTION CARRIED.

PUBLIC COMMENTS

None.

Mr. Kepler moved to adjourn the meeting at 8:35 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