

Lower Oxford Township

Board of Supervisors Meeting Minutes

November 10, 2010

The Regular Meeting of the Lower Oxford Township Board of Supervisors was held at the Township Building, 220 Township Road, on Wednesday, November 10, 2010.

The following were in Attendance: Chairman Kenneth L. Hershey, Supervisor W. Ralph Cheek, Codes Enforcement Officer Deborah Kinney, Secretary/Treasurer Sara Laganelli, and seven guests. Vice Chairman W. Ronald Kepler, Roadmaster Steve Price, and Building Inspector Scott Moran were absent.

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 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. Cheek moved to approve the minutes for the regular meeting on October 13, 2010. Mr. Hershey seconded the motion. MOTION CARRIED.

TREASURER'S REPORTS

Presentation of Bills – Mr. Cheek moved to approve and pay the bills totaling: \$36,922.53 for General Fund and \$5,058.24 for Open Space Revenue Fund. Mr. Hershey seconded the motion. MOTION CARRIED.

Budget Deviations – Mr. Cheek moved to adopt Resolution 2010-37 for Budget deviations totaling \$1,000.00 for General Fund. Mr. Hershey seconded the motion. MOTION CARRIED.

Fiduciary Refunds – Mr. Cheek moved to transfer \$478.80 from the two listed escrow sub-accounts to the Master Escrow account to reimburse for engineering & legal fees. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Cheek moved to authorize the final release in the amount of \$39,101.50 for the Letter of Credit for the Elkridge Subdivision (Steve Frost) as recommended by the Township Engineer, Ed Fisher. Mr. Hershey seconded the motion. MOTION CARRIED.

CORRESPONDENCE

- ✓ Letter from the Chester County Historic Preservation Network thanking for our support and requesting 2011 Membership Dues in the amount of \$85.00.
- ✓ USDA Newsletter from the Chester/Delaware County FSA Office for November 2010.
- ✓ PENNDOT *Moving Forward* quarterly review for Winter 2010-2011.
- ✓ Postcard from the Oxford Area Historical Association regarding the "150 Years of Railroading" presentation at 7:00 p.m. on November 16th at the Oxford Presbyterian Church.
- ✓ Letter from PECO regarding the street lighting electric bill changes.

- ✓ PA State Police statistics report for October.
- ✓ Thank-you letter from Light-Heigel for the opportunity to serve the Township. There will be no rate changes for 2011.
- ✓ Minutes from the September OARA meeting along with an approved 2011 Budget.
- ✓ Memo from The County Ag Land Preservation Board with information about the “Legacy Project” sponsored by the Farm Journal.
- ✓ Detour maps from PENNDOT for the 472 Bridge over the Octoraro Reservoir.
- ✓ An e-mail from the County regarding the new municipal grant cycle application; the deadline for submissions is February 2011. There are still many projects pending from July 2009. Although there is no specific funding commitment from the County, they are encouraging submittals for the grant programs. The County will make the best decisions possible with its limited resources.
- ✓ Letter from the District Attorney’s Office regarding the sentencing of Lucas Ramos for the burglary of the Township Building.
- ✓ Apology letter from Lucas Ramos.
- ✓ Agenda for the County Convention held on November 4th.
- ✓ 2010 Pipeline Emergency Response Planning Information for Pennsylvania.

Comments: Mr. Hershey moved to keep the Historic Preservation Network membership and accept the correspondence. Mr. Cheek seconded the motion. MOTION CARRIED.

BUILDING INSPECTOR

The Secretary read the Building Inspector’s report for the month of October. He had three (3) plan reviews, five (5) regular inspections, and five (5) sewer inspection. Mr. Cheek moved to approve the Building Inspector’s Report. Mr. Hershey seconded the motion. MOTION CARRIED.

CODES ENFORCEMENT OFFICER

Mrs. Kinney read the Building Permits & Zoning Violations Reports for October. She issued three (3) building permits, one (1) certificate of occupancy and picked-up four (4) non-permitted signs. There are three (3) outstanding violations: 365 Elkdale Road, 290 Lancaster Avenue, and 285 Elkdale Road.

Subdivisions & Land Development Plans:

William Shainline subdivision – Mrs. Kinney explained that the Planning Commission’s requests had been met and they recommended approval of the plan. She said the only outstanding item is the SFPM and that the plan could be approved contingent upon PA DEP approval if the Board so desired.

Mr. Hershey moved to adopt Resolution 2010-38 to approve the Shainline 4-lot Subdivision and add-on final plan contingent upon PA DEP approval of the SFPM. Mr. Cheek seconded the motion. MOTION CARRIED.

Oxford Commons - Mr. Cheek moved to adopt Resolution 2010-35 for a 180 day extension to the final plan approval of Oxford Commons. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Cheek moved to adopt Resolution 2010-36 to resubmit the Elmer Beiler SFPM to PA DEP for approval. Mr. Hershey seconded the motion. MOTION CARRIED.

Mr. Hershey moved to approve the Codes Enforcement Officer’s reports. Mr. Cheek seconded the motion. MOTION CARRIED.

ENGINEER

The Secretary read the Engineer’s report for the month of October. Mr. Cheek moved to approve the Engineer’s report. Mr. Hershey seconded the motion. MOTION CARRIED.

REGIONAL ACT 537 PLAN

Mr. Bob Yeatman gave his report for the month of October. He said that the 537 Plan was submitted to DEP. There will be a meeting on November 23rd with the municipal officials and experts to discuss the USDA loan. After some discussion, Mr. Hershey moved to accept Mr. Yeatman's report. Mr. Cheek seconded the motion. MOTION CARRIED.

ROADMASTER

The Secretary 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. Tony derKinderen reported that the builder should be finished this month with Phase I. There is still work to be done with the fence. There was vandalism over Halloween. Mr. Hershey moved to approve OARA report. Mr. Cheek seconded the motion. MOTION CARRIED.

HISTORICAL COMMISSION

Mrs. Teri Dignazio reported that it has been determined that the Hosana Church and Amos Building are actually in Upper Oxford Township. The next meeting of the Historical Commission is November 17th at 6:00 p.m. at the Lincoln Community Center. Mr. Cheek moved to approve the report. Mr. Hershey seconded the motion. MOTION CARRIED.

OLD BUSINESS

Open Space Preservation – Wilson Family – Mr. Cheek moved to approve the Township's share of the Ag Easement for the Wilson Family's 182 acres in the amount of \$721,832.76 and the Township's share of settlement costs estimated at \$9,735.86 to be paid from the Open Space Purchase Fund. Mr. Hershey seconded the motion. MOTION CARRIED.

Comprehensive Plan – Mr. Joel Brown reported that they reviewed the Ag Resource chapter final draft. They discussed the Scenic Resource Map. There will not be a meeting in November. The next meeting is December 1st. Mr. Hershey moved to approve the report. Mr. Cheek seconded the motion. MOTION CARRIED.

Lincoln Village Sewer – Mr. Hershey noted that thirty-seven (37) permits had been issued and eighteen (18) had hooked-up. The Ordinance states that after November 11th, penalties can be imposed for those not hooked-up yet. Mr. Cheek moved to table this issue until the next regular meeting on December 8th. Mr. Hershey seconded the motion. MOTION CARRIED.

NEW BUSINESS

2011 Budgets – Mr. Hershey moved to authorize the Secretary to advertise for public review the proposed 2011 Budgets, which will be adopted on December 8th. Mr. Cheek seconded the motion. MOTION CARRIED.

Special Meeting – Mr. Hershey announced that there will be a special meeting on November 17th at 7:00 p.m. for the updated Earned Income Tax Ordinance. This is a reenactment, not a new tax. There are new statutory requirements with the Act 32 of 2008.

OTHER BUSINESS

Mr. Hershey noted that the Union Fire Company is asking for an increase in millage from .00021 to .00025 for 2011 and an additional increase to .00030 in 2012. He explained that this would cost the taxpayer with an average assessment of \$150,000, and additional \$6.00 in 2011 and \$7.50 in 2012. A farm assessed at \$325,000, would see an increase of \$11.25 in 2011 and \$16.25 in 2012. Mr. Hershey said that at the present time, Lower Oxford gives the Fire Company approximately \$75,000 per year.

Mr. Cheek commented that the Fire Company is all volunteers and that they do a good job. He said it takes a lot of money to run the organization.

PUBLIC COMMENTS

None.

Mr. Cheek moved to adjourn the meeting at 8:06 p.m. Mr. Hershey 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