

Lower Oxford Township

Board of Supervisors Meeting Minutes

December 8, 2010

The Regular Meeting of the Lower Oxford Township Board of Supervisors was held at the Township Building, 220 Township Road, on Wednesday, December 8, 2010.

The following were in Attendance: Chairman Kenneth L. Hershey, Vice Chairman W. Ronald Kepler, Supervisor W. Ralph Cheek, Codes Enforcement Officer Deborah Kinney, Building Inspector Scott Moran, Roadmaster Steve Price, Secretary/Treasurer Sara Laganelli, and eight 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 to the flag and asked for a moment of silence and to remember Pearl Harbor.

PUBLIC COMMENT CONCERNING ITEMS ON THE AGENDA

Mrs. Teri Dignazio said she had two questions about the budget when it came up on the agenda.

RECOGNITION OF THOSE ASKING TO APPEAR ON THE AGENDA

Mrs. Virginia (Laforte) Stidoms – Asking for a temporary mobile home permit for a parent at 314 Elkdale Road. Mrs. Kinney explained that she had all of proper paperwork and just needed Board approval. Mr. Cheek moved to approve the temporary mobile home for a parent at 314 Elkdale Road, Lincoln University. Mr. Kepler seconded the motion. MOTION CARRIED.

APPROVAL OF THE MINUTES

Mr. Hershey moved to approve the minutes for the regular meeting on November 10th. Mr. Cheek seconded the motion. MOTION CARRIED. Mr. Kepler moved to approve the minutes for the Hearing and Special Meeting on November 17, 2010. Mr. Cheek seconded the motion. MOTION CARRIED.

TREASURER'S REPORTS

Presentation of Bills – Mr. Kepler moved to approve and pay the bills: totaling \$52,103.89 for General Fund and \$5,080.30 for Open Space Revenue Fund. Mr. Cheek seconded the motion. MOTION CARRIED.

Budget Deviations – Mr. Kepler moved to adopt Resolution 2010-46 for 2010 General Fund Budget deviations totaling \$1,500.00. Mr. Cheek seconded the motion. MOTION CARRIED.

Fiduciary Refunds – Mr. Cheek moved to transfer \$935.18 from the four listed escrow sub-accounts to the Master Escrow account to reimburse for engineering & legal fees as well as refund C. Davis Wilson. Mr. Kepler seconded the motion. MOTION CARRIED.

CORRESPONDENCE

- ✓ Letter from OXREM reporting on the training event they held on November 18th at Lincoln University.
- ✓ Invitation to the PA Farm Show Public Officials luncheon on January 13, 2011.
- ✓ PA State Police Statistics report for November.
- ✓ October meeting minutes from the OARA.
- ✓ PSATS News Bulletin for November.

- ✓ Memo from PSATS regarding the Annual President's Leadership Award program.
- ✓ Email with information about the Commemorative Celebration of 150 years of Railroading in Southern Chester County.
- ✓ Email from Brandywine Conservancy regarding the results of a study titled "The Economic Value of Protected Open Space in Southeastern PA."
- ✓ Thank you letter from the Oxford Area Senior Center for the donation.
- ✓ Pamphlet from the Chester County Conservation District about their rain barrel sale for the Spring.
- ✓ Union Fire Co. No. 1 incident listing for October.
- ✓ Notice from Chester Water Authority about a test of the Emergency Action Plan on December 7th.

Comments: Mr. Kepler moved to accept the correspondence. Mr. Cheek seconded the motion. MOTION CARRIED.

BUILDING INSPECTOR

Mr. Scott Moran reported that he had twenty-five regular inspections, eleven sewer inspections, and three consultations for the month of November. Mr. Kepler moved to approve the Building Inspector's Report. Mr. Cheek seconded the motion. MOTION CARRIED.

CODES ENFORCEMENT OFFICER

Mrs. Kinney read the Building Permits & Zoning Violations Reports for November. She issued four building permits, five certificates of occupancy, and picked up two non-permitted signs. Mrs. Kinney explained that she had one outstanding zoning violation for a non-permitted deck and the property owner refused to sign for the Certified Enforcement Notice. The Board agreed to have Mr. Cheek accompany Mrs. Kinney to hand deliver the Enforcement Notice.

Subdivisions & Land Development Plans –

Smullen - Mr. Cheek moved that the Ricky Smullen add-on (lot-line change) preliminary/final waiver be approved. Mr. Kepler seconded the motion. MOTION CARRIED. Mr. Kepler moved to approve the Ricky Smullen add-on plan. Mr. Cheek seconded the motion. MOTION CARRIED.

L& C Farms - Mr. Cheek moved to adopt Resolution 2010-44 for the SFPM submittal to PA DEP. Mr. Kepler seconded the motion. MOTION CARRIED.

Ballymeade – Mr. Kepler moved to adopt Resolution 2010-40 for a ninety day extension to the Ballymeade final plan approval. Mr. Cheek seconded the motion. MOTION CARRIED.

Mrs. Kinney noted that Resolution 2010-39 was adopted at the Supervisor's Special meeting on November 17th for Shainline's SFPM submittal to PA DEP.

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

ENGINEER

The Secretary read the Engineer's reports for November. Mr. Kepler moved to approve the Engineer's report. Mr. Cheek seconded the motion. MOTION CARRIED.

REGIONAL ACT 537 PLAN

Mr. Bob Yeatman gave his report for the month of November. He explained that DEP did not accept the original resolutions that the municipalities adopted, so they will need to re-do them. They have taken care of DEP's other requests; moving things to the summary. The letter of conditions needs to be accepted from the municipalities to

guaranty the USDA loan. Mr. Yeatman said they are in a “holding pattern” waiting for those approvals. There was much discussion.

Mr. Kepler moved to adopt Resolution 2010-41 for approval of the Plan Revision to the Official 537 Plan of the OASA. Mr. Kepler seconded the motion. MOTION CARRIED.

Mr. Kepler moved to adopt Resolution 2010-45 for the agreement regarding the USDA Letter of Conditions to the OASA. Mr. Hershey seconded the motion. Mr. Cheek voted nay. Mr. Kepler & Mr. Hershey voted aye. MOTION CARRIED.

ROADMASTER

Mr. Steve Price read the Roadmaster’s Report for November. Mr. Cheek moved to approve the Roadmaster’s Report. Mr. Kepler seconded the motion and said that a nice job was done on Reedville Road. MOTION CARRIED.

Mr. Hershey added that the Roadmaster would like to thank whoever is mowing the Park & Ride.

REGIONAL RECREATIONAL AUTHORITY

Mr. Hershey gave the report for November. He said the final walk through is tomorrow morning. The fence is up and the pavilion is done. Mr. Cheek moved to approve OARA report. Mr. Kepler seconded the motion. MOTION CARRIED.

HISTORICAL COMMISSION

No report.

OLD BUSINESS

Open Space Preservation – Settlement is scheduled for December 13th with the Wilson Family and David King.

Comprehensive Plan – Mr. Joel Brown reported that on December 1st the meeting was about the Historical Resources Chapter. They will review additional chapters on December 22nd.

Lincoln Village Sewer – There are a total of 44 permits issued, 29 have hooked-up, 12 have not applied for a permit yet. Mr. Kepler moved to have the Secretary send out certified notices to the twelve (12) property owners that have not applied for the permit, giving thirty (30) days to apply for the permit and have the public sewer work complete. Mr. Cheek seconded the motion. MOTION CARRIED.

NEW BUSINESS

2011 Budgets – Mrs. Teri Dignazio asked the Supervisor’s to look into other insurance coverage to see if there are cheaper plans out there.

Mr. Kepler moved to approve and adopt the proposed 2011 Budgets for General Fund, State Fund, Open Space Revenue Fund, Open Space Purchase Fund, and Sewer Fund. The 2011 Real Estate millage rate will remain .00025. Mr. Cheek seconded the motion. MOTION CARRIED.

Union Fire Company 2011 Contract – The Union Fire Co. No. 1 proposed an increase of \$7,000.00 for 2011 with a contract total amount of \$44,185.56 for fire protection in Lower Oxford. Mr. Kepler noted that the agreement states that the Fire Company agrees that one person from each Township and the Borough should be present at any meeting to purchase equipment. Mr. Kepler moved to sign the 2011 Fire Contract and have the Secretary send a letter with it stating that the Township wants representation at the meetings. Mr. Cheek seconded the motion. MOTION CARRIED.

Ag Security Addition – Mr. Cheek moved to adopt Resolution 2010-43 for the addition of Craig Martin’s 52.5 acres and Elmer Beiler’s 90.8 acres to the Ag Security area. Mr. Kepler seconded the motion. MOTION CARRIED.

SPCA Contract – Mr. Kepler moved to sign the 2011 Limited Contract in the amount of \$500.00, for the Chester County SPCA. Mr. Cheek seconded the motion. MOTION CARRIED.

Fee Schedule – Mr. Hershey moved to adopt Resolution 2010-42 for a revised fee schedule to reflect the Tax Certification fee of \$15.00 and Tax Duplicate Bill fee of \$5.00. Mr. Cheek seconded the motion. MOTION CARRIED.

OTHER BUSINESS

2011 PSATS Convention – The Supervisors will not be attending the convention.

PUBLIC COMMENTS

Mr. Eric Todd – Said he read an article in the Pittsburgh paper that the Auditor General is looking into the salary of the Executive Director of PSATS.

Mr. Kepler moved to adjourn the meeting at 8:25 p.m. and thanked everyone for attending. 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