

Lower Oxford Township
Board of Supervisors Meeting Minutes
March 10, 2010

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

The following were in Attendance: Chairman Kenneth L. Hershey, Vice Chairman W. Ronald Kepler, Supervisor W. Ralph Cheek, Roadmaster Steve Price, Codes Enforcement Officer Deborah Kinney, Building Inspector Scott Moran, 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 a moment of silence.

PUBLIC COMMENT CONCERNING ITEMS ON THE AGENDA

None.

RECOGNITION OF THOSE ASKING TO APPEAR ON THE AGENDA

Mr. Gerry McCormick, representing Mr. Anthony Dambro – Mr. Mc Cormick introduced himself and explained that he and Mr. Dambro had done some research and found a company that produces “Advantex Systems” for denitrification. He introduced Mr. Ed Biedeman, who presented the Board with some papers that showed this Advantex System had DEP approval. Mr. Biedeman explained that these systems were installed by authorized dealers; service contracts are required for the homeowners; maintenance is required by DEP; and they are monitored 24/7. Mr. Bob Wells was then introduced as the owner of Wells Group with Advantex Systems. He answered questions from the Board regarding the technical aspects of the system. After some discussion, the Board agreed to pass the information onto the Township Engineer and Solicitor for review.

APPROVAL OF THE MINUTES

Mr. Kepler moved to approve the minutes for the regular meeting on February 17th. Mr. Cheek seconded the motion. MOTION CARRIED.

TREASURER’S REPORTS

Presentation of Bills – Mr. Cheek moved to approve and pay the bills; totaling \$56,331.47 for General Fund and \$5,179.18 for Open Space Revenue. Mr. Kepler seconded the motion. MOTION CARRIED.

Fiduciary Refunds – Mr. Cheek moved to transfer \$466.35 from the three listed escrow sub accounts to the Master Escrow account to reimburse for engineering fees in the amount of \$328.80 and refund Moiscell Robinson \$137.55. Mr. Kepler seconded the motion. MOTION CARRIED.

CORRESPONDENCE

- ✓ Letter from the County Dept. of Emergency Services offering their 911 Public Education Team to attend events.
- ✓ Notice of a PSATS UC Group Trust training session for every township that deals with unemployment compensation costs and benefits.
- ✓ The March 2010 Chester/Delaware County FSA Newsletter.

- ✓ Thank you letter from Southern Chester County EMS to the road crews who valiantly assisted them in keeping the roads open and allowing them to have the ability to get to every patient where there was a 9-1-1 call for help.
- ✓ Notice of the Chester County Conservation District & Chester County Extension presenting Beautiful Lawn/Beautiful Bay at two locations, including Lower Oxford Township on April 15th from 7:00 to 9:00 p.m.
- ✓ The 2008 & 2009 Financial Report from Oxford Area Sewer Authority.
- ✓ The Chester County Ledger publication from the Historic Preservation Network for February.
- ✓ Memo from the Chester Tax Collection Committee with an update on the Act 32 progress.
- ✓ The Winter 2010 publication of *Conservation & You*.

BUILDING INSPECTOR

Mr. Scott Moran reported that he had six regular inspections for the month of February. Mr. Kepler noticed that there were a couple of failed inspections and asked if Mr. Moran was billing extra for those. Mr. Moran said that he hadn't been but if it becomes an issue he will. 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 February. She issued four building permits. Mrs. Kinney said that Ben Sacks' violation was ongoing but he says he complied. She gave him until March 15th for her to re-inspect. Ny Seniuk is still ongoing as well. He didn't have a final electrical inspection and is to contact Scott Moran.

Mrs. Kinney noted that she did several reports, including the Chester County Tax Assessment, McGraw Hill Construction, and US Census Bureau monthly reports.

UCC Code – Mr. Kepler moved to adopt Resolution 2010-10 adopting the 2009 UCC Code. Mr. Cheek seconded the motion. MOTION CARRIED.

Subdivisions & Land Development Plans – Mr. Kepler moved to adopt Resolution 2010-11 extending the final plan approval for Ballymeade for an additional thirty (90) days. Mr. Cheek seconded the motion. MOTION CARRIED.

Mrs. Kinney said that she received a withdrawal letter for the Ardenbrooke 132-lot subdivision. The Wilson Family accepted the County's offer for Ag Preservation.

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 report for February. 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 February. He said that the Act 537 Plan is moving on schedule. The TAR's have all been submitted to the OASA Engineer to be compiled. The needs analysis were due March 1st and he wasn't sure if all were in yet. He said Ed Lennex took the County Population figures and projections on growth allocated to each municipality to keep the needs as close as possible so the submitted plan will be in line with the County Planning Commission's thinking. Mr. Yeatman reported that all municipalities are working well to keep on schedule. By the end of April it should be compiled to submit to public for comment.

Mr. Cheek asked the status of the USDA loan. Mr. Yeatman explained that they had a meeting with them and the Environmental Report is one thing that is holding it up. The USDA is very conscious of what

effect the loan will have on agriculture in the region. After some discussion, 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. Cheek congratulated Mr. Price on a job well done in the snow. He said it is nice to work with experienced people. He thanked the road crew for a nice job. Mr. Kepler moved to approve the Roadmaster's Report. Mr. Cheek seconded the motion. MOTION CARRIED.

REGIONAL RECREATIONAL AUTHORITY

Mr. Hershey said that there was a lot of discussion at the last Rec. Authority meeting. He said that East Nottingham Township offered the use of their old building for the OARA meetings beginning in April. Mr. Hershey said that there hadn't been any work on the site because the grounds are too wet. Mr. Tony derKinderen noted that they hired an accounting firm to do the first audit. He also said that there were two new members appointed to the board and that makes a full board for the first time in five years.

OLD BUSINESS

Open Space Preservation – Mr. Kepler moved to sign and approve the Ag Easement Agreement for Nicholas & Karin Roosevelt for 32.958 acres in the amount of \$121,615.02.

Mr. Kepler moved to send Diana Hoopes at the County a letter stating that we have met our limit for this year for Ag Easement purchases. So far this year the Township agreed to purchase approximately 340 acres for preservation. Mr. Cheek seconded the motion. MOTION CARRIED.

Comprehensive Plan – Mr. Joel Brown reported that economic development was discussed at the last meeting. Among the discussions were East Penn Railway, company relocations, and Aberdeen. The Economic Development Council is working hard to get businesses to our area. The next meeting will revisit Land Use and Planning. They expect to have the Comp Plan finished by the end of the year.

Lincoln Village Sewer – No changes.

NEW BUSINESS

Trash Day – Mr. Kepler moved to set Spring Clean-up for Friday, April 16th, 7:00 am until 3:00 pm and Saturday, April 17th, 7:00 am until Noon and authorize the Secretary to advertise it. Mr. Cheek seconded the motion. MOTION CARRIED.

Ag Security Addition – Mr. Cheek moved to adopt Resolution 2010-12 to add a total of 59.50 acres to the Ag Security Area for the Davison property at 177 Limestone Road, parcels 56-8-71 and 56-8-139. Mr. Kepler seconded the motion. MOTION CARRIED.

County EMS – Mr. Kepler moved to adopt Resolution 2010-13 for the adoption of the County Multi-Jurisdictional Hazard Mitigation Plan. Mr. Cheek seconded the motion. MOTION CARRIED.

OTHER BUSINESS

Lincoln Community Building – Mr. Kepler explained that the LCA (Lincoln Community Association) had approached him about taking ownership of the Lincoln Building with intentions of doing renovations. He explained that he looked into it and found that there is a clause in the original agreement that without permission from HUD the Township cannot sell or give away the building.

Historic Commission – Mr. Jay Eaton reported that they did a dry run of the historical walking tour. Everyone will be allowed to park on campus for the event. He said they will be using the campus bus but needed to find a driver.

PUBLIC COMMENTS

Ms. Delores Ralph – Questioned what happened to the Verizon Franchise agreement and asked that the Board act on it soon. Also informed the Board that the Third Avenue sign was down.

Mr. Tony derKinderen – Asked to discuss the OASA \$27 million loan from the USDA. He had figures that were published at a meeting on March 4th. He said that according to the figures, if only half of the projected growth happens, then by the year 2016 they will be in the negative. There was much discussion.

Mr. Kepler moved to adjourn the meeting at 8:50 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