

WEST NOTTINGHAM TOWNSHIP
Board of Supervisor's Meeting Minutes
April 14, 2009

Chairman Gerald Cox called the meeting to order at 7:30 p.m. The pledge of allegiance was followed by a moment of silence. Mr. Todd arrived shortly after the meeting started.

The following were in attendance: Gerald Cox, David Ross, Eric Todd, Candace Miller, John S. Carnes, Jr., Cynthia King, Pat Vail, Norman Marsh, Dana Cornick, Clarissa Altizer, and Mark Altizer.

COMMITTEE REPORTS – Committee reports available from the Secretary.

APPROVAL OF MEETING MINUTES

Board of Supervisors Meeting Minutes of March 17, 2009 – Mr. Ross moved to approve the minutes from the Board of Supervisors meeting of March 17, 2009. Mr. Cox seconded the motion. Motion carried unanimously.

EXECUTIVE SESSIONS/INFORMATIONAL MEETINGS

On April 6, Mr. Ross met with representatives from Verizon to open a dialogue regarding a franchise agreement.

AGENDA COMMENTS

Mrs. Vail requested to discuss Emergency Services Appreciation Day.

PRESENTATION

Mike Dydynski and Matt Discepola of Aflac, presented a supplemental health insurance benefits program to the Board for consideration. The program is voluntary and would be at no cost to the township. Mr. Cox thanked Mr. Dydynski and Mr. Discepola for their presentation and told them that the Board would need time to consider their proposal. He said they should check back with the Secretary in about 14 days.

BID OPENING

Mrs. Miller opened the bids and presented them to the Board. The results will be attached to the minutes.

Mr. Cox moved to award the bids to the lowest bidders. Mr. Ross seconded the motion. DISCUSSION: Mr. Todd asked if the vote was to accept the bids or to approve the paving project. Mr. Ross confirmed that the vote was to accept the lowest bids only. Mr. Cox called for a vote. Motion carried unanimously. Mr. Ross noted that he would rather see the Liquid Fuels money spent on the roads than sit in the bank. Mr. Marsh told the Board that Stoney Lane would require some prep work before paving. Mr. Todd moved to approve the road paving projects. Mr. Ross seconded the motion. Motion carried unanimously.

OLD BUSINESS

OASA Appointment – Mr. Cox announced that two letters of interest had been received for the Oxford Area Sewer Authority (OASA) position. Mr. Cox moved to appoint Larry Bonam as Township representative to the OASA with his term ending January 1, 2012. Mr. Ross seconded the motion. Motion carried unanimously. Mr. Cox asked the Secretary to write a letter to the OASA board informing them of the Supervisors' decision and to also write a letter to the other applicant thanking her for her interest.

Blackburn Bridge Status – Mr. Cox expressed his concern regarding the bridge over Blackrun Creek and said that the Township needs a plan on how to handle the removal of the stone placard. Mr. Ross expects engineering and other information to begin trickling into the Township. PennDOT expects to put the work out to bid in January 2010.

Recycling Tonnage Quarterly Reports – Mr. Cox opened a discussion regarding the quarterly recycling reports that are supposed to be submitted by business in the township. The ordinance requires business to complete a form quarterly and submit it to the Recycling Coordinator. The ordinance does not identify the form. The Board asked the Secretary to contact the Chester County Solid Waste Authority to see if they have a form we could use.

Codes Enforcement Issues – Mrs. King gave the Board an update on several enforcement issues. Mr. Carnes told the Board that he is seeking advice from the District Attorney’s office regarding serving the Sacks’ with a contempt order. He told the Board that Mrs. King could handle the situation as a zoning issue. Mrs. King was concerned about taking that avenue given the changes to the Zoning Ordinances that are forthcoming. Mr. Ross moved to authorize the Codes Enforcement Officer to take whatever action that will bring results the fastest. Mr. Cox seconded the motion. Motion carried unanimously. Regarding the Gatlos enforcement, Mr. Carnes told the Board that Mr. Gatlos filed an answer to the complaint and it is currently listed as arbitration. The Township will seek compensation for all allowable expenses regarding this matter. Mr. Ross asked Mrs. King to issue an enforcement notice for 209 Veteran’s Drive.

Zoning Ordinance Draft – Mr. Cox expressed his displeasure in the time it took to review the Zoning Ordinances at the last task force meeting. Mrs. King advised the Board that there were “holes” in the current zoning ordinances and the revision should close those holes. She recommended that her comments be considered so the Township has ordinances that are complete and enforceable. Mr. Cox informed Mrs. King that the Chester County Planning Commission will not change the ordinances. Mr. Ross suggested that Mrs. King speak with Kevin Myers at the County to express her concerns and to hear the County’s position. Mr. Todd said that he felt Mrs. King’s input into the revision is valuable.

Tasers for Police Department – Mr. Carnes reviewed the Taser policy submitted by Chief McIvor and noted that it had been significantly edited by the Chief. He discussed some of the differences in the policies and explained that a more detailed policy is preferred because of the liability issue. Mr. Cox said that he spent some time investigating Tasers and he is in favor of purchasing the Tasers to help keep our officers safe. Mr. Todd moved to purchase the Tasers pending the implementation of a Taser policy by the Board of Supervisors and to purchase the cartridges and holders as needed. Mr. Ross seconded the motion. Motion carried unanimously.

East Marlboro Township – Chief McIvor informed the Board of a request from East Marlboro Township for police assistance on May 9, 2009. East Marlboro Township will reimburse the Township \$40 per hour per officer. Mr. Ross asked Chief McIvor to get the request in writing. Mr. Ross moved to approve the inter-municipal request for assistance from East Marlboro Township. Mr. Cox seconded the motion. Motion carried unanimously.

Emergency Services Appreciation Day – Mrs. Vail told the Board that Saturday, May 16 has been tentatively scheduled for the Township’s Emergency Services Appreciation Day. Mrs. Vail has been in touch with Union Fire Company No. 1, the Township’s Emergency Management Coordinator, and the Township police. The event would take place at the UFC substation and at Herr’s from 10:00 a.m. until 1:00 p.m. Mr. Todd moved to go forward with Emergency Services Appreciation Day on May 16, 2009. Mr. Ross seconded the motion. Motion carried unanimously.

NEW BUSINESS

Old Price Farm – Dana Kornick, Clorissa Altizer, and Mark Altizer approached the Board regarding the current tenants living on the Price Farm. Ms. Kornick told the Board that the renters are using the property

as a race track and they are burning trash and recyclables. The Board expressed concern regarding the alleged violation of the recycling ordinance and also the use of the property. Mrs. Miller suggested contacting the owner to advise him on how the property is being used and to remind him that it is in the Township's Agricultural Security Area and must be used for agricultural purposes. Mr. Ross agreed and added that he would contact the Chester County Conservation District to have them look into the matter.

2009 Transportation Improvements Inventory (TII) – The Board asked Mrs. Miller to send a response to the County regarding the 2009 TII informing them that the Township has no new projects to add.

Herr Foods Special Events – Mr. Ross moved to waive the application fees, bonds and pre/post-event inspections for the events scheduled Herr Foods this year. Mr. Cox seconded the motion. Mr. Cox and Mr. Ross voted in favor of the motion. Mr. Todd recused himself citing a business conflict. Motion carried with a majority vote.

Oxford Area Historic Association – The Board agreed to purchase a two year membership to the Oxford Area Historic Association.

PLGIT Proxy Ballet Request – Mr. Ross moved to authorize the treasurer to complete the proxy form and submit it to PLGIT. Mr. Cox seconded the motion. Motion carried unanimously.

Project Graduation Class of 2009 – Mr. Todd moved to give “Project Graduation Class of 2009” \$100. Mr. Ross seconded the motion. Motion carried unanimously.

Cintas – Mr. Todd moved not renew any contracts with Cintas for uniform rental or leasing. Mr. Ross seconded the motion. Motion carried unanimously.

Liquid Fuels Equipment Fund – Mr. Todd moved to transfer \$10,000 from the Liquid Fuels account into the Equipment Fund. Mr. Ross seconded the motion. Motion carried unanimously.

Transfer to General Fund Checking – Mr. Ross moved to transfer \$40,000 from the PLGIT/Plus account into the General Fund checking account at First National Bank to cover current expenses. Mr. Todd seconded the motion. Motion carried unanimously.

FINANCIAL REPORTS

Mr. Ross moved to accept the Treasurer's Report for the period ending March 31, 2009 subject to audit. Mr. Todd seconded the motion. Motion carried unanimously.

Mr. Ross moved to accept the Bills List for the period March 18 to April 17, 2009, subject to audit. Mr. Todd seconded the motion. Motion carried unanimously.

Mr. Ross moved to accept the Reconciliation Report for the period ending March 25, 2009, subject to audit. Mr. Todd seconded the motion. Motion carried unanimously.

PUBLIC COMMENT

Nottingham Business Center Escrow Account – Mr. Ross moved to send Jim Mark a letter requesting that escrow account for the Nottingham Business Center be brought up to date immediately and to ask the Secretary to instruct the Township Engineer to stop all reviews of the plans until funds have been received. Mr. Todd seconded the motion. Motion carried unanimously.

Bids – Mr. Marsh asked the Board to postpone awarding the bids until the equipment listed in each proposal can be verified that it is appropriate as listed in the bid spec. Mr. Ross moved to accept the equipment bids on the condition that the Road Master is able to verify that the equipment listed in each proposal is consistent

with the equipment listed in the bid specification. Mr. Todd seconded the motion. Motion carried unanimously.

ADJOURNMENT

Mr. Cox moved to adjourn the meeting at 10:22 p.m. Mr. Todd seconded the motion. Motion carried unanimously.

Respectfully Submitted,

Candace Miller
Secretary/Treasurer

LINE PAINTING BID RESULTS

Name	Qty	Description	Unit Price	Delivery charge	Unit Price Delivered	Total
PSX, Inc. (Bid Winner)	90000					
	LF	4" Single Yellow Line	0.0370			\$3,330.00
	8000 LF	4" Single White Line	0.0370			\$296.00
	2000 LF	4" Double Yellow Line	0.0680			\$136.00
					TOTAL	\$3,762.00
Midlantic Marking, Inc.	90000					
	LF	4" Single Yellow Line	0.0380			\$3,420.00
	8000 LF	4" Single White Line	0.0380			\$304.00
	2000 LF	4" Double Yellow Line	0.0750			\$150.00
					TOTAL	\$3,874.00
Alpha Space Control	90000					
	LF	4" Single Yellow Line	0.0415			\$3,735.00
	8000 LF	4" Single White Line	0.0145			\$332.00
	2000 LF	4" Double Yellow Line	0.0830			\$166.00
					TOTAL	\$4,233.00
Interstate Road Management	90000					
	LF	4" Single Yellow Line	0.0475			\$4,275.00
	8000 LF	4" Single White Line	0.05			\$400.00
	2000 LF	4" Double Yellow Line	0.09			\$180.00
					TOTAL	\$4,855.00
D.E. Gemmill, Inc.	90000					
	LF	4" Single Yellow Line	0.0510			\$4,590.00
	8000 LF	4" Single White Line	0.0510			\$408.00
	2000 LF	4" Double Yellow Line	0.0720			\$144.00
					TOTAL	\$5,142.00
Traffic Lines, Inc.	90000					
	LF	4" Single Yellow Line	0.0760			\$6,840.00
	8000 LF	4" Single White Line	0.0760			\$608.00
	2000 LF	4" Double Yellow Line	0.1520			\$304.00
					TOTAL	\$7,752.00

MATERIALS BID RESULTS

Name	Qty	Description	Unit Price	Total	Unit Price Delivered	Total
Stoney Lane Project						
Pennsy Supply dba McMinn's (Bid Winner)	350 tons	9.5 mm SUPERPAVE wearing (SRL #L) (PG64-22, 0.0 to 0.3 million ESALS) FOB/Delivery	43.00	15050.00	47.22	\$16,527.00
Independence Construction Materials	350 tons	9.5 mm SUPERPAVE wearing (SRL #L) (PG64-22, 0.0 to 0.3 million ESALS) FOB/Delivery	43.00	15050.00	50.59	\$17,706.50
Pickering Lane Project						
Pennsy Supply dba McMinn's (Bid Winner)	1400 tons	19 mm SUPERPAVE binder (PG64-22, 0.0 to 0.3 ESALS)	39.5	55300.00	43.72	\$61,208.00
Independence Construction Materials	1400 tons	19 mm SUPERPAVE binder (PG64-22, 0.0 to 0.3 ESALS)	40.75	57050.00	48.34	\$67,676.00

EQUIPMENT RENTAL BID RESULTS

Name		Description	Model or Series ID	Year Mfg.	Hourly Rate Bid	Estimated Total
Stoney Lane Project						
Long's Asphalt (Bid Winner)	16 hrs man	10-20' paver with operator/screed	PF-5510	2001	275.00	\$4,400.00
	16 hrs	10-12 ton roller vib. with operator	DD-90	2004	145.00	\$2,320.00
	16 hrs	3-5 ton roller with operator	DD-30	2005	125.00	\$2,000.00
	16 hrs	Water truck	2600 gal.	1991	30.00	\$480.00
	16 hrs	Laborer			70.00	\$1,120.00
	16 hrs	Tri-axle dump truck	24 ton	2000	77.00	\$1,232.00
	8 hrs	Milling machine (milling notches)	S-300	2004	125.00	\$1,000.00
					TOTAL	\$12,552.00

EQUIPMENT RENTAL (cont'd)

Name	Description	Model or Series ID	Year Mfg.	Hourly Rate Bid	Estimated Total
Stoney Lane Project (cont'd)					
S.A. Macanga, Inc.	16 hrs man	10-20' paver with operator/screed	Blaw Knox 4410 2004	190.00	\$3,040.00
Bidder disqualified	16 hrs	10-12 ton roller vib. with operator	Cat 420	2005	85.00 \$1,360.00
Equipment listed was not compliant with the equipment listed in the bid spec.	16 hrs	3-5 ton roller with operator	Cat 334B	2001	85.00 \$1,360.00
	16 hrs	Water truck	Mack	1979	10.00 \$160.00
	16 hrs	Laborer			35.00 \$560.00
	16 hrs	Tri-axle dump truck	Mack Wirtgen 1900	1999	75.00 \$1,200.00
	8 hrs	Milling machine (milling notches)	2006	90.00	\$720.00
				TOTAL	\$8,400.00
G. Antonini Construction	16 hrs man	10-20' paver with operator/screed	Cat 350B	2004	245.00 \$3,920.00
Bidder disqualified	16 hrs	10-12 ton roller vib. with operator	IR DD70	2002	106.00 \$1,696.00
Equipment listed was not compliant with the equipment listed in the bid spec.	16 hrs	3-5 ton roller with operator	IR DD24	2002	94.00 \$1,504.00
	16 hrs	Water truck	GMC 3500	2003	50.00 \$800.00
	16 hrs	Laborer			65.00 \$1,040.00
	16 hrs	Tri-axle dump truck	Mack	2009	74.00 \$1,184.00
	8 hrs	Milling machine (milling notches)	Cat PR-75	2004	113.00 \$904.00
				TOTAL	\$11,048.00
Pickering Lane Project					
Long's Asphalt (Bid Winner)	8 hrs man	10-20' paver with operator/screed	PF-5510	2001	200.00 \$1,600.00
	8 hrs	10-12 ton roller vib. with operator	DD-90	2004	105.00 \$840.00
	8 hrs	3-5 ton roller with operator	DD-30	2005	85.00 \$680.00
	8 hrs	Water truck	2600 gal.	1991	30.00 \$240.00
	8 hrs	Laborer			40.00 \$320.00
	8 hrs	Tri-axle dump truck	24 ton	2000	77.00 \$616.00
	8 hrs	Milling machine (milling notches)	S-300	2004	85.00 \$680.00
				TOTAL	\$4,976.00
S.A. Macanga, Inc.	8 hrs man	10-20' paver with operator/screed	Blaw Knox 4410 2004	190.00	\$1,520.00
Bidder disqualified	8 hrs	10-12 ton roller vib. with operator	Cat 420	2005	85.00 \$680.00
Equipment listed was not compliant with the equipment listed in the bid spec.	8 hrs	3-5 ton roller with operator	Cat 334B	2001	85.00 \$680.00
	8 hrs	Water truck	Mack	1979	10.00 \$80.00
	8 hrs	Laborer			35.00 \$280.00

EQUIPMENT RENTAL (cont'd)

Name	Description	Model or Series ID	Year Mfg.	Hourly Rate Bid	Estimated Total
	8 hrs Tri-axle dump truck	Mack	1999	75.00	\$600.00
	8 hrs Milling machine (milling notches)	Wirtgen 1900 2006		90.00	\$720.00
				TOTAL	\$4,560.00

Pickering Lane Project (cont'd)

G. Antonini Construction	8 hrs 10-20' paver with operator/screed man	Cat 350B	2004	245.00	\$1,960.00
Bidder disqualified	8 hrs 10-12 ton roller vib. with operator	IR DD70	2002	106.00	\$848.00
Equipment listed was not compliant with the equipment listed in the bid spec.	8 hrs 3-5 ton roller with operator	IR DD24	2002	94.00	\$752.00
	8 hrs Water truck	GMC 3500	2003	50.00	\$400.00
	8 hrs Laborer			65.00	\$520.00
	8 hrs Tri-axle dump truck	Mack	2009	74.00	\$592.00
	8 hrs Milling machine (milling notches)	Cat PR-75	2004	113.00	\$904.00
				TOTAL	\$5,976.00