

WEST NOTTINGHAM TOWNSHIP
Board of Supervisor's Meeting Minutes
December 15, 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.

The following were in attendance: Gerald Cox, David Ross, Eric Todd, Candace Miller, John S. Carnes, Jr., Cynthia King, Pat Vail, John Vail, Edward Lennex, John Hays, Dorothy Hays, Teri Dignazio, Mary Urbine, Bob Smith, Matt Krause, John Reynolds, Sue Lamborn, Dottie Freese, Nancy Cox, Don McIvor, and Marcella Peyre-Ferry.

COMMITTEE REPORTS – Committee reports available from the Secretary.

APPROVAL OF MEETING MINUTES

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

EXECUTIVE SESSIONS/INFORMATIONAL MEETINGS

The Board met on November 17 to discuss the Conkey matter.

The Board met on December 8 to set the agenda for the regular meeting.

The Board met with Supervisor-elect Patricia Vail and Bob Johnston of Gilmore Associates on December 10 to review issues relative to the Act 537 plan.

AGENDA COMMENTS

Mrs. Hays asked the Board to consider limiting the number of extensions for the clean-up of the Sacks property.

OLD BUSINESS

Sacks Matter – There was discussion regarding the settlement details and the current condition of the property. Mr. Todd moved to grant a 30-day extension and to re-evaluate limiting the number of extension at the next meeting. Mr. Cox seconded the motion. Motion carried unanimously.

McMichael 6-lot Subdivision Extension Letter – Mr. Cox moved to accept the letter of extension for the McMichael 6-lot subdivision through March 16, 2010. Mr. Todd seconded the motion. Motion carried unanimously.

Wicklows Subdivision Extension Letter – Mr. Cox moved to accept the letter of extension for the Wicklows subdivision through December 31, 2010. Mr. Todd seconded the motion. Motion carried unanimously.

2010 Budget – Mr. Ross moved to adopt the 2010 budget. Mr. Cox seconded the motion. Mr. Cox and Mr. Ross voted in favor of the motion. Mr. Todd voted against the motion citing that despite an increase in revenue from the Local Services Tax (LST), there was no increase in the Police Budget, which was one of the reasons the LST was enacted. Motion passed with one dissenting vote. Mr. Ross noted that the incoming Board would have an opportunity to amend the budget after the first of the year.

NEW BUSINESS

Correction to September 15, 2009 minutes – Mr. Todd moved to amend the minutes of the September 15, 2009 meeting to correctly identify the resolution number for the UCC appeals board as Resolution No. 8-2009 instead of 6-2009. Mr. Cox seconded the motion. Motion carried unanimously.

Union Fire Company No. 1 2010 Fire Protection Contract – Mr. Todd moved to enter into the 2010 Fire Protection Contract with Union Fire Company No. 1 in the amount of \$25,338.36. Mr. Cox seconded the motion. Motion carried unanimously.

Transfer to Liquid Fuels – Mr. Todd moved to transfer \$3,941.80 from the general fund to the liquid fuels fund. Mr. Cox seconded the motion. Motion carried unanimously.

Resolution 9-2009 – Mr. Cox moved to adopt Resolution 9-2009, an agreement to use dotGrants online reporting system to file annual liquid fuels forms. Mr. Todd seconded the motion. Motion carried unanimously.

Intergovernmental Agreement with PennDOT – Mr. Todd moved to enter into the intergovernmental agreement with PennDOT for electronic access to the PennDOT form filing systems. Mr. Cox seconded the motion. Motion carried unanimously.

Resolution 10-2009 – Mr. Ross moved to adopt Resolution 10-2009 setting the Township's retention schedule. Mr. Todd seconded the motion. Motion carried unanimously.

Resolution 11-2009 – Mr. Cox moved to adopt Resolution 11-2009 setting the fees for Township services and permits. Mr. Todd seconded the motion. Motion carried unanimously.

Resolution 12-2009 – Mr. Todd moved to adopt Resolution 12-2009 amending Article 10 of the Oxford Area Sewer Authority's (OASA) Articles of Incorporation. Mr. Cox seconded the motion. DISCUSSION: Mr. Carnes noted that the resolution is necessary because the OASA has applied for a loan from the USDA. Currently, there are 31 years remaining on the term set by Article 10 which was signed in 1998. Resetting the term of the Authority would exceed the 40-year term of the loan. Mr. Cox called for a vote. Motion carried unanimously. There was further discussion regarding the laying of sewer lines by the OASA and the allocation of EDUs. Mr. Lennex also told the Board that the OASA would take over remote sewer plants as long as each plant is up to standards and properly permitted by DEP.

SPCA 2010 Stray Boarding and Animal Protective Services Contract – Mr. Cox noted that the 2010 budget does not allow for this service. Mr. Todd moved not to enter into the SPCA contract. Mr. Cox seconded the motion. Motion carried unanimously.

Resignation Letter Acceptance – Mr. Todd moved to accept the letter of resignation, with regret, from James Lewis who has been serving on the Planning Commission. Mr. Ross seconded the motion. Motion carried unanimously. The Board asked the secretary to send Mr. Lewis a letter of appreciation for his service.

FINANCIAL REPORTS

Mr. Ross moved to accept the Treasurer's Report for the period ending November 30, 2009 subject to audit. Mr. Todd seconded the motion. Motion carried unanimously.

Mr. Ross moved to accept the Bills List for the period November 18 to December 15, 2009, subject to audit. Mr. Todd seconded the motion. Motion carried unanimously.

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

PUBLIC COMMENT

Mrs. Cox thanked David Ross for his services as Supervisor for the past 4-years.

Mr. Carnes noted that he delivered a check to cover the Township's expenses for the Smith matter.

There was discussion about the Hughes Subdivision and the need to prove access before the plan will be approved. Mr. Todd said that he thought a note on the plan that no further subdivision should be sufficient since they property owner and the other people living on Gray Horse Road already have access. Mr. Carnes agreed, but said the other property owner who is not part of the subdivision would have to have the same note put on his deed.

The Act 537 Regional Plan work group should have a completed plan by April 2010. The on-lot plan should be ready in the first quarter of 2010.

Mr. Ross was presented citations from Representative Houghton, Congressman Pitts, the Chester County Commissioners, and the Township. Mr. Cox also presented Mr. Ross with a plaque thanking him for his service to the Township.

ADJOURNMENT

Mr. Cox moved to adjourn the meeting at 8:23 p.m. Mr. Todd seconded the motion. Motion carried unanimously.

Respectfully Submitted,

Candace Miller
Secretary/Treasurer