

West Vincent Township
Board of Supervisors Meeting

April 27, 2015 7:30 PM

Attendance: Chairman Kenneth Miller, Jr., Vice Chairman David Brown, John Jacobs, Stephen Siana of Siana, Bellwoar & McAndrew, LLP, Township Solicitor, James Wendelgass Township Manager, and Township Secretary Tammy Swavely.

Chairman Miller called the meeting to order at 7:30 PM.

The first item on the Agenda was a Presentation to the Ludwig's Corner Fire Company. Mr. Miller stated that the Board would like to recognize Richard Hahn, Fire Chief of the Ludwig's Corner Fire Company for 40 years of service to the Fire Company and the Township. Mr. Miller stated that he has served in almost every position from firefighter to Fire Chief. Many of the crew were present to applaud him for his dedication to the Township. The Board offered him a plaque and thanked him for his many years of service to the community.

Public Comment on Non-Agenda Items:

Harriet Stone, 1645 Birchrun Road commented that the Annual Amphibian Crossing is over for 2015. She also commented on the new Township Park in Birchrunville and the clean-up day for the West Vincent Land Trust property in Birchrunville.

Ken Allan, 21 Ivy Lane commented on the Batchelor Subdivision.

Brian Curry, 512 Blackhorse Road commented on the Sewer Plant Mowing Bid, the Smart Energy Program, and the Budget vs. Actual Report for the 1st quarter of 2015.

Chip Farnham, 988 St. Matthews Road commented on the Friends of the Library Book Sale and also that someone was stealing the signs.

Maria Jacobs, 2351 Beaver Hill Road, commented on how the Township reviews bid proposals.

Chris Peeples, 1611 Kimberton Road commented on the Township Zoning Ordinance Section 2903.

Harriet Stone commented on property ownership rights.

Sara Shick, 1201 Davis Lane commented on the Townships participation in the Phoenixville Regional Planning Committee.

Susan Miller, 2573 Horseshoe Trail commented on all of the open land that the Township has worked hard to preserve and maybe it is time for another Open Space Referendum.

Brian Curry commented on the bid process.

Jennifer Farnham, 2665 S. Chester Springs Road commented on the clearing of trees for development.

Harriet Stone commented on the issue Mr. Peeples stated about wanting rich neighbors and is distressed that this would not enable teachers, police and firemen to live in the Township.

Sharon Davis, 932 Davis Lane commented on road expenditures for 2014.

Brian Curry commented on Liquid Fuel Funds.

Sara Shick commented on West Pikeland Township offering a Meet the Candidate meeting at their Township Building.

Harriet Stone commented on the League of Women Voters trying to set up a debate between candidates in West Vincent Township.

Approval of Minutes:

The minutes of **April 13, 2015** were unanimously approved on a motion by Mr. Brown and a second by Mr. Jacobs.

Reports (full copies are attached):

Township Manager Report: The Township Manager Report for the period ending 4/27/15 was acknowledged as submitted.

Treasurer Report: Mr. Wendelgass read the attached Treasurer Report for the period ending March 31, 2015 which was acknowledged as received.

Police Report: The Police Report for the month of March 2015 was presented by Chief Swinger and was acknowledged as received.

Active Subdivision List: There are no pending deadlines.

Bills List: Mr. Brown made the motion to approve the Bills List dated 4/27/15 in the total amount of \$87,073.46. Mr. Jacobs seconded the motion. The Board answered some questions and the motion carried unanimously.

Subdivision/Land Development:

Eagle Farms Subdivision: Mr. Wendelgass stated that he wanted to keep the residents and Board up-to-date about the issues that were raised at the last Board meeting. Toll Bros. attorney has responded to the request for a meeting, Orleans has not. The meeting will not be happening this

week since the Toll Bros. representative is away. The Township engineer is working on the turn around and the guard rail issues. The engineer will determine where the gate will be. Ronald Brostrom, 2655 S. Chester Springs Road stated that he and his neighbors are interested in having the gate on the south side of S. Chester Springs Road. Ann Ewing, 2211 Eagle Farms Road feels that there should be an analysis of the cars that travel the road that would determine where the gate is installed. She also feels that signage would be the best deterrent to traffic. Jennifer Farnham, 2665 S. Chester Springs Road asked what the main governing principle that Toll is using to determine the stone faced culverts. Mr. Siana stated that they are going by the approved plan that was done several years ago. The plan could change, but it would depend for example, if it does not work for the site, if it has an adverse impact, or if it is a health, safety and welfare matter. Then the plan can be altered. Mr. Siana added that he heard from Toll Bros. counsel this evening before the meeting that they are willing to meet with the Township. Residents should keep giving the Township issues so that they can be raised at the meeting. Mr. Brostrom asked what would happen if something on the original plan would fail. Mr. Siana stated that the Zoning Hearing Board was very specific on their Decision and feels that the Township would have a good chance at getting Toll Bros. to put stone facing on the culverts because the spirit of the Decision points that way. Jamie Farnham, 2665 S. Chester Springs Road asked the Board not to take the culverts through Dedication until they are stone faced. The Board agreed to defer acceptances of dedication until the issue is resolved.

Fox Hollow Subdivision: A resident asked that this be placed on the agenda but was not in attendance. He would like the gate installed as per the Decision for the Eagle Farms Subdivision. This is between the Fox Hollow Subdivision and the Eagle Farms Subdivision. A gate is called out in the Decision to be placed at the end of Kennard Way. Toll Bros. was contacted and stated that if the gate placement is marked, they will install it. Mr. Miller marked the area and it is now ready. Toll Bros. will be informed that the markings are ready and they can move forward with the installation.

Old Business:

Road Material Bid Award:

	Highway Materials 1750 Walton Rd. Blue Bell, PA 19422		Cedar Hollow Recycling 100 Paradise St. Phoenixville, PA 19460	
	Unit FOB Plant	Unit Delivered	Unit FOB Plant	Unit Delivered
Anti-Skid Type 2	\$8.00	\$18.00		
Anti-Skid Type 6S	No Bid	No Bid	No Bid	No Bid
PSP	\$115.00	\$120.00		
2A Crushed Blacktop	\$7.25	\$12.25		
2A Crushed Concrete			\$7.00	\$12.35
3A Crushed Concrete			\$7.90	\$13.25

Mr. Brown made the motion to award the bids to the low bidder as submitted. Mr. Jacobs seconded the motion. There was no public comment and the motion carried unanimously.

Community Garden: Rules were prepared for the Community Garden and the Board reviewed them. This was prepared with input from volunteers Bill Dietrich and Jane Helm. Mr. Siana stated that this should cross reference any other park rules. Mr. Brown made the motion to adopt the Fellowship Garden Rules incorporating comments made from the Solicitor referencing the other Township Park Rules which may be amended from time to time. Mr. Jacobs seconded the motion which carried unanimously.

Fellowship Trail: Mr. Wendelgass stated that he is currently trying to set up a meeting between the church representatives and Upper Uwchlan. He waiting to hear back for dates and times.

Sidewalk to Elementary School: Mr. Wendelgass stated that the HOP plan has been submitted to Penn DOT. The Township is working on an Agreement with the landowner and this should be going out to bid shortly. Mr. Curry asked if a Stormwater Agreement will be necessary and he was told that Townships are exempt. Ms. Shick stated that at the Sustainability Meeting it was discussed that a person running for Supervisor would like to do a rough surface and see how many people use the sidewalk before concrete is poured. Since all the permits will require engineering and Penn DOT permission, this will not be allowed. This also would not be ADA compliant. Mr. Jacobs and Mr. Brown both stated that the concrete sidewalk was already approved by the Board.

Township Building Use Policy: Mr. Siana stated that it has come to his attention that the Building Use Policy does not reflect current law and should be modified. Section II states that possession or use of fireworks, firearms, rockets, explosives, or weapons is prohibited. It should read "*unpermitted concealed*". Mr. Brown made the motion to change the Township Building Use Policy to reflect the current PA Law. Mr. Jacobs seconded the motion. There was no public comment and the motion carried unanimously.

New Business:

Temporary Zoning Permit: The Township has received a Permit and the Zoning Officer has approved the same for 1612 Birchrun Road. Christine Weiss-Calhoon has applied to have an Indie Film to be taken on the property on May 16 and 17. This is for the Board's information only.

Sustainability Blog: Mr. Jacobs stated that the Sustainability Committee would like to have a blog. He is concerned that there may be legal ramifications and would like a legal opinion. Mr. Siana stated that he wrote a White Paper on this topic and he suggested that he would send it to the Board if the Board would be interested in reading it. He stated that the ability to control the blog is an issue. Mr. Jacobs asked if the Township would have any liability. Mr. Wendelgass stated that anything that goes out in the Townships name the Township is liable for.

Mr. Miller announced that there will be an **Executive Session** immediately following the meeting to discuss personnel.

Meeting adjourned 9:12 PM