

West Vincent Township  
Board of Supervisors Meeting

December 28, 2015 7:30 PM

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

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

Mr. Miller announced that the Board had an Executive Session on December 22, 2015 to discuss personnel.

**Public Comment on Non-Agenda Items:**

Mr. Jacobs stated that he would like to thank Ken Miller for his 24 years of service to the Township. The audience applauded Mr. Miller.

Harriet Stone, 1645 Birchrun Road thanked Ken Miller adding that he was also on the Planning Commission before he was a Board member for six years.

Sharon Davis, 932 Jaine Lane added that she is very proud of West Vincent since Ken Miller has preserved a lot of Open Space and done a lot of other good things for the Township.

Sara Shick, 1201 Davis Lane thanked Ken Miller and stated that 24 years is something to aspire to and PSATS gives out awards for those who serve that amount of time.

Brian Curry, 512 Black Horse Road commented on the annual Park and Recreation Commission Report and adding Black Horse Road repairs to the January 11, 2016 agenda.

Mark Krumenacker, 1050 Jaine Lane commented on boulders along Bartlett Lane and the right of way.

**Approval of Minutes:**

The minutes of **December 14, 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 12/28/15 was acknowledged as submitted.

Police Report: The Police Report for the month of November 2015 was presented by Sargent Russell and was acknowledged as received.

Active Subdivision List: An extension was submitted by Daniel McKenna for the Trevdan-Kanaway Land Development. Mr. Brown made the motion to grant the Extension for the same until June 28, 2015. Mr. Jacobs seconded the motion which carried unanimously.

Bills List: Mr. Brown made the motion to approve the Bills List dated 12/28/15 in the total amount of \$213,846.88. Mr. Jacobs seconded the motion. Mr. Jacobs stated that he did not have time to review the Carroll Engineering charge for Black Horse Road construction. Mr. Brown revised his motion to remove the \$4,407.51 for the Carroll Engineering invoice for the total bills to be \$209,439.37. Mr. Jacobs seconded the motion. The Board answered some questions and the motion carried unanimously.

### **Correspondence:**

Notification has been received dated December 16, 2015 from DEP with the fund total the Township will receive for its 2013 Act 101 Recycling Grant in the total amount of \$4,411.00.

A thank you letter was acknowledged as received dated December 16, 2015 from Dr. Peter Levin thanking the West Vincent Township Police Department for their assistance to a burglary at the Ludwigs Corner Veterinary Hospital earlier this month.

A thank you letter was acknowledged as received dated December 17, 2015 from Beverly Lawler, Chester County Library thanking the Township for their yearly contribution.

### **Subdivision/Land Development:**

Eagle Farms Subdivision/Toll Bros.: Toll Bros. has requested Surety Reductions No. 2 on the Performance Surety Bond SU1127840 for the Site Improvements at Ewing WV 2A. Mr. Brown made the motion to forward this to Carroll Engineering for review and recommendation. Mr. Jacobs seconded the motion which carried unanimously. Toll Bros. has requested Surety Reductions No. 3 on the Performance Surety Bond SU1127842 for the Site Improvements. Mr. Miller made the motion to forward this to Carroll Engineering for review and recommendation. Mr. Brown seconded the motion which carried unanimously.

Weatherstone/Hankin: Neal Fisher, The Hankin Group, has asked for a release from the Weatherstone Phase 3 Escrow. Mr. Brown made the motion to forward this to Carroll Engineering for review and recommendation. Mr. Jacobs seconded the motion which carried unanimously.

### **Old Business:**

Phoenixville Regional Comprehensive Plan Update: The Phoenixville Regional Planning Committee has informed West Vincent Township that it is preparing for the periodic review of the 2008 Phoenixville Regional Plan. The update is necessary due to changes in demographics and membership since the original adoption of the PRP. This was tabled at the last Board meeting for them to review and for the Planning Commission to make a recommendation. Ms. Shick stated that the Planning Commission supports the review. Mr. Brown made the motion to approve the

review of the PRCP as outlined in the letter from the Commission dated November 25, 2015. Mr. Jacobs seconded the motion which carried unanimously.

2016 Budget: The **West Vincent Township Budget for 2016** has been advertised for review and has been available for review in the Township Office. Mr. Jacobs made the motion that the proposed Budget for 2016 be adopted in the form presented to the Board of Supervisors, consisting of Revenue sections entitled Taxes, Other Income, Building Department, Public Safety, Culture/Recreation, Water Systems, Sewer Systems, Borrowing, Liquid Fuel Funds, and Carry Forward from Prior Year totaling \$8,456,400.00 and Expenditure sections entitled Governing Body, Administration, Treasurer, Tax Collection, Solicitor/Legal Services, Secretary/Clerk, Other General Government Administration, Data Processing, Engineering Services, General Government Buildings and Plant, Public Safety, Fire, Ambulance/Rescue, Code Enforcement, Planning & Zoning, Emergency Management, Public Works, Sewer Systems, Winter Maintenance, Water Systems, Culture/Recreation, Libraries, Community Day, Community Development, Debt Service, Miscellaneous Expenditures and Carry Over from Previous Year with a total of 14 pages in the amount of \$8,456,400.00. Mr. Brown seconded the motion which carried unanimously.

Appointment to the Park and Recreation Commission: A vacancy exists on the Park and Recreation Commission and they have recommended that Whitney Jaeger fill that position. Mr. Brown made the motion to appoint Whitney Jaeger to fill the vacancy with the term expiring 12/31/17. Mr. Jacobs seconded the motion which carried unanimously.

AFSCME Contract Renewal: Mr. Jacobs stated that the Board considered this contract at its last meeting and had two Executive Sessions to discuss it. The version that is in front of them this evening does not have Article 17, provisions for severance pay. What it does include is 3% raise increase and it is a four year contract. Mr. Brown stated that after hearing the discussion at the Board of Supervisor meeting last week that both Mr. Jacobs and Michael Schneider, Supervisor Elect, do not have any intention of replacing the Road Department that he is prepared to vote for this contract. That issue is why the union was requesting severance, they were hearing that the department was going to be closed. Mr. Jacobs made the motion to approve the Collective Bargaining Agreement by and between West Vincent Township and District Council 88, American Federation of State, County and Municipal Employees, AFL-CIO valid January 1, 2016 through December 31, 2019. Mr. Brown seconded the motion. Ms. Shick asked what there was to protect the employees. Mr. Siana stated that they are protected under the collective bargaining agreement. This protects them to a limited degree but there are no guarantees. He added that AFSCME has not seen this contract nor signed off on it. There were no further comments and the motion carried unanimously.

Police Chief Contract: A new Employment Contract has been prepared and is in front of the Board for approval this evening. This is effective January 1, 2016 through January 7, 2019. Mr. Brown made the motion to approve the Employment Agreement with Police Chief Michael Swinger in the form presented to the Board. Mr. Jacobs seconded the motion. Suzanne Nastase, 120 Windgate Drive asked how long the Chief worked for the Township. It has been almost 20 years. She then asked why a contract had to be done. The Chief has had contracts before and his current one

expired in 2011. This one is three years, the others have been five. The wage is a 3.5% increase and the education clause is taken out. Jennifer Farnham, 2665 S. Chester Springs Road wanted to know what prompted this contract. Mr. Brown stated that is the Board's responsibility to have a contract with the Chief. Mr. Jacobs stated that a lot has happened and prefers that this is moved forward. Veronica Monteith 1275 School House Lane stated that she feels that the Chief is a good guy and the contract should be approved. There was no further comment and the motion carried unanimously.

Agricultural Security Area: A new Agriculture Security Area Application was received from Kenneth I. Miller, 2573 Horseshoe Trail, Chester Springs, PA. This is for 6.5 acres and he desires to place it in the West Vincent Township Agriculture Security Area. Mr. Brown made the motion to acknowledge receipt of this application and approve the advertisement of it. Mr. Jacobs seconded the motion. There was no public comment and the motion carried unanimously.

New Subdivision Application: A new subdivision application was received from Benjamin Goldfield, 2652 Flowing Springs Road. This is to subdivide approximately 6 acres into two lots. There already is an existing home. Mr. Brown made the motion to acknowledge the receipt of the Goldfield Subdivision Application. Mr. Jacobs seconded the motion which carried unanimously.

Invitation to Bid: The 1997 Case 590 Super L Extindahoe needs to be sold. Mr. Brown made the motion to advertise the same for bid on Municibid. Mr. Jacobs seconded the motion which carried unanimously.

New Stormwater Management Agreement: A new Stormwater Management Agreement has been submitted for an addition, patio, porch, breezeway, and garage and seepage bed for 1543 St. Matthews Road. This has been approved by Carroll Engineering. Mr. Brown made the motion to approve the Stormwater Best Management Practices, and Conveyances Operation and Maintenance for 1543 St. Matthews Road, Tax Parcel 25-4-167.1A and for the Chairman and Secretary to execute the same. Mr. Jacobs seconded the motion which carried unanimously.

Tax Rate 2015: Mr. Jacobs read the following Resolution 18-2015 and made the motion that the Board adopt Resolution 18-2015: The Second Class Township Code of the Commonwealth of Pennsylvania provides at Section 3205(a)(1) that the Board of Supervisors may, by resolution, levy taxes upon all real property for general township purposes not exceeding fourteen mills (.014) per dollar of assessed value, and the Supervisors of West Vincent Township have heretofore adopted a budget for 2015 which assumes a tax on real property within the Township for general township purposes taxable at the rate of two and nine one-hundredths mills (.00209) per dollar of assessed value, and WHEREAS, It is appropriate for the Board of Supervisors to adopt this resolution establishing the official 2015 tax rates on real property within the Township made taxable for general township purposes at the rate of two and nine one-hundredths mills (.00209) per dollar of assessed value for a total rate of two and nine one-hundredths mill (.00209) per dollar of assessed value. NOW, THEREFORE, BE IT RESOLVED, and it is hereby resolved by the Board of Supervisors of West Vincent Township that a tax for calendar year 2015 on real property within the Township made taxable for general township purposes be

and hereby is levied at the rate of two and nine one-hundredths mills (.00209) or, in other words, at the rate of no dollars and twenty and nine-tenths cents (20.9¢) upon each one hundred dollars (\$100.00) of assessed valuation of taxable property or a total rate of two and nine one-hundredths mills (.00209) or, in other words, at the rate of no dollars and twenty and nine-tenth cents (20.9¢) upon each one hundred dollars (\$100.00) of assessed valuation of taxable property. Mr. Brown seconded the motion. Artie Ewell, 972 Fellowship Road asked if there was a tax increase. He was informed that it was not and Mr. Brown added that there was no tax increase since 2011. The motion carried unanimously.

Meeting adjourned 8:10 PM

Respectfully Submitted,

Tammy Swavely  
Township Secretary