

Lower Oxford Township
Board of Supervisors Meeting Minutes
September 14, 2011

The Regular Meeting of the Lower Oxford Township Board of Supervisors was held at the Township Building, 220 Township Road, on Wednesday, September 14, 2011.

The following were in Attendance: Chairman Kenneth L. Hershey, Vice Chairman W. Ronald Kepler, Supervisor W. Ralph Cheek, Codes Enforcement Officer Deborah Kinney, Building Inspector Scott Moran, Secretary/Treasurer Sara Laganelli, and eight guests. Roadmaster Steve Price was absent.

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 asked everyone to remember Alice Cullen, who was in the hospital, during the moment of silence.

PUBLIC COMMENT CONCERNING ITEMS ON THE AGENDA

None.

RECOGNITION OF THOSE ASKING TO APPEAR ON THE AGENDA

Cpl. Brad Fuhrer – Cpl. Fuhrer is a member of the PA State Police stationed in Avondale. He reported that in Lower Oxford the State Police had responded to twenty-six criminal incidents, sixteen accidents, four DUI's, and numerous other calls for things like loud music and suspicious people, for a total of 384 incidents in the Township. Cpl. Fuhrer took questions from the Supervisors and audience. The Supervisors thanked him for attending the meeting and for his service.

Mark Vining – Mr. Vining is the Fire Chief for Union Fire Co. No. 1. He read the letter that he had sent to the Township regarding the change in emergency air medical services. Mr. Vining explained that the CAD Stream for helicopters is currently Pennstar 2 from West Chester, then Christiana Lifenet 61, and then MediVac 3 from Pottstown. Mr. Vining explained that based on the historic response times, the Officers of the Fire Company feel that it would be best to change the CAD Stream to have MediVac 3 from Pottstown as the second helicopter for our area. Although they have a seven minute longer flight time, Mr. Vining feels they are more responsive and they have assured him that they can be there within twenty minutes.

APPROVAL OF THE MINUTES

Mr. Cheek moved to approve the minutes for the regular meeting on August 10th. Mr. Kepler seconded the motion. MOTION CARRIED.

TREASURER'S REPORTS

Presentation of Bills – Mr. Kepler moved to approve and pay the bills: totaling \$42,138.26 for General Fund, \$77,349.19 for State Fund; and \$4,121.85 for Open Space Revenue Fund. Mr. Cheek seconded the motion. MOTION CARRIED.

Budget Deviations – None.

Fiduciary Refunds – Mr. Kepler moved to transfer \$1,792.43 from the three listed escrow sub-accounts to the Master Escrow account to reimburse for engineering fees. Mr. Cheek seconded the motion. MOTION CARRIED.

CORRESPONDENCE

- ✓ Chester County Association of Township Officials 2012 Dues summary which includes an increase of \$80.00 for Lower Oxford Township.
- ✓ Letter from the PA Committee for Employer Support of the Guard and Reserve following up on official actions taken at the 89th Annual PSATS Convention in Hershey. They are encouraging the Township to sign a Statement of Support which recognizes the very important role that members of the Guard and Reserve play in our national defense and pledges support of the Uniformed Services Employment and Re-employment Rights Act.
- ✓ Information on the Green Region Open Space Grant Program sponsored by PECO.
- ✓ Draft Minutes of the OARA Minutes from July 14th.
- ✓ 2010 Annual Report from Medic 94.
- ✓ PA State Police statistic report for August.
- ✓ PECO Smart A/C Saver offer.
- ✓ PSATS News Bulletin for August.
- ✓ Postcard from the Oxford Area Historical Association with a listing of Fall Programs.
- ✓ Notice from CWA of hydrant flushing during the month of September.
- ✓ 2010 Annual Report from PIRMA.
- ✓ Newsletter from H.A. Thomson for the Summer 2011.
- ✓ Letter from Lt. Tracy Brown, Station Commander of PA State Police Troop J in Avondale stating that as of September 3rd, he will be assigned to a new position within the Department of the Equal Employment Office. Lt. D'Ambrosio will be the new Avondale Station Commander.
- ✓ Invitation to Congressman Pitt's local elected official's breakfast on Thursday, September 29th at 8:00 a.m.
- ✓ E-mail from PSATS encouraging the Township to write a letter to Rep. Lawrence regarding the 2011 PSATS Resolutions for Chester County that were adopted at the convention.
- ✓ Union Fire Co. No. 1 incident listing for July.
- ✓ Letter from the Chester County Health Department regarding sewage violations at the new Vision Fellowship Church on Elkdale Road in Lincoln University.

BUILDING INSPECTOR

Mr. Scott Moran reported that he had four plan reviews, thirty-two (32) regular inspections (two failed), and one sewer connection inspection for the month of August. Mr. Cheek moved to approve the Building Inspector's Report. Mr. Kepler seconded the motion. MOTION CARRIED.

CODES ENFORCEMENT OFFICER

Mrs. Kinney read the Building Permits & Zoning Violations Reports for August. She issued eleven building permits. The violation at 190 Penn's Grove Road was somewhat resolved. The chickens are gone. The property owner's lawyer sent an agreement they made with the neighbors; however, one line in the agreement reads "and other livestock or other lawful activities." Mrs. Kinney asked the Supervisors if they would allow that line or would prefer it to say horses only as per her recommendation. The Supervisors agreed to allow horses only.

Subdivisions & Land Development Plans – None.

Mr. Kepler moved to approve the Codes Enforcement Officer's reports. Mr. Cheek seconded the motion. MOTION CARRIED.

ENGINEER

The Secretary read the Engineer's report for August. Mr. Cheek moved to approve the Engineer's report. Mr. Kepler seconded the motion. MOTION CARRIED.

REGIONAL ACT 537 PLAN

Mr. Bob Yeatman gave his report for the month of August. He said that the deadline for the lagoon bids has been extended until Monday, September 19th. Due to the age of the plans, there had to be several addendums. Mr. Yeatman also noted that tomorrow, September 15th, is the deadline for DEP for the Act 537 Plan to be approved or denied. There are no more extensions. Mr. Kepler moved to approve Mr. Yeatman's report. Mr. Cheek seconded the motion. MOTION CARRIED.

ROADMASTER

The Secretary read the Roadmaster's Report for August. Mr. Kepler moved to approve the Roadmaster's Report. Mr. Cheek seconded the motion. MOTION CARRIED.

REGIONAL RECREATIONAL AUTHORITY

Mr. Hershey gave the report for August. He said the walking path is going to be repaired with stone dust that Lower Oxford purchased. He reported that East Nottingham and Lower Oxford worked together to repair a large wash out on the bank by the road. Mr. Hershey brought up the stone dust that the Township paid for and hauled over the Rec. Authority park. The invoice for the stone was \$47.00. He asked the pleasure of the board whether or not to just pay the invoice and pass it on to the Rec. Authority. Mr. Cheek first said the Township could eat the cost. Mr. Kepler felt that the Rec. Authority should cover the cost of the stone. Mr. Cheek retracted his comment. There was some discussion including the audience. Mr. Kepler moved to send a bill to the OARA for the cost of the stone. Mr. Hershey seconded the motion. MOTION CARRIED. Mr. Kepler moved to approve OARA report. Mr. Cheek seconded the motion. MOTION CARRIED.

HISTORICAL COMMISSION

Mr. Jay Eaton gave his report for August. He reported that the deed for the Hosana Church had been found and that it is indeed in Upper Oxford Township. He continues work on the pictures for the flickr website. Mr. Kepler moved to approve the Historic Commission report and thanked Mr. Eaton for a job well done. Mr. Cheek seconded the motion. MOTION CARRIED.

OLD BUSINESS

Open Space Preservation – Mr. Cheek moved to adopt Resolution 2011-25 for the conversion of the Open Space Revenue Bond (1) Series 2007 reducing the interest rate to 2.86% fixed to maturity with a five-year option. Mr. Kepler seconded the motion. MOTION CARRIED.

Comprehensive Plan – Mr. Joel Brown reported that they met August 24th and reviewed the Implementation Agreement, which they were assured is separate from the Comp Plan. Townships will be able to approve one without the other. The Plan should be ready for public comment by October or November. Mr. Kepler moved to approve the Comp Plan report. Mr. Cheek seconded the motion. MOTION CARRIED.

Lincoln Village Sewer – Mr. Darien White was in the audience and asked a question about the sewer moratorium. Mr. Kepler explained the situation. There are still nine houses that need to be connected to the public sewer. Fifty have already connected. There was some discussion. Mr. Kepler put Mr. White on the hot seat regarding the New Vision Fellowship Church that received a violation letter from the County Health Department because they were found to have a sub-pump that was pumping raw sewage out onto the ground. The Church has a permit to connect to the public sewer but has not done so. Mr. Hershey suggested the Township waive the \$2,000 tapping fee for the New Vision Fellowship Church and the A.M.E.Z. Church. Mr. Cheek moved to waive the \$2,000 tapping fee for the two churches in Lincoln Village if they were connected to the public sewer by the end of this year. Mr. Kepler seconded the motion. MOTION CARRIED.

Waterline Reimbursement Ordinance – The Secretary explained that the Township Solicitor had prepared a draft ordinance and was waiting on correspondence from the Chester Water Authority's Solicitor. One (1) EDU will have a \$1,500 fee and two (2) or more will be \$1,000 for the Township's fee. Mr. Kepler moved to advertise the

proposed ordinance subject to the Township Solicitor's final review. Mr. Cheek seconded the motion. MOTION CARRIED.

NEW BUSINESS

2012 Budget Workshop – Mr. Kepler moved to authorize the Secretary to advertise the Budget Workshop for the 2012 budgets. Mr. Cheek seconded the motion. MOTION CARRIED.

Town Hall Meeting – The Secretary announced that Rep. John Lawrence will be hosting a Town Hall meeting here at the Lower Oxford Township Building on Thursday, November 10th at 7:00 p.m.

OTHER BUSINESS

Mr. Kepler explained that Darien White applied to the Zoning Hearing Board requesting a reduction of the required setbacks on an empty lot he owns in Lincoln Village. He said that the Supervisors can either be in favor, against it, or do nothing. Mr. Hershey said it should be left up to the Zoning Hearing Board to make the decision. Mr. Cheek said he was okay with that. The Board will do nothing.

Mr. Hershey moved to have the Secretary write a letter to Fire Chief Mark Vining authorizing him to adjust the Helicopter stream in the CAD now and in the future as is best for the safety of the community. Mr. Cheek seconded the motion. MOTION CARRIED.

PUBLIC COMMENTS

None.

Mr. Kepler moved to adjourn the meeting at 8:35 p.m. 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