

**WEST NOTTINGHAM TOWNSHIP**  
**Board of Supervisor's Meeting Minutes**  
**August 17, 2010**

Chairman Eric Todd 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:** Eric Todd, Patricia Vail, Gerald Cox, Candace Miller, Cynthia King, Chief McIvor, Carolyn Sacks, Jennifer King, Susan King, Mary Lou Thomas, Karen Moore, and David Ross.

**COMMITTEE REPORTS**

Mr. Todd announced that the committee reports are available from the Secretary.

**APPROVAL OF MEETING MINUTES**

**Board of Supervisors Meeting Minutes of July 20, 2010 – Mrs. Vail moved to approve the minutes from the Board of Supervisors meeting of July 20, 2010. Mr. Cox seconded the motion. Motion carried unanimously.**

**Workshop Minutes of August 10, 2010 – Mr. Todd moved to approve the minutes from the Workshop held on August 10, 2010. Mrs. Vail seconded the motion. Motion carried unanimously.**

**EXECUTIVE SESSIONS/INFORMATIONAL MEETINGS**

An executive session was held on August 11 to discuss a personnel issue.

**ANNOUNCEMENTS**

**Resolution number change** – Mr. Todd announced that the number of the resolution approving the Amish school house was changed from “8” to “9”.

**Donation from King Family** – Mr. Todd, on behalf of the Supervisors, expressed his gratitude to Jeff and Susan King for donating a brand new vacuum to the township.

**AGENDA COMMENTS**

**Animal Control Contract** – Ms. Karen Moore expressed her frustration at the number of strays being dropped off in Martins Mobile Home Community. She asked the Board to reconsider contracting Animal Control Services (ACS) with the SPCA. Mr. Todd asked the Secretary to report on the cost of the ACS contract. Mrs. Miller reported that the cost for services had increased dramatically in recent years and was not in line with what the surrounding municipalities were paying. The township tried to negotiate with the SPCA to get a lower fee, but was told that the Board of Directors sets the rate and there was nothing that could be done. The Board decided to drop the services to save tax payers from a tax increase. Mr. Todd recommended calling the Chester County Dog Warden. Ms. Moore said that she was going to

try to get a lower fee for the township and asked that the Supervisors keep an open mind when the contract renewal comes up this year.

## **OLD BUSINESS**

**Road Paving** – Mr. Cox moved to terminate the contract awarded to Warihay Enterprises due to non-compliance and to award the bid to Long’s Asphalt, the next lowest responsible bidder. Mr. Todd seconded the motion. Motion carried unanimously.

**Agricultural Security Area Hearing** – Mrs. Vail moved to hold a public hearing on Tuesday, September 14 at 7:00 p.m. to hear comments regarding the Herr Foods ASA proposal and the 7-year review of the township’s Agricultural Security Area (ASA), and any modifications and additions submitted during the review; and to authorize the Secretary to advertise the hearing in accordance with the Sunshine Law. Mr. Todd seconded the motion. Motion carried unanimously. It was noted that a resolution for the township’s ASA will be considered by the Board at the regular meeting on September 21, 2010 at 7:30 p.m.

**McMichael 6-lot Subdivision** – Mr. Todd moved to accept the extension letter for the McMichael 6-lot Subdivision extending the review period through September 24, 2010. Mr. Cox seconded the motion. Mrs. Vail recused herself citing that she works for Mr. McMichael. Motion carried.

**OASA Act 537 Regional Plan** – Mr. Todd moved to request the Planning Commission to submit their comments on the Act 537 Plan to the Supervisors, the Township Engineer, Rettew, and/or the OASA as soon as their review is complete; and to authorize the secretary to advertise the Board’s intent to consider a resolution approving the Act 537 Regional Plan and the needs analysis for West Nottingham Township, located in Appendix A of the plan. Mrs. Vail seconded the motion. Motion carried unanimously. The Board asked the Secretary to respond to the email from Steve Gabriel of Rettew and let him know that the Township will make every effort to keep the schedule communicated to DEP in a letter dated May 17, 2010.

## **NEW BUSINESS**

**Nilan Letter of Credit** – Mr. Cox moved to agree to the termination of the Letter of Credit for the Nilan Land Development Plan. Mr. Todd seconded the motion. Motion carried unanimously.

**CVS Bond Release** – Mr. Cox moved to release the bond, number 6638733, for the land development improvements associated with the construction of the CVS store. Mrs. Vail seconded the motion. Motion carried unanimously.

**Alert/Care Software Service Agreement** – Mrs. Vail moved to approve the Alert/Care software service agreement for the period November 1, 2010 through October 31, 2010 in the amount of \$986. Mr. Cox seconded the motion. Motion carried unanimously.

**Zoning Ordinance Draft** – Mr. Cox moved to forward a draft copy of the Zoning Ordinance revision to the Solicitor for review as soon as it is completed. Mr. Todd seconded the motion. Motion carried unanimously.

**Fall Dumpster Day** – Mr. Todd moved to set Saturday, October 9 from 7:00 a.m. until 3:00 p.m. as Fall Dumpster Day. Mrs. Vail seconded the motion. DISCUSSION: Mr. Cox thought the township should go without a fall dumpster day because he didn't think it generated as much interest as the spring dumpster day. Mrs. Vail said that after cleaning the roads in the spring, she felt it was necessary and that the economy could result in more illegal dumping. Mr. Todd called for a vote. Mr. Todd and Mrs. Vail voted in favor of the motion. Mr. Cox voted against it. Motion carried.

**Estimate for pipe replacement (Stoney Lane)** – The Board reviewed an estimate to replace a pipe long the southern end of Stoney Lane. The Road Master estimates the job to cost approximately \$6,900. Mr. Todd moved to approve the repair of the pipe based on the estimate provided by the Road Master. Mr. Cox seconded the motion. Motion carried.

**LED Street Lights** – This issue was tabled until the September meeting. Mr. Cox is going to try to talk to PECO about a possible grant to help offset the cost.

### **FINANCIAL REPORTS**

Mr. Cox moved to accept the Treasurer's Report for the period ending July 31, 2010 subject to audit. Mr. Todd seconded the motion. Motion carried unanimously.

Mrs. Vail moved to accept the Bills List for the period July 21 to August 17, 2010, subject to audit. Mr. Todd seconded the motion. Motion carried unanimously.

Mr. Todd moved to accept the Reconciliation Report for the period ending July 30, 2010, subject to audit. Mrs. Vail seconded the motion. Motion carried unanimously.

### **PUBLIC COMMENT**

There was no public comment

### **ADJOURNMENT**

Mr. Cox moved to adjourn the meeting at 8:21 p.m. Mrs. Vail seconded the motion. Motion carried unanimously.

Respectfully Submitted,

Candace Miller  
Secretary/Treasurer