

**WEST NOTTINGHAM TOWNSHIP  
Board of Supervisor's Meeting Minutes  
October 19, 2010**

Chairman Eric Todd called the meeting to order at 7:37 p.m. The pledge of allegiance was followed by a moment of silence. Vice Chair Patricia Vail was not at the meeting due to illness.

**The following were in attendance:** Eric Todd, Gerald Cox, Candace Miller, Eugene Twardowski, Cynthia King, Sgt. John Smith, David Ross, P.J. Scheese and Leonard DeCarlo.

**COMMITTEE REPORTS**

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

**APPROVAL OF MEETING MINUTES**

**Board of Supervisors Meeting Minutes of September 21, 2010** – Mr. Cox moved to approve the minutes from the Board of Supervisors meeting of September 21, 2010. Mr. Todd seconded the motion. Motion carried.

**Workshop Minutes of October 12, 2010** – Mr. Cox moved to approve the minutes from the Workshop held on October 12, 2010. Mr. Todd seconded the motion. Mr. Todd called for a vote. Motion carried.

**EXECUTIVE SESSIONS/INFORMATIONAL MEETINGS**

A workshop was held on October 12, 2010 to set the agenda for the regular meeting and to discuss the budget.

**ANNOUNCEMENTS**

Budget meetings have been scheduled for October 26 at 7:00 p.m. and November 17 at 9:00 a.m.

**AGENDA COMMENTS**

Mrs. Scheese requested a copy of the resolution to be considered by the Board.

**OLD BUSINESS**

**McMichael On-lot Sewage Management Agreement:** Mr. Twardowski reviewed the agreement and told the Board that Mr. McMichael was going to provide a signed copy which would include a perimeter legal description as "Exhibit A". He recommended approval of the agreement conditional upon submission of the signed agreement with the appropriate exhibits. Mr. Todd moved to conditionally approve the on-lot sewage management agreement for the McMichael 6-lot subdivision subject to the submission of the properly executed agreement and Exhibit A; and to authorize the Secretary to establish an escrow account as described in the agreement. Mr. Cox seconded the motion. Motion carried.

**McMichael Sewage Facilities Planning Module, Resolution 13-2010:** Mr. Todd moved to adopt Resolution 13-2010 approving the Sewage Facilities Planning Module for the McMichael 6-lot subdivision. Mr. Cox seconded the motion.

**Amended OASA Act 537 Plan Approval, Resolution 14-2010:** Mr. Twardowski gave a brief summary of the revised resolution adopting the Act 537 plan. Some of the statements in Resolution 12-2010 had to be removed. Mr. Twardowski has a letter from the Sewer Authority's Solicitor stating that the approval of the Act 537 plan does not obligate or approve any type of financing, and that by approving the Act 537, the Board of Supervisors is not guaranteeing any loans or funding. Mr. Todd moved to adopt Resolution 14-2010, which rescinds Resolution 12-2010, and approves the Act 537 plan and its submission to DEP. Mr. Cox seconded the motion. Motion carried.

## **NEW BUSINESS**

**Permit Fee:** Mr. Todd moved to waive the permit fees for Project Rake to install handicap accessible ramps at the homes of individuals with specific health needs and to pay the \$8 Labor & Industry training fee. Mr. Cox seconded the motion. Motion carried. Mr. Todd noted that the building inspector is performing the building inspections free of charge.

**Chester County Association of Township Officials (CCATO) Fall Convention:** Mr. Todd moved to appoint Gerald Cox as the voting delegate for the CCATO Fall Convention on November 4, to pay the registration fee and to reimburse him for allowable expenses. Mr. Cox seconded the motion. Motion carried.

**Resignation of Sewer Authority Representative:** Mr. Todd read a resignation letter from Mr. Frank Lobb. Mr. Cox moved to accept Mr. Lobb's resignation, with regrets. Mr. Todd seconded the motion. Motion carried.

## **FINANCIAL REPORTS**

Mr. Cox moved to accept the Treasurer's Report for the period ending September 30, 2010 subject to audit. Mr. Cox seconded the motion. Motion carried.

Mr. Todd moved to accept the Bills List for the period September 22 to October 19, 2010, subject to audit. Mr. Cox seconded the motion. Motion carried. Mr. Cox noted that he does not run Cox's Garage.

Mr. Cox moved to accept the Reconciliation Report for the period ending September 30, 2010, subject to audit. Mr. Todd seconded the motion. Motion carried.

## **PUBLIC COMMENT**

Mr. David Ross wanted to know if the Township could withdraw from the Sewer Authority. Mr. Twardowski said that there is a signed agreement and that the sewer facilities are managed by the Sewer Authority. The Act 537 Plan is the first step in increasing capacity for the area. Mr. Ross wanted to know if the Board could instruct the Sewer Authority representative to vote one way or another. Mr. Twardowski said that the representative is supposed to vote the interest of the township and that the township should have a say in the director. Mr. Todd noted that the

representative appointed to the Sewer Authority Board does not have the authority to commit to financing. Pertaining to questions and accusations that West Nottingham Township did not address the adoption of the Act 537 Plan in a timely manner, Mr. Todd noted that a schedule was mailed to DEP and Ed Lennex outlining our timeline which had the approval of the plan in September. The township was on schedule until the letter was received regarding the conditions of the loan.

**ADJOURNMENT**

Mr. Cox moved to adjourn the meeting at 8:10 p.m. Mr. Todd seconded the motion. Motion carried.

Respectfully Submitted,

Candace Miller  
Secretary/Treasurer