

**AGENDA
EAST NOTTINGHAM TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
AUGUST 13, 2007**

***8:30 P.M. Opening of Equipment Bids**

- I. Call Meeting to Order**
- II. Pledge of Allegiance**
- III. Approve Agenda**
- IV. Public Comment on Agenda**
- V. Executive Session-**
 - 1)- July 23, 2007 - BOS Re: Building Inspector**
 - 2)- July 30, 2007 - BOS & Solicitor Re: Orner vs. ENT**
 - 3)- August 6, 2007- BOS Re: employee**
- VI. Minutes for Review-**
 - 1)- BOS Regular Meeting, July 9, 2007**
 - 2)- BOS Special Meeting, July 16, 2007**
 - 3)- BOS Special Meeting, July 23, 2007**
- VII. Treasurer's Report-**
- VIII. Road Report-**
- IX. Zoning Report**
- X. Building Inspector Report**
- XI. Police Study Committee Report-**
- XII. Comprehensive Plan Committee Report-**
- XIII. Oxford Area Recreation Authority Report-**
- XIV. Oxford Area Sewer Authority Report-**
- XV. Open Space Committee Report-**

XVI. Historic Commission Report-

XVII. Newsletter Committee Report-

XVIII. Welcome Committee Report

XIX. Old Business

XX. Letter of Credit Releases-

A. Meadow Creek Subdivision, Letter of Credit Release #1 in the amount of \$48,879.10

B. Hopewell Ridge, Letter of Credit Release #11 in the amount of \$623.50

C. Estates of Tweed Crossing, Letter of Credit Release in the amount of \$336,856.42.

XXI. Subdivisions-

I. Tom Swift – Final Subdivision Plan

❖ **Waiver Request – From SALDO Section 403.03.D**

II. Country Hills (aka Phase 2 of Locksley Glen)

❖ **Contract with CWA for 4 fire hydrants**

❖ **Re-approval of 2-lot Majesties Properties plan**

III. Wilson King – Preliminary Land Development Plan

❖ **Recommendation by PC that an escrow account be established for the On-Lot Sewage Management Agreement.**

IV. Letters of Extension

❖ **Date specific for November 15, 2007**

• **Preserves at White Oak Farms – Preliminary Subdivision Plan**

• **Jordan Manor (aka Tigie Farm) – Preliminary Subdivision Plan**

• **Elkdale Green – Preliminary Subdivision Plan**

• **Wilson King – Preliminary LDP**

❖ **Date specific for December 14, 2007**

• **Liz Miller Farm – Preliminary Subdivision Plan**

• **Reserves of Dunlap – Preliminary Subdivision Plan**

XXII. Supervisors-

A. Multi Municipal Comprehensive Plan

B. Bethany Christian School, Waiver Request

C. TDT Prime Development Conditional Use

D. Representative from Armstrong Communications

E. Bills For Approval

XXIII. Minutes for Approval-

- 1)- **BOS Regular Meeting- July 9, 2007**
- 2)- **BOS Special Meeting- July 16, 2007**
- 3)- **BOS Special Meeting- July 23, 2007**

XXIV. Correspondence-

XXV. Recognition of Visitors-

XXVI. Adjournment-

**MINUTES
EAST NOTTINGHAM TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
AUGUST 13, 2007**

The Regular Meeting of the Board of Supervisors of East Nottingham Township was held in the Township Building on August 13, 2007. Those present were: Vice-Chairman Michael P. Miller, Supervisor Percy Reynolds, Supervisor Gene Turns, Supervisor Charles D. Shelton, Treasurer Suzie Hamlin, Zoning Officer P.J. Scheese, Secretary Pat Brady and numerous guests. Chairman Leo M. Levandowski was not present.

The Meeting was called to order at 7: 03 P. M..

The Pledge of Allegiance was led by Vice-Chairman Miller.

Approve Agenda- Supervisor Reynolds requested that the Armstrong Communications under Supervisors be moved up on the agenda to under Public Comment on Agenda.

Motion made by Supervisor Shelton seconded by Supervisor Turns to approve the agenda as amended above.

Aye: 4

Nay: 0

Public Comment on Agenda- None

Armstrong Communications Representative- new General Manager, Bob Lauer stated he is available to the residents by email at blauer@agoc.com and for the Supervisors he gave out his business card to call him with any concerns.

Mr. Lauer discussed the renewal of the franchise with East Nottingham Township.

Supervisor Shelton asked Mr. Lauer what the plan is for expansion in the Township. Mr. Lauer responded, currently there isn't anything planned, it depends on how many new homes & developments that come into the Township.

Mr. Lauer stated, cable will be started on Barren Road within the month and will be finished in approximately 1 month.

Supervisor Turns asked if they could look into a home on Barnsley Road that sits approximately 1000 feet off of the road. Mr. Lauer stated that would not meet their ROI.

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Joe Bauer asked a question concerning his bill he receives from Armstrong Cable.

Executive Sessions- Vice-Chairman Miller stated the following:

- 1)- July 23, 2007 the BOS met with the Building Inspector
- 2)- July 30, 2007 the BOS and our Solicitor met concerning the Orner vs. ENT
- 3)- August 6, 2007 the BOS met with an employee

Minutes for Review- Vice-Chairman miller stated copies of the Minutes are available on the table for review. The Minutes will be approved further on in the meeting.

Treasurer's Report- Suzie Hamlin reported that East Nottingham Township's cash assets amount to \$3,104,281.23. Bills for July 2007 totaling \$38,750.29 were presented for payment from the General Fund. Income received for July 2007 totals \$62,873.87 realized from taxes, escrow, court fines, permits, inspection fees, fire hydrant reimbursement and miscellaneous fees. General Fund balance as of 7/31/07 is \$174,155.49.

Supervisor Reynolds spoke to Suzie about the Yahoo bill. He will speak with Bill Page but Supervisor Reynolds feels that should go away.

Supervisor Turns asked if the summer payroll stays the same. The Treasurer responded yes, unless the road crew has over time or trash day.

Treasurer Suzie Hamlin reported that she received the annual report from S.E.C.C.R.A. for 2007 .

Suzie Hamlin received a flyer regarding an all day seminar for Managing & Developing your Municipal Budget. The seminar is in Malvern 8:30 to 4:00 P.M. and the cost is \$50.00.

Motion made by Supervisor Shelton seconded by Supervisor Turns to have Suzie attend the seminar in Malvern on Wednesday, September 19, 2007.

Aye: 4

Nay: 0

Vice-Chairman Miller requested that after the seminar, he would like a report to the BOS.

Road Report- Bill Weaver stated the report is as you see. Vice-Chairman Miller requested that Bill have available for the next monthly meeting the cost for cleaning up signs & also for replacing them.

Zoning Report- P.J. Scheese gave her report.

Building Inspector Report- Vice-Chairman Miller gave the report stating the Hopewell School Plans are out for Preliminary Budget for Plan review. Hopewell still needs to Submit a completed application

Forbes Charter School- the Plan is being reviewed with Stantec and our Building Inspector.

Zoning Officer P.J. Scheese reported that the Charter School was late with sending us the completed application, therefore the Charter School may not be able to allow their teachers to get into the school on 8/13/07.

Charlie Shock is working on cleaning up some field inspections left over by Keystone Municipal.

Police Study Committee- No report

Comprehensive Plan Committee Report- Supervisor Reynolds stated that we received the Intergovernmental Cooperative Municipal Planning Agreement & forwarded a copy to our Solicitor. We have also received our Solicitor's comments. There is a meeting at Lower Oxfords office on 8/22/07 at 7:00 P.M. to further discuss this with all of the Townships. Supervisor Reynolds stated he will be attending that meeting. Supervisor Reynolds advised they are looking for a representative from the Board and one from the Planning Commission. Joe Bauer stated he can not be the representative for the Planning Commission, due to a very busy schedule.

Oxford Area Recreation Authority Report- Joe Bauer gave his report stating that they have received \$500,000 in grants for construction for engineering developments. They are very busy working on the Fair. There is one admission fee of \$10.00 for any one over the age of 2 and no parking fee will be charged. Traffic control has been set up.

Vice-Chairman Miller questioned who inspects the rides. Joe Bauer responded the State comes out and takes care of that.

Supervisor Shelton advised that Bill Weaver will help with the road. Bill will contact Ron Kepler and discuss it.

Oxford Area Sewer Authority Report- they have not received any response from the Conditional Use on the Martin Beiler tract yet. Regarding the Ross tract, they have found out there aren't any Bogg turtles on that property.

Open Space Committee Report- Supervisor Shelton suggested that Suzie Hamlin

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receives all information that comes in for the Committee. Motion made by Supervisor Shelton seconded by Supervisor Turns to appoint Suzie Hamlin as contact person for the Open Space Committee.

Aye: 4

Nay: 0

Tape Change 7:50 P.M.

Historic Commission Report- None

Newsletter Committee Report- Supervisor Turns stated he noticed some meeting dates that were wrong on the newsletter. Pat Brady stated, she has already contacted the editor on this matter.

Welcome Committee Report- Supervisor Turns stated that have sent 15 letters out. Also, they would like to see Welcome to ENT signs as you come into the Township.

Old Business- None

Supervisor Turns stated he recently went on a tour of the Middle School, Penns Grove and it's beautiful. Supervisor Turns suggested if anyone has a chance before school opens, it's a good tour.

Letter of Credit Releases-

A. Meadow Creek Subdivision- Motion made by Supervisor Shelton seconded by Supervisor Reynolds to approve the letter of credit release #1 in the amount of \$48,879.10.

Aye: 4

Nay: 0

B. Hopewell Ridge- Motion made by Supervisor Shelton seconded by Supervisor Turns to approve the letter of credit #11 in the amount of \$623.50.

Aye: 4

Nay: 0

C. Estates of Tweed Crossing- Motion made by Supervisor Shelton seconded by Supervisor Turns to put this on the Work Session agenda on 8/20/07.

Aye: 4

Nay: 0

Vice-Chairman Miller requested that Jim Gade attend the work session on 8/20/07 and asked Suzie Hamlin to contact Jim and explain why the letter of credit was not released.

Subdivisions-

1. Tom Swift- Final Subdivision Plan- Motion made by Supervisor Reynolds seconded by Supervisor Turns to grant waiver request from SALDO Section 403.03.D.

Aye: 4

Nay: 0

Vice-Chairman Miller questioned the Storm Water Management. Joe Bauer responded Storm Water management is on a separate plan . This is within 100 feet of said property and there isn't anything that property will affect.

2. Country Hills (aka Phase 2 of Locksley Glen)-

*** Contract with CWA for 4 fire hydrants-** Motion made by Supervisor Reynolds seconded by Supervisor Shelton to grant the contract with CWA for the 4 fire hydrants.

Aye: 4

Nay: 0

***Re-approval of 2-lot Majesties Properties Plan-** Motion made by Supervisor Reynolds seconded by Supervisor Turns to re-approve the 2 lot Majesties Properties Plan.

Aye: 4

Nay: 0

3. Wilson King-Preliminary Land Development Plan- Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to take no action on the recommendation from the PC for the escrow account be established, based on lack of information. P.J. will get in touch with them to have them let us know what type of septic system they are proposing.

Aye: 4

Nay: 0

*Tape Change 8:29 P.M.

8:30 P.M. EQUIPMENT BIDS

Vice-Chairman Miller read the advertisement

1)- Mt. Rocky Trucking, Inc.-

* Cat 12 Grader, bid \$775.00

* Roller, bid \$175.00

Enclosed a company check in the amount of \$95.00

***Bid rejected due to company check**

2)- Hazleton Equipment Company

*Cat 12 Grader, bid \$1,376.00

Enclosed cashiers check in the amount of \$176.00

3)- Richard Wilson

*Cat 12 Grader, bid \$2,800.

*Roller, bid \$400.00

Enclosed treasurer's check in the amount of \$320.00

4)- Penn Hazle Equipment, Inc.

*Cat 12 Grader, bid \$2,290.00

Enclosed cashier's check in the amount of \$250.00

Motion made by Supervisor Reynolds seconded by Supervisor Turns to accept the bid from Richard Wilson in the amount of \$3,200. Grader for \$2,800 and the Roller for \$400.00.

Aye: 4

Nay: 0

***BID OPENING ADJOURNED AT 8:45 P.M.**

Letters of Extension- Date specific for November 15, 2007

*Preserves at White Oak Farms, Preliminary Subdivision Plan

*Jordan Manor (aka Tigie Farm)- Preliminary Subdivision Plan

*Elkdale Green- Preliminary Subdivision Plan

*Wilson King- Preliminary LDP

Motion made by Supervisor Turns seconded by Supervisor Shelton to accept the letters of extension expiring on November 15, 2007.

Aye: 4

Nay: 0

Letters of Extension- Date specific for December 14, 2007

* Liz Miller Farm- Preliminary Subdivision Plan

* Reserves of Dunlap- Preliminary Subdivision Plan

Motion made by Supervisor Reynolds seconded by Supervisor Turns to accept the letters of extension expiring December 14, 2007.

Aye: 4

Nay: 0

Supervisors-

A. Multi Municipal Comprehensive Plan- taken care of under Comprehensive Plan

B. Bethany Christian School, Waiver Request- Motion made by Supervisor Turns seconded by Supervisor Shelton to grant waiver requests 301.02,302.02.A.2 and 302.02.A.4.

Aye: 4

Nay: 0

C. TDT Prime Development Conditional Use- Supervisor Shelton advised he will not be voting on this as he owns adjoining property.

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Motion made by Supervisor Reynolds seconded by Supervisor Turns to accept the TDT Prime Development conditioned on fencing and putting in trees along neighboring properties, a buffer to protect the repairing corridor.

Aye: 3 Nay: 0 Abstained: Shelton

D. Representative from Armstrong Communications- moved up under Public Comment on Agenda

*Tape Change 9:25 P.M.

E. Bills For Approval- Motion made by Supervisor Shelton seconded by Supervisor Turns to approve the bills as presented by the Treasurer, adding Martins Paving in the amount of \$16,737.50 and also Chester County Archives in the amount of \$41.00.

Aye: 4 Nay: 0

Minutes For Approval-

1)- BOS Regular Meeting- July 9, 2007- Motion made by Supervisor Shelton

Aye: 4 Nay: 0

2)- BOS Special Meeting- July 16, 2007- Motion made by Supervisor Shelton seconded by Supervisor Turns to approve the Minutes as presented by the Secretary. Chairman Levandowski & Vice-Chairman Miller did not attend this meeting.

Aye: 3 Nay: 0

3)- BOS Special Meeting- July 23, 2007- Motion made by Supervisor Turns seconded by Supervisor Shelton to approve the Minutes as presented by the Secretary.

Aye: 4 Nay: 0

Correspondence-

- Resignation email from Marianne Russo- Motion made by Vice-Chairman Miller seconded by Supervisor Reynolds to accept the resignation of Marianne Russo from all of her Township commitments.

Aye: 4 Nay: 0

Supervisor Shelton suggested that the Secretary contact Ralph Denlinger of the Historic Commission and see if he knows anyone that may wish to take her position .

Supervisor Reynolds questioned all the work that Marianne has on the Historic Ordinance, if that information could be given to Ralph Denlinger.

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Supervisor Turns recommended that Janice Gavin be considered to replace Mariannes seat on the Planning Commission. Vice-Chairman Miller stated he would like to sit down to talk to Janice.

Motion made by Supervisor Shelton seconded by Supervisor Turns to appoint Janice Gavin to the Planning Commission.

Aye: 3

Nay: 0

Abstained: Miller

- Letter from Thom Olivieri dated 7/13/07
- S.E.C.C.R.A. regarding recycling
- Reach Across America- Vet Parade
- Armstrong Cable regarding magazine
- PSATS- Bulletin
- S.E.C.C.R.A.- credits for tonnage
- Chester County Assoc. of Twp. Officials- review resolutions
- NATAT- Conference
- House of Representatives- EMS & Tramma Center
- Green Region- Open Space Program
- Foster Children letter

Recognition of Visitors-

- **Joel Brown-** had a question concerning TDR Conditional Use Hearing

Supervisor Shelton stated to Jacob Stoltzfus we have to have a meeting with Hostetter to discuss your situation.

Supervisor Shelton asked the Secretary to contact the Solicitor to get the Conditional Use Hearings scheduled.

Supervisor Shelton suggested that the Road Master, Secretary & Supervisor Shelton get together to discuss the Road Maintenance.

Supervisor Reynolds advised the web site has been changed over. Pat has found some issues & she is working on them.

Adjournment- Motion made by Supervisor Shelton seconded by Supervisor Turns to adjourn the meeting at 9:55 P.M..

Aye: 4

Nay: 0

Respectfully Submitted,

ATTEST: P. Schue

Patricia L. Brady, Secretary

Michael P. Miller
Vice-Chairman

Percy Reynolds
Supervisor

Gene Turns
Supervisor

Charles D. Shelton
Charles D. Shelton