

### **Minutes – March 20, 2006**

The second regular meeting of the Board of Supervisors of Tredyffrin Township for the month of March was held on the above date at the Township Building. Board members present included Judy L. DiFilippo, Chairman; Warren Kampf, Vice Chairman; Bill DeHaven, Paul Drucker, Brooks Keffer, and Robert Lamina. Also in attendance were Mimi Gleason, Township Manager; Supt. Richard Harkness; Stephen F. Norcini, Director of Public Works; David Brill, Finance Director; Michael Fahey, Director of Building and Zoning; Vincent Pompo, Solicitor; and Jolene Buffman, Recording Secretary.

#### **Call to Order**

Mrs. DiFilippo called the meeting to order at 7:35 p.m.

#### **Minutes**

Motion was made by Mr. Kampf, seconded by Mr. DeHaven, and passed unanimously to approve the minutes of the regular meeting held March 6, 2006.

#### **Announcements**

At the Board of Supervisors' meeting on Monday, April 17, 2006, there will be an opportunity for park users and park neighbors to provide feedback about Wilson Farm Park. Now that it has been open for over a year, the Board of Supervisors wants to hear what residents like about it and what could be improved.

The Park and Recreation Board meeting for April has been changed from April 12 to April 19, 2006.

#### **Miscellaneous - Supervisor Liaison Reports**

Mr. DeHaven said the Park and Recreation Board is working on a re-write of the Park Ordinance. He also said that Berwyn Fire Company is having a fundraiser and information will be mailed to residents. The Fire Company is not doing telephone solicitation so if residents receive calls regarding fire company fundraising, it is not affiliated with Berwyn Fire Company.

Mr. Drucker attended the Traffic Committee Meeting and the Great Valley Association meeting. The GVA meeting was held in Keene Hall last Wednesday with 50+ attendees. The GVA hopes to be supported by the Township and Commissioners in their goal for sound absorptive sound barriers where the Turnpike goes through Tredyffrin Township. The GVA will be meeting near Harrisburg with the Executive Director of the Turnpike Commission.

Mr. Kampf attended the Planning Commission meeting last Thursday. Two items being discussed, besides the Zoning Ordinance rewrite, were Devon Hill BMW land development on Lancaster Avenue, and the Hudson property on LeBoutillier Road. Mr. Kampf said the Planning Commission has recommended the Board approve the Hudson subdivision plans. The Board will be receiving plans before the next meeting, and Mrs. DiFilippo encouraged the Supervisors to talk to staff about any questions they may have.

Motion was made by Mr. Kampf, seconded by Mr. DeHaven, and passed to appoint Richard R. Brake to the Municipal Authority to fill the unexpired term of James Mullin, term expiring January 1, 2007. The vote was 5 to 1, with Mr. Drucker voting no.

### **Miscellaneous - Discussion of plans commemorating Tredyffrin's Tricentennial in 2007**

Mrs. DiFilippo said she will share co-chair duties with Pattye Benson of the Tredyffrin Historic Preservation Trust, and Mike Bertram of the Tredyffrin Easttown Historical Society. The Steering Committee is proposing creating a tax-exempt non-profit corporation for funds to be deposited in and bills to be paid from, keeping it separate from Township funds. The officers would be Judy DiFilippo, Pattye Benson and Mimi Gleason, and administration and finances would be handled by the Township staff.

Mr. Lamina questioned the idea of creating a non-profit organization, and wondered if the committee had spoken to any other municipalities. He thought we should have some advice from counsel. Mr. Keffer didn't understand why a separate entity was needed. Mr. Pompo said it has a lot to do with the perception of the public control and use of the funds. Ms. Gleason said from a practical perspective, it would make it easier to keep track of money raised and disbursed. Any expenses would go through the non-profit. Mr. Keffer said there is nothing to prevent us from using a fictitious name for that account. Mr. Drucker and Mr. Kampf both agreed with Mr. Keffer and Mr. Lamina. Mr. DeHaven thought there was no real harm to the Township by having a separate entity. Mrs. DiFilippo said she sensed the Board was against creating a non-profit corporation, and she would meet with Ms. Gleason and Mr. Brill to discuss how to administer funds for the Tredyffrin 300.

Mrs. DiFilippo said a Tricentennial logo will be chosen from submissions by Conestoga high school students via an art contest. A special calendar will be created, as well as a DVD on Tredyffrin's history. She asked for any donations of old home movies, pictures, or postcards to be included in the DVD. The Tricentennial will be celebrated the weekend of September 14-16, 2007, and include a dinner/dance, a parade, Community Day events, presentation of the Tredyffrin movie, and historic house tour.

Ms. Gleason said the Township has committed \$15,000 in the budget for the Tricentennial, but the committee still needs to know what kind of support they will receive to determine what kind of fundraising they must do. The documentary will cost approximately \$60-70,000, but these funds should be recouped by the sale of the DVD. Ms. Gleason asked the Township to commit to another \$15,000 next year.

Mr. Lamina said the plan outlined is very good and the committee is off to a great start. He would support the idea of the DVD and any other activities noted, as well as the money set aside in the 2006 budget. Mrs. DiFilippo said she would tell the committee to proceed.

**Miscellaneous - Award contract for two used vehicles for the Police Department**

Supt. Harkness said two bids were received on March 14, 2006. Enterprise Car Sales of Conshohocken submitted the lowest bid of \$28,115, meeting all specifications as advertised.

At the end of discussion, motion was made by Mr. Lamina, seconded by Mr. DeHaven, and passed unanimously to award a contract for two used vehicles to Enterprise Car Sales.

**Miscellaneous - Award contract for stone aggregate and rental equipment**

Mr. Norcini said bids were received on March 1, 2006 for stone aggregate and rental equipment.

Motion was made by Mr. DeHaven and seconded by Mr. Lamina to award the following:

2A material	-	Pottstown Trap Rock
1 ½" aggregate	-	Pottstown Trap Rock
4" ballast	-	Pottstown Trap Rock
Rock lining	-	Glasgow, Inc.
Anti-skid	-	Glasgow, Inc.
Sand	-	Kent Sand Gravel
Rental equipment	-	Mancini Construction

Motion passed with Mr. Kampf abstaining.

**Miscellaneous - Reject bids for bituminous concrete and receive bids for bituminous concrete**

Mr. Norcini said bids were received on March 1, 2006. He said PennDOT forms for bidding of bituminous concrete have no specifications concerning the location of the plant to be used for bituminous concrete pick up. Up until this time, former low bidders have always been a local supplier. Due to the longer distance of this apparent low bidder, the Township will expend considerable resources such as staff hours, fuel usage and equipment mileage. These extra costs outweigh the lower unit price of the product. Staff requests the Board reject all bituminous concrete bids received, and re-advertise to receive bids on April 25, 2006 at 11:00 a.m. The re-bid will contain specific parameters concerning the location of the bituminous concrete plant.

Motion was made by Mr. Drucker, seconded by Mr. Keffer and passed unanimously to reject bids received for bituminous concrete and to receive new bids on Tuesday, April 25, 2006 at 11:00 a.m.

## Financial Report

Mr. Brill read the Executive Summary and Cash Position sections of the Financial Report for the month of February 2006.

He indicated the following from the Executive Summary:

- Overall, we are \$22,001 favorable to budget year-to-date. In general, we are tracking in-line with budget across revenue and expenditure categories.

He indicated the following from the Cash Position:

General Fund		\$3,840,385
Capital Reserve Fund		4,079,612
State Fund		0
Highway Improvement Fund		443,137
Debt Service Fund		11,270,784
1996 Bond Proceeds		
- Twp. Building	\$ 134,057	
- Parkland Acquisition	177,961	
- Highway Project	<u>3,636,408</u>	
		3,948,426
2003 Bond Proceeds		
Construction Projects	\$3,895,323	
Library Expansion	<u>2,667,018</u>	
		6,562,341
Total Cash Balances		\$30,144,686

Mr. Kampf asked Mr. Brill about the \$2.5 million in transfer tax the Township is expected to receive from the sale of two properties. Mr. Brill said the transaction happened a week ago, and as long as the fee is paid, we will receive the money 1-2 months later. Mr. Lamina asked Mr. Brill to contact the County to see if the money has been disbursed. Mr. Kampf said we may be able to put some of this money toward our stormwater projects.

At the end of discussion, motion was made by Mr. DeHaven, seconded by Mr. Lamina, and passed unanimously to approve the Financial Report for February 2006.

**Police Report**

Supt. Harkness reported Officer Mark Reider recently retired after 30 years with the Police Department. The Police Department is currently accepting applications for the position of Police Officer through the end of this month. An application can be downloaded from the Township Website.

Supt. Harkness said members of the Police Department recently attended a seminar sponsored by the School District on Internet Safety for Kids. He reiterated the importance of parents taking control of their children's internet usage.

Supt. Harkness said reports about a strong-armed robbery recently at TE Middle School were unfounded.

**Public Works**

Mr. Norcini mentioned highlights from his monthly report which included beginning a comprehensive "spring" street sweeping program; road maintenance during the March 2-3 snow event; completing the "temporary fix" for the Vincent Road stream/swale, and opening the restrooms at Wilson Farm Park.

**Escrows**

Motion was made by Mr. Lamina, seconded by Mr. DeHaven, and passed unanimously to release \$2,810.80 from 1<sup>st</sup> National Bank of Chester County to the Benson Companies, covering site improvements at Knobb Hill, North Valley Road; balance remaining \$230,461.88.

Motion was made by Mr. Lamina, seconded by Mr. Kampf, and passed unanimously to release \$103,267.48 from First Financial Bank to J. K. Associates, covering site improvements at 1201 W. Swedesford Road; balance remaining \$92,670.91.

Motion was made by Mr. DeHaven, seconded by Mr. Kampf, and passed unanimously to release \$83,808.00 from First Keystone Bank to D'Agostino Builders, covering site improvements at Berkley Road and Grove Avenue; balance remaining \$172,257.30.

**New Matters – Board**

Mr. DeHaven said Amtrak will begin installing Track 3 of the track improvement project in the Township. He suggested the Township issue a press release because this will be a 24-hour-day operation involving a lot of noise.

**New Matters – Citizens**

Bill Bellev spoke regarding the transfer tax the Township will receive from the sale of the two properties in Chesterbrook, and suggested the Township set it aside in a reserve fund for

future projects not already funded. He said this is a great opportunity for the stormwater projects. Ms. Gleason said staff has spent a lot of time identifying areas to be studied, and putting together a list of priorities, which will eventually be presented to the Board.

Bob Dettore said while the Township is developing the new stormwater ordinance, we must deal with redevelopment, and the Township needs to develop companion legislature with goals over a ten year period.

The meeting was adjourned at 8:35 p.m.

**Public Hearing - Consider and adopt an ordinance amending Chapter 186, Article I, (Emergency and Municipal Services Tax) to amend the low-income exemption section (186-4.G) to calculate the exemption based on income from all sources.**

At the conclusion of testimony, motion was made by Mr. Keffer, seconded by Mr. Kampf, and passed unanimously to adopt an ordinance amending Chapter 186, Article I, (Emergency and Municipal Services Tax) to amend the low-income exemption section (186-4.G) to calculate the exemption based on income from all sources.

Complete notes of testimony were taken by Elaine Parrish, Court Reporter, and are on file at the Township Building.

**Public Hearing - Consider and adopt amendments to all articles of the Zoning Ordinance, except those related to Signs and the Special Paoli Development District, and related provisions of the Subdivision and Land Development Ordinance required for consistency.**

At the conclusion of testimony, the Board agreed to continue the Public Hearing to the May 1, 2006 meeting.

Complete notes of testimony were taken by Elaine Parrish, Court Reporter, and are on file at the Township Building.

Respectfully submitted,

Jolene E. Buffman  
Recording Secretary