

WALLACE TOWNSHIP BOARD OF SUPERVISORS
March 19, 2009

A Regular Meeting of the Wallace Township Board of Supervisors was called to order on Thursday, March 19, 2009 at 8:05 AM in the Township Building by Chairman Bryan McDonough.

Supervisors present: Bryan W. McDonough
Robert Jones
William Moore

Pledge of Allegiance

The meeting was begun with a recitation of the Pledge of Allegiance.

Executive Session

None.

Minutes

The minutes of February 5, 2009, and March 5, 2009 were presented for review by the Board. Supervisor Jones noted that he had not yet had a full opportunity to review the March minutes and would request that they be tabled. He did, however, have an opportunity to fully review the February 5, 2009 minutes. Supervisor Jones moved that the February 5, 2009, Board of Supervisors minutes be approved in the form as presented by the Township Secretary. Supervisor Moore seconded the motion, which carried unanimously.

Correspondence

Twenty-seven (27) pieces of correspondence were noted as received. A list of the correspondence as well as the individual pieces of correspondence is available for public inspection.

Road Report

Chairman McDonough provided the Road Report. All Township trucks have been inspected. Supervisor Jones spoke about the need to purchase a new 2008 Exmark 28 HP Mower. He presented two bids; Frame's Power Equipment & Mulch \$7622.99, and Stoltzfus Farm Service \$7622.99. A third bid from Conway Power Equipment was not received as of yet. Supervisor Jones stated that it would cost approximately an additional \$800 for a 2009 model. Supervisor Moore asked if a new trailer would be needed. Supervisor Jones said yes. He recommended selling the walk behind mower (which is a 48" deck) to replace it with the 72" new mower. Supervisor Jones received a quote from Burkholder Mfg. Inc. for a sixteen (16) foot long 2008 Pequea Skid Loader Trailer. Resident Sandy Neufeld asked if the trailer is pulled by a truck. Supervisor Jones replied yes. She then asked if the roadside mowing would be done by outside contractor. Supervisor Jones replied that the new mower would not be used for boom

mowing. After discussion, Supervisor Jones said he would obtain three bids for the mower since only two were received by the start of this meeting. Also, he suggested tabling the decision on the trailer to the next BOS meeting. Supervisor Jones moved to authorize Road Foreman Duane Hammond to prepare items for sale to be listed on Municibid or Ebay. Items to list include 48" Exmark Walk-behind Mower, BEFCO Cyclone Finish Mower, Ford Tractor with Loader and Schramm towable Air Compressor and the six police vehicles. Supervisor Moore seconded, which carried unanimously. Chairman McDonough told the Township Secretary to instruct the Road Foreman to prepare the items for sale.

Park and Recreation Board

The Township Secretary noted that the Park and Recreation Board has prepared the following Calendar of Events for 2009.

Easter Egg Hunt	March 28, Rain date April 4
Earth Day	April 25
Community Day	June 27
Blue Grass Concert	August
Movie Night	July or August
Halloween Parade	October 30
Annual Tree Lighting	December 6

Chairman McDonough instructed the Township Secretary to email this Calendar of Events to the Chairs of the Township Boards and Commissions.

Planning Commission

Supervisor Moore provided the report for the Planning Commission. The PC noted that Robert C. Gulick has submitted an extension request of its SALDO application. Supervisor Jones moved that the Township grant the extension for the Fairview/Gulick request, until June 27, 2009. Supervisor Moore seconded the motion, which carried unanimously

Old Business

a. Spring Bulk Trash Day: Chairman McDonough announced that Spring Bulk Trash Day is scheduled for Saturday, May 2, 2009, from 9:00 a.m. to noon at the Township Maintenance Building, 2160 Creek Road. Supervisor Jones moved to instruct the Maintenance Department again to remove everything from old schoolhouse and to clean it out before Spring Bulk Trash Day. Supervisor Moore seconded the motion, which carried unanimously.

b. Wallace Township Community Day & GMFC Chicken BBQ: It was announced that the Wallace Township Community Day has been scheduled for Saturday, June 27, 2009, at 11:00 AM. The parade will start at 10:00 AM. It was also announced that the Glenmoore Fire Company have cancelled the Chicken Barbeque due to staffing considerations

c.. Valhalla Brandywine Partners Conditional Use Hearings: Chairman McDonough announced that further hearings on the Valhalla Brandywine conditional use matter has been

scheduled for March 24, March 31, April 14, April 21, May 5 and May 19, 2009. All of the hearings will commence at 7:30 p.m. at the Township building.

d. Traffic, Planning & Design Invoice: Chairman McDonough noted that the invoice from Traffic, Planning & Design which was tabled from the last BOS meeting covers the consultant hired by the Township for the Valhalla Brandywine hearings. Supervisor Jones moved to approve the payment of the outstanding Traffic, Planning & Design invoice in the amount of \$5,323.55. Supervisor Moore seconded the motion, which carried unanimously. Resident Sandy Neufeld asked if the report from TP&D can be scanned and posted on the Township website. Supervisor Jones said possibly. Resident Jack Stewart asked if the report is considered correspondence and if so you will be setting precedence for all correspondence to be available on the Township website. The supervisors agreed and noted that the report would not be posted. Copies of the report can be obtained at the Township building.

e. Old Orchard: John Panizza and Dave Beideman were present on behalf of the applicant. They have submitted their responses to conditions of final plan approval and have received comments from the Township Engineer and have spoken to the Township Solicitor. John Panizza reported that there were minor changes to the legal and other documents that were revised and resubmitted. Mr. Panizza then requested an extension of the period for which the conditions of approval are to be completed. Supervisor Jones moved that the time period in which GenTerra is required to comply with the conditions of the final plan approval for the Old Orchard subdivision be extended for one year from this date, until March 19, 2010, subject to the following conditions:

a) Applicant shall not be permitted to commence construction until the financial security has been posted and the appropriate development agreement and financial security agreements have been executed.

b) Applicant shall satisfy Condition 6 of the final plan approval, including the requirement that it supply the Township with a deed of dedication for the street and attendant right of way in recordable form for acceptance by the Township. In doing so, the Applicant must obtain approval of the street name.

c) Pursuant to Condition 7, Applicant shall execute the Conservation Easement Agreement for all greenway lands (including all proposed trails) in form acceptable to the Township and Township Solicitor for recordation by the Township as appropriate.

d) Pursuant to Condition 8, the public use easement must be finalized with the Township Solicitor and Township Engineer, with the executed public use easement to be submitted by the Applicant.

e) Applicant shall comply with the instant conditions within sixty (60) days of the date of this extension.

f) Applicant shall comply with the remaining outstanding conditions of the final plan approval within twelve (12) months of the date of this extension, unless further extension is granted by the Board of Supervisors.

Supervisor Moore seconded the motion. John Panizza asked if the open space documents needed to be signed and recorded now or when the plan is recorded. Supervisor Jones responded he is unsure and suggested they prepare the documents now and the Board will take it under advisement. Mr. Panizza stated he is waiting for a response from the Township Solicitor on the HOA documents. All agreed and the motion carried unanimously.

f. Springton Road Bridges: At the March 5, 2009, BOS meeting, the Board and the residents in attendance had a general concurrence on Alternative 2 as presented, but modified with the incorporation of the wingwall for the bridge plaque. Since that meeting, the Supervisors have received from Brian Baldwin, P.E., of Alfred Benesch Engineering modified drawings depicting this alternative. Supervisors Jones and Moore noted that the modified drawing with the wingwall looks good. Resident Sandy Neufeld stated that she thinks the wingwall is distracting and wants to know how PennDOT is planning to retain the stone from the old bridge. Chairman McDonough said that PennDOT is talking about hauling the stone to a place in the Township to be determined. Supervisor Moore noted that the rendering shows the wingwall on the wrong side of the bridge, and that it should be located on the side of the road where the Zeiders reside. Supervisor Jones moved to ask PennDOT to include the monument on the elevated wingwall and retain all original stone and haul it off to a location in the Township. Supervisor Moore seconded, which carried unanimously. Chairman McDonough noted that these bridges need to be repaired soon for the public safety and welfare of our residents. Chairman McDonough stated any meeting with PennDOT to discuss these bridges that the Historical Commission attends should be directed through the Board of Supervisors. Supervisor Jones moved that all members of Wallace Township's Boards and Commissions must seek prior approval from the Board of Supervisors before corresponding or meeting with PennDOT officials or consultants on either Springton Road Bridge project. Supervisor Moore seconded. Resident Tish Molloy asked for clarification. Supervisor Jones reiterated the motion and said the safety of the residents is the Board's top concern. Resident Sandy Neufeld asked if the motion is passed, how the members of the Boards and Commissions will be aware of it. Chairman McDonough said the Township Secretary will email it to the members of the Boards and Commissions. All agreed and the motion carried unanimously.

New Business

a. Northern Federation: Supervisor Moore spoke about an email he received a few months ago from the Federation of Northern Chester County requesting Wallace Township's participation in a Comprehensive Regional Plan for Parks, Recreation, Greenway and Trails Systems. The study will consist of a survey of all parks passive and active including ball fields in the Northern Federation municipalities. As a result of the survey, large drawings will be prepared depicting inefficiencies in different areas. Wallace Township has not committed to participating, but has expressed interest in the survey. The project will be funded with a 90% matching grant from the Chester county Vision Partnership Program planning grant and 10% match from participating municipalities. Supervisor Moore pointed out that if we are not planning to see this plan through to the end then we should not participate. Supervisor Jones said we would rather spend money to build fields than to participate in a survey. Supervisor Jones move to authorize the Township Secretary to send a letter to the Federation of Northern Chester County Communities indicating that Wallace Township will not participate in the regional park

& open space grant program. Supervisor Moore seconded the motion. Resident Sandy Neufeld asked if Wallace Township would be able to obtain individual grants. Supervisor Moore responded yes. All agreed and the motion carried unanimously.

b. Township Purchase: A quote was received via fax from Conway Power Equipment Inc. for the mower. This brought the total to three written quotes received for the 72" Exmark Mower. Frame's Power Equipment & Mulch \$7622.99, and Stoltzfus Farm Service \$7622.99 for a 28 HP and Conway Power Equipment Inc. \$8470.00 for a 32 HP mower. Supervisor Jones reiterated his position that the purchase should be made from Frame's Power Equipment since it services other Township equipment, is convenient and their price matches the lowest price received. He therefore suggested purchasing the mower from Frames' Power Equipment and moved that the Township a 72", 28 HP Kawasaki Mower from Frame's Power Equipment. Supervisor Moore seconded the motion, which carried unanimously.

c. Roof Replacement Bid: A notice and bid packet has been prepared for the roof bid repairs to Indiantown Schoolhouse. Supervisor Jones moved that the Township advertise the Roof Replacement for the Indiantown Schoolhouse, with bids due on April 15, 2009, at 4:00 p.m., and with the bids to be opened at the regular Board of Supervisors meeting on April 16, 2009. Supervisor Moore seconded the motion, which carried unanimously.

d. Truck Purchase: Chairman McDonough mentioned that he is still working with Fred Beans Ford Lincoln Mercury of West Chester on a lease for the F-550 Truck. Resident Sandy Neufeld asked if you buy something from the website can it be financed. Supervisor Jones said no financing is available. Supervisor Jones suggested that, as soon as leasing is in place, we should consider purchasing a big truck with payments from the State Liquid Fuels Fund. Resident Sandy Neufeld asked if the new truck would be helpful with snow plowing next year. Supervisor Jones responded that the Township is in better shape with the current equipment than we have been in years and stated that he has been helping Duane with the snow plowing at no cost to the Township because he cares.

e. Zoning Hearing Board: Supervisor Jones moved that the Board authorize Township Solicitor Stephen Siana to send representation from his office to the Zoning Hearing Board for the upcoming hearing/meeting. Supervisor Moore seconded the motion, which carried unanimously.

f. Police Assets: Supervisor Moore has spoken to three Chiefs about their purchase of the Township's portion of the BRPC assets. Christiana Borough Police Chief Richard Finrock is interested in purchasing equipment; Honey Brook Fire Chief Tom Witman is interested in purchasing one or two vehicles; and East Earl Township Police Chief Kevin McCarthy is interested in purchasing a four wheel drive truck. Supervisor Jones moved to donate the radios from the Township's portion of the BPRC assets to the Glen Moore Fire Company. However, after discussion, Supervisor Jones amended the motion to donate whatever radios necessary to the County with the remaining radios to be given to the Pennsylvania State Police. Supervisor Moore seconded the motion, which carried unanimously.

Public Comment

a. Resident Tish Molloy, Chairwoman of the EAC, requested that the EAC be added to the agenda for the BOS morning meetings.

b. Supervisor Jones reported that the Police Consultant's Report is available on the Township website.

c. Resident Tish Molloy asked if the Pennsylvania State Police provide a monthly report to the Township. Supervisor Jones responded that a monthly report is submitted to the Township and if a representative from the PSP is not available, he will deliver the report. Ms. Malloy then asked about the status of Verizon. Supervisor Jones responded the Board is waiting for a decision from Verizon on the installation of their cable in the right-of-way. Tish mentioned that the EAC has a new volunteer, Dawn White, and she needs to be interviewed by the Board of Supervisors. After checking schedules, the interview was scheduled for April 2, 2009, at 7:00 p.m. at the Township building, prior to the start of the BOS meeting. Lastly, Tish was pleased to announce that the Stroud Water Research will be joining the EAC at the Wallace Township Community Day.

d. Township Assistant Secretary spoke about the copier agreement. Supervisor Jones moved to purchase the annual contract agreement with Rothwell Solutions in West Chester for the Township's Gestetner DSc332 copier. The contract details include cost per copy: .12 for Black and .095 for Color. Toner is included. Supervisor Moore seconded the motion, which carried unanimously.

e. Resident Sandy Neufeld asked if the Zoning Hearing Board meetings could be included on the monthly calendar and posted on the Township website. Supervisor Moore responded that the ZHB does not regularly scheduled meetings and/or hearings.

Adjournment

Meeting adjourned at 10:10 AM.

Respectfully submitted,

Betty Randzin
Township Secretary