

**WALLACE TOWNSHIP BOARD OF SUPERVISORS**  
**April 2, 2009**

A Regular Meeting of the Wallace Township Board of Supervisors was called to order on Thursday, April 2, 2009 at 7:30 PM in the Township Building by Chairman Bryan McDonough.

Supervisors present: Bryan W. McDonough  
Robert Jones  
William Moore

Solicitor: Michael G. Crotty, Esquire

**Pledge of Allegiance**

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

**Executive Session**

Chairman McDonough announced that an executive session was held on March 31, 2009 to discuss litigation matters.

**Correspondence**

Fifty-eight (58) 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.

**Minutes**

The minutes of March 5, 2009 were presented for review by the Board. Supervisor Jones moved that the Board of Supervisors minutes of March 5, 2009 be approved as submitted. Supervisor Moore seconded the motion, which carried unanimously.

**Treasurer's Report**

Township Treasurer Betty Randzin gave the Treasurer's report, which is available at the Township Building for review. Forty-two (42) invoices totaling \$54,313.21 are before the Township Supervisors for their approval. Discussion ensued as to certain of the invoices. Chairman McDonough noted that the phone bill was high for March and that the staff should look into whether less costly long distance plans are available. The entire Board agreed as to this point and there was discussion as to different phone service options. It was also noted that the phone bill was particularly high this month because of the teleconference call with Russell Bodie of Audubon International during the Valhalla Brandywine conditional use hearing. Chairman McDonough next questioned whether the Barbacane Thornton invoice was the full amount owed and whether a portion of the payment had already been made to Barbacane. This invoice was tabled and the Township Secretary was requested to review the issue and report back at the next BOS meeting. Chairman McDonough also requested that the Township Staff contact other

propane companies in order to gauge whether less costly service is available. Lastly, Chairman McDonough noted that the salt delivery charge shown in the invoices was for the last delivery to the Township of 90 tons and that this money should come out of the Township's Liquid Fuels funds.

After discussion on those invoices, Supervisor Jones moved that the forty-one (41) invoices noted on the bills list, in the aggregate amount of \$52,288.21, be authorized for payment. Supervisor Moore seconded the motion. Resident Sandy Neufeld inquired as to the services provided by Josiah Consulting (being the financial consulting services). At the conclusion of the discussion, the motion carried unanimously.

### **Pennsylvania State Police**

Supervisor Jones gave the PSP report, a copy of which is available at the Township building for review. In the month of March, there were 45 calls for service. A breakdown of the types of calls was provided, as is shown in the PSP report. This compares to 188 calls for service in March of 2008. Supervisor Jones noted that a new Lieutenant, A.J. Krawczel, has been placed in charge of the PSP station, and that he is taking a proactive approach in the Township. Supervisor Jones noted that he has noticed an increase in police presence. Also, he has informally polled residents about various traffic issues that the Township would like monitored and Supervisor Jones advised Lt. Krawczel of those areas. The Lieutenant has been very responsive in addressing issues requested by the Township and residents.

### **Glen Moore Fire Company**

No report.

### **Park and Recreation Board**

No report.

### **Historical Commission**

Township Secretary Betty Randzin noted that the HC's report was emailed to the Township. Four items were mentioned from the report. First, with regard to Seibert, the HC report noted that a site walk was conducted and there was no evidence found of a Lenape site on the property. Next, an announcement was made that the Town Tours and Village Walks program will take place on July 23, 2009. Thirdly, it was noted that Isabelle Blank completed oral history interviews of Chuck and Mary Ann Zeiders. Lastly, it was announced that the HC would attend a Chester County Historic Preservation Network workshop in order to discuss fundraising essentials.

Supervisor Jones noted a concern that he had heard that the Historical Commission had scheduled a meeting with PennDOT to discuss the Springton Road bridge. The BOS has not received any notice as to whether the HC's meeting had been canceled, despite that a motion was made at the last BOS meeting that any such interface with PennDOT on this issue would require approval of the Supervisors since the timing of the bridge replacement raises public safety issues.

The Board of Supervisors ratified the letter transmitted by Chairman McDonaugh on March 20, 2009, by which the HC was notified of the Board's position. While any individual resident can contact PennDOT, the Township has not authorized the members of the HC to meet with PennDOT as Township representatives. The Township Secretary was asked to follow up with the HC and PennDOT as to whether the meeting had been canceled, and, if not, for the Township Secretary to notify PennDOT of the Board's position. It was again reiterated that the Board of Supervisors appreciates the HC's efforts at preservation, but important safety and timing issues were involved with the replacement of the bridge at this point. Resident John Miller concurred that there are greater safety issues involved that need to be resolved.

### **Wallace Trails**

No report.

### **Wallace Trust**

Barbara D'Angelo provided the report for the Trust. The Trust is currently reviewing the Old Orchard Conservation Easement and whether sufficient baseline documentation has been provided. Supervisor Moore noted that the deadline for Old Orchard to finalize and submit the Conservation Easement is May 21, 2009.

### **Municipal Authority**

Barbara D'Angelo provided the report for the Authority. The Authority is working with the School to review the calculation of the sewage flows. Also, it was noted that road work conducted by the School caused some damage to a sewage connection to the house across the street from the School. The School will repair the damage. In regard to the Authority spray fields, the Authority is continuing to look into signage.

### **Planning Commission**

Barbara D'Angelo provided the report for the Planning Commission. The PC recently held a work session to discuss amendments to the Zoning Ordinance. There was fruitful discussion on the definition of structure, the minimum required acreage for horses, and front-yard accessory buildings. The Supervisors further discussed issues concerning front yard accessory buildings. Supervisor Jones asked that the PC update the Board on the progress of discussion on those issues as they move forward in order to allow the Board to advise of its position.

With regard to subdivisions, an extension request was submitted for the Comstock application. Supervisor Jones moved that the Comstock subdivision be granted an extension until August 6, 2009. Supervisor Moore seconded the motion, which carried unanimously.

### **Old Business**

a. Valhalla Brandywine Partners Conditional Use Hearings: Chairman McDonaugh announced that further hearings on the Valhalla Brandywine conditional use matter have been

scheduled for April 14, April 21, May 5, and May 19, 2009, all of which commencing at 7:30 p.m. at the Township building.

b. 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.

### **New Business**

a. Wallace Township Clean-Up Day: Chairman McDonough announced that the Wallace Township Clean-Up Day has been scheduled for Saturday, April 25, 2009 10:00 a.m. at Wagenseller Park. This will be a joint effort by the Park and Rec Board, the EAC and the Trails Board. More details will follow.

b. EAC Volunteer: Supervisor Moore reported that he interviewed Dawn White for a position on the Township EAC. Dawn is the director of education at Green Valleys Association, and is interested in extending the education outreach in the Township in order to familiarize residents with the ordinances. Supervisor Jones moved to appoint Dawn White to the EAC. Supervisor Moore seconded the motion. Resident Sandy Neufeld noted that she had met Ms. White and that she was fabulous. After discussion, the motion carried unanimously.

c. Thanks to John Fromeyer: The Board of Supervisors noted their thanks and appreciation to PC Member John Fromeyer for donating a meeting table to the Township. All residents are invited to stop in to see the table.

d. Verizon Update: Chairman McDonough inquired as to the status of the response from Verizon. Solicitor Crotty noted that he spoke with Todd Darlington as to whether Verizon is able to comply with the 1 foot road separation requirement and, to the extent that Verizon would need to encroach, where those areas are located. Mr. Darlington noted that the father of Verizon Engineer, Ed Kramer, recently passed away and that he would not be back into the office until next week. Solicitor Crotty was asked to follow up next week.

e. Sale of Township Equipment: Supervisor Jones announced that the Township had been approached by Christiana Borough Police Chief Richard Finfrock about the purchase of certain of the Township's portion of the BRPC assets. Chief Finfrock has offered to purchase two (2) tasers, two (2) shotguns, the shotgun ammunition, and sixteen (16) bike helmets for \$500.00. Supervisor Jones noted that this price was in line with the estimated value of these items. After discussion, Supervisor Jones moved that the Township sell the two (2) tasers, two (2) shotguns, the shotgun ammunition, and sixteen (16) bike helmets to the Christiana Borough Police Department for a price of \$500.00. Supervisor Moore seconded the motion, which carried unanimously. Supervisor Moore noted that Chief Finfrock is also interested in the purchase of the laptops and one of the vehicles.

f. Employee CDL Policy: Supervisor Jones noted that the Township Auditors advised the Township to institute a policy for the hours of service for any Township employees with CDL licenses. This primarily comes up with snow removal. A policy was prepared by the Township Solicitor for review by the Board. Supervisor Jones moved that the Township approve

the Employee CDL Policy in the form as presented by the Township Solicitor. Supervisor Moore seconded the motion, which carried unanimously.

g. Purchase of Trailers: Supervisor Jones noted that Road Foreman obtained three (3) price quotes for the purchase of a sixteen (16) foot long 10k skid steer trailer. After discussion, Supervisor Jones moved that the Township purchase the trailer from Burkholder Manufacturers of Honey Brook for \$4,127. Supervisor Moore seconded the motion, which carried unanimously.

h. Printer: Supervisor Jones next noted that he discovered a printer in the backroom of the Township building that apparently belongs to the Historical Commission. The printer is in good shape and it may be useful for the Township Secretary to have a printer in her office. The Supervisors agreed, and Supervisor Moore noted that Betty should first check with the Historical Commission to ascertain whether the printer was donated or if it is the personal property of any of the Historical Commission members.

i. Part-time Road Crew Help: Chairman McDonough recommended that the Township expand their list of potential back up laborers for the road crew in the event of an emergency (i.e., a fallen tree on a road) or in the event that the current part-time help is unable to assist at a particular time. The Supervisors agreed.

j. Trust: Barbara D'Angelo noted an additional issue for the Wallace Trust. Currently, the documents for the Trust are being stored at Bitten's home. The Trust is requesting that it be permitted to store the files at the Township building in a filing cabinet to be purchased by the Trust. The Supervisors noted their agreement with this request.

### **Public Comment**

a. Resident Jon Lumberg noted that certain tree branches were hanging on wires on Fairview Road. The Township Secretary was requested to follow up with PECO and PennDOT.

b. Resident Sandy Neufeld inquired as to the status of the BRPC dissolution. Supervisor Jones noted that the BRPC is still in existence, having monthly meetings, and that the dissolution would likely move forward further once the personnel issues are resolved. The BRPC is also continuing to pay unemployment for those officers who have been furloughed by East Brandywine Township.

c. Resident John Miller inquired as to the Township budget after the first quarter. Chairman McDonough noted that he would need to review the particular financial information, but that the Township appears to be on track with the budget. The Supervisors noted that certain additional costs cropped up, such as the conditional use costs after Mr. Greenfield withdrew his prior agreement to pay the same, and that the Township is going through the process of selling the Township's portion of the BRPC assets. Mr. Miller commended the Supervisors for their budget efforts.

d. Supervisor Jones lastly made an announcement that the roof bids are being accepted by the Township. In order to make the materials more readily available to bidders, the bid documents will be posted on the Township's website.

**Adjournment**

Meeting adjourned at 9:10 PM.

Respectfully submitted,

Betty Randzin  
Township Secretary

FINAL