

EAST WHITELAND TOWNSHIP  
REGULAR MEETING  
December 9, 2009

Chair, Virginia McMichael called the meeting to order at 7:05 p.m. William Holmes, Vice Chair, John Mott, Member, William Lincke, Township Solicitor, Terry Woodman, Township Manager, Eugene Dooley, Police Chief, William Steele, Public Works Director, and Mary Lou Knight, Assistant Township Secretary, were present. There were approximately eight (8) people in the audience at the onset of the meeting.

Everyone recited the pledge of allegiance.

Mr. Mott made a motion to approve the Minutes of the Regular Board Meeting of November 10, 2009. Mr. Holmes seconded and the vote was unanimous.

ANNOUNCEMENTS

Ms. McMichael announced the following:

- The Township Building will be closed the following days: Thursday afternoon, December 24th, Friday December 25th, Thursday afternoon December 31st and Friday, January 1, 2010.
- The Organizational Meeting of the East Whiteland Township Board of Supervisors will be held on Monday, January 4th at 7:00 p.m.

PUBLIC COMMENT

There was no public comment.

REPORTS AND COMMUNICATIONS FROM BOARDS, COMMISSIONS AND  
TOWNSHIP OFFICIALS

There were no reports.

ACCEPTANCE OF THE TREASURER'S REPORT

Ms. Woodman summarized the Treasurers Report. Mr. Holmes made a motion to accept the Treasurer's Report dated November 30, 2009. Mr. Mott seconded and the vote was unanimous.

APPROVAL OF THE PAYMENT OF BILLS AND PAYROLL

The cost of purchased dump truck was a topic of discussion. Ms. Woodman pointed out that this purchase was delayed until year end to ensure that funds were available. Mr. Mott

congratulated staff for their job in managing the budget. Mr. Holmes and Ms. McMichael echoed this sentiment. Ms. Woodman indicated that the Township managed to keep expenditures to a point where income was \$400,000 greater than what has been expensed. Mr. Mott made a motion for approval of General Fund Voucher No. 2009-12G, Sewer Fund Voucher No. 2009-12S, and Payroll Fund Voucher Nos. 2009-24 & 25. Mr. Holmes seconded. The vote was unanimous.

### 2010 FINAL BUDGET

- a. 2010 Budget for East Whiteland Township- Notice of the adoption of the 2010 final budget was published in the *Daily Local News* on November 19, 2009. Ms. McMichael summarized the state of the 2010 budget indicating that the Township may have to dip into its “rainy day fund” to meet its obligations for the year 2010. Taxes will not be increased. Mr. Mott had questions regarding the sewer fund, the capital improvement fund and the monies budgeted for the municipal complex. Ms. Woodman responded. Mr. Holmes outlined the budget categories and stated their beginning balance, revenue and transfers in, expenditures and transfers out, and ending fund balance. Ms. Woodman stated that these numbers are shown in their entirety in Appropriation Resolution No. 24-2009. In response to a question from David Walsh, Ms. McMichael summarized how the earned income tax revenue budget figure is calculated. Discussion ensued. Mr. Mott made a motion to adopt the 2010 budget for East Whiteland Township. Mr. Holmes seconded and the vote was unanimous.
- b. Resolution No. 24 - 2009 – Mr. Mott made a motion to adopt Resolution No. 24-2009 Appropriation Resolution appropriating specific funds for Budget Year 2010. Mr. Holmes seconded and the vote was unanimous.
- c. Resolution No. 25 - 2009 – Mr. Holmes made a motion to adopt Resolution No. 25-2009 fixing the property tax rate for the fiscal year ending December 31, 2010 at 0.445 mills which represents 44.5 cents on each one thousand dollars of assessed valuation. Mr. Mott seconded and the vote was unanimous.
- d. Resolution No. 26 – 2009 – Ms. McMichael made a motion to adopt Resolution No. 26-2009 establishing the realty transfer tax rate for Budget Year 2010 at ½ of 1%. Mr. Holmes seconded. The vote was unanimous.

### OLD BUSINESS

- a. Old Lancaster/Warren Avenue Stormwater Inlet Project – Ms. Woodman indicated that funds are approved for the engineering necessary for the project. This item will be removed from the old business category.
- b. Resolution 28 – 2009 – This Resolution allows the East Whiteland Township Volunteer Fire Association to bill for cost recovery when responding to calls within East Whiteland Township. Chief Hurley summarized the billing procedures and stated that only insurance companies will be billed. Discussion ensued. Mr. Holmes made a motion to

adopt Resolution 28-2009 allowing the East Whiteland Township Volunteer Fire Association to bill for services rendered when responding to calls within East Whiteland Township. Mr. Mott seconded and the vote was unanimous.

- c. Kimmmel-Bogrette Space Needs Program – Discussion ensued. Many questions arose including cost of renovation versus new construction and actual space needs of staff. Ms. Woodman indicated that any new construction should be viable for a minimum of twenty years. Discussion continued regarding cost. Mr. Holmes suggested that perhaps an independent advocate might be necessary in order to make a decision. Ms. McMichael pointed out that the Township has two alternatives, i.e., one for keeping the present building for the police and building a one story administration building; the other to construct a new two story police and administration building. After further discussion, it was decided that a staff meeting with the architects would be scheduled in order to further understanding of what is needed.

### NEW BUSINESS

- a. Discussion of modifications to the Uptown Worthington Sewer Reservation Agreement dated 6/11/08 – Lou Colagreco was present representing Uptown Worthington and he summarized the reasoning for the request to push back the Agreement for one year. In light of the demand for EDUs, Mr. Mott asked if this agreement was subject to further revision. Ms. Woodman indicated that it was. Mr. Steele asked if Worthington had an agreement for the additional EDUs needed for the planned hotel, and Mr. Colagreco replied in the negative. Discussion ensued. Mr. Mott made a motion to approve the amendment to the Uptown Worthington Sewer Reservation and Purchase Agreement dated June 11, 2008. Mr. Holmes seconded and the vote was unanimous.
- b. Temporary Signage - Chief Hurley brought up the fact that the 911 emergency number was getting calls from construction delivery drivers looking for Foundry Way. He requested that Worthington install temporary signage to indicate its location. It was also suggested that it be listed as a private road in order to discourage other traffic.
- c. Route 29 Construction - Ms. Woodman asked Guy Wolfington when the construction on northbound Rt. 29 will be complete. He indicated that PennDOT has closed the window for winter construction paving; therefore, the work will be delayed until March 2010.
- d. Extension of Time – The Dunn Family – Charles Differ, representing the Dunn Family, requested the extension via letter to the Township. Discussion ensued. Mr. Holmes made a motion to grant an Extension of Time through December 31, 2010 to The Dunn Family for the posting of escrow and recording of plans for a new building to be built on the property on the north side of Rt. 30 west of Rt. 401 (Plan originally approved on August 19, 2009). Mr. Mott seconded. The vote was unanimous.
- e. Advertise Board’s Intent to Request Proposals for the Position of Township Engineer – Mr. Holmes indicated his desire to investigate engineering firms that might provide broader service to the Township. It was pointed out that March 2010 would be the

earliest time to post an advertisement and a township engineer must be appointed in January 2010. Mr. Lincke suggested that this appointment be qualified as “interim”, pending the Board’s decision on a change in engineers. Ms. Woodman outlined a number of ongoing projects that would not lend themselves to an abrupt change, such as Worthington. In particular, she mentioned Mr. Kohli’s extensive knowledge of the Township’s sewer works and the amount of time it would take for a change to be made in this area. Mr. Holmes suggested that if a change were made, the appointment would include an indication of projects to be undertaken. Mr. Mott stated that he was not inclined to make a change. Mr. Holmes would like to see if there would be any benefit to the Township. Ms. Woodman spoke to the benefits of employing a small engineering firm. Discussion ensued. Mr. Mott suggested doing something informally as opposed to advertising a position. It was decided that this item would be a subject of the Board’s January 2010 work session.

- f. Township Bonds - Ms. Woodman indicated that Mr. Wolf would be available at the January 2010 meeting of the Board to discuss the Township’s bond situation.
- g. Award Bids for Road Materials and Equipment Rentals. – Bid notice for both items was advertised in the Daily Local News on November 18 and 25, 2010.

Ms. McMichael outlined the bids received for the purchase of materials. Mr. Mott made a motion to award the bid for the purchase of materials as follows:

- Anti-Skid – Glasgow, Inc., Malvern
- PA#2, PA#1B, PA#2B, PA#3A, PA#4, 2RC, R-4 – Independence Construction Materials, Devault, PA
- PA#2, #1 Fine Aggregate – Independence Construction Materials, Paradise, PA

Mr. Steele’s antiskid and crushed stone bid list memo for 2010 dated December 7, 2009 will be attached to the Minutes of this meeting. Mr. Holmes seconded and the vote was unanimous.

Ms. McMichael referenced the equipment rental list. Mr. Holmes made a motion to award equipment rental bids for 2010 to Mancini Construction, Malvern, PA on all items except the dump truck with plow and spreader which is awarded to C. M. Jones, Inc. Exton, PA and the Milling Machine with 6.5ft. width which is awarded to Macanga Paving Contractors, West Chester, PA. Mr. Steele’s equipment rental bid list memo dated December 7, 2009 will be attached to the Minutes of this meeting. Mr. Mott seconded the motion and the vote was unanimous.

- h. Resolution No. 27-2009 – Ms. McMichael summarized the Resolution. Ms. Woodman explained how the police officers’ contribution to the police pension plan is calculated. Discussion ensued. Mr. Mott made a motion to adopt Resolution No. 27-2009 authorizing a reduction in police officers contributions to the police pension plan in 2010. Mr. Holmes seconded and the vote was unanimous.

- i. Discussion of a new name for the Township Newsletter. – Ms. McMichael read the e-mails received which included proposed names. The list will be posted on the Township web site to solicit input and suggestions from residents. This item will be discussed under Old Business at the January meeting of the Board.
- j. Advertise Public Hearing – Ms. Woodman explained the change mandated by the State which results in the required Ordinance. Mr. Holmes made a motion to advertise a public hearing to be held on January 13, 2010 to consider an amendment to the Police Pension Plan removing Section 32-7 which defines death benefits. Mr. Mott seconded and the vote was unanimous.
- k. Authorize Advertisement – Ms. McMichael summarized the proposed advertisement to sell Township vehicles. An audience member indicated that Del Chevrolet is in the market for used vehicles, and he was referred to the Muncibid site. Mr. Mott made a motion to authorize advertisement of the Township's intent to sell a 2002 Chevrolet Tahoe, a 2002 Chevrolet Impala, a 2003 Ford Crown Vic and a 1988 Asplundh Chipper on Muncibid. Mr. Holmes seconded. The vote was unanimous.
- l. Advertise Public Hearing – Ms. McMichael made a motion to advertise a public hearing to be held on Wednesday, January 13, 2010 to consider an amendment to the Township's Zoning Ordinance to allow municipal uses as a permitted use in the Ins – Institutional District and changing the Zoning designation of certain parcels. Mr. Holmes seconded and the vote was unanimous.

Ms. McMichael called a break in the meeting at 8:50 p.m.

#### PUBLIC HEARING

A continued public hearing to consider amendments to the Zoning Ordinance to amend regulations regarding signs; add a new section addressing the processing and storage of materials, and modifying the Tables of Permitted Uses in the Mixed Use, Industrial, and Residential Zoning Districts.

The Public Hearing was opened and continued to the January 13, 2010 meeting of the Board.

There being no further business, Ms. McMichael made a motion to adjourn the meeting. Mr. Holmes seconded. The vote was unanimous and the meeting adjourned at 9:02 p.m.

Respectfully submitted,

Mary Lou Knight  
Assistant Township Secretary