

EAST WHITELAND TOWNSHIP  
REGULAR MEETING  
September 12, 2012

Virginia McMichael, Chair, called the meeting to order at 7:00 p.m. William Holmes, Member, Bareth Graeff, Township Solicitor, Terry Woodman, Township Manager, Eugene Dooley, Police Chief, William Steele, Public Works Director and Mary Lou Knight, Assistant Township Secretary, were present. Vice Chair, John Mott was unable to attend the meeting. There were twelve (12) people in the audience at the onset of the meeting.

Everyone recited the pledge of allegiance.

Ms. McMichael made a motion to table approval of the Minutes of the Regular Meeting of July 11, 2012, Mr. Holmes seconded and the vote was unanimous. Mr. Holmes made a motion to approve the Minutes of the August 15, 2012 regular meeting, Ms. McMichael seconded and the vote was unanimous.

ANNOUNCEMENTS

Ms. McMichael made the following announcements:

- FALL 2012 BULK TRASH PICK-UP:
  - October 3rd** - Curbside collection at your home
  - October 6th** - Drop off at Public Works Garage between 7 am - 2 pm

The Township is no longer able to accept computers or televisions. Contact Chester County Solid Waste Authority at 610-273-3771 X228 or [www.ChesterCountyswa.org](http://www.ChesterCountyswa.org) for proper disposal.

For additional information, about the type of materials that will be collected please check the Township website.
- The **2012 Annual East Whiteland Car & Motorcycle Show** will be held Sunday, **October 7th** 10 a.m. to 2 p.m. on properties located at and between 179 to 199 Lancaster Avenue. This is a Fund Raiser for the East Whiteland Volunteer Fire Company. Mr. Holmes encouraged family attendance at this event.
- The next **Household Hazardous Waste Collection** Event will be held on Saturday, **October 13th** at the Government Services Center, 601 Westtown Road, West Chester, PA 19380. **Electronic waste will be accepted at this collection event.**
- Regarding the Deer Run trail access, Ms. McMichael indicated that the Township has conferred with the engineers who will be surveying the property and have been told that they cannot survey it properly until the trees are denuded of leaves, late October

or November. There will no substantive information on this topic until December at the earliest. The Township Solicitor indicated that some of the questions raised by the residents' attorney, Mr. Burke, have been answered; however they, too, are awaiting the outcome of the engineer's survey before responding fully.

#### PUBLIC COMMENT

There was no public comment.

#### REPORTS AND COMMUNICATIONS FROM BOARDS, COMMISSIONS AND TOWNSHIP OFFICIALS

##### East Whiteland Volunteer Fire Association

Chief Hurley gave the East Whiteland Volunteer Association report. In response to a question from Mr. Holmes, Chief Hurley indicated that he and Ken Battin are currently working on a combined standard operating guideline for both career staff and volunteers.

#### ACCEPTANCE OF THE TREASURER'S REPORT

Ms. Woodman summarized the Treasurer's Report. Ms. McMichael made a motion to accept the Treasurer's Report dated August 31, 2012. Mr. Holmes seconded and the vote was unanimous. The Treasurer's Report balance totals as of August 31, 2012 are as follows:

General Fund	\$ 4,632,858.26
Street Light Fund	17,165.44
Sewer Fund	4,805,952.84
Sewer Fund Reserve	4,046,252.55
Sewer Construction Fund	77.08
Park Development Fund	324,351.24
Capital Improvement Fund	2,214,771.51
Dare Fund	3,071.37
State Fund	144,136.34

#### APPROVAL OF THE PAYMENT OF BILLS AND PAYROLL

Ms. McMichael made a motion for approval of General Fund Voucher No. 2012-9G, Sewer Fund Voucher No. 2012-9S, and Payroll Fund Voucher Nos. 2012-18 and 19 which included two check runs. Mr. Holmes seconded. The vote was unanimous.

#### OLD BUSINESS

- a. Status of discussions with Charlestown Township concerning Fire Company cost sharing – Mr. Holmes indicated that the Fire Company and Charlestown Township will endeavor to negotiate a fair share cost agreement. Chief Hurley will be meeting

with Charlestown on this issue. He suggested that a meeting between Charlestown Township, himself and Mr. Holmes be scheduled in order to finalize negotiations so that the information can be used in the October budget process.

### NEW BUSINESS

- a. Award Bids for Diesel Fuel and Heating Oil – The bids were advertised in the Daily Local News on August 17 and 24, 2012. Mr. Steele explained that bids are given based on rack price on a certain date plus company markup cost per gallon. Three bids were received and Reilly and Son, Exton, PA was the low bidder. Ms. McMichael made a motion to award the bids for Diesel Fuel and Heating Oil to Reilly and Son, Exton, PA in accordance with the bids that were opened on September 5, 2012 and outlined in Mr. Steele’s memo, said memo to become part of the Minutes of this meeting. Mr. Holmes seconded and the vote was unanimous.
  
- b. Discussion of an Appeal of a Zoning Hearing Board Decision – Mr. McMichael stated that a decision of the Zoning Hearing Board has been appealed to the Court of Common Pleas of Chester County. As a matter of Law the Township has the right, although not the obligation, to intervene in that action. This is a matter involving a decision by the Zoning Hearing Board regarding four acres of property on Morstein Road and the number of horses planned to be kept on the property. Discussion ensued. It was the consensus of the Board that they not intervene in this matter.
  
- c. Discussion of the Non-Uniform, Police, and Firefighters Pension Plans and the Minimum Municipal Obligation for 2013 - Ms. McMichael stated that Act 205 of 1984 required that the “Chief Administrative Officer” of the pension plans inform the “governing body” of the municipality of the Minimum Municipal Obligation of the following year by the last business day in September. Ms. Woodman has put forth worksheets for the Township Police Pension Plan Obligation for 2013, the Non-Uniform Pension Plan Obligation for 2013, and the Firefighters Pension Plan Obligation for 2013. Ms. Woodman indicated that the Township is reimbursed a portion of the monies from the state but the exact amount of the reimbursement is not known until the end of August 2013. The figures as shown on the worksheets will appear in the 2013 Budget.
  
- d. Contract with the Westtown – East Goshen Regional Police Commission – Ms. McMichael indicated the Westtown-East Goshen Regional Police Commission (WEGO) has approached East Whiteland seeking to contract for the services of a Police Chief until such time as they can make a new hire for this position. At this time, Chief Dooley is splitting his time between the Townships. Ms. McMichael indicated that this is a stopgap situation for WEGO and she is happy that the Townships can work together in this way. Mr. Holmes agreed. Mr. Holmes made a motion to enter into a contract with the Westtown-East Goshen Regional Police Commission for services provided by Chief Dooley. Ms. McMichael seconded and the vote was unanimous.

- e. Award Contract for Traffic Signal Ethernet Switches – Ms. Woodman indicated that McMahon Associates, Inc. reviewed the bids received via PennBid.net on August 27, 2012 for the provision of traffic signal Ethernet switches available through a Pennsylvania Department of Transportation Automated Red Light Enforcement (ARLE) grant in the amount of \$72,000. She explained that the switches tie the traffic signals together. Two bids were received. Discussion ensued. Ms. McMichael made a motion to award the contract to Signal Service, Inc., the low base bidder, with the provision that all fees for this service and hardware will not exceed \$72,000 per McMahon Associates letter dated September 6, 2012, said letter to become part of the Minutes of this meeting. Mr. Holmes seconded and the vote was unanimous.

Ms. McMichael suspended the meeting at 7:35 p.m.

### PUBLIC HEARING

Consideration of an amendment to the Zoning Ordinance submitted by O'Neill Properties/Worthington, amending Section 200-35 (ROC/R Regionally Oriented Commercial/Residential Zoning District), subsection "C" to increase the maximum height of principal structures

The public hearing started at 7:40 p.m. Notes of Testimony were taken by Court Reporter, Elaine Parrish. At the conclusion of the testimony, the hearing was closed and the Public Meeting was reconvened at 8:05 p.m.

A Motion was made by Bill Holmes, seconded by Virginia McMichael to adopt Ordinance 241-2012 amending the Zoning Ordinance to increase the maximum height of principal structures in the ROC/R Regionally Oriented Commercial/Residential Zoning District.

There being no further business, the meeting adjourned at 8:10 p.m.

Respectfully submitted,

Mary Lou Knight  
Assistant Township Secretary