

## EAST MARLBOROUGH TOWNSHIP BOARD OF SUPERVISORS

### Meeting of the Board – January 5, 2009

**Reorganization.** Chair Cuyler H. Walker called the meeting to order at 7:00 p.m. in the Township Building with a pledge to the United States flag. Following the pledge, Chairman Walker led the group in a moment of silence in memory and recognition of fallen law enforcement and military men and women who have served their country.

Board members Richard P.S. Hannum, Jr., Robert F. Weer, Eddie G. Caudill and Richard E. Hicks were also present, as was Solicitor Fronefield Crawford, Jr. The following positions were approved by vote:

Chairman	Cuyler H Walker (4-0, with Mr. Walker abstaining)
Vice-Chairman	Richard E. Hicks (4-0, with Mr. Hicks abstaining.)
Manager/Secretary/Treasurer	Jane R. Laslo (5-0)
Codes Enforcement Officer	Jane R. Laslo (5-0)
Building Inspector	Eddie G. Caudill (4-0, with Mr. Caudill abstaining)
Solicitor	Fronefield Crawford (5-0)
Sanitary Engineer	Mark Prouty at URS, Inc. (5-0)
Traffic Engineer	Traffic Planning and Design (5-0)
Plan Review Engineer	Jim Hatfield at VanDemark & Lynch (5-0)
Road Liaison Supervisor	Robert F. Weer (4-0, with Mr. Weer abstaining)
Planning Consultant	Glackin, Thomas, Panzak (5-0)
Roadmaster	Eddie G. Caudill (4-0, with Mr. Caudill abstaining)
Assistant Roadmaster	Dennis Mellinger (5-0)
Registered Elector	Mark Benzel (5-0)
Emerg. Mngt Coordinator	Robert F. Weer, Jr. (4-0, with Mr. Weer abstaining)
Voting Delegate to PSATS	Richard E. Hicks (4-0, with Mr. Hicks abstaining)\
Library representatives	Bill Landmesser and Ramsey
KARPC rep	Richard P.S. Hannum, Sr., Richard E. Hicks as
alternate (3-0, with Messrs. Hannum and Hicks abstaining)	
Fire Marshall	Chief of Longwood Fire Co. (5-0)
Chief of Police	Gerald W. Davis (5-0)
Safety Liaison	Robert F. Weer (4-0, with Mr. Weer abstaining)
Meeting Time/Place	Township Building, First Monday of each month, except for July, which will be the 7/7/09 (Tuesday) and September, which will be Tuesday, 9/8/09.
Bill-paying meeting	Third Tuesday after each Monthly meeting, at 7 a.m.
Treasurer's Bond	\$2,000,000
Open Records Officer	Jane R. Laslo
Depositories Authorized	PLGIT, First National Bank of Chester County, USBank, Wachovia, DNB 1 <sup>st</sup> . and Boenning and Scattergood (4-0, with Mr. Walker abstaining.)

**Meeting of the Board – January 5, 2009**  
**Page 2 of 4**

**Minutes of December 1, 2008.** By unanimous vote (5-0), the minutes were approved, as prepared.

**Promotion of Robert Clarke, Jr.** Chairman Walker conducted an oath of office, promoting Sgt. Clarke to Lieutenant Clarke.

**Public Hearing – Ordinance 09-01 – Zoning Ordinance Amendments.** The public hearing was called to order at 7:15 p.m. There was no public discussion about the proposed amendments to the Zoning Ordinance. By unanimous vote (5-0), the Board approved the ordinance.

**Open Records Policy.** By unanimous vote (5-0), the Board approved the revised Right-to-Know policy, in accordance with State regulations.

**Route 82/One Intersection Construction.** By unanimous vote (5-0), the Board approved the following payments to Road-Con, Inc.: # 3 - \$41,182.20 and #4 - \$91,441.80; both payments are from the State Fund. In a separate vote (5-0), the Board approved Change Order #1 for additional pavement.

**Escrow Release – Grace Fellowship Church.** By unanimous vote (5-0), the Board approved release #2, in the amount of \$10,026, for construction work.

**Route 82 South – Sewer Construction.** By vote of 3-2, with Messrs. Weer and Caudill opposed, the Board approved the Sewer Fund payment for sewer construction work, in the amount of \$179,911.80. The supervisors also discussed the problems with traffic control in the work zones, restoration, and general projects issues. The next progress meeting is scheduled for Monday, January 19, 2009 at 3 p.m.

**Isaac Soto Variance Application.** Mr. & Mrs. Isaac Soto were seeking direction and preference from the Supervisors regarding an in-law apartment addition they propose to construct at the rear of the existing Unionville Garage, located on Cemetery Lane. The Soto's are seeking Zoning Hearing Board variance for: 1) minimal set-back dimensions between their garage property and the residential property, also owned by them, and 2) impervious cover that exceeds the ordinance allowance. The Supervisors did not object to the in law apartment, but requested that the property be: a) restricted to use by family members and not rented, and b) that the property be connected to the public sewer. By a vote of 5-0, the Board agreed to support the variance application, with the above-referenced conditions.

**Meeting of the Board – January 5, 2009**  
**Page 3 of 4**

**Whitewing Farm South – Final Plan.** The plan was represented by Barry Stingel, P.E., and Rich Longo, Esq. of Hillcrest Associates, as well as the DeSeta sons. They inquired about the status of the planning exemption request to DEP. The Board voted unanimously (5-0), to approve the final plan, subject to all of the provisions in the Preliminary Plan, as well as any unresolved issues in the VanDemark & Lynch letter of January 5, 2009. Additionally, the Board approved the escrow amount of \$565,920.

**Willowdale Chapel.** Pastor Lafferty had requested relief from the roll-back taxes, assessed on the ten-acre parcel, which had been under the terms of Act 319. The Board took no action, preferring to hear first from the other taxing authorities, e.g. Unionville-Chadds Ford School District and Chester County.

**Wal-Mart – Conditional Use Application.** The public hearing on the application will be held on Monday, February 9, 2009 at 7 p.m.

**Resolutions for Appointments.** The following resolutions were approved unanimously.

**Resolution 09-01** – Establishing and confirming members and terms for the Planning Commission.

**Resolution 09-02** – Authorizing Certified Public Accountant, Tim Umbreit, to audit the Township financial accounts

**Resolution 09-03** - Establishing and confirming members and terms for the HARB.

**Resolution 09-04** – Establishing and confirming members and terms for the Historic Commission.

**Bills.** By unanimous vote, with each supervisor abstaining on a single item with a perceived conflict of interest, the attached lists of invoices were approved for payment, with the following totals:

General Fund	\$107,095.43
Payroll	\$ 60,236.37
State Fund	\$138,331.71
Development Fund	\$ 2,167.73
Sewer Fund	\$192,482.79

**Treasurer's Report.** By unanimous vote (5-0), the Board accepted the attached report, as prepared.

**Ordinance for Restricting Truck traffic on Cedarcroft Road and West Locust Lane.**

The Board agreed to hold a public hearing on this ordinance on February 2, 2009 at 7:15 p.m.

**Workers' Compensation Coverage.** The Township will begin billing adjacent municipalities for their share of the Workers' Comp. coverage for Po-Mar-Lin.

**Meeting of the Board – January 5, 2009**  
**Page 4 of 4**

**Emergency Services Resolution – 09-07.** By unanimous vote (5-0), the Board adopted the resolution providing for Longwood Ambulance to serve all of East Marlborough on First Call.

The meeting was adjourned at 9:27 p.m.

EAST MARLBOROUGH TOWNSHIP

Jane R. Laslo, Manager/Secretary