

**EAST FALLOWFIELD TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
December 30, 2008 6:45 pm  
Approved**

**CALL TO ORDER, SILENT MEDITATION AND PLEDGE OF ALLEGIANCE**

**IN ATTENDANCE:** George Broadbent; Chairman, Garth Monaghan; Member, Vince Pompo; Solicitor, Denise Miller; Township Secretary. Absent: Chris Makely; Vice Chairman.

**APPROVAL OF MINUTES:**

Mr. Broadbent moves to accept the November 25, 2009 meeting minutes. Garth Monaghan 2<sup>nd</sup>. Glenn Colyer asks if the police contract void because of the wrong date. Mr. Broadbent replies no, the numbers come out to January. Mr. Pompo states that if the Union and the Representatives of the Township agree then the contract could be modified or amended to clarify that intention. Mr. Broadbent states this will be looked into further. Sharon Scott asks Mr. Pompo if he looked at the police contract. Mr. Pompo replies he did not. Mrs. Scott also asks why Mr. Pompo didn't look at the "Paula Coyne" contract and why didn't the auditors pick up on that. Mr. Broadbent states that Neil Morris looked over the Police contract. Vote: Unanimous.

Mr. Broadbent reads a citation to Canine Taz and Chief Mango for Taz's retirement.

Andy Trautmann from the Downingtown Police Department presents Canine Taz a citation for his retirement.

Lt. Howard Holland from the WCC Emergency Response presents Taz with a Certification of appreciation and also presents Chief Mango with a statue.

**PARK AND RECREATION: P&RC - Peter Massaro**

Mr. Massaro would like the Board to consider reapplying for the DCNR grant application in the Spring of 2009.

Mr. Massaro would like to get direction from the Board regarding the Park Pavilion regarding the size and the amount the Township can afford.

Cheryle Hanson's vacancy was advertised and placed on the website. Mr. Massaro asks if there are any applicants. Denise Miller replies no applicants. Mr. Massaro will present the Board with a candidate at the February meeting.

Mr. Massaro will bring a \$10.00 receipt from Jeanne Berlin for purchasing a child swing.

**POLICE:** Chief Mango

The November police report was on the back cabinet and also on the website.

Mr. Broadbent moves to accept the retirement of K-9 Taz effective December 31, 2008.

Mr. Monaghan 2<sup>nd</sup>. No Comments. Vote: Unanimous.

Mr. Broadbent moves to approve the donation of the K-9 equipment, bite sleeve, bite suit, leashes to other Chester County police K-9 teams. Mr. Monaghan 2<sup>nd</sup>. No Comments. Vote: Unanimous.

Chief Mango withdraws the motion request for the advertisement of the sale of the 2000 Ford Crown Victoria so the road crew can use as an extra car and the police can use to pick up dogs. The Board approves the withdrawal of this motion.

Mr. Broadbent moves to hire Mr. Alan Haldeman as a PT Police Officer effective January 1, 2009. Mr. Monaghan 2<sup>nd</sup>. Sharon Scott asks how many PT and FT Officers. Chief Mango replies 3 PT and 7 FT. Mrs. Scott objects to hiring more PT police.

Chief Mango asks the Board if they would like to be a part of the CCUI purchasing program.

Mr. Broadbent asks if the new contract going to be subject to market conditions.

Chief Mango replies the new contract is effective August 1, 2009 and runs 1 year from that and there are several different conditions. Mr. Monaghan would like to defer any action until the new Supervisors can comment. Mr. Broadbent moves to participate in the CCIU Fuel Bid Contract. Mr. Monaghan 2<sup>nd</sup>. Mr. Monaghan has reservations on getting into a contract that will potentially put the Twp. in the situation as they are in now. Buddy Rhoades asks the Board to study the contract more. Sharon Scott asks if Mr. Pompo reviewed the contract. Chief Mango states Guy Donatelli from Vince's office reviewed the contract. Mr. Broadbent replies that the Township employs Mr. Pompo's office so anyone from their office could review contracts.

Mr. Broadbent withdraws his motion until he gets the full complement of the Board.

Buddy Rhoades asks who will contact the CCIU. Mr. Monaghan replies the Township Office will.

**PLANNING COMMISSION (PC):** Deborah Rush

Creekmur Subdivision: Mr. Monaghan moves to approve The Creekmur Final Subdivision contingent on the fee of lieu and the stormwater management plan being completed. Mr. Broadbent 2<sup>nd</sup>. No Comments. Vote: Unanimous.

Comp. Plan: Tom Committa's Comp. Plan Proposal after the County pays 75% is \$16,000.00 and Ray Ott's proposal after the 75% is paid \$13,750.00. Deborah states that if you do the Comp. Plan with other Municipalities the County will pay 90%. Sharon Scott would like all of the actual prices. Mr. Broadbent replies they will be provided.

Absentee Procedure: Deborah would like to have an absentee procedure that would require you to call 24 hrs. ahead of the meeting or within 24 hrs. after the meeting to say why you could not attend and if more than 3 times a year missed there would be a discussion among the PC members. Mr. Monaghan states to remember that the Board appoints the PC members. Ms. Rush replies that any recommendations will be brought to the Board before a decision is made. Sharon Scott asks to set up an interview for the vacancy seat, for the PC to put on the minutes who is not attending the meeting, would like the whole prices for the Comp. Plan and would like to see the 1999 Comp. Plan.

Deborah replies to call Arlene for a time for an interview and she will mention to Arlene regarding the minutes. Mr. Broadbent states a copy of the Comp. Plan will be made available.

**CITIZENS BY REQUEST:**

Ronald Scott: Mr. Scott gives his opinions on the Boards conditions regarding the Training Facility and requests the Board approve a Fire Department Committee.

Paula Coyne: Mrs. Coyne asks the Board to request an extension and do a motion to intervene letter for the Sparrows Pipeline. Mr. Monaghan moves to authorize the Twp. Solicitor to file a motion to intervene on behalf of the Township Supervisors. Mr. Broadbent 2<sup>nd</sup>. Deborah Rush asks if there is anyway you can do something to stop FERC from doing anything. Mr. Pompo replies not unless they are doing something that is procedural mishap. Sharon Scott asks what will the cost be. Mr. Pompo replies approximately 1 hour's time and also recommends that the authorization be limited solely to filing a motion to intervene and nothing further without approval from the Board. The Board agrees.

Sharon Scott: Mrs. Scott asks the Board to give Mr. Amentas and Mr. Barach a copy of the letter she submitted to Mr. Monaghan, Mr. Broadbent and Mr. Howell 2-3 years ago. Mr. Broadbent replies he will. Mrs. Scott also read some comments from a letter regarding police and twp. Issues.

**CORRESPONDENCE:**

Composting Technique pamphlets were on the back cabinets.

With the removal of Scott Wybranski, as Farmer, on the Agricultural Security Committee, his seat is now open. Sharon Scott asks if there are minutes of the last Security meeting. Mr. Monaghan replies that there are records of that meeting.

The Coatesville Library is looking for a resident to represent the Township.

After Board discussion Mr. Monaghan moves to authorize the close of the Lancaster Commerce Bank accounts. Mr. Broadbent 2<sup>nd</sup>. No Comments. Vote: Unanimous.

**SOLICITOR REPORT: Vince Pompo**

Appointing Right to Know Township officer Denise Miller and Deputy Arlene Miles-Eubanks and Chief Mango as the Police Right to Know Officer. Mr. Monaghan moves to adopt Resolution 2008-15. Mr. Broadbent 2<sup>nd</sup>. Buddy Rhoades suggests having an assistant to the Police Right to Know Officer. Mr. Pompo states to adopt the Resolution as is and amend it to add Nancy Baker as Police Deputy Right to Know Officer. Vote: Unanimous. Mr. Monaghan states that Denise Miller has already attended Right to Know training.

Right to Know Procedures: Mr. Broadbent moves to adopt Resolution 2008-16 Policies regarding the Right to Know. Mr. Monaghan 2<sup>nd</sup>. No Comments. Vote: Unanimous.

Right to Know request form: Mr. Monaghan moves to adopt the Right to Know request form.

Mr. Broadbent 2<sup>nd</sup>. Sharon Scott asks if this is the JN Nath. Mr. Broadbent replies no.  
Vote: Unanimous.

Resolution to memorialize the Boards action at the last meeting to approve the addition of JN Nath Investments LLC into the East Fallowfield Township Agricultural Security Are; 3135 and 5155 Strasburg Road: Mr. Broadbent moves to adopt Resolution 2008-14. Mr. Monaghan 2<sup>nd</sup>.

Sharon Scott asks if these properties are across from Weaver's Mulch and what does it do for a property. Mr. Monaghan replies yes it is and it restricts development and subdivision and will stay open space. Vote: Unanimous.

Conditional Use Application for Richard and Carolyn Vermeil located at 775 Fairview Road re: a wireless communication antennae. Sharon Scott comments on the Vermeil Tower and Cricket Communications. The Board will later discuss when to have the Hearing.

Baron Crest: Mr. Pompo has received a release from the Bank regarding releasing the escrow money (\$78,000.00) in the Baron Crest Escrow Fund. Mr. Pompo approves the release and asks the Board for a motion to approve the execution of the release. Mr. Broadbent moves to authorize the release from Malvern Federal Savings. Mr. Monaghan 2<sup>nd</sup>. Buddy Rhoades asks if there will be enough money to finish the work that needs to be done. Mr. Pompo has concern that it will not be enough. Sharon Scott requests a financial accounting of all development escrow money and all audit information/management reports. Mr. Broadbent replies that management reports are not public. Vote: Unanimous.

Louis Pia Property: Mr. Pompo asks the Board if they want his office to appear on behalf of the Township at the Zoning Hearing. The Board agrees to defer until the January 5, 2009 meeting.

#### **LEGAL ISSUES:**

Mr. Broadbent moves to accept the Advanced GeoServices Proposal for the Geotechnical work along Mortonville Road. Mr. Pompo comments that the general terms and conditions that are part of the Advanced GeoServices Proposal have provisions that he objects to and proposes to make the approval contingent on them signing the Standard Township Contract. Mr. Broadbent amends his motion to include "contingent on Advance GeoServices accepting the terms and conditions of the Standard Township Contract". Mr. Monaghan 2<sup>nd</sup>. No Comments.  
Vote: Unanimous.

Buddy Rhoades asks if the Township went back to the developer's regarding W.Chester/Caln Road? Mr. Broadbent replies that there has not been any resolution on that yet.

#### **EMERGENCY SERVICES:**

The November & December EMS service logs were in the back of the meeting room for review.

The November Pomeroy Fire Calls were in the back of the meeting room for review.

**PUBLIC WORKS DEPARTMENT:**

The November road, vehicle and recycling report were in the back of the meeting room for review.

After Board discussion the Board agrees to do background checks on the snow plow candidates. Sharon Scott asks about the EMS suit. Mr. Pompo replies that there was an appeal filed from certain conditions of the conditional use decision that was filed approx. in late November. The Board excuses Mr. Pompo from the meeting. Mr. Monaghan moves to approve John Weaver a PT road crew employee \$12.00 per hour and \$14.00 when snow plowing. Mr. Broadbent 2<sup>nd</sup>. No more comments. Vote: Unanimous.

**UNFINISHED BUSINESS:**

Motion to approve the 2009 Chester County SPCA Animal Protective Services Contract for \$5,000.00 and \$20.00 per unclaimed stray animal: Mr. Broadbent suggests changing and having the resident dropping of the stray pay the fee. After Resident and Board discussion the Board agrees to look into contract options before approving.

**PUBLIC PARTICIPATION:**

Buddy Rhoades would like the Board to review Ordinance 2008-06 regarding burning.

Ron Scott states that Mt. Carmel road has not been fixed yet from when Timberlane Development was put in.

**ADJOURNMENT:**

Mr. Broadbent moves to adjourn at 8:58 pm. Mr. Monaghan 2<sup>nd</sup>. Vote: Unanimous.

Respectfully Submitted,

Denise Miller,  
Township Secretary-