

CHADDS FORD TOWNSHIP
Board of Supervisors Meeting
September 2, 2009

MINUTES

OFFICIALS PRESENT:

George M. Thorpe, Chairman
Deborah F. Love, Vice-Chairman
Garry Paul, Supervisor
Joseph Barakat, Township Manager
Joseph A. Mastronardo, Township Engineer
Christine Ferry

CALL TO ORDER

The meeting was called to order at 7:30 PM with the reciting of the Pledge of Allegiance. Mr. Thorpe pointed out emergency exits.

MOTION TO APPOINT TOWNSHIP SECRETARY

Upon motion and second (Paul/Love) the Supervisors appointed Christine Ferry as Township Secretary.

STATE POLICE REPORT

A copy of the August Pennsylvania State Police was provided to the Township.

APPROVAL OF MINUTES

Upon motion and second (Love/Paul), the Supervisors approved the minutes of the August 5, 2009 meeting, drafted 8.10.09.

SUPERVISORS REPORT

Mr. Thorpe reported that on August 7, all three Supervisors met with 2 Birmingham Township (Chester County) Supervisors; on August 18 all three Supervisors met with the Mr. Terrence Farrell, Chairman of the Chester County Commissioners; and on August 19 all three Supervisors met with the Pennsbury Township Supervisors. The business discussed at each these meetings was the Brandywine Battle Field dilemma.

On the evening of 9/2, just prior to the regular Board of Supervisors meeting, the 3 Supervisors met to discuss the ongoing litigation with PECO.

MANAGER'S REPORT

Mr. Barakat provided a written report and offered the following comments:

- Tonight's meeting was originally scheduled for 9/1/2009; accordingly the Township advertised the change of date to 9/2/2009; a copy notarized Proof of Advertising from the Delaware County Daily Times is available for review.

- PennDOT has launched a Traveler's Information Hotline which residents may reach by dialing 5-1-1.
- This month is Emergency Preparedness Month; residents are reminded to change the batteries in their smoke detectors and to review the Emergency Preparedness Brochure provided by Delaware County Emergency Services (copies available).
- On September 24 Chadds Ford Township will host an Adult CPR Class at 6:00PM please register by calling the township or sending an email to INFO@ChaddsFordPA.net.

Mr. Barakat noted that on a recent drive thru of Walnut Ridge Rd., a Township road, the overall condition had, deteriorated significantly from the spring inspection to the point of warranting an emergency repair. Allan A. Myers Inc, the 2009 Road Program contractor, has offered to repair the roadway honoring the same prices in the Road Program contract plus a \$1600 mobilization charge. Upon motion and second (Paul/Love), the Supervisors approved awarding an emergency purchase order to Allan A. Myers for the paving of Walnut Ridge Rd. totaling \$17,314.00

TREASURER'S REPORT

Mr. Barakat reported the following for August 2009:

| | |
|---|----------------|
| Deposits as of August 31St | \$103,310.85 |
| Bills for August from General Fund | \$ 53,829.50 |
| Bills for August from Liquid Fuel Fund | \$ 7,825.00 |
| Total Disbursements | \$61,654.50 |
| Balance in all Township Accounts, after bills | \$2,899,850.57 |

Mr. Barakat then offered his resignation as Township Treasurer and recommended appointment of Christine Ferry as Treasurer and Right to Know Officer. Upon motion and second (Love/Paul), the Supervisors accepted Mr. Barakat's resignation as Treasurer and appointed Christine Ferry Township Treasurer and Right to Know officer, in addition to her duties as Township Secretary. The motion carried unanimously.

NEW BUSINESS

Mr. Don J. Lim of 41-40 Union Street, Flushing, NY 11355, telephone (917) 348-8380 appeared with his attorney, Brian Nagel of the law firm of MacElree/Harvey to present an application for the opening of a Massage Therapy business to be located at 3 Woodland Drive. The property is owned by KHOSRAVI, LLC and representatives of the firm were present. Mr. Nagel supplied, at his own expense, a court reporter for recording of the dialog. A lengthy discussion ensued with question and answers from the Supervisors, the Township Solicitor, Code Enforcement Officer and Township Manager. The Supervisors asked Mr. Lim to provide additional details of his licensing credentials from New York State, his current domicile, along with any other records, related degrees, etc. which may support his application. In accordance with Township Ordinance 64P, the Board has 90 days to act on the application, which was submitted 8-18, 2009. Action was tabled.

ENGINEER REPORT

Joseph A. Mastronardo, PE provided a written report and offered the following comments:

- Glen Eagle Shopping Center requested an escrow release. After review the applicant agreed to the engineer's adjustments providing an allowance for improvements to Springhill Drive, as agreed to in the land development application. Upon motion and second, the Supervisors approved a release in the amount of \$282,184.17 leaving a balance of \$77,243.86.
- Calvary Chapel requested release of escrow in the amount of \$182,761.71 bringing the balance to \$967,582.31. Upon Motion and second (Love/Paul) Supervisors approved the escrow release as recommended by Mr. Mastronardo.

Prior to moving on to Old Business, Township Manager Joe Barakat asked for approval as follows:

An escrow release for the grading/land disturbance for Ms. Peng of 15 Poplar Rd. in the amount of \$800, There was an outstanding fee of \$49. \$751 would be returned to Ms. Peng. Upon motion and second (Thorpe/Paul) Supervisors approved the escrow release.

Mr. Barakat also pointed out that the Township often has expenses during the month that must be paid promptly, namely utility bills (electric, phone, water) and payroll obligations. He requested that the Township Treasurer be permitted to pay these expenses in a timely fashion and be included with the monthly report. Upon motion and second (Thorpe/Love), the Supervisors approved unanimously.

OLD BUSINESS

No old business.

COMMITTEE REPORTS

Written reports or minutes were provided by the following:

Financial Advisory Board
CFT Sewer Authority
Planning Commission
Rachel Kohl Community Library
Concordville Fire & Protective Association
Code Enforcement Officer/Building Inspector
Zoning Hearing Board

Emergency Preparedness Committee

Board Vice-Chair Deborah Love read a letter from Governor Edward G. Rendell appointing Joe Barakat as Coordinator of Emergency Management for Chadds Ford Township.

The following committees did not meet and did not provide a report:

Open Space

Historical & Architectural Review Board

Fire Marshall

PUBLIC COMMENT

David Postin asked "What is going on with Brandywine Battlefield?"

Mr. Thorpe explained that there was a 3 day notice to shut down. The employees were put on furlough by PHMC and paid for 2 weeks. The Association agreed to operate the Battlefield on an interim basis with certain restrictions.

The museum can only be opened when a PHMC employee is there. It was suggested that the maintenance person be delegated and this will allow the museum and gift shop to be open Wednesday through Sunday. Museum vacated all items, artifacts

Mrs. Bonnie Taylor asked if the budget could be put on web site. Mr. Barakat will review.

The Meeting was adjourned at 8:50 PM.