

APPROVED

FRANKLIN TOWNSHIP BOARD OF SUPERVISORS MINUTES OCTOBER 15, 2008

Call to Order:

Chairman Richard Whipple called the meeting to order at 7:07 p.m. Present were Supervisors Norman Hughes, Eric Brindle, Nan Latimer and Paul Overton. Also present were Ralph Olivier, Planning Commission and Historical Commission/HARB Chairman, Phil Geoghegan, Open Space Committee Chairman, Mark Thompson, Solicitor, Vince Pompo, Solicitor, Stephen J. Ross, Interim Twp. Mgr., and Jeff Eastburn, Assistant to the Township Manager. There were 6 members of the public in attendance.

Public Comment: No public comment.

Approval of Minutes:

On motion by Mr. Whipple, seconded by Mr. Hughes, the Minutes of September 17, 2008 were approved as submitted. Motion carried by a vote of 5-0.

Executive Session: Chairman Whipple announced that following the public portion of the meeting the Board will meet with the Solicitor in Executive Session.

Reports:

Treasurer's Report: The monthly report contains financial information including monthly disbursements and revenues, budget information, and fund balances. The current balance for all funds is \$2,088,764.26 compared to a total of \$2,016,370.92 for the same period in 2007. On motion by Mr. Whipple, seconded by Ms. Latimer, the September 2008 Treasurer's Report was approved as prepared by the Township Treasurer. Motion carried by a vote of 5-0.

Manager's Report: Mr. Ross provided the following summary of the activities of the Manager and Staff during the month: Preparation of the 2009 Budget, with final adoption due in December; preparation for the adoption of the proposed Zoning Ordinance at the November 19, 2008 BOS meeting; activities related to six separate development plans that are in the process of approval; implementation of the Weed and Feed Program at Crossan Park; and, the DEP extension of the NPDES permit under MS4 to March 10, 2010.

Solicitor's Report: Mr. Thompson advised that everything is covered in his report which was provided to the Board in advance of the meeting.

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Zoning Officer/Bldg. Inspector Report: Mr. Ross provided a summary of the Zoning Officer's report which includes issuance of fifteen building permits, thirty four building inspections, thirteen zoning tasks and one zoning site visit.

Planning and Zoning:

- A. Planning Commission Report: Mr. Olivier provided a summary of the activities discussed at their October 2nd Planning Commission meeting.
- B. HARB/Historical Commission Report: The HARB and Historical Commission did not meet in October.

Old Business:

- A. Ordinance Regulating Cable Service: Mr. Ross advised the Board that an ordinance regulating television cable service was negotiated by the Solicitor and Comcast representatives and is now ready to be advertised for consideration at a future meeting. On motion by Mr. Whipple, seconded by Mr. Hughes, the Solicitor is authorized to prepare public notice and advertise the cable ordinance for adoption at the November 19th meeting. Motion carried by a vote of 5-0.

New Business:

- A. Appointment to HARB: Mr. Paul Lagasse was present and was recognized by Mr. Olivier as a person interested in being appointed to the HARB. Mr. Olivier noted why he believed Mr. Lagasse would be an asset to the HARB and the Board had an opportunity to ask Mr. Lagasse questions. On motion by Mr. Whipple, seconded by Mr. Brindle, the Board approved the appointment of Mr. Lagasse to fill the vacant position created by the resignation of Wendy Toman. His term will expire on December 31, 2011. Motion carried by a vote of 5-0.
- B. Open Space Resolution: Mr. Thompson explained that in order for the approximately 60 acre property, west of 841 and south of the Township line with London Grove Township, to proceed with final settlement it is necessary for the Board to approve a resolution outlining the three applicable documents. Mr. Thompson recommended that the proposed resolution be tabled to the November meeting because of several details that need to be resolved with the property owner and DCNR.
- C. Property on Route 841 - Letter of Support: On motion by Mr. Whipple, seconded by Mr. Brindle, authorization was given to send a letter to the County Commissioners supporting the acquisition, by Natural Lands Trust, of a property located on Rt. 841 south of Rt. 896 (Chesterville Road). Motion carried by a vote of 5-0.

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- D. Resolution 2008-19 - Endowment of property on Peacedale Road: Mr. Whipple moved, seconded by Mr. Brindle, to approve Resolution No. 2008-19 committing \$100,000 to Natural Lands Trust toward the purchase of a 113 acre parcel located on Peacedale Road. Motion carried by a vote of 5-0.
- E. Peacedale Road Letter of Support: On motion by Mr. Whipple, seconded by Mr. Overton, the Staff was authorized to prepare a letter to the Chester County Commissioners in support of increasing grant funding by the County to Natural Lands Trust for their acquisition of a property located on Peacedale Road. Motion carried by a vote of 5-0.
- F. Dirt and Gravel Road Program: Mr. Eastburn advised that he's been working with Scott Allen of Mc Cormick Taylor, toward placing Franklin Road into the 2009 Dirt and Gravel Road Program. On motion by Mr. Whipple, seconded by Mr. Hughes, the filing of a grant application with the Chester County Conservation District for reconstruction of Franklin Road under the Dirt and Gravel Road Program was endorsed. Motion carried by a vote of 5-0.
- G. 2008-2009 Snow Plow Bid Award: Mr. Eastburn explained that bids were opened in the Township Building on October 10, 2008. The only bid received was from J. Dominic D'Orazio of Yardworks, Inc. Mr. Whipple moved, seconded by Ms. Latimer, to award the 2008/09 Snow Plowing Contract to J. Dominic D'Orazio of Yardworks Inc. at an estimated total cost of \$55,070 and subject to the contractor providing the following documents and surety within two weeks of notification by the Township of being the successful contractor:
1. Executed contract between the Township and the Contractor.
 2. Insurance documents as outlined in the specifications.
 3. Performance Bond or 100% cash in the amount of the bid.
 4. CDL Licenses of employees doing work the Township.
- Motion carried by a vote of 5-0.
- H. Mr. Eastburn advised the Board of an act of vandalism at Crossan Park resulting in damage to a water fountain. Mr. Francart of Eastern Machine Co., volunteered his services to repair the damage. The Board expressed their thanks for such generous actions by residents and Mr. Eastburn was encouraged to express the Township's appreciation of Mr. Francart's contribution to the Township.
- I. Appointment of Township Secretary: With the departure of Stephen Ross as Manager/Secretary there is a need to fill the position of Township Secretary. On motion by Mr. Whipple, seconded by Mr. Brindle, the Board appointed Mrs. Sharon Norris as Secretary of Franklin Township to replace the departing Mr. Ross with the term to expire at the end of December, 2008. Motion carried by a vote of 5-0.

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Public Comment:

Mr. Bill Romanelli referenced previous discussions regarding the installation of a sidewalk in front of the Insinga property. He advised the Board that PennDOT has recommended that the tree that was to be preserved, should be removed. It was the consensus of the Board that, as previously discussed, the developer will make a donation towards work on trails in lieu of removing the tree and installing a sidewalk.

Mr. Hatton commented that the flower garden planted in front of the Township Building is a nice improvement and the scout should be recognized for doing a good job. Ms. Latimer advised that the boy scouts are being officially recognized in the Township newsletter and "Mookie" will be part of that article. She advised further that the Township is actively encouraging boy and girl scouts to do projects in the Township and money has been appropriated in the 2008-09 budget for that purpose.

Mr. Nick Malloy, a boy scout from troop #191, was recognized as being present at the meeting in order to achieve his Communications Badge.

The Board recognized Interim Township Manager Stephen Ross for his three plus years of service to Franklin Township.

Adjourn: On motion by Mr. Whipple, seconded by Mr. Overton, the meeting was adjourned at 7:37 p.m.

Respectfully submitted,

Sharon Norris
Township Secretary

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