

# APPROVED

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## FRANKLIN TOWNSHIP BOARD OF SUPERVISORS MINUTES JULY 15, 2009

### **Call to Order:**

Chairman Richard Whipple called the meeting to order at 7:03 p.m. Present were Supervisors Nan Latimer, Norman Hughes, Eric Brindle and Paul Overton. Also present was Solicitor Mark Thompson, Assistant Township Mgr. Jeff Eastburn, Township Secretary Sharon Norris and Planning Commission Chairman Ralph Olivier. There was one member of the public in attendance.

**Public Comment:** No public comment.

**Executive Session:** The Chairman announced that there would be an Executive Session after the meeting to discuss ongoing legal activities with the Solicitor.

### **Approval of Minutes:**

*BOS Minutes – 6/17/09:* Mr. Whipple moved, seconded by Mr. Brindle, to approve the Minutes of June 17, 2009 as presented. Motion passed unanimously.

*Resolution 2009-33 – Disposition of records:* Mr. Whipple moved, seconded by Ms. Latimer, to approve Resolution 2009-33 authorizing the disposition of records. Motion carried unanimously.

### **Reports:**

*Treasurer's Report:* Mr. Whipple moved, seconded by Ms. Latimer, to approve the June 2009 Treasurer's Report as presented by the Township Treasurer, including disbursements and transfers from the General Fund totaling \$107,824.98; the Park & Rec Fund totaling \$13,040.04; the Open Space Fund totaling \$61,334.55; the Traffic Impact Fund-East totaling \$56,000.00; the Capital Reserve Fund totaling \$188,120.93; the Emergency Services Fund totaling \$35,959.49; and the Fire Hydrant Fund totaling \$399.30; with total balances in all funds at 06/30/09 equaling \$5,810,914.37. Motion passed unanimously.

*Solicitor's Report:* Solicitor Thompson had nothing new to add to his report.

*Zoning Officer's Report:* Mr. Eastburn provided a summary of the Zoning Officer's Report which included the issuance of 11 building permits totaling \$1,237.00 and 43 building inspections.

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## **Planning & Zoning:**

Planning Commission Report: Mr. Olivier advised that the Commission did not meet in July due to the scheduled meeting being on the eve of the July 4<sup>th</sup> Holiday and there being nothing on the agenda.

HARB/Historical Commission Report: Mr. Olivier advised that there was no meeting due to not having a quorum.

## **Escrow Releases:**

Cornerstone Presbyterian Church – Escrow Release #3: Township Engineer John Theisen received an escrow release request from The Cornerstone Presbyterian Church in the amount of \$234,738.95. Based on his on-site observation of outstanding items, detailed in his letter of June 23, 2009, he has recommended the release of \$143,817.95. Mr. Whipple moved, seconded by Mr. Brindle, that based on LTL's letter of June 23, 2009, an escrow release be granted to the Cornerstone Presbyterian Church in the amount of \$143,817.95. Ms. Latimer referenced Engineer Theisen's request in his June 23<sup>rd</sup> letter, that the Board discuss the issue of two storage sheds on the main parking lot of the Church resulting in traffic visibility problems and fewer parking spaces. Mr. Whipple asked Township Secretary Norris to place this item and any other issues in Engineer Theisen's letter that require the Board's attention, on the agenda for the Board's next meeting. Motion carried unanimously.

Happy Harry's Release of Letters of Credit Nos. 4-0550 and 4-0672: The Township Solicitor advised that no Board action is required. Mr. Whipple acknowledged that both letters of credit, Nos. 4-0550 and 4-0672, pertaining to Happy Harry's, have expired and are no longer in effect. Per Township Engineer John Theisen, all improvements have been satisfactorily completed.

**Extensions:** Mr. Whipple moved, seconded by Mr. Brindle, that the Board accept a request for extension from the Brothers Property Subdivision to September 24, 2009. Motion passed unanimously.

## **New Business:**

Resolution 2009-34 – National Lands Trust (NLT) Grant Application: Ms. Latimer advised that this Resolution is in regard to a property adjacent to the Peacedale Preserve which NLT is interested in purchasing. The property consists of approximately 13 acres. NLT has asked for a letter and a resolution from the Township acknowledging their desire to financially support NLT's acquisition of the property. Mr. Whipple moved, seconded by Ms. Latimer, that the Board adopt Resolution 2009-34 evidencing the Board's support of an acquisition by NLT of a property east of Franklin Road and north of Walker Rd. Motion passed unanimously.

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Mr. Whipple moved, seconded by Ms. Latimer, that the Chairman of the Board is authorized to send a letter indicating the Township's support of NLT's attempt to acquire the property identified in the previous motion. Motion passed unanimously.

Act 32 – Countywide Earned Income Tax Collection Committee Delegate appointment: Mr. Whipple advised that one delegate and two alternate delegates from the Township need to be appointed to represent the Township in a countywide effort to comply with a new state law requiring that one tax collection entity handle all earned income tax collections in Chester County. Mr. Whipple moved seconded by Ms. Latimer that Franklin Township appoint Mr. Eric Brindle as our Act 32 Countywide Earned Income Tax Committee Delegate and Ralph Olivier and Jeff Eastburn as alternates. Motion passed unanimously.

AGREM Certificate Presentation: A Certificate was presented to the Franklin Township in recognition of the Township being a founding member of the Avon Grove Regional Emergency Management team.

**Public Comment:** Mr. Olivier asked for additional information regarding Act 32. Mr. Whipple summarized his understanding of the state mandate.

Mr. Earl Hatton asked the Board a "period" trivia question regarding the cost of *Air Force 1* (including a 20 year maintenance contract) which was purchased in 1985 and is now used by Vice President Biden. The answer, provided by Mr. Hatton, is 2.1 billion!

**Adjourn:** The meeting was adjourned at 7:31 p.m.

Respectfully submitted,

Sharon Norris  
Township Secretary

BOS 07.15.09.v.4.er