

September 20, 2017

The Board of Supervisors of Pennsbury Township held a regular meeting on Wednesday, September 20, 2017. Supervisors McIntyre, Scottoline, Solicitor Oeste and Manager Kathleen Howley were present and the minutes of August 16, 2017 were approved as submitted.

Manager Kathleen Howley reported the following:

1. **FEMA FLOOD PLAIN ORDINANCE AMENDMENT** – was duly advertised for adoption. Changes address the new flood plain maps effective 9/29/2017. Supervisor Scottoline moved to adoption the amendment and Supervisor McIntyre seconded the motion. Vote was taken and all were favor. Motion passed.
2. Kathleen Howley reported the 2018 Minimum Municipal Obligation for the pension plan is \$12,631 which is a budget number. This is similar to our MMO for 2017. It was also noted that the State reimburses the township for the MMO for the most part. For this year there is no net expense to the township.
3. Mr. Scottoline moved to appoint the law firm of Buckley Brion McGuire & Morris, LLP as represented by Tom Oeste, as Township Solicitor effective August 28, 2017. Mr. McIntyre seconded the motion. A vote was taken and all were in favor. Motion passed. Mr. Oeste has moved to this law firm from Parke, Spangler Oeste and Wood.
4. Susan Corkran has resigned from the Open Space Committee because of increasing family obligations. The Board moved reluctantly to accept her resignation and noted her strong interest in township affairs. She will be missed.
5. Ms. Howley noted the minutes of October 19, 2016 need to be amended because of an error under the Brenn Conditional Use report. #3 on page 1 under Brenn Conditional Use Decision should read “approved the conditional use” and not “subdivision”. Mr. Scottoline moved to amend and approve the minutes of 10/19/16. Mr. McIntyre seconded the motion. All were in favor and the motion passed.

Road Dept. Report – Dave Allen – Ms. Howley read the report. Cossart Road culvert repairs is complete and will be working on Brintons Bridge Road repairs in October. Road bank mowing will continue and the construction of the new Salt Shed is complete with good results. The floor salt shed will be paved in October.

Code Enforcement and Engineering:

1. Rusty Drumheller reported not much new construction going on in the township. He is addressing ongoing neighbor complaints about driveways and property maintenance.
2. **EMS/Fire Inter-municipal cooperation agreement** – The ordinance was duly advertised for adoption that allows the township to become a full member in the newly formed Kennett Fire and EMS Regional Commission and approved the inter-governmental agreement with five other municipalities comprising the Commission. Other members are Kennett Borough, Kennett Township, East Marlborough Township, Pocopson and Newlin townships. Mr. McIntyre moved

to adopt this ordinance and Mr. Scottoline seconded the motion. A vote was taken and all were in favor. **Motion passed.**

3. **Hawks Crest Update** – Matt Houtmann reported that Mr. Spano had indicated he is not willing to finish the work still to be done on the punch list for Grey Dove Drive. There is approximately \$41,207 left in the letter of credit at the bank and an estimate of \$30,305 of work to be completed. There is also \$8482 of engineering fees that the township must be reimbursed for the Spano project. Mr. Houtmann recommended the township claim the remainder of the letter of credit and for the Township to complete the work utilizing those funds. Mr. Scottoline moved to make claim against the letter of credit and authorizes the township engineer, solicitor and township manager to take steps to do this. Mr. McIntyre seconded the motion. A vote was taken and all were in favor. Motion passed.
4. **Windmill Hollow Update** – Mr. Houtmann reported the land disturbance permit to relocate the driveway was approved and issued. It was also noted the township issued a letter to Mr. Sanford agreeing he can use the existing access driveway without doing improvement for the two (2) lots near the former Jenks property. Mr. Houtmann stated he believed the final changes to the plans should be forthcoming. Mr. Oeste stated he had talked to Marina Hollinghead regarding the HOA documents which he is working on.
5. **Pennsbury Mill Maintenance** – a memo was received by the township from Pennsbury Historic Preservation who coordinate Mill property visitation. Because of the recent flash flood, work to shore up the upper dam/valve was done at the direction of PHP and they requested reimbursement in the amount of \$1340. The board moved and passed unanimously to reimburse this amount. However, the Board would like to be notified in advance of any future work being initiated for their approval before and Ms. Howley will include this in a letter.

Dennis Smith, Chair of the Planning Commission reported on their recent meetings. Members have decided not to pursue a formal amendment or new ordinance for groundwater protection. After much discussion with various resource groups they do not believe it is feasible to come up with a reasonable amendment that would not be overly complicated and costly. They will pursue further discussion with Tom Oeste to review an alternative which maybe a better solution. The Brenn 2 lot subdivision was recommended for approval with the condition that all items in Mr. Houtmann's review letter as well as the County Planning Commission letter and the Conditional Use decision be satisfied.

In a public comment, Alma Forsyth reported that Aqua America is trying to acquire Chester Water Authority(CWA) which might create a monopoly and significantly increased rates for residents. She attended the Chester Co. Commissioner meeting and they will be reappointing at least two (2) members to the CWA Board that have indicated a negative view of such a purchase which hopefully will help to insure that the Authority would not be sold.

A bill list dated September 20, 2017 numbering 17522-17593, State Fund 390-393 was submitted and approved for payment by the Board. With no further business the meeting adjourned at 7:45 p.m.

Respectfully submitted:

Kathleen Howley, Township Manager