

**WALLACE TOWNSHIP BOARD OF SUPERVISORS  
SEPTEMBER 6, 2012**

**REGULAR MEETING**

Chairman Jones called the Regular Meeting of the Wallace Township Board of Supervisors to order on Thursday, September 6, 2012, at 7:30 PM in the Township Building.

Supervisors present: Robert D. Jones  
Barbara D'Angelo  
William T. Moore

Engineer: Craig Kologie, Castle Valley Consultants

Solicitor: Michael G. Crotty, Esquire

**EXECUTIVE SESSIONS**

Chairman Jones announced that an executive session was held immediately prior to the meeting as well as on August 27, 2012, to discuss litigation matters and to consult with the Township Solicitor.

**CORRESPONDENCE**

Eighty-one (81) pieces of correspondence were noted as received for the month of August. A list of the correspondence as well as the individual pieces of correspondence is available for public inspection.

**MINUTES**

Two sets of minutes were presented for review: minutes for August 2, 2012 and August 16, 2012. After discussion, Chairman Jones moved that the Board approve the August 2, 2012 meeting minutes in the form as presented. Supervisor D'Angelo seconded the motion, which carried unanimously. Next, Chairman Jones moved that the Board approve the August 16, 2012 meeting minutes in the form as presented. Supervisor D'Angelo was not present at that meeting and therefore abstained from the vote. Supervisor Moore seconded the motion, which carried with the affirmative votes of Chairman Jones and Supervisor Moore.

**TREASURER'S REPORT**

Treasurer/Secretary Betty Randzin presented and read the Treasurer's report, which is available at the Township Building for review. Sixteen (16) new invoices were presented for consideration, totaling \$37,109.85, together with a PLGIT invoice to ratify for the month of June, totaling \$5,817.97, as well as an invoice for ratification of the vehicle repair payment in the amount of \$4,004.58 (previously authorized as reimbursed by the Township's insurance). Supervisor Moore instructed that the amounts in the LTL invoice pertaining to the Township building roof inspection be subtracted from its payment. Chairman Jones also noted that the

Board is beginning the 2013 budget planning process. All board/commission chairpersons have been requested to submit their budgets to the Board of Supervisors before October's meeting. Supervisor Moore advised that the Township was in the process of obtaining quotes associated with repairs and improvements to the Indiantown Schoolhouse, to be considered for incorporation into next years' budget. Historical Commission representative Jane Davidson advised that the HC is in the process of getting price quotes for a plaque associated with the Glen Moore Historical District. After further discussion, Chairman Jones moved that the Township authorize payment of the sixteen (16) new invoices for an aggregate of \$36,874.17. Supervisor D'Angelo seconded the motion, which carried unanimously. Chairman Jones further moved that the Township authorize the payment and ratification of the PLGIT invoices, for an aggregate of \$5,817.97, together with ratification of the vehicle repair payment in the amount of \$4,004.58. Supervisor D'Angelo seconded the motion, which carried unanimously.

### **PENNSYLVANIA STATE POLICE REPORT**

Chairman Jones summarized the report of the Pennsylvania State Police. Thirty-two reportable incidents were noted for the month of August. Chairman Jones further advised that there is a new lieutenant in place. Chairman Jones will meet with him in the near future to discuss coverage and any unique aspects related to policing in the Township. It was further noted that there were two burglaries of abandoned homes by copper thieves. Residents were asked to keep a watchful eye and to report any suspicious individuals to police. Chairman Jones will discuss any particular tactics that the Township and public can take to curb this issue.

### **GLENMOORE FIRE COMPANY**

Scott Welker of the GMFC was present to present the report for August. In August, the GMFC responded to seventeen (17) calls, eight (8) of which were in Wallace Township. The GMFC is also continuing to compile the list of water storage tanks throughout the Township so that they can be monitored. Next, a discussion was held as to Township employees who are also fire company volunteers responding to calls during business hours. The Supervisors indicated that the Township has a long-standing practice of supporting the volunteer firefighting efforts and does not have a policy against them responding to any major incidents. Mr. Welker further provided an update on the new fire engine, which is nearly finished being serviced. It is expected to be in service by the end of the month. Lastly, Secretary/Treasurer Randzin noted that the Township's financial consultant requested that a resolution be put in place to establish a separate account for the Township's intended contributions to future GMFC capital contributions. It was noted that the account would remain a general fund account and would not be restricted in use. Instead, the new account would be established for ease of accounting purposes, with discretion remaining with the Township Board of Supervisors for the use of those funds, but otherwise signifying the intent of the Township to use the funds for the purchase of firefighting apparatus and equipment.

### **EMC**

Mac Kirkpatrick was present and noted that he had nothing new to report.

## **DARC**

No report.

## **PARK AND RECREATION BOARD**

No report. Chairman Jones made a number of announcements for upcoming events. The rain date for Movie Night will be held on September 14, 2012 (The Lorax). Also, the Halloween Parade and events will be held on October 27, 2012, from 6:00 to 8:00 p.m. (with trick-or-treating to be held on October 31, 2012). Secretary/Treasurer Randzin presented the PennDOT application/notification to close the road for the Halloween parade on October 27th. After discussion, Chairman Jones moved that the Township authorize submission of the road closure application, such that the State Police, GMFC and Fire Police would be directed to close Creek Road during the Halloween parade, from 6:00 p.m. to 8:00 p.m. Supervisor D'Angelo seconded the motion, which carried unanimously.

## **HISTORICAL COMMISSION**

Jane Davidson was present to provide the HC's report. The HC has provided a list of the oral histories that have been taped. The list dates back to the 1970s and are contained on cassettes. Discussion was held as to long-term preservation of the tapes by converting them to digital format. Mrs. Davidson further noted that she and Sandy Brannan recently met with the East Coventry Township Historical Commission to discuss archival preservation techniques. Also, additional historic documentation was found with the County in the form of Architectural Inventory Forms, which the HC will obtain. The HC also continues to work on the historic resource classifications. Next, a discussion was held as to how to incorporate historical photographs into the banner of upcoming Township newsletters. A variety of potential photographs were discussed. The Board noted that permission should be obtained from the current owners before use, to the extent that the resources are privately owned. Lastly, Mrs. Davidson indicated that she would work to provide a column for the Township newsletter.

## **TRAILS**

No report.

## **EAC**

No report. Township Secretary Betty Randzin noted that the EAC is continuing its efforts for the Township bluebird project – a project involving the Boy Scouts and other volunteers to place bluebird houses on the Township Community Park property.

## **AUTHORITY**

The Grinder Pump Project was discussed. Solicitor Crotty noted that the bonds for the Authority's project are ready to close. Two items must be authorized by the Board of Supervisors: approval to sign the Guaranty Agreement; and approval to sign the Certificate. Both documents were discussed. After discussion, Chairman Jones moved that the Township authorize himself and the appropriate Township officials to execute the Certificate. Supervisor D'Angelo seconded the motion, which carried unanimously. Next, Chairman Jones moved that the Township authorize himself and the appropriate Township officials to execute the Guaranty Agreement. Supervisor D'Angelo seconded the motion, which carried unanimously.

## **PLANNING COMMISSION**

No report.

## **NEW BUSINESS**

- a. Deer Hunting: Archery-only deer hunting of the Township parks was discussed. In the past, the Township has allowed any Township resident to hunt the Township Community Park (by approved application only), while a designated hunting club was used to cull deer from the Ray, Howson and Burgess Parks. Through discussion, consideration was given as to whether to open all of the parks up for Township resident hunting, but the Board ultimately decided that it would not be comfortable in doing so given parking, enforcement and various other administrative issues. Additional discussion was held as to allowing Township employees/volunteers to hunt in the Township Community Park even though they do not reside in the Township. After discussion, the Board indicated that they are inclined to allow those individuals to do so. The general rules governing the hunting were discussed. Archery only hunting would be permitted. Only registered, approved hunters were permitted to hunt. Hunters would be required to display the hunting notice permit in their vehicles and would be required to mark their intended location on a map at the Township building to ensure no conflicts. The Township staff and Solicitor were requested to review the application materials and permits to ensure that the rules and limitations are clear. A list of eleven (11) hunting applications was presented by Secretary/Treasurer Randzin for the Board's review. After discussion, Chairman Jones moved that the Township approve the list of the hunting applications for the Township Community Park. Supervisor D'Angelo seconded the motion, which carried unanimously.

With respect to the hunting of the other three Township parks (Ray, Howson and Burgess), only one hunting club presented itself at the meeting to request the ability to do so – the Brandywine Archery Club (formerly known as the Brandywine Hunt Club). John Williams, on behalf of the BAC was present. After discussion, Chairman Jones made a motion to grant exclusive archery-only hunting privileges to the BAC for the 2012-2013 hunting season, with the following conditions: only archery hunting is permitted; the Hunt Club must indemnify the Township for any liability; the Hunt Club members must submit the appropriate waiver of liability

forms to the Township; the Hunt Club must post appropriate signage to alert residents of the hunting activity; the Hunt Club must either use removable steps for its tree stands when not in use or otherwise take appropriate steps to prevent third persons from accessing the tree stands; and the Hunt Club must provide the Township with monthly reports as to the number of deer harvested in the various parks. Supervisor D'Angelo seconded the motion, which carried unanimously.

- b. Comcast Cable Franchise Agreement: The Township received a notice from Comcast that it desires to initiate negotiations on the Township's Cable Franchise Agreement renewal. After discussion, Chairman Jones moved to authorize the Township Solicitor to contact Comcast to initiate those discussions, with Supervisor D'Angelo appointed as the Township's representative in the negotiations. Supervisor Moore seconded the motion, which carried unanimously.
- c. Public Comment: Zoning Matter – Tucker Hearing: Darren and Trevor Tucker inquired as to the Township's position on the enforcement matter pending against Darren Tucker. Solicitor Crotty noted that a hearing before the Magisterial District Justice on the Tucker zoning matter has been scheduled for September 25, 2012, and provided a summary of the ways in which Tucker was in violation of the Zoning Ordinance. In summary, it was noted that Tucker constructed a fence that was located within three (3) feet of the property line (and even went far over the neighboring property line). No permission from the neighbor was obtained (as is required by the Zoning Ordinance). Mr. Tucker claimed that he had permission from the neighbor, but this claim was not supported by anything in writing. It was instead contradicted by a letter provided by Tucker from the neighbor. Mr. Tucker also claimed that he had an "easement right" to put up the fence in that area. Solicitor Crotty explained that the easement is only a shared driveway easement that must remain open and free from obstruction (which the fence violates). After much discussion, the Board advised Tucker that the violating portion or portions of the fence must be removed to the satisfaction of the Township and Zoning Officer.
- d. Road Signage: Two residents, Susan Ayers and Mr. Goleash, voiced concerns about traffic dangers caused by cars speeding by or around school bus stops. With respect to the portion of the road in the immediate vicinity of the elementary school, Township Engineer Craig Kologie indicated that he has spoken to PennDOT. It indicated its willingness to allow a sign with flashing lights at the location to warn drivers, but that PennDOT would not otherwise consider a reduction in the speed limit. An application to PennDOT is necessary to move forward with the flashing signs. After discussion, Chairman Jones moved that the Township authorize the Township Engineer to prepare the PennDOT application and take any and all other necessary steps for erecting two flashing signs. Supervisor Moore seconded the motion, which carried unanimously.

Next, with respect to the complaint by Mrs. Ayers, the Supervisors agreed that a "school bus stop ahead sign" was warranted, particularly given the topography of the area of Mrs. Ayers' home. Secretary/Treasurer Randzin presented a quote for the purchase of the signs. After discussion, Chairman Jones moved that the Township

authorize the purchase of two (2) school bus stop ahead signs, which the Road Foreman was directed to install. Supervisor D'Angelo seconded the motion, which carried unanimously.

- e. Dump Truck: As a follow up to the discussion from last month, the Township is seeking to sell its 1990 dump truck. A notice and bid form have been prepared for the Board's consideration for advertisement. After discussion on revisions to the vehicle description set out in the notice, Chairman Jones made a motion to authorize the advertisement of the bid notice, with bids to be received on or before October 4, 2012 and opened at the Board of Supervisors' meeting that evening at 7:30 p.m. Supervisor Moore seconded the motion, which carried unanimously.
- f. Road Improvements: As a follow up to the discussion last month, the Township Engineer prepared bid specifications for road patching along Styer Road, Iezzi Lane, Park Land; Indiantown Road and Lamb Tavern Road. After discussion, Chairman Jones made a motion to advertise the bidding for the project, with bids to be received on or before October 4, 2012 and opened at the Board of Supervisors' meeting at 7:30 p.m. on the same night. Supervisor D'Angelo seconded the motion, which carried unanimously.
- g. Harlan Driveway/Postal Service Issue: Secretary/Treasurer Randzin provided an update on the Harlan driveway/postal service issue (first noted in December 2011). The Post Office has again refused to provide Mrs. Harlan with mail service on the stub lane leading immediately in front of her home. After review of the Township files, Secretary/Treasurer Randzin located two Township Ordinances that specify that the stub lane on which Harlan's mailbox is located is not a Township road. The stub road was vacated by these 1981 and 1990 Ordinances. The Township Engineer was directed to prepare a letter to address and explain the issue with Harlan.
- h. Intersection of Springton and Highspire Roads: Secretary/Treasurer Randzin received a response from the West Brandywine Township Manager with respect to this intersection. Wallace Township previously sought to have a stop sign erected at the intersection in place of the current yield sign, but it was told by PennDOT that West Brandywine Township must agree to the arrangement because a portion of that intersection is within their Township. Through recent correspondence with West Brandywine Township, it has indicated that it would not have any issues with Wallace Township making such an application to PennDOT. The Township Engineer was directed to prepare the appropriate application form to PennDOT to compel it to perform a study to confirm that the geometry of the intersection warrants the stop sign. After discussion, Chairman Jones moved that the Township authorize the Township Engineer to submit such a request to PennDOT. Supervisor D'Angelo seconded the motion, which carried unanimously.
- i. Chalfont/St. Giles Trees: Quotes were received for the purchase of certain trees associated with Lot 28 in the Chalfont/St. Giles subdivision. After discussion, Chairman Jones moved that the Township authorize the purchase and installation of

three (3) trees for Lot 28 from Pickering Valley for a price not to exceed \$1,500. Supervisor Moore seconded the motion, which carried unanimously.

- j. Escrow – Bryan Subdivision: Secretary/Treasurer Randzin confirmed that the escrow for the Bryan Subdivision was closed.
- k. Brandywine Hill Subdivision – Lighting Issue: The Township received a complaint from a neighbor to the Brandywine Hill subdivision. Full cut-off lighting is not being utilized in construction of the new homes. The Township Engineer was directed to contact Rouse Chamberlin to address the immediate issue. The Township Solicitor was also directed to contact the Zoning Officer to ensure that it is checking new homes against all subdivision plan requirements before issuing Use and Occupancy Permits.
- l. Meeting Minutes for Boards and Commissions: Supervisor Moore renewed the Board's request that all Boards and Commissions provide all outstanding minutes for their meetings. The minutes of the Trails Board were provided, but they are improperly titled as being both the minutes of the Trails Board and the Trails Association. The Township Staff were requested to follow up on the issue.
- m. Township Building Report: Secretary/Treasurer Randzin noted that the work to the Township building's storage room had been completed. Certain of the door issues remain to be resolved. The Township Road Foreman was additionally directed to power wash the railings on the ramp into the Township building.
- n. Township Maintenance Building: Supervisor Moore provided an overview of repairs and maintenance that will be needed in the near future for the Maintenance Building. The roof is leaking in areas, certain trim needs to be replaced and the rear wall needs to be braced. The Township will continue to review and plan to budget for the repairs in next years' budget.
- o. BOS Meeting on September 20, 2012: Chairman Jones moved that the Township cancel the September 20, 2012 Board of Supervisors' meeting. Supervisor D'Angelo seconded the motion, which carried unanimously.

### **Public Comment**

None.

### **Adjournment**

Chairman Jones moved that the meeting be adjourned. The motion was seconded by Supervisor Moore, which carried unanimously. Meeting adjourned at 11:22 PM.

Respectfully submitted,  
Betty Randzin  
Township Secretary/Treasurer