

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
June 17, 2008 – 7:00pm**

Present: Chairman Marty Shane, Vice-Chairman Carmen Battavio, Joe McDonough, Don McConathy and Thom Clapper. Also present were Township Manager Rick Smith, Phyllis Marron (Park & Rec), Linda Gordon (Historical Commission), Jim McRee (Planning Commission & DMC), and Township Solicitor Kristin Camp.

WORKSHOP

Minutes

The draft minutes of May 27, June 3 and June 9 were reviewed and corrected.

Bills

Current invoices were reviewed.

Agenda Review

The Board reviewed the agenda for the formal meeting.

Email Policy

This item will be tabled. Jeff Sommer will tweak the draft policy to match the recommendations he previously made to the Board.

Boot Road Widening

There is some confusion whether Boot Road needs to be repaved or not; and if PennDOT plans to do the work. Rick will pursue the issue with PennDOT to get a final determination from them.

Reservoir Road Bridge

Per Rick, PennDOT's engineering firm McCormick Taylor advised the Township that they inspected the bridge on Reservoir Road and found some issues of concern. Some of the bricks from the arch have fallen out and there is some bulging. Township staff looked at the bridge and confirmed the findings, and also noticed that it shook when a trash truck drove over it. Yerkes has been contacted, and Al Giannantonio will have the bridge evaluated by a structural engineer and will report back to the Township by Friday June 20.

The Board discussed whether to impose weight limitations or to close the bridge in the meantime. Carmen and Marty want to close the bridge, and Don agreed. Joe said he was "not there yet" and expressed concern that a road closure would cause too much traffic chaos. Marty said he would announce the closure during the public portion of the meeting. Don suggested that Rick have Terri post a notice on the website as well.

Then after further discussion on the ramifications of a road closure, Marty reconsidered his earlier determination that the road should be closed. Carmen said he preferred to err on the side

of caution. Marty finally agreed to have the road closed, at least until Friday, when the Township should get something in writing from the structural engineer.

FORMAL MEETING

Call to Order & Pledge of Allegiance

Marty called the meeting to order at 8:12pm and led everyone in the Pledge of Allegiance to the flag.

Recording of Meeting

No resident indicated they planned to record the meeting.

Moment of Silence

Carmen called for a moment of silence in honor of the men and women serving their country in the armed forces, and their families.

Police Report

Sgt. Gorman reported there were 658 calls for service from East Goshen in May. A traffic fatality that occurred on Route 202 in Thornbury Township is still under investigation. Marty informed Sgt. Gorman about the emergency closure of the Reservoir Road bridge.

Approval of Minutes

Marty moved to approve the minutes of May 27, June 3 and June 9 as corrected in workshop. Carmen seconded the motion. There was no discussion or public comment. The Board voted and the motion passed unanimously. [Don abstained from voting on the June 3 minutes as he was absent from that meeting.]

Chairman's Report

Marty announced that the Board met in Executive Session with Westtown Township on June 9 to hold a strategy session related to the collective bargaining agreement with the police department.

Marty also announced that on June 18, Kathryn Yahraes of the Historical Commission will present certificates to the Fugett Middle School students who participated in the regional National History Day competition on March 15 at Immaculata University. Twenty-one of the students went on to the State competition, and one of those went on to the National competition – a first for a Chester County student.

Marty announced that the Historical Commission held a Living History day in Goshenville on June 7. The event was attended by approximately 150 visitors in spite of the very hot weather. Marty thanked Kathryn Yahraes, Linda Gordon, the rest of the Historical Commission and the volunteers that helped make the day such a success.

PUBLIC HEARING

YMCA, 605 Airport Road – Request for Amendment to Conditional Use Approval

The Board held a continuation of the public hearing begun on May 20, 2008 to consider the YMCA's request to amend their conditional use approval of June 21, 2005 to allow the West Chester Area School District to utilize the YMCA's facility at 605 Airport Road.

Carmen moved to approve the YMCA's request to amend their conditional use approval of June 21, 2005 in order to allow the West Chester Area School District (the "District") to utilize the YMCA's facility at 605 Airport Road (the "Facility") with the following conditions:

1. The District's use of the Facility shall be substantially limited to the dates and times set forth in Exhibit A of the Lease Agreement submitted with this application (the "Lease") unless the prior written consent of the Board of Supervisors has been obtained.
2. All of the District's student athletes shall be bused to and from the Facility for any practices occurring between the hours of 3:00pm and 5:00pm.
3. The buses used to transport the student athletes shall not park at the Facility between the hours of 3:00pm and 5:00pm.
4. The YMCA and the District shall take reasonable steps to ensure that District student non-athletes (i.e. student spectators) do not walk to the practices.
5. The Township specifically reserves the right to impose additional restrictions concerning the District's use of the Facility if the assumptions stated in the traffic study submitted with this application (April 2, 2008 YMCA Addendum #2 to the East Goshen YMCA Traffic Impact Study) are incorrect. The Township recognizes that the YMCA Traffic Impact Study, like all such reports, makes certain assumptions and projections as to traffic conditions in the area of the Facility. This condition is not intended to reserve for the Township the right to impose additional restrictions concerning the transportation of athletes and non-athletes based upon offsite traffic conditions generally that are unrelated to the usage of the Facility by the District. Rather, the Township's right to impose additional conditions under this paragraph shall be limited to those that are necessary as a result of usage patterns of the Facility by the District that are substantially different from those represented to the Township by the YMCA and the District which have a demonstrable and adverse impact on the traffic conditions offsite and/or on the adequacy of parking for the observed usage of the Facility.
6. For a period of twelve (12) months from the start of the Lease between the YMCA Brandywine Valley and the West Chester Area School District, anticipated to begin on November 1, 2008, in the event that the parking lot at the YMCA becomes full during swim meets, the West Chester Area School District shall provide a shuttle bus to and from ancillary parking located at Fugett Middle School, 500 Ellis Lane, West Goshen Township, for the fifteen (15) meets that are the subject of the Lease. The District shall also provide a qualified individual at the Airport Road entrance to the YMCA who shall direct overflow traffic to park at Fugett Middle School and discourage parking at the Bible Baptist Church and Edgewater residential community. At the end of the first year, the YMCA and the District shall evaluate the operation of the parking plan and shall report to the Township on the use of the contingency parking plan during the first year of experience. The report to the Township shall detail the experience for the fifteen (15)

swim meets, in terms of the observed impacts on the YMCA parking lot and utilization of the shuttle service, and make recommendations for modification or elimination of the contingency parking plan based on the observations reported.

7. All of the conditions set forth in the June 21, 2005 conditional use approval shall remain in effect.
8. The District's use of the facility shall be in accordance with the testimony and evidence presented at the meetings and hearings at which this matter was discussed.

Joe seconded the motion. The applicant was agreeable to the conditions. The Board voted unanimously to approve the motion.

A court reporter was present and will provide a complete transcript of the proceedings.

FORMAL MEETING (Resumed)

YMCA, 605 Airport Road - Revised Freestanding Sign

Stacey Fuller, Esq. and architect Paul Sgroi presented renderings of the revised freestanding sign for the YMCA's entrance on Airport Road. Ms. Fuller explained that the sign was redesigned to coordinate with the revised building exterior and said the sign still complies with the zoning ordinance.

Mr. Sgroi said the lighting for the sign will be placed within the surrounding landscaping. The sign will not be internally illuminated. Joe pointed out that the revised drawings indicated otherwise. Mr. Sgroi agreed and said the lighting had been tweaked since the drawings were prepared. Don asked if the YMCA plans to use the freestanding sign as a place to post announcements of upcoming events, etc. Mr. Sgroi said he could not speak to that, and Ms. Fuller said there was no plan to use the sign in that manner to her knowledge.

Don moved to accept the plan for the revised sign as described by the applicant. Carmen seconded the motion. There was no further discussion and no public comment. The Board voted unanimously to approve the motion.

Treasurer's Report

The Treasurer's Report for June 17, 2008:

	RECEIPTS	EXPENDITURES
GENERAL FUND		
Real Estate Tax	\$ 0.00	
Earned Income Tax	\$ 14,313.96	
LST	\$ 0.00	Accounts Payable \$ 54,749.72
Transfer Tax	\$ 0.00	Debt Service \$ 0.00
Codes, Park & Rec, Etc.	\$ 26,642.40	Payroll \$ 50,000.00
Total Receipts	\$ 40,956.36	Total Expenditures \$ 104,749.72
Zoning Hearing Fund	\$ 0.00	\$ 0.00
State Fund	\$ 0.00	\$ 0.00
Capital Reserve	\$ 0.00	\$ 23,282.00
Transportation Fund	\$ 0.00	\$ 0.00
Sewer Operating	\$ 796.42	\$ 16,321.32
Refuse	\$ 1,199.56	\$ 73,434.34
Capital Projects	\$ 0.00	\$ 0.00

Joe moved to accept the Treasurer's Report as submitted, and the receipts, and to approve the expenditures reviewed in Workshop. Carmen seconded the motion. There was no discussion and no public comment. The Board voted and the motion passed unanimously.

Resolution 08-40, Communications

Marty announced that this resolution would be tabled pending further review by the Township solicitor.

YMCA, 605 Airport Road – Escrow Release #3

Carmen moved to approve an escrow release for the YMCA in the amount of \$343,872.50 per the June 11, 2008 recommendation of Public Works Director Mark Miller. The release will be used for: curbing, stone for the parking lot, storm sewer, and water main installation. Monies for the silt fence shall be withheld. The balance after this release will be \$1,206,150.94 which includes \$277,775.66 for contingency. Joe seconded the motion. There was no discussion and no public comment. The Board voted and the motion passed unanimously.

Joseph Willis Subdivision

Marty announced that Mr. Willis has withdrawn his subdivision application. Therefore, no action is required by the Board.

Amendments to Township Zoning Ordinance

Marty announced that changes to the zoning ordinance will be adopted during a public hearing to be held July 1.

Boot Road Widening

Joe moved to authorize the Township Manager to send a letter to West Goshen stating East Goshen's intention to partner with them on the project to make Boot Road two lanes in each

direction between Greenhill Road and Wilson Drive and to construct some minor improvements at the intersections as depicted on the plans prepared by McCormick Taylor with the costs to be split 50/50 between the two Townships. Carmen seconded the motion.

Public Comment: Linda Gordon, Line Road – Suggested the Board consider putting this issue on hold until it is determined how much it will cost to repair or replace the bridge on Reservoir Road. Carmen said he had already questioned that, and the Township has adequate funds for both projects. Rick said that the two projects will be funded out of separate accounts.

Public Comment: Harold Rennard, 1007 Saunders Lane (West Goshen) – Said the funding may be coming out of different pockets, but it's still the same pair of pants. Rick stated that the funds for Boot Road will come from voluntary impact fees paid by developers.

There was no further public comment. The Board voted unanimously to pass the motion.

Reservoir Road Bridge

Marty announced that due to some recent findings of disrepair, the bridge over Reservoir Road will be closed until at least Friday, June 20, when the Township expects to get a report from a structural engineer. The bridge may then be reopened but with weight restrictions.

Carmen moved to authorize the closing of the bridge on Reservoir Road over the Chester Creek until such time as the Township Engineer confirms that a weight limit of 5 tons is appropriate. Joe seconded the motion and clarified that the bridge will be closed “until further notice.”

Marty noted that at the next meeting, the Board may vote on a motion to place a weight limitation on the bridge.

Public Comment: Linda Gordon, Line Road – Suggested notifying affected residents about the bridge closure, and suggested leaving notices in mailboxes. Marty said the Township is not permitted to put notices in mailboxes, but a letter will be mailed out. He directed Rick Smith to prepare a letter tomorrow for distribution. Marty said a notice will also be posted to the website.

Carmen requested that Linda Gordon have someone from the Historical Commission take photographs of the bridge before any repair work is done to it.

There was no further discussion or public comment. The Board voted 4:1 to approve the motion. Joe was opposed.

Correspondence & Reports of Interest

Marty acknowledged receipt of the following:

- Monthly report from Public Works Director Mark Miller.
- 2007 Annual Report of Municipal authorities.
- Complimentary letter from resident Dr. Brent regarding Township employee Mike Merwin.
- Letter from the Timothy School thanking the Board for their time working on their application.

- Complimentary letter from John & Corrine Edelman regarding the Township's Deer Management Program.
- Goshen Fire Company and Fire Marshal's reports for May 2008.

Meetings & Dates of Importance

Marty noted the upcoming meetings as listed in the agenda.

Resident Harold Rennard announced there will be a breakfast fundraiser at the Fire Hall on Sunday June 22.

Adjournment

There being no further business, the formal meeting adjourned at 8:57pm.

WORKSHOP (Resumed)

Meeting with Employees

Marty directed Rick to select a good day for the Supervisors to meet with Township employees. Attendance at the lunchtime meeting will be strictly voluntary.

Sunoco Test Well

Rick briefed the Board on Sunoco's request to place a monitoring well on Township property near the Township sign. No one had any objections, so Rick will advise them to proceed.

Action List

The Board updated the action list maintained by Don.

Clothing Policy

The Board agreed to no longer purchase Township hats for Keep East Goshen Beautiful Day.

Don and Carmen said the Code employees should be required to wear a Township shirt like the members of the Public Works Department. The other Supervisors were okay with this. Rick will order enough shirts for daily use.

The Board agreed start wearing green Township shirts to all public meetings – a short-sleeved one in summer and a long-sleeved one for winter. Joe wants to be issued 2 summer shirts and 2 winter shirts (4 total). Thom thinks the Township should not spend any money on shirts for the Board. Everyone else was okay with Joe's suggestion of 4 shirts total.

Joe proposed that Township shirts and jackets be issued to ABCs only at the request of their Chairperson; the items should not be issued as a matter of course. Don said the Park & Rec Board should definitely be issued shirts, but all other ABCs should have some kind of justification made by their Chairperson. Joe and Carmen agreed.

Linda Gordon of the Historical Commission suggested the Board request employees and ABCs to turn in any East Goshen shirts or jackets they are not using due to them being the wrong size, etc. These items can then be given out to other employees and ABCs. The Board agreed and directed Rick to send a memo.

Plantings Along East Boot Road

After some discussion, the Board agreed not to install any plantings along East Boot Road where the Public Works Department removed the multiflora rose and other invasive species last year.

District Court Tour

The Board agreed to meet at 6:30pm on June 24 to tour the new District Court facility before the 7:00pm workshop.

CTDI Generator

Rick advised that CTDI has applied for a building permit to install a new generator.

Adjournment

There being no further business, the meeting adjourned at 9:55pm.

EXECUTIVE SESSION

The Board met in Executive Session until 10:30pm to discuss the police contract.

Respectfully submitted,

Anne Meddings
Recording Secretary