

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS WORKSHOP
1580 PAOLI PIKE
February 10, 2009 – 7:00pm**

Present: Chairman Marty Shane, Don McConathy, Joe McDonough and Thom Clapper. Vice-Chairman Carmen Battavio was absent. Also present were Township Manager Rick Smith, Assistant Township Manager Joe Gill, and Jim McRee (Deer Management Committee).

EXECUTIVE SESSION

The Board met in Executive Session from 7:00pm to 8:15pm to discuss a pending legal matter and police labor contract negotiations.

WORKSHOP

Call to Order & Pledge of Allegiance

Chairman Marty Shane called the meeting to order at 8:21pm and led those present in the Pledge of Allegiance to the Flag.

Bills

Current invoice were reviewed.

Treasurer's Report

The Treasurer's Report for February 5, 2009:

	RECEIPTS	EXPENDITURES
GENERAL FUND		
Real Estate Tax	\$ 0.00	
Earned Income Tax	\$ 43,149.45	Accounts Payable \$ 362,597.89
LST	\$ 4,364.81	Electronic Payments \$ 0.00
Transfer Tax	\$ 0.00	Debt Service \$ 26,582.30
Codes, Park & Rec (2009)	\$ 31,118.97	Payroll \$ 40,000.00
Total Receipts	\$ 78,633.23	Total Expenditures \$ 429,180.19
State Fund	\$ 5.79	\$ 0.00
Capital Reserve	\$ 2,464.25	\$ 0.00
Transportation Fund	\$ 1,312.23	\$ 0.00
Sewer Operating	\$ 141,404.62	\$ 17,899.27
Refuse	\$ 43,903.80	\$ 4,870.82
Capital Projects	\$ 0.00	\$ 0.00

Joe moved to accept the Treasurer's Report as submitted, and the receipts, and to approve the expenditures just reviewed. Don seconded the motion. There was no discussion or public comment. The Board voted unanimously to pass the motion.

1 **Minutes of February 3, 2009**

2 The Board reviewed the February 3 minutes and made corrections. These minutes will be held
3 pending clarification from resident Abbas Rahbari about a comment he made at the meeting.
4

5 **Mailbox Replacement**

6 The Board reviewed Rick's February 4 memo and a February 3 letter from Township Solicitor
7 Kristin Camp on this topic. The Supervisors agreed to keep the reimbursement rate at \$25 per
8 damaged mailbox, except for Thom, who wants the reimbursement to be \$50.
9

10 **Tennis Courts**

11 Joe said he is concerned about the cost of continuing to provide tennis courts to residents due to
12 the economic climate, but said he is okay with leaving the courts alone for this year. He asked
13 Joe Gill to thank Frank Vattilano and Mark Miller for providing all the data he requested on this
14 topic. Don suggested the Board have Frank Vattalino make a recommendation for increasing
15 some Park & Rec fees. Marty expressed concern that raising rates in this economic climate
16 would discourage use of Park & Rec facilities by some residents. Marty asked Thom to instruct
17 the Park & Rec Board to research the prudence of raising rates based on factual information.
18 Marty said he would like to discuss the tennis court issue at the long-range planning session in
19 May.
20

21 **Agenda Packets**

22 The Board reviewed Rick's February 6 memo on this topic. All Board members were fine with
23 implementing Rick's suggestion to email packets to ABC liaisons to save on paper and delivery/
24 mailing costs. The decision will be revisited in the future if necessary.
25

26 *Public Comment: Jim McRee* - Said emailing the packets is a great idea; however, he suggested
27 it would be even more efficient to post the packets on the Township website instead, and liaisons
28 can review the contents online and print them out as needed. Don said he would look into
29 adding that feature to the website.
30

31 **Paoli Pike Trail**

32 The Board reviewed a February 4 email from a resident asking the Township to consider putting
33 in a trail along Paoli Pike. Marty suggested the Township seek a grant for such a project and
34 then possibly put it on a referendum. Don asked that the Board consider postponing such action
35 for a year or two due to the economic situation. Joe agreed with Don, to table the matter. Marty
36 and Thom would like to go forward and explore the issue. The Board will get Carmen's opinion
37 when he returns.
38

39 **Sunoco Testing Well**

40 The Board agreed to let Sunoco put in their testing well without charging them a rental fee.
41

42 Marty told resident John Schorn that per the Township's research, the contamination at the
43 Sunoco station is limited to Sunoco's property; nothing has traveled offsite.
44
45
46

1 **Meeting Procedures & Packet Contents**

2 Don requested that any time the Board has to act on an ordinance change, a draft should be
3 provided in the packets so that it can be discussed the week before the vote. This way the Board
4 can have adequate time to review and agree on changes prior to a public hearing. Don also
5 requested that all items in the packets and items from the action list with a current due date be
6 included on the agendas in future. Marty would like all items that require approval by the Board
7 to be provided in the packets the week before action is due.
8

9 **Liaison Report**

10 Joe reported on the February 9 Municipal Authority (MA) meeting, which he covered for
11 Carmen. Joe said he encouraged the MA to apply for a grant to help pay for the RCSTP
12 upgrade. The MA agreed and will go forward with it.
13

14 **Subdivisions, Land Developments, and ZHB Applications**

15 Rick reported that Keystone is appealing his decision (in the capacity of Zoning Officer) that
16 they must screen their rooftop structures all the way around. They are not appealing the
17 condition of their Conditional Use approval from July 17, 2007, but they are challenging the
18 details of how the condition is to be implemented, and from what vantage point the view of their
19 rooftop structures must be screened. The appeal will go before the Zoning Hearing Board.
20 Don suggested reviewing the ordinance and updating it if necessary to avoid this type of
21 situation in future.
22

23 **Action List**

24 Going forward, Joe Gill will be in charge of updating the Action List, taking this responsibility
25 over from Don. Don suggested that the Ranking Column be deleted, as it is never used. The
26 others agreed.
27

28 Several items from the Action List were discussed as follows:
29

- 30 ○ Mill Creek Access Road to Ballfield
31 Rick will find out how much it would cost to pave the access road. Don thinks the access
32 issue should be addressed with the property owner (Synthes). Rick will approach
33 Synthes on the issue. Marty requested that Thom ask the Park & Rec Board to make a
34 recommendation to the Board on what should be done with the access road.
35
- 36 ○ Use of Township Building as a Polling Place
37 The Board agreed to notify Voter Services that the Township building will not be
38 available for use as a polling place after May due to the Board of Supervisors meeting
39 schedule.
40
- 41 ○ Expenditure Register
42 Don wants Rick to ask the solicitor to provide an answer to the expenditure register
43 question for the next meeting (Feb 17).
44
- 45 ○ LED Light Grant Status
46 Rick will provide a status report on this grant application at the next meeting.

1
2 ○ Energy Star Light Bulb Recycling

3 Due to numerous inquiries from residents about how to dispose of Energy Star light
4 bulbs, Rick will have a paragraph written for the next newsletter. In the meantime, Joe
5 Gill will check with the County to see if they have plans to develop a recycling policy for
6 these bulbs.

7
8 ○ Mars Facility

9 Rick will follow up with the Mars Company about the nitrogen issue and report back
10 next week.

11
12 ○ Malvern Institute

13 Rick will find out if the Malvern Institute plans to meet with nearby residents before the
14 Planning Commission meeting in March.

15
16 ○ Ordinance Reviews

17 The following ordinances need to be reviewed by the Planning Commission, with a
18 recommendation to the Board:

- 19
20 1. Parking for Multi-Use Space in IP/BP Business District
21 2. Planting Around New Generator Installations
22 3. Signage for C/U Approval – Only One 32 sq.ft. Sign
23

24 Don then briefly reviewed several new items he added to the Action List.

25
26 **Public Comment**

27 *John Schorn, 1401 Larch Lane* – Said the Township should consider adding language to the
28 agreement with Sunoco for the testing well to protect the Township. The agreement should be
29 reviewed by the Township Solicitor prior to execution. Marty said the agreement will already
30 contain an indemnification clause, and said Sunoco will be required to refill the well to DEP
31 standards. Don said the Township Solicitor should review the agreement to make sure all the
32 bases are covered. Mr. Schorn said the Township should require Sunoco to install random test
33 wells throughout the Township to make sure no contamination has spread. Don said only DEP
34 can mandate additional test wells. Marty said that in order to request more wells, the Township
35 must have some suspicion the contamination has spread, and there is no reason to believe that at
36 this point.

37
38 Mr. Schorn then asked if it's true Applebrook is suing the Township over the trail issue. Marty
39 said no. Mr. Schorn asked the status of the King George Court issue. Joe told him it is still in
40 litigation.

41
42 Mr. Schorn told Thom he appreciated his stance on not wanting to spend money to pave the
43 access road to the Millcreek ballfield. He suggested the Township look into getting a grant for
44 the paving.
45

1 Mr. Schorn asked the total cost for the District Court project. Joe told him the Township has
2 spent roughly \$950K in out-of-pocket expenses on the project so far.

3
4 Mr. Schorn, referring to an earlier comment said in passing about the pedestrian bridge at
5 Strasburg & Reservoir Roads, said he has seen the bridge being used by pedestrians, and it is an
6 important safety precaution for Township residents.

7
8 **Adjournment**

9 There being no further business or public comment, the meeting adjourned at 10:10pm.

10
11 Respectfully submitted,

12
13
14
15 Anne Meddings
16 Recording Secretary
17