

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS WORKSHOP
1580 PAOLI PIKE
July 14, 2009 – 7:00pm
Final Approved Minutes**

Present: Chairman Marty Shane, Vice-Chairman Carmen Battavio, Don McConathy, Joe McDonough and Thom Clapper. Also present were Township Manager Rick Smith, Assistant Township Manager Joe Gill, Kathryn Yahraes (Historical Commission), Jim McRee (Deer Committee), and Phyllis Marron (Park & Rec).

WORKSHOP

Call to Order & Pledge of Allegiance

Chairman Marty Shane called the meeting to order at 7:05pm and led everyone in the Pledge of Allegiance to the Flag.

Moment of Silence

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

Announcements

Marty announced that the July 28 Board meeting will be held at 9:00am and not in the evening.

Rick announced that East Goshen has received an “H2O PA” grant in the amount of \$464K toward the Ridley Creek Sewage Treatment Plant upgrade.

Review of Minutes

The draft minutes of July 7 were reviewed and corrected. Don moved to approve the minutes as corrected. Carmen seconded the motion.

Public Comment: Linda Gordon, Line Road – Requested that all bid specs created by the Township specify that subcontractors must be legal residents of the United States. Rick thought that adding an affidavit to the documents could take care of this issue, but Marty requested that Rick get a legal opinion from the Township Solicitor.

There was no further public comment and no discussion. The Board voted unanimously to approve the motion. Joe abstained from voting as he was absent from the July 7 meeting.

Bills

The Treasurer’s Report and Expenditure Register Report were reviewed.

The Board agreed that if by September 15 there has been no answer about the grant for LED lights, the Supervisors will make a decision on whether or not to proceed with having LED lights installed in the Township traffic signals and street lights. Carmen suggested that Township staff

prepare the bid specs so they will be ready to go by September 15 if necessary. The rest of the Supervisors agreed with this suggestion.

Joe stated that in the absence of a Township-created purchase order for an expenditure, the individual responsible for buying the item must personally sign the invoice. Joe would like the Township staff to provide him with a list of personnel authorized to make purchases for the Township.

Treasurer’s Report & Expenditure Register Report

The Treasurer’s Report for July 9, 2009:

	RECEIPTS	EXPENDITURES
GENERAL FUND		
Real Estate Tax	\$ 10,836.55	
Earned Income Tax	\$ 30,499.38	Accounts Payable \$ 34,456.99
LST	\$ 1,167.96	Electronic Payments \$ 0.00
Transfer Tax	\$ 0.00	Debt Service \$ 0.00
Codes, Park & Rec	\$ *207,863.94	Payroll \$ 43,000.00
Total Receipts	\$ 250,367.83	Total Expenditures \$ 77,456.99
State Fund	\$ 14.25	\$ 0.00
Capital Reserve	\$ 1,116.77	\$ 0.00
Transportation Fund	\$ 200.18	\$ 0.00
Sewer Operating	\$ 29,418.36	\$ 1,024.86
Refuse	\$ 17,133.39	\$ 135,250.14
Capital Projects	\$ 0.00	\$ 0.00

**Note: \$177,581 is the Firefighters’ reimbursement portion of the \$207,863.94.*

Joe moved to accept the Treasurer’s Report of July 9 and the Expenditure Register Report as recommended by the Treasurer in her July 10, 2009 memo to the Board, to approve an increase in the weekly payroll transfer from \$40K to \$43K, to accept the receipts and to authorize payment of the invoices just reviewed. Thom seconded the motion. There was no public comment and no discussion. The Board voted and the motion passed unanimously.

Property Tax Relief

The Board reviewed a document that was in the packets concerning The County and Municipal Property Tax Relief and Intergovernmental Collaboration Act (House Bill 1682). Marty would like the staff to draft a letter to Rep. Barbara McIlvaine Smith stating that East Goshen believes this Act to be discriminatory because the sewer and/or refuse fees are not included when determining the earned income tax impact as would be the case with those that include either one in their operating fund. The letter should also asking Rep. McIlvaine Smith for an estimate of the financial benefits this Act would provide to East Goshen. Joe would like a copy of the letter to be sent to Senator Andy Dinniman. Marty asked the staff to find out the timeline on this matter.

Proposed Zoning Ordinance Amendment: Conditional Use Procedures and Procedural Challenges to Zoning Ordinances

Don noted that his suggested changes have still not been incorporated into this document.

National Bank of Malvern – Conditional Use Application

The Board discussed issues related to the Malvern Bank application. Marty wants the Township to meet with the school district about the sidewalk issue at the intersection of Paoli Pike & Airport Road. The Supervisors had concerns about there not being an entrance to or exit from the bank for cars traveling eastbound on Paoli Pike. Marty asked Rick to contact Bob Adams to discuss this matter.

Public Comment: Howard Jones, 1048 Kennett Way – Had a question about the YMCA’s prior agreement to use school buses to shuttle kids back and forth between the high school and the YMCA. The Board told him that arrangement is only for school-sponsored programs held at the YMCA. Mr. Jones then questioned if emergency vehicles would have access to the bank in light of all the traffic congestion at this intersection. The Supervisors told him they did not anticipate any access problems.

The Board discussed whether the bank’s proposed intrusion onto the riparian buffer would be waivable.

Ordinance Amending Sections of Township Code Permitting Township to Charge Interest

The Supervisors were fine with the proposed changes. This matter will be voted on at the next meeting.

Metro PCS – Conditional Use Application

The Board discussed the conditions for approval of this application.

Format for Conditional Use Approvals

The Supervisors agreed to decide the format of each approval on a case-by-case basis. The Malvern Bank decision will be created by the Township Solicitor in the formal manner containing a Decision and Order, Findings of Fact, Conclusions of Law, Discussion, and Order. The Metro PCS decision can be done the traditional way, with a motion and conditions drafted in-house by staff.

Request from Body 1 Wellness to Hold Event at Corporate Park

The Board reviewed a request from Chris Mazzio of Body 1 Wellness to use the Goshen Corporate Park for a fundraising event for The Alzheimer’s Foundation and the SIDS/SUDC Foundation on October 3. The Board members had no objections to this request.

Red Flag Requirements Issued by the FTC to Help Combat Identity Theft

The Board reviewed the policy on this issue drafted by the Township Solicitor and had no concerns. The Board will vote on this matter at the next meeting.

Subdivisions/Land Development/ZHB Applications

Rick informed the Board that Mr. Perakis was in before July 4 with his attorney. He may try to resurrect the housing development project for the corner of Paoli Pike and Route 352.

Adjournment

There being no further business, the meeting was adjourned at 8:55pm.

EXECUTIVE SESSION

The Board met in Executive Session until 9:45pm to discuss pending litigation.

Respectfully submitted,

Anne Meddings
Recording Secretary