

**EAST GOSHEN TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
1580 Paoli Pike  
October 20, 2009 – 7:00pm  
Final Minutes**

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

**WORKSHOP**

**Review of Minutes**

The draft minutes of October 13 were reviewed and corrected.

**Bills**

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

**Policy for Eagle Scout Projects**

Don had a number of changes to the draft resolution. The Board agreed to table this item until the next meeting. In the meantime Rick will incorporate Don's changes into the document.

**Line Road Traffic Signal**

Marty said he is in favor of putting in a traffic signal since the Township has \$110K from Pulte put aside for this purpose. Marty wants a signal with long arms to be installed in case the intersection is upgraded in the future. Joe and Thom indicated they are opposed to using the money to put in a signal at this time. However, Joe, along with Don, would like Rick to get bids to see how much the project would cost.

**Ordinance to Amend Chapter 163 of the Township Code Relating to Parks & Recreation Areas**

The Board reviewed this draft ordinance and made some changes suggested by Don.

**Comp Plan Action List for Planning Commission**

The Board agreed to table this item until Rick can get an updated copy of the document for the Board's review.

**Angelini Subdivision, 957 Cornwallis Drive**

Per Rick the Township has received the Planning Module from the DEP. The Board will need to vote to authorize the execution of the plans.

## **FORMAL MEETING**

### **Call to Order & Pledge of Allegiance**

Supervisor Joe McDonough called the meeting to order at 8:03pm and led everyone in the Pledge of Allegiance to the Flag.

### **Moment of Silence**

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

### **Recording of Meeting**

No resident indicated they planned to record the meeting.

### **Approval of Minutes**

Don moved to approve the minutes of October 13 as corrected in Workshop. Joe seconded the motion. There was no discussion.

*Public Comment: Kathryn Yahraes, 911 Vista Drive* - Had a comment about a statement Senya Isayeff made at the October 13 meeting regarding local soccer clubs. Marty then announced for the benefit of the audience that the Greater Chester Valley Soccer Association has withdrawn their application in Willistown.

*Public Comment: Jack Neiss, Applebrook Carriage Homes* – Said he thinks another group besides the Great Valley School District is behind the soccer club’s Willistown application.

*Public Comment: Christine Barrett, Indian Hills* – Said she is affiliated with the GCVSA Soccer Association and it is they who made the application in Willistown, not the Great Valley School District.

There was no further public comment. The Board voted unanimously to approve the minutes as amended.

### **Chairman’s Report**

Marty announced the following:

- Presentation of the Historic Resource Atlas Award has been postponed to a future meeting.
- The Board will meet on Wednesday, October 28 at 9:00am to discuss the 2010 budget. The meeting will be open to the public.
- The Board met in Executive Session on Tuesday, October 13 to discuss the police labor contract.
- The Clearview Public Hearing has been rescheduled to November 17.

### **Eagle Scout Project Presentation by Christopher Moore**

Resident Christopher Moore spoke about the Eagle Scout Project he plans to complete using data he will gather at the Pumpkin Festival. He plans to survey approximately 300 residents about their usage of the trails in the Township Park, and then compile the results into a report.

Marty asked Christopher how he will circulate among the festival-goers. Christopher said he will have a table set up where he will be taking surveys, and he will also have some Boy Scout helpers mingling with the crowd and asking people to complete surveys. Don asked what Christopher planned to do with the donations he is soliciting at the bottom of the survey form. Christopher said he would use the donations toward wood and tools to install mile markers along the trails. Don noted that the Township can provide project materials up to a cost of \$200.

Joe said he would find it interesting if Christopher could ask people what seasons they use the parks.

*Public Comment: Mary Myers, Indian Hills* – Suggested the Scouts take down the answers from people, and not merely hand out the surveys. If they just hand out the surveys they will most likely end up in the trash. She also suggested that Christopher work a full day at the park taking surveys to get a good representative cross-section of the people who use the park at various times during the day. The people who actually use the park on a regular basis may not be the same people who come out once a year to a Pumpkin Festival with their children.

**Treasurer’s Report & Expenditure Register Report**

The Treasurer’s Report for October 15, 2009:

	<b>RECEIPTS</b>	<b>EXPENDITURES</b>
<b>GENERAL FUND</b>		
Real Estate Tax	\$ 2,131.39	
Earned Income Tax	\$ 22,128.32	Accounts Payable \$ 114,083.42
LST	\$ 0.00	Electronic Payments \$ 54,590.16
Transfer Tax	\$ 0.00	Debt Service \$ 0.00
Codes, Park & Rec	\$ 9,431.28	Payroll \$ 43,000.00
<b>Total Receipts</b>	<b>\$ 31,559.60</b>	<b>Total Expenditures \$ 211,673.58</b>
State Fund	\$ 0.00	\$ 0.00
Capital Reserve	\$ 0.00	\$ 210.51
Transportation Fund	\$ 0.00	\$ 0.00
Sewer Operating	\$ 54,828.63	\$ 3,737.75
Refuse	\$ 25,293.65	\$ 72,406.61
Capital Projects	\$ 0.00	\$ 0.00

Joe moved to accept the Treasurer’s Report of October 15 and the Expenditure Register Report as recommended by the Treasurer, to accept the receipts and to authorize payment of the invoices reviewed in Workshop. Thom seconded the motion.

Don noted that the electronic payments were not reflected in this Treasurer’s Report. There was no public comment and no further discussion. The Board voted and the motion passed unanimously.

### **Police Report**

Police Chief John Dumond reported there were 534 calls for service from East Goshen during the month of September.

Marty asked Chief Dumond to look into the intersection safety at Brookmont Drive and N. Chester Road. There have been several accidents there recently due to the rain and wet leaves. It might be helpful to have grooves put into the macadam and/or a flashing signal installed.

The Chief reported that Corporal Hubbard did an excellent job investigating several car break-ins at the New Kent Apartment complex. He also reported that the police spent time this month investigating two stabbing incidents – one in The Racquet Club Apartments and another in the Rose Hill Apartments.

*Public Comment: Jim McRee, Oneida Lane* – Asked the Chief what address should be given to the 9-1-1 operators when calling from open spaces to report suspicious hunting activities or a hunting incident. Chief Dumond said the caller should give the closest cross-street. He suggested Jim speak to Jim Haines(?) about this matter as he might have some advice.

### **Resolution 09-34E, Establishing and Consolidating the Various Fees and Charges Imposed Pursuant to the Code of the Township**

Joe moved to adopt this resolution. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

### **Resolution 09-51, Regarding Sewer and Refuse Account Collections**

Joe moved to adopt this resolution. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

### **Resolution 09-52, Establishing the Policy for Waiving the Penalty for Late Sewer and Refuse Payments**

Joe moved to adopt this resolution. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

### **Resolution 09-53, Establishing the Policy Waiving the Penalty for Late Real Estate Tax Payments**

Joe moved to adopt this resolution as modified in Workshop. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

### **Resolution 09-54, Establishing the Policy for Eagle Scout Projects**

Marty announced that this item will be tabled pending further revisions.

### **Public Comment Period**

*Ben Gall, 900 Warrior Road* – Said he has been waiting 10 years for a traffic signal to be installed at the intersection of Line Road and Paoli Pike. It's only a matter of time before someone is killed there in an accident. It is the only four-way intersection along Paoli Pike from Route 30 to Route 202 that has no traffic signal. He said he is surprised the Board has not already reviewed the accident data for this intersection before he gave the information to the

Township. Mr. Gall asked the Board to take action on this issue. The Township has \$50K from Pulte for this project just sitting around. The longer the Township waits the more the project will cost.

Marty said the Township will put this project out to bid as a next step.

Mr. Gall asked that so-called intelligent lights be installed, so they will change color in response to the flow of traffic. Marty said the Township is planning to do that when the lights gets installed.

Mr. Gall said he believes East Goshen should pay for the traffic signal because the Township is guilty for contributing to the extra traffic at this intersection by allowing the Applebrook development to be built. He suggested East Goshen make arrangements with Willistown to get reimbursed from them for a share of the cost if their (Willistown's) developer ever comes through. Marty told him East Goshen has tried that approach.

Joe asked that Township Staff notify Mr. Gall when the bids come in and when the Board plans to take action on this matter.

Don said the Township should get bids for poles with long arms and without long arms, just in case the long arms are prohibitively expensive. Don corrected a previous statement of Mr. Gall's and told him the Township actually has \$110K from Pulte, not \$50K.

*Jack Neiss, Applebrook Carriage Homes* – Suggested the Township put up one of those “Your Speed Is XX” devices on Line Road to make drivers aware of how fast they are going. He believes that speeding is a problem along Line Road. Thom said he would put in a request with WEGO for one of those devices.

*Jim McRee, Oneida Lane* – Said he has been in an accident at this intersection and agrees a traffic signal is needed, and that speeding is a problem there. He said his wife prefers to go out of her way to avoid the intersection due to safety concerns. Jim asked what plans the Township has for the allocated \$110K if they do not put in the traffic signal. Rick Smith said the funds could be used for something else from the Impact Fee Program. Jim said he doesn't understand why the Board is holding the money and not doing anything with it. He wondered if the Township is keeping it in reserve for another project. He said he was surprised to hear that only now do they plan to put the project out the bid. The bids should already be in hand. Joe explained that PennDOT had “grandiose,” very costly plans for the intersection which put a kink in things, as well as a lack of cooperation or interest from Willistown. The Board has further delayed action on this matter because they have been told that Willistown's developer would pay for it. Jim then asked if all the East Goshen Supervisors are in agreement now that a signal is necessary at this intersection. Joe told him no; he personally does not see the need for a light there, and is generally opposed to traffic signals. He noted that every development wants their own traffic signal.

*Jack Neiss, Applebrook Carriage Homes* – Suggested the Township put a policeman at the intersection after soccer games to help move traffic. Don said that is up to the soccer club because the soccer club would have to pay the police from their own funds.

Marty said he believes a traffic signal should be installed, and that it should have been put in some time ago. He told Mr. Gall that due to mixed feelings about this issue among the Board members, it will be important to have 5 Supervisors present when this issue is voted upon to avoid a tie.

*Ben Gall, 900 Warrior Road* – Said he is not going to take no for an answer. The Township has the money, and it is irresponsible for the Board not to put in the traffic signal. Joe told Mr. Gall that he would review the bids once they are in with an open mind, and said he is not sure how he will vote when the time comes.

*Christine Barrett, Indian Hills* – Said traffic backs up all the way down Line Road after soccer games, which should make it readily apparent to the Supervisors that a traffic signal is necessary. Joe said in that case the soccer club should step up and take some responsibility. In his opinion it's not fair to ask 17,000 East Goshen residents to pay for a traffic light that is needed due to soccer activities occurring in an adjoining Township.

*Ben Gall, 900 Warrior Road* – Said the soccer traffic is temporary; it's the everyday rush hour traffic that is the real problem.

### **Sullivan's Grove Subdivision Plan**

Ed McFalls showed the Board the plans for Sullivan's Grove.

Don moved to approve the Preliminary/Final Subdivision Plan for Sullivan's Grove, TPN 53-2-25.2, plan dated August 31, 2005, last revised September 16, 2009 with the condition that the Conservancy Board make a favorable recommendation on the revised landscaping plan. Thom seconded the motion.

Joe asked Mr. McFalls when he expects to begin land development. Mr. McFalls said the project will progress as the housing market dictates.

There was no further discussion, and no public comments. The Board voted unanimously to approve the motion.

### **Angelini Subdivision Application, 957 Cornwallis Drive**

Don moved to authorize the Board to execute the plans for a subdivision of the Angelini property at 957 Cornwallis Drive. Thom seconded the motion. There was no discussion or public comment. The Board voted 3:1 to approve the motion (Joe was opposed).

### **District Court**

Marty announced that the Township has secured a rent increase from the County for the District Court. The Township will be receiving approximately \$1,000 extra in rent per month retroactive to August 2009. Joe moved to authorize the Chairman to execute the new agreement with the

County. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

### **Amendment to Historic Preservation Ordinance**

Marty announced that on October 7 the Planning Commission voted unanimously in favor of recommending an amendment to the Historic Preservation Ordinance as follows:

§240-38.5: Where approved by the Board of Supervisors as a conditional use, a property on which a historic resource is located and adaptively reused shall be permitted one freestanding sign with a maximum area of 32 square feet for the entire property regardless of the number of uses conducted within the historic resource.

Joe moved to authorize the Township Manager to advertise this ordinance change. Don seconded the motion. There was no discussion or public comment. The motion passed unanimously.

### **Correspondence & Reports of Interest**

Marty acknowledged receipt of the Fire Marshal's Report and the Goshen Fire Company Report for September. Thom acknowledged receipt of an email from resident John Schorn regarding the Sunoco situation. Rick will reply to Mr. Schorn.

### **Meetings & Dates of Importance**

Marty noted the upcoming meetings as listed in the agenda.

### **Adjournment**

There being no further business, the meeting adjourned at 9:28pm.

### **WORKSHOP (Resumed)**

#### **Hershey's Mill Dam Update**

Marty said that preliminary information from Gannett Fleming indicates they feel DEP has accurately classified the dam. The Township may still send a letter to Andy Dinniman asking for his assistance in getting the dam reclassified.

The Board discussed the bids that have come in for the dam. Marty said that Advanced GeoServices wants \$17K for soil borings to see if the sheet piling alternative is viable. Rick recommended the Board meet with the various bidders.

*Public Comment: Kathryn Yahraes, Vista Drive* - Said the residents' dam group will make a presentation to the Board next week as requested. Marty told her he will have to postpone the meeting because the Board still does not have all the information they want to share with the residents yet. Marty said he would call Reed Bailey and let him know.

#### **Infiltration & Inflow Abatement Program**

Marty asked Rick to provide a one-page summary of this Pennoni report for the Board.

**Adjournment**

The workshop was adjourned at 10:00pm.

**EXECUTIVE SESSION**

The Board met in Executive Session until 10:45pm to discuss the police labor contract.

Respectfully submitted,

Anne Meddings  
Recording Secretary