

**EAST GOSHEN TOWNSHIP  
BOARD OF SUPERVISORS  
RE-ORGANIZATIONAL & REGULAR MEETING  
January 4, 2010 - 7:00pm**

**Present:** Supervisors Carmen Battavio, Joe McDonough, Thom Clapper and Don McConathy. Supervisor Marty Shane was absent. Also present were Township Manager Rick Smith, Assistant Manager Joe Gill, Phyllis Marron (Park & Rec), Peter Mylonas (Planning Commission) and Carson Middleton (Auditor).

**WORKSHOP**

It was the consensus of the Board that Joe McDonough would act as the Temporary Chairman.

**Bills**

Current invoices were reviewed. There was a question about the invoice for Enerwise Global Technologies (requisition # 24257) in the amount of \$1,044.00 which will not be approved and paid pending further research.

**FORMAL MEETING**

**Call to Order & Pledge of Allegiance**

Joe McDonough called the meeting to order and led those present in the Pledge of Allegiance to the Flag.

Joe announced that he was resigning as Township Supervisor effective 12 noon on Friday January 8, 2010. He noted that he had been a Supervisor for 18 years and stated "it's been wonderful trip. I appreciate the cooperation I've gotten from the staff and everyone on the ABC's. I just want to say thank you all".

**Elect Chairman (Resolution 10-1)**

Joe McDonough nominated Don McConathy for the position of Chairman in 2010. Thom Clapper seconded the motion. There was no discussion or public comment. The motion passed unanimously.

Don took over the duties of Chairman, thanked Marty Shane for the work he had as the previous Chairman, and said he would do his best as new Chairman.

**Elect Vice-Chairman (Resolution 10-2)**

Joe McDonough nominated Thom Clapper for the position of Vice-Chairman in 2010. Carmen seconded the motion. There was no discussion or public comment. The motion passed unanimously.

**Appoint Police Commissioner (Resolution 10-3)**

It was the consensus of the Board that Carmen Battavio would be the Police Commissioner for 2010.

**Appoint Township Officials (Resolution 10-4)**

Carmen made a Motion to appoint Township Officials. The Motion was seconded by Thom. There was no discussion or public comment. The motion passed unanimously. The Officials are:

- Manager/Secretary – Louis F. (Rick) Smith, Jr.
- Assistant Township Manager/Secretary – Joseph Gill
- Director of Finance/Treasurer – Deborah Beury
- Director of Public Works – Mark Miller
- Zoning Officer – Mark Gordon
- Assistant Zoning Officer – Louis F. (Rick) Smith, Jr.
- Building Inspectors – Taylor H (Mike) Merwin & Gary Althouse
- Fire Marshal – Ralph Brown
- Assistant Fire Marshals – Diane Degnan & Mark Miller
- Solicitor – Buckley, Brion, McGuire, Morris & Sommer
- Engineer – Yerkes Associates
- Back-Up Engineer - Chester Valley Engineers
- Emergency Management Coordinator – William Keslick
- Assistant Emergency Management Coordinator – Ralph Brown

**Re-Appoint Township Employees (Resolution 10-5)**

Carmen made a Motion to reappoint Township Employees. The Motion was seconded by Thom. There was no discussion or public comment. The motion passed unanimously.

**Appoint Township Depositories for Township Funds (Resolution 10-6)**

Joe made a Motion to approve Depositories and authorize Director of Finance/Treasurer to make investments at banks paying the best rate of interest and with the best terms. The Motion was seconded by Thom. There was no discussion or public comment. The motion passed unanimously.

- Beneficial Bank
- Citizens Bank
- DNB First
- First National Bank of Chester County
- National Penn Bank
- Penn Liberty Bank
- PLGIT-PA Local Government Trust and Plus
- Sovereign Bank
- TD Bank North
- Wachovia Bank

**Certify Delegates to the State Convention (Resolution 10-7)**

Five Supervisors, The Township Manager, the Assistant Manager and the Director of Finance/Treasurer will be affirmed as delegates.

Voting Delegate: Rick Smith  
Alternate Voting Delegate: Joe Gill

Joe moved to adopt Resolution 10-7. The motion was seconded by Carmen. There was no discussion or public comment. The motion passed unanimously.

**Confirm 2010 Holiday Schedule (Resolution 10-8)**

Joe moved to adopt Resolution 10-8. Carmen seconded the motion. There was no discussion or public comment. The motion passed unanimously.

**Confirm 2010 Meeting Schedule (Resolution 10-9)**

Joe moved to adopt Resolution 10-9. Carmen seconded the motion. Per Rick, the meeting schedule will be re-advertised. There was no public comment. The motion passed unanimously.

**Appoint Berkheimer Associates as Earned Income and Local Services Tax Collector for Township (Resolution 10-10)** Carmen moved to adopt Resolution 10-10. Joe seconded the motion. There was no discussion or public comment. The motion passed unanimously.

**Appoint Maillie Falconiero as Independent Auditors for the Township (Resolution 10-11)**

Carmen moved to adopt Resolution 10-11. Joe seconded the motion. Leo Sinclair, 217 North Lockwood Lane asked if this had been advertised as required by the Township Code. Don advised that since this was a contract for professional services it did not have to be advertised. The motion passed unanimously.

**Establish the 2010 Fee Schedule (Resolution 10-12)**

Carmen moved to adopt Resolution 10-12. Joe seconded the motion. There was no discussion or public comment. The motion passed unanimously.

**Authorize Continuance of Other Resolutions adopted in 2009**

Don noted that all other resolutions that were adopted in 2009; specifically 09-12 thru 09-23, 09-25 thru 09-33, 09-35 thru 09-43, 09-45, 09-47 thru 09-55 and 09-114 would remain in effect.

**Approval of Minutes**

The Board reviewed and made two corrections to the minutes of December 15, 2009. Carmen moved to approve the minutes of December 15, 2009 as corrected. Thom seconded the motion. There was no discussion or public comment. The motion passed unanimously.

**Chairman's Report**

Don announced that the Board meet in Executive Session on December 15, 2009 to discuss the police labor contract and that the Township's Annual Planning Session will take place on Saturday, January 9, 2010 at 8:00 am. ABC appointments will carry over until January 15, 2010. He also announced that the Westtown East Goshen Police Commission had entered into a labor contract with the officers.

## Treasurer's Report

The Treasurer's Report for December 31, 2009:

	<b>RECEIPTS</b>	<b>EXPENDITURES</b>
<b>GENERAL FUND</b>		
Real Estate Tax	\$ 5.00	
Earned Income Tax	\$ 60,482.95	
<b>EMS TAX</b>	\$ 17,708.59	Accounts Payable \$ 261,781.47
Transfer from Liq. Fuel	\$ 365,020.45	Electronic Pymts. \$ 55,061.21
Transfer Tax	\$ 40,872.65	Debt Service \$ 24,607.40
Transfer from Sewer	\$ 94,826.91	Payroll \$ 130,000.00
Other Revenue	\$ 235,150.16	<b>Total Expenditures \$ 471,450.08</b>
<b>Total Receipts</b>	<b>\$ 814,066.71</b>	
Zoning Hearing Fund	\$ 0.00	\$ 0.00
State Fund	\$ 0.00	\$ 0.00
Capital Reserve	\$ 0.00	\$ 7,487.35
Transportation Fund	\$ 0.00	\$ 0.00
Sewer Operating	\$ 48,098.75	Accounts Payable \$ 140,573.13
		Debt Service \$ 33,077.97
Refuse	\$ 7,841.00	\$ 17,493.07
Capital Projects	\$ 0.00	\$ 0.00

Joe moved to accept the Treasurers Report dated December 31, 2009 and approve the bills reviewed in Workshop with the exception of the invoice for Enerwise (requisition # 24257) in the amount of \$1,044.00 pending further review. Carmen seconded the motion. There was no discussion and no public comment. The motion passed unanimously.

### Old Business

At the December 15 Meeting the Board deferred approval of Group 6 Bid for the rental of equipment. Noting that the Board had received additional information Joe moved to award the Bid to Ransome. Carmen seconded. There was no discussion or public comment. The Motion passed unanimously.

### New Business

Joe made a Motion to authorize the Chairman to execute the Supplemental Declaration of Covenants for Applebrook which consolidates covenants and easements for the Applebrook Pedestrian Bridge and pathway. Thom seconded. There was no discussion or public comment. The Motion passed unanimously. The next step is to submit to the Army Corps of Engineers.

### Correspondence Reports of Interest

Don acknowledged receipt of a letter from the Office of Consumer Advocate regarding the proposed rate increase by AQUA PA, a letter from Penn Dot advising that the left turn lanes at the intersection of Paoli Pike & Line Road must be installed with the traffic signal, and that Lieberman Earley had requested a continuance for their conditional use application for 1345 Enterprise Drive. It was the consensus of the Board that Rick sends a letter to the Office of the

Consumer Advocate offering the Township Building as a venue for any hearing or public meeting regarding the proposed Aqua PA rate increase.

**Meetings & Dates of Importance**

Don noted the list of upcoming meetings in the agenda.

**Any Other Matter**

Don noted that Marty was recovering from back surgery and that it was expected to return to the Board mid to late February.

Thom commented that Joe had given him two pieces of advice when he came onto the Board: “spend your energy on things that are possible. And once a decision is made, move on”.

Carmen noted that “Joe was most instrumental in getting me to progress from the Planning Commission to the Board of Supervisors”.

Carmen then presented Joe with a collage that depicted photos of some of the significant events that occurred during his tenure on the Board.

**Public Comment**

Don noted that the public comment period for tonight’s meeting would be held during the Board’s meeting on January 12, 2010.

**Adjournment**

There being no further business, the Board adjourned at 8:10pm.

Respectfully submitted,

Louis F. Smith  
Township Manager