

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 Paoli Pike
March 16, 2010 – 7:00pm
Final Approved Minutes**

Present: Chairman Senya Isayeff, Vice-Chairman Thom Clapper, Carmen Battavio, Marty Shane and Don McConathy. Also present were Township Manager Rick Smith, Assistant Township Manager Joe Gill, Kathryn Yahraes (Historical Commission), Ruth Scadding (Park & Rec), Jim McRee (Deer Committee), and Township Solicitor Kristin Camp.

WORKSHOP

Review of Minutes

The draft minutes of March 9 were reviewed and corrected.

Bills

Current invoices were reviewed. Joe Gill will check to see what was purchased from Custom Environmental Technology (invoice #6478) for \$1,505.30 for the RCSTP.

Agenda Review

The agenda for the formal meeting was reviewed.

T-Mobile Northeast LLC, Conditional Use Application for Wireless Communication Facility on N. Chester Road near the New Kent Apartments

The Board reviewed and edited the draft motion for this application.

Ordinance Amending Chapter 163 of the Township Code re: Deer Management Program

The Board reviewed and edited the draft ordinance amending Chapter 163 of the Township Code that would establish regulations for the Deer Management Program. After the Board's review Jim McRee (Chairman of the Deer Committee) suggested a number of changes to the document, so the Board decided to table this item until the changes could be incorporated into the document and the final version reviewed.

Ordinance Amending Chapter 225 of the Township Code re: Parking on Line Road

In conjunction with Township Solicitor Kristin Camp, the Board reviewed and edited the draft ordinance amending Chapter 225 of the Township Code that would establish new fines for parking violations and prohibit parking on Line Road between East Boot Road and Paoli Pike.

Public Comment: Howard Jones, Kennett Way – Made a comment about fines for parking in Handicapped Parking spots.

Public Comment: Sgt. Rick Gorman (WEGO Officer) – Made a comment about fines for parking in Handicapped Parking spots.

Request from Resident Jennifer Farry re: Pedestrian Safety at Township Park Entrance

The Board briefly discussed a request from resident Jennifer Farry for the Board to consider ways to enhance safety for pedestrians at the entrance to the Township Park on Paoli Pike.

Public Comment: Ruth Scadding, Nathaniel Drive -- Made a comment about Ms. Farry's request.

Senya said he would like Public Works Director Mark Miller to review the request and work with the police to develop a recommendation to the Board on this matter.

Escrow Release for Brandywine Realty Trust, Phase 1

The Board had no comments on a recommendation from Public Works Director Mark Miller to close out the surety bond for Brandywine Realty Trust.

FORMAL MEETING

Call to Order & Pledge of Allegiance

Senya called the meeting to order at 8:01pm and asked Carmen to lead 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.

Approval of Minutes

Carmen moved to approve the minutes of March 9 as corrected in Workshop. Marty seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the minutes as corrected, with one abstention (Thom, who was absent from the March 9 meeting).

Chairman's Report

Senya announced the following:

- The Board will conduct a public hearing on March 23, 2010 to consider the adoption of an ordinance establishing fixed and metered rates for properties connected to the public sewer system.
- Census forms are starting to arrive in the mail. Senya encouraged all residents to complete their forms.
- April 24 is the Great Pennsylvania Cleanup.
- April 17 is Keep East Goshen Beautiful Day.
- The Board met in Executive Session on March 9 to discuss a personnel matter.

Senya then asked Kathryn Yahraes to provide more information about Keep East Goshen Beautiful Day to the residents present. Kathryn said that residents interested in participating should report to the Township building at 8:30am on April 17 to enjoy refreshments while picking up supplies and getting their assignments. Cleanup activities will be completed by

approximately 11:00am. More information is available on the Township website.

PUBLIC HEARINGS

Ordinance Amending Chapter 225 of the Township Code re: Parking on Line Road

The Board held a public hearing to consider the adoption of an ordinance amending Chapter 225 of the Township Code that would establish new fines for parking violations and prohibit parking on Line Road between East Boot Road and Paoli Pike.

Thom moved to adopt the ordinance as amended in Workshop. Carmen seconded the motion. The Board voted unanimously to approve the motion.

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

T-Mobile Northeast LLC, Conditional Use Application for Wireless Communication Facility on N. Chester Road near the New Kent Apartments

The Board held a public hearing to consider the Conditional Use application of T-Mobile Northeast LLC for a wireless communication facility on North Chester Road just north of Boot Road. The applicant was represented by Donald T. Petrosa, Esq.

Don moved to approve the Conditional Use application of T-Mobile Northeast LLC to construct a Wireless Communications Facility as described in their application and as depicted in the plans dated March 11, 2009 and last revised March 8, 2010 and the testimony presented, in accordance with §240-31.C(3)(h) of the Township Zoning Ordinance, subject to the following two conditions:

1. The use and construction of the wireless communications facility follow all conditions outlined in the Planning Commission's recommendation to the Board of Supervisors dated March 4, 2010.
2. If a cell tower is approved in the future in the vicinity of the Township building, T-Mobile will consider abandoning the N. Chester Road site if they obtain space on this tower.

Carmen seconded the motion. Mr. Petrosa said the applicant agreed to the conditions, and agreed to waive the 24-hour notice requirement. The Board voted unanimously to approve the motion.

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

Ordinance Amending Chapter 163 of the Township Code re: Deer Management Program

Senya announced that this matter has been tabled pending further revisions to the draft ordinance.

FORMAL MEETING (Resumed)

Police Report

Sgt. Rick Gorman reported there were 484 calls for service from East Goshen in February. Thom asked about the status of the plan to have retirement and assisted living facilities billed for excessive alarm calls. Marty said this issue was never pursued, and it should be added to the Board's Pending Actions List if it's not there already.

Public Comment: Jim McRee, Oneida Lane – Asked Sgt. Gorman for more details about some of the calls for service.

Treasurer's Report & Expenditure Register Report

See attached Treasurer's Report for March 11, 2010.

Thom moved to accept the Treasurer's Report of March 11 and the Expenditure Register Report as recommended by the Treasurer, to accept the receipts and to authorize payment of the invoices reviewed in Workshop. Don seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Presentation by Resident Jennifer Farry re: Pedestrian Safety at Township Park Entrance

Resident Jennifer Farry gave a presentation to the Board outlining her concerns for pedestrian safety at the entrance to the East Goshen Township Park, and providing some suggestions for increasing safety at this location. Senya told her that Mark Miller, the Public Works Director, would be tasked with reviewing this matter and making a recommendation to the Board. Senya said the Township would hope to have a response for her sometime in April. The Board members thanked Ms. Farry for a well-researched and well-prepared presentation.

Escrow Release for Brandywine Realty Trust, Phase 1

Carmen moved to approve Brandywine Realty Trust's request to close out their surety bond for Phase 1 of office development. The bond is in the amount of \$301,294.00. Don seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Correspondence & Reports of Interest

Senya acknowledged receipt of the following items:

- Letter from the Pennsylvania DEP dated March 2, 2010 approving the Detailed Hydrologic Model for the Hershey Mill Dam.
- Letter from Comcast dated February 26, 2010 notifying the Township of rate increases effective April 1, 2010.
- Fire Marshal's Report and Goshen Fire Company Report for February 2010.
- Township Code Department's Monthly Permit Log for February 2010.
- Letter from resident Scott Sanders dated March 10, 2010 complimenting Township employee Mark Miller on resolving a sinkhole problem.
- Email from resident Leo Sinclair regarding an email server proposal.

Meetings & Dates of Importance

Senya noted the upcoming meetings as listed in the agenda, with the following changes:

- There will be no Board meetings on March 30 or on April 20.
- Keep East Goshen Beautiful Day is April 17.
- The Township Egg Hunt is scheduled for March 27, with March 28 as a rain date.

Public Comment Period

Dan Truitt, Grand Oak Lane – Passed along feedback he's received from other residents on several topics.

Adjournment

There being no further business, the formal meeting adjourned at 9:12pm.

WORKSHOP (Resumed)

Web Page Update

Rick and Joe reported that the Township has not received the signed letter back from Dr. James Hanack yet.

Sponsorships for Township Events & Leaf Bags

Rick and Joe reported there were no updates on the status of possible sponsorships.

Employee Benefits Analysis

Joe and Rick plan to have an employee benefits analysis report completed for the Board's review and discussion in Hershey.

Manley Road Speed Limit

The Board needed Thom to break a tie on whether or not the speed limit on the eastern section of Manley Road should be changed from 25 MPH to 35 MPH (see minutes of March 9, 2010). Thom said he would like to keep the current speed limit of 25 MPH. Therefore, with three Supervisors in favor of keeping the current limit, no action will be taken.

Update on RCSTP Construction Project

Rick reported that Worth is predicting that work will not be complete until September. Their current contract expires June 30. Don made a correction to the project budget report.

Parking for Multi-Use Properties in the I-1 and BP Zoning Districts

This matter is currently in the Planning Commission's hands.

Plantings Around New Generators & Noise Ordinance for Emergency Generators

The Board agreed to combine these two tasks. Per Senya, the Planning Commission concluded that these issues are already covered in the Township ordinance. Marty would like the Board to review and discuss these issues to determine if the ordinance needs to be modified before sending them back over to the Planning Commission.

Stream Buffer Increase

The Board is still waiting for a written recommendation with backup materials from the Planning Commission.

CTDI Parking

Rick reported that CTDI plans to make an application to amend their Conditional Use approval.

General Code Expense

The Board reviewed Diane Degnan's March 20 memo on this topic. After some discussion, the Board decided to update the hard copy General Code on a quarterly basis. Joe Gill will check to see if the Township will realize any savings by emailing items to the publisher instead of submitting hard copies.

Meteorology/Telvent Invoice

The Board reviewed Mark Miller's email of March 12 on this matter. Since Mark is happy with the service, no action will be taken.

Hershey Mill Dam

The Board reviewed the Proposal for Dam Breach Analysis prepared by Advanced GeoServices and dated March 12, 2010. Marty, Carmen and Thom are not in favor of spending the money for this work, and they do not believe it will result in DEP reclassifying the Dam. Don is in favor of having the work done and believes it will be of value. The Board discussed whether the residents who agreed to raise funds to save the dam should be given the option of paying for the Advanced GeoServices proposal, since the residents are expecting Andy Dinniman to present a letter to DEP that contains this information. The consensus of the Board was that this matter should be presented to the residents for them to decide whether or not they want the work to be done and are willing to fund it. Rick will contact the residents.

Community Day in July (Fireworks)

The Board discussed which elected officials should be invited to this event. They agreed to invite county, state, and federal officials.

Electricity Purchase Update

The Board discussed whether to authorize Marty and Joe Gill to move forward and obtain a no-obligation bid from Co-eXprise.

Marty moved that he and Joe Gill should be authorized to sign off on the RFQ pending the Solicitor's review, and be authorized to accept or deny the bid offer received. Carmen seconded the motion. There was no public comment. The Board voted unanimously to approve the motion.

Resolutions as Ordinances

The Board reviewed Rick's memo of March 11 on this topic. A majority of the Supervisors (Carmen, Marty and Don) are in favor of adopting ordinances for actions that the Board typically adopts by resolution on an annual basis. The Board agreed that staff should send the resolutions

in question to the Township Solicitor's office to get an estimate on what the cost would be for them to prepare the ordinances.

Finance Advisory Group

The Board reviewed Joe Gill's memo of February 19, 2010 on this matter. They agreed that the following items absolutely must be discussed in Hershey:

- Capital Reserve Requirement
- Multi-Year Strategy on Structural Deficit

Don said he would like to take the task "Study on sale of sewer plant" off the Finance Advisory Group To-Do list for now, as the Township has too many other large-scale, time-consuming projects going on at this time.

Meeting in Hershey

The Board agreed to have a public meeting in Hershey on Sunday, April 18 from 10am to 4pm.

Adjournment

There being no further business, the meeting was adjourned at 10:42pm.

Respectfully submitted,

Anne Meddings

Recording Secretary

Attachment: Treasurer's Report

March 11, 2010

TREASURER'S REPORT
2010 RECEIPTS AND BILLS

GENERAL FUND

Real Estate Tax	\$450,081.82
Earned Income Tax	\$42,762.72
Local Service Tax	\$7,000.00
Transfer Tax	\$0.00
General Fund Interest Earned	\$0.00
Total Other Revenue	\$8,161.30
Total Receipts:	\$508,005.84

Accounts Payable	\$65,641.27
Electronic Pmts	\$0.00
Debt Service	\$0.00
Payroll	\$45,000.00
Total Expenditures:	\$110,641.27

INTEREST EARNED

Interest Earned	\$0.00
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Expenditures:	\$0.00
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CAPITAL RESERVE

Interest Earned	\$1,388.26
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Expenditures:	\$0.00
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TRANSPORTATION FUND

Interest Earned	\$287.82
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Expenditures:	\$0.00
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SEWER

Receipts	\$9,535.80
Interest Earned	0.00
Total Sewer:	\$9,535.80

Accounts Payable	\$31,588.76
Debt Service	\$0.00
Total Expenditures:	\$31,588.76

REFUSE

Receipts	\$5,347.56
Interest Earned	\$0.00
Total Refuse:	\$5,347.56

Expenditures	\$74,485.97
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