

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
August 17, 2010 – 7:00pm
Final Approved Minutes**

Present: Chairman Senya D. Isayeff, Vice-Chairman Thom Clapper, and Supervisors Don McConathy, Carmen Battavio and Marty Shane. Also present were Township Manager Rick Smith, Kathryn Yahraes (Historical Commission), Jim McRee (Deer Committee & Planning Commission), Ann Marie Fletcher-Moore (Park & Rec), Linda Gordon and Joe D’Antonio (TAG).

Call to Order & Pledge of Allegiance

Senya called the meeting to order at 7:00pm and asked Ann Marie Fletcher-Moore and Jim Langer to lead everyone in the Pledge of Allegiance.

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.

Recording of Meeting

No one indicated that they planned to record the meeting.

Public Comment on Non-Agenda Items

None.

Consideration of Refuse/Recycling Option(s)

Carmen moved to reject all current bids based on the recommendation of the Township Solicitor, to have the Township Solicitor review all documents received from the bidders and to rebid Option 1 and Option 2. Marty seconded the motion.

Carmen asked that the bidders please “sharpen their pencils” as he does not wish to have to go through the bid process a third time. He noted that the Township may consider going to once-per-week pickup.

Don asked if the motion could be amended to include unlimited yard and leaf waste pickup twice per month, and four times per month during November. Carmen and Marty accepted this amendment.

Thom said neither Option 1 nor Option 2 take into account the request of some residents to have a pay-as-you-go trash program. He suggested an alternative plan which would include selling trash bags and stickers to residents for those times when they have extra trash.

Carmen said that while he does not disagree with Thom’s idea, implementing it would mean someone at the Township would have to be in charge of selling bags and stickers, and he would prefer to have all the work involved with trash service left to the contracted hauler.

Marty said he would eventually like to see the Township move to an Option 5 type scenario, but for now he thinks it would be too big a leap. He said for this contract he prefers to rebid Options 1 and 2.

Thom said he would also like to rebid Option 3 with yard waste collection during weeks 1 and 3 each month. Carmen said he did not agree to that amendment to his motion.

Public Comment: Sam Augustine, J.P. Mascaro & Sons – Suggested that if the Township goes with once weekly pickup, the bid specs should state that the collection day be at the discretion of the Township, so that it does not fall on a Monday or a Friday.

Public Comment: Jackie Webber, Line Road – Said she has a small trash can and asked if she would have to buy a new can for the upcoming contract. Senya told her no. She then asked if she could put out two cans and Carmen said yes.

Marty said the bid documents should specify a collection day of Tuesday, Wednesday or Thursday. Carmen said he would amend his motion to indicate that if trash is to be picked up once per week, the hauler must pick up on either a Tuesday, Wednesday or Thursday.

There was no further discussion or public comment. The Board voted 4:1 to pass the motion. (Thom was opposed).

Carmen repeated to the bidders in the audience that they should “sharpen their pencils” before rebidding.

Don requested that the Board be able to review the revised bid documents before they go out.

Review of Minutes

The Board reviewed and corrected the draft minutes of August 10.

Public Comment: John Schorn, Larch Lane – Requested that some comments he made at the August 10 meeting that were not included in the minutes be added. The additions will be reflected in the final minutes.

Public Comment: Shirley Fox, E. Boot Road – Asked where the 50-ft buffer is that the Board and Mr. Schorn had mentioned during the discussion about comments he wanted added to the minutes. Senya told her that at the last meeting there was a question about a buffer versus an easement in regard to the Hershey Mill pond.

Don moved to approve the minutes as corrected. Carmen seconded the motion. There was no additional discussion or public comment. The Board voted unanimously to approve the motion.

Police Report

Chief John Dumond reported there were 583 calls for police service in July.

Public Comment: Jackie Webber, Line Road – Said she lives on Line Road where traffic is heavy but she never sees a patrol car there. Chief Dumond said he would send a car out.

Public Comment: John Schorn, Larch Lane – Asked if there were any developments in the case of recent robberies in the Township and Chief Dumond said no.

Bills

Current invoices were reviewed.

Treasurer's Report & Expenditure Register Report

See attached Treasurer's Report for August 12, 2010.

The Board reviewed the Treasurer's Report and the current invoices. Thom moved to accept the Treasurer's Report of August 12 and the Expenditure Register Report as recommended by the Treasurer, to accept the receipts and to authorize payment of the invoices just reviewed. Carmen seconded the motion. Thom questioned invoice #56020 for \$170.00 from R. S. Sales & Service for a service call for the ice machine. Carmen looked at the invoice breakdown and said he also thought the cost was high. However, the Board agreed not to hold this invoice back from payment.

The Board also questioned a PLGIT charge for sandwiches purchased from Wawa for Community Day in the amount of \$353.98. Rick reported that the Wawa on Paoli Pike had agreed to donate sandwiches for the event, but due to an electricity outage were unable to do so, and sandwiches had to be purchased from another Wawa.

Public Comment: Ann Marie Fletcher-Moore – Said she is not sure the Township was actually charged for the sandwiches based on a report the Park & Rec Board received from Frank Vattilano. Carmen said he would look into this.

~~Thom moved to accept the Treasurer's Report of iewed, seconded the motion.~~ There was no additional discussion or public comment. The Board voted unanimously to approve the motion.

ACTION LIST

- **Park Bridge Permit**
Rick reported that Pulte has selected a contractor and is going to schedule a pre-construction meeting.
- **Ridley Creek Expansion Monthly Update**
Don noted a financial discrepancy in this report. Rick said he noticed it too and is investigating the matter. The Board then discussed Pennoni charges for the project.
- **Hershey Mill Dam**
Don asked why some items have been removed from the list of expenditures related to the dam. Rick said he will ask Deb Beury to look into it and advise.

Cub Scout Day Camp Program for 2011

Jim Langer, District Director of the Chester County Council and Ann Marie Fletcher-Moore, Volunteer Camp Director, requested that the Board consider their request to hold a Cub Scout summer day camp in East Goshen Township Park from July 11 through July 15, 2011. The Cub Scouts normally use Oakbourne Park in Westtown Township, but have outgrown the park.

Carmen asked if they had already discussed this matter with Park & Rec. Ann Marie said they did briefly discuss it with them, but Park & Rec advised them to go directly to the Board of Supervisors. Carmen said he is in favor of allowing the Cub Scouts to utilize East Goshen Township Park but he needs to have a written recommendation from Park & Rec. Senya agreed and said the Board would wait to take action on this matter after receiving a recommendation from Park & Rec. Don said he will also need something from Frank Vattilano stating that the Cub Scout program would not interfere with his summer camp activities planned for next summer.

Email Service

Senya had Rick describe the various options available for upgrading the Township's email service as outlined in Diane Degnan's August 11 memo. Rick said the staff recommends going with Option #3, an off-site generic service hosted by Bee.net at a cost of \$7.00 per user per mailbox per month. This \$7.00 includes archiving service.

Carmen said he is also in favor of going with Option #3. Marty asked if the Township wants the ABCs to be assigned mailboxes as well as the Board and the staff. The Board briefly discussed this and the legal ramifications of the Board and ABCs using or not using a Township email service to conduct Township business. Don said he also wants to know how the users will access Township email, as it was not mentioned in Diane's memo.

Public Comment: Leo Sinclair, Lochwood Lane – Said this issue was discussed 3-4 months ago and Don agreed. He said as an elected Auditor of the Township he already received information on how to access his Bee.net account. He said there are legal ramifications to what the Board decides in regard to handling Township email, and the Board needs to carefully consider the facts and make sure they understand everything involved before making a decision. Carmen asked Mr. Sinclair what his recommendation would be since he indicated he was an expert on this matter, and Mr. Sinclair said as he is not a lawyer he cannot advise the Township.

The Board agreed to ask Burt of Bee.net to attend the September 7 meeting to address the Board's concerns and answer their questions.

Senya directed Rick to contact the Township Solicitor for recommendations about email service, and if the Township Solicitor cannot provide guidance to contact PSATS.

Grants for Hershey Mill Dam Removal

The Board discussed Rick's memo of August 12 listing two possible sources of grant money for funding the removal of the Hershey Mill Dam.

Don recommended putting this item on hold until the Board decides what to do about selling the dam. Marty disagreed and said he thinks the Township should move ahead and apply for any grants available. Carmen said the Township can always apply for grants and then not accept them, and he is in favor of applying.

Carmen moved for the Township to apply for grants from the National Fish & Wildlife Foundation and the NOAA Open Rivers Initiative to fund the Hershey Mill Dam removal. Marty seconded the motion. Senya asked Rick if the grant applications would involve any cost to the Township and Rick said just the cost of staff time in gathering data to process the paperwork. Thom said he is not sure the two funding sources listed in the memo would apply to East Goshen, and Don agreed.

Public Comment: Neil DeRiemer, Hershey Mill Road – Said the Board should table this discussion until they 1) get the appraisal for the property and 2) find out the costs involved in repairing or breaching the dam. Carmen said the grants in question have deadlines that are quickly approaching, and as an elected official he feels obligated to explore all options for the dam. Mr. DeRiemer said the costs involved in applying for these grants should not be added to the tab of the Save the Dam group.

Public Comment: Joe D'Antonio, Jr., Millrace Lane – Asked if these two grants are similar in nature to the federal grant the Board voted to turn down. Carmen said that is not known yet; the Board only has preliminary information at this point. Rick said these two grants are not like the federal grant that was turned down.

Public Comment: Neil DeRiemer, Hershey Mill Road – Said if the Township gets a \$15K grant (with the help of Senator Dinniman's office) to **repair** the dam, and then applies for other grants to **breach** the dam, isn't the Township sending mixed signals. Senya said that Senator Dinniman would understand the Township's need to cover all the bases.

Don recommended the motion be amended to only move forward with the Preproposal for the National Fish & Wildlife Foundation grant, and for the Board to decide at a later date whether to proceed with the Full Proposal for the National Fish & Wildlife Foundation grant and the grant application for the NOAA Open Rivers Initiative.

Carmen said he wanted to keep his original motion as-is, and noted that Linda Gordon has volunteered to do the paperwork for both grants.

Don stated that the Board has already turned down two grants and in the last year and said he is concerned East Goshen might get a bad reputation.

There was no further discussion or public comment. The Board voted 4:1 to pass the motion. (Don was opposed).

Thom asked when the Township will get the appraisal results for the dam property, and Rick said it should be in by the end of the month.

Fencing Near Hershey Mill Dam

Resident Fran Beck of Foxglove Lane presented some documentation to the Board which he said was originally given to homeowners in Hershey Mill Estates. Mr. Beck said the documents show the locations of easements for public access to the Township open space at the Hershey Mill Dam.

Carmen asked if Mark Gordon visited the area near the dam where Mr. Beck and Ms. Neuhaus indicated last week that a neighbor of theirs had erected a fence. Rick said he personally spoke with the resident in question (Mrs. Armstrong) and she agreed to relocate three panels of her new fence in order to comply with Township code.

Mr. Beck mentioned that in addition to the new fence, Mrs. Armstrong also has a plastic goose fence on her property which may also be in violation of Township code. Rick said he would check into it. Senya told Mr. Beck the matter of the fencing is really a code enforcement matter to be handled by the Code Department, but he thanked Mr. Beck for bringing the matter to the Township's attention.

ABC Appreciation Event for 2010

The Board discussed whether or not to hold an ABC appreciation event this year. Carmen said he is in favor of keeping the annual event, as it is a fairly inexpensive way to thank the ABC members who volunteer their time to the Township. He noted that the proposed budget for 2010 is approximately one-third the cost the event used to run in the past. He recommended the Board cap the cost at \$5K but noted he would do his best to stay under budget (if approved, he plans to organize the event along with Diane Degnan).

Carmen moved to have an ABC appreciation event in 2010 with a maximum total cost of \$5,000. Don seconded the motion.

Marty said he would like to see a cost breakdown before voting.

Don suggested that Carmen check to see if the Oakbourne Mansion might be available at a lower cost than the Goshen Fire Hall. Carmen said he would check.

Thom said he had a problem spending this kind of money on an event of this nature when the Township is under serious budget constraints. He said \$3,000 is a reasonable amount to spend. Carmen said in his experience organizing fundraisers and events of this nature, it would not be possible to do it for \$3,000 unless cold sandwiches were the entree. He said he would not be able to keep the cost below what he spent last year, which was approximately \$4,500.

Senya said there are 29 volunteers who come out to meetings every month, or more than once per month. Many of them, such as Jim McRee, Kathryn Yahraes and Linda Gordon put in a lot of extra time for the good of the Township. He said he feels the Township owes it to the volunteers, and their families that sacrifice time with their loved ones, to continue this event. Senya said he is strongly in favor of having an appreciation event to show the Board's gratitude for having such dedicated volunteers. He then mentioned it might be possible to work on getting sponsors for the event.

Public Comment: John Schorn, Larch Lane – Said he is in favor of the Township having the event again this year.

Public Comment: Joe Buonnano, Herron Lane – Said he agrees with Senya it is appropriate to thank the volunteers in this manner.

Public Comment: Maureen Neuhaus, Foxglove Lane – Said her employer gives out gift cards, which she prefers to having a dinner.

Thom noted that in addition to volunteers, the Township always invites attorneys, engineers, and others who do work for the Township to these events.

There was no further discussion or public comment. The Board voted 4:1 to approve the motion. (Thom was opposed).

Any Other Matter

- *Medical Benefits* - Senya wanted it noted for the record that unlike in West Goshen, no Supervisor in East Goshen gets medical benefits funded by the Township.
- *Angelini Sketch Plan*– Don said Mr. Vincent Angelini has submitted a sketch plan to the Township for his property on Cornwallis Drive. Mr. Angelini is willing to put in an emergency access route between Cornwallis Drive and Wineberry Lane. Don asked if the Board wanted to see a presentation of this sketch plan or to wait for a recommendation from the Planning Commission. Carmen said he would like to see a presentation, and to hear the pro's and con's of this project in regards to public safety. However, he would not render an opinion until receiving the recommendation of the Planning Commission. Thom said he preferred not to undercut the Planning Commission and would prefer to wait for their recommendation. Don said he checked with the Planning Commission and they said it is okay with them if the Board wishes to have their own presentation. Marty said he was concerned the Board would be giving the impression to the applicant that they approve of the plan.

Public Comment: Jim McRee, Oneida Lane – Said the Planning Commission looked at this application in two parts: 1) the request for a subdivision, and 2) an opportunity for the Township to get an emergency access route.

Senya said he would prefer for Mark Gordon to make the presentation to the Board instead of the applicant or his representative. The other Supervisors said they would be okay with that.

Public Comment Period

Maureen Neuhaus, Foxglove Lane – Had a question about getting her home inspected before selling it. Rick provided her with the information she needed.

Kathryn Yahraes, Vista Drive – Said that Michael McGinty, owner of McGinty's Nursery, died on Sunday. She wanted to give the Planning Commission a heads up that the Township could receive an application to subdivide the property if it turns out the children do not wish to keep the business.

Correspondence & Reports of Interest

Rick reported that the Township received a letter from resident Norma Morgan expressing appreciation for assistance she received from Building Inspector Mike Merwin.

Township Finances

Senya reported that per the Director of Finance, as of June 30 the Township had a favorable variance and as a result the structural deficit is at \$542,740.

Meetings & Dates of Importance

Senya noted the upcoming Township meetings as noted in the agenda. Don asked if the Board plans to meet on August 31 as indicated in the agenda. Since August 31 is the fifth Tuesday of the month the meeting should only be held if necessary. The Board agreed to discuss this on August 24.

Public Comment Period

John Schorn, Larch Lane – Asked the status of the sewer plant project. Rick said the Township is operating the new plant, and work will most likely be completed in September. The project is still on budget.

Joe Buonnano, Herron Lane – Asked if the Board has the intention to sell the sewer plant. Carmen said nothing is out of consideration. Senya noted that it has not been discussed since he joined the Board, and the topic is not on the table at this time.

Adjournment

There being no further business, the meeting was adjourned at 9:25pm.

EXECUTIVE SESSION

The Board met in Executive Session until 9:35pm to discuss a legal matter.

Anne Meddings
Recording Secretary
Attachment: Treasurer's Report

August 7, 2010

8/12/10

TREASURER'S REPORT
2010 RECEIPTS AND BILLS

GENERAL FUND

Real Estate Tax	\$279.46
Earned Income Tax	\$80,628.18
Local Service Tax	\$3,000.00
Transfer Tax	\$0.00
General Fund Interest Earned	0.00
Total Other Revenue	\$80,174.08
Total Receipts:	\$144,081.70

Accounts Payable	\$86,562.70
Electronic Pmts:	
Health Insurance	\$0.00
Credit Card	\$1,323.03
Postage	\$0.00
Debt Service	\$23,883.73
Payroll	\$44,000.00
Total Expenditures:	\$155,769.46

STATE FUND

Interest Earned	\$0.00
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Expenditures:

CAPITAL RESERVE

Interest Earned	\$0.00
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Expenditures: \$3,805.18

TRANSPORTATION FUND

Interest Earned	\$0.00
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Expenditures:

SEWER OPERATING

Receipts	\$69,589.20
Interest Earned	\$0.00
Total Sewer:	\$69,589.20

Accounts Payable	\$10,063.62
Debt Service	\$32,243.07
Total Expenditures:	\$42,306.69

REFUSE

Receipts	\$25,233.53
Interest Earned	\$0.00
Total Refuse:	\$25,233.53

Expenditures \$74,029.84