

**EAST GOSHEN TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
1580 PAOLI PIKE  
May 3, 2011 – 7:00pm  
Final Approved Minutes**

**Present:** Chairman Senya D. Isayeff, Vice-Chairman Don McConathy, Supervisors Carmen Battavio, Marty Shane and Thom Clapper. Also present were Township Manager Rick Smith, Zoning Officer Mark Gordon, Phyllis Marron (Park & Rec), Kathryn Yahraes (Historical Commission), and Bryan DelMonte (Conservancy Board).

**Call to Order & Pledge of Allegiance**

Senya called the meeting to order at 7:00pm. He asked Carmen 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**

Linda Herzog of Cornwallis Drive said she would be recording the meeting.

**Public Comment on Non-Agenda Items**

None.

**Chairman's Report**

Senya announced the following:

- The Board will hold a long-range financial planning session on May 26 from 1:00pm to 4:30pm. The meeting will be open to the public.
- The Board met in Executive Session on April 26 to discuss a personnel matter.
- The Board will dedicate the new bridge in Applebrook Park on Monday May 9 at 10:00am. Former Supervisor Joe McDonough will be present.

**Cell Tower Proposals**

Don and Thom summarized the recommendation of the Wireless Subcommittee as outlined in their May 3 memo to the Board. Thom noted that he disagreed with the others in regard to the issue of falling branches from monopines being an unacceptable liability to the Township.

Marty said his preference is to have a unipole installed at the Township Building using Liberty Towers as the provider, and with the blended revenue option. Don said his preference is for a unipole installed at the Township Building. Thom said his preference is for a unipole installed at the Township Building.

The Board left the room for a 2-minute Executive Session pertaining to a legal matter.

When they came back, Carmen said his preference is for a unipole at the Township Building. Senya also said his preference is for a unipole at the Township Building.

Rick was directed to send out a 1,000 ft. letter to residents informing them that at the May 24 meeting the Board will consider the possibility of installing a cell tower at the Township Building. Rick will also have a notice posted on the Township website and put it out via Constant Contact.

*Public Comment: Leo Sinclair, Lochwood Lane* – Asked if the Board had narrowed down a site for the unipole. Senya told him yes, at the Township Building. Mr. Sinclair asked if the elementary school principal would be notified and Senya said yes.

*Public Comment: Kathryn Yahraes, Vista Drive* – Asked where on the property the unipole would be located. Senya told her it would be placed in a suitable location in the back, between the buildings.

*Public Comment: John Schorn, Larch Lane* – Asked why doesn't the Township negotiate with the cell tower providers for what they want. Senya told him that is the intent. Mr. Schorn then had a question about making the tower providers guarantee the number of carriers they would have on the tower for a certain number of years. Senya said the Township would be covered by a bond.

#### **Executive Assistant Job Description**

Carmen asked where the Board stood on the issue of implementing a two-tiered salary structure for Township employees. He was told the salary for this position was approved in the motion that passed during the April 12 Board meeting. Marty told Carmen that he personally does not agree with having a two-tiered salary structure, even though he voted it for it for this particular job on April 12.

Marty said Rick is checking with other local townships to find out their salary ranges for benchmark positions. He will have this information ready for the Board's review at the May 24 meeting.

Since the May 24 meeting will probably be taken up largely by discussion of the cell tower issue, the Board agreed to table discussion on the Executive Assistant position until the June 7 meeting.

*Public Comment: Shirley Fox, E. Boot Road* – Wanted an explanation for why the Township is hiring again after laying off several employees last year. Senya told her the number of jobs reduced was 4.5. The Permit Coordinator job will be filled again to replace someone who resigned. The new position (the title has not yet been determined) will provide Mr. Smith with much-needed administrative assistance. Mr. Smith's duties are the same as that of a CEO of a corporation with a \$10 million annual budget.

#### **Tree & Parking Ordinance Amendments**

Tree Ordinance Amendment - Don said the tree ordinance appears to reflect all the changes made by the various ABCs. He agreed with Mark Gordon's recommendation to incorporate the

two comments made by the County, and to have the amendment undergo a final review by the Planning Commission.

Parking Amendment – The Board will ask the Planning Commission to give the Parking amendment one final review.

**State Senate Bill 283 – Township Code Bidding Legislation**

The Board reviewed an April 26 memo from PSATS on this issue. The Board agreed that while they support S.B. 283, they do not support the amendment proposed by some senators.

Marty moved to authorize the Township Manager to send a letter to PSATS expressing the Board's opposition to the proposed amendment to S.B. 283. Don seconded the motion.

*Public Comment: Leo Sinclair, Lochwood Lane* – Said he objected to the Township sending a letter objecting to the amendment.

There was no further discussion or public comment. The Board voted unanimously to approve the motion.

**Property Line Fence**

The Board reviewed Mark Miller's April 29 memo on this topic. Don would like to know the cost of having Township staff install the fence, and whether any of the fence companies would provide a warranty if they install the fence for the Township. Thom said he is in favor of having Township staff install the fence to save money. Carmen suggested having the fence companies bid the project both ways.

Carmen moved to put the purchase and installation of a replacement property line fence out to bid, and for the interested firms to bid the project both ways – as materials only, and as materials plus installation. The bids should also include warranty information. Don seconded the motion.

*Public Comment: Kathryn Yahraes, Vista Drive* – Wanted clarification on whether the second set of numbers in Mark Miller's memo included cost and labor. Carmen told her yes.

*Public Comment: John Schorn, Larch Lane* – Asked the type of fence to be installed and Mark Gordon told him it would be a shadowbox fence. Mr. Schorn asked if it would be wood and Senya said yes. He asked the height and Rick said 6 feet. Mr. Schorn suggested the Township also get bids for a plastic fence.

Carmen modified his motion to indicate that the interested firms should bid on fences made of plastic, pressure-treated wood and pine. Don accepted the amendment.

*Public Comment: Bryan DelMonte, Clocktower Drive* – Asked if the elementary school has a requirement for a fence. Rick told him no; the fence is actually the Township's requirement.

There was no further discussion or public comment. The Board voted unanimously to approve the motion.

### **Any Other Matter - Fireworks**

Senya announced that the fireworks are a "go" for this year since the Township was able to secure \$26,150 in pledges, with additional pledges to follow. The fireworks will be held on June 25 with June 26 as the rain date. Marty said he will call Andy Dinniman to ask for a donation.

*Public Comment: Kathryn Yahraes* – Asked for a pledge breakdown and wanted to know if any were corporate sponsorships. Senya told her that Applebrook will donate \$5,000 and the YMCA will donate \$5,000 plus a band. He told her that yes; there were also corporate sponsorships.

Don suggested an announcement be put on the Township website ASAP. Rick said it will also make it to the newsletter in time. Senya would also like it on Constant Contact.

Marty suggested putting notices on yard signs around the Township (the kind used by the Historical Commission to announce Living History Day) starting approximately 10 days before the event. He would also like it posted to the 2 Township bulletin boards. Carmen said it could also get posted to the Fire Company bulletin boards.

Marty moved to proceed with the fireworks program for 2011 as discussed above. Don seconded the motion. There was no further discussion or public comment. The motion passed unanimously.

### **Review of Minutes**

The Board reviewed and corrected the draft minutes of April 26. Don moved to accept the minutes as corrected. Marty seconded the motion. There was no discussion or public comment. The motion passed unanimously.

### **Treasurer's Report & Expenditure Register Report**

*See attached Treasurer's Report for May 3, 2011.*

The Board reviewed the Treasurer's Report and the current invoices. Thom moved to accept the Treasurer's Report of May 3 and the Expenditure Register Report as recommended by the Treasurer, to accept the receipts and to authorize payment of the invoices just reviewed. Don seconded the motion. There was no discussion and no public comment. The Board voted unanimously to approve the motion.

### **Action List**

Wireless Ordinance – The final draft is on the Planning Commission's agenda for May 4.

Indemnification Letter – Still waiting on The Reserve at Spring Meadow.

Fire Company Expenses – Still waiting for information from the Fire Company.

Facebook & Twitter – Rick reported that the hardware has been installed, and Frank is currently interviewing interns. Kathryn Yahraes wanted to know if the Historical commission could have access to the Facebook page, or if it was for exclusive use by Park & Rec. The Board and staff discussed having one Facebook page for the entire Township. Senya suggested creating an IT Committee within the Township to address such issues.

TAG Action list – Rick said that Deb Beury is meeting with one more bank this week about the lockbox issue.

Hershey Mill Dam – Rick reported that Neil DeRiemer said he would provide an update at the May 10 Board meeting. Marty said that per Andy Dinniman, if the township can get the dam classified as “historic,” the problem will go away. He asked Kathryn Yahraes to get the ball rolling, and to use Andy Dinniman’s office as a resource. Senya advised Kathryn to get clarification on what exactly Andy Dinniman meant by “historic.”

Quarterly 2010 Financial Reports – The quarterly report will be expanded to include April and will be distributed in time for the Financial Planning Session on May 26.

Telecom Registration & Reporting – Still waiting on Clearwire.

Impact of Chapter 102 Requirements – Review is ongoing.

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

Senya acknowledged receipt of a letter from resident James Buck commending WEGO Officer Robert Kephart.

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

Senya noted the upcoming meetings as listed in the agenda.

### **Public Comment Period**

*Shirley Fox, E. Boot Road* – Said she would like to see the recreational path installed on Line Road. She suggested the path be constructed of stone dust with sandstone screenings. She said her well has run dry since the Applebrook development and golf course went in. Applebrook has ruined her business. The Township should be looking after the residents, and not siding with developers like Mr. Belber. Carmen told her he objected to her comments and said the Board went out of its way to get a worthwhile development like Applebrook, as opposed to another development with hundreds of homes crammed onto the site.

Ms. Fox said that Applebrook’s dirt pile and high fence are preventing her from selling her property. Senya told her that he and Mark Gordon would take a look at the dirt pile to see if it is in compliance with Township code.

Marty told Ms. Fox that the recreational path is still on the approved plan. He noted that she was only the second person to ask the Township to install it.

### **Adjournment**

There being no further business, the regular meeting was adjourned at 8:58pm.

### **Executive Session**

The Board met in Executive Session until 9:10pm to discuss a personnel matter.

Anne Meddings

Recording Secretary

*Attachment: Treasurer’s Report*

May 3, 2011

**TREASURER'S REPORT  
2010 RECEIPTS AND BILLS**

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**GENERAL FUND**

Real Estate Tax	\$14,849.58	Accounts Payable	\$29,834.16
Earned Income Tax	\$219,800.00	<u>Electronic Pmts:</u>	
Local Service Tax	\$14,200.00	Health Insurance	\$0.00
Transfer Tax	\$0.00	Credit Card	\$3,770.11
General Fund Interest Earned	\$0.00	Postage	\$1,000.00
Total Other Revenue	\$7,471.01	Debt Service	\$0.00
Total Receipts:	<u>\$256,320.59</u>	Payroll	\$40,000.00
		Total Expenditures:	<u>\$74,604.27</u>

**STATE FUND**

Interest Earned	<u>\$0.00</u>	Expenditures:	<u>\$0.00</u>
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**CAPITAL RESERVE**

Interest Earned	<u>\$0.00</u>	Expenditures:	<u>\$3,170.00</u>
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**TRANSPORTATION FUND**

Interest Earned	<u>\$0.00</u>	Expenditures:	<u>\$0.00</u>
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**SEWER OPERATING**

Receipts	\$159,742.46	Accounts Payable	\$26,441.61
Interest Earned	\$0.00	Debt Service	\$0.00
Total Sewer:	<u>\$159,742.46</u>	Transfer to M.A.	\$7,000.00
		Total Expenditures:	<u>\$33,441.61</u>

**REFUSE**

Receipts	\$49,859.60	Expenditures	<u>\$13,568.15</u>
Interest Earned	\$0.00		
Total Refuse:	<u>\$49,859.60</u>		