

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
April 17, 2012 – 6:00pm
Final Approved Minutes**

Present: Chairman Senya D. Isayeff, Vice-Chairman Thom Clapper and Supervisors Marty Shane, Carmen Battavio and Chuck Proctor. Also present were Township Manager Rick Smith, CFO Jon Altshul, Township Solicitor Kristin Camp, Al Zuccarello (Planning Commission and Commerce Development Commission), Kathryn Yahraes (Historical Commission), Derek Davis (Assistant to State Rep. Dan Truitt) and Westtown Supervisor Tom Haws.

Executive Session

The Board met in Executive Session from 6:00pm until 7:00pm to discuss a personnel matter and the police labor contract.

Call to Order & Pledge of Allegiance

Senya called the meeting to order at 7:00pm. Jon Altshul led everyone in the Pledge of Allegiance.

Moment of Silence

Carmen Battavio called for a moment of silence to honor the troops.

Recording of Meeting

No one indicated they would be recording the meeting.

Officer of the Year

Detective Balchunis, a 12-year veteran of the Police Department, was presented with the Officer of the Year award by Police Chief John Dumond and Police Commissioner Carmen Battavio. After receiving the award the Detective and his family, friends and fellow officers celebrated with cake and ice cream. The Board thanked Detective Balchunis for his service to the residents of East Goshen, Westtown and Thornbury Townships.

Landscaping

The Board recognized Vince Del Vacchio for landscaping the front of the Township Building. The Del Vacchio Landscape and Garden Center recently opened at the old McGinty's location.

Chairman's Report

Senya announced that the Board met in Executive Session on April 12 to discuss the police labor contract and immediately before this meeting to discuss a personnel matter and the police labor contract.

Resolution 2012-4A Appointing Jon Altshul the Township Treasurer

Senya introduced the new CFO Jon Altshul, a resident of East Goshen. Marty moved to adopt Resolution 2012-4A appointing Jon as the Township Treasurer. Chuck seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Public Comment on Non-Agenda Items

None.

Public Hearing – Ordinance to Create Park & Recreation Commission

The Board conducted a public hearing to consider adoption of an ordinance to create a Park & Recreation Commission. Carmen moved to adopt the ordinance. Chuck seconded the motion. The Board voted unanimously to approve the motion. A court reporter was present and will provide a complete transcript of the proceedings. Rick said he will forward copies of the ordinance to the residents who have expressed interest in serving on the Park & Recreation Commission.

Public Hearing – Conditional Use Application for Camp K-9 Paradise for Paws

The Board conducted a public hearing to consider a conditional use application by Camp K-9 Paradise for Paws, a canine daycare, training, and boarding facility to be located at 1303 West Chester Pike. Applicant Jason Morgera was present with his attorney Brian Nagle.

Marty moved to approve the conditional use application of Camp K-9 Paradise for Paws pursuant to Section 240-14(C)(12) of the East Goshen Township Zoning Ordinance to allow a kennel/dog daycare use on the Property subject to the following conditions:

1. The use shall be operated in accordance with: (i) the Conditional Use Application dated February 28, 2012 and the narrative attached thereto; (ii) the Conditional Use Plans, prepared by Jeffrey M. Laufer, AIA, dated February 28, 2012, last revised April 4, 2012 (the "Plans"); and (iii) all testimony and evidence presented by Applicant during the conditional use hearing.
2. Applicant shall limit the number of dogs on the Property to a maximum of 120 dogs at any one time.
3. Applicant shall prepare and maintain accurate records of the number of dogs that are kept on the Property on a daily basis. Such records shall be available for inspection by the Township upon request.
4. Applicant and the kennel use shall comply with the Township noise control standards in the Zoning Ordinance and Chapter 156 of the East Goshen Code titled, "Noise."
5. Applicant shall implement a plan that is approved by the Board to address complaints from neighbors concerning excessive dog barking.
6. Applicant shall install the reserved parking on grass pavers depicted on the Plans if the Township Zoning Officer determines that additional parking is necessary. Such parking shall be installed in accordance with the Township's specifications within 60 days of receipt of written notice from the Township, weather permitting.

7. The parking lot and vehicle access surfaces shall be repaired as determined by the Zoning Officer and all parking areas re-stripped prior to the issuance of a use and occupancy certificate.
8. The existing wall sign and freestanding signs shall be refaced and no additional sign area shall be added to these two signs and no additional signs shall be permitted on the Property except for the directional signs shown on Exhibits A-1(a) and A-1 and those required to be installed by condition number 14 below.
9. Applicant shall provide to the Township a copy of the kennel license that it obtains from the Commonwealth of Pennsylvania, Department of Agriculture and shall continuously maintain such license.
10. Applicant shall install 150 watt lighting fixtures at the rear of the building in the location identified on the Conditional Use Rendered Plan which was admitted into the record as Exhibit A-1a to improve the parking lot lighting.
11. Applicant shall adhere to all applicable Federal, State, County and local laws, ordinances, and regulations and shall secure all proper permits prior to construction of the improvements depicted on the Plans.
12. Applicant shall meet annually with representative from the emergency responders who will be called to respond to emergencies at the kennel in order to provide training on the method of removing dogs in the event of an emergency. Any reasonable costs incurred in such training shall be paid for by Applicant.
13. Applicant shall direct its customers/clients to drop off and pick up their dogs in the rear of the building as needed to prevent vehicles from backing up onto West Chester Pike.
14. Applicant shall install signage at the exit of the Property which indicates "No Left Turn" and "No U-Turn at the intersection of Ellis Lane and West Chester Pike."
15. Applicant shall provide to its customers/clients and shall advertise in its marketing materials suggested directions on how to get to the Property.

Thom seconded the motion.

Dave Macatee (uncle of the applicant) and Al Zuccarello both urged the Board to approve the application.

Mr. Nagle and his client said they accepted the conditions and agreed to waive the Township's 24-hour notification requirement.

The Board voted unanimously to approve the motion.

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

Police Report

Chief John Dumond reported there were 439 calls for service from East Goshen in March.

Goshen Fire Company Report

No one was present from the Goshen Fire Company, and no report was received this month.

Malvern Fire Company Report

No one was present from the Malvern Fire Company, but they submitted a written report for their activities in March 2012.

Fire Marshal Report

The Board reviewed the March report from Fire Marshal Mark Miller.

Financial Report

Jon Altshul provided a financial report for the 1st Quarter of 2012.

Fireworks/Community Day

Senya reported that the Township will know by May 1 whether or not a joint fireworks event will be held with West Goshen. Marty wanted to discuss having a Community Day event in conjunction with the fireworks again this year. He expressed disappointment that the Township was not planning to go forward with a Community Day event for 2012 after the big success it was in 2011. Thom also expressed disappointment that a Community Day would not be held in 2012 but said he is not willing to spend Township money toward the event. He also stated that he did not want to interfere with the fundraising efforts by the 501(c)3. Chuck said the Township should have Community Day again this year and suggested the Board consider using some of the transfer tax windfall from the sale of Bellingham toward the cost of the event. The consensus of the Board was that it is very important to bring the community together in a positive way, and this event would be a worthwhile endeavor. There was some discussion on where the event should be held – at the Township Park, at East High School/Price property or at West Goshen's park, but nothing was decided.

Marty moved for the Township to proceed with plans for a Community Day in 2012 in conjunction with West Goshen if possible, and if not, East Goshen should proceed to hold the event on its own, with an expenditure of up to \$30K which will include the \$18K commitment from the Friends of East Goshen. Chuck seconded the motion. Senya noted that the Friends of East Goshen were asked to provide \$30K for this event but agreed to provide only \$18K.

There was no further discussion and no public comment. The Board voted unanimously to approve the motion. Rick will contact the Friends of East Goshen to inform them the Township is going ahead with this event at a budget of \$30K. Anything raised after April 17 will not be considered part of the \$18K. Senya noted that each donor to the 501(c)3 has a right to restrict their donation for a particular use.

Marty asked if the Township had heard anything from resident Leo Sinclair who said he would help raise funds for this event. Rick said he had heard nothing.

Color Selection for Cell Tower on Township Property

The Board agreed to table this matter until some expert opinions have been obtained on the best choices for color.

Resolution 2012-64A, Commerce Development Commission

Thom moved to adopt Resolution 2012-64A, changing the name of the Community Development Commission to the Commerce Development Commission, with one minor change

to the draft as made by Marty. Marty seconded the motion. CDC Chairman Al Zuccarello noted the name change was being requested because the original name for the group was causing some confusion to businesses the members were contacting. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Fiduciary Liability Insurance

Thom moved to direct the Township Manager to proceed with purchasing a \$1M Fiduciary Liability Insurance policy from Travelers in the amount of \$2,276. Chuck seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Mower Replacements

Carmen moved to approve the expenditure of \$15,702 to purchase two replacement mowers per the April 9 request of Mark Miller, Director of Public Works. The mowers were budgeted at \$16,000. Thom seconded the motion. There was no discussion and no public comment. The Board voted unanimously to approve the motion.

Any Other Matter

Garden Fair & Plant Sale - Thom announced that the Penn State Extension will hold a Garden Fair and Plant Sale at the Township Building on April 28 from 9:00am to 3:00pm. Plants will be sold and there will be informational workshops, activities, and demonstrations.

All-Day Summer Camp – Thom reported that per Frank Vattilano, there is not sufficient interest among the residents to hold an all-day summer camp at this time. Frank sent out a survey to the parents of past camp attendees. Surveys were sent to 200 households and 71 responses were received. Thom said he believes the survey should have been sent out to a larger population of residents and Senya agreed.

Marty said researching this matter will be a good task for the new Park & Recreation Commission, who will need to survey the residents on what programs they would like to have.

Senya said it's disappointing to him that East Goshen, which prides itself on being a premier Township, does not provide an all-day summer camp for children. He said the Township needs to advertise an all-day camp in the *Daily Local*, on the Township website, Township signboards, at the Farmers' Market and on Constant Contact. He asked Rick to instruct Frank Vattilano to make more of an effort in this regard.

Review of Minutes

The Board reviewed and corrected the draft minutes of April 3. Senya announced that the minutes would stand approved as corrected.

Treasurer's Report & Expenditure Register Report

See attached Treasurer's Report for April 12, 2012.

The Board reviewed the Treasurer's Report and the current invoices. Thom moved to accept the Treasurer's Report of April 12 and the Expenditure Register Report as recommended by the

Treasurer, to accept the receipts and to authorize payment of the invoices just reviewed. Chuck seconded the motion. There was no further discussion or public comment. The Board voted unanimously to approve the motion.

Senya stated again that he would like the exercise instructors to rent Township space to hold their classes and to do all the work of taking their own registrations, etc. He does not think the Township should be doing the administration work for the exercise instructors. The Board began a discussion of this matter but agreed to table it until Rick gets some additional information from Frank Vattilano.

Action List

Cloud Computing – No updates.

Comp Plan – Staff is preparing the RFP.

IT Committee Implementation – The Board reviewed an updated status report on the implementation of the IT Committee's recommendations.

Municipal Authority Projects – The Ridley Creek Sewage Treatment Plant is complete. Lockwood construction is scheduled to begin in April. The Marydell, Reserve, and Hershey Mill Pump Stations are in the final design stage.

Quarterly Financial Reports – The Board reviewed the quarterly financial reports.

Quarterly Report on I&I – The Board reviewed the quarterly I&I report.

Quarterly Report of Right-To-Know Requests – Tabled until the May 1 meeting.

Telecom Registration & Reporting – Enforcement action against T-Mobile has been initiated.

Televising Meetings – Rick reported that he contacted West Chester University. Thom moved for staff to terminate all information gathering activity on this matter because four members of the Board are not in favor of televising meetings. Carmen seconded the motion. The Board voted 4:1 in favor of the motion. (Senya was opposed.)

Billboard Ordinance – Rick reported that the Chester County GIS Department will provide the Township a map with ADT counts and vacant lots.

Correspondence & Reports of Interest

Senya acknowledged receipt of the following:

- Letter from residents Harry and Ann Cummings thanking Mark Miller for his help on a sewer line problem.
- Report from the Director of Public Works on March activities.
- Copy of a letter sent to residents regarding a Zoning Hearing Board application made by Anthony Renzi, Jr. for 219 Ellis Lane.
- Letter from the Chester County Tax Collection Committee regarding the Philadelphia Tax Credit.

Meetings & Dates of Importance

Senya noted the upcoming meetings as listed in the agenda.

Public Comment Period

Kathryn Yahraes – Gave a report on Keep East Goshen Beautiful Day. A list of everyone who volunteered will be posted to the Township website. Marty recognized Kathryn and Jack Yahraes for doing a great job running this annual program so successfully.

Adjournment

There being no further business, the meeting was adjourned at 10:37pm.

Anne Meddings

Recording Secretary

Attachment: Treasurer's Report

April 12, 2012

TREASURER'S REPORT
2012 RECEIPTS AND BILLS

GENERAL FUND

Real Estate Tax	\$231,396.58
Earned Income Tax	\$83,175.61
Local Service Tax	\$152.93
Transfer Tax	\$0.00
General Fund Interest Earned	\$4,944.47
Total Other Revenue	\$30,189.47
Total Receipts:	<u>\$349,859.06</u>

Accounts Payable	\$328,148.50
<u>Electronic Pmts:</u>	
Health Insurance	\$0.00
Credit Card	\$1,568.52
Postage	\$0.00
Debt Service	\$0.00
Payroll	\$86,000.00
Total Expenditures:	<u>\$415,717.02</u>

STATE FUND

Interest Earned	<u>\$0.32</u>
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Expenditures: _____

CAPITAL RESERVE

Interest Earned	<u>\$4,592.08</u>
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Expenditures: \$7,343.08

TRANSPORTATION FUND

Interest Earned	<u>\$338.31</u>
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Expenditures: _____

SEWER OPERATING

Receipts	\$15,802.90
Interest Earned	\$79.63
Total Sewer:	<u>\$15,882.53</u>

Accounts Payable	\$202,248.36
Debt Service	
Total Expenditures:	<u>\$202,248.36</u>

REFUSE

Receipts	\$4,344.99
Interest Earned	\$72.51
Total Refuse:	<u>\$4,417.50</u>

Expenditures \$61,533.13

SEWER CAPITAL RESERVE

Interest Earned	<u>\$373.07</u>
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Expenditures _____