

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
December 4, 2012 – 6:00pm
Final Approved Minutes**

Present: Chairman Senya D. Isayeff, Vice-Chairman Thom Clapper and Supervisor Carmen Battavio. Supervisors Marty Shane and Chuck Proctor were absent. Also present were Township Manager Rick Smith, CFO Jon Altshul, Kathryn Yahraes (Historical Commission), Erich Meyer and John Jamgochian (Park & Rec), and Derek Davis, assistant to State Rep. Dan Truitt.

Executive Session

The Board met in Executive Session from 6:00pm to 7:00pm to interview ABC candidates.

Call to Order & Pledge of Allegiance

Senya called the meeting to order at 7:00pm and asked Derek Davis to lead everyone in the Pledge of Allegiance.

Moment of Silence

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

Recording of Meeting

Resident Leo Sinclair of Lochwood Lane recorded the meeting.

Public Comment on Non-Agenda Items

Dr. Howard Jones, Kennett Way – Said he reviewed the Police Commission meeting minutes and the East Goshen meeting minutes regarding the WEGO contract. The Police Commission meeting minutes from July 2012 contained some very unfortunate comments made by WEGO's Thornbury representative. Dr. Jones suggested that East Goshen make a careful review of the agreements and contracts regarding the police so the Township won't be backed into a corner again by Thornbury.

Chairman's Report

Senya announced that the Board met in Executive Session on November 27 regarding a personnel matter, and they met in Executive Session earlier this evening to interview ABC candidates.

Presentation on the Chester County Bicycle and Pedestrian Plan

Randy Waltermeyer and Mark Gallant of the Chester County Planning Commission (CCPC) gave a PowerPoint presentation on the Central Chester County Bicycle and Pedestrian Circulation Plan. The CCPC and Chester County Health Department, working in conjunction with seven municipalities in the central portion of Chester County, are developing a Bicycle and Pedestrian Plan for the Downingtown, Exton, and West Chester area. This is an 18-month plan funded by PennDOT with a 15-20 year implementation horizon. Implementation will primarily take place

through the Land Development process. The County is leading the effort but implementation will need to be a collaborative effort with local municipalities.

Their first priority will be to create a multi-use trail along Paoli Pike, something that was overwhelmingly preferred by the local residents they met with (including residents from East Goshen) during their public workshops on the project.

The County will give recommendations to the municipalities with ideas and suggestions for their implementation. Randy said the group is currently working on putting together cost information. The County is looking to have East Goshen's endorsement of the project by April 2013.

Public Comment: Derek Davis – Asked if State roads will be involved in the project and Mr. Waltermyer said yes. They are working with PennDOT on such matters as road resurfacing, shoulder markings and striping.

Public Comment: Leo Sinclair, Lochwood Lane – Asked what types of cyclists they are looking to engage in this process. Mr. Waltermyer said they are aiming to involve novice and less experienced road cyclists, and especially families. Mr. Sinclair said he thinks this plan will present some problems if it involves the taking of private property, in which case there will be pushback from property owners.

Public Comment: Joe Buonnano, Herron Lane – Asked if motorized vehicles will be allowed on the trail and Mr. Waltermyer said no. Mr. Buonnano asked about security on the trail. Mr. Waltermyer said for trails that parallel roadways, local law enforcement is responsible. Mr. Buonnano asked if pedestrians will be allowed on the trail, and who would have the right of way. Mr. Waltermyer said pedestrians will be allowed and would generally get the right of way.

Public Comment: Kathryn Yahraes, Vista Drive – Asked for the group's web address and Mr. Waltermyer said it's www.chesco.org/planning/cccbikeped. She asked if the group has met with the East Goshen Park & Rec Commission. Mark Gallant said they have been working with Mark Gordon up to this point, but will be happy to schedule a meeting with the Park & Rec Commission if the Township wishes. Kathryn requested that Township staff list the group's February 28 meeting on future East Goshen agendas under "Dates of Importance." She then asked about the parameters for installing sidewalks in historic Goshenville. Mr. Waltermyer looked at the map of the project and said that contrary to something he said earlier, there are no sidewalks planned for Goshenville or E. Boot Road. The only plan is for the multi-use trail along Paoli Pike. Kathryn asked what the trail limits will be. Mr. Waltermyer said it will stretch from the vicinity of the YMCA (Airport Road) to the East Goshen Township Park. Kathryn said she is concerned about potential impacts from the trail cutting through a Historic District. Mr. Waltermyer said the group is not at the engineering stage yet, but in his experience Historic Districts and multi-use trails can co-exist.

Public Comment: Mike Broennle, Hunters Circle - Said he attended the public workshops and he thinks the trail should go all the way to Line Road. He also thinks it should accommodate e-bikes as well as motorized wheelchairs/scooters.

Senya thanked Mr. Waltermeyer and Mr. Gallant for their presentation.

Signs at Applebrook Preserve

Jim Dehaven from the HOA of The Preserve at Applebrook was present. The HOA would like to replace their two existing brass wall plaques that say Preserve at Applebrook with new signs noting that it is a "Private Community."

Carmen moved to approve the change in the two existing plaques as presented in the photographic rendering provided to the Township. Thom seconded the motion.

Public Comment: Art Polishuk, Grand Oak Lane – Suggested the motion specify the new wording as well as the sign dimensions. Carmen amended the motion to say the new plaques shall read "The Preserve at Applebrook" with the words "Private Community" at the bottom. The new plaques shall be the same size as the existing plaques. Thom seconded the amended motion.

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

Workers' Compensation Insurance For Volunteer Firefighters.

Carmen moved to authorize the Chairman to execute the Agreement Between East Goshen Township and the Goshen Fire Company Regarding Workers' Compensation Insurance For Volunteer Firefighters. This document has already been signed by Jerry Fokas, President of the Goshen Fire Company. Thom seconded the motion.

Public Comment: Leo Sinclair, Lochwood Lane – Asked Carmen if he is associated with the Fire Company. Carmen said he is a Life Member of the Goshen Fire Company but has no duties with them these days except volunteering to cook breakfast for fundraisers. Carmen stated that if he had any conflict of interest in this matter he would have recused himself from the discussion and the vote.

Public Comment: Neil DeRiemer, Hershey Mill Road – Asked for clarification of the new insurer. He was told this is the last resort (State plan) for high-risk classes that cannot get insurance elsewhere.

Public Comment: Joe Buonnano, Herron Lane – Had a number of comments about workers' compensation coverage.

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

2013 Township Budget and 2013 Wego Budget

Jon Altshul reviewed the changes made to the budget since the Board's last meeting on November 20.

Carmen moved to adopt a 2013 General Fund budget of \$11,318,018 of which \$9,952,629 is for core Township functions and \$1,365,389 is for pass-through accounts; a State Liquid Fuels Fund budget of \$354,984; a 2013 Capital Reserve Fund budget of \$248,300; a 2013 Transportation Fund budget of \$26,800; a 2013 Sewer Operating Fund budget of \$3,091,600; a 2013 Refuse Fund budget of \$1,055,687; and a 2013 Sewer Capital Reserve Fund budget of \$556,769. He further moved that the Board adopt the 2013 Westtown East Goshen Police Department Budget, Version 3.5, in the amount of \$6,313,437.55 of which the Township's contribution is \$2,769,721.24. Thom seconded the motion.

Public Comment: Art Polishuk, Grand Oak Lane – Asked where the revenues and expenses for the Farmers' Market are located in the budget. Jon said the Farmers' Market was previously part of the Friends of East Goshen, and since the Market is in flux he is not sure how the finances will be handled going forward. However, there are \$1,200 in revenues for the Market in the Park & Rec section of the budget.

Public Comment: Dr. Howard Jones, Kennett Way – Asked how the expenditure for a geothermal system from the General Fund will impact the bottom line. Jon said the approximate \$500K expenditure will create a projected \$450K deficit. Mr. Jones then stated he is not sure the Township has complied with the requirement that the budget be posted for public inspection for 20 days, and asked that the motion be tabled. Jon said that the 20-day requirement was met because this budget did not change in the aggregate by more than 10% from when it was originally advertised in November. He read aloud the relevant passage from the Second Class Township Code.

Public Comment: Leo Sinclair, Lochwood Lane – Had questions about how Jon calculates a "variance" and questions about year-end projections for 2012. Senya noted the questions did not pertain to the motion on the floor. Mr. Sinclair then distributed a spreadsheet showing discrepancies between his budget calculations and those of the Township, and stated that Jon's numbers were wrong. Rick reviewed the spreadsheet and confirmed that Jon's numbers were correct. Mr. Sinclair then stated the Township should not spend any of its 2012 windfall, and said the police and fire departments should be getting more money from the Township. Mr. Sinclair asked for a breakdown of the \$600K in Administrative Expenses for 2013 and Jon said that \$500K of it is for the geothermal system. Mr. Sinclair asked about the \$100K from the 2011 budget for the Hershey Mill dam. Rick said some of the money was spent on engineering costs. Mr. Sinclair wanted to know if Neil DeRiemer's group is able to raise the \$240K for the dam will the Township be reimbursed for its expenses. Senya said yes. Mr. Sinclair asked why the Township doesn't use the elected Township auditors to do the job of auditing. Senya explained it's an outdated job in the State of Pennsylvania.

Senya praised the absent Marty Shane for all the hard work he put into the budget and regretted that Mr. Shane was unable to be present at this meeting due to a medical issue.

There was no further discussion or public comment. The Board voted unanimously to approve the Township and WEGO budgets as per the motion.

Applebrook Golf Outing Agreement

Senya moved to appoint Supervisors Marty Shane and Chuck Proctor to a committee along with Recreation Director Frank Vattilano to meet with Applebrook regarding the contract for the annual golf outing. Carmen seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Pedestrian/Bike Lane on Enterprise Drive

Rick reported that the Commerce Development Commission has received a request from several businesses in the Goshen Corporate Park for a pedestrian/bike lane on Enterprise Drive. Rick recommended the Township proceed with this initiative, which will cost the Township approximately \$1,500 to \$1,600.

Thom moved to proceed with creating a pedestrian/bike lane along Enterprise Drive. Carmen seconded the motion.

Public Comment: Art Polishuk, Grand Oak Lane – Stated that the companies requesting the lane should fund it. Carmen stated that for the small cost to the Township, it will be a worthwhile investment. Senya said this amenity will make the Corporate Park more attractive to businesses, which the Township wishes to attract and retain.

Public Comment: Mike Broennle, Hunters Circle – Suggested the lane be marked with the universal biking logo. Senya said that is in the recommendation.

Public Comment: Joy Crozier – Asked if there will be hour limitations on the lane. She was told there will be no limits as it will be on a public street.

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

Farmers' Market

Rick summarized his memo of November 29 on this topic.

Thom moved for the Board to act before the Park & Rec Commission is able to take action (their next meeting is December 6) to approve keeping the Farmers' Market during the winter, and to have it open the week of December 10 per the recommendation of the Park & Rec subcommittee. Carmen seconded the motion.

Senya said the Board believes in the value of the Farmers' Market as a community service to the Township and it is appropriate that the revenue generated from the Market is applied to the Township budget to benefit all.

Public Comment: Art Polishuk, Grand Oak Lane – Said the Farmers' Market is one of the few things in the Township that has been a great success, and he applauds the Park & Rec Commission for working to keep a good thing going.

Public Comment: Leo Sinclair, Grand Oak Lane – Suggested the Township consider having an outdoor Christmas Market in the future, similar to the one in Philadelphia.

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

Any Other Matter

None.

Review of Minutes

The Board reviewed the draft minutes of November 20 and had no changes. Senya stated that the minutes would stand approved as submitted.

Treasurer's Report & Expenditure Register Report

See attached Treasurer's Report for November 29, 2012.

The Board reviewed the Treasurer's Report and the current invoices. Thom moved to accept the Treasurer's Report of November 29 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. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Action List

Hershey Mill Dam – Neil DeRiemer reported that he met with Adam Brower of Edward B. Walsh and Associates and with Risbon Excavating to review the cost details including those for dredging and silt control. The work will be done at prevailing wage. He also reported that Adam Brower spoke with Mr. Reisinger of DEP and hopes to have DEP's comments by mid January. Mr. DeRiemer stated they are exploring the possibility of creating six parking spaces near the dam using some of the excavated dirt, as well as a 10-ft walkway/berm out to the center of the pond. This walkway/berm will help with silt control. He noted that an NPDES permit will be required and there will be a cost involved. He has met with Mr. Goll and his daughter to discuss their concerns for fresh water mussel preservation.

Tag Action List – Rick reported that the IT Support issue did not come up at the last WCACOG meeting, so there is no update on this issue.

Correspondence & Dates of Importance

Senya acknowledged receipt of a letter from Comcast dated November 16 regarding the Cable Franchise Renewal. The Township will plan to meet with Comcast after the first of the year to discuss this matter. Senya also acknowledged a Statement of Valuations for East Goshen from the Chester County Assessment Office dated November 14.

Meetings & Dates of Importance

Senya noted the upcoming meetings as listed in the agenda. The next Police Commission meeting has been changed to from December 31 to December 13 at 8:00am.

Public Comment

Kathryn Yahraes asked if the January ABC meeting has been scheduled yet and Senya said it will be held on January 12. Kathryn reported that on November 29 members of the Historical Commission attended the third of three meetings regarding the American Battlefield Protection Program (ABPP) grant.

Joy Crozier asked if the K-9 issue will be addressed at the next Police Commission meeting. Carmen said he is not sure but will try to find out.

Joe Buonnano asked if any Township funds were used to lure the new Giant store to the Township, and Senya said no.

Adjournment

There being no further business, the regular meeting was adjourned at 9:28pm. Senya thanked everyone who came out to the meeting and those who participated in the discussion.

Anne Meddings
Recording Secretary

Attachment: Treasurer's Report

November 29, 2012

**TREASURER'S REPORT
2012 RECEIPTS AND BILLS**

GENERAL FUND

Real Estate Tax	2,154.36
Earned Income Tax	100,655.81
Local Service Tax	22,169.20
Transfer Tax	0.00
General Fund Interest Earned	0.00
Total Other Revenue	118,226.07
Total Receipts:	<u>\$243,205.44</u>

Accounts Payable	185,741.74
<u>Electronic Pmts:</u>	
Health Insurance	\$0.00
Credit Card	\$1,040.39
Postage	\$1,000.00
Debt Service	\$0.00
Payroll	\$87,000.00
Total Expenditures:	<u>\$274,782.13</u>

STATE LIQUID FUELS FUND

Receipts	\$0.00
Interest Earned	\$0.00
Total State Liquid Fuels:	<u>\$0.00</u>

Expenditures:	<u>\$0.00</u>
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CAPITAL RESERVE

Interest Earned	<u>\$0.00</u>
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Expenditures:	<u>\$0.00</u>
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TRANSPORTATION FUND

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

Receipts	244,839.05
Interest Earned	\$0.00
Total Sewer:	<u>\$244,839.05</u>

Accounts Payable	\$22,378.44
Debt Service	\$0.00
Total Expenditures:	<u>\$22,378.44</u>

REFUSE

Receipts	76,462.68
Interest Earned	\$0.00
Total Refuse:	<u>\$76,462.68</u>

Expenditures	<u>\$16,159.06</u>
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SEWER CAPITAL RESERVE

Interest Earned	<u>\$0.00</u>
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Expenditures	<u>\$0.00</u>
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