

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
May 7, 2013
Final Approved Minutes**

Present: Chairman Senya D. Isayeff, Vice-Chairman Carmen Battavio, and Supervisors Marty Shane and Thom Clapper. Supervisor Chuck Proctor was absent. Also present were Township Manager Rick Smith and CFO Jon Altshul. ABC members in attendance were Erich Meyer (Park & Rec), Kathryn Yahraes (Historical Commission), and Janet Emanuel (Zoning Hearing Board).

Call to Order & Pledge of Allegiance

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

Moment of Silence

Carmen called for a moment of silence to remember those in uniform who help keep us safe.

Recording of Meeting

No one recorded the meeting.

Interview for Township Elected Auditor Post

Resident Jim DeHaven was interviewed for the vacant Township Auditor position. Mr. DeHaven has lived in Bow Tree, Clocktower Woods, and now resides in The Preserve at Applebrook. He recently retired after working 35 years in the telecommunications industry for Verizon and AT&T. He currently serves on the Board of The Preserve HOA. For the benefit of the audience, Marty noted that the Township actually uses outside auditors, but under the Second-Class Township Code, East Goshen is required to have three elected auditors.

Marty moved to appoint Jim DeHaven to fill the vacant, unexpired Township Auditor term. Carmen seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Chairman's Report

Senya announced that the Township will be holding a Community Visioning Event on June 3, 2013 at 7:00pm. All residents are invited to attend and provide input.

Fire Marshal Report

On April 26 Carmen and Mark Gordon met with the owner of Master P Karate in the Goshen Village Shopping Center to discuss occupancy limits in response to an anonymous complaint. Carmen and Mark both agreed the facility actually allows for many more occupants than the complainant mentioned. Mark Gordon will be issuing a new maximum occupancy sign for this business.

Zoning Variance Request, Nicholson – 10 Broad Street

John Nicholson was present. His home is located in Goshen Heights. He and his wife would like to add a two-story addition to the home and need dimensional relief from the side yard setback requirement. They want to enlarge the home to expand the second story master bath and add living space to the first floor. Neighbors Mr. and Mrs. Polk were in the audience and expressed their support of the project. Mr. Nicholson said his other neighbors are also supportive.

Marty moved to recommend the Zoning Hearing Board approve the Zoning Variance application for the Nicholsons reducing the required 20-foot side yard setback to 11 feet due to the narrowness of the lot. The relief sought is common in this part of the Township due to the prevalence of lots that only have a width of 50 feet. The proposed addition to the home will not encroach on the adjoining property any closer than the existing structure and will not alter the essential character of the neighborhood. Thom seconded the motion.

Carmen stated that this side yard setback relief is typical of what the Township permits for this development due to the lot size restrictions.

Marty told Mr. Nicholson the Board is pleased that the Nicholsons are staying and investing in their property in East Goshen. Senya also thanked them.

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

Ashleybrook Estates (Formerly Sullivan's Grove)

Ed McFalls of West Chestnut Realty Co. (Wooldridge Construction) was present. Rick Smith summarized Mark Gordon's May 2 memo on this subject concerning the minor changes made by the applicant to this plan.

Carmen moved to execute the plans, the Subdivision and Land Development Agreement and the Financial Security Agreement upon correction of the items outlined by the Township Engineer and final review by the staff, but the plans are not to be released until they are signed by the bank. Thom seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Revision to Peddling & Soliciting Ordinance

Rick summarized his suggested changes to the Peddling and Soliciting Ordinance as outlined in his April 25 memo to the Board.

Carmen is opposed to allowing peddling/soliciting until 9:00pm (after dark) due to safety concerns for residents. Marty suggested limiting the hours this activity is allowed to 5:00pm Standard Time and 7:00pm Daylight Saving Time. He also recommended that the term "Township Secretary" be changed to "Township Manager" throughout the ordinance. Senya wondered if the Township could get a list of all residents who have signed up for the "Do Not Call" list and provide the names and addresses to everyone applying for a Peddling and

Soliciting permit. Rick said he would check with the Township Solicitor and added that residents not wishing to be bothered by peddlers/solicitors can post appropriate signage on their property. Senya said people don't necessarily want to do that as it doesn't look attractive.

Marty moved to approve the revised ordinance with the following conditions:

- An opt-out provision is provided for residents (if possible per the Township Solicitor).
- Peddling and soliciting is allowed no later than 5:00pm Standard Time and 7:00pm Daylight Saving Time.
- The term "Township Secretary" is changed to "Township Manager" throughout the ordinance.

Carmen seconded the motion.

Marty then suggested this matter be tabled until the Board finds out if it's possible to include an opt-out provision for residents. Thom said he did not want to table this, but asked that the time limit be 5:00pm on Saturdays and Sundays all year long.

Public Comment: Kathryn Yahraes, Vista Drive – Asked if it will be too cumbersome for Township staff to maintain an opt-out list. Jon Altshul said the staff would have to monitor the property transfer list. Rick said the staff could keep an eye on the property transfer list but also post a password-protected link to the opt-out list online, and put the onus on peddlers/solicitors to make sure they check the list regularly for updates. Kathryn then suggested that the curfew for peddlers and solicitors be tied to the closing times for the Township Park.

Public Comment: Janet Emanuel, Inverness Drive – Asked what the consequences would be for a peddler/solicitor who contacted someone on the opt-out list. Rick said the Township could revoke their license.

Senya noted that the Township's current peddling/soliciting ordinance is rather weak, so making an update at this point, even if it's not perfect, it's be better than doing nothing.

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

Milltown Dam Bid Results

Rick reported that the Township received two bids for the Milltown Dam spillway repair project as follows:

- JMC Contractors, Glen Mills, PA \$33,220.00
- MARA Restoration, Oreland, PA \$48,512.00

The low bid from JMC Contractors is a responsible bid per Yerkes, and Rick recommended the Board award the project to JMC.

Marty moved to award the bid for the Milltown Dam spillway repair project to JMC Contractors in the amount of \$33,220.00. Carmen seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Geothermal Engineering RFP

Rick reported that the Township received 10 responses to the RFP for geothermal engineering. Per his memo of May 2, 2013 he recommended accepting the proposal from Alderson Engineering of Southampton, PA.

Marty moved to accept the geothermal engineering proposal from Alderson Engineering in the amount of \$35,200. Carmen seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.

Second Meeting in May

The Board agreed to schedule the second May meeting for May 28, if it turns out a second meeting will be necessary.

Any Other Matter

Temporary Construction Easement Between the Township and Robert & Barbara Cosby for Hershey Mill Dam Project - Marty moved to authorize the Chairman to execute a Temporary Construction Easement for Robert & Barbara Cosby, of 25 Monte Vista Road in Orinda, California for the property they own at 1507 Greenhill Road. Thom seconded the motion. There was no discussion or public comment. The Board voted unanimously to approve the motion.
Farmers' Market – Thom announced that Heidi Karpa of the Park & Rec Commission would be speaking about the Farmers' Market on radio station WCHE 1520AM at 9:15pm on May 8.
Sound System for Park – Thom reported that the Park & Rec Commission wants to get quotes for installing a sound system in the Township Park. The concensus of the Board was for Park & Rec to move forward and get quotes.

Review of Minutes

The Board reviewed the draft minutes of April 23 and had no changes. Senya stated the minutes would stand as submitted.

Treasurer's Report & Expenditure Register Report

See attached Treasurer's Report for May 2, 2013.

The Board reviewed the Treasurer's Report and the current invoices. Thom moved to accept the Treasurer's Report 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 – A comment letter was received from DEP on May 7. The engineer will submit a revised plan next week.

Employee Incentive Plan – Staff is still working on this.

Employee Picnic – This event will be for employees and Supervisors only, with date TBD by staff.

Comprehensive Plan – A Community Visioning Event is scheduled for June 3.

Comprehensive Plan Goals from ABCs – As of May 7 goals have been received from the Municipal Authority, Commerce Commission, and Historical Commission.

Correspondence & Reports of Importance

Senya acknowledged receipt of the following:

- Letter from State Senator Andrew Dinniman informing East Goshen it was awarded a State grant under the Recycling Performance Grant Program in the amount of \$15,148.00.
- Letter from resident Jeffrey Jones thanking Mark Miller, the Public Works crew and administrative employee Joanne Morgan for their outstanding response to his emergency sewer situation on March 21.
- 2013 First Quarter Remedial Action Progress Report from Environmental Alliance regarding the Sunoco property on Paoli Pike.
- May activity report from Public Works Director Mark Miller.
- Anonymous letter from a resident regarding signs along Paoli Pike.

Meetings & Dates of Importance

Senya noted the upcoming meetings as listed in the agenda. Kathryn Yahraes announced that June 1 is Living History Day, and she requested that future BOS agendas list upcoming meetings and dates going out 6 weeks. Senya said that residents may check the Township website for a list of upcoming events beyond what is listed on the BOS agenda. Kathryn also asked that meeting dates posted on the notice boards for Thursday meetings not be taken down on Thursday mornings. Senya noted that the upcoming installation of electronic billboards should take care of this problem. Rick is currently working on the specs for the billboards.

Public Comment

Kathryn Yahraes reported that she and Ellen Carmody are scheduled to speak on radio station WCHE 1520AM on May 23 from 1:00pm to 1:30pm about the upcoming Living History event. She then asked the Board to reconsider their decision to do away with a print version of the Township newsletter. Marty said he plans to speak with voters about the newsletter at the polls on Election Day. Carmen said if the Board decides to bring the printed newsletter back, he would like to reconsider accepting advertisements. Kathryn asked where the speakers in the park would be located should a sound system be purchased. She was told the speakers would direct sound toward Paoli Pike and not toward her neighborhood.

Adjournment

There being no further business, the meeting was adjourned at 8:30pm.

Anne Meddings

Recording Secretary

Attachment: Treasurer's Report

May 2, 2013

TREASURER'S REPORT
2013 RECEIPTS AND BILLS

GENERAL FUND

| | |
|------------------------------|---------------------|
| Real Estate Tax | \$27,686.18 |
| Earned Income Tax | \$174,071.80 |
| Local Service Tax | \$2,260.82 |
| Transfer Tax | \$29,921.51 |
| General Fund Interest Earned | \$1,255.23 |
| Total Other Revenue | \$91,361.88 |
| Total Receipts: | <u>\$326,557.42</u> |

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|---------------------|---------------------|
| Accounts Payable | \$313,191.21 |
| Electronic Pmts: | |
| Health Insurance | \$55,397.24 |
| Credit Card | \$4,959.80 |
| Postage | \$0.00 |
| Debt Service | \$0.00 |
| Payroll | \$122,000.00 |
| Total Expenditures: | <u>\$495,548.25</u> |

STATE LIQUID FUELS FUND

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|---------------------------|-----------------|
| Receipts | \$0.00 |
| Interest Earned | \$104.54 |
| Total State Liquid Fuels: | <u>\$104.54</u> |

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

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|-----------------|-----------------|
| Interest Earned | <u>\$755.26</u> |
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|---------------|--------------------|
| Expenditures: | <u>\$12,402.00</u> |
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TRANSPORTATION FUND

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|-----------------|-----------------|
| Interest Earned | <u>\$348.78</u> |
|-----------------|-----------------|

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|---------------|---------------|
| Expenditures: | <u>\$0.00</u> |
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SEWER OPERATING

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|-----------------|---------------------|
| Receipts | \$199,488.56 |
| Interest Earned | \$113.57 |
| Total Sewer: | <u>\$199,602.13</u> |

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|---------------------|---------------------|
| Accounts Payable | \$284,194.52 |
| Debt Service | \$0.00 |
| Total Expenditures: | <u>\$284,194.52</u> |

REFUSE

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|-----------------|--------------------|
| Receipts | \$68,725.58 |
| Interest Earned | \$45.49 |
| Total Refuse: | <u>\$68,771.07</u> |

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|--------------|--------------------|
| Expenditures | <u>\$21,657.63</u> |
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SEWER CAPITAL RESERVE

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|-----------------|-----------------|
| Interest Earned | <u>\$212.60</u> |
|-----------------|-----------------|

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|--------------|---------------|
| Expenditures | <u>\$0.00</u> |
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