

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
November 19, 2013
Final Minutes**

Present: Chairman Senya D. Isayeff, Vice-Chairman Carmen Battavio, and Supervisors Marty Shane, Chuck Proctor and Janet Emanuel. Also present were Township Manager Rick Smith, CFO Jon Altshul and ABC members Erich Meyer (Park & Rec) and Kathryn Yahraes (Historical Commission). Township Solicitor Kristin Camp was present for the public hearing.

Call to Order & Pledge of Allegiance

Senya called the meeting to order at 7:00pm and asked resident Leo Sinclair to lead the Pledge of Allegiance.

Moment of Silence

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

Recording of Meeting

No one recorded the meeting.

Public Comment on Non-Agenda Items

Resident Leo Sinclair asked who is responsible for removing political signs now that the election is over. Senya advised him to call the offices of the individual candidates and ask them to remove the signs.

Gettysburg Address

In honor of the 150th anniversary of President Lincoln's Gettysburg Address, Senya asked Jon Altshul read the entire address aloud, and requested that the text be included in these minutes.

***Address Delivered at the Dedication of the Cemetery at Gettysburg
President Abraham Lincoln
November 19, 1863***

Four score and seven years ago our fathers brought forth on this continent a new nation, conceived in liberty, and dedicated to the proposition that all men are created equal.

Now we are engaged in a great civil war, testing whether that nation, or any nation so conceived and so dedicated, can long endure. We are met on a great battlefield of that war. We have come to dedicate a portion of that field, as a final resting place for those who here gave their lives that that nation might live. It is altogether fitting and proper that we should do this.

But, in a larger sense, we can not dedicate, we can not consecrate, we can not hallow this ground. The brave men, living and dead, who struggled here, have consecrated it, far above our poor power to add or detract. The world will little note, nor long remember what we say here, but it can never forget what they did here. It is for us the living, rather, to be dedicated here to the unfinished work which they who fought here have thus far so nobly advanced. It is rather for us to be here dedicated to the great task remaining before us—that from these honored dead we take increased devotion to that cause for which they gave the last full measure of devotion—that we here highly resolve that these dead shall not have died in vain—that this nation, under God, shall have a new birth of freedom—and that government of the people, by the people, for the people, shall not perish from the earth.

Chairman's Report

Senya announced that the Board met in Executive Session on November 12 to discuss a personnel matter.

Public Hearing – Act 167 Ordinance

The Board conducted a public hearing to consider an ordinance repealing the Stormwater Management Ordinance of East Goshen Township, adopted on October 21, 2003, and adopting in its place the Chester County Model Act 167 Ordinance as amended for East Goshen Township.

Carmen moved to repeal the Stormwater Management Ordinance of East Goshen Township, adopted on October 21, 2003 as Ordinance No. 129-M-03, and adopt in its place the Chester County Model Act 167 Ordinance as amended for East Goshen Township. Janet seconded the motion.

Public comments were made by residents Kathryn Yahraes and Joe Buonanno.

The Board voted unanimously to approve the motion.

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

Stormwater Management Appeals Board

Rick noted that the new ordinance calls for creation of a Stormwater Management Appeals Board that consists of three members. Rick plans to approach several engineers who currently serve on Township ABCs to see if they would be interested in serving on this Board. Due to the technical nature of the information, engineers would be best suited for these positions.

Malvern Fire Company Report

Rick reported that Malvern responded to three calls for service in East Goshen in October.

Fire Marshal Report

Carmen witnessed an activated fire drill at Synthes on October 22, and during the site visit checked all emergency exits. He attended Building & Fire Code Academy training on October 24 in North Cumberland.

Financial Report

Jon Altshul reported that as of October 31, the General Fund had year-to-date revenues of \$8,119,463 compared to expenses of \$7,270,257 for a positive variance of \$849,206 excluding pass-through accounts. Compared to the YTD budget, revenues were \$333,454 over budget while expenses were \$60,818 under budget for a positive budget variance of \$394,272. The General Fund balance was \$7,191,624. Jon is now projecting a positive year-end budget variance of \$978,975 and a year-end surplus of \$526,904.

The Board plans to adopt the 2014 budget at their next meeting on December 3.

Municipal Authority, Fifth Supplemental Lease

Rick reported that the lease for the public sewer system, which is owned by the Municipal Authority and leased to the Township, needs to be updated as a result of the recent borrowing. To this end, Municipal Authority attorney Bob Adams has prepared a Fifth Supplemental Lease which has been reviewed by Township Solicitor Kristin Camp.

Janet moved to approve the Fifth Supplemental Lease between the East Goshen Municipal Authority and East Goshen Township dated October 15, 2013, and to authorize the Chairman to execute the lease. Carmen seconded the motion.

Public Comment: Joe Buonnano, Herron Lane – Had questions about the debt, and why the lease is necessary. His questions were answered by the Board.

Futurist Committee

Senya said the Township's success cannot be guided by the Comprehensive Plan alone. He moved to appoint a committee of volunteers with an interest in this matter to serve on a Township Futurist Committee. Marty said it seemed premature to establish a committee without knowing the mission, timetable, etc. Senya said the volunteers can come up with the mission.

Public Comment: Joe Buonnano, Herron Lane – Asked what is meant by the term Futurist. Senya said it means what is trending. Mr. Buonnano said social media is the way to go and suggested the Township get a Communications Officer. The Township must improve the way it interacts with its residents.

There was no further discussion or public comment. The Board voted unanimously to approve the motion. Senya told Mr. Buonnano he hoped he will apply for a position on the Board.

Bicentennial Committee

Rick recommended the Board create a small committee to oversee preparations for the upcoming bicentennial celebration.

Marty said he believes this should be tabled until early 2014, and it should be coordinated with West Goshen. Senya said the Board could opt to set up the committee (get it on the books) but not staff it until January.

Marty moved to set up a Bicentennial Committee, but not to staff it until January 2014. Carmen seconded the motion.

It was noted that there is approximately \$13,000-\$14,000 already earmarked for the event available from the Friends of East Goshen. Senya asked Jon the status of the \$15,000 per year the Township is supposed to be saving toward the event. Jon Altshul said he does not believe this amount has been set aside, and will check into it.

Public Comment: Leo Sinclair, Lochwood Lane – Said this should be a joint project between East Goshen and West Goshen. He would like to see a bike race and fireworks as part of the celebration. He said he would like to serve on the Committee.

Public Comment: Kathryn Yahraes – Said Rick's suggested deadline for the Committee (August 17, 2014) is too long. In her opinion the Township should have started work on this three years ago. She said the event calls for a Township-wide committee, not just three ABC members as suggested in Rick's memo of November 14. Senya said it would be more than three people. Kathryn said she has collected a great deal of information over the past three years which she would like to share with the committee members, once they are selected.

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

Applebrook Escrow

Carmen moved to authorize closing out the escrow account for construction of the Applebrook Golf Club per the November 14 recommendation of Township Manager Rick Smith, now that all work has been completed. Marty seconded the motion.

Public Comment: Bill Egan, Mill Creek – Asked if any funds were set aside in the escrow account to build the Line Road trail. Rick said no.

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

Utility Account Holder with Unpaid Sewer Bills

Jon informed the Board of a situation with resident William Rogers of 433 Summit House, who has \$3,517 in unpaid sewer bills. The District Court Constable has made 16 attempts to serve a complaint to Mr. Rogers with no success. Township Solicitor Kristin Camp has suggested consolidating the three liens against Mr. Rogers and filing a complaint in the Court of Common Pleas.

Chuck said any filing fees, etc. the Township pays to go after this account will be recoverable through the lien process. He is in favor of doing this as it will hopefully send a message.

Carmen moved to follow the advice of Township Solicitor Kristin Camp and consolidate the three liens into a new lien for the full amount owed, and to file a complaint in the Court of Common Pleas and have them do what is necessary to serve notice to the resident. Marty seconded the motion.

Marty noted that Jon and his staff do an excellent job of keeping tabs on delinquent accounts before they get out of hand, and this is a rare case in East Goshen.

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

Web Site Upgrade

Rick reported that the staff recommends using Internet RND to upgrade the Township web site at a cost of \$5,100. The current site has been described as “clunky” by a former intern.

Carmen asked what happened to the agreement with the PALCS in regard to the web site. Rick said that particular agreement covers technical service and maintenance only; it does not involve design. Marty told Carmen the proposed agreement with Internet RND will have no impact on the existing agreement with PALCS.

Janet asked if Internet RND is the same firm which created the existing website now being described as “clunky” and Rick said yes. Jon noted that they have many other clients and clearly have the ability to do good work.

Senya said typically when the Board is presented with a proposal there is more information provided including an attachment in the packet. He would like to see something in writing before approving this. Jon said he would get the requested information.

Janet would like to see examples of Internet RND’s other work.

Marty said the Commerce Commission should have input into the design of the new website so it meets their needs.

This matter was tabled until a future meeting so that staff can provide the additional information requested by the Board.

Sunny Ridge Farms Subdivision, 1551 Colonial Lane

This matter was tabled until Rick can schedule the applicant to make a presentation to the Board.

Sign for Clymer’s Woods

The Board reviewed a rendering of a proposed sign for Clymer’s Woods and discussed the best location for the sign. Janet said she would like the Conservancy Board to be consulted regarding placement of the sign. Senya said he would like additional verbiage on the sign to include “East Goshen Township” and to indicate that it marks the site of a reforestation project. Chuck said the proposed sign, as rendered, looks like it’s for a subdivision and may cause confusion.

Public Comment: Kathryn Yahraes - Suggested the sign be green to be more in keeping with other Township signs. The Board advised her to give her feedback to the Conservancy Board.

Senya told Rick to thank Mark Miller for getting the ball rolling on this.

Township Poet Laureate

Senya said he would like to have a Poet Laureate in East Goshen. Marty moved to create an annual Poet Laureate designation for an East Goshen resident. Carmen seconded the motion. The Board discussed the criteria for selection of the winner, and whether the designation should be available to different age groups. No decisions were made in these regards.

Public Comment: Leo Sinclair, Lochwood Lane – Suggested having a contest to select the winner.

Public Comment: Joe Buonnano, Herron Lane – Suggested offering a cash prize for the winner.

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

Police Report

Chief Bernot reported that October was a very busy month, and she gave a recap of the cases of interest, including an aggravated assault on a constable by a resident who was being served with court papers.

She reminded residents to lock up their valuables before allowing people into their home (such as cleaners, home health aides, contractors, etc.) and to be wary of telephone scams about winning the lottery and being asked to pay a service fee to access the winnings. Please call the police if you are contacted in this manner.

She reported there are currently 36 registered sex offenders living in the 19380 ZIP Code, as listed on the Megan's Law website (<http://www.pameganslaw.state.pa.us/>). She encouraged residents to visit this website because knowledge is power. Chuck Proctor advised that it is not required for home sellers to disclose if they are aware they have a Megan's Law offender as a neighbor. It is incumbent on the buyer to do the research.

The Chief reminded residents about the upcoming District Court consolidation, and recommended that anyone who is not sure where they need to go during the transition to call the Court or the police department for assistance.

Chief Bernot thanked the Township Park & Rec staff for their help and cooperation in assisting the police to obtain surveillance video to find the juveniles responsible for moving picnic tables at the Township Park.

The recent Drug Takeback Initiative in Westtown was an overwhelming success, yielding 129 lbs of expired and unwanted meds.

Public Comment: Leo Sinclair, Lochwood Lane – Asked that the meeting minutes tell residents that no OTC or prescription meds should be flushed or otherwise put into the water supply.

The latest Citizens Police Academy Class will graduate tomorrow, November 20.

A memorial mass was held for First Responders on November 17 at SS. Simon & Jude and it will hopefully become an annual event.

Public Comment: Bill Egan, Mill Creek – Told the Chief he'd like to give kudos to the three officers who responded to a 911 call he made on November 16 after his father passed away. They were caring, compassionate and professional. The Chief thanked him and got the names of the officers from Mr. Egan. Mr. Egan then had a question about some numbers on the police report which did not add up for him. Chief Bernot will check into it and get back to him.

Public Comment: Kathryn Yahraes – Requested that the new District Court Judge be listed on the Township website and in the newsletter. Rick said that's already been done. She then noted that East Goshen crime is in the news a lot more than it used to be, and asked Chief Bernot what she could attribute that to. Chief Bernot said she doesn't believe East Goshen's crime is up a lot so much as the Police Department is working hard to keep residents aware of what's going on in the community.

Any Other Matter

None.

Review of Minutes

The minutes of November 12 were tabled for review at the next meeting.

Treasurer's Report & Expenditure Register Report

See attached Treasurer's Report for November 14, 2013.

The Board reviewed the Treasurer's Report and the current invoices. Marty 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

Comcast Franchise Renewal – The Verizon agreement has been sent to Comcast. The Township is still waiting on their comments about the PEG language. Kevin Broadhurst has been contacted and is aware of East Goshen's desire to have this matter completed.

Workforce Development Committee – Marty Shane and Al Zuccarello will serve on this committee.

Correspondence & Reports of Interest

None.

Meetings & Dates of Importance

Senya noted the upcoming meetings as listed in the agenda.

Public Comment on Non-Agenda Items

Resident Bill Egan asked if there is a Township program to regularly monitor the quality of the water in the stream that runs through Applebrook. Rick said the Township only monitors groundwater, but perhaps that is something done by the Willistown Conservation Trust. Mr. Egan said he would check with them.

Kathryn Yahraes suggested the checkoff boxes/categories of interest for Constant Comment be updated to include the new Boards and Commissions. She asked if the Township had developed a format yet for ABC goals and objectives. Rick said at this point the staff will accept the goals and objectives in any format the ABCs wish to submit them. Kathryn then asked Senya about the nature of his recent luncheon with the ABC Chairpersons. Senya said he thanked them for their service, got some feedback, and asked them about their progress.

Resident Joe Buonnano asked about the status of the 501(c)3. Chuck said everything has been filed and it's now in the hands of the IRS. Mr. Buonnano asked if the Township can set up a charitable trust. Chuck said the Township is not at that point yet; such trusts are generally not set up until there are \$100-150K in assets. Mr. Buonnano said he would like the Township's discretionary funding to come out of the 501(c)3. Senya explained that revenue from taxpayers cannot be used in that way.

Adjournment

There being no further business, the regular meeting was adjourned at 8:48pm.

Executive Session

The Board met in Executive Session until 9:20pm to discuss a personnel matter.

Submitted by:

Anne Meddings, Recording Secretary
Attachment: Treasurer's Report

November 14, 2013

**TREASURER'S REPORT
2013 RECEIPTS AND BILLS**

GENERAL FUND

Real Estate Tax	\$2,869.26	Accounts Payable	\$220,358.30
Earned Income Tax	\$104,200.00	<u>Electronic Pmts:</u>	
Local Service Tax	\$10,000.00	Health Insurance	\$47,661.57
Transfer Tax	\$72,705.71	Credit Card	\$0.00
General Fund Interest Earned	\$0.00	Postage	\$0.00
Total Other Revenue	\$69,862.73	Debt Service	\$280,497.58
Total Receipts:	<u>\$259,637.70</u>	Payroll	\$43,441.78
		Total Expenditures:	<u>\$591,959.23</u>

STATE LIQUID FUELS FUND

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

SINKING FUND

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

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

Receipts	\$123,555.57	Accounts Payable	\$7,546.04
Interest Earned	\$0.00	Debt Service	\$34,928.09
Total Sewer:	<u>\$123,555.57</u>	Credit Card	\$0.00
		Total Expenditures:	<u>\$42,474.13</u>

REFUSE FUND

Receipts	\$16,947.94	Expenditures	<u>\$60,618.99</u>
Interest Earned	\$0.00		
Total Refuse:	<u>\$16,947.94</u>		

SEWER SINKING FUND

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