

**EAST GOSHEN TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
1580 PAOLI PIKE  
TUESDAY, FEBRUARY 21, 2017  
FINAL MINUTES**

**Present:** Chairman Marty Shane, Vice Chairman Carmen Battavio, Supervisors Janet Emanuel, Charles (Chuck) Proctor, and Michael Lynch. Township Manager Rick Smith, Township CFO Jon Altshul, Township Zoning Officer Mark Gordon, Township Director of Parks & Recreation Jason Lang, Township Solicitor Joseph (Skip) Brion, Conservancy Board Member Erich Meyer and Court Recorder Colleen Pimer were also present.

**Call to Order & Pledge of Allegiance**

Marty called the meeting to order at 7:00 p.m. and asked Chief Brenda Bernot to lead the assembly in the Pledge of Allegiance.

**Moment of Silence**

Carmen called for a moment of silence to honor the troops who defend our Nation and for those that have given the ultimate – their lives.

**Recording**

Marty asked if anyone would be recording the meeting. There was no response.

**Announcements**

1. Marty announced that the Board of Supervisors met prior to this meeting in Executive Session for a legal matter and a real estate matter.
2. Carmen announced that Sarah Supplee Credeur passed away. She was a member of the Goshen Fire Company for 40 years and president of the Auxiliary. She was a member of the Goshen Grange since she was 10 years old.

**Emergency Services Report**

WEGO – Chief Brenda Bernot reported that the Police Department’s website is a few weeks behind due to a problem that the company who maintains it is fixing. There has been an increase in thefts in businesses. For example, thieves are going into the YMCA and breaking into lockers, taking car keys and stealing the car from the lot. Janet pointed out that you need to show your membership card to enter the YMCA. WEGO received 16 traffic complaints.

**Public Hearings (A court stenographer was present and will provide a full transcript of the following hearings. A copy of the transcript will be appended to these minutes once the decision becomes “final, binding and nonappealable”.):**

1. Alarm Systems Ordinance – Attorney Skip Brion explained that the proposed ordinance amends the definitions of “false alarm” and “fire department” and adds a definition for “false fire alarm” and that the fees for false alarms shall be established

by Resolution of the Board. Chuck moved to adopt the proposed ordinance. Janet seconded the motion. The motion passed unanimously.

2. Fee Schedule Resolution 2017-34 - Carmen moved to adopt Resolution 2017-34A which includes the false alarm fees and false fire alarm fees as proposed. Janet seconded the motion. The motion passed unanimously.

### **Financial Report for January 2017**

Net of pass-through accounts, as of January 31<sup>st</sup>, the General Fund had revenues of \$386,278 and expenses of \$945,137 for a year-to-date deficit of \$558,859.

Compared to the YTD budget, revenues were \$175,233 over budget and expenses were \$52,465 under budget for a favorable budget variance of \$227,698. As of January 31<sup>st</sup>, the general fund balance was \$4,434,792. The Board approved Wednesday May 24, 2017 at 10:30 am for the annual budget planning session.

### **New Business**

Hershey Mill Dam – Robert W. Cosby, 1507 Greenhill Road, gave a presentation about the history of Hershey Mill Dam. He provided maps and photos as far back as 1777 where it was shown on a Battle of the Clouds map as Rees Mill. In the February 23, 1904 Daily Local News there is an article about a hole in the dam and a report in August that repairs were made. In the 1970's significant damage due to a Hurricane Agnes was repaired. He feels that the Board didn't have all of the history of the dam when they made their decision to breach the dam. He suggested that application should be made for this area to be on the National Historic Register.

### **Public Comment**

Joe Buonanno, Herron Lane, asked if any gravesites have been found. Mr. Cosby answered no.

Mr. Buonanno mentioned that a nun from Immaculata University said there were 8-10 gravesites beneath the pond. If this is true, then there are lots of grants available. Mr. Cosby commented that in 1881, area residents were finding relics of guns, etc. in the area but there is no mention of gravesites.

Marty mentioned that, regarding the issue of buried troops, the Ben Rohrbeck, who served on the Historic Commission, could not determine if there were any gravesites. The Board knows that the mill was there before 1972 and appreciates Mr. Cosby's presentation. When the Board made the decision to breach the dam, Former Chairman Isayeff thought residents would want to be a part of the decision-making process about what the area will look like after the breach, so a committee was formed. Later this summer the Township will apply for grants that are available. The PA Historic and Museum Commission (PHMC) in Harrisburg is reviewing the impact of the project from a historical standpoint now.

Rick commented that, for the DEP permit, the PHMC must review the plan to determine if the project would have any impact on Neil DeRiemer's house.

Neil DeRiemer, 1034 Hershey Mill Road, asked if the PHMC says that the dam is historic, can they say the breach has to be moved. He feels it is not necessary to tear down the dam. He will hold the township responsible for any damage to his property. He wants the breach moved to the east.

Marty commented that the township is in the process of getting revised costs for all alternatives and recurring costs to maintain it. They expect to have the information later this year.

**Bicentennial Celebration** – Jason mentioned that this event will celebrate the division of Goshen Township into East and West Goshen. It will be held on Saturday June 3, 2017 with a rain date on June 4. It will be held in East Goshen Park and he expects about 8,000 visitors. It will start at 2:00 pm at the Chamber for a Battle of the Clouds presentation. At 3:00 pm there will be a re-enactment of the signing of the documents of reorganization. All elected officials will be invited. For the fireworks demonstration he recommends D & M Fireworks with a cost of \$13,000. For Inflatables and Carnival Games, he recommends Bette’s Bounces at a cost of \$4,808. Carmen mentioned that there were some comments about last year’s fireworks. Jason answered that the show will be 16-18 minutes in length but will use more shells so the display will be more intense than previous years. Marty moved to approve half of this cost contingent on West Goshen’s approval. Carmen seconded the motion. The motion passed unanimously.

**Medical Marijuana** – Rick explained the PA Medical Marijuana Act. The Township has received a request for a dispensary on West Chester Pike. This is a use by right since retail shops selling legal drugs are permitted now in the C4 & C2 districts. Skip commented that current drug stores like CVS cannot sell medical marijuana. Mark Gordon commented that the PA Dept of Health (PADH) has established a Medical Marijuana (MMJ) Dept. with a Director which is overseen by the Medical Marijuana Advisory Board comprised of 15 members. The PADH is putting together regulations and procedures for the program. The Act breaks the PA MMJ industry into two categories: MMJ Grower/Processors – industrial growing & production use and MMJ Dispensaries – retail distribution use. The East Goshen zoning ordinance currently provides for these uses - Dispensaries “by right” in the C-2 and C-4 districts and Grower/processors “by Conditional Use” in the I-2 district. Mark explained the different forms it will be dispensed in and that a dispensary card will be chipped and only a 30-day supply of medicine will be provided. Carmen is in favor of amending the Township Ordinance in order to specifically define “dispensaries” and “growers/processors” in the local ordinance. It was the consensus of the Board to refer this matter to the Planning Commission for their review.

**Security Cameras** – Rick reviewed the plan to install security cameras at the Ridley Creek Sewer Plant and the Township Building. He received two quotes:

Premium Fire & Security - \$13,235 and  
Protection Bureau - \$16,303

Mike moved to contract with Premium Fire & Security for the installation of security cameras in and around the township building and at the sewer plant at a combined cost of \$13,235. Carmen seconded the motion. The motion passed unanimously.

**West Chester Pike Green Light-Go Program** – Rick explained that the Township, along with Westtown and West Goshen, has received a grant to install adaptive signal control technology (ASCT) at 9 traffic signals on West Chester Pike. This means the signals will be interconnected and the timing for the signals will be controlled by a computer. This will improve the traffic flow on West Chester Pike. Penn DOT requires an application for each signal. Marty mentioned that municipalities are responsible for the traffic lights in their township.

Marty moved to adopt Resolutions 2017-159 thru 2017-164 authorizing the Township Manager to submit Traffic Signal Permit applications for the following signals:

- West Chester Pike & Ellis Lane
- West Chester Pike & Rose Hill/Mary Fran Drive
- West Chester Pike & Westtown Way
- West Chester Pike & Chester Hollow Road
- West Chester Pike & Manley Road
- Manley Road & North Chester Road

Janet seconded the motion. The motion passed unanimously.

**Pension Committee Report** – Jon reported that 2016 returns were strong and generally met and/or outperformed their benchmarks. He also noted that in March 2016, the Pension Committee voted to move all pension funds and trust assets under the management of INR Advisors. INR and Anderson Associates, the Township’s pension consultant, plan to meet with Township employees in mid-April to discuss retirement planning.

Mr. Buonanno asked about WEGO. Chuck, who is the Police Commissioner, explained the plans that are shared with Westtown, but that East Goshen started a trust to fund our share of the police pension’s liability.

**Hershey Mill Dam Construction Cost Estimate** – Gannett Fleming proposed a lump sum fee of \$2,630.00 to prepare an independent construction cost estimate for the Hershey Mill Dam rehabilitation design shown on the drawings prepared by Edward B. Walsh & Associates, Inc.

Mike moved to approve \$2,630.00 for the proposed construction cost estimate for the Hershey Mill Dam. Janet seconded the motion. The motion passed unanimously.

**Any Other Matter**

1. Rick noted that the March 22, 2017 Milltown Dam Committee meeting will be held at 7:00 pm not 6:30 pm.
2. Dick Dunkel resigned from the Hershey Mill Dam Committee because of his work schedule.

### **Public Comment**

Bernard Greenberg, 894 Jefferson Way, mentioned that the Sunoco plan was sent to Pennoni for review and Pennoni provided a 4 page review and asked what East Goshen is going to do next.

Rick answered that when Sunoco provides a revised plan it will go to Pennoni for review. Sunoco must get a stormwater permit from East Goshen. They can't start without one.

Marty commented that the Township is trying to get Sunoco to come back to discuss hours of work – 24/7 or 7am – 10 pm.

Joe Buonanno asked what Sunoco will do with the water that is used in the vertical drilling process. Carmen answered that Sunoco will bring water in and take it out in tanks. Rick explained the process.

### **Approval of Minutes**

Carmen moved to approve the February 7, 2017 minutes as amended. Janet seconded the motion. The motion passed unanimously.

### **Treasurer's Report**

See attached Treasurer's report for February 16, 2017. The Board reviewed the Treasurer's report and current invoices. It was pointed out that on page 6, req #50220 the account code may be wrong. Carmen moved to graciously 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. Michael seconded the motion. The motion passed unanimously.

### **Correspondence**

The Board acknowledged receipt of a letter from HRG regarding West Goshen Sewer Authority Anaerobic Digester Replacement Project. Rick explained that when West Goshen plans to do a project at the sewer plant, they must notify their partners, so East Goshen received this letter. He explained that East Goshen's responsibility is only a percentage of the plant and 1 pump station.

### **Adjournment**

There being no further business, Carmen motioned to adjourn the meeting at 9:30 pm. Janet seconded the motion. The Board voted unanimously to adjourn.

Respectfully submitted,

Ruth Kiefer  
Recording Secretary

Attachment: Treasurer's Report for February 16, 2017

February 16, 2017

**TREASURER'S REPORT  
2017 RECEIPTS AND BILLS**

**GENERAL FUND**

Real Estate Tax	\$297,077.11	Accounts Payable	\$57,880.04
Earned Income Tax	\$354,568.66	Electronic Pmts:	
Local Service Tax	\$64,961.11	Credit Card	\$0.00
Transfer Tax	\$42,163.18	Postage	\$0.00
General Fund Interest Earned	\$1,691.89	Debt Service	\$11,353.36
Total Other Revenue	\$25,432.80	Payroll	\$107,238.81
Total Receipts:	<b>\$785,894.75</b>	Total Expenditures:	<b>\$176,472.21</b>

**STATE LIQUID FUELS FUND**

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

**SINKING FUND**

Receipts	\$0.00	Accounts Payable	\$0.00
Interest Earned	\$846.26	Credit Card	\$0.00
Total Sinking Fund:	<b>\$846.26</b>	Total Expenditures:	<b>\$0.00</b>

**TRANSPORTATION FUND**

Receipts	\$0.00		
Interest Earned	\$383.88		
Total Sinking Fund:	<b>\$383.88</b>	Expenditures:	<b>\$0.00</b>

**SEWER OPERATING FUND**

Receipts	\$324,553.48	Accounts Payable	\$20,649.95
Interest Earned	\$13.66	Debt Service	\$30,275.50
Total Sewer:	<b>\$324,567.14</b>	Credit Card	\$0.00
		Total Expenditures:	<b>\$50,925.45</b>

**REFUSE FUND**

Receipts	\$50,205.63		
Interest Earned	\$2.22		
Total Refuse:	<b>\$50,207.85</b>	Expenditures:	<b>\$57,910.03</b>

**SEWER SINKING FUND**

Receipts	\$0.00		
Interest Earned	\$105.47		
Total Sewer Sinking Fund:	<b>\$105.47</b>	Expenditures:	<b>\$0.00</b>

**OPERATING RESERVE FUND**

Receipts	\$0.00		
Interest Earned	\$234.04		
Total Operating Reserve Fund:	<b>\$234.04</b>	Expenditures:	<b>\$0.00</b>

**Events Fund**

Receipts	\$0.00		
Interest Earned	\$1.37		
Total Events Fund:	<b>\$1.37</b>	Expenditures:	<b>\$0.00</b>