

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
TUESDAY, APRIL 17, 2018
FINAL APPROVED MINUTES**

Present: Chairman Marty Shane; Vice-Chair Carmen Battavio; Members Janet Emanuel, David Shuey and Mike Lynch; Township Manager Rick Smith; Assistant Township Manager & Finance Director Jon Altshul; Township Solicitor Kristin Camp; and Erich Meyer (Conservancy Board).

Call to Order & Pledge of Allegiance

Marty called the meeting to order at 7:00 p.m. and asked David to lead the pledge of allegiance.

Moment of Silence

Carmen called for a moment of silence to honor our troops.

Recording

None.

Chairman's Report

Marty made the following announcements:

- The Board met in Executive Session immediately before tonight's meeting to discuss a personnel matter and a real estate matter.
- The Chester County Planning Commission will be having a public meeting at Penn State Great Valley on Tuesday, 5/1 at 5:30pm on Landscapes 3.
- Keep East Goshen Beautiful Day is this Saturday, April 21st.

Carmen introduced Ivery Houston, an intern from Representative Comitta's office, and announced that Rep. Comitta will be holding a Senior Expo in the Bayard Rustin gymnasium on Saturday, May 19th from 9am-12pm.

Carmen made a motion to appoint Ed Lendrat to the Historical Commission. Mike seconded the motion. The motion passed 5-0.

WEGO Police Report—March 2018

Chief Bernot noted that the police department has a new website and Facebook page. She added that the County will be sponsoring a two-hour "Stewards of Children" training at West Goshen Township on April 25th on child abuse prevention. She also stated that WEGO will again be holding Camp Cadet, a free summer program for youths aged 11-13 that focuses on developing self-confidence and self-discipline.

Carmen asked if WEGO had received more complaints about door-to-door solicitation since the return of warmer weather. Chief Bernot observed that indeed there had been a recent uptick in complaints.

Good Fellowship Ambulance Report—March 2018

Carmen reported that Good Fellowship received 64 ambulance calls from East Goshen in March.

Financial Report—March 2018

Jon reported that the general fund had a positive budget variance of \$110,300 as of March 31st. He added that snow removal was \$61,448 over budget, but that this overage was offset by savings across a number of line items. In addition, he observed that accounts receivable for both real estate tax and utilities were at historically low levels and that the average yield on Township cash was 1.34%.

The Board agreed to hold the annual budget planning session on Wednesday, May 23rd at 3pm.

Presentation on Citizens' Risk Assessment

Caroline Hughes, 1101 Amalfi Drive, and Tom Casey, West Goshen Township resident, gave a presentation on Del-Chesco United for Pipeline Safety's risk assessment initiative and requested \$5,000 in support from the Township. Ms. Hughes stated that \$20,543 had been raised thus far, which is enough to do the study. Mr. Casey added that a firm has been selected and that the group is working on finalizing the contract with the consultant now. However, the group has targeted \$50,000 as its fundraising goal. At this price point, Ms. Hughes and Mr. Casey believe that the study will be able to use and analyze data that is more specific to our regional topography and population centers, and therefore more robust and meaningful to local residents, than a study costing only \$20,000.

Carmen expressed concern that the costs for the study could continue to escalate and that East Goshen would be solicited again for support.

Janet stated that she appreciates the work the group has done on this issue. She asked how many responses the group had received to the RFP and was told three firms had responded. She asked how the group was defining "acceptable level of risk". She also raised concerns about how meaningful actuarial analysis is for this study, given that actuaries analyze large sample sizes to draw conclusions about populations, whereas this study would focus only on a section of one pipeline. She also asked how the groups would use the report and whether the risks of trains and trucks, as alternative transport options for NGLs, would be explored. Ms. Hughes stated that that the report would be provided to state officials to inform their policy making work.

Mike stated that he was surprised that West Chester Borough had expressed interest in contributing to the risk assessment despite the fact that Borough Council

had recently dismissed East Goshen's resolution on pipelines. He asked whether the group had approached Chester County, to which Ms. Hughes responded the County did not express interest, and the Department of Emergency Management, to which Mr. Casey replied that DES had provided input on the RFP. Mike also asked how this study would be different than Delaware County's proposed risk assessment. Eve Miari, a Delaware County resident who is part of Del-Chesco United, responded that Delaware County's study is on a different timeline than this study with more of a focus on emergency management.

Carmen also asked whether the selected firm is bonded, to which Ms. Miari responded that payment will be made upon delivery of the report.

David asked how the group would prioritize the items to focus on if they can't raise more money. Ms. Miari stated that the more money that is raised, the more data specific to Chester County's topography, geography and population centers can be used and analyzed.

Rick asked Ms. Hughes if she could provide him with a copy of a similar report from the consultant so that the Township could better understand what information this study might provide. Ms. Hughes stated that she would send Rick a similar report.

Marty stated that the root cause of this report is Sunoco's unwillingness to share its data in the name of national security. He noted that John Snyder, an attorney working with Buckley Brion, is pursuing a line of inquiry on behalf of East Goshen about whether the public's right to know about information in operators' Integrity Management Plans pursuant to federal law plans trumps Sunoco's right to protect that same information in the name of national security under state law. Marty expressed optimism that if Mr. Snyder is successful, then many of the data points the group is interested in would suddenly become available. Marty added that he needs to see the proposals from the three firms in order to make a decision on this matter, to which Ms. Miari responded that she would provide them to the Township.

Tony Perretta, 1601 Bane Way, asked what we are going to do with this report and raised concerns that the report may not affect legislative change, but instead create more anxiety among homeowners and negatively impact home values.

Bill Wegeman, 629 N Speakman Lane, expressed concern about the impact of Sunoco's work on his house and whether the PUC had the manpower to ensure the pipeline's safety. He expressed support for the study.

Charles Sexton, 1617 Bow Tree Drive, asked for a copy of the presentation and clarification on the scope of the study.

Consider Interstate Energy Company Pipeline Easement

Carmen made a motion to adopt Resolution 2018-178 authorizing the Chairman to execute the amended easement agreement with Interstate Energy Company LLC,

with the condition that Interstate Energy Company LLC and/or Adelpia Gateway LLC provide written confirmation that they will install four pipe bollards within the easement between Paoli Pike and the valve, and authorize the Township Manager to release the executed amended easement agreement to Interstate Energy Company LLC upon the receipt of the written confirmation and the \$5,000. Mike seconded.

Ron Luongo, 904 Saratoga Drive, raised concerns about the short notice period given to nearby homeowners about this matter. He asked what risk analysis the Township has done on the matter. He also asked why the Township wasn't fighting the easement. Kristin explained that the Township had negotiated better conditions, including a limit of one pipe and a prohibition on natural gas liquids, and more financial concessions from Adelpia. She added that if the Township didn't agree to the amended easement, then Adelpia could seize the land through eminent domain and the Township would forfeit the right to put any conditions on the easement.

Amiel Novoseller, 1504 Von Steuben Drive, raised concerns about the Risk Assessment presentation, which he felt was unrelated to Township business.

Mr. Perretta stated that more notice should have been given about this matter.

The motion passed 4-0 (Mike had left for the evening).

Update on West Chester Pike Coalition

Janet provided an overview of the West Chester Pike Coalition, which includes representatives from 10 municipalities between West Chester and Upper Darby, including East Goshen. She explained that the objective of the organization is to improve all modes of transit along the corridor. David asked whether the coalition had considered bicycles, and Rick indicated that a representative from the Philadelphia Bike Coalition was a non-voting member of the Coalition.

Public Comment on MS4 Plan

Rick provided an overview of the requirements of the Township's MS4 permit related to Public Education and Outreach, Public Involvement & Participation, Illicit Discharge Detection and Elimination, Post Construction Stormwater Management, and Pollution Prevention and Good Housekeeping. No public comment was received.

Consider Township Park Pedestrian Crossing

Rick stated that he received an email indicating that PennDOT would conduct a traffic study at Hibberd Lane and Paoli Pike to determine if a traffic signal is warranted at this location, provided the Township submits an application. Carmen made a motion to adopt a resolution authorizing submission of an application for a traffic signal at Paoli Pike and Hibberd Lane. Janet seconded the motion. The motion passed 4-0.

Consider Paoli Pike Trail Maintenance Policy

Rick explained that the Township will need to enter into side agreements with affected property owners from whom we are seeking sidewalk easements related to the on-going maintenance of the Paoli Pike Trail. Maintenance would include the Township's responsibilities with respect to salting, plowing, refuse removal and mowing. Carmen expressed concerns about the Township taking on this responsibility and suggested we consider not plowing the trail. Specifically, he raised concern about melted snow refreezing and creating an unsafe surface for bicyclists in the winter months. Janet suggested that Rick draft a resolution for the Board's consideration at the next meeting.

Consider Snow Plow Purchase

Carmen made a motion to purchase a new 11-foot Monroe plow from Intercon for \$9,672. Janet seconded the motion. The motion passed 4-0.

Any Other Matter

- Carmen made a motion to authorize the Chairman to execute the storm water operating and maintenance agreement for 1631 Christine Lane. Janet seconded. The motion passed 4-0.
- Marty noted that the Township had received inquiries about building a dog park in the park and amending the zoning ordinance to allow chickens on lots of less than two acres. Janet made a motion to refer the dog park matter to the Parks & Recreation Commission and the chicken issue to the Planning Commission. Carmen seconded. The motion passed 4-0.

Approval of Minutes of April 10, 2018

Janet made a motion to approve the minutes of April 10, 2018 as corrected. Carmen seconded. The motion passed 4-0.

Treasurer's Report of April 12, 2018

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. Janet seconded. The motion passed 4-0.

Adjournment

There being no further business, Carmen motioned to adjourn the meeting at 10:45 pm. Janet seconded the motion. The motion passed 4-0.

Respectfully submitted,
Jon Altshul
Recording Secretary

Attachments: April 12, 2018 Treasurer's Report

April 12, 2018

**TREASURER'S REPORT
2018 RECEIPTS AND BILLS**

GENERAL FUND

Real Estate Tax	\$11,240.22	Accounts Payable	\$56,749.66
Earned Income Tax	\$54,737.20	Electronic Pmts:	
Local Service Tax	\$9,811.50	Credit Card	\$0.00
Transfer Tax	\$0.00	Postage	\$0.00
General Fund Interest Earned	\$0.00	Debt Service	\$29,460.82
Total Other Revenue	\$25,007.46	Payroll	\$60,808.63
Total Receipts:	\$100,796.38	Total Expenditures:	\$147,019.11

STATE LIQUID FUELS FUND

Receipts	\$0.00		
Interest Earned	\$0.00		
Total State Liquid Fuels:	\$0.00	Expenditures:	\$0.00

SINKING FUND

Receipts	\$4,228.00	Accounts Payable	\$0.00
Interest Earned	\$0.00	Credit Card	\$0.00
Total Sinking Fund:	\$4,228.00	Total Expenditures:	\$0.00

TRANSPORTATION FUND

Receipts	\$0.00		
Interest Earned	\$0.00		
Total Sinking Fund:	\$0.00	Expenditures:	\$0.00

SEWER OPERATING FUND

Receipts	\$5,979.77	Accounts Payable	\$20,754.42
Interest Earned	\$0.00	Debt Service	\$28,240.59
Total Sewer:	\$5,979.77	Credit Card	\$0.00
		Total Expenditures:	\$48,995.01

REFUSE FUND

Receipts	\$1,837.72		
Interest Earned	\$0.00		
Total Refuse:	\$1,837.72	Expenditures:	\$939.99

BOND FUND

Receipts	\$0.00	Accounts Payable	\$256,359.06
Interest Earned	\$0.00	Credit Card	\$0.00
Total Sewer Sinking Fund:	\$0.00	Total Expenditures:	\$256,359.06

SEWER SINKING FUND

Receipts	\$0.00		
Interest Earned	\$1,834.52		
Total Sewer Sinking Fund:	\$1,834.52	Expenditures:	\$0.00

OPERATING RESERVE FUND

Receipts	\$0.00		
Interest Earned	\$0.00		
Total Operating Reserve Fund:	\$0.00	Expenditures:	\$0.00