

**EAST GOSHEN TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
1580 PAOLI PIKE  
TUESDAY, JUNE 5, 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; Park & Recreation Director Jason Lang and Erich Meyer (Conservancy Board).

**Call to Order & Pledge of Allegiance**

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

**Moment of Silence**

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

**Recording**

The Township livestreamed the meeting on the Township's [YouTube page](#). The meeting will be available for reviewing on Wednesday, June 6<sup>th</sup>.

**Chairman's Report**

Marty made the following announcements:

- The Board met in Executive Session prior to tonight's meeting to discuss a personnel matter.
- PennDOT will be making repairs to the bridge on Morstein Road that crosses over Route 202. The bridge will be closed and a detour will be posted. The work is expected to begin on June 25<sup>th</sup> and be completed by the time school opens in the fall.
- Sunoco has withdrawn their appeal for the noise ordinance citations.

**Public Comments**

Lex Pavlo, 611 S. Speakman Lane, stated that weeds along the pipeline easement have become overgrown. Rick agreed to contact Sunoco.

**Approval of Minutes, May 16, May 22 & May 23, 2018**

David made a motion to approve the minutes of May 16, May 22 and May 23, 2018. Janet seconded the motion. The motion passed 5-0.

**Approval of Treasurer's Report of May 31, 2018**

Carmen motioned 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. The motion passed 5-0.

**Working without a Permit**

Rick summarized Mark Gordon's memo on this issue. Marty asked for clarification about whether the Codes Department would be reporting on this after one month or after six months. David suggested that the list of construction activities that require a permit be listed in the newsletter. Jon agreed to follow up on this for the fall newsletter.

### **Consider Township Sustainability Assessment**

Jason provided an overview of the Township's Sustainability Initiative and the Pennsylvania Municipal League's assessment. Jason indicated that he would be coordinating this project with David's guidance. He indicated that East Goshen would probably qualify for a Silver certification and maybe a Gold. He stressed that the assessment serves two purposes: first, in the short-term, it will make us more competitive for grants; and second, in the long-term, it will help the Township plan for the future.

Carmen made a motion to adopt the resolution authorizing application to the Pennsylvania Municipal League Sustainable Pennsylvania Communities Certification Program and appoint David to assist with this effort. Mike seconded the motion.

David observed that the Township already has adopted a number of sustainability best practices and that the Township shouldn't let the certification process drive what we do and that the Township's priorities need to come first.

The motion passed 5-0.

### **Consider May 16 Meeting Action Items**

Janet made a motion to appoint Michael, David and Rick to develop the charge and make-up of a Pipeline Task Force. Carmen seconded. The motion passed 5-0.

### **Consider Resolution 2018-24 concerning the Deer Management Program**

Carmen made a motion to approve the 2018-2019 Deer Management Program resolution and the following Deer Management Groups to participate in the 2018 Township Archery Hunting program: Chester County Trackers will manage the Grand Oak and Mill Creek open space areas; Main Line Whitetail Managers will manage the Supplee open space area; Keystone Archers will manage the Bow Tree and Clocktower open space areas; and Tri County Whitetail Management will manage the Wentworth open space area. Janet seconded.

Mike asked if there had been complaints about any of these groups in the past, and Rick responded that the Township has had no problems working with any of them.

The motion passed 5-0.

### **Consider Painting Proposals**

The following price quotes were received to paint the District Court, Police Substation and the two rear stair towers in the Township Building:

CertaPro	\$5,797.79
Five Star Painting	\$6,471.72
Freshcoat Painting	\$7,800.00

Carmen observed that CertaPro was the only firm that included the price of paint in its quote. He made a motion to award the painting contact to CertaPro. David seconded. The motion passed 5-0.

**Consider Park Ordinance Amendment on Alcohol Sales**

Jason summarized Rick’s memo on alcohol sales at the Park during Farmers Markets. Carmen observed that he’s seen craft alcohol vendors at other farmers markets and that he’s never experienced any problems. He added that the samples are typically very small. Carmen made a motion to authorize advertising for a Public Hearing on an amendment to the Park Ordinance to allow for the sale, possession or use of alcoholic beverages as specifically authorized by resolution of the Board of Supervisors. Janet seconded.

Carmen asked if we needed any permission from the County to do this, other than from the Board of Health, to which Rick responded that we didn’t. David asked if alcohol sales can be restricted to certain kinds of vendors. Carmen suggested that those types of decisions be delegated to Jason.

The motion passed 5-0.

**Consider Request to Send Letter in Support of Senator Dinniman’s Petition before the PUC**

David made a motion to submit a letter electronically to the PUC as soon as possible in support of Senator Dinniman’s petition as drafted by Rick. Mike seconded the motion.

Caroline Hughes, 1101 Amalfi Drive, noted that earlier today the Chester County Commissioners issued their own letter of support to the PUC. She stated that the Commissioners stressed in their letter that emergency responders don’t have the information they need to respond to a potential pipeline disaster. She also observed that a utility worker in Middletown Township recently damaged an installed, but nonoperational Mariner East pipeline, and worried that had the pipeline been operational, this accident would have been catastrophic.

Mr. Pavlo observed that Representative Comitta also wrote an excellent letter to the PUC, but that Senator Killion had not. He thanked the Township for its efforts on this issue.

David observed that he is trying to send an email to the Supervisors of the 87 different municipalities along the pipeline route in order to coordinate a larger coalition of municipal officials, but that he was having technical issues copying the

email addresses into an email. Jon offered to assist David with this. Mike suggested that David include the letter from Sunoco withdrawing its appeal of the East Goshen noise violations as part of this outreach effort.

Bernie Greenberg, 894 Jefferson Way, asked whether the Board had received a copy of the County Commissioners' letter and stated that the County does a poor job with communication.

The motion passed 5-0.

**Consider Park Ordinance Amendment Regarding Pets in the Playground**

Jason summarized Rick's memo on pets in the playground. He observed that pets and their waste may compromise the poured-in-place surfacing. Carmen asked whether pet owners could be fined for bringing pets into the playground area. Rick stated that fines are dictated under state law.

Mike made a motion to authorize advertisement of a public hearing on an amendment to the Park Ordinance to prohibit pets in the playground. David seconded.

Carmen asked for clarification if this prohibition was only for dogs or for all pets. Rick clarified that it would cover all pets.

The motion passed 5-0.

**Consider Request to File a Complaint with the PUC**

David observed that our issues in East Goshen are different than the issues raised in Senator Dinniman's complaint regarding the situation in West Whiteland. He suggested that our complaint needs to highlight the density of 55 and older residences, including in Hershey's Mill Villages and Wellington, along the pipeline route as the threat to public safety.

Mr. Pavlo stated that he doesn't want the Township to sit back and wait to see what will happen regarding the West Whiteland matter and encouraged the Board to start to formulate a plan now.

Mr. Greenberg stated that he doesn't see a reason to wait until after the June 14<sup>th</sup> hearing on the West Whiteland matter to file our own complaint.

Bill Wegeman, 629 N. Speakman Lane, suggested that the Township consider air quality as a consideration in its complaint. He suggested the Township first file an informal complaint and follow up with a formal complaint.

Ms. Hughes provided clarity around the PUC's dockets and the timeline for the PUC considering complaints. She recommended Mark Freed as a resource for the Township in filing a complaint. Ms. Hughes suggested that the Township focus on

filing a formal, rather than informal complaint. She stated that East Goshen's complaint should not be influenced by the timing or circumstances in the West Whiteland matter.

Mike agreed with Ms. Hughes's suggestion about including Mark Fried. Carmen suggested also including Margie Morris in developing the complaint. David stated that we already have a bullet point list of what East Goshen's complaint would look like.

Marty asked if filing a Chapter 5 Complaint would be faster than filing a regular complaint. David stated that he would like to explore our options further under Chapter 5.

Marty suggested that interested residents submit comments about a potential East Goshen complaint through Rick, David and Mike.

#### **Any Other Matter**

Carmen made a motion to appoint Nancy D'Aversa as the Township's new Poet Laureate. Mike seconded. The motion passed 5-0.

#### **Adjournment**

Carmen made a motion to adjourn. Mike seconded the motion. Marty stated that the Board needed to meet in Executive Session to discuss a legal matter. The motion passed 5-0.

Respectfully submitted,  
*Jon Altshul*  
*Recording Secretary*

Attachments: May 31, 2018 Treasurer's Report

May 31, 2018

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

**GENERAL FUND**

Real Estate Tax	\$30,397.29	Accounts Payable	\$325,277.64
Earned Income Tax	\$52,800.00	Electronic Pmts:	
Local Service Tax	\$3,200.00	Credit Card	\$9,700.74
Transfer Tax	\$0.00	Postage	\$0.00
General Fund Interest Earned	\$0.00	Debt Service	\$0.00
Total Other Revenue	\$27,808.76	Payroll	\$129,903.07
Total Receipts:	<b>\$114,206.05</b>	Total Expenditures:	<b>\$464,881.45</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>

**CAPITAL RESERVE FUND**

Receipts	\$0.00	Accounts Payable	\$16,126.76
Interest Earned	\$0.00	Credit Card	\$0.00
Total Sinking Fund:	<b>\$0.00</b>	Total Expenditures:	<b>\$16,126.76</b>

**TRANSPORTATION FUND**

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

**SEWER OPERATING FUND**

Receipts	\$196,740.03	Accounts Payable	\$8,497.79
Interest Earned	\$0.00	Debt Service	\$0.00
Total Sewer:	<b>\$196,740.03</b>	Credit Card	\$0.00
		Total Expenditures:	<b>\$8,497.79</b>

**REFUSE FUND**

Receipts	\$66,192.14		
Interest Earned	\$0.00		
Total Refuse:	<b>\$66,192.14</b>	Expenditures:	<b>\$13,512.73</b>

**BOND FUND**

Receipts	\$0.00	Accounts Payable	\$21,350.75
Interest Earned	\$0.00	Credit Card	\$0.00
Total Sewer Sinking Fund:	<b>\$0.00</b>	Total Expenditures:	<b>\$21,350.75</b>

**SEWER CAPITAL RESERVE FUND**

Receipts	\$0.00		
Interest Earned	\$0.00		
Total Sewer Sinking Fund:	<b>\$0.00</b>	Expenditures:	<b>\$3,500.00</b>

**OPERATING RESERVE FUND**

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