

**EAST GOSHEN TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
1580 PAOLI PIKE  
TUESDAY, NOVEMBER 13, 2018  
FINAL APPROVED MINUTES**

**Present:** Chairman Marty Shane; Vice Chair Carmen Battavio; Members David Shuey, Janet Emanuel and Mike Lynch; Township Manager Rick Smith; Assistant Township Manager and Finance Director Jon Altshul; Township Solicitor Kristin Camp; Bill Wegemann (Pipeline Task Force) 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 and first responders.

**Recording**

The meeting was livestreamed on the Township's [YouTube](#) page.

**Chairman's Report**

Marty made the following announcements:

- The Board met in Executive Session before tonight's meeting for a personnel matter and on October 29, 2018 for a police labor matter.
- Sally Shabaker has resigned from the Historical Commission.
- An application for a liquor license has been submitted for the Giant Food Store at 1375 Boot Road.
- The Chester County Commissioners will hold a public hearing at 7:00pm on November 29, 2018 at the Uptown! Knauer Performing Arts Center to consider adopting the new Comprehensive Plan *Landscapes 3*.

**Public Comment**

None

**Public Hearing on Conditional Use Application of ESKE Development, LLC to operate a Child Daycare Center at 1302 Wilson Drive**

The Board held a public hearing on a conditional use application of ESKE Development, LLC to operate a Child Daycare Center at 1302 Wilson Drive. Carmen made a motion to approve the Conditional Use application and Conditional Use Site Layout Plan dated 9/17/2018, last revised on 10/26/2018, for a Child Daycare Center use at 1302 Wilson Drive, submitted by ESKE Development - Tamora Building Systems, with the following conditions:

1. The applicant shall provide the Township with easements or parking agreements for review and comment by the Township solicitor.

2. The applicant shall develop the property and operate the business in accordance with the testimony and exhibits presented during the hearing.
3. Any outstanding engineering comments from the Township consultants shall be addressed to the satisfaction of the Township during the Land Development approval process.
4. The applicant shall follow all applicable federal, state, county and township laws, rules and regulation during the development of the property and operation of the day-care use.
5. For special events such as holiday parties, the applicant shall split the events so that all students are not attending events at the same time, and during special events the applicant will use best efforts to avoid double parking and blocking access for emergency vehicles.

Janet seconded. The applicant agreed to these conditions. The motion passed 4-0 (Mike arrived after the conclusion of the hearing).

A court reporter was present and will provide a full transcript of the hearing. A copy of the transcript of the public hearing will be appended to the minutes of this meeting once the decision becomes "final, binding and nonappealable".

#### **Consider Radio Booster Ordinance**

Rick explained that the proposed radio booster ordinance would require that emergency radio signals can be transmitted from inside all commercial buildings, both existing and new, in order to ensure and promote public safety. He noted that East Goshen would need to spend about \$31,000 on its own building to install a radio booster to ensure the Township's compliance. Carmen made a motion to direct staff to send out a letter to all commercial building owners informing them of this possible ordinance amendment and to schedule a hearing for adoption of the ordinance. David seconded. The motion passed 5-0.

#### **Consider Variance Time Limit Ordinance**

Rick explained that the zoning ordinance may be unnecessarily strict in requiring that construction begin within 18 months after a variance has been granted, as demonstrated by the various hurdles that the owner of 1506 Meadowbrook Lane has had to address since that variance was granted. He noted that the proposed ordinance amendment had been reviewed by the Township Planning Commission and the Chester County Planning Commission. Janet made a motion to direct staff to schedule and advertise a hearing for this amendment to the zoning ordinance. Mike seconded. The motion passed 5-0.

#### **Consider Fire Prevention Program**

This matter was tabled for the time being.

#### **Presentation of the Proposed 2019 Township Budget**

Jon provided an overview of the proposed 2019 Township Budget and 2019-2023 Capital Improvement Plan. He explained that no tax increase was proposed for the

16<sup>th</sup> consecutive year, but that a transfer from fund balance of \$325,518 was needed to bring the budget into balance. Mike made a motion to advertise the Township's 2019 Budget. Carmen seconded. The motion passed 5-0.

**Consider Application for a Traffic Signal at Paoli Pike and Hibberd Lane**

Rick stated that we would appeal to both Rep. Comitta and Sen. Killion for support of this application to ensure a safe pedestrian crossing point from Applebrook to the Township Park. David made a motion to authorize the Township Manager to submit an Application for Traffic Signal Approval to the Pennsylvania Department of Transportation for a proposed traffic signal at the intersection of Paoli Pike and Hibberd Lane. Carmen seconded. The motion passed 5-0.

**Consider Applebrook Golf Agreement**

Rick presented the proposed 2019-2023 agreement with Applebrook Golf Club, with two small changes from the expiring agreement: 1) golfers with a medical exemption may use a golf cart for free, provided they use a caddy for \$50 and 2) caddy fees would increase by \$20. Carmen made a motion to authorize the execution of the revised agreement with Applebrook Golf Course. Mike seconded. David suggested that Applebrook be required to provide water on the course. Rick suggested that the Township provide water instead. The motion passed 5-0.

**Consider Picnic Grove**

Rick suggested that the Picnic Grove be located next to the Butterfly Garden and that the existing gazebo across the road be power-washed and repurposed for use at that site. Carmen made a motion to approve the approved Picnic Grove improvements. Janet seconded. The motion passed 5-0.

**Any Other Matter**

Carmen made a motion to authorize the Chairman to execute the storm water management operations and maintenance agreement for 1304 E. Strasburg Road. Janet seconded. The motion passed 5-0.

David announced that the Pipeline Task Force had had its first meeting the night before, which was very successful. He also made a motion to appoint Angela Matchica, Kristi Supple and Jeff O'Donnell to the Sustainability Committee. Carmen seconded. The motion passed 5-0.

**Approval of Minutes of October 16 and 25, 2018**

Janet made a motion to approve the minutes of October 16 and October 25, 2018, as amended. Mike seconded. The motion passed 5-0.

**Approval of Treasurer's Report of November 8, 2018**

Carmen made a motion to graciously accept the receipts and approve the expenditures from the November 8, 2018 Treasurer's Report. David seconded. The motion passed 5-0.

### **Correspondence, Reports of Interest**

The Board acknowledged receipt of:

- October 19, 2018 notice from FERC to issue the Environmental Assessment for the Adelpia Gateway Project on January 4, 2019.
- October 29, 2018 notice of intent to apply for a NPDES Permit and a Part 2 Water Quality Management Permit for 1405 Wexford Circle.
- November 5, 2018 letter from Kevin and Claire Free regarding the proposed Open Space Zoning Amendment.
- November 8, 2018 letter from Scott Sanders regarding the Public Works Department.
- 3<sup>rd</sup> Quarter Right-to-Know Report.

### **Adjournment**

Carmen made a motion to adjourn at 9:55. Janet seconded. The motion passed 5-0.

Respectfully submitted,

*Jon Altshul*

*Recording Secretary*

Attached: November 8, 2018 Treasurer's Report

				October 12 - November 8, 2018	
<b>TREASURER'S REPORT</b>					
<b>2018 RECEIPTS AND BILLS</b>					
<b>GENERAL FUND</b>					
Real Estate Tax		\$3,768.23	Accounts Payable		\$533,505.71
Earned Income Tax		\$661,313.59	Electronic Pmts:		
Local Service Tax		\$62,395.45	Credit Card		\$3,158.00
Transfer Tax		67,966.11	Postage		\$1,000.00
General Fund Interest Earned		10,733.51	Debt Service		\$225,000.00
Total Other Revenue		\$94,604.91	Payroll		\$260,448.40
Total Receipts:		<b>\$900,781.80</b>	Total Expenditures:		<b>\$1,023,112.11</b>
<b>STATE LIQUID FUELS FUND</b>					
Receipts		\$0.00			
Interest Earned		\$0.00			
Total State Liquid Fuels:		<b>\$0.00</b>	Expenditures:		<b>\$0.00</b>
<b>CAPITAL RESERVE FUND</b>					
Receipts		\$0.00	Accounts Payable		\$37,498.00
Interest Earned		\$8,110.87	Credit Card		\$0.00
Total Sinking Fund:		<b>\$8,110.87</b>	Total Expenditures:		<b>\$37,498.00</b>
<b>TRANSPORTATION FUND</b>					
Receipts		\$0.00			
Interest Earned		\$3,191.85			
Total Sinking Fund:		<b>\$3,191.85</b>	Expenditures:		<b>\$0.00</b>
<b>SEWER OPERATING FUND</b>					
Receipts		\$392,380.90	Accounts Payable		\$281,822.35
Interest Earned		\$1,197.09	Debt Service		\$130,098.79
Total Sewer:		<b>\$393,577.99</b>	Credit Card		\$0.00
			Total Expenditures:		<b>\$411,921.14</b>
<b>REFUSE FUND</b>					
Receipts		\$95,401.85	Accounts Payable		\$85,370.48
Interest Earned		\$472.98	Credit Card		\$0.00
Total Refuse:		<b>\$95,874.83</b>	Total Expenditures:		<b>\$85,370.48</b>
<b>BOND FUND</b>					
Receipts		\$0.00	Accounts Payable		\$42,000.01
Interest Earned		\$11,243.50	Credit Card		\$0.00
Total Sewer Sinking Fund:		<b>\$11,243.50</b>	Expenditures:		<b>\$42,000.01</b>
<b>SEWER CAPITAL RESERVE FUND</b>					
Receipts		\$0.00	Accounts Payable		\$21,767.76
Interest Earned		5,815.75	Credit Card		\$0.00
Total Sewer Sinking Fund:		<b>\$5,815.75</b>	Expenditures:		<b>\$21,767.76</b>
<b>OPERATING RESERVE FUND</b>					
Receipts		\$0.00			
Interest Earned		1,010.62			
Total Operating Reserve Fund:		<b>\$1,010.62</b>	Expenditures:		<b>\$0.00</b>
* Sewer DEBT SERVICE includes \$103,000 principal payment for September 2018 not previously reported.					