

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
TUESDAY, APRIL 2, 2019
FINAL APPROVED MINUTES**

Present: Chairwoman Janet Emanuel; Vice-Chairman Marty Shane; Members David Shuey and Mike Lynch; Township Manager Rick Smith; Assistant Township Manager and Finance Director Jon Altshul; Bill Wegemann and Judi DiFonzo (Pipeline Task Force).

Call to Order & Pledge of Allegiance

Janet called the meeting to order at 7:05 p.m. and led the pledge of allegiance.

Moment of Silence

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

Recording

The meeting was livestreamed on the Township's YouTube page.

Chairman's Report

Janet reported that the Board met in Executive Session prior to tonight's meeting to discuss a personnel matter. She stated that this month is Pennsylvania Safe Digging Month and reminded residents to call 811 before digging for any home improvement or landscaping project. She also noted that Saturday, April 13th is "Keep East Goshen Beautiful Day" and invited residents to come to the Township building between 8am and 9am to register and pick up supplies. Both David and Mike expressed their support for this event and its importance to the Township. David asked whether the Township could increase fines for littering, to which Rick stated that the fines are set by state law. Marty suggested that Blosenski clean up the northern portion of Route 352 because of possible traffic danger to volunteers.

Public Comment

None

Approval of Minutes and Treasurer's Report

David made a motion to approve the minutes of March 19, 2019, as corrected. Marty seconded. The motion passed 4-0. Mike made a motion to approve the Treasurer's Report of March 28, 2019. David seconded. The motion passed 4-0.

Acknowledge Receipt of the Concise Statement of Assets, Liabilities and Fund Balance

The Board acknowledged receipt of the Concise Statement of Assets, Liabilities and Fund Balance for the year ending December 31, 2018. Jon explained that the \$615,539 decline in fund balance was due to the Township spending down the proceeds of the 2017 bonds, and that otherwise the Township had a positive year financially.

Consider Recommendation on Draft Business Incubator Ordinance

Jon stated that staff had reviewed the comments from the Chester County Planning Commission and was recommending only minor changes to the draft ordinance in response. Mike questioned why the Township would require an incubator to go through the conditional use process if all the uses were permitted by right. Jon explained that staff was concerned about how the Use & Occupancy permitting process would be administered when there's a change of tenant if the incubator hadn't originally gone through the conditional use process. Mike also expressed concern about whether the ordinance should provide for more flexibility around parking requirements. Jon stated that the parking requirements are there to prevent overcrowding, but he agreed to follow up with the County Planning Commission to get more information about the County's rationale with that comment.

Consider Recommendation on Fugitive Dust Testing

David made a motion to engage Pennoni per the terms and conditions of their proposal to monitor one HDD pipeline drilling site that is determined by East Goshen Township staff and Pennoni engineers as the most impacted to measure fugitive dust during drilling; and if the reading exceeds the ppm as codified in the relevant regulations, that we approve the expense to determine the contents of that fugitive material. Mike seconded the motion.

Bill stated that he has been concerned about drilling dust and more specifically what's in the dust for over a year, but that DEP has told him there's nothing they can do.

Marty noted that he is concerned about 24 hour drilling and about when Sunoco will ask the Township for permission to drill around the clock.

The motion passed 4-0.

Consider Recommendation for Mower Replacement

Janet explained that Public Works has requested to replace two radius mowers that have fully depreciated and for which the Township budgeted \$18,000 this year. The Township received the following two COSTARS pricing proposals:

- Conway Power Equipment; 2 ExMark Mowers: \$16,119.40 (with trade-in)
- Power Pro Equipment; 2 Hustler Super Z 60": \$18,898.80 (with trade-in)

Mike made a motion to purchase the two ExMark mowers from Conway Power Equipment for \$16,119.40 with trade in. Marty seconded. The motion passed 4-0.

Any Other Matter

Mike made a motion to extend the contract with Chester County for the grant for Segments F & G of the Paoli Pike Trail through October 21, 2019. David seconded. The motion passed 4-0.

Public Comment

Lex Pavlo, 611 S. Speakman Lane, suggested that the Board of Supervisors write a letter to District Attorney Tom Hogan to raise concerns that Sunoco may begin 24-hour drilling without Township approval. He also noted that his temporary construction easement with Sunoco expires after two years and asked the Township for clarification about when Sunoco began drilling at the Bow Tree site. Rick stated that the Township does not have any specific record of when drilling at that site began.

Ron Cocco, 633 N. Speakman Lane, asked whether a barrier would be installed at Bow Tree across from the New Kent drilling site or when drilling would begin there. Rick stated that he did not know.

Bernie Greenberg, 894 Jefferson Way, asked about the penalty that Sunoco would incur for drilling 24 hours per day without getting Township approval. Rick stated that the fines are determined by state law and are generally capped at \$1,000 per day.

Brian Sweet, 646 Meadow Drive, asked why the Township would consider allowing Sunoco to drill 24 hours a day. Rick explained that if Sunoco doesn't drill 24 hours a day when they start pulling pipe, there's a risk that bore holes could collapse overnight, which would require Sunoco to redrill, and thereby substantially prolong the amount of time that the drilling operation would last.

Correspondence, Reports of Interest

The Board acknowledged receipt of the following three reports of interest:

- March 15, 2019 – Notice of Township's intent to apply for a PADEP General Permit 11 to replace the Access Road (Trail) Bridge in the Applebrook Park.
- March 18, 2019 – Notice of Adelpia Gateway's intent to apply for a PADEP General Permit (ESCGP-3) for the Adelpia Gateway Pipeline Project
- March 26, 2019 – Notice of Township's intent to apply for a PADEP General Permit 7 for the Cornwallis Drive Emergency Access Road.

Adjournment

Mike made a motion to adjourn at 8:10. David seconded. The motion passed 4-0.

Respectfully submitted,

Jon Altshul

Recording Secretary

Attached: March 28, 2019 Treasurer's Report

TREASURER'S REPORT		March 15 - March 28, 2019	
RECEIPTS AND BILLS (ALL 2019 UNLESS OTHERWISE NOTED)			
GENERAL FUND			
Real Estate Tax	\$434,461.51	Accounts Payable	\$146,820.35
Earned Income Tax	\$26,400.00	<u>Electronic Pmts:</u>	
Local Service Tax	\$600.00	Credit Card	\$3,995.32
Transfer Tax	\$0.00	Postage	\$0.00
<i>General Fund Interest Earned</i>	-\$22.18	Debt Service	\$7,484.50
Total Other Revenue	\$32,183.74	Payroll	\$121,060.34
Total General Fund Receipts:	\$493,623.07	Total Expenditures:	\$279,360.51
STATE LIQUID FUELS FUND			
Receipts	\$0.00	Accounts Payable	\$0.00
<i>Interest Earned</i>	\$0.00		
Total State Liquid Fuels Receipts:	\$0.00	Total Expenditures:	\$0.00
CAPITAL RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$9,023.98
<i>Interest Earned</i>	\$3,348.62	Credit Card	\$0.00
Total Capital Reserve Fund Receipts:	\$3,348.62	Total Expenditures:	\$9,023.98
TRANSPORTATION FUND			
Receipts	\$0.00	Accounts Payable	\$0.00
<i>Interest Earned</i>	\$0.00		
Total Transportation Fund Receipts:	\$0.00	Total Expenditures:	\$0.00
SEWER OPERATING FUND			
Receipts	\$30,563.91	Accounts Payable	\$134,794.92
<i>Interest Earned</i>	\$11.09	Credit Card	\$0.00
		<i>Debt Service</i>	\$26,837.08
Total Sewer Operating Fund Receipts:	\$30,575.00	Total Expenditures:	\$161,632.00
REFUSE FUND			
Receipts	\$9,468.92	Accounts Payable	\$32,999.65
<i>Interest Earned</i>	\$11.09		
Total Refuse Fund Receipts:	\$9,480.01	Total Expenditures:	\$32,999.65
BOND FUND			
Receipts	\$0.00	Accounts Payable	\$53,955.01
<i>Interest Earned</i>	\$0.00		
Total Bond Fund Receipts:	\$0.00	Total Expenditures:	\$53,955.01
SEWER CAPITAL RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$0.00
<i>Interest Earned</i>	\$0.00		
Total Sewer Capital Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$0.00
OPERATING RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$0.00
<i>Interest Earned</i>	\$0.00		
Total Operating Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$0.00