

**EAST GOSHEN TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
1580 PAOLI PIKE  
TUESDAY, FEBRUARY 4, 2020  
FINAL ADOPTED MINUTES**

**Present:** Chairman Marty Shane; Vice-Chairman David Shuey; Members Michele Truitt, John Hertzog and Mike Lynch; Township Manager Rick Smith; Assistant Township Manager and Finance Director Jon Altshul; Erich Meyer (Conservancy Board); Fire Marshal Carmen Battavio

**Call to Order & Pledge of Allegiance**

Marty called the meeting to order at 7:00 p.m. and led the pledge of allegiance. Carmen called for a moment of silence in honor of our troops and first responders.

**Recording**

Marty reported that the meeting was being livestreamed on the Township's YouTube channel.

**Chairman's Report**

Marty reported that the Board met in Executive Session prior to tonight's meeting for a personnel matter and that the Zoning Hearing Board will conduct a public hearing concerning the Malvern Institute on February 10, 2020, at 7pm. David clarified that the purpose of the hearing was not to render a decision on Judge Tunnell's order, but to establish a process for moving forward.

**Public Comment on Non-Agenda Items**

Bill Guyer, 1560 Tanglewood Drive, expressed concerns about what he called "misrepresentations" about the noise ordinance expressed by his neighbors at the last Board meeting. He stated that the concerts at his neighbor's house are very loud and frequently last until after 7pm. He stated that limiting the number of noise permits to two per year is reasonable, that the decibel level should be lowered and that the Township should levy a fee for a noise permit.

Joe Reed, 248 Chatham Way, asked about the Township's plans to construct a building with a 15-inch setback. Marty stated that there were no such plans. Rick explained that Mr. Reed may be thinking of the TND ordinance that was proposed last year for Paoli Pike, but was not adopted. Jon noted that the front yard set backs in that proposal were 15 feet, not 15 inches.

**Fire Marshal Report**

Carmen reported about a minor fire that occurred at 1301 West Chester Pike in a storage garage caused by a halogen light burning a box. Four fire companies responded to the call, and the fire was quickly extinguished.

**Approval of Minutes and Treasurer's Report**

David made a motion to approve the minutes of January 21, 2020. John seconded. The motion passed 5-0. Mike made a motion to approve the Treasurer's Report of January 30, 2020. Michele seconded. The motion passed 5-0.

**Consider Code of Ethics**

Mike provided background on the proposed Code of Ethics for Township staff, ABC members, including BOS members and appointed officials. He noted that there is no penalty for Township officials who do not sign the Code of Ethics, but it is an important reminder to all of us about our responsibility to our constituents. Michele indicated that she would prefer the document to be called a "Code of Conduct" and perhaps go a little further, but that she was supportive of the document as written. Mike made a motion to adopt the Code of Ethics for East Goshen Township staff, appointed officials and ABC members, including the Board of Supervisors. David seconded. The motion passed 5-0.

**Consider Escrow Release #8 for 1420 E. Strasburg Road**

David made a motion to release the final \$6,706 in escrow for 1420 E. Strasburg Road. Michele seconded. The motion passed 5-0.

**Acknowledge Receipt of Michele Truitt's Notice of Intention to Participate in the Township's Health Insurance Program**

Michele indicated that she would be participating in the Township's health and dental insurance plan, as is permitted in Section 606(c)(1) of the PA Second Class Township Code. Mr. Reed asked how much this policy would cost the Township. Michele responded that a family plan costs slightly less than \$2,000 per month.

**Consider Authorizing the Chairman to Execute the Declaration of Restrictive Covenant for Hershey's Mill Dam**

Rick explained that a restrictive covenant for the Hershey's Mill Dam was a condition for the DCNR grant. John made a motion to approve the Chairman's signature on the declaration of Restrictive Covenant. Michele seconded. The motion passed 5-0.

**Consider Recommendation to Submit a RTK Request to PennDOT about the Geophysical Survey of Boot Road and Hiring of a Professional Geologist**

Rick explained that the Pipeline Task Force had requested that the Township hire a geologist to review the Boot Road Geophysical Survey reports and that Pennoni has a geologist on staff who can do this work. Michele made a motion to submit a right-to-know request to PennDOT for information about the Boot Road Geophysical Survey and to hire a professional geologist from Pennoni to review the materials and forward their findings to the Board. David seconded. The motion passed 5-0.

**Any Other Matter**

Mike made a motion to appoint Dana Pizzaro to the Stormwater Appeals Board. John seconded. The motion passed 5-0.

Michele made a motion to appoint Leo Sinclair to the Conservancy Board. Mike seconded. The motion passed 4-1, with Marty opposed.

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

The Board acknowledged the following correspondence and report of interest:

- PA DEP Letter of January 23, 2020 regarding HDD S3-0471
- PA DEP Letter of January 23, 2020 regarding HDD S3-0500

Rick explained that DEP had lifted its permit bar for drilling the 20" line and is now issuing permits to Sunoco again. David noted that the Pipeline Task Force feels that DEP handled the release of the permit bar inappropriately.

### **Public Comment (Continued)**

Mr. Guyer continued with his public comment about the noise ordinance. Rick discussed the draft changes that he's made to the ordinance since it was discussed on January 21, specifically how it is now targeting construction work after 10pm, rather than noise generally.

Michele asked Mr. Guyer for clarification on the number of attendees at his neighbor's concerts and whether there are parking issues along Tanglewood Drive. Margie Guyer, 1560 Tanglewood Drive, stated that their primary concern was about noise from the concerts, not parking issues.

Marty encouraged the Guyers to review the existing noise ordinance to identify any potential changes for the Board's consideration. Mr. Guyer stated that there should be a formal limit on the number of noise permits issued per property per year and more lead time between the issuance of a permit and the date of an event.

Michele asked about the direction that the speakers were facing and whether changing that direction could mitigate some noise.

### **Adjournment**

Mike made a motion to adjourn at 8:15. John seconded. The motion passed 5-0.

Respectfully submitted,  
*Jon Altshul*  
*Recording Secretary*

Attached: January 30, 2020 Treasurer's Report

TREASURER'S REPORT		January 16, 2020 - January 30, 2020	
<b>RECEIPTS AND BILLS</b>			
<b>GENERAL FUND</b>			
Real Estate Tax	\$35.00	Accounts Payable	\$55,678.70
Earned Income Tax	\$67,300.00	<u>Electronic Pmts:</u>	
Local Service Tax	\$3,400.00	Credit Card	\$1,751.70
Transfer Tax	\$0.00	Postage	\$0.00
<i>General Fund Interest Earned</i>	\$0.00	Debt Service	\$5,413.95
Total Other Revenue	\$47,051.36	Payroll	\$143,891.43
<b>Total General Fund Receipts:</b>	<b>\$117,786.36</b>	<b>Total Expenditures:</b>	<b>\$206,735.78</b>
<b>STATE LIQUID FUELS FUND</b>			
Receipts	\$0.00	Accounts Payable	\$0.00
<i>Interest Earned</i>	\$0.00		
<b>Total State Liquid Fuels Receipts:</b>	<b>\$0.00</b>	<b>Total Expenditures:</b>	<b>\$0.00</b>
<b>CAPITAL RESERVE FUND</b>			
Receipts	\$78,368.00	Accounts Payable	\$16,009.85
<i>Interest Earned</i>	\$0.00		
<b>Total Capital Reserve Fund Receipts:</b>	<b>\$78,368.00</b>	<b>Total Expenditures:</b>	<b>\$16,009.85</b>
<b>TRANSPORTATION FUND</b>			
Receipts	\$0.00	Accounts Payable	\$4,742.56
<i>Interest Earned</i>	\$0.00		
<b>Total Transportation Fund Receipts:</b>	<b>\$0.00</b>	<b>Total Expenditures:</b>	<b>\$4,742.56</b>
<b>SEWER OPERATING FUND</b>			
Receipts	\$188,965.55	Accounts Payable	\$26,547.60
<i>Interest Earned</i>	\$0.00	<u>Electronic Pmts:</u>	
		Credit Card	\$0.00
		Debt Service	\$25,377.21
<b>Total Sewer Operating Fund Receipts:</b>	<b>\$188,965.55</b>	<b>Total Expenditures:</b>	<b>\$51,924.81</b>
<b>REFUSE FUND</b>			
Receipts	\$68,760.18	Accounts Payable	\$12,285.97
<i>Interest Earned</i>	\$0.00		
<b>Total Refuse Fund Receipts:</b>	<b>\$68,760.18</b>	<b>Total Expenditures:</b>	<b>\$12,285.97</b>
<b>BOND FUND</b>			
Receipts	\$0.00	Accounts Payable	\$13,000.00
<i>Interest Earned</i>	\$0.00		
<b>Total Bond Fund Receipts:</b>	<b>\$0.00</b>	<b>Total Expenditures:</b>	<b>\$13,000.00</b>
<b>SEWER CAPITAL RESERVE FUND</b>			
Receipts	\$0.00	Accounts Payable	\$0.00
<i>Interest Earned</i>	\$0.00		
<b>Total Sewer Capital Reserve Fund Receipts:</b>	<b>\$0.00</b>	<b>Total Expenditures:</b>	<b>\$0.00</b>
<b>OPERATING RESERVE FUND</b>			
Receipts	\$0.00	Accounts Payable	\$0.00
<i>Interest Earned</i>	\$0.00		
<b>Total Operating Reserve Fund Receipts:</b>	<b>\$0.00</b>	<b>Total Expenditures:</b>	<b>\$0.00</b>