

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
TUESDAY, May 4, 2021
FINAL MINUTES**

Note: In light of the Coronavirus pandemic, this was a virtual video-conference meeting conducted via the Zoom platform. In response to media reports about the vulnerability of the Zoom platform, public participation was limited to telephone.

Present: Chairman David Shuey; Vice-Chairman Mike Lynch; Members: John Hertzog, Marty Shane and Michele Truitt; Township Manager Rick Smith; Public Works Director Mark Miller; Zoning Officer Mark Gordon; Finance Director Dave Ware; Pipeline Task Force Member Christina Morley

Call to Order & Pledge of Allegiance

David called the meeting to order at 7:00 p.m. Marty led the Pledge of Allegiance. Michele called for a moment of silence to recognize active military, retire military and first responders.

David announced that the meeting is being recorded and livestreamed on YouTube.

Chairman's Report

Michele made a motion to appoint Derek Davis as Interim Township Manager effective May 24, 2021. Upon Rick Smith's retirement on June 16, 2021, Derek Davis will assume the role of Township Manager, Township Secretary, Right-to-Know Officer and Assistant Zoning Officer. Mike seconded. The motion passed 5-0.

David announced:

- a. That the Board met in executive session prior to tonight's meeting to discuss a pending legal matter concerning the Flynn (Safety Seven) V. Sunoco matter that is before the PUC and with the Township Solicitor to discuss a legal matter concerning the Paoli Pike Trail easements.
- b. Dr. Sasowsky's report on the subsidence at 410 North Chester Road has been received and a summary by the Pipeline Task Force has been posted on the website.
- c. The notice to proceed for Segment A of the Paoli Pike Trail (Airport Road to Ellis Lane) has been issued and the work is expected to commence by the end of May.

Public Hearing – Consider ordinance amending East Goshen Township Code, Chapter 83 titled "Animals", and the East Goshen Township Code, Chapter 169 titled "Peddling and Soliciting."

The Board conducted a public hearing to adopt an ordinance that amends the East Goshen Township Code, Chapter 83 titled "Animals", Section 83-11 to require owners of animals to reimburse the township fees that the township incurs in responding to animal complaints, seizure and detention of animals. This hearing was also conducted to amend Chapter 169 titled "Peddling and Soliciting", Section 169- 2 to revise the process for issuance of a peddling and soliciting license. Kristin explained that the ordinance already accounted for the Township to be

allowed to be reimbursed for charges from animals being detained. This change addresses that the Township be reimbursed for charges that are incurred from a situation without detention. Kristen also explained that since the Township will now be providing pictures for the peddling and soliciting licenses, the requirement for solicitors to provide their own pictures has been removed.

Michele made a motion that the ordinance be adopted as stated. John seconded. The motion passed 5-0.

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

Approval of Minutes

David made a motion to approve the minutes of April 20, 2021, as amended. Michele seconded. The motion passed 5-0.

Approval of Treasurer’s Reports

John motioned to graciously accept the receipts and approve the expenditures as presented in the Expenditure Register and as summarized in the Treasurer's Report for April 29, 2021. Michele seconded. The motion passed 5-0.

Old Business – None

New Business

Consider Paoli Pike Trail easements for Acero Holdings

Mike motioned that the Board of Supervisors authorize the Chairman to sign the Paoli Pike Trail easement agreements for the four parcels along Segment B of the Paoli Pike Trail (parcel #'s 53-4-168, 53-4-169) and (parcel #'s 53-4-166 and 53-4-167), owned by Acero Holdings LLC., and authorize Township staff to issue payment of consideration for the easements for the total amount of \$46,200 and \$28,400, respectively. Michele seconded.

Marty noted that these easements are the last that are needed for the Paoli Pike Trail. Mike added that he appreciates the cooperation of Acero. The motion passed 3-2 with Michele and John dissenting.

Consider request from Village Square Shopping Center

Mr. Edward McFalls has requested from the Township relief from adding back the center islands that were removed during the Sunoco construction. Rick explained that when Hershey’s Mill was approved in 1978 the Zoning Ordinance did not require a landscaped island every ten parking spaces. The current Ordinance requires that the parking area and perimeter be landscaped. Ed McFalls has agreed to landscape the perimeter of the parking.

Mike made a motion to grant Hershey's Mill Commercial Holding's request with the condition that the plant material proposed for the islands be installed along the perimeter of the parking lot or other appropriate places, such as the Quaker Village Site, as determined by staff and the Conservancy Board at a later date. Michele seconded. The motion passed 5-0.

Consider Resolution 2021-199 recognizing the dedication and efforts of the "Safety 7"

Michele stated that the Resolution should also recognize the Pro Se Complainants: Melissa DiBernardino, Rebecca Britton, and Laura Obenski. Mike made a motion to add the 3 Pro Se Complainants to the Resolution 2021-199 recognizing the dedication and efforts of all parties on behalf of East Goshen and the community. Michele seconded. The motion passed 5-0.

Consider recommendation to allow Rec Program activities at the Township Building

Jason introduced Evan Tyler who will be working as a summer intern at the Township. Jason explained that the Department of Parks and Recreation is investigating when the Township building can be safely reopened for indoor programming. The Park & Recreation Commission recommends that the Township begin Youth, Fitness and Senior programs starting June 1, 2021. All COVID-19 regulations will be followed. Michele a motion to approve the limited reopening of the Township building and offering of the Park and Recreation Programs as noted in their April 29th letter to the Board. Mike seconded. The motion passed 5-0.

Consider recommendation for Long Range Planning Session and Budget Process

Rick suggested the Long Range Planning Session take place on June 8 at 7:00 pm. This would be a public workshop meeting with public comment at the end. Michele motioned to schedule the Long Range Planning Session for Tuesday, June 8 at 7 pm and that budget workshops are scheduled for 7 pm on the dates as listed below:

June 8, 2021	Long Range Planning Session
July 1, 2021	Distribute budget memo & worksheets to ABC chairs & department heads
July 20, 2021	Present Q2/June financial report with year-end projections
August (all month)	Finance Director attends ABC meetings to discuss budgets, meet with Dept. heads & Township Manager to discuss specific budget requests
August 17, 2021	Present July financial report with year-end projections
September 2, 2021	Deadline for all budget submissions from Dept. heads and ABC chairs
September 14, 2021	Present proposed preliminary General Fund budget to BOS (workshop)
September 21, 2021	Present August financial report with year-end projections. Announce Pension MMOs.
September 28, 2021	Present preliminary proposed budgets for all other funds to BOS, review proposed preliminary General Fund budget (workshop).
October 12, 2021	Review all proposed preliminary budgets (workshop).
October 19, 2021	Present Q2/September financial report with year-end projections
October 26, 2021	Review all proposed preliminary budgets (workshop)
November 9, 2021	Present final proposed All Funds budget Make budget available for public inspection Advertise budget in <i>Daily Local News</i> (at least 20 days prior to adoption)
November 16, 2021	Present October financial report with year-end projections
November 23, 2021	Review final proposed All Funds Budget (if needed) (workshop)
November 30, 2021	Review final proposed All Funds Budget (if needed) (workshop)
December 7, 2021	Adopt Budget
December 14, 2021	Review final proposed All Funds Budget (if needed) (workshop)
December 21, 2021	Fall Back Date for budget adoption Present November financial report with year-end projections

*highlighted dates are not regular meetings.

John seconded. The motion passed 5-0.

Consider replacement of phone system

David made a motion to award the replacement phone system contract to Candlestick Communications in the amount of \$7,944.00. John seconded. Marty asked if there was a reason why Exercomm was not considered. Mark Miller stated that Candlestick Communications has serviced the Township well in the past. The proposed system is an upgrade and will allow for options to be added in the future. The motion passed 5-0.

Consider recommendation on issuance of refuse and recycling bids

The Township's refuse and recycling contract is up at the end of 2021 and will need to go out for bid in the near future. Rick suggested and noted the following changes:

- yard waste be changed to a once-a-week collection
- revise the bid specs to allow for recycling carts
- reduce the size limit on the diameter of branches from 6" to 2"
- each truck will have a real time camera system
- White goods removal will be a separate no-cost service provided by calling the Township

Michele expressed a concern with the branch diameter change. Michele made a motion to direct staff to solicit bids for Refuse and Recycling Services with the changes noted except for the changes in branch diameter from 6" to 2". Mike seconded.

Christina Morley stated that she is in favor to the once-a-week yard waste collection but questioned if the days will be alternated by N/S of Paoli Pike. Rick answered that there is no proposal to change the date from Wednesday for all residents.

The motion passed 5-0.

Consider Stormwater Agreement for 1631 E. Strasburg Road.

Michele made a motion that the Board authorize the Chairman to sign the storm water management, operation and maintenance agreements for: 1631 E. Strasburg Road
Mike seconded. The motion passed 5-0.

Any Other Matter

David made a motion to refer the attorney's comments on the judge's decision regarding the Megan Flynn et al v Sunoco Pipeline case to the Pipeline Task Force to ask them to provide input to the Board. Michele seconded. The motion passed 5-0.

There was discussion about having Sunoco restore the berm along Boot Road / Village Square Shopping Center to its previous state. The Board will support this effort. David made a motion to have staff work with Ed McFalls to draft a letter of support to Sunoco for proper remediation of those properties. John seconded. The motion passed 5-0.

Public Comment - None

Correspondence

The Board acknowledged receipt of Zoning Hearing Board Application letters from ESKE for 1302 Wilson Drive and from CTDI for 1365 Enterprise Drive.

Adjournment

There being no further business, Michele made a motion to adjourn at 8:25 pm. John seconded. The motion passed 5-0.

Respectfully submitted,
Susan D'Amore

Attached: April 29, 2021 Treasurer's Report

TREASURER'S REPORT		April 15, 2021 - April 29, 2021	
RECEIPTS AND BILLS			
GENERAL FUND			
Real Estate Tax	\$11,575.94	Accounts Payable	\$77,782.05
Earned Income Tax	\$91,200.00	<u>Electronic Pmts:</u>	
Local Service Tax	\$2,400.00	Credit Card	\$3,189.02
Transfer Tax	\$0.00	Postage	\$0.00
<i>General Fund Interest Earned</i>	\$0.00	Debt Service	\$99,045.09
Total Other Revenue	\$30,092.29	Payroll	\$139,550.34
Total General Fund Receipts:	\$135,268.23	Total Expenditures:	\$319,566.50
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	\$15,610.50
<i>Interest Earned</i>	\$0.00		
Total Capital Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$15,610.50
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	\$137,086.54	Accounts Payable	\$174,361.51
<i>Interest Earned</i>	\$0.00	<u>Electronic Pmts:</u>	
		Credit Card	\$0.00
		Debt Service	\$59,657.90
Total Sewer Operating Fund Receipts:	\$137,086.54	Total Expenditures:	\$234,019.41
REFUSE FUND			
Receipts	\$61,039.98	Accounts Payable	\$27,523.11
<i>Interest Earned</i>	\$0.00	Credit Card	\$0.00
Total Refuse Fund Receipts:	\$61,039.98	Total Expenditures:	\$27,523.11
BOND FUND			
Receipts	\$0.00	Accounts Payable	\$2,240.00
<i>Interest Earned</i>	\$0.00		
Total Bond Fund Receipts:	\$0.00	Total Expenditures:	\$2,240.00
SEWER CAPITAL RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$34.50
<i>Interest Earned</i>	\$0.00		
Total Sewer Capital Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$34.50
OPERATING RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$34.50
<i>Interest Earned</i>	\$0.00		
Total Operating Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$34.50
			\$599,028.52
	\$333,394.75		\$139,550.34
			(\$459,478.18)