

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
TUESDAY, June 1, 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 and Michele Truitt; Township Manager Rick Smith; Interim Township Manager Derek Davis, Public Works Director Mark Miller; Finance Director Dave Ware; Christina Morley (Pipeline Task Force)

Call to Order & Pledge of Allegiance

David called the meeting to order at 7:00 p.m. John led the Pledge of Allegiance. Michele asked for a moment of silence for all of the fallen, active, inactive and retired military members. David announced that the meeting is being recorded and livestreamed on YouTube.

Chairman's Report

David announced:

- The Board met in executive session prior to tonight's meeting with the Solicitor to discuss a pending legal matter related to the Paoli Pike Trail.
- Kelly Markus has resigned from the Sustainability Advisory Committee.
- The June 15th board meeting will be held in person at 7:00 PM at the Township building.

Approval of Minutes

Michele made a motion to approve the minutes of May 4, 2021, as amended and May 11, 2021. John seconded. The motion passed 4-0.

Approval of Treasurer's Reports

John made a motion to accept the receipts and approve the expenditures as presented in the Expenditure Register and as summarized in the May 27, 2021, Treasurer's Report. Michele seconded. The motion passed 4-0.

Old Business

Consider State Historic Preservation Office (SHPO) I Phase 1 Archeological Survey for Paoli Pike Trail Seg B Joint Permit Application.

Michele reported that after extensive research regarding this survey request, she learned that the project will be in jeopardy if this survey is not completed. She continued to say after the initial survey is done, additional costs (which are unknown) may need to be incurred if there historically significant findings are made.

David made a motion to table this issue until the June 15th BOS meeting. Mike seconded the motion. The motion passed 4-0.

New Business

Consider Stormwater O&M Agreement and In-Law Suite agreement for 1640 Eldridge Dr.
Michele made a motion to authorize the Chairman to sign the storm water management operation and maintenance agreement, and in-law suite agreement for 1640 Eldridge Drive. John seconded the motion. The motion passed 4-0.

Consider stormwater O&M Agreements for 527 Beaumont Circle and 1440 Linden Lane
Michele made a motion to authorize the Chairman to sign the storm water management, operation and maintenance agreements for:

1. 527 Beaumont Cir.
2. 1440 Linden Ln

John seconded. The motion passed 4-0.

Consider recommendation for trailer replacement.

Michele made a motion to purchase the Rogers Trailer in the amount of \$35,261.00 and to authorize the Public Works Director to advertise the sale of the old trailer on Municibid and accept the highest bid. John seconded. The motion passed 4-0.

Consider recommendation of replacement for side discharge spreader.

John made a motion to authorize the purchase of the side discharge spreader to Foley CAT in the amount of \$8,925.00 and authorize the Public Works Director to put this piece of equipment on Municibid and sell to the highest bidder. Mike seconded the motion. The motion passed 4-0.

Consider recommendation to revisit Township Public Nuisance Ordinance as it relates to pipeline construction.

Michele made a motion that in light of the recent consent decree by the Chester County District Attorney, Deb Ryan, and given the proposed pipeline and other infrastructure projects underway and proposed in East Goshen Township, that the Board ask the Township Code staff, the Pipeline Task Force and the Planning Commission to revisit the current public nuisance ordinance as it relates to pipeline construction, maintenance and operations and furthermore to identify any gaps in the current ordinance that would need to be addressed so the Township can utilize any and all municipal enforcement and/or mitigation powers in order to protect the health, safety, and welfare of our citizens. John seconded the motion.

Christina Morley added that the Task Force is requesting a gap analysis to the current public nuisance ordinance that falls under Section 195.45, Storm Water Management. There is concern that some issues such as air emissions or dust particles are not covered.

The motion passed 4-0.

Consider request for assistance with stormwater run-off from O'Keefe property

Mark Miller explained that the Township has completed all the work to assist the O'Keefe property with the stormwater issue. The Board acknowledge receipt of the O'Keefe letter dated May 10, 2021.

Consider and discuss proposed Pipeline Awareness Ordinance

David made a motion to approve the Pipeline Awareness Ordinance as originally presented by the Planning Commission and authorize staff to advertise a public meeting to adopt this ordinance. Mike seconded. The motion passed 4-0.

Consider 2021 Sewer Rate adjustment

Dave Ware recommended new sewer rates for 2021 in the amount of \$35.61 fixed and \$9.70 per thousand gallons variable compared to the current rates of \$32.41 fixed and \$9.13/TG variable. Therefore, the average bill for a single family detached home would be \$169.83 per quarter, compared with \$152.62 a year ago; an increase of \$17.21/quarter. To collect all estimated sewer costs in 2021, the Township would need to charge a fixed rate of \$33.61 and a variable rate of \$10.27, which would increase the average bill to \$175.79/quarter, or \$23.17. If rates were left unchanged, the average bill would rise by \$6.13 and with an annual deficit of about \$182,000. Therefore, the rate recommendation is to split the difference. This change is scheduled for third quarter billing (July 15, 2021).

John asked that why rates are increasing if water consumption is decreasing. Dave responded that water consumption in commercial properties has decreased. Therefore, the average dwelling rates are affected to address the existing infrastructure and maintenance costs.

John made a motion to adopt Resolution 2021-34B, the revised fee schedule, to amend the Township's sewer rates to \$35.61 per quarter fixed and \$9.70 per thousand gallons variable. Michele seconded. The motion passed 4-0.

Consider proposal from Gannett Fleming for ongoing project management services on the Milltown Dam Project

Rick explained that the Township is waiting on the joint permit to be issued from DEP and the Army Core of Engineers. Prior to the permit being issued, the ACOE requested that the Township post a Public Notice and allow for public comment. Once the permits are issued, the project will go out to bid and construction can begin.

There was discussion on the costs listed in the proposal from Gannett Fleming. David made a motion to have staff negotiate the contract with clearly outlined terms and conditions and ask for the rates to be held static for 2 years. John seconded. The motion passed 4-0.

Any Other Matter

Goshen Fire Company Reports

Bob Fleming, President of Goshen Fire Company, announced that the Board of Directors of the Goshen Fire Company has unanimously recommended Rick Smith as an honorary member of the Goshen Fire Company.

Grant Everhart reported that in May the Goshen Fire Company responded to 17 fire calls, 9 fire police calls, and 141 EMS calls for a total 167 in the Township.

Grant explained how the Company bills for lift assists. If a resident subscribes to the EMS program, lift assists are included. If a resident is a nonsubscriber, they are billed directly for the service. Medicare does not pay for lift assists; this is an out-of-pocket expense. Skilled care units

should have staff that can address lift assists. If the Company is called to a skilled care unit for a lift assist, they are billed directly.

Grant was excited to announce that they will be holding the Goshen Fair from 8/2 – 8/7.

Grant briefed the Board about the 5/13 Boot Road pumping station incident. He explained that the Energy Transfer Control Center called 911 to report a gas alarm. Grant arrived at the pump house at 10:20 pm and noted no visible leak in the pump house. Since this is not an odorized gas, they must rely on the meter readings. Outside of the pump house the readings were 0. Chester County Hazmat was dispatch to assist, and Sunoco had team members present. Grant acted as the incident commander. Throughout the incident explosive gases were never detected and all systems seemed to work correctly. He added that the flare stack functioned as designed and worked properly. Since the incident was contained to the inside of the pump house, no residents were notified.

Christina Morley asked what would trigger community notification to residents surrounding the incident area. Bob Fleming stated that since there were no readings outside of the pump house with the nature of the product in mind, no notifications were made. Bob stressed that this incident, including resident notifications, will be thorough review at the July County Local Emergency Planning Committee (LEPC) meeting and the Pipeline Safety Advisory Board.

Additional Items

Michele made a motion to accept the Pipeline Task Force recommendations regarding the Judge Barnes Findings and direct staff to prepare and file by the June 3rd deadline. Mike seconded. The motion passed 4-0.

The Board discussed and acknowledged that they will hold a joint executive session with the Municipal Authority on Monday, June 14 at 6 pm regarding the West Goshen pump station improvements.

Correspondence, Reports of Interest

The Board acknowledged the May 10th letter from Charles MacDonald for the phenomenal work done by the Public Works Department. The Board also acknowledged the thank you letter from the Chester County Library.

Adjournment

There being no further business, Michele made a motion to adjourn at 8:59 pm. Mike seconded. The motion passed 4-0.

Respectfully submitted,
Susan D'Amore

Attached: May 27, 2021, Treasurer's Report

TREASURER'S REPORT		May 6, 2021 - May 27, 2021	
RECEIPTS AND BILLS			
GENERAL FUND			
Real Estate Tax	\$29,337.66	Accounts Payable	\$316,601.18
Earned Income Tax	\$419,703.05	Electronic Pmts:	
Local Service Tax	\$64,400.47	Credit Card	\$7,172.40
Transfer Tax	\$138,779.73	Postage	\$0.00
General Fund Interest Earned	\$0.00	Debt Service	\$4,011.89
Total Other Revenue	\$177,651.14	Payroll	\$207,935.43
Total General Fund Receipts:	\$829,872.05	Total Expenditures:	\$535,720.90
STATE LIQUID FUELS FUND			
Receipts	\$0.00	Accounts Payable	\$0.00
Interest Earned	\$0.00		
Total State Liquid Fuels Receipts:	\$0.00	Total Expenditures:	\$0.00
CAPITAL RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$8,036.91
Interest Earned	\$0.00		
Total Capital Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$8,036.91
TRANSPORTATION FUND			
Receipts	\$0.00	Accounts Payable	\$0.00
Interest Earned	\$0.00		
Total Transportation Fund Receipts:	\$0.00	Total Expenditures:	\$0.00
SEWER OPERATING FUND			
Receipts	\$356,281.49	Accounts Payable	\$63,131.99
Interest Earned	\$0.00	Electronic Pmts:	
		Credit Card	\$0.00
		Debt Service	\$23,863.52
Total Sewer Operating Fund Receipts:	\$356,281.49	Total Expenditures:	\$86,995.51
REFUSE FUND			
Receipts	\$92,059.60	Accounts Payable	\$28,445.83
Interest Earned	\$0.00	Credit Card	\$0.00
Total Refuse Fund Receipts:	\$92,059.60	Total Expenditures:	\$28,445.83
BOND FUND			
Receipts	\$0.00	Accounts Payable	\$17,767.32
Interest Earned	\$0.00		
Total Bond Fund Receipts:	\$0.00	Total Expenditures:	\$17,767.32
SEWER CAPITAL RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$34.50
Interest Earned	\$0.00		
Total Sewer Capital Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$34.50
OPERATING RESERVE FUND			
Receipts	\$0.00	Accounts Payable	\$34.50
Interest Earned	\$0.00		
Total Operating Reserve Fund Receipts:	\$0.00	Total Expenditures:	\$34.50
	\$1,278,213.14		\$677,035.47
			\$207,935.43
			(\$469,100.04)