

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
TUESDAY, July 6, 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 Derek Davis; Public Works Director Mark Miller; Finance Director Dave Ware; Christi Marshall (Sustainability Advisory Committee Chair); Brandon Groff and Brian Sweet (Futurist Committee); Caroline Hughes (Pipeline Task Force Chair); Jim Christenson and Christina Morley (Pipeline Task Force)

Call to Order & Pledge of Allegiance

David called the meeting to order at 7:02 p.m. Mike led the Pledge of Allegiance. Michele asked for a moment of silence for the first responders working in Surfside, Florida and for the Township's Public Works team. David announced that the meeting is being recorded and livestreamed on YouTube.

Chairman's Report

David announced:

- This will be the last Zoom meeting for the Board of Supervisors. In-person meetings will resume on Tuesday, July 20 and remain in person going forward. If adjustments to this are needed, explicit instructions will be given by the Township.
- The hearing on the "Pipeline Awareness" Ordinance originally noted in the previous Board meeting as taking place tonight, July 6, will instead be at the in-person Board meeting on July 20.

Approval of Minutes

Michele made a motion to approve the minutes of June 8, 2021, and the June 15, 2021, as amended. Mike seconded. The motion carried 5-0.

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 June 30, 2021, Treasurer's Report. Mike seconded.

William Caproni, 934 Jefferson Way, asked why the recent retirement party held was funded by the Township and not by the individuals holding the event. Mike stated that the Board used their discretion, managed the costs, and deemed that it was reasonable to hold for Mr. Smith after his 52 years of employment.

The motion carried 5-0.

Old Business

Consider proposal from Gannett Fleming for bid and construction services pertaining to the Milltown Dam Park Project.

Derek stated that he clarified with Gannett Fleming that the virtual rate quoted includes bid services and construction services. It also includes three professionals, preparation work, fielding questions from staff and meeting minutes. Mark Miller added that he has been working with Gannett Fleming virtually for the Hershey's Mill Dam project, and it has worked well.

Mike made a motion that the Board accept the revised June 9, 2021, proposal from Gannett Fleming for bid and project coordination services in the amount of \$212,240 for Tasks 1, 2 & 3, and not to exceed \$72,200 for Task 4 and not to exceed \$154,700 for Task 5 totaling \$439,140. Michele seconded. Mike noted that this is an expensive service but necessary to continue this work. The objective of the Army Core of Engineers (ACOE) is to eliminate many of these dam structures and restore the natural environment. Marty added that information about the project should be added to the website explaining the project and outlining the scope.

Christina Morley commented that Wednesday, July 7 is the closing date for the ACOE public comment period. She also suggested that the Township invite the ACOE to a Township meeting to present and explain this project. Mike agreed and asked staff to invite the ACOE to a meeting. Derek will follow up.

Cody Bright, 1331 Park Avenue, stated that he is excited about the Milltown Dam Project and thanked the Board for moving forward on this.

The motioned carried 5-0.

New Business

Review of the results from the recent digital survey sent out by the Futurist Committee

The Board thanked Brandon and the entire Futurist Committee for the effort put into this survey. Brian Sweet explained that the Committee's expectation of 500 responses was exceeded with 608 total survey responses.

Mike asked if the report data needed more mining to which Brandon explained that he cut the data in many different ways, and it was thoroughly evaluated. All notable items are included in the report. Brian added that the output did not reflect any policy changes needed but outlined what can be drilled further for future surveys. Brandon explained that the Net Promoter Score (NPS) of 63 received by the Township is really good and reflects that the Township has high loyalty. Michele noted that the results show that people seem to identify with being an East Goshen Resident.

Brandon provided background on survey responses and statistical credibility. He stated that all demographics need to be included so that all voices are represented in the process. He noted that there was not a huge variation among incomes.

David asked what the plan is to publicize the survey results? It was agreed that a high-level summary will be provided for the newsletter and that the survey will be published on the website in its entirety.

The consensus was that the survey outcome was positive, and the Board looks forward to working with the Futurist Committee on follow-up surveys that provide more detail.

It should be noted that Supervisor Marty Shane left the meeting for all future motions.

Discussion and consideration of the Sustainability Advisory Committee's (SAC) proposed survey regarding Single Use Plastics policies

Christi Marshal explained that the SAC would like to determine if residents and businesses are interested in transitioning away from single-use plastics. Christi noted that Survey Monkey will be the platform used to conduct the survey and there will be no cost to the Township.

Michele made a motion that the Sustainability Advisory Committee send out the residential single-use plastic survey with the option of sending out a commercial survey at a later date if it is deemed necessary. Mike seconded. The motion carried 3-1 with John opposed.

Discussion of East Goshen's allocation of federal COVID-19 relief funds designated for state and local governments.

Derek explained that East Goshen is due to receive \$1.899 Million; half of which should have been received by June 30. He asked the Board to think about the best areas in which to allocate these funds. David explained that EGT is facing approximately \$2 Million in sewer infrastructure improvements. David asked that in line with the discussion on dams and MS4 relief, could this also qualify for an investment in sewer, water, and infrastructure? Derek confirmed that the initial language said, “for use with sewer, water, and broadband”. He added that storm water projects would qualify for these funds. Derek said that there is no shortage of projects for which these funds can be used. Mike and John feel the best use of the funds would be for the sewer infrastructure projects that David noted: 1) Emergency repair project in North section of Township and 2) Westtown Pump Station. John suggested that the Township solicitor review prior to the Township using the funds.

Discussion and consideration of COVID-19 safety protocol for East Goshen Township building.

Derek explained that the department heads have discussed whether vaccinated employees need to continue to wear masks. Also discussed was whether the building could be open for external use. It was noted to follow the CDC guidance for fully vaccinated and unvaccinated people.

Consideration of recommendations put forth by the Pipeline Task Force at their June 10th meeting

Derek explained that the motions brought forth from the Pipeline Task Force were a result from the recent Boot Road Pump Station leak and from the current Emergency All-Hazards Response. Due to a scheduled meeting with Emergency Services staff, Michele made a motion to table the Pipeline Task Force proposed motions until after their meeting with Emergency Services. Mike seconded. The motion carried 4-0.

Consider accepting pro bono legal services from Goldstein Law Partners with respect to filing an Amicus Brief in the PA Supreme Court as it relates to Mariner East Pipeline & Right-to-Know law.

Derek explained that Tuan Samahon and Shawn Rodgers have offered to represent East Goshen Township, pro bono, as legal counsel in connection with a case before the Supreme Court (Friedman v. PUC). Their representation will be limited to drafting and filing an Amicus Curiae brief on the Township's behalf. The brief will be shared with the Township prior to filing. David explained that Mr. Friedman filed a Right-to-Know Request to find out what the stated "blast zone" is and when did the PUC know this information. He feels that this is vital information to know for emergency and evacuation plans.

Michele made a motion that East Goshen Township to accept the offer of pro bono legal representation by Goldstein Legal Partners with regard to the PA Supreme Court case Friedman v. PUC and accept the terms and conditions to draft and submit an Amicus Curiae brief as outlined in the engagement letter. John seconded.

Caroline Hughes added that Mr. Friedman was prompted to file the Right-to-Know Request after attending an East Goshen Township public meeting. At that meeting, a PUC employee stated that the PUC knew what the blast zone was. She also stated that this is especially important for emergency and evacuation plan and is proud that East Goshen wants to be part of this.

The motion carried 4-0.

Consideration of Board opinion on the recent Zoning Hearing Board (ZHB) application for 14 Reservoir Road

Derek explained that the homeowner submitted a request for relief from the Zoning Ordinance flagpole width requirements of 40' and proposed a width of 24'.

David noted since relief was granted previously to two (2) other properties with this same request, the Planning Commission should consider making an amendment change.

Michele made a motion that the Board take a non-position on the application of Jeffrey and Michelle Glosson at 14 Reservoir Road for relief from the flagpole width requirements of the Zoning Ordinance. Mike seconded. The motion carried 4-0.

Consider replacement of Road Bank Mower

David made a motion that the Board award the purchase of the Tractor and Road Bank Mower to Messick's in the amount of \$81,725.00. Michele seconded. The motion carried 4-0.

Mike made a motion to authorize the Director of Public Works to advertise on Municibid the sale of the 1988 Case tractor and road bank mower which it is believed to sell for about \$7,500.00. John seconded.

William Caproni asked if there were only 2 bidding companies notified to which Mark Miller responded that he reached out to 3 companies and only 2 replied. The motion carried 4-0.

Consideration of stormwater O&M Agreements for 1604 Margo Lane and 1725 Towne Drive.

Mike made a motion to authorize the Chairman to sign the storm water management, operation and maintenance agreements for:

1. 1604 Margo Lane
2. 1725 Towne Drive

Michele seconded. The motion passed 4-0.

Any Other Matter

David reported that he had heard that Energy Transfer is pumping industrial drilling waste into the sewer system that in turn is being directed to West Goshen. Derek will investigate it further.

Public Comment – None

Correspondence, Reports of Interest

The Board acknowledged the thank-you note from Rick and Bonnie Smith. The Board also acknowledged the June 24th thank-you note from John D’Orta commenting on how quickly, respectfully, and diligently the Public Works team responded to a backed-up sewer line.

Adjournment

There being no further business, Michele made a motion to adjourn at 8:35 pm. John seconded. The motion passed 4-0.

Respectfully submitted,
Susan D’Amore

Attached: June 30, 2021, Treasurer’s Report

TREASURER'S REPORT		June 10, 2021 - June 30, 2021	
RECEIPTS AND BILLS			
GENERAL FUND			
Real Estate Tax	\$4,094.28	Accounts Payable	\$131,841.65
Earned Income Tax	\$192,300.00	<u>Electronic Pmts:</u>	
Local Service Tax	\$3,600.00	Credit Card	\$13,720.87
Transfer Tax	\$85,936.72	Postage	\$0.00
<i>General Fund Interest Earned</i>	\$0.00	Debt Service	\$4,011.89
Total Other Revenue	\$462,325.28	Payroll	\$206,779.30
Total General Fund Receipts:	\$748,256.28	Total Expenditures:	\$356,353.71
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	\$696.40	Accounts Payable	\$36,049.90
<i>Interest Earned</i>	\$0.00		
Total Capital Reserve Fund Receipts:	\$696.40	Total Expenditures:	\$36,049.90
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	\$39,607.98	Accounts Payable	\$125,546.49
<i>Interest Earned</i>	\$0.00	<u>Electronic Pmts:</u>	
		Credit Card	\$2,480.03
		Debt Service	\$412,863.52
Total Sewer Operating Fund Receipts:	\$39,607.98	Total Expenditures:	\$540,890.04
REFUSE FUND			
Receipts	\$13,953.29	Accounts Payable	\$16,680.00
<i>Interest Earned</i>	\$0.00	Credit Card	\$21,638.78
Total Refuse Fund Receipts:	\$13,953.29	Total Expenditures:	\$38,318.78
BOND FUND			
Receipts	\$0.00	Accounts Payable	\$10,616.57
<i>Interest Earned</i>	\$0.00		
Total Bond Fund Receipts:	\$0.00	Total Expenditures:	\$10,616.57
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
			\$982,298.00
	\$802,513.95		\$206,779.30
			(\$775,518.70)

7/6/21

July 6, 2021

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