

AGENDA
EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS
1580 Paoli Pike, 2nd Floor
Tuesday, December 7, 2021
7:00 PM

1. Call to Order (7:00 PM)
2. Pledge of Allegiance
3. Moment of Silence
4. Announce that the meeting is being streamed live on YouTube.
5. Chairman's Report (7:05 PM to 7:10 PM)
 - a. The Board met in executive session prior to tonight's meeting to discuss personnel matters.
 - b. The 2022 Proposed Budget is available for review on the Township website, and it is expected to be adopted on December 21, 2021.
6. Public Hearings
 - a. [Consideration of Small Wireless Facility \(SWF\) Ordinance. \(7:10 PM to 7:25 PM\)](#)
7. Emergency Services Reports
 - a. WEGO – None
 - b. Goshen Fire Co – None
 - c. Malvern Fire Co – None
 - d. Good Fellowship – None
 - e. Fire Marshal – None
8. Financial Report – None (7:35 PM to 7:40 PM)
9. Approval of Minutes and Treasurer's Report (7:25 PM to 7:30 PM)
 - a. [Minutes – November 9 and November 16](#)
 - b. [Treasurer's Report – December 2](#)
10. Old Business
 - a. [Consideration of Historical Marker location for Goshen Monthly Meeting/Goshen Friends \(7:30 PM to 7:40 PM\)](#)
11. New Business
 - a. [Consider creation of Infrastructure Sustainability Fund. \(7:40 PM to 7:45 PM\)](#)
 - b. [Consider proposal from Cohen Law Group for East Goshen's Comcast franchise renewal services. \(7:45 PM to 7:50 PM\)](#)
 - c. [Consider event dates for 2022 Community Day and Food Truck Festival. \(7:50 PM to 7:55 PM\)](#)
12. Any Other Matter
13. Public Comment (7:55 PM to 8:25 PM)
14. Liaison Reports - none
15. Correspondence, Reports of Interest. (8:25 PM to 8:30 PM)
16. Adjournment (8:30 PM)

Meetings & Dates of Importance

Date	Meeting	Time
December 08, 2021	Conservancy Board	7:00 pm
December 09, 2021	Pipeline Task Force	6:30 pm
December 09, 2021	Historical Commission	7:00 pm
December 13, 2021	Municipal Authority	7:00 pm
December 14, 2021	Zoning Hearing Board – Imperial Marble	7:00 pm
December 21, 2021	Board of Supervisors	7:00 pm
December 24, 2021	Township Office Closed	-----
December 27, 2021	Sustainability Advisory Committee	7:00 pm
December 31, 2021	Township Office Closed	-----
January 03, 2022	BOS Reorganizational Meeting	6:00 pm
January 04, 2022	Board of Auditors	7:00 pm
January 05, 2022	Planning Commission	7:00 pm
January 06, 2022	Park & Rec Commission	7:00 pm
January 10, 2022	Municipal Authority	7:00 pm
January 12, 2022	Conservancy Board	7:00 pm
January 13, 2022	Pipeline Task Force	6:30 pm
January 13, 2022	Historical Commission	7:00 pm
January 17, 2022	MLK – Township Closed	-----
January 18, 2022	Board of Supervisors	7:00 pm
January 20, 2022	Futurist Committee	7:00 pm
January 24, 2022	Sustainability Advisory Committee	7:00 pm
January 25, 2022	ABC Annual Planning Session	6:00 pm

Newsletter Deadline for Spring 2022: February 18.

The Chairperson, in his or her sole discretion, shall have the authority to rearrange the agenda accommodate the needs of other board members, the public or an applicant.

Public Comment – Pursuant to Section 710.1 of the Sunshine Act the Township is required to include an opportunity for public comment which is intended to allow residents and/or taxpayers to comment on matters of concern, official action or deliberation which are or may be before the Board of Supervisors. Matters of concern which merit additional research will be placed on the agenda for the next meeting. The Board of Supervisors will allocate a maximum of 30 minutes for public comment at each meeting.

Constant Contact - Want more information about the latest news in the Township and surrounding area? East Goshen Township and Chester County offer two valuable resources to stay informed about important local issues. East Goshen communicates information by email about all Township news through Constant Contact. To sign up, go to www.eastgoshen.org, and click the “E-notification & Emergency Alert” button on the left side of the homepage.

ReadyChesco - Chester County offers an emergency notification system called ReadyChesco, which notifies residents about public safety emergencies in the area via text, email and cell phone call. Signing up is a great way to keep you and your loved ones safe when disaster strikes. Visit www.readychesco.org to sign up today!

Smart 911 – Smart 911 is a new service in Chester County that allows you to create a Safety Profile at www.smart911.com that includes details you want the 9-1-1 center and public safety response teams to know about your household in an emergency. When you dial 9-1-1, from a phone associated with your Safety Profile that information automatically displays to the 9-1-1 call taker allowing them to send responders based on up-to-date location and emergency information. With your Safety Profile, responders can arrive aware of many details they would not otherwise know. Fire crews can arrive knowing exactly how many people live in your home and where the bedrooms are located. EMS personnel can know family members' allergies or specific medical conditions. And police can access a photo of a missing family member in seconds rather than minutes or hours, helping the search start faster.

Westtown East Goshen Regional Police Department

Do you want to get the latest news about what is happening with the Westtown-East Goshen (WEGO) Police Department? WEGO has an online tool called CRIME WATCH that gives the public direct access to crime and public safety related information happening in our community. Local residents are encouraged to visit the website and connect with the police department social media sites.

To sign up for CRIME WATCH, <https://chester.crimewatchpa.com/wegopd/53548/content/links>.

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Memorandum

East Goshen Township
1580 Paoli Pike
West Chester, PA 19380
Voice: 610-692-7171
Fax: 610-692-8950
E-mail: mgordon@eastgoshen.org

Date: 12/2/2021
To: Board of Supervisors
From: Mark Gordon, Township Zoning Officer *mb*
Re: Small Wireless Facilities / Ordinances

Board Members,

The Township staff has been working with the Solicitor to draft a revision to the Zoning ordinance and a new stand-alone ordinance to address the most recent changes to state statues regulating Small Wireless Facilities (SWF).

STAFF COMMENTS

Kim Venzie from the solicitors office has prepared a very thorough summation of the new statues, and how they are to be implemented at the municipal level, which is very clear, and well worth a read.

In summary: These ordinances will not change our regulations on large WCF towers. They do address the state statute requirements for Small Wireless Facilities (SWF) within the public ROW.

SWF permits will become more prevalent in the future with the buildout of 5G networks, thus the Township will be subject to permitting these facilities as outlined in the state statutes. The new SWF ordinance will be a stand-alone ordinance outside of the zoning ordinance. SWF will not be subject to and not subject to Zoning or planning reviews by the Planning Commission or Board of Supervisors. These reviews and approvals must be completed within certain timeframes and will be handled similar to building permits. The review of SWF applications will be conducted by the Code Enforcement Department.

The following information is enclosed for your review:

1. We have a drafted amendment to the Zoning Ordinance, which cross-references the zoning ordinance with the new Small Wireless Facility ordinance.
2. We also have the new stand-alone SWF ordinance (New Ch. 190) regulating the siting, construction, installation, collocation, modification, operation, regulation and removal of SWF within the public ROW of streets and roads.
3. We have a set of design guidelines for SWF

The Solicitor will be present for the ordinance hearing on 12/7/2021 to summarize and answer any questions you have.

Staff supports affirmative action on the ZO Amendment, the Stand Alone Ordinance for SWF's and the SWF Design Guidelines.

DRAFT MOTION

Mr. Chairman, I move that the Board of Supervisors approve the zoning ordinance amendment addressing small wireless facilities, the new stand-alone small wireless facility ordinance, and approve Resolution 2021-215: East Goshen Township Small Wireless Facility Design Guidelines.

EAST GOSHEN TOWNSHIP
PLANNING COMMISSION
1580 PAOLI PIKE, WEST CHESTER, PA 19380-6199

December 2, 2021

East Goshen Township
Board of Supervisors
1580 Paoli Pike
West Chester, Pa. 19380

Re: Small Wireless Facilities

Dear Board Members:

At their meeting on December 1, 2021, the Planning Commission voted unanimously in favor of the following motion:

"Mr. Chairman, I move that the Planning Commission recommend that the Board of Supervisors approve the zoning ordinance amendment addressing small wireless facilities, the new stand-alone small wireless facility ordinance, and the small wireless facility design guidelines."

Sincerely,



Mark A. Gordon
Township Zoning Officer



KIMBERLY P. VENZIE
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118 W. Market Street, Suite 300
West Chester, PA 19382-2928

MEMORANDUM

To: Rick Smith & Mark Gordon
East Goshen Township

From: Kimberly P. Venzie

Date: April 27, 2020

Subject: Wireless Communications Facilities (WCF) Ordinance Provisions, Background of State and Federal Law, Updates to the Law, and Amendments Needed related to Small Wireless Facilities (SWF)

Attachments to this Memorandum are as follows:

1. **Ordinance to update WCF provisions of the Zoning Ordinance.**
2. **Small Wireless Facilities Ordinance (which will be a standalone ordinance).**
2. **Small Wireless Facility Design Guidelines to be adopted by Resolution (also referred to in the SWF Ordinance).**

Several years ago, the Township amended its Zoning Ordinance in order to update certain wireless communications facilities ordinance provisions to comply with state and federal law. However, telecommunications law, and the technology associated with it, is constantly evolving. Below I have summarized legislative history in this area of law to bring you up-to-speed, and outlined the next steps that the Township needs to take in order to accommodate and manage the expected influx of 5G through the installation of small wireless facilities in the Township. I realize that you both may be familiar with much of this law. However, at some point, we can use this memorandum to help educate the Planning Commission and the Board of Supervisors on this area of the law.

A. FEDERAL AND STATE LAW

Federal and state law regulating traditional cell towers, such as those that are hundred (100') feet or higher in height, have remained relatively unchanged in recent years. However, the laws and regulations that govern mini-cell towers have been in a constant state of flux over the last few years. This is in large part due to the federal government's support of the rapid deployment of distributed antennae systems (DAS) and small cell networks. DAS are the wireless communications facilities that are often referred to as mini-cell towers. DAS use small antenna to relay cellular and data signals from mini-

cell tower to mini-cell tower. DAS are often placed within public rights-of-way on existing utility poles, streetlamp posts or upon newly constructed poles. Certain types of DAS qualify as Small Wireless Facilities (“SWF”), which will be discussed in more detail later in this Memorandum. There are currently a number of federal laws and regulations that govern a municipality’s authority to regulate WCF. Congress has passed certain statutes that are intended to facilitate the deployment of WCF, and the Federal Communications Commission (the “FCC”) issues rulings that interpret these statutes and provide even more detailed guidance and directives that municipalities are required to follow in their local regulation of WCF. The Telecommunications Act of 1996 (the “Telecommunications Act”) has been referred to as a deregulation of the telecommunications industry. The Telecommunications Act provides that no state or local regulation may prohibit or have the effect of prohibiting the ability of any entity to provide any interstate or intrastate telecommunication service. The Telecommunications Act also provides that applications need to be processed in a reasonable period of time. In 2009, the FCC issued a ruling (the “Shot Clock Ruling”) which provides for specific time limits for the review of zoning requests for certain wireless towers. The time period for an initial collocation request is 90 days and 150 days for new towers.

In 2012, Congress adopted Section 6409 of the Middle Class Tax Relief and Job Creation Act (the “Spectrum Act”) providing that local governments must approve any request for modification of an existing wireless tower or base station that does not substantially change the physical dimensions of the tower or base station. In 2014, the FCC issued the Wireless Infrastructure Order which implemented the Spectrum Act. This Order clarifies that the shot clocks for specific time of review and approval are also applicable to DAS and small cell deployments. This Order imposed time limits for the review of DAS facilities, 60 days for site modification and 90 days for a new installation. If a municipality does not meet these time limits, the applications are deemed granted unless both parties mutually agree to an extension of time.

Most recently, in September of 2018, the FCC issued a ruling (often referred to as the “Small Cell Wireless Order” or herein as the “FCC 2018 Ruling”) establishing federal regulations governing small cell wireless facilities and shorter shot clocks governing the amount of time within which local governments must review applications. The FCC provides a definition for small wireless facilities (“SWF”) and provides a 60-day review period for collocation and 90-day review period for new builds. Municipalities may charge fees that are no greater than a reasonable approximation of the objectively reasonable costs for processing such applications and managing deployments in the public rights-of-way. The FCC 2018 Ruling sets forth specific fees/costs that would be considered acceptable. Municipalities are permitted to impose aesthetics controls provided they are reasonable, no more burdensome than those applied to other types of infrastructure deployments within rights-of-way, and published in advance. This FCC ruling also holds that the providers cannot be required to enter into agreements that mandate providers to pay municipalities a percentage of their gross revenues or any type of fees that are not directly associated with costs incurred by the municipality.

With regard to state law, in 2012, Pennsylvania adopted the Wireless Broadband Collocation Act (the “Broadband Act”) that expands upon federal law and streamlines the approval process for modifications and collocations of WCF. Under the Broadband Act, applications for replacement, collocation or modification of WCF or wireless support structures cannot be subject to the issuance of new zoning or land use approvals or reviews beyond the initial zoning or land use approval issued for the previously approved wireless support structure or wireless telecommunications facility. The Broadband Act also imposes a 90-day time frame for the review of applications for modifications or collocations of a WCF or the application is deemed approved. There is additional pending legislation in Pennsylvania to further encourage SWF deployment; however, that legislation has not been passed as of today’s date.

Local municipalities that attempt to regulate WCF, including SWF, may do so provided those ordinances comply with, and do not conflict with, the above cited state and federal laws.

B. PUBLIC UTILITY STATUS AND ITS IMPACT UPON REGULATION

Prior to 2017, the Pennsylvania Public Utility Commission (“PUC”) considered DAS providers to be public utilities which allowed these companies to assert that they were exempt from zoning requirements and had the power to condemn. A Certificate of Public Convenience pre-empts local control over the siting of mini-cell towers. In 2017, the PUC then determined that DAS providers and operators did not meet the definition of public utility and therefore were not entitled to obtain Certificates of Public Convenience. However, this PUC decision was appealed and the Pennsylvania Commonwealth Court held that DAS providers fall within the definition of a public utility. *Crown Castle NG East, LLC v. Pa. PUC*, 188 A.3d 617 (Pa. Cmwlth 2018). This decision is currently on appeal before the Pennsylvania Supreme Court. Nevertheless, as a result of the Pennsylvania Commonwealth Court decision, DAS network operators are again considered to be public utilities, and upon receipt of Certificate of Public Convenience from the PUC, network operators (also referred to as “providers”) are entitled to access public rights-of-way for installations. We will monitor the pending appeal in the Pennsylvania Supreme Court and notify you once a decision is rendered.

C. THE IMPACT OF THE RECENT 2018 FCC RULING

The FCC 2018 Ruling is intended to remove state and local regulatory barriers that inhibit the deployment of infrastructure necessary for 5G, and other advanced wireless services. Amendments were made to Township’s Zoning Ordinance to bring ordinance provisions into compliance with prior enacted laws. However, additional ordinance and design regulations are needed so that the Township can maintain some allowable control over SWF in the Township. It is clear from the FCC 2018 Ruling that the FCC expects municipalities to facilitate the deployment of wireless infrastructure. The FCC, relying on its interpretation of existing federal law, reminds local government that it cannot adopt a regulation or ordinance that prohibits or has the effect of

prohibiting the ability of any entity to provide any interstate or intrastate telecommunication service.

In particular, the FCC 2018 Ruling removes barriers to the deployment of WCF described as “Small Wireless Facilities”. These are the facilities that will support the next generation of wireless services, known as 5G. The FCC Order defines “**Small Wireless Facilities**” (SWF) as **facilities mounted on structures 50 feet or less in height or on structures no more than 10 percent taller than adjacent structures with an antenna no more than three cubic feet and total wireless equipment no more than 28 cubic feet.** The FCC 2018 Ruling also adds a time clock for review and decisions on applications for WCF that qualify as SWF. SWF must be approved in either 60 days for co-locations on an existing structure or 90 days for a siting on a new structure. Permit fees for SWF need to be reasonable, fair and commensurate with actual costs incurred by the municipality. The FCC has determined that the following fee amounts are presumptively reasonable:

- (1) \$500 as a non-recurring fee (this would be an up-front application fee that includes up to five SWF, and \$100 more for each additional SWF) and \$1,000 as a non-recurring fee for a new pole intended to support one or more SWF; and
- (2) \$270 per SWF per year as a recurring fee which would include a ROW access fee or attachment to a municipally owned structure.

In addition to other determinations, the FCC 2018 Ruling provides that municipalities can set forth aesthetic requirements as long as they are reasonable, no more burdensome than those applied to other types of infrastructure deployments, and objective and published in advance.

D. OBJECTIVES, POLICY DECISIONS & MEETING

Below I have listed the documents attached to this Memorandum and what they are intended to accomplish:

- An Ordinance to amend the WCF provisions of your Zoning Ordinance to cross-reference the new SWF ordinance and provide that timelines for approvals need to be consistent with state and federal law (to avoid having to continually amend those sections).
- The Small Wireless Facilities Ordinance is a standalone ordinance to regulate SWF within ROWs. This technology is being rapidly deployed and the Township can regulate by design more so than by zoning restrictions. So, SWF can be addressed in an ordinance separate from the Township’s Zoning Ordinance.
- The Small Wireless Facility Design Guidelines should be adopted by resolution and set forth all the design regulations for SWF in ROWs. These guidelines can be even more tailored to the Township’s preferences. Input is

needed as to what designs are deemed acceptable to the Township, particularly with respect to Figures 3 and 4 attached to the design regs.

As you will notice, the Small Wireless Facilities Ordinance (and related Design Guidelines) allow SWFs in all public Rights-of-Way, and does not limit them to certain zoning districts or streets; however, the ordinance does attempt to control the appearance of these SWF through very specific design requirements which include some placement controls – such as new poles not being placed directly in front of a residential home. This type of design criteria has been provided by our office as a starting point and can certainly be changed. Wireless Communications Facilities that do not qualify as Small Wireless Facilities would be required to comply with Section 240-31.C.(3)(h) of the Zoning Ordinance which does provide for more stringent controls.

After Township Staff reviews this Memorandum and the attachments, I would be happy to meet to discuss.

EAST GOSHEN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA

ORDINANCE NO. 2021 –

AN ORDINANCE OF THE TOWNSHIP OF EAST GOSHEN, CHESTER COUNTY, PENNSYLVANIA, AMENDING CHAPTER 240 OF THE EAST GOSHEN TOWNSHIP CODE, ENTITLED “ZONING” AT SECTION 240-31.C.(3)(h) WIRELESS COMMUNICATIONS FACILITIES, IN ORDER TO PROVIDE FOR PROVISIONS TO CLARIFY THAT SMALL WIRELESS FACILITIES ARE GOVERNED BY A SEPARATE ORDINANCE AND DESIGN GUIDELINES, CLARIFY ALLOWABLE PERMIT FEES, AND UPDATE PROVISIONS TO COMPLY WITH FEDERAL LAW WITH RESPECT TO WIRELESS COMMUNICATIONS FACILITIES IN EAST GOSHEN TOWNSHIP.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of East Goshen Township that Chapter 240 of the East Goshen Township Code, titled, “Zoning”, shall be amended as follows:

SECTION 1. Section 240-31.C.(3)(h) shall now include the following subsection immediately after (h)[1].Purpose. as follows:

“[1.1] Small Wireless Facilities. Wireless Communications Facilities that qualify as Small Wireless Facilities as has been defined by the Federal Communications Commission are governed by a separate ordinance, and related design criteria, as adopted by the Township to address Small Wireless Facilities. Wireless Communications Facilities that fall under the definition of Small Wireless Facilities are governed and controlled by the Small Wireless Facilities ordinance and approved design criteria. Small Wireless Facilities are not subject to the provisions of this subsection.”

SECTION 2. Section 240-31.C.(3)(h)[4][a] shall be amended to include the following subsection immediately following and beneath [a] as follows:

“[i] Timing of approvals. Applications for installation of any and all commercial communications antennas shall be processed in a timely manner and in compliance with the required time frames for municipal review and action as established by state and federal law and regulations.”

SECTION 3. Section 240-31.C.(3)(h)[5][a] shall be amended to include the following subsection immediately following and beneath [a] as follows:

“[i] Timing of approvals. Applications for installation of any and all wireless communications facilities shall be processed in a timely manner and in compliance with the required time frames for municipal review and action as established by state and federal law and regulations.”

SECTION 4. Section 240-31.C.(3)(h) shall be amended to include a new Section 6 as follows:

“[6] Permit Fees and Compliance with State and Federal Law.

[a] Permit fees. The Township may assess appropriate, fair and reasonable permit fees directly related to the Township’s actual costs in reviewing and processing applications for approval of wireless communications facilities as set forth in fee schedules established by the Township.

[b] Consistency with state and federal laws and regulations. The provisions contained herein regulating wireless communications facilities are intended to comply with federal and state laws and regulations in effect as of the date of adoption of this section. To the extent that any of the provisions in this section conflict with any federal or state statute or regulations, the federal or state statutes or regulations shall control unless the applicable federal or state statutes or regulations allow for more stringent provisions in local ordinances. In which case, the more stringent provisions of local ordinances shall remain in effect and shall control in such instances.”

SECTION 5. Severability. If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts hereof. It is hereby declared as the intent of the Board of Supervisors of East Goshen Township that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 6. Repealer. All Ordinances or parts of Ordinances conflicting with any provisions of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

SECTION 7. Effective Date. This Ordinance shall be effective five (5) days following enactment as by law provided.

ENACTED AND ORDAINED this ____ day of _____, 2021.

ATTEST:

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS**

Derek J. Davis, Secretary

David E. Shuey, Chair

Michael P. Lynch, Vice-Chair

John Hertzog, Member

E. Martin Shane, Member

Michele Truitt, Member

EAST GOSHEN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA

ORDINANCE NO. ____ - 2021

AN ORDINANCE OF THE TOWNSHIP OF EAST GOSHEN, CHESTER COUNTY, PENNSYLVANIA, AMENDING THE EAST GOSHEN TOWNSHIP CODE OF ORDINANCES, AS AMENDED, TO PROVIDE A NEW CHAPTER ENTITLED “CHAPTER 190 – SMALL WIRELESS FACILITIES” TO ALLOW FOR, AND REGULATE, SMALL WIRELESS FACILITIES, WITHIN THE PUBLIC RIGHTS-OF-WAY IN THE TOWNSHIP.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of East Goshen Township that the East Goshen Township Code of Ordinances, as amended, is hereby further amended as follows:

SECTION 1. A new Chapter 190 entitled “Small Wireless Facilities” is hereby enacted as part of the Code of East Goshen Township and shall read as follows:

CHAPTER 190
SMALL WIRELESS FACILITIES

§190-1. PURPOSE AND INTENT.

The purpose of this Chapter is to establish procedures and standards, consistent with all applicable federal and state, laws, for the consideration, permitting, siting, construction, installation, collocation, modification, operation, regulation and removal of Small Wireless Facilities (“SWF”) in the public right-of-way of streets and roads.

- (A) The intent of this section is to:
- (1) Establish basic criteria for applications to install and/or collocate SWF in the public right-of-way;
 - (2) Ensure that SWF are appropriately designed, constructed, modified, maintained, and removed when no longer in use in conformance with all applicable health and safety regulations;
 - (3) Preserve the character of the Township by minimizing the potentially adverse visual impact of SWF through careful design, siting, landscaping and camouflaging techniques to blend these facilities into their environment to the maximum extent practicable;

- (4) Establish an application process and structure for payment of fees and charges to be uniformly applied to all applicants, operators and owners of SWF for such facilities;
- (5) Comply with, and not conflict with or preempt, all applicable state and federal laws, as may be amended or superseded, and all FCC rules and regulations to interpret and implement applicable federal statutes.

§190-2. APPLICABILITY

- (A) Subject to the provisions of this Chapter and granting of the required permits, an applicant may locate and/or collocate a SWF and construct, maintain, modify, operate, or replace wireless support structures in, along, across, upon, and under a public right-of-way.
- (B) An applicant and/or operator shall comply with this Chapter and any rules, regulations, and design guidelines adopted by the Township that are consistent with this Chapter for the installation and/or collocation of a SWF and construction, maintenance, modification, operation, or replacement of wireless support structures in, along, across, upon, and under the public rights-of-way, unless otherwise prohibited by state or federal law.
- (C) All SWF shall be constructed and maintained so as not to impede or impair public safety or the legal use of the public right-of-way by the Township, the traveling public, or other public utilities.
- (D) Nothing in this chapter precludes the Township from applying its generally applicable health, safety, and welfare regulations when acting on an application for a permit for a SWF in the public right-of-way.

§190-3. DEFINITIONS

COLLOCATION or COLLOCATE. The mounting or installing of an antenna facility on a pre-existing structure, and/or modifying a structure for the purpose of mounting or installing an antenna facility on that structure.

DECORATIVE POLE OR STRUCTURE. A pole, arch, or structure placed in the public right-of-way specifically designed and placed for aesthetic purposes and on which no appurtenances or attachments have been placed or are permitted to be placed in accordance with nondiscriminatory Township practices except for any of the following:

- (1) Electric lighting;
- (2) Specially designed information or directional signage;
- (3) Temporary holiday or special event attachments;
- (4) Small Wireless Facilities.

DESIGN GUIDELINES. Means those detailed design guidelines, specifications and examples promulgated by resolution that address, on a nondiscriminatory basis, the design and installation of facilities in the public rights-of-way, insofar as they do not conflict with any federal or state law, rule and regulation, including this Chapter.

TOWN CENTER/HISTORIC DISTRICT. An area that is zoned or otherwise designated as the Town Center and/or Historic District, or is otherwise subject to historic preservation regulations, under municipal, state or federal law and for which the Township maintains and enforces in an uniform and nondiscriminatory basis with regard to all users of the public right-of-way pursuant to this Chapter.

LOCATE. Means to install, mount, maintain, modify, operate, or replace SWF.

OWNER. A provider, operator or owner of SWF (who may also be the applicant).

PUBLIC RIGHT-OF-WAY. The surface of and the space above and below the paved or unpaved portions of any public street, public road, public highway, public way, public alley, public sidewalk, and any other land dedicated or otherwise designated for the same now or hereafter held by the Township or other governmental entity.

SMALL WIRELESS FACILITY “SWF”. A type of Wireless Communication Facility (WCF) as specifically defined by the Federal Communications Commission in Part 1 of Title 47 of the Code of Federal Regulations as follows, or as hereinafter amended:

(A) “Small Wireless Facility” means a facility that meets each of the following conditions:

- a. The structure on which antenna facilities are mounted –
 - i. Is 50 feet or less in height, or
 - ii. Is no more than 10 percent taller than other adjacent structures, or
 - iii. Is not extended to a height of more than 10 percent above its preexisting height as a result of the collocation of new antenna facilities; and
- b. Each antenna (excluding associated antenna equipment) are cumulatively no more than three cubic feet in volume; and
- c. All antenna equipment associated with the facility (excluding antennas) are cumulatively no more than 28 cubic feet in volume; and
- d. The facility does not require antenna structure registration under 47 CFR Part 17.
- e. The facility is not located on Tribal lands, as defined under 36 CFR § 800.16(x); and
- f. The facility does not result in human exposure to radiofrequency radiation in excess of the applicable safety standards specified in 47 CFR § 1.1307(b).

TOWNSHIP-OWNED POLE. Means (i) a Utility Pole owned or operated by the Township, including a Utility Pole that provides lighting or traffic control functions, or other law enforcement functions, including light poles, traffic signals, and structures for signage, and (ii) a pole or similar structure owned or operated by the Township such as a Decorative Pole.

TRANSMISSION POLE. A pole or similar structure that is used in whole or in part to carry electric transmission (as opposed to distribution) lines.

UTILITY POLE. A pole or similar structure that is designed for, or used, for carrying electric distribution lines or for carrying cables or wires for electric, cable, or telecommunications service or for lighting, traffic control, or directional signage.

WIRELESS SUPPORT STRUCTURE. A freestanding structure, including a monopole, Decorative Pole, Township-Owned Pole, Transmission Pole, and Utility Pole, or other existing or proposed structure designed to support or capable of supporting SWF.

§190-4. APPLICATION PROCESS

- (A) *Application Required.* An applicant must apply to the Township to locate a new SWF and/or collocate any portion of a SWF on an existing Wireless Support Structure or to construct, maintain, modify, operate, or replace Wireless Support Structures in, along, across, upon, and under the Public Right-of-Way. Anyone seeking to perform any of these actions shall first duly file a permit application with the Township, in accordance with the requirements of this Chapter and additional requirements as set forth in the Small Wireless Facilities Design Guidelines as adopted by resolution and which may be modified from time to time by further resolution.
- (B) *Permit Required.* No person shall occupy or use the public right-of-way without first obtaining, under this Chapter, the required permit from the Township. Before placing SWF in the public right-of-way, an owner must apply for and receive a permit. This provision shall not be construed to waive any application fees, or any other construction or work permit necessary for work in the Township. While notice to the Township is required, a permit from the Township shall not be required for routine maintenance or same-size and type replacement of Small Wireless Facilities that do not interfere with pedestrian or vehicular traffic.
- (C) *Required Application Materials.* Unless otherwise required by state or federal law, all applicants shall submit to the Township all materials and information associated with each application as outlined below for the application to be considered complete:
 - (1) The Applicant's name, address, telephone number and e-mail address;

- (2) Facility owner's name, address, telephone number and email address, if different from Applicant;
- (3) The names, addresses, telephone numbers, and e-mail addresses of all consultants, if any, acting on behalf of the Applicant with respect to the filing of the application, and if warranted written authorization for those consultants to speak on behalf of the applicant.
- (4) A description of the Small Wireless Facilities being proposed in order for the Township to verify that the proposed facilities are Small Wireless Facilities as specifically defined by the FCC;
- (5) A mapping showing the exact location of the proposed Small Wireless Facilities in the case of multi-site applications and photo simulations/depictions of the type and style of the proposed Small Wireless Facilities (which should be in compliance with the Township's Small Wireless Facility Design Guidelines).
- (6) A description of the proposed scope of work for the location or Collocation of the SWF. The scope and detail of such description shall be appropriate to the nature and character of the work to be performed, with special emphasis on those matters, including but not limited to sub-surface utilities, likely to be affected or impacted by the work proposed;
- (7) Verification that the SWF shall comply with this Chapter, including all applicable Small Wireless Facilities Design Guidelines;
- (8) Verification of payment of the application fees, annual municipal consent or administrative fee for use of Public Rights-of-Way and acknowledgment of its continuing annual obligation;
- (9) Evidence the Applicant has received any necessary certificate of public convenience and necessity or other required authority from the Federal Communications Commission, or a statement that it is not required;
- (10) A copy of an approved Pennsylvania Department of Transportation permit and all documents required by PennDOT as part of the encroachment permit application, if the proposed location is within a PennDOT Right-of-Way; and,
- (11) The applicant must provide a statement that the applicant has a lease, attachment agreement or other authorization from the owner of the Wireless Support Structure proposed for Collocation.

§190-5. FEES AND COSTS

- (A) *Rights-of-Way Access Fees:* Each individual Applicant will be subject to an annual Rights-of-Way access fee if locating within a Township owned Public Right-of-Way. Such fees shall not be in excess of those amounts deemed reasonable by the Federal Communications Commission.
- (B) *Application processing costs.* Unless otherwise provided by law, all applications for permits pursuant to this Chapter shall be accompanied by an application processing cost as follows: 1) application costs for Small Wireless Facilities addressed in a consolidated application shall be \$500 which may include up to five Small Wireless Facilities, and an additional \$100 for each Small Wireless Facility beyond five, up to and including 30 total Small Wireless Facilities per one application, and 2) application costs of \$1,000 for a new pole (not a collocation) intended to support one or more Small Wireless Facilities. Such costs may be altered by resolution but only in compliance with state and/or federal limits upon such costs.
- (C) *Compensation.* In addition to the applicable fee as specified above, every permit shall include as a condition the Applicant's agreement to pay a Right-of-Way access fee of \$200 per Small Wireless Facility per year, and/or other taxes and fees as may now or hereafter be lawfully imposed on other businesses within the Township. Additionally, if the Small Wireless Facilities is proposed to be located upon a Township-Owned Pole with a Right-of-Way, and the Township consents to such Collocation, an additional annual fee of \$70 per Small Wireless Facility shall be payable to the Township for such placement. Such fees may be altered by resolution but only in compliance with state and/or federal limits upon such costs.
- (D) Small Wireless Facilities collocated on Township-owned utility poles or structures outside the Township rights-of-way are not subject to the rate limitations in this Chapter. Additionally, if the rate limitation imposed by the Federal Communications Commission is altered in the future, the Township may alter its fees by resolution to be consistent with the Federal Communications Commission's determinations or as might be otherwise altered by the state or federal government.
- (E) *Cease Payment.* Upon thirty (30) days written notice to the Township, an Owner is authorized to remove its Small Wireless Facility from a Township-Owned Pole and cease paying the annual fee to the Township as of the next due date for payment following the removal, provided; however, the Owner shall pay its pro-rata share of the remaining term and expenses, if any.
- (F) *Make-ready.* For Township-Owned Poles, the applicant shall reimburse the Township for expenses for any reasonable make-ready work, if any are required. The Township shall provide a good faith estimate for any make-ready work necessary to enable the pole to support the requested SWF, including pole

replacement if necessary, within thirty (30) days after receipt of a completed request.

§190-6. APPLICATION REVIEW TIMEFRAMES

(A) Permit Application Review.

- (1) Collocation of SWF. Absent a written agreement to the contrary between the Township and the Applicant, the Township shall grant or deny an application to collocate, or to replace or modify any portion of a SWF on, or associated with, an existing wireless support structure not later than sixty (60) days after the date of filing by an entity of a completed application.
- (2) Installation of New SWF. Absent a written agreement to the contrary between the Township and the Applicant, the Township shall grant or deny an application for a SWF within the Public Right-of-Way not later than ninety (90) days after the date of filing by an entity of a completed application.
- (3) Removal of SWF. The Township shall act on requests to remove Wireless Support Structures associated with SWF from the Public Right-of-Way typical to the review timeframes for the Public Right-of-Way permit required for this activity.
- (4) Completeness. Within ten (10) business days of receiving an application, the Township will determine and notify the Applicant whether the application is complete; or if an Application is incomplete, the Township must specifically identify the missing information.
- (5) *Application Denials.*
 - (a) The Township shall not unreasonably withhold or deny an application for a permit to place a SWF within the Public Right-of-Way.
 - (b) If an application is denied, the Township will provide in writing its reasons for denying the request, including, if applicable, specific references to any applicable law supporting the denial.
 - (c) Notwithstanding an initial denial, the Applicant may cure the deficiencies identified by the Township and resubmit the Application within thirty (30) days of the denial, and the Township will approve or deny the revised Application within thirty (30) days of receipt of it, unless additional deficiencies are discovered.

§190-7. CONSOLIDATED APPLICATION FOR MULTIPLE SWF

- (A) Applicants seeking to construct, modify, collocate, or replace more than one SWF, may file, at the applicant's discretion, a consolidated application for up to 30 requests in a single application and receive a single permit for the construction, modification, collocation, or replacement of the SWF subject to the following:
 - (1) This single application may be filed for multiple SWF only if they are of substantially the same type.
 - (2) The Township must separately address SWF for which incomplete information has been received or which are denied, and it must grant a permit for any and all sites in a single application that it does not deny subject to the requirements of this Chapter.

§190-8. MAXIMUM HEIGHT, PROXIMITY OF SWF AND ALTERNATE LOCATIONS

- (A) **Maximum Height.** The maximum height of a new pole for the installation of a SWF is limited to a maximum height of fifty (50) feet, subject to any restrictions imposed by the Small Wireless Facility Design Guidelines. Applicant may collocate on existing Wireless Support Structures provided the Small Wireless Facility's height still qualifies as a Small Wireless Facility as defined by this Chapter and as by the Federal Communications Commission.
- (B) **Alternate Locations.** If an applicant is seeking to install a new Wireless Support Structure as part of its application, the Township may propose that the Small Wireless Facility be located on an existing utility pole or existing Wireless Support Structure within one hundred (100) feet of the proposed location. The Applicant shall accept the proposed alternate location so long as it has the right to use the location on reasonable terms and conditions, unless the alternate location imposes technical limits, acts as an effective prohibition under federal law, or additional unreasonable costs will be incurred as determined by the Applicant. If the Applicant refuses an alternate location based on the foregoing, the Applicant shall provide legally competent evidence in the form of a written certification describing the property rights, technical limits or cost reasons that prevent the alternate location from being utilized.
- (C) The Township may reserve space on Township-Owned Poles for future public safety uses or for Township electric utility uses. Such reservation may preclude collocation of Small Wireless Facilities if the Township reasonably determines that the Township's poles cannot accommodate both uses, or if the collocation cannot be accommodated due to physical limitations of the Township-Owned Poles.
- (D) In certain circumstances, collocation may not be feasible, and a new pole needs to be installed by the Applicant. In such cases, a Small Wireless Facility located on a

new pole shall be separated by 150 feet from any other Small Wireless Facility located upon a pole with that singular purpose (meaning it is not a collocation but another stand-alone SWF pole).

§190-9. GENERAL DESIGN REQUIREMENTS

- (A) The Township has, or shall, adopt Small Wireless Facility Design Guidelines with objective, technically feasible criteria applied in a non-discriminatory manner that reasonably match the aesthetics and character of the immediate area.
- (B) The Small Wireless Facility Design Guidelines may include examples of SWF preferences including visual depictions (if readily available and identified by the Township).
- (C) The provisions in this Chapter shall not limit or prohibit the Township's discretion to promulgate and make publicly available other information, materials or requirements in addition to, and separate from, Small Wireless Facility Design Guidelines so long as the information, materials, or requirements do not conflict with state or federal law.
- (D) All Small Wireless Facilities and associated equipment located within the Public Right-of-Way shall be located such that it meets ADA requirements and does not hinder, obstruct or impede usual pedestrian and vehicular travel.
- (E) The Township shall have authority to update or supplement the Small Wireless Facility Design Guidelines to address relevant changes in law, technology, or administrative processes.
- (F) Wireless Support Structure Design Standards
 - (1) General Guidance
 - (a) SWF equipment must be indistinguishable from the support pole or structure to the greatest degree possible using matching colors, textures, and materials. The antennas and related equipment shall be in a color that will provide the most camouflage and blend in with the existing environment.
 - (b) All wires, antennas, and other small wireless facility equipment shall be enclosed and not visible.
 - (c) Screening and equipment enclosures shall blend with or enhance the surrounding context in terms of scale, form, texture, materials, and color. Equipment shall be concealed as much as possible by blending into the natural and/or physical environment.

- (d) Casing to enclose all wires, antennas, and other small wireless facility equipment may be mounted on top of existing and new poles in a cylinder shape to look like an extension of the pole.
- (e) Brand logos and other signage are prohibited on all SWF except contact information to be used by workers on or near the SWF and as otherwise required by federal or state law. Signage will be no larger than required to be legible from street level.

§190-10. TOWN CENTER/ HISTORIC DISTRICTS OR HISTORIC PRESERVATION PROTECTED AREAS

- (A) This Chapter may not be construed to limit the Township's authority to enforce historic preservation zoning regulations consistent with the local, state or federal law including the National Historic Preservation Act of 1966 (54 U.S.C. Section 300101 et seq.), and the regulations adopted to implement those laws.
- (B) As a condition for approval of new Small Wireless Facilities or new Wireless Support Structure in a Town Center/Historic District (existing or as established in the future), the Applicant shall comply, to the greatest extent possible, with the design and aesthetic standards of the Town Center/Historic District, or historic preservation standards in place, to minimize the negative impact to the aesthetics in these districts or areas.
- (C) New Districts. Nothing in this Chapter shall prohibit or otherwise limit the Township from establishing subsequent new town center or historic districts, provided however, that facilities and structures for which a permit was approved or deemed approved pursuant to this Chapter prior to the establishment of the new district remain subject to the provisions of this Chapter, including routine maintenance and replacement of those facilities and structures. If a wireless services provider or a wireless infrastructure provider replaces such facilities in a manner that does not comply with this Chapter, or if a wireless services provider or a wireless infrastructure provider relocates such facilities, such replacement or relocation is subject to the then-existing provisions and requirements of the newly established district.

§190-11. GENERAL CONDITIONS AND REQUIREMENTS OF PERMIT APPROVAL

- (A) *Permit Effect and Duration.* The Township's approval term for collocation or a new pole shall be for a period of nine (9) months. If construction, installation or collocation is not begun within such nine (9) month period, a new application must be submitted for review including any required fee. A permit from the Township authorizes an Applicant to undertake only certain activities in accordance with the Chapter and does not create a property right or grant any authority whatsoever to the Applicant to impinge upon the rights of others.

- (B) *Compliance with all applicable laws and Township Code.* Owner/Permittee shall always maintain compliance with all applicable federal, state and local laws, regulations, ordinances, or other rules. If state or federal standards and regulations are amended, the owners of any portion of SWF governed by this Chapter shall bring any facilities and/or structures into compliance with the revised standards and regulations within the time mandated by such amendment or, if no time is mandated, as soon as practicable under the circumstances, but no longer than ninety (90) days. The Township is not required to provide notice of any amendments in order to trigger this responsibility. Failure to bring SWF into compliance with any revised standards and regulations shall constitute grounds for removal at the owner's expense.
- (C) *Inspections; emergencies.* The Township or its designee may inspect any portion of SWF in the right-of-way upon reasonable notice to the Owner. The Owner shall cooperate with all inspections. The Township reserves the right to support, repair, disable, or remove any elements of the facility in emergencies or when the facility threatens imminent harm to persons or property. If circumstances permit, the Township shall notify the Owner and provide the opportunity to move such facilities, poles, or support structures prior to the Township doing so, and the Township shall notify the Owner after doing so.
- (D) *Relocation or adjustment as requested by Township.* If requested by the Township, in order to accomplish construction and maintenance activities directly related to improvements for the health, safety, and welfare of the public, an Owner shall relocate or adjust its facilities within the Public Right-of-Way at no cost to the Township, as long as such request similarly binds all users in or on such public way. Such relocation or adjustment shall be completed in accordance with law.
- (E) *Contact information for responsible parties.* Within 10 days of any changes to any of the contact information provided in the application, the Applicant shall provide notice of the change to the Township.
- (F) *Indemnification.* Any entity who owns or operates SWF in the Public Right-of-Way shall indemnify, protect, defend, and hold the Township and its elected officials, officers, employees, agents, and volunteers harmless against any and all claims, lawsuits, judgments, costs, liens, losses, expenses, fees to include reasonable attorney fees and costs of defense, proceedings, actions, demands, causes of action, liability and suits of any kind and nature, including personal or bodily injury or death, property damage or other harm for which recovery of damages is sought, to the extent that it is caused by the negligence of the entity who owns or operates the SWF and wireless service in the right- of-way, any agent, officer, director, representative, employee, affiliate, or subcontractor of the operator, or their respective officers, agents, employees, directors, or representatives while installing, repairing, or maintaining facilities in the right-of-way.

- (G) *Good condition required.* SWF shall at all times be kept and maintained in good condition, order, and repair by qualified maintenance and construction personnel, so that the same shall not menace or endanger the health, safety or welfare of any person or property. All SWF shall be subject to generally applicable property maintenance requirements and to visual inspection by code enforcement officers.
- (H) *Relocation for public improvement projects.* To the extent that the Township requires it to do so in the reasonable exercise of its police powers, Owner shall remove and relocate the permitted SWF at Owner's sole expense to accommodate construction of a public improvement project by the Township.

§190-12. REMOVAL OF SWF IF USE DISCONTINUED OR ABANDONED.

- (A) If a SWF is discontinued for a period of 120 days or is abandoned without notice from the owner, it shall be considered abandoned and the Township may remove it at the owner's expense if the Township provides written notice of its intent to remove under this section and, within thirty (30) days after receipt of such written notice, the Owner of the SWF does not reply to the Township in writing that the SWF continues to be in operation. Costs for such removal shall be collectible as allowed by law.
- (B) The Township reserves the right to inspect and to request information from the Owner, which the Owner shall provide following such request, as to the continued use of the operator's SWF(s) within the right-of-way.
- (C) The Township reserves the right (unless prohibited by law) to require the owner of SWF(s) to provide financial security to the Township sufficient to cover the costs of removal of SWF(s) if such use is discontinued or abandoned. The applicant shall submit an estimate of such removal costs to the Township Engineer for review and approval of same. Said financial security shall remain in place until said facility is removed.

§190-13. SAFETY REQUIREMENTS

- (A) Prevention of failures and accidents. Any person who owns or operates a portion of a SWF sited in the Public Right-of-Way shall always employ ordinary and reasonable care and install and maintain it using industry standard technology for preventing failures and accidents which are likely to cause damage, injury, or nuisance to the public.
- (B) Compliance with fire safety and FCC regulations. All SWF, including, but not limited to wires, cables, fixtures, and other equipment, shall be installed and maintained in compliance with the requirements of any applicable provisions of the National Electric Code and building codes, and in such manner that will not interfere with the use of other property or any existing public/private utilities or public safety systems.

- (C) Each attachment of wireless facilities should bear a marker or insignia legible at street level, identifying the Owner of the SWF and contact information.

§190-14. EXCEPTIONS TO APPLICABILITY

- (A) Nothing in this Chapter authorizes the collocation of small wireless facilities on:
 - (1) Property owned by a private party without the written consent of the property owner;
 - (2) Property owned or controlled by a unit of local government that is not located within Public Rights-of-Way without the written consent of the unit of local government (local governments are, however, required to authorize the collocation of small wireless facilities on utility poles owned or controlled by the local government or located within rights-of-way to the same extent the local government permits access to utility poles for other commercial projects or uses);
 - (3) A privately-owned utility pole or wireless support structure, without the consent of the property owner; or
 - (4) Property owned, leased or controlled by a park district, forest preserve district, or conservation district for public park, recreation or conservation purposes, without the consent of the affected district.

§190-15. APPEALS AND CONSISTENCY WITH STATE AND FEDERAL LAWS.

The appeals process shall be as provided and set forth by state and federal laws including any rulings issued by the Federal Communications Commission. The provisions contained herein regulating Small Wireless Facilities are intended to comply with federal and state laws and regulations in effect as of the date of adoption of this section. To the extent that any of the provisions in this section conflict with any federal or state statute or regulations, the federal or state statutes or regulations shall control unless the applicable federal or state statutes or regulations allow for more stringent provisions in local ordinances. In which case, the more stringent provisions of local ordinances shall remain in effect and shall control in such instances.

§190-16. SEVERABILITY

The provisions of this Chapter are severable. If any provision or subsection, or the application of any provision or subsection to any person or circumstances is held invalid, the remaining provisions, subsection, and applications of such Chapter to other persons

or circumstances shall not be made invalid as well. It is declared to be the intent of this section that the remaining provisions would have been adopted had such invalid provisions not been included in this chapter when originally adopted by the Board.

§190-17. PENALTIES

Any person, firm or corporations who violates or permits a violation of this Chapter shall, upon conviction in a summary proceeding brought before a Magisterial District Judge under the Pennsylvania Rules of Criminal Procedure, be guilty of a summary offense and shall be punishable by a fine of not more than \$1,000, plus costs of prosecution. In default of payment thereof, the defendant may be sentenced to imprisonment for a term not exceeding 90 days. Each day or portion thereof that such violation continues or is permitted to continue shall constitute a separate offense, and each day or portion thereof that such violation continues or is permitted to continue shall constitute a separate offense, and each section of this Chapter that is violated shall also constitute a separate offense. Nothing herein shall prevent the Township from taking any other lawful action, including civil actions at law or equity, including temporary restraining orders, preliminary injunctions and permanent injunctions, as is necessary to prevent or remedy any violations.

SECTION 2. SEVERABILITY. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts hereof. It is hereby declared as the intent of the Board of Supervisors that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included therein.

SECTION 3. GENERAL CODE. General Code is hereby authorized to make any necessary formatting and numbering changes needed in order for this Ordinance to be made consistent with the formatting and numbering standards applicable to the East Goshen Township's Code of Ordinances as published by General Code.

SECTION 4. REPEALER. All Ordinances or parts of Ordinances conflicting with any provision of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

SECTION 5. EFFECTIVE DATE. This Ordinance shall become effective upon enactment as provided by law.

ENACTED AND ORDAINED this day _____ of _____, 2021.

ATTEST:

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS**

Derek J. Davis, Secretary

David E. Shuey, Chair

Michael P. Lynch, Vice-Chair

John F. Hertzog, Member

E. Martin Shane, Member

Michele D. Truitt, Member

**EAST GOSHEN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

RESOLUTION 2021-215

**A RESOLUTION ESTABLISHING SMALL
WIRELESS FACILITY DESIGN GUIDELINES**

WHEREAS, a Federal Communications Commission (FCC) decision on small cell wireless facilities has been made regarding aesthetics of these facilities; and

WHEREAS, the Township has previously adopted ordinances to regulate wireless communications facilities but desires to further clarify those regulations, and provide for more specific design requirements for such facilities, and more particularly for Small Wireless Facilities (SWF); and

WHEREAS, the Township has determined that in cases where adopted ordinances conflict with the Design Guidelines adopted pursuant to this aesthetics policy, then the Design Guidelines shall be controlling and supersede with respect to the elements of design; and

WHEREAS, this Township recommends adoption of an aesthetics policy setting forth Design Guidelines for Small Wireless Facilities.

NOW, THEREFORE, BE IT RESOLVED to officially adopt the Small Wireless Facility Design Guidelines attached hereto which may be further amended by resolution.

Dated this 7th day of December, 2021.

ATTEST:

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS**

Derek J. Davis, Secretary

David E. Shuey, Chairman

Michael P. Lynch, Vice Chairman

John F. Hertzog, Member

Michele D. Truitt, Member

E. Martin Shane, Member

EAST GOSHEN TOWNSHIP
SMALL WIRELESS FACILITY DESIGN GUIDELINES

I. PURPOSE AND COMPLIANCE

The municipality finds that in order to protect the public health, safety and welfare of its residents and to reasonably manage and protect the public rights-of-way (the "ROW") and its uses in the municipality, it is in the best interest of the municipality and its residents and businesses to establish Small Wireless Facility Design Guidelines (the "Guidelines") to provide the aesthetic requirements and other specifications and reasonable conditions that small wireless facilities and wireless support structures installed within the public ROW must meet prior to and following installation.

The objective of these Guidelines is to strike a balance between preserving and protecting the character of the municipality through careful design, siting, and camouflaging techniques to blend these facilities into their surrounding environment and provide other reasonable conditions upon such placement and use of the ROW, while enhancing the ability of small wireless facilities carriers to deploy small wireless facilities and wireless support structures in the municipality effectively and efficiently so that residents, businesses, and visitors benefit from ubiquitous and robust wireless service availability.

These Guidelines apply to requests to locate small wireless facilities ("SWF") in the ROW and ongoing use of the ROW for such purposes. These Guidelines are administered through the permitting process conducted by the codes department or zoning officer of the municipality.

Placement or modification of a SWF and/or wireless support structures shall comply with these Guidelines at the time the permit for installation or modification is approved and as amended from time to time. Wireless service providers and permittees are also required to comply with municipal ordinances, codes and other applicable law and regulations.

II. DEFINITIONS

The definitions contained in the municipality's Zoning Ordinance, and any Small Wireless Facilities Ordinance, as applicable to wireless

communications facilities are incorporated into this policy by reference as though fully set forth herein.

III. APPLICATION REQUIREMENTS

As part of the permitting process, the following must be provided:

A. PROOF OF AGENT DESIGNATION (IF APPLICABLE)

If the applicant is serving as an agent of a SWF owner/operator, the applicant must provide written documentation of the agent designation signed by the owner/operator.

B. MAP

The applicant must include an aerial map showing the location of the proposed or existing support structure to which the SWF is proposed to be attached, or from which a SWF is proposed to be removed.

C. PHOTO SIMULATIONS

For all applications to locate SWF in the ROW, the applicant shall provide photo simulations from at least two reasonable line-of-site locations near the proposed project site. The photo simulations must be taken from the viewpoints of the greatest pedestrian or vehicular traffic.

D. CONSOLIDATED APPLICATIONS

An applicant seeking to construct, modify, collocate or replace more than one SWF or more than one wireless support structure within the municipality may file a consolidated application for multiple small wireless facility requests or wireless support structure requests provided the requests grouped on a consolidated application only address substantially the same type of SWF or substantially the same type of wireless support structures.

E. SITE AND OTHER PLANS AND STRUCTURAL CALCULATIONS

The applicant must include fully dimensioned site plans, elevation drawings and structural calculations that depict any known existing wireless facilities with all existing transmission equipment and other improvements, the proposed facility with all proposed transmission

equipment and other improvements, and the legal boundaries of the existing right-of-way and any associated access and utility easements. Fully dimensioned site plans shall indicate the spacing from existing curb, driveways, sidewalks, light poles and any other poles or appurtenances.

F. FULL DESCRIPTION OF NUMBER AND DIMENSIONS OF FACILITIES AND/OR STRUCTURES TO BE INSTALLED

The applicant must include a full description of the number and dimensions of all SWF proposed to be installed and the wireless support structure, either new or existing, to be utilized for each SWF. For all equipment proposed to be installed, the applicant must include: (1) the manufacturer's name and model number; (2) physical dimensions, including without limitation, height, width, depth and weight with mounts and other necessary hardware; and (3) the ambient noise level generated from the equipment, if any.

G. OWNER'S AUTHORIZATION AND SUBMISSION OF FEES

For any application to attach a SWF to a wireless support structure that is not owned by the municipality, the applicant must submit evidence sufficient to show that either: (1) applicant owns the proposed support structure; or (2) applicant has obtained the owner's written authorization to file the application. The applicant shall also submit the appropriate application fees to the Township and agree to pay any Right-of-Way access fees applicable to the project.

IV. AESTHETIC REQUIREMENTS FOR SMALL WIRELESS FACILITIES

A. ANTENNAS

1. Each small wireless antenna shall be located entirely within a shroud or canister type enclosure.
2. The diameter of the antenna enclosure at its widest point should not be wider than two times the diameter of the top of the wireless support structure. The enclosure shall not exceed six cubic feet in volume.
3. All antenna enclosures shall either be mounted to the top of the wireless support structure pole and aligned with the centerline of the wireless support structure, or mounted to the side of the wireless

support structure such that the vertical centerline of the antenna enclosure shall be parallel with the wireless support structure with the height of the side mounted antenna being at a location on the wireless support structure noted in the application and approved by the municipality, but at least 10 feet above ground level at its lowest point.

4. Tree "topping" or the improper pruning of trees is prohibited.

B. CABLES AND WIRES

All cables, wires and connectors related to the SWF must be fully concealed on the wireless support structure and shall match the color of the wireless support structure. There shall be no external cables and wires related to the SWF hanging off or otherwise exposed on the wireless support structure.

C. COLORS

All colors shall match the background of any wireless support structure that the facilities are located upon, including equipment cabinets. Notwithstanding the foregoing, in the case of existing wood utility poles, finishes of conduit shall be zinc, aluminum or stainless steel, or colored to match those metal finishes, and equipment cabinets shall be the color of brushed aluminum.

D. EQUIPMENT ENCLOSURES/CONCEALMENT

1. Equipment enclosures, including electric meters, shall be as small as possible, but in no event larger than 28 cubic feet in volume. Ground-mounted equipment shall incorporate concealment elements into the proposed design matching color and materials of the wireless support structure, unless other materials or colors are approved by the municipality. Concealment may include, but shall not be limited to, landscaping, strategic placement in less obtrusive locations and placement within existing or replacement street furniture.
2. Radio equipment shall be fully enclosed within an equipment cabinet or concealed within the antenna shroud enclosure matching the color and materials of the wireless support structure, unless other materials or colors are approved by the municipality.

3. Landscaping concealing equipment enclosures shall be planted in such quantity and size such that 100% screening is achieved within two years of installation.

E. SIGNAGE/LOGOS/LIGHTS/DECALS/COOLING FANS

1. Signage: The SWF permittee shall post its name, location identifying information, and emergency telephone number in an area on the cabinet of the small wireless facility that is visible to the public. Signage required under this section shall not exceed 4 inches by 6 inches. If no cabinet exists, the signage shall be placed at the base of the pole.
2. Lights: New small wireless facilities and wireless support structures shall not be illuminated, except in accordance with state or federal regulations, or unless illumination is integral to the camouflaging strategy such as design intended to look like a streetlight pole.
3. Logos/Decals: The small wireless facility operator/permittee shall remove or paint over unnecessary equipment manufacturer decals. The color shall match or shall be as approved by the municipality. SWF and wireless support structures shall not include advertisements and may only display information required by a federal, state or local agency. The SWF operator/permittee shall utilize the smallest and lowest visibility RF warning sticker required by government or electric utility regulations. Placement of the RF sticker shall be as close to the antenna as possible.
4. Cooling Fans: In residential areas, the small wireless facility operator/permittee shall use a passive cooling system. In the event that a fan is needed, the small wireless facility operator/permittee shall use a cooling fan with a low noise profile.

F. Solar Power Option

The aesthetic requirements may be permitted to be modified if the opportunity to utilize solar power can be reasonably accommodated as a source of power for the small wireless facility. The use of solar power is encouraged by the Township if feasible and technologically available now or in the future. The Township and the applicant shall work together to facilitate the use of solar power and agree upon related design parameters.

V. LOCATION REQUIREMENTS

A. COLLOCATION PREFERENCE

It is the municipality's strong preference that whenever an applicant proposes to place a new small wireless facility that the applicant collocate the same on existing wireless support structures.

B. LEAST PREFERABLE LOCATIONS

Residential Districts, Historic Districts and locations in close proximity to historic buildings or structures are the least preferred areas for new small wireless facilities and collocation is much preferred.

C. RESIDENTIAL DISTRICTS WHERE ALL UTILITIES ARE LOCATED UNDERGROUND

In residential district or historic districts where all utilities are located underground (other than municipal poles and attachments, including replacements of same), wireless support structures shall be prohibited. However, in instances where a wireless support structure is deemed to be necessary by the applicant in a residential district where all utilities are located underground, the applicant may seek a waiver for the installation of a new wireless support structure. The waiver request shall be addressed in a public hearing to be held by the Board of Supervisors. The owner of the property upon which the proposed wireless support structure is to be located upon (albeit within the right-of-way) shall be afforded an opportunity to participate in the hearing. A waiver may only be granted if the property owner approves of such waiver. If a new wireless structure is granted a waiver, such wireless support structure shall be designed to blend in with the neighborhood in the form of decorative poles or streetlights, and specifically constructed to comply with the design specifications designated for those types of neighborhoods.

D. CONSIDERATION OF ALTERNATE LOCATIONS

The municipality reserves the right to propose an alternate location for a SWF and/or wireless support structure to the location proposed in the application within one hundred feet of the proposed location, which the operator shall use if it has the right to use the alternate location on

reasonable terms and conditions and the alternate location does not impose technical limits, or unreasonable additional costs or act as an effective prohibition.

E. GUIDELINES ON PLACEMENT

The municipality desires to promote cleanly organized and streamlined facilities using the smallest and least intrusive means available to provide wireless services to the community. Generally, a SWF facility and/or wireless support structure shall match and be consistent with the materials and finish of the wireless support structure, adjacent municipal-owned poles, and of the surrounding area adjacent to their location. In the absence of adjacent municipal-owned poles, the wireless support structure shall match the materials and finish of the adjacent utility poles.

The following additional guidelines on placement shall apply:

1. Small wireless facilities and wireless support structures shall be located no closer than 150 feet away, radially, from another small wireless facility and wireless support structure. This distance separation shall not be applicable to collocations on existing wireless support structures or collocations on the same wireless support structure.
2. A combination wireless support structure and streetlight pole should only be located where an existing pole can be removed and replaced, or at a new location where it has been identified that a streetlight is necessary.
3. Small wireless facilities and wireless support structures shall be located in a manner that does not impede, obstruct, or hinder usual public pedestrian or vehicular travel or public safety on a ROW.
4. Small wireless facilities and wireless support structures shall be located in a manner that does not obstruct the legal use of a ROW by a utility provider.
5. Small wireless facilities and wireless support structures shall be located in a manner that does not violate or conflict with the municipality's code, applicable law and regulations, or these Guidelines.
6. Small wireless facilities and wireless support structures shall be located in a manner that does not violate the federal Americans with Disabilities Act.
7. Small wireless facilities and wireless support structures shall be located in a manner that does not negatively impact the structural integrity of the associated wireless support structure.

8. Small wireless facilities and wireless support structures shall be located in alignment with existing trees, utility poles, and streetlights.
9. Small wireless facilities and wireless support structures shall be located equal distance between trees when possible, with a minimum of 15 feet separation such that no proposed disturbance shall occur within the critical root zone of any tree.
10. Small wireless facilities and wireless support structures shall be located with appropriate clearance from existing utilities.
11. Small wireless facilities and wireless support structures shall be located so as not to be located along the frontage of any building deemed to be of historic significance on a federal, state, or local level.
12. Small wireless facilities and wireless support structures shall be located not within sight triangles at street intersections.
13. New wireless support structures shall not be located directly in front of any existing residential, commercial or industrial structure but rather shall be placed in between such structures to minimize visual impacts.
14. To the greatest extent possible, new wireless support structures shall be located in line with existing lot lines or an equidistance from any two existing structures. In areas of the municipality where multiple structures abut each other and/or where no side lot setback requirements exist, new wireless support structures shall not be located directly in front of an entrance or window of any existing structure.

VI. DEPICTIONS, PHOTOGRAPHS AND SPECIFICATIONS OF VARIOUS LOCATIONS AND DESIGNS DEEMED ACCEPTABLE BY THE MUNICIPALITY

The following are attached hereto, and incorporated herein, as part of the Small Wireless Facility Design Guidelines to provide specific guidance as to locations that are acceptable as well as designs that are deemed acceptable by the Municipality:

Figure 1 – Example of Acceptable Location Between Residential Homes

Figure 2 – Example of Acceptable Location Between Commercial Buildings

Figure 3 – Examples of acceptable Colocations Designs
(Such as being collocated on existing Street Lights, on existing Utility Poles, on existing decorative poles/poles for flags, on directional Street Pole Signs or Traffic Lights)

Figure 4 – Examples of acceptable new Wireless Support Structures Designs
(Such as Replacement/New Street Lights, New Decorative Poles or
Street Lights in Residential Neighborhood, New Decorative Poles or
Street Lights in Town/Historic District, New Poles on major roads)

VII. LIMITATIONS

While the municipality fully intends to apply the Guidelines established in this policy uniformly to all small wireless facility applications, there may be circumstances where not every specific guideline may be met. In this case, municipal staff will use its reasonable discretion in approving small wireless facilities permit applications that deviate from the strict application of this policy.

VIII. EFFECTIVE DATE OF POLICY

This Policy will be effective as of the date of the adoption of the enabling Resolution.

(FIGURES ATTACHED AS REFERENCED ABOVE)

Figure 1

Example of Acceptable Locations Between Residential Homes

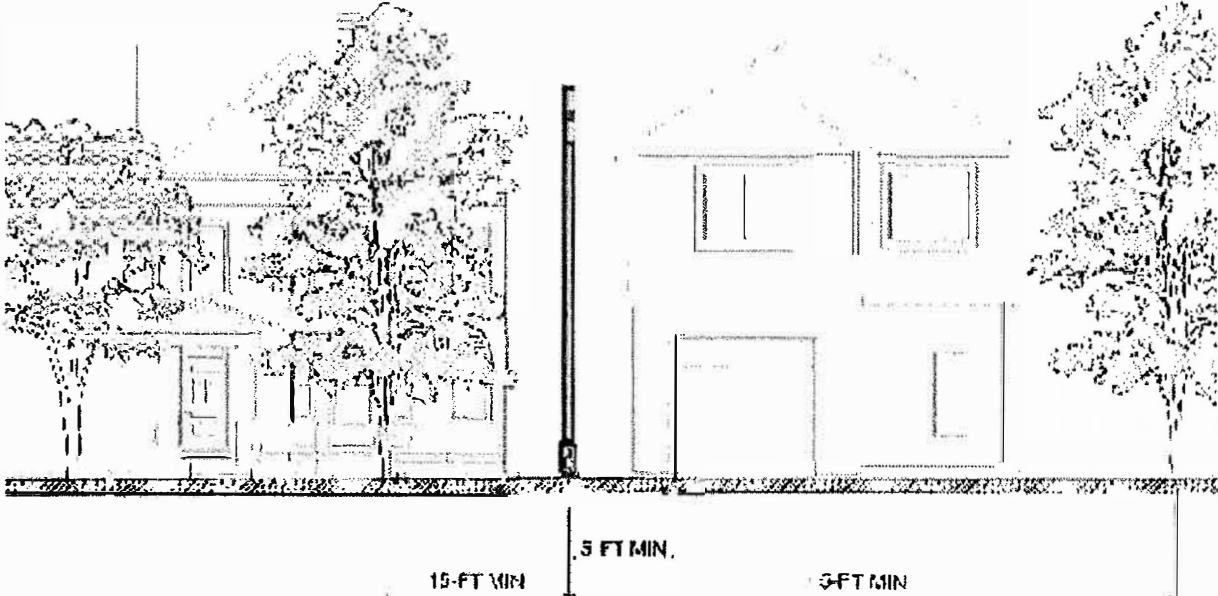


Figure 2

Example of Acceptable Locations Between Commercial Buildings

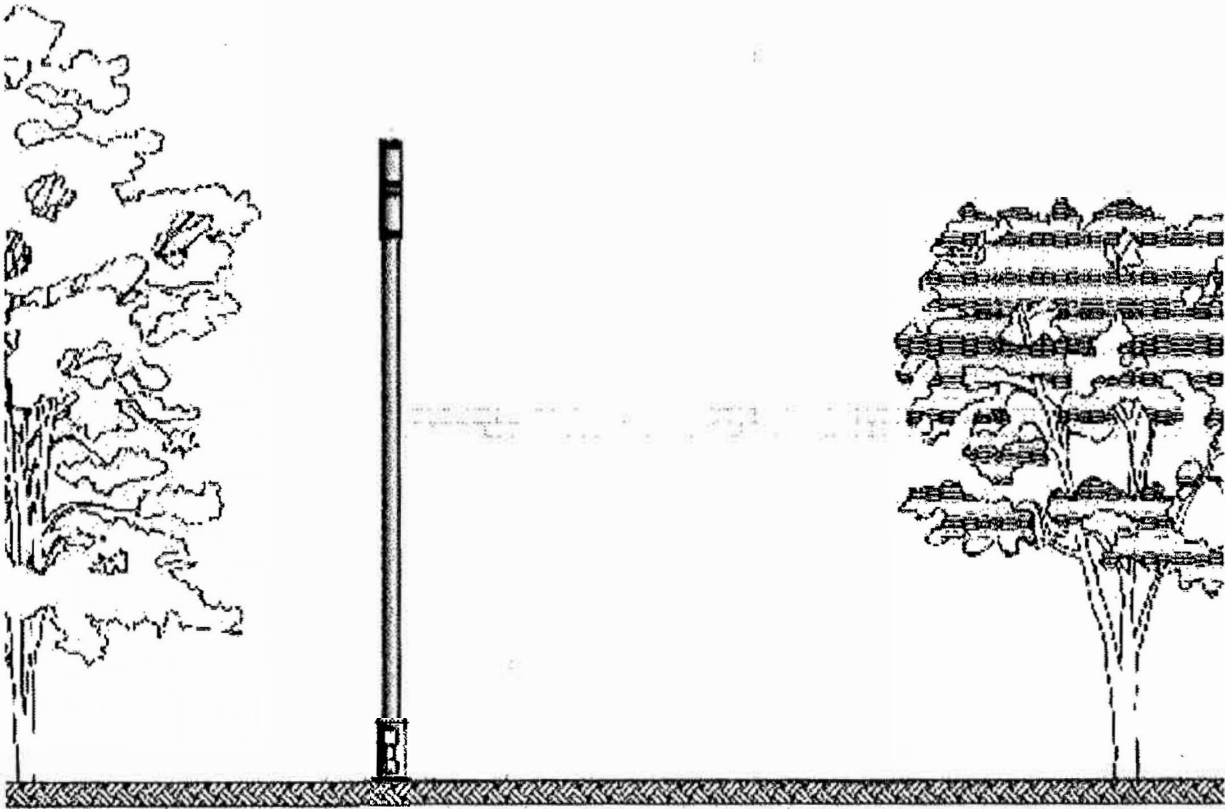
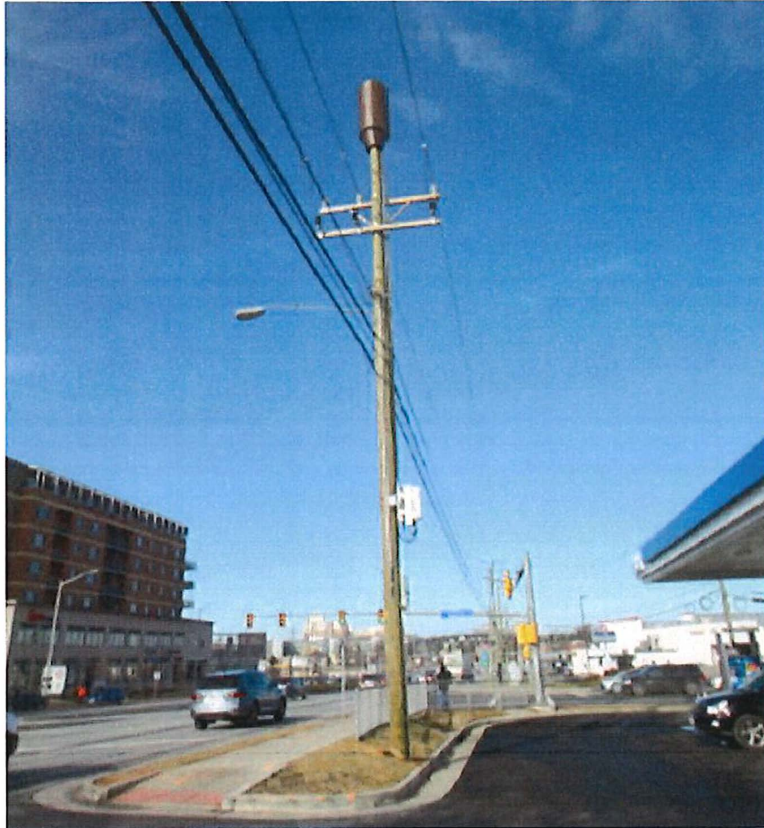


Figure 3

Examples of Acceptable Colocation Designs

On Utility Pole



On Existing Utility/Light Pole



On Pendant Pole



On Existing Traffic Light



**Extension of Existing Street Light
(subject to further design discussion)**



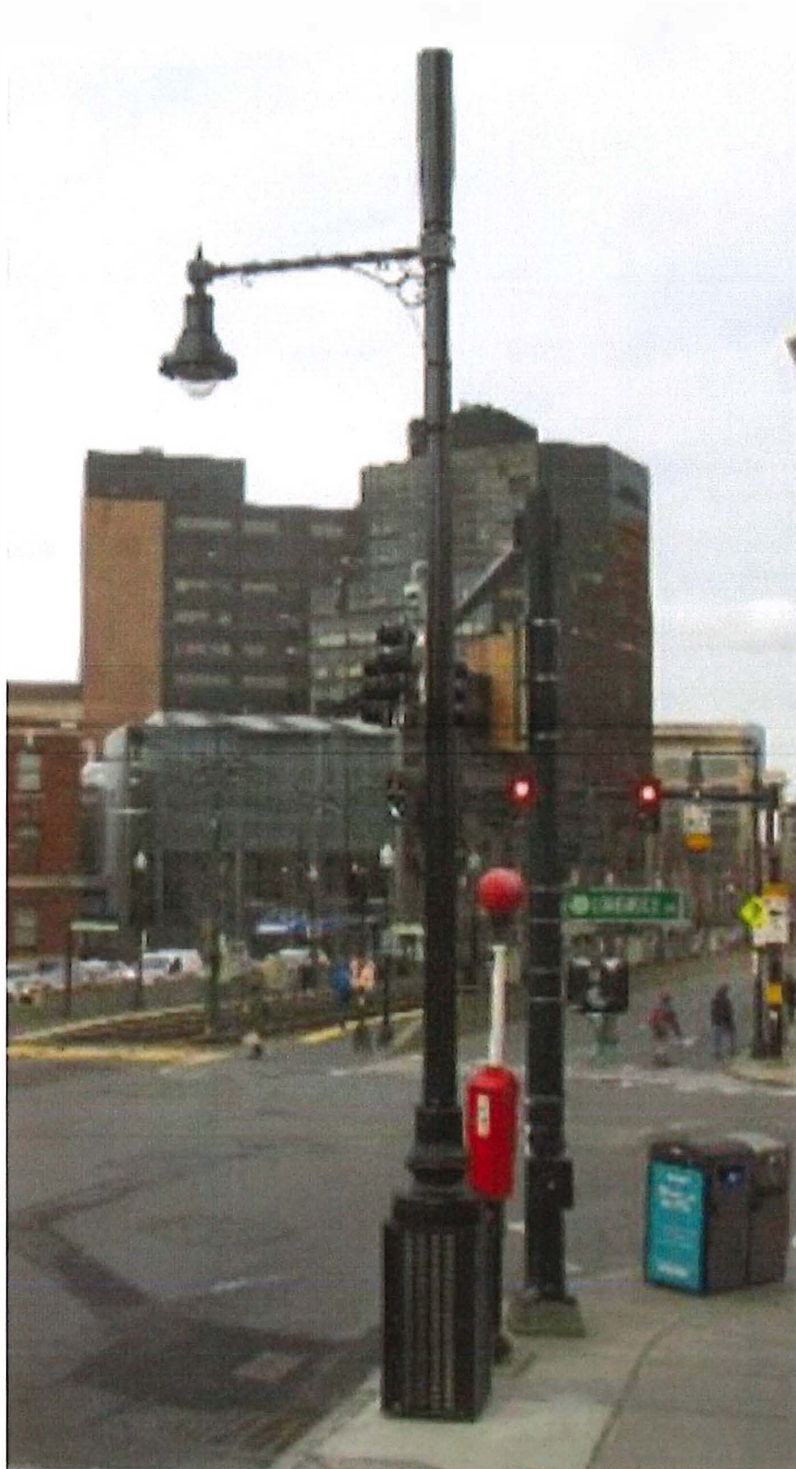
Figure 4

Examples of Acceptable New Wireless Support Structures

New Pole on Major Roadway



New Pole with Street light



Decorative Pole in Town Center/Business District



Decorative Light in Town or Residential



New Pole on Major Road



New Pole with Street lights in Corporate area or larger venue



**New Pole in Residential Districts
(subject to further design discussion)**



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**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
TUESDAY, November 9, 2021
Draft MINUTES**

Note: This meeting was held in person at the East Goshen Township Board Room.

Present: Chairman David Shuey; Vice Chairman Mike Lynch; Members: John Hertzog, Michele Truitt; Township Manager Derek Davis; Finance Director Dave Ware; Erich Meyer (Conservancy). Cody Bright, incumbent Supervisor.

Call to Order & Pledge of Allegiance

David Shuey called the meeting to order at 7:02 p.m. David led the Pledge of Allegiance.

Michele Truitt asked for a moment of silence remembering Josh Micun who passed away on October 31st.

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

Chairman's Report

- a. Condolences to the friends and family of WEGO Officer Josh Micun, who passed away on October 31 from a COVID-related illness. Michele added there have been over 756,000 COVID related deaths.
- b. The Board met in executive session prior to tonight's meeting to discuss legal matters and personnel matters.
- c. Township has retained its AAA Bond Rating from Kroll Bond Rating Agency. Mike added that the County and West Chester Area School District also achieved AAA rating.
- d. Potential passage of the 2022 Preliminary Budget is scheduled to take place on Tuesday, November 16. It will be the last budget discussion before final budget passage on December 21, 2021.

Public Hearing

Consider Street Closure policy change for special events.

Derek opened the hearing for considering the street closure policy for special events. Derek presented exhibit B1, proof of publication in the Daily Local News dated 11/1/21 and exhibit B2, an email from Buckley Brion law firm dated 11/1/21 to the Daily Local and the Chester County Law Library providing the proposed amendment, which was available for public inspection.

Derek explained the consideration for a special event street closure was previously determined by the Board of Supervisors. Derek and the solicitor determined the requests for a special event street closure could be handled administratively. Derek explained the process in detail. There were no witnesses for this hearing. Derek closed the hearing.

A motion was made by Michele to approve the proposed ordinance to amend Chapter 225 of the East Goshen Township Code, titled, "Vehicles and Traffic", Section 225-5, currently titled "Streets closed or restricted for construction, maintenance or special events" so that special event street closures will no longer be governed by said ordinance. John seconded.

1 John and David clarified that this motion amends the ordinance to remove ‘special events’.

2
3 Russ Frank, 451 Gateswood Dr. asked several times in the past, and asked again, why public
4 hearings cannot be posted on Constant Contact. Mike replied that under current law, the
5 Township is required to advertise public notices in a paper of general circulation. We cannot use
6 the website to advertise public notices. David added there is legislation being considered to
7 modernize public notices.

8
9 Motion carried 4-0.

10
11 A motion was made by Michele to pass Resolution 2021-2013 to adopt a policy allowing
12 township-owned roads to be closed during special events. Mike seconded.

13
14 Mike questioned whether the Public Works Director or Fire Marshal would communicate with
15 Police, if necessary, since it’s not referenced specifically in the resolution. Derek responded that
16 the Public Works Director communicates with the Police, when necessary.

17
18 Michele inquired whether the noise ordinance would be included when residents download the
19 petition for a special events street closure. Derek responded this is a good suggestion and he will
20 include the noise ordinance in the packet.

21
22 John McMullen, 604 Milleson Ln, asked for the Board to consider requiring 100% of abutting
23 properties to sign off on events. John Hertzog replied that requiring 100% was considered, but
24 the Supervisors decided on 80% of abutting properties sign off the first year of an event, and
25 90% for the second year of event.

26
27 Motion carried 4-0.

28
29 **Emergency Services Reports** - None

30
31 **Financial Report** – None

32
33 **Approval of Minutes** - None

34
35 **Approval of Treasurer’s Report**

36 Dave Ware presented the Treasurer’s Report.

37
38 Michele made a motion to accept the receipts and approve the expenditures as presented in the
39 Expenditure Register and as summarized in the November 4, 2021 Treasurer’s Report. John
40 seconded.

41
42 Mike asked about an Amazon photo storage charge for Parks & Rec. Derek will follow up with
43 Jason for clarification. Mike also asked about an expenditure for line painting. Dave confirmed
44 this expense will be reimbursed by State Liquid Fuels funds at year end. Mike inquired about
45 Paoli Pike Trail sections A & B inspections that are just now being paid. Derek responded this
46 was a September invoice that he and Dave questioned the accuracy of time billed. John asked
47 about another expenditure relative to the Trail and Dave explained that was reimbursed by grant
48 funds. John inquired if there is ongoing work on the Paoli Pike Trail that we will incur expenses

1 for in the future. Derek replied there are bumps on the Trail that will be fixed and proposed to be
2 paid for with grant funds.

3
4 Michele pointed out a \$1,552.18 credit card charge made by Mark Miller for two DEF tanks and
5 commended Mark for finding these tanks at a reasonable cost. Michele inquired about what the
6 total spent so far on Hershey's Mill Dam and how much is available for this project. Dave
7 replied that we have spent \$800K so far, with \$340K for total site construction and otherwise,
8 engineering costs, with approximately \$1M outstanding to close out the project. This project
9 should be finished by December. Once the project is complete, we anticipate being reimbursed
10 about \$630K from grants.

11
12 Michele asked about Milltown Dam and Derek responded that Gannett Fleming stated that DEP
13 Dam Safety is saying the permit is pending. Derek is hoping to proceed with bidding in early
14 2022. Dave added that we are planning on getting a new cost estimate prior to going out to bid.

15
16 Michele questioned \$575 monthly bank fees. Mike responded that these fees are for positive pay
17 and assurances to protect against fraudulent bank issues. Dave responded that an RFP for
18 banking services will be prepared shortly to evaluate fees and interest rates.

19
20 Motion carried 4-0.

21
22 **Old Business:**

23 **Final Q&A before November 16th preliminary budget consideration.**

24 David commented that this budget is being presented as a balanced budget. Mike commented
25 this was a good budget process. Mike explained the Second Class Township code and the option
26 to use fund balance to pass a balanced budget. Mike commented that the Board worked with staff
27 in order to trim a \$600K budget deficit and not use fund balance to balance the budget.

28
29 David explained that we depreciate capital equipment so that funds are available when
30 replacement is needed. The Board believes we need to look at aging infrastructure, such as
31 parks, ponds, bridges. In 2022, we will establish the Sustainability Infrastructure Fund with
32 \$1.2M, moving it from Operating Fund, to address proactive and reactive issues that arise. Mike
33 commented that this is a long-term plan, funding it this year with a transfer from the Operating
34 Fund, but we need to decide how to fund this in the future. Michele suggested that we could fund
35 this account by transferring any budget surplus at year-end.

36
37 **Dissolution of the Business Park Task Force (BPTF).**

38 David stated the BPTF presented their findings at the last Board Meeting. Derek commented
39 that, based on Section 8 of Resolution 2020-197, the Business Park Task Force was always
40 meant to terminate upon the acceptance of their final report. The Business Park Task Force has
41 officially dissolved.

42
43 **Consider resolution establishing the ARPA (COVID Relief) Fund.**

44 Derek explained that we allocated the funding but did not establish a resolution.

45
46 Michele made a motion to pass resolution 2021-214, ratifying the creation of an American
47 Rescue Plan Act Fund and authorizing the implementation of a plan for the uses of the Federal
48 relief act money deposited into the fund. Mike seconded.

1 John commented that we have \$900K sitting in the bank not making interest and inquired why
2 projects are not moving ahead. Dave commented this will be spent before end of year.

3
4 Motion carried 4-0.

5
6 **Public Comment:**

7 Russ Frank, 451 Gateswood Dr., asked about the whether the motor vehicles tax can be used to
8 cover bridge repairs. Mike replied that fee only covers state owned bridges. Mr. Frank also asked
9 about Bonds. Mike explained the Supervisors receive a monthly breakdown of outstanding
10 bonds. There are currently two General Fund bonds and three Sewer Fund bonds. Mike
11 explained that the Board believes these bonds are manageable, and KBRA also has confidence in
12 the Township as well. Mike further explained that for municipal bonds, a financial advisor works
13 with staff to wrap bonds, meaning in the early years of wrapping a bond, just interest and very
14 minimal principal is paid. Mr. Frank stated that the sewer and trash user fee does not sit well
15 with residents. John explained a user fee is charged specifically to residents who use those
16 services and the tax is for general use.

17
18 **New Business:**

19 **Consider Westtown-East Goshen (WEGO) Regional Police Department proposed Request
20 for Qualifications (RFQ) for a staffing study.**

21 Michele made a motion to table the WEGO proposed RFQ for a staffing study. Mike seconded.

22
23 Motion carried 4-0.

24
25 **Consider Futurist Committee's request for additional surveys.**

26 Michele made a motion to table the Futurist Committee's request for additional surveys until a
27 member can present. John seconded.

28
29 Motion carried 4-0.

30
31 **Consider Deed of Dedication for 600 and 604 Reservoir Road.**

32 Derek explained the same owner of both lots would like to combine the lots. Mike asked is there
33 any question on deeds that would limit this action. Derek replied that he did not see any issues.

34
35 Mike made a motion to waive the subdivision plan submission requirement and authorize the
36 consolidation of two adjoining parcels owned by Joseph L. and Elizabeth D. Mulcahy, 600
37 Reservoir Rd., West Chester, PA, 19380, consisting of tax parcels 53-4-98 and 53-4-98.2 (Lots 2
38 and 3). John seconded.

39
40 Michele asked if this would preclude them from subdividing in future. Derek replied they can
41 subdivide in a different manner.

42
43 Motion carried 4-0.

44
45 **Consider Willistown Township Sewer Agreement and Resolution.**

46 David mentioned there are three homes in Willistown Township that use our sewer system.
47 Derek commented that Willistown sold their sewer system to AQUA. Willistown Township
48 requested this agreement.

1 Mike stated that we did not initiate this and feels we should not incur any legal or other costs
2 related to this request.

3
4 Michele made a motion to pass Resolution 2021-2012, to approve an intermunicipal sewage
5 agreement with Willistown for three lots along Line Road, with the provision that attorney
6 and/or administrative fees are reimbursed by requestor. John seconded.

7
8 Michele asked if the Municipal Authority needs to review. Derek replied the Municipal
9 Authority signed and passed the agreement last night.

10
11 Motion carried 4-0.

12
13 Derek commented that Mark Miller confirmed Willistown Township will pay the fees.

14
15 **Consider re-approval of dump truck purchase due to price increase.**

16 Derek explained the price agreed to back in summer 2021 is no longer valid due to increased
17 prices. COSTARS assisted in negotiating a lower increase than initially expected.

18
19 Michele made a motion to re-approve the dump truck purchase, due to price increase from
20 \$114,702 to \$125,285. John seconded. Mike made a friendly amendment, to reluctantly accept
21 this motion.

22
23 Motion carried 4-0.

24
25 **Approval of Stormwater O&Ms – 600 Reservoir Road & 1690 Hunters Circle.**

26 Mike made a motion to authorize the Board Chair to sign the Stormwater O&Ms for 600
27 Reservoir Rd and 1690 Hunters Circle. John seconded.

28
29 Motion carried 4-0.

30
31 **Consider *Designation of Agent Resolution* for Hurricane Ida FEMA process.**

32 Derek explained we are going thru process with FEMA for reimbursement of expenses incurred
33 during Hurricane Ida. Mark Miller's initial estimate of damages at \$25K-30K. FEMA requires a
34 designated agent.

35
36 Mike made a motion to designate Staff Accountant Barbara Phillips as our agent during the
37 Hurricane Ida FEMA process. Michele seconded.

38
39 Motion carried 4-0.

40
41 **Consideration of Christmas tree sales at 1301 West Chester Pike.**

42 Michele made a motion to approve request of Robert Wiggins to sell Christmas trees at 1301
43 West Chester Pike starting approximately 11/20/21 and ending 12/24/21. John seconded.

44
45 Motion carried 4-0.

1 **Consider meeting date for ABC Annual Planning Session.**

2 David explained this is an annual meeting for the ABCs to present their accomplishments and
3 where they will focus their efforts in the future. This meeting will be held on January 25, 2022,
4 at 6:00PM for the ABC Annual Planning Session.

5
6 David asked Derek to give the ABC a format to follow so their presentations are consistent.

7
8 **Any Other Matter**

9 Michele did research and found we have more ABCs in our township than any other neighboring
10 township. Michele suggested to look into consolidating some committees. A staff member, a
11 supervisor, and a recording secretary attend each meeting. Mike replied this is a good initiative.
12 Derek stated this is the time of year that people express interest in groups. Michele would like to
13 review this and have people who are interested, attend the ABC meetings. David commented this
14 could be a February initiative. John commented that we would need to drop people or have large
15 committees. Mike stated this will be a complex review. Michele feels it is important to
16 streamline staff time and save costs. David suggested to add this as an agenda item on January
17 25th.

18
19 Michele mentioned, as a follow up from BPTF, she reached out to the PECO liaison regarding
20 power outages. Michele reported the findings. PECO started Q4 aggressive vegetation removal
21 in East Goshen Township.

22
23 John commented that left turn lights were installed on Greenhill left to Boot Rd.

24
25 **Liaison Reports** - None

26
27 **Correspondence, Reports of Interest**

28 David acknowledged receipt of correspondence from Mr. Buonanno regarding an accident on
29 352 and concern about people walking on roads. David also noted a consumer bulletin
30 mentioned AQUA public hearings tomorrow and the 12th regarding AQUA's request for a rate
31 increase.

32
33 **Adjournment**

34 There being no further business, Mike made a motion to adjourn at 8:38 pm. Michele seconded.

35
36 Motion carried 4-0.

37
38 Respectfully submitted,

39 *Chris Boylan*

40 *Recording Secretary*

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**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
1580 PAOLI PIKE
TUESDAY, November 16, 2021
Draft MINUTES**

Note: This meeting was held in person at the East Goshen Township Board Room.

Present: Chairman David Shuey; Members: John Hertzog, Michele Truitt; Township Manager Derek Davis; Finance Director Dave Ware; Fire Marshal Carmen Battavio; Chief Brenda Bernot; Erich Meyer (Conservancy); Ernie Harkness (Planning Commission); Futurist Committee Members Tom Kilburn, Brian Sweet, Brandon Groff, and Jeff O'Donnell.

Call to Order & Pledge of Allegiance

David Shuey called the meeting to order at 7:02 p.m. David led the Pledge of Allegiance.

Michele Truitt asked for a moment of silence to remember today is International Day of Tolerance.

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

Chairman's Report

- a. The Board met in executive session prior to tonight's meeting to discuss personnel matters.
- b. The Township Holiday Toy Drive is underway and continues through December 2, 2021.

Public Hearing

LED Sign Ordinance Amendment Hearing.

Kristen followed procedures and advertised in the Daily Local Newspaper on November 2nd & 9th. The Ordinance was presented to the Chester County Planning Commission and East Goshen Township Planning Commission. East Goshen Township Planning Commission reviewed the Ordinance made their recommendation. The company, VOLTA, is interested in installing an electric vehicle charging station at Giant. The Ordinance recognizes LED signs are allowed and located in approved shopping center. The only change to section 240-22 is with a maximum sign area of 12' sq.ft., maximum height of 8 ft, and cannot produce any audio.

A motion was made by Michele to approve an amendment to the LED Sign Ordinance permitting LED Signage when incorporated with electric vehicle charging/media stations; within approved shopping centers. John seconded.

Motion carried 3-0.

New Business:

Consider position on sign variance request-1311 West Chester Pike.

Derek introduced Attorney Christman, who represents property owner and applicant, ALK Management LLC, Albert Kazelian. Mr. Christman explained a traditional wall sign will be located in top right corner of the building. The current Ordinance allows for sign dimensions of 32 sq. ft., 2' tall, and 14' high and they are requesting a variance for a sign with dimensions 36 sq. ft., 2' 10" tall, and 15' 9" high. Mr. Christman mentioned the building is set below the grade

1 of the road and the Ordinance calls for sign height measurement from bottom of building.
2 Additionally, he expressed their position on the IM trim at the front of the building as being an
3 architectural design. Mark Gordon took the position that this feature is a sign. When they
4 requested a dimensional variance, Zoning Officer Mark Gordon denied the request.
5

6 John commented that he does not have an issue with the marble on the front of building and
7 regarding the height variance, he could go either way. John stated he does not understand why
8 the applicant cannot conform to the 32' square foot requirement. Mr. Christman elaborated. John
9 mentioned that he and Derek went to the property and looked at the building.
10

11 David is comfortable considering the IM trim as a building design feature.
12

13 Kristen Camp commented that Mark Gordon's interpretation of the IM being a sign is correct
14 because the IM is the same symbol used to advertise this business.
15

16 John commented that he fully supports bringing a larger business into the area.
17

18 Michele supports the lettering variance on this application and would like the wall sign to
19 conform to our Ordinance requirements for measurement from the bottom of building to the
20 bottom of sign and 32 sq. ft. and 2'tall for the sign.
21

22 Michele made a motion to oppose the variance request for 36 sq. ft. and the height beyond 2' and
23 remain neutral on the height from the bottom of sign. John seconded.
24

25 David suggested to send a letter from staff to Zoning Hearing Board with comments. Kristen
26 clarified the size variance.
27

28 Paige Fenimore, 3 Treemont, commented that she is surprised the Board is neutral in this matter.
29

30 Motion carried 3-0.
31

32 Kristen asked for clarification whether her office needs to attend the Zoning Hearing Board
33 hearing. David responded.
34

35 **Emergency Services Reports**

36 Chief Brenda Bernot shared the accomplishments of Officer Josh Micun, who passed away, and
37 thanked East Goshen for their support. Chief mentioned the Warm Coat Drive is underway and
38 officers are participating in Blue Beard for Charity. Chief shared East Goshen Township
39 statistics for police calls.
40

41 John commented that he and Derek went to the viewing for Officer Josh Micun and he was
42 impressed with the attendance.
43

44 Lisa O'Neil, 10 Brookmont, asked about a recent incident regarding Malvern Institute and asked
45 for details. Chief responded that investigation was handled by East Whiteland. Chief is aware
46 that an individual left the Malvern Institute facility and engaged in several crimes.
47

48 Maureen Anderson, 19 Treemont, stated this is the second incident in six months that she is
aware of. Ms. Anderson is concerned and asked what is being done to protect the neighborhood.

1 Chief commented that there are no court-committed individuals at Malvern Institute. Police can
2 get involved if Malvern Institute reports an endangered individual. If a well-being check is
3 requested, the police will be given a name and can check on the individual.
4

5 Carmen Battavio presented the October 2021 reports for Goshen Fire, Malvern Fire, and Good
6 Fellowship.
7

8 **Financial Report**

9 Dave Ware presented the October 2021 Financial Report.
10

11 **Approval of Minutes**

12 Michele made a motion to approve the minutes of October 19, 2021. John seconded.
13

14 Motion carried 3-0.
15

16 **Treasurer's Report** - None 17

18 **Old Business:**

19 **Consideration of authorizing advertisement of the 2022 preliminary budget.**

20 David reminded the public there were a number of public meetings and discussions surrounding
21 the 2022 budget and that a balanced budget is being presented. David commented that, with a
22 new Finance Director and new Township Manager, this has been one of the better budgeting
23 processes. Final approval of the 2022 Budget will be at the December 21, 2021 meeting. Derek
24 commended Dave and the Finance staff for a job well done.
25

26 Dave does not anticipate a tax increase next year, however looking out to 2027-2030, there is a
27 possibility a tax increase would be needed. This is due to the significant portion of our budget
28 being for police and we will need to determine how we support emergency services in the future.
29

30 John commented that he is thrilled this is a balanced budget. Michele echoed John's comments
31 and learned a lot from Mike through this process. Michele appreciates how this has been a
32 transparent process for everyone.
33

34 Michele made a motion to authorize advertisement of the Township's 2022 Budget in the Daily
35 Local News. John seconded.
36

37 Russ Frank, 451 Gateswood, asked about the trash hauler agreement and how the refuse fee was
38 calculated. Derek replied that the trash hauler contract is not the only item considered in the
39 refuse fee calculation. Dave explained further. The refuse fee charged directly covers the refuse
40 expenses. The refuse fee proposed in the 2022 budget is \$100 per quarter beginning January
41 2022, an increase from the current \$75 per quarter fee.
42

43 Motion carried 3-0.
44

45 **Consider Futurist Committee's request for additional surveys.**

46 Tom Kilburn and the Futurist Committee gave feedback on results of first survey. They would
47 like to conduct another survey. Tom explained in detail what questions would be asked in the
48 new survey.

1 David asked that wording to be changed and clarified Hershey's Mill Estates and Hershey's Mill
2 to include (Villages).

3
4 Michele pointed out Grand Oak is singular. Michele is concerned with asking questions that
5 might result in expectations for amenities that are not budgeted. She is also concerned about
6 asking a question about connecting trails, because these trails come at a cost and some of it could
7 be taking land through eminent domain. Michele inquired if a survey question will be asked
8 about that. Michele is also concerned about asking a question regarding increasing open space
9 but feels there doesn't appear to be any open space available. Michele stated that someone on the
10 Committee brought up that a survey might be bent politically one way or the other and Michele
11 is not in favor of doing this survey.

12
13 David believed surveys do not create false expectations and are opinion gathering and gives a
14 temperature of the community. He feels a survey does not mean the Board gives approval for
15 anything. David thought the results of first survey was helpful and informative. David feels
16 doing a survey is not political and he is in favor of another survey.

17
18 Tom Kilburn clarified that Michele brought up the idea to do a poll survey and a Committee
19 member stated that more Republicans go to the polls than Democrats.

20
21 Brandon Groff commented that distributing the survey broadly, limits the bias.

22
23 John commented 600 responses out of 18,000 is not enough. John believes, as Michele does, that
24 surveys raise expectations. John is not in favor of survey.

25
26 Brian Sweet stated the purpose of a survey is for the Board to receive input from residents so
27 direction can be set.

28
29 David commented that a survey is one data point in decision-making and helps understand the
30 desires of residents.

31
32 Michele stated that these survey questions, as worded, need qualifiers.

33
34 John mentioned that open space needs to be maintained and comes at a cost. John appreciates the
35 work of the Futurist Committee.

36
37 John made a motion to table the Futurist Committee survey until next meeting. Michele
38 seconded.

39
40 Ernie Harness, Planning Commission, thinks that, in general, the more we improve
41 communication about what we do at the Township, would answer a lot of concerns. Ernie stated
42 that topics will come before Planning Commission in the future and it would be helpful to have
43 insight about the direction the Township is headed. Ernie believes surveys are informational
44 only.

45
46 Russ Frank, agrees with Michele that people will think as the survey is written, it will result in
47 action. Russ asked why do we keep asking the race question on surveys and what does it matter.

1 Brandon responded that it is standard practice to ask demographic information in order to ensure
2 it is representative of the broader population for consistency and fairness.

3
4 Motion carried 3-0.

5
6 **Any Other Matter** - None

7
8 **Public Comment** - None

9
10 **Liaison Reports** - None

11
12 **Correspondence, Reports of Interest**

13 David acknowledged a thank you note received from Mehul Patel commending Mark Miller and
14 the Public Works Department.

15
16 Dave Ware commented that all of the 2022 Budget materials will be posted on the website and
17 available at the front desk for the public to view.

18
19 **Adjournment**

20 There being no further business, John made a motion to adjourn at 8:34 pm. Michele seconded.

21
22 Motion carried 3-0.

23
24 Respectfully submitted,
25 *Chris Boylan*
26 *Recording Secretary*

**EAST GOSHEN TOWNSHIP
MEMORANDUM**

TO: BOARD OF SUPERVISORS
FROM: DAVE WARE
SUBJECT: PROPOSED PAYMENTS OF BILLS
DATE: DECEMBER 2, 2021

Attached please find the Treasurer's Report for the weeks of November 4, 2021 – December 2, 2021.

General Fund expenses for this period outside of routine operating and maintenance expenses include final plantings for Marydell Pond, storm water repairs, paving, new meeting room lighting, hazardous waste disposal, an e-recycling Township event, tree removal, and gearing up for winter with the purchase of over 600 tons of winter salt. Revenues continue to outperform budget, prior year, and the forecast.

The Capital Reserve Fund incurred \$262K in design and construction costs for Segment A of the Paoli Pike Trail, 85% of which is reimbursed by grant dollars. The amount not reimbursed is due to the approved bid contract amount being over the awarded grant.

The Bond Fund incurred \$11K in legal expenses and engineering for the Paoli Pike Trail.

Recommended motion: Mr. Chairman, I move that we graciously accept the receipts and approve the expenditures as presented in the Expenditure Register and as summarized in the Treasurer's Report.

**TREASURER'S REPORT
RECEIPTS AND BILLS**

November 4, 2021 - December 2, 2021

GENERAL FUND

Real Estate Tax	\$5,946.23
Earned Income Tax	\$886,475.21
Local Service Tax	\$68,283.91
Transfer Tax	\$56,567.07
General Fund Interest Earned	\$205.26
Total Other Revenue	\$164,824.23
Total General Fund Receipts:	\$1,182,301.91

Accounts Payable	\$391,735.94
<u>Electronic Pmts:</u>	
Credit Card	\$6,277.43
Postage	\$0.00
Debt Service	\$362,011.89
Payroll	\$298,789.53
Total Expenditures:	\$1,058,814.79

STATE LIQUID FUELS FUND

Receipts	\$0.00
Interest Earned	\$0.08
Total State Liquid Fuels Receipts:	\$0.08

Accounts Payable	\$0.00
Total Expenditures:	\$0.00

CAPITAL RESERVE FUND

Receipts	\$227,373.08
Interest Earned	\$123.82
Total Capital Reserve Fund Receipts:	\$227,496.90

Accounts Payable	\$261,781.08
Total Expenditures:	\$261,781.08

TRANSPORTATION FUND

Receipts	\$0.00
Interest Earned	\$45.14
Total Transportation Fund Receipts:	\$45.14

Accounts Payable	\$0.00
Total Expenditures:	\$0.00

SEWER OPERATING FUND

Receipts	\$482,187.26
Interest Earned	\$25.87
Total Sewer Operating Fund Receipts:	\$482,213.13

Accounts Payable	\$222,992.63
<u>Electronic Pmts:</u>	
Credit Card	\$2,572.33
Debt Service	\$22,290.16
Total Expenditures:	\$247,855.12

REFUSE FUND

Receipts	\$131,917.78
Interest Earned	\$11.05
Total Refuse Fund Receipts:	\$131,928.83

Accounts Payable	\$1,137.41
Credit Card	\$79,536.57
Total Expenditures:	\$80,673.98

BOND FUND

Receipts	\$0.00
Interest Earned	\$59.09
Total Bond Fund Receipts:	\$59.09

Accounts Payable	\$11,371.40
Total Expenditures:	\$11,371.40

SEWER CAPITAL RESERVE FUND

Receipts	\$0.00
Interest Earned	\$55.77
Total Sewer Capital Reserve Fund Receipts:	\$55.77

Accounts Payable	\$34.50
Total Expenditures:	\$34.50

OPERATING RESERVE FUND

Receipts	\$0.00
Interest Earned	\$65.99
Total Operating Reserve Fund Receipts:	\$65.99

Accounts Payable	\$34.50
Total Expenditures:	\$34.50

ARPA - COVID RELIEF FUND

Receipts	\$0.00
Interest Earned	\$7.81
Total ARPA - COVID Relief Fund Receipts:	\$7.81

Accounts Payable	\$0.00
Total Expenditures:	\$0.00

EAST GOSHEN TOWNSHIP
MONTHLY DEBT PAYMENT BREAKDOWN
November 26, 2021

GENERAL FUND:

Interest payment	Principal payment	Year of issuance	Loan Description	Original loan amount	Remaining Principal	Retirement Date
\$4,011.89	\$358,000.00	2003	Multi purpose 9 projects	\$5,500,000.00	\$ 759,000.00	2023
\$0.00	\$0.00	2017	G Playground , Dams, & Paoli Pike Trail	\$5,310,000.00	\$5,290,000.00	2037

SEWER FUND:

Interest payment	Principal payment	Year of issuance	Loan Description	Original loan amount	Remaining Principal	Retirement Date
\$18,011.40	\$0.00	2008	RCSTP Expansion	9,500,000.00	\$5,458,000.00	2032
\$4,278.76	\$0.00	2013	Diversions Projects	2,500,000.00	\$1,684,000.00	2033
\$0.00	\$0.00	2017	S West Goshen STP	2,840,000.00	\$2,465,000.00	2037

PLGIT 1107.1010

DATE	DESCRIPTION	TOTAL	1401.2100	1401.3000	1401.3010	1407.2130	1413.3000	1413.3720	1437.2460	1438.2450	1452.3040	1452.3508	1452.3601	1452.3720	1452.3725	1454.3740	1487.1910
DEREK DAVIS																	
9/27/2021	21 CENT.PA2 NEWSPAPERS - DAILY LOCAL NEWS SUBSCRIPTION	266.50		266.50													
9/27/2021	PATELMOS PIZZERIA - WEGO Meeting 9/27/21	150.90		150.90													
9/29/2021	GOTOMYPC - LOGMEIN - September 2021	44.00				44.00											
9/30/2021	WEGMANS - Neighborhood University Supplies	14.49			14.49												
10/4/2021	UNIFORM CONSTRUCTION - Permit filing fee	868.50						868.50									
10/4/2021	AMAZON - Weekly Planners	35.64	35.64														
10/7/2021	AMAZON - Weekly Planners	80.53	80.53														
10/14/2021	PENNB0C - Conference Registration Fee - Kevin Rowley	220.00					220.00										
10/14/2021	PENNB0C - Conference Registration Fee - Mark Gordon	275.00					275.00										
10/14/2021	AMAZON - IPAD Case - PW	69.90							69.90								
10/24/2021	APPLE.COM - ICLOUD	0.99				0.99											
10/25/2021	AMAZON - Blow up mattresses (4) for PW	144.28							144.28								
		\$2,170.73															
MARK MILLER																	
10/11/2021	Tractor Supply - Jackets for PW	264.96															264.96
10/11/2021	Tractor Supply - Refund for 1 jacket	-54.99															-54.99
10/11/2021	ARC TEAM - Phone case, screen protectors & cables	121.69							121.69								
10/14/2021	Muckboot Company - Boot for Mark Vitanza	130.00															130.00
10/20/2021	Leslie's Pool Supply - Test Kit	14.83							14.83								
10/21/2021	MOULTRIE MOBILE - Park Cameras	42.38															42.38
		\$518.87															
JASON LANG																	
9/30/2021	FACEBOOK - Event Announcements - Art Walk & Yard Sale	125.00										120.07	4.93				
9/30/2021	FACEBOOK - Event Announcements - Yard Sale	1.29											1.29				
10/1/2021	TROPHY DEPOT - Pumpkin Festival Trophy	43.67									43.67						
10/7/2021	AMAZON - Tripod & Smartphone Adapter	37.98															37.98
10/11/2021	AMAZON - Portable Electronic Utility Bench	82.34															82.34
10/11/2021	AMAZON - Face Painting Kits	38.91									38.91						
10/13/2021	MANN LAKE LTD - Bee Keeping Supplies	313.50															313.50
10/22/2021	GLORY BEE FOODS - Bee Keeping Supplies	1,281.04															1,281.04
10/24/2021	AMAZON - Santa Costume	99.90												99.90			
		\$2,023.63															
	GRAND TOTAL	4,713.23	116.17	417.40	14.49	44.99	495.00	868.50	335.87	14.83	43.67	158.98	6.22	99.90	1,714.86	42.38	339.97

]/E's made
Add to Master Cred.Card List

X
x

4,713.23

ACH DEBITS TO GENERAL FUNDS

EXPENSE REPORT

Attachment 2 OF 2

Meeting Date

12/7/2021

11/1/21 - 11/30/21

<u>Fund</u>	<u>Fee Charged</u>	<u>Name</u>	<u>Month Covered</u>	<u>Description</u>
01	25.90	AUTHNET FEES	October 2021	CRED.CARD BANK CHARGES
GENERAL	19.28	BANKCARD FEES	October 2021	CRED.CARD BANK CHARGES
FUND	<u>218.50</u>	M&T MONTHLY FEE	October 2021	POSITIVE PAY & ACH MONITOR
				\$263.68
03				
CAPITAL	92.00	M&T MONTHLY FEE	October 2021	POSITIVE PAY & ACH MONITOR
RESERVE	<u>92.00</u>			\$92.00
05	644.61	REIMBURSEMENT of Credit Card Fee	October 2021	Paymentus
SEWER	109.25	M&T MONTHLY FEE	October 2021	POSITIVE PAY & ACH MONITOR
FUND	<u>753.86</u>			\$753.86
06	644.62	REIMBURSEMENT of Credit Card Fee	October 2021	Paymentus
REFUSE	51.75	M&T MONTHLY FEE	October 2021	POSITIVE PAY & ACH MONITOR
FUND	<u>696.37</u>			\$696.37
07				
MUNICIPAL	34.50	M&T MONTHLY FEE	October 2021	POSITIVE PAY & ACH MONITOR
AUTHORITY	<u>34.50</u>			\$34.50
09				
SEWER	34.50	M&T MONTHLY FEE	October 2021	POSITIVE PAY & ACH MONITOR
CAP.RESERVE	<u>34.50</u>			\$34.50
10				
OPERATING	34.50	M&T MONTHLY FEE	October 2021	POSITIVE PAY & ACH MONITOR
RESERVE	<u>34.50</u>			\$34.50
	TOTAL			<u>\$1,909.41</u>

Report Date 11/05/21

Expenditures Register
GL-2111-81062

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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
03 CAPITAL RESERVE FUND										
36				MYERS L.P., ALLAN A.						
67030	1	03460	7403	PAOLI PK.TRAIL - SEGMENT C	APPLIC.#14	11/05/21	11/05/21	11/05/21	1482	7,769.92
				APPL.#14 PAOLI PIKE TRAIL						
										7,769.92
1648				ROAD-CON INC.						
67031	1	03460	7401	PAOLI PK.TRAIL - SEGMENT A	APPLIC.#4	11/05/21	11/05/21	11/05/21	1483	119,391.22
				APPL.#4 PAOLI PIKE TR. SEGMENT A						
										119,391.22
										127,161.14
2 Printed, totaling										127,161.14

FUND SUMMARY

Fund	Bank Account	Amount	Description
03	03	127,161.14	CAPITAL RESERVE FUND
		<u>127,161.14</u>	

PERIOD SUMMARY

Period	Amount
2111	127,161.14
	<u>127,161.14</u>

Legend:
 Expenditures Register Spooling to Windows Printers
 Print those ready to UPDATE
 Sorting by vendor
 Printing for GL Period 2111
 Doing a page break
 MARP05 run by BARBARA 10 : 23 AM

Report Date 11/15/21

Expenditures Register
GL-2111-81155

Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
01 GENERAL FUND										
4511				A CAPPELLA POPS						
	67039	1	01452 3720	HOLIDAY TREE CELEBRATION DEPOSIT FOR HOLIDAY PERFORMANCE	110521	11/15/21		11/15/21		100.00
										100.00
6				ABC PAPER & CHEMICAL INC						
	67040	1	01409 3740	TWP. BLDG. - MAINT & REPAIRS ROLL TOWELS, SOFT SOAP, C-FOLD TOWELS & TOILET TISSUE	116355	11/15/21		11/15/21		96.83
	67040	2	01454 3000	GENERAL EXPENSE ROLL TOWELS, SOFT SOAP, C-FOLD TOWELS & TOILET TISSUE	116355	11/15/21		11/15/21		96.83
										193.66
4217				AQUA PA						
	67041	1	01411 3630	HYDRANT & WATER SERVICE 000309987 0309987 9/30-10/29/21 HY6	110121 HY6	11/15/21		11/15/21		155.16
	67042	1	01411 3630	HYDRANT & WATER SERVICE 000310033 0310033 9/30-10/29/21 186	110121 279	11/15/21		11/15/21		4,809.96
	67042	2	01411 3631	HYDRANTS - RECHARGE EXPENSE 000310033 0310033 9/30-10/29/21 93	110121 279	11/15/21		11/15/21		2,404.98
										7,370.10
2898				AQUASCAPES UNLIMITED						
	67043	1	01454 7300	HERSHEY MILL DAM REPAIR 240 NATIVE WETLAND PLANTS INSTALLED <i>RECLASSIFIED TO MARYDELL 1454.3717</i>	4084	11/15/21		11/15/21		3,290.00
										3,290.00
4478				ARRO CONSULTING INC.						
	67044	1	01413 3130	ENGINEERING SERVICES PROF.SERV.THRU 10/29/21 V.DIMARTINI	0068593	11/15/21		11/15/21		3,168.00
										3,168.00
514				BEANS FORD OF WEST CHESTER, FRED						
	67045	1	01430 2330	VEHICLE MAINT AND REPAIR 104T1 ELEMENT	142804W	11/15/21		11/15/21		81.45
										81.45

Report Date 11/15/21

Expenditures Register
GL-2111-81155

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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
197	67050	1	01414 3141	BUCKLEY BRION MCGUIRE & MORRIS LEGAL - ZONING HEARING BOARD LEGAL SERVICE 10/1/21 MALVERN INST.	26831	11/15/21		11/15/21		20.00
										20.00
3488	67052	1	01409 3740	CINTAS CORPORATION #287 TWP. BLDG. - MAINT & REPAIRS WEEK END 10/27/21 CLEAN MATS	4100006900	11/15/21		11/15/21		68.55
	67052	2	01487 1910	UNIFORMS WEEK END 10/27/21 CLEAN UNIFORMS	4100006900	11/15/21		11/15/21		710.24
	67053	1	01409 3740	TWP. BLDG. - MAINT & REPAIRS WEEK END 11/03/21 CLEAN MATS	4100680382	11/15/21		11/15/21		68.55
	67053	2	01487 1910	UNIFORMS WEEK END 11/03/21 CLEAN UNIFORMS	4100680382	11/15/21		11/15/21		710.24
										1,557.58
296	67054	1	01401 3210	COMCAST 8499-10-109-0028306 COMMUNICATION EXPENSE 0028306 NOVEMBER 2021	102221	11/15/21		11/15/21		244.80
										244.80
787	67055	1	01409 3740	EXCEL ELEVATOR & ESCALATOR TWP. BLDG. - MAINT & REPAIRS BASIC MAINTENANCE - OCTOBER 2021	155513	11/15/21		11/15/21		44.00
										44.00
1876	67056	1	01436 3840	FOLEY INC. STORMWATER EQUIPMENT RENTAL 262 SKID STEER RENTAL 10/6-11/3/21 <i>Skid steer with Hammer</i>	A8564101	11/15/21		11/15/21		3,646.00
										3,646.00
2631	67058	1	01401 2110	GRAPHIC IMPRESSIONS OF AMERICA INC. STATIONERY BOS ENVELOPES - WINDOW & REGULAR	21-2239	11/15/21		11/15/21		359.00
										359.00
569	67059	1	01409 3740	GREAT VALLEY LOCKSHOP TWP. BLDG. - MAINT & REPAIRS SIX GVL LEVEL 1 KEYS	CO21001006	11/15/21		11/15/21		60.00
										60.00

Report Date 11/15/21

Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
627				HIGHWAY MATERIALS INC.						
	67061	1	01438 2450	MATERIALS & SUPPLIES-HIGHWAYS 5.02 TONS 25mm. 0.3<3 C	244267	11/15/21		11/15/21		227.51
	67061	2	01438 2455	MATER. & SUPPLY-RESURFAC. 8.96 TONS 9.5mm. 0.3<3 H	244267	11/15/21		11/15/21		491.90
										719.41
633				HODGSON'S AUTOMOTIVE INC.						
	67062	1	01430 2330	VEHICLE MAINT AND REPAIR EMISSIONS INSPECT. & SHOP SUPPLIES	88223	11/15/21		11/15/21		25.70
	67063	1	01430 2330	VEHICLE MAINT AND REPAIR AT FILTER, TRANS FLUID, TRANS OIL FILTER & LABOR #9	88252	11/15/21		11/15/21		486.47
										512.17
679				INTERCON TRUCK EQUIPMENT						
	67064	1	01430 2330	VEHICLE MAINT AND REPAIR TROUBLESHOOT & REPAIR PETERBILT <i>Hyd System for Dump body</i>	1089755-IN	11/15/21		11/15/21		2,912.77
										2,912.77
3763				JAMAR TECHNOLOGIES INC.						
	67065	1	01433 2450	MATERIALS & SUPPLIES - SIGNS RADAR KIT & ACCESSORIES <i>Speed Sign (stealth)</i>	0055164	11/15/21		11/15/21		4,135.00
										4,135.00
719				KEEN COMPRESSED GAS COMPANY						
	67066	1	01437 2460	GENERAL EXPENSE - SHOP VARIOUS CYLINDERS OF GASES	83346419	11/15/21		11/15/21		77.30
										77.30
739				KNOX EQUIPMENT RENTALS INC.						
	67067	1	01436 3840	STORMWATER EQUIPMENT RENTAL DUMPER RENTAL 10/25-10/26/21 100 ROSSMORE	85677.1.3	11/15/21		11/15/21		368.50
	67068	1	01436 3840	STORMWATER EQUIPMENT RENTAL ROLLER RENTAL 10/26-11/4/21 OLD ORCHARD <i>Storm Sewer Work</i>	85944.1.2	11/15/21		11/15/21		1,078.00
										1,446.50

Report Date 11/15/21

Expenditures Register
GL-2111-81155

Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
01 GENERAL FUND										
3679	67081	1	01401 3210	NETCARRIER TELECOM INC. 67846 COMMUNICATION EXPENSE 11/01/21 - 11/30/21	753437	11/15/21		11/15/21		497.86
										497.86
827	67082	1	01436 2450	NEW ENTERPRISE STONE & LIME INC. STORMWATER MATERIALS & SUPPLIES 86.17 TONS STONE, 2A - OLD ORCHARD	7686377	11/15/21		11/15/21		1,559.67
										1,559.67
2593	67086	1	01454 3600	PECO - 18510-39089 UTILITIES 18510-39089 9/30-10/29/21 BOW TREE	110121	11/15/21		11/15/21		68.87
										68.87
1032	67084	1	01409 3600	PECO - 99193-01302 TWP. BLDG. - FUEL, LIGHT, WATER 99193-01302 9/23-10/22/21	110321	11/15/21		11/15/21		1,332.64
	67084	2	01454 3600	UTILITIES 99193-01302 9/23-10/22/21	110321	11/15/21		11/15/21		68.36
										1,401.00
1005	67087	1	01438 2450	PENNSYLVANIA ONE CALL SYSTEM MATERIALS & SUPPLIES-HIGHWAYS MONTHLY ACTIVITY OCTOBER 2021	0000925685	11/15/21		11/15/21		46.51
										46.51
2539	67088	1	01409 3740	PRECISION MECHANICAL SERVICES TWP. BLDG. - MAINT & REPAIRS PREVENTIVE MAINTENANCE HEAT PUMPS	SC-049-20-2	11/15/21		11/15/21		2,930.50
	67089	1	01409 3745	PW BUILDING - MAINT REPAIRS TROUBLESHOOT & REPAIR SHOP HEATERS	SC-21372	11/15/21		11/15/21		1,683.30
										4,613.80
3120	67091	1	01430 2330	STTC SERVICE TIRE TRUCK CTRS INC. VEHICLE MAINT AND REPAIR MOWER TIRES	B38100-17	11/15/21		11/15/21		119.47
	67092	1	01430 2330	VEHICLE MAINT AND REPAIR 4 CARLISLE RADIAL TIRES T16 <i>Trailer Tires</i>	B60063-17	11/15/21		11/15/21		549.24
										668.71

Report Date 11/15/21

Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
05 SEWER OPERATING										
2914				BIG FISH ENVIRONMENTAL SERVICES INC.						
67046	1	05422	4500	R.C. STP-CONTRACTED SERV. SERVICES RE: RCSTP - OCTOBER 2021	21-1031	11/15/21		11/15/21		14,499.76
										14,499.76
151				BLOSENSKI DISPOSAL CO, CHARLES						
67047	1	05422	4502	R.C. SLUDGE-LAND CHESTER SWITCH 20 YDS W/LINER 11/1/21	182354	11/15/21		11/15/21		191.00
67048	1	05422	4502	R.C. SLUDGE-LAND CHESTER SWITCH 20 YDS W/LINER 11/8/21	182386	11/15/21		11/15/21		191.00
										382.00
197				BUCKLEY BRION MCGUIRE & MORRIS						
67051	1	05429	3140	ADMIN - LEGAL LEGAL SERVICE 10/13-10/14/21 MUNIC. CLAIMS	26829	11/15/21		11/15/21		441.04
										441.04
4498				GLASCO UV LLC						
67057	1	05422	3700	R.C. STP-MAINT. & REPAIRS BALLAST, ZED, 4X150W BULBS	10542	11/15/21		11/15/21		2,159.05
										2,159.05
583				HACH COMPANY						
67060	1	05422	3700	R.C. STP-MAINT. & REPAIRS FILTER PAPER & SULFURIC ACID	12706650	11/15/21		11/15/21		1,242.54
										1,242.54
3675				NETCARRIER TELECOM INC. 67889						
67078	1	05420	3602	C.C. COLLECTION -UTILITIES 11/01/21 - 11/30/21	753442	11/15/21		11/15/21		52.14
										52.14
3676				NETCARRIER TELECOM INC. 67890						
67079	1	05422	3600	R.C STP -UTILITIES 11/01/21 - 11/30/21	753443	11/15/21		11/15/21		51.97
										51.97

Report Date 11/15/21

Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
3677				NETCARRIER TELECOM INC. 67887						
	67076	1	05420 3602	C.C. COLLECTION -UTILITIES 11/01/21 - 11/30/21	753440	11/15/21		11/15/21		52.10
										52.10
3678				NETCARRIER TELECOM INC. 67888						
	67077	1	05420 3603	ASHBRIDGE - UTILITIES 11/01/21 - 11/30/21	753441	11/15/21		11/15/21		52.14
										52.14
3725				NETCARRIER TELECOM INC. 68255						
	67080	1	05420 3604	MILL VAL./BARKWAY UTILITIES 11/01/21 - 11/30/21	753533	11/15/21		11/15/21		53.22
										53.22
2827				PECO - 04725-43025						
	67085	1	05420 3603	ASHBRIDGE - UTILITIES 04725-43025 9/30-10/29/21 WYLLPEN	110121	11/15/21		11/15/21		276.39
										276.39
1031				PECO - 99193-01204						
	67083	1	05420 3602	C.C. COLLECTION -UTILITIES 99193-01204 9/23-10/27/21	110321	11/15/21		11/15/21		253.35
	67083	2	05420 3604	MILL VAL./BARKWAY UTILITIES 99193-01204 9/23-10/27/21	110321	11/15/21		11/15/21		161.06
	67083	3	05420 3600	C.C. METERS - UTILITIES 99193-01204 9/23-10/27/21	110321	11/15/21		11/15/21		10.18
	67083	4	05422 3601	R.C. COLLEC.-UTILITIES 99193-01204 9/23-10/27/21	110321	11/15/21		11/15/21		97.61
	67083	5	05422 3600	R.C STP -UTILITIES 99193-01204 9/23-10/27/21	110321	11/15/21		11/15/21		8,169.80
										8,692.00
1005				PENNSYLVANIA ONE CALL SYSTEM						
	67087	2	05420 3701	C.C. INTERCEPT.-MAINT.&REP MONTHLY ACTIVITY OCTOBER 2021	0000925685	11/15/21		11/15/21		46.51
	67087	3	05420 3702	C.C. COLLEC.-MAINT. & REPR. MONTHLY ACTIVITY OCTOBER 2021	0000925685	11/15/21		11/15/21		46.50
										93.01

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
1385				UNIVAR USA INC.						
	67094	1	05422 2440	R.C. STP- CHEMICALS 216 BAGS SODA ASH LITE	49604909	11/15/21		11/15/21		4,894.12
										4,894.12
2773				VERIZON - PW FIOS 0001-15						
	67096	1	05422 3601	R.C. COLLEC.-UTILITIES 10/28/21 - 11/27/21 FIOS - PW	7528031-102721	11/15/21		11/15/21		111.99
										111.99
3843				WEST GOSHEN SEWER AUTHORITY						
	67097	1	05420 3850	C.C. WEST GOSHEN OPER/MAINT QTR.3-2021 OPERATIONS & MANAGEMENT	EG-3-21-O&M	11/15/21		11/15/21		159,190.93
										159,190.93

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
06		REFUSE								
197				BUCKLEY BRION MCGUIRE & MORRIS						
67051	2	06427	3140	LEGAL SERVICES	26829	11/15/21		11/15/21		441.04
				LEGAL SERVICE 10/13-10/14/21 MUNIC.						
				CLAIMS						

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
08 BOND FUNDS (CAPITAL PROJECTS)										
197				BUCKLEY BRION MCGUIRE & MORRIS						
	67049	1	08459 6000	MISC TRAIL EXPENSES	26830	11/15/21		11/15/21		3,460.00
				LEGAL SERV.10/4-10/29/21 PAOLI PIKE TRAIL						
										3,901.04

0 Printed, totaling 267,096.39

FUND SUMMARY

Fund	Bank Account	Amount	Description
01	01	70,950.95	GENERAL FUND
05	05	192,244.40	SEWER OPERATING
06	06	441.04	REFUSE
08	08	3,460.00	BOND FUNDS (CAPITAL PROJECTS)
		<u>267,096.39</u>	

PERIOD SUMMARY

Period	Amount
2111	267,096.39
	<u>267,096.39</u>

Legend:

Expenditures Register Spooling to Windows Printers

Print those ready to pay

Sorting by vendor

Printing for GL Period 2111

Doing a page break

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Procurement Card Entries

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Per	Budget #	Sub#	Description	Vendr	Vendor Name	Invoice #	Inv Date	Credit	Srce Trx #	#	U
2111			CREDIT CARD PAYMENT								
	06427	4502	WEEK 11/01/21-11/05/21	241	C.C. SOLID WASTE AUTHORITY	62028-R	11/07/21	6,292.19	PC 81167	1	
	05422	4502	WEEK 11/01/21-11/05/21	241	C.C. SOLID WASTE AUTHORITY	62028-S	11/07/21	756.15	PC 81167	2	
	06427	4502	ADJUSTMENT TO PREVIOUS INVOICE	241	C.C. SOLID WASTE AUTHORITY	61884-A	10/28/21	-458.16	PC 81167	3	
	01430	2320	49.40 GALS. GASOLINE	1161	REILLY & SONS INC	11396407-530	11/10/21	146.82	PC 81167	4	
	01430	2320	383.60 GALS. DIESEL	1161	REILLY & SONS INC	11396442-531	11/10/21	1,095.95	PC 81167	5	
	01430	2320	42.20 GALS. GASOLINE	1161	REILLY & SONS INC	11367476-530	11/04/21	120.35	PC 81167	6	
	01430	2320	681.10 GALS. DIESEL	1161	REILLY & SONS INC	11367522-531	11/04/21	1,896.86	PC 81167	7	
								9,850.16			
								9,850.16			

GENERAL LEDGER SUMMARY

GL Account #	Debit	Credit	Description
014XX-XXXX	3,259.98		GENERAL FUND Expense Account
01107-1010		3,259.98	GENERAL FUND Bank Account
054XX-XXXX	756.15		SEWER OPERATING Expense Account
05100-1005		756.15	SEWER OPERATING Bank Account
064XX-XXXX	5,834.03		REFUSE Expense Account
06100-1005		5,834.03	REFUSE Bank Account

Legend:

Procurement Card Entries Spooling to Windows Printers

Printing for GL Period 2111

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Creating a CSV Spreadsheet file.

MARP17 run by BARBARA 3 : 55 PM

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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
01	GENERAL FUND									
2226				21ST CENT.MEDIA NEWS #884433						
67110	1	01401	3400	ADVERTISING - PRINTING NOTICE - BOS MTG. 11/9/21	2244910	11/18/21		11/18/21		187.63
67111	1	01401	3400	ADVERTISING - PRINTING NOTICE - SUSTAINABILITY ADV.COMM.	2243475	11/18/21		11/18/21		59.57
										247.20
6				ABC PAPER & CHEMICAL INC						
67112	1	01409	3740	TWP. BLDG. - MAINT & REPAIRS URINAL BOWL CLIPS & BLOCKS	116548	11/18/21		11/18/21		105.21
										105.21
2695				BRICKHOUSE ENVIRONMENTAL						
67114	1	01454	3000	GENERAL EXPENSE OCTOBER 2021 WATER SAMPLING	4656	11/18/21		11/18/21		280.41
										280.41
1354				CHESTER COUNTY, TREASURER OF						
67115	1	01427	4901	COUNTY HAZARDOUS WASTE HAZARDOUS WASTE EVENTS 8/28 & 10/9	2021-2	11/18/21		11/18/21		3,196.69
										3,196.69
3488				CINTAS CORPORATION #287						
67116	1	01409	3740	TWP. BLDG. - MAINT & REPAIRS WEEK END 11/17/21 CLEAN MATS	4102088238	11/18/21		11/18/21		68.55
67116	2	01487	1910	UNIFORMS WEEK END 11/17/21 CLEAN UNIFORMS	4102088238	11/18/21		11/18/21		710.24
67117	1	01409	3740	TWP. BLDG. - MAINT & REPAIRS WEEK END 11/10/21 CLEAN MATS	4101363076	11/18/21		11/18/21		68.55
67117	2	01487	1910	UNIFORMS WEEK END 11/10/21 CLEAN UNIFORMS	4101363076	11/18/21		11/18/21		710.24
										1,557.58
293				COLONIAL ELECTRIC SUPPLY						
67118	1	01409	3740	TWP. BLDG. - MAINT & REPAIRS LED LIGHTING UNITS	14299550	11/18/21		11/18/21		375.60
67120	1	01409	3740	TWP. BLDG. - MAINT & REPAIRS DIMMER SWITCHES, WALL BOX & CONTROL TABLE	14301303	11/18/21		11/18/21		153.69
										529.29

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
01 GENERAL FUND										
627				HIGHWAY MATERIALS INC.						
67131	1	01438	2450	MATERIALS & SUPPLIES-HIGHWAYS 1.04 TONS 19mm, 0.3<3 B	245535	11/18/21		11/18/21		51.23
										51.23
2442				KENT AUTOMOTIVE						
67133	1	01430	2330	VEHICLE MAINT AND REPAIR AIR COUPLERS	9308954205	11/18/21		11/18/21		102.55
										102.55
765				LEC - LENNI ELECTRIC CORPORATION						
67134	1	01409	3740	TWP. BLDG. - MAINT & REPAIRS	211070	11/18/21		11/18/21		2,684.45
				INSTALL NEW LIGHTS - MEETING ROOM						
67135	1	01409	3840	DISTRICT COURT EXPENSES SUPPLY SELF DRIVEN HIGH HAT LAMPS	211061	11/18/21		11/18/21		135.24
										2,819.69
813				MAIN LINE CONCRETE						
67136	1	01438	2450	MATERIALS & SUPPLIES-HIGHWAYS 4 CYDS CONCRETE 4000 PSI <i>Mill Creek</i>	491975	11/18/21		11/18/21		684.00
										684.00
827				NEW ENTERPRISE STONE & LIME INC.						
67137	1	01438	2450	MATERIALS & SUPPLIES-HIGHWAYS 42.43 TONS AASHTO#1, 3 1/2" STONE	7696063	11/18/21		11/18/21		927.10
67137	2	01438	2450	MATERIALS & SUPPLIES-HIGHWAYS 47.56 TONS AASHTO#57 STONE	7696063	11/18/21		11/18/21		1,062.98
67138	1	01436	2450	STORMWATER MATERIALS & SUPPLIES 48.33 2A STONE	7692347	11/18/21		11/18/21		874.78
67139	1	01436	2450	STORMWATER MATERIALS & SUPPLIES 48.11 2A STONE OLD ORCHARD	7691509	11/18/21		11/18/21		870.79
										3,735.65
3548				OFFICE BASICS						
67140	1	01401	2100	MATERIALS & SUPPLIES ASTROBRIGHT GREEN PAPER & INDEX DIVIDERS	I-1902252	11/18/21		11/18/21		57.77
										57.77

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
05 SEWER OPERATING										
4045				ACE DISPOSAL CORPORATION						
	67113	1	05422 3701	R.C. COLLEC.-MAINT.& REPR OCTOBER 2021 STAND BY TIME	179155	11/18/21		11/18/21		112.50
										112.50
293				COLONIAL ELECTRIC SUPPLY						
	67119	1	05420 3702	C.C. COLLEC.-MAINT.& REPR. STARTERS & COMPONENTS	14301078	11/18/21		11/18/21		403.30
	67119	2	05422 3701	R.C. COLLEC.-MAINT.& REPR STARTERS & COMPONENTS	14301078	11/18/21		11/18/21		403.30
	67119	3	05422 3700	R.C. STP-MAINT.& REPAIRS STARTERS & COMPONENTS	14301078	11/18/21		11/18/21		403.30
										1,209.90
583				HACH COMPANY						
	67127	1	05422 3700	R.C. STP-MAINT.& REPAIRS TNT - COD, PHOSPHORUS, NITRITE & AMMONIA	12734631	11/18/21		11/18/21		2,159.11
	67128	1	05422 3700	R.C. STP-MAINT.& REPAIRS DEIONIZED WATER, DESICCANT & SULFURIC ACID	12730294	11/18/21		11/18/21		383.00
										2,542.11
717				KAPPE ASSOCIATES						
	67132	1	05420 3702	C.C. COLLEC.-MAINT.& REPR. EQUIP. SERVICE CONTRACT 1/1/2022 - 12/31/22	111221	11/18/21		11/18/21		4,198.00
										4,198.00
1385				UNIVAR USA INC.						
	67145	1	05422 2440	R.C. STP- CHEMICALS 216 BAGS OF SODA ASH LITE	49328445	11/18/21		11/18/21		4,894.12
	67146	1	05422 2440	R.C. STP- CHEMICALS 413 GALS. ALUM. SULFATE 48%	49615518	11/18/21		11/18/21		698.85
										5,592.97
										39,435.67
										0 Printed, totaling 39,435.67

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
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FUND SUMMARY

Fund	Bank Account	Amount	Description
01	01	25,780.19	GENERAL FUND
05	05	13,655.48	SEWER OPERATING
		<u>39,435.67</u>	

PERIOD SUMMARY

Period	Amount
2111	<u>39,435.67</u>
	<u>39,435.67</u>

Legend:
 Expenditures Register Spooling to Windows Printers
 Print those ready to pay
 Sorting by vendor
 Printing for GL Period 2111
 Doing a page break
 Creating a CSV File
 MARP05 run by BARBARA 2 : 08 PM

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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
03 CAPITAL RESERVE FUND										
1648				ROAD-CON INC.						
	67153	1	03460 7401	PAOLI PK. TRAIL - SEGMENT.A	APPLIC.#5	11/29/21	11/29/21	11/29/21	1485	132,703.60
				APPLIC.# 5 PAOLI PK. TRAIL SEGMENT.A						
										132,703.60
1349				TRAFFIC PLANNING & DESIGN INC.						
	67152	1	03460 7403	PAOLI PK. TRAIL - SEGMENT.C	INVOICE #18	11/29/21	11/29/21	11/29/21	1484	608.12
				PAOLI PK. SHARED USE PATH PROJ.#18						
	67152	2	03460 7404	PAOLI PK. TRAIL - SEGMENT.D	INVOICE #18	11/29/21	11/29/21	11/29/21	1484	608.11
				PAOLI PK. SHARED USE PATH PROJ.#18						
	67152	3	03460 7405	PAOLI PK. TRAIL - SEGMENT.E	INVOICE #18	11/29/21	11/29/21	11/29/21	1484	608.11
				PAOLI PK. SHARED USE PATH PROJ.#18						
										1,824.34
										134,527.94
										2 Printed, totaling 134,527.94

FUND SUMMARY

Fund	Bank Account	Amount	Description
03	03	134,527.94	CAPITAL RESERVE FUND
		<u>134,527.94</u>	

PERIOD SUMMARY

Period	Amount
2111	134,527.94
<u>134,527.94</u>	

Legend:
 Expenditures Register Spooling to Windows Printers
 Print those ready to UPDATE
 Sorting by vendor
 Printing for GL Period 2111
 Doing a page break
 MARP05 run by BARBARA 10 : 49 AM

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
01 GENERAL FUND										
2226				21ST CENT.MEDIA NEWS #884433						
67154	1	01401	3400	ADVERTISING - PRINTING NOTICE - BOS HEARING 11/16/21	2235306	11/29/21		11/29/21		387.06
										387.06
1788				AMERICAN ROCK SALT COMPANY LLC						
67156	1	01432	2460	SNOW - MATERIALS & SUPPLIES 92.30 TONS BULK ICE CONTROL SALT	0681560	11/29/21		11/29/21		5,815.82
67157	1	01432	2460	SNOW - MATERIALS & SUPPLIES 69.13 TONS BULK ICE CONTROL SALT	0681658	11/29/21		11/29/21		4,355.88
										10,171.70
197				BUCKLEY BRION MCGUIRE & MORRIS						
67159	1	01404	3140	LEGAL - ADMIN LEGAL SERVICE 10/1-10/29/21	26828	11/29/21		11/29/21		720.00
67159	2	01413	3140	LEGAL - TWP CODE LEGAL SERVICE 10/1-10/29/21	26828	11/29/21		11/29/21		3,059.00
67159	3	01414	3110	LEGAL - CODES LEGAL SERVICE 10/1-10/29/21	26828	11/29/21		11/29/21		568.00
										4,347.00
2050				COATESVILLE CLINIC LLC						
67160	1	01487	1550	DRUG & ALCOHOL TESTING DRUG SCREENING - E.K.	00167326-00	11/29/21		11/29/21		75.00
										75.00
497				COLLIFLOWER INC.						
67161	1	01430	2330	VEHICLE MAINT AND REPAIR FET COUPLER & NIPPLE	01594909	11/29/21		11/29/21		274.07
										274.07
293				COLONIAL ELECTRIC SUPPLY						
67162	1	01409	3740	TWP. BLDG. - MAINT & REPAIRS LUTRON REMOTE DIMMER SWITCH	14315413	11/29/21		11/29/21		12.10
										12.10
3249				COMCAST 8499-10-109-0107712						
67164	1	01401	3210	COMMUNICATION EXPENSE 0107712 11/5-12/4/21 E.G. PARK LED	110421	11/29/21		11/29/21		118.35
										118.35

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Expenditures Register
GL-2111-81301

Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
01 GENERAL FUND										
3250	67163	1	01401 3210	COMCAST 8499-10-109-0107704 COMMUNICATION EXPENSE 0107704 11/23-12/22/21 P&BOOT LED	111521	11/29/21		11/29/21		108.35
										108.35
317	67165	1	01438 2450	CONTRACTOR'S CHOICE MATERIALS & SUPPLIES-HIGHWAYS SOCK NETTING FILLED	00265221	11/29/21		11/29/21		574.00
										574.00
1990	67166	1	01401 2100	CRYSTAL SPRINGS MATERIALS & SUPPLIES COFFEE POT RENTAL ONLY	3154612 111921	11/29/21		11/29/21		10.00
										10.00
3923	67167	1	01430 2330	DUVALL BUS COMPANY LLC VEHICLE MAINT AND REPAIR CDL LICENSE EXAM - CAMERON SPENCER	111921	11/29/21		11/29/21		400.00
										400.00
3702	67168	1	01427 4900	EFORCE COMPLIANCE E-RECYCLING EVENTS E-WASTE EVENT 11/20/21	20376	11/29/21		11/29/21		3,500.00
										3,500.00
218	67169	1	01452 3712	EVANGELISTA, CHARO YOGA EXPENSE YOGA INSTRUCTION 11/9-12/16/21	7079	11/29/21		11/29/21		1,001.25
										1,001.25
1668	67170	1	01436 2450	EXETER SUPPLY COMPANY INC STORMWATER MATERIALS & SUPPLIES 15" HDPE 45 BEND & POLYSEAL COUPLER	370416	11/29/21		11/29/21		355.89
										355.89
1876	67171	1	01436 3840	FOLEY INC. STORMWATER EQUIPMENT RENTAL MINI EXCAVATOR, THUMB, BUCKET & COUPLER RENTAL 11/2-11/3/21	A8475103	11/29/21		11/29/21		1,267.50
	67172	1	01438 3840	EQUIPMENT RENTAL SKID STEER, BUCKET, HAMMER & HAMMER BRACKET RENTAL 11/3-11/5/21	A8564102	11/29/21		11/29/21		1,411.00

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
										2,678.50
679				INTERCON TRUCK EQUIPMENT						
	67174	1	01430 2330	VEHICLE MAINT AND REPAIR HOSE REEL ASSEMBLIES & FUEL PUMPS	1090262-IN	11/29/21		11/29/21		1,260.00
	67175	1	01430 2330	VEHICLE MAINT AND REPAIR 12V ELECTRIC HYD PTO (SPARE)	1090263-IN	11/29/21		11/29/21		1,909.50
	67176	1	01430 2330	VEHICLE MAINT AND REPAIR VENTING PRESSURE TANK CAPS	1090143-IN	11/29/21		11/29/21		51.76
										3,221.26
3838				KNIGHT BROS. INC.						
	67180	1	01438 2460	TREE REMOVAL MISC.TREE SERV.- ASH TREES - MISAK, GATESWOOD & RESERVOIR RDS. 10/1 - 10/12/21	15605	11/29/21		11/29/21		10,640.00
	67180	2	01454 3740	PARK MAINTENANCE & REPAIR MISC.TREE SERV.- ASH TREES - OPEN SPACE TOWN DRIVE 10/21-10/22/21	15605	11/29/21		11/29/21		4,320.00
										14,960.00
765				LEC - LENNI ELECTRIC CORPORATION						
	67181	1	01434 3610	STREET LIGHTING STREET LIGHT MAINT.- OCT.-DEC. 2021	211111	11/29/21		11/29/21		117.00
										117.00
2861				LITTLE INC., ROBERT E.						
	67182	1	01430 2330	VEHICLE MAINT AND REPAIR NARROW V-BELTS	03-882009	11/29/21		11/29/21		119.98
										119.98
1817				LOWES BUSINESS ACCOUNT/GECF						
	67183	1	01409 3740	TWP. BLDG. - MAINT & REPAIRS PLYWOOD TRIM FOR SMALL MEETING ROOM & DREMEL BITS	111721	11/29/21		11/29/21		322.20
	67183	2	01436 2450	STORMWATER MATERIALS & SUPPLIES STUDS & SHEATING - OLD ORCHARD CURB	111721	11/29/21		11/29/21		242.94
	67183	3	01438 2450	MATERIALS & SUPPLIES-HIGHWAYS CONCRETE FOR ISLAND SIGN - MILL CREEK & GALVANIZED SPIKES	111721	11/29/21		11/29/21		47.92
	67183	4	01454 3740	PARK MAINTENANCE & REPAIR CHICKEN WIRE	111721	11/29/21		11/29/21		59.79
										672.85

12 Ashtrac's 1 Sycamore 1 oak

Report Date 11/29/21

Expenditures Register
GL-2111-81301

Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
01 GENERAL FUND										
1554				OFFICE DEPOT						
67184	1	01401	2100	MATERIALS & SUPPLIES	206856493001	11/29/21		11/29/21		30.99
				SELF INKING STAMP						
67185	1	01401	2100	MATERIALS & SUPPLIES	206852045001	11/29/21		11/29/21		77.04
				INDEX MAKERS - 5 TAB						
										108.03
1555				PECO - 45168-01609						
67187	1	01409	3840	DISTRICT COURT EXPENSES	111721	11/29/21		11/29/21		632.36
				45168-01609 10/18-11/16/21 DC-GAS						
67187	2	01409	3605	PW BLDG - FUEL, LIGHT, SEWER & WATER	111721	11/29/21		11/29/21		568.92
				45168-01609 10/18-11/16/21 PW-ELEC						
										1,201.28
2592				PECO - 45951-30004						
67186	1	01454	3600	UTILITIES	111721	11/29/21		11/29/21		78.57
				45951-30004 10/18-11/16/21 RSTROOMS						
										78.57
2039				PREMIUM FIRE & SECURITY LLC						
67188	1	01409	3740	TWP. BLDG. - MAINT & REPAIRS	12271	11/29/21		11/29/21		545.00
				REPLACE BATTERIES - FIRE PANEL						
										545.00
2445				PROTECTION BUREAU, THE						
67189	1	01409	3840	DISTRICT COURT EXPENSES	272457	11/29/21		11/29/21		682.44
				SERVICE PLAN - 12/1/21-11/30/22						
				VIDEO SECURITY EQUIP. - DIST.CT.						
										682.44
2121				SHERWIN-WILLIAMS CO.						
67190	1	01409	3740	TWP. BLDG. - MAINT & REPAIRS	6672-1	11/29/21		11/29/21		74.79
				GRAY FURNITURE PAINT & BRUSHES						
										74.79
3842				STACEY AUTOMOTIVE						
67191	1	01432	2500	SNOW - MAINTENANCE & REPAIRS	4111	11/29/21		11/29/21		1,800.00
				PAINT DUMP TRUCK FRAME BLACK						
										1,800.00

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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
2893	67193	1	01437 2460	TOTALLY ABSORBENT GENERAL EXPENSE - SHOP RED ADVENT HARD HAT	3922	11/29/21		11/29/21		168.95
										168.95
2273	67196	1	01409 3605	VERIZON - 0527 PW BLDG - FUEL, LIGHT, SEWER & WATER 11/15/21 - 12/14/21	7504491-111421	11/29/21		11/29/21		213.51
										213.51
2868	67197	1	01409 3840	VERIZON-1420 DISTRICT COURT EXPENSES 11/16/21 - 12/15/21	7504490-111521	11/29/21		11/29/21		85.69
										85.69

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Expenditures Register
GL-2111-81301

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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
05 SEWER OPERATING										
2918				ALS ENVIRONMENTAL						
	67155	1	05422 4500	R.C. STP-CONTRACTED SERV. LAB TESTING RCSTP - 10/26/21	40-2518385	11/29/21		11/29/21		138.00
										138.00
151				BLOENSKI DISPOSAL CO, CHARLES						
	67158	1	05422 4502	R.C. SLUDGE-LAND CHESTER SWITCH 20YDS W/LINER 11/15/21	182417	11/29/21		11/29/21		191.00
										191.00
4513				HARTNETT, LAWRENCE						
	67173	1	05364 1000	REVENUE - SEWER FEES REFUND RE: OVERPAYMENT UTILITY ACCT	112321	11/29/21		11/29/21		18.36
										18.36
717				KAPPE ASSOCIATES						
	67177	1	05420 3705	ASHBRIDGE-MAINT.&REPR EMERG. PUMP REPAIR ASHBRIDGE 11/5- 11/08/21	21-515-M	11/29/21		11/29/21		2,301.00
	67178	1	05422 3700	R.C. STP-MAINT.& REPAIRS MEETNG RE: NEW CHEMICAL FEED SYSTEM	21-545-M	11/29/21		11/29/21		300.00
	67179	1	05422 3701	R.C. COLLEC.-MAINT.& REPR HIBBERD LN.METERING - TRAINING RE: REMOTELY RETRIEVNG FLOW DATA 9/1/21	21-548-M	11/29/21		11/29/21		300.00
	67179	2	05422 3701	R.C. COLLEC.-MAINT.& REPR REPLACE FLOW DATA SENSOR 9/7/21	21-548-M	11/29/21		11/29/21		327.00
	67179	3	05422 3701	R.C. COLLEC.-MAINT.& REPR REPAIR SIGNATURE OPEN CHANNEL FLOW METER 10/15 & 10/21	21-548-M	11/29/21		11/29/21		478.00
	67179	4	05422 3701	R.C. COLLEC.-MAINT.& REPR HELP CUSTOMER RE: RETRIEVING FLOW METER DATA 11/17/21	21-548-M	11/29/21		11/29/21		300.00
										4,006.00
3838				KNIGHT BROS. INC.						
	67180	3	05420 3702	C.C. COLLEC.-MAINT.& REPR. MISC.TREE SERVICE - SEWER RIGHT OF WAY-TOWN DR. & STRASBURG RD. 10/25 & 10/26/21	15605	11/29/21		11/29/21		3,360.00
										3,360.00

Ash trees in sewer ROW

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
4190				STOLTZFUS ENTERPRISES FABRICATION LLC						
	67192	1	05422 3700	R.C. STP-MAINT. & REPAIRS	17662	11/29/21		11/29/21		2,641.69
				REFURBISH SLUDGE DUMPSTER						
										2,641.69
1385				UNIVAR USA INC.						
	67194	1	05422 2440	R.C. STP- CHEMICALS	49638995	11/29/21		11/29/21		1,271.60
				808 GALS. ALMN SULFATE 48%						
	67195	1	05422 2440	R.C. STP- CHEMICALS	49634235	11/29/21		11/29/21		738.00
				440 GALS. ALMN SULFATE 48%						
										2,009.60
										60,427.27
0 Printed, totaling										60,427.27

FUND SUMMARY

Fund	Bank Account	Amount	Description
01	01	48,062.62	GENERAL FUND
05	05	12,364.65	SEWER OPERATING
		<u>60,427.27</u>	

PERIOD SUMMARY

Period	Amount
2111	<u>60,427.27</u>
	<u>60,427.27</u>

Legend:

- Expenditures Register Spooling to Windows Printers
- Print those ready to pay
- Sorting by vendor
- Printing for GL Period 2111
- Doing a page break
- Creating a CSV File
- MARP05 run by BARBARA 2 : 46 PM

Report Date 12/01/21

Expenditures Register
GL-2112-81359

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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
01 GENERAL FUND										
1471				WESTTOWN-EAST GOSHEN POLICE						
67203	1	01410	5300	POLICE GEN.EXPENSE	120121	12/01/21	12/01/21	12/01/21	22187 p	336,689.56
				DECEMBER 2021 CONTRIBUTION						
67203	2	01410	5300	POLICE GEN.EXPENSE	120121	12/01/21	12/01/21	12/01/21	22187 p	-205,049.14
				LESS CONTRIBUTION TO PENSION TRUST						
										131,640.42
										131,640.42
										1 Prepaids, totaling 131,640.42
										0 Printed, totaling 0.00

FUND SUMMARY

Fund	Bank Account	Amount	Description
01	01	131,640.42	GENERAL FUND
		131,640.42	

PERIOD SUMMARY

Period	Amount
2112	131,640.42
	131,640.42

Legend:

Expenditures Register Spooling to Windows Printers
 Print those ready to UPDATE
 Sorting by vendor
 Printing for GL Period 2112
 Doing a page break
 MARP05 run by BARBARA 9 : 46 AM

Report Date 12/01/21

Expenditures Register
GL-2112-81382

PAGE 1

Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
01	GENERAL FUND									
2226				21ST CENT.MEDIA NEWS #884433						
	67204	1	01401 3400	ADVERTISING - PRINTING	2253055	12/01/21		12/01/21		93.24
				NOTICE - E.G.PROPOSED BUDGET						
	67204	2	01401 3400	ADVERTISING - PRINTING	2251678	12/01/21		12/01/21		69.93
				NOTICE - WEST CHESTER COG MEETING						
	67204	3	01401 3400	ADVERTISING - PRINTING	2242016	12/01/21		12/01/21		620.16
				NOTICE - SEALED BID OPENING 12/6/21						
										783.33
1788				AMERICAN ROCK SALT COMPANY LLC						
	67205	1	01432 2460	SNOW - MATERIALS & SUPPLIES	0682043	12/01/21		12/01/21		13,412.92
				212.87 TONS BULK ICE CONTROL SALT						
	67206	1	01432 2460	SNOW - MATERIALS & SUPPLIES	0681900	12/01/21		12/01/21		9,063.35
				143.84 TONS BULK ICE CONTROL SALT						
	67207	1	01432 2460	SNOW - MATERIALS & SUPPLIES	0681769	12/01/21		12/01/21		5,813.93
				92.27 TONS BULK ICE CONTROL SALT						
										28,290.20
1657				AQUA PA						
	67208	1	01409 3600	TWP. BLDG. - FUEL, LIGHT, WATER	112221 TB	12/01/21		12/01/21		256.94
				000309828 0309828 10/20-11/18/21 TB						
	67209	1	01409 3600	TWP. BLDG. - FUEL, LIGHT, WATER	112221 FR	12/01/21		12/01/21		220.04
				000309820 0309820 10/20-11/18/21 FR						
	67210	1	01409 3605	PW BLDG - FUEL, LIGHT, SEWER & WATER	112221 PW	12/01/21		12/01/21		245.80
				000496917 0309798 10/20-11/18/21 PW						
										722.78
102				B&D COMPUTER SOLUTIONS						
	67213	1	01401 3120	CONSULTING SERVICES	00003369	12/01/21		12/01/21		2,000.00
				NOVEMBER 2021						
										2,000.00
119				BEE.NET INTERNET SERVICES						
	67214	1	01401 3210	COMMUNICATION EXPENSE	202112006	12/01/21		12/01/21		600.00
				DECEMBER 2021 BEEMAIL ACCTS.						
										600.00
3488				CINTAS CORPORATION #287						
	67215	1	01409 3740	TWP. BLDG. - MAINT & REPAIRS	4103389279	12/01/21		12/01/21		68.55
				WEEK END 12/1/21 CLEAN MATS						
	67215	2	01487 1910	UNIFORMS	4103389279	12/01/21		12/01/21		710.24
				WEEK END 12/1/21 CLEAN UNIFORMS						
	67216	1	01409 3740	TWP. BLDG. - MAINT & REPAIRS	4102739074	12/01/21		12/01/21		68.55
				WEEK END 11/23/21 CLEAN MATS						

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
719	67226	1	01430 2330	KEEN COMPRESSED GAS COMPANY VEHICLE MAINT AND REPAIR TWIN HOSE	30912602	12/01/21		12/01/21		44.72
										44.72
2442	67227	1	01430 2330	KENT AUTOMOTIVE VEHICLE MAINT AND REPAIR ACID BRUSH, CABLE TIES & WIRE	9309007639	12/01/21		12/01/21		447.21
										447.21
739	67228	1	01438 3840	KNOX EQUIPMENT RENTALS INC. EQUIPMENT RENTAL	87492.1.2	12/01/21		12/01/21		649.00
	67229	1	01438 2450	WOOD CHIPPER RENTAL 11/16-11/18/21 MATERIALS & SUPPLIES-HIGHWAYS DUMPER RENTAL 11/15-11/16/21	87342.1.2	12/01/21		12/01/21		368.50
										1,017.50
4515	67230	1	01452 3040	MARSHALL, CHRISTI PUMPKIN FESTIVAL REIMBURSEMENT FOR 2021 PUMPKIN FEST ACTIVITY	113021	12/01/21		12/01/21		55.12
										55.12
4517	67231	1	01452 3601	McCLOSKEY, MARY MISCELLANEOUS EVENTS REIMBURSEMT - 2021 CRAYON RECYCLE EVENT	113021	12/01/21		12/01/21		28.05
										28.05
1554	67234	1	01401 2100	OFFICE DEPOT MATERIALS & SUPPLIES HP TONER	208840611001	12/01/21		12/01/21		450.24
	67235	1	01401 2100	MATERIALS & SUPPLIES FINGER PADS, LTR. POCKET FOLDERS, EXP LEGAL FOLDERS & STENO PADS	207001622001	12/01/21		12/01/21		60.48
	67236	1	01401 2100	MATERIALS & SUPPLIES POST IT NOTES	206884743003	12/01/21		12/01/21		12.26
	67237	1	01401 2100	MATERIALS & SUPPLIES TAPE, PAPER ROLLS, & HIGHLIGHTERS	206884743001	12/01/21		12/01/21		43.78
	67238	1	01401 2100	MATERIALS & SUPPLIES POST IT NOTE PADS	206920615001	12/01/21		12/01/21		8.62
	67239	1	01401 2100	MATERIALS & SUPPLIES HIGHLIGHTERS	206884743002	12/01/21		12/01/21		11.06
										586.44

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Expenditures Register
GL-2112-81382

Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
01 GENERAL FUND										
2591				PECO - 59500-35010						
	67240	1	01454 3600	UTILITIES	112221	12/01/21		12/01/21		33.05
				59500-35010 10/21-11/19/21 PND PUMP						
										33.05
1052				PENNONI ASSOCIATES INC.						
	67241	1	01408 3130	ENGINEERING SERVICES	1095378	12/01/21		12/01/21		491.00
				SERVICES THRU 10/24/21 GEN.CONSULT						
	67242	1	01408 3130	ENGINEERING SERVICES	1095379	12/01/21		12/01/21		3,018.25
				SERVICES THRU 10/24/21 MS4 PERMIT						
	67243	1	01408 3130	ENGINEERING SERVICES	1095380	12/01/21		12/01/21		2,162.00
				SERVICES THRU 10/24/21 MARY DELL						
				BASIN						
	67244	1	01408 3130	ENGINEERING SERVICES	1095381	12/01/21		12/01/21		1,187.25
				SERVICES THRU 10/24/21 E.BOOT RD						
				PEDESTRIAN MODIFICATIONS						
	67245	1	01408 3130	ENGINEERING SERVICES	1095391	12/01/21		12/01/21		99.00
				SERVICES THRU 10/24/21 DUTTON MILL						
	67246	1	01408 3131	ENGINEER. & MISC.RECHARGES	1095382	12/01/21		12/01/21		132.00
				SERVICES THRU 10/24/21 MALVERN INST						
	67247	1	01408 3131	ENGINEER. & MISC.RECHARGES	1095383	12/01/21		12/01/21		312.00
				SERVICES THRU 10/24/21 1351 PAOLI						
				PIKE						
	67248	1	01408 3131	ENGINEER. & MISC.RECHARGES	1095384	12/01/21		12/01/21		1,143.00
				SERV.THRU 10/24/21 KODY -STRASEBURG						
	67249	1	01408 3131	ENGINEER. & MISC.RECHARGES	1095385	12/01/21		12/01/21		48.50
				SERV.THRU 10/24/21 FERRY PROP.						
	67250	1	01408 3131	ENGINEER. & MISC.RECHARGES	1095386	12/01/21		12/01/21		48.50
				SERV.THRU 10/24/21 MOLLICHELLA						
	67251	1	01408 3131	ENGINEER. & MISC.RECHARGES	1095387	12/01/21		12/01/21		130.00
				SERV.THRU 10/24/21 O'KANE-SENECA						
	67252	1	01408 3131	ENGINEER. & MISC.RECHARGES	1095388	12/01/21		12/01/21		525.00
				SERV.THRU 10/24/21 980 HERSH.MLL RD						
	67253	1	01408 3131	ENGINEER. & MISC.RECHARGES	1095389	12/01/21		12/01/21		97.00
				SERV.THRU 10/24/21 GIONFRIDDO						
	67254	1	01408 3131	ENGINEER. & MISC.RECHARGES	1095390	12/01/21		12/01/21		66.00
				SERV.THRU 10/24/21 GOSHEN BAPTIST						
										9,459.50
2121				SHERWIN-WILLIAMS CO.						
	67255	1	01409 3740	TWP. BLDG. - MAINT & REPAIRS	6796-8	12/01/21		12/01/21		46.92
				SABLEWOOD PAINT - 1 GAL.						
										46.92

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Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
3842	67256	1	01432	2500	STACEY AUTOMOTIVE SNOW - MAINTENANCE & REPAIRS PAINT DUMP TRUCK FRAME #46	4113	12/01/21	12/01/21		1,800.00
										1,800.00
1389	67257	1	01414	3141	UNRUH TURNER BURKE FREES LEGAL - ZONING HEARING BOARD LEGAL SERVICE - ALK MNGMT/IMPERIAL MARBLE & GRANITE	188893	12/01/21	12/01/21		451.00
										451.00
1983	67260	1	01409	3740	YALE ELECTRIC SUPPLY CO TWP. BLDG. - MAINT & REPAIRS WALL PLATE	S119292014.002	12/01/21	12/01/21		13.66
										13.66

Report Date 12/01/21

Expenditures Register
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Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
05 SEWER OPERATING										
1658				AQUA PA						
	67211	1	05420 3602	C.C. COLLECTION -UTILITIES	112321 GH	12/01/21		12/01/21		19.19
				000300141 0300141 10/20-11/18/21 GH						
	67212	1	05420 3604	MILL VAL./BARKWAY UTILITIES	112221 BK	12/01/21		12/01/21		26.80
				000363541 0357724 10/20-11/18/21 BK						
										45.99
356				DECKMAN MOTOR & PUMP INC.						
	67219	1	05420 3702	C.C. COLLEC.-MAINT.& REPR.	3864	12/01/21		12/01/21		140.00
				INSPECT & ADD OIL IN FAIRBANKS PUMP						
										140.00
4514				DURAWEAR GLOVE & SAFETY CO.						
	67221	1	05420 3702	C.C. COLLEC.-MAINT.& REPR.	120256	12/01/21		12/01/21		972.00
				MULTIGAS DETECTORS - CONFINED SPACE ENTRY						
	67221	2	05422 3701	R.C. COLLEC.-MAINT.& REPR	120256	12/01/21		12/01/21		972.00
				MULTIGAS DETECTORS - CONFINED SPACE ENTRY						
	67221	3	05422 3700	R.C. STP-MAINT.& REPAIRS	120256	12/01/21		12/01/21		972.00
				MULTIGAS DETECTORS - CONFINED SPACE ENTRY						
										2,916.00
2439				VERIZON -7041						
	67258	1	05422 3601	R.C. COLLEC.-UTILITIES	6524805-110621	12/01/21		12/01/21		232.44
				11/7/21 - 12/6/21						
										232.44
550				XYLEM DEWATERING SOLUTIONS INC.						
	67259	1	05420 3702	C.C. COLLEC.-MAINT.& REPR.	401130791	12/01/21		12/01/21		639.81
				REPAIR - GSP25HV-2 PUMP						
										639.81

Report Date 12/01/21

Expenditures Register
GL-2112-81382

Vendor	Req #	Budget#	Sub#	Description	Invoice Number	Req Date	Check Dte	Recpt Dte	Check#	Amount
08 BOND FUNDS (CAPITAL PROJECTS)										
3551				MCAHON ASSOCIATES INC.						
67232	1	08459	6001	SEGMENTS A&B ENGINEERING	180957	12/01/21		12/01/21		2,106.40
				PROF.SERVICE 10/2-10/29/21 SEGMT A						
67233	1	08459	6003	SEGMENT C ENGINEERING	180940	12/01/21		12/01/21		5,805.00
				PROF.SERV.RE: HICKS INTERROGATORIES						
				10/2-10/29/21						
										7,911.40
										120,620.49
										0 Printed, totaling 120,620.49

FUND SUMMARY

Fund	Bank Account	Amount	Description
01	01	108,734.85	GENERAL FUND
05	05	3,974.24	SEWER OPERATING
08	08	7,911.40	BOND FUNDS (CAPITAL PROJECTS)
		120,620.49	

PERIOD SUMMARY

Period	Amount
2112	120,620.49
	120,620.49

Legend:

- Expenditures Register Spooling to Windows Printers
- Print those ready to pay
- Sorting by vendor
- Printing for GL Period 2112
- Doing a page break
- Creating a CSV File
- MARP05 run by BARBARA 3 : 54 PM

Per	Budget #	Sub#	Description	Vendr	Vendor Name	Invoice #	Inv Date	Credit	Srce Trx #	#	U
2112			CREDIT CARD PAYMENT								
	06427	4500	RESIDENTIAL PICK-UP DECEMBER 2021	2762	AJB A.J. BLOSENSKI INC.	1C112268	12/01/21	57,910.03	PC 81384	1	
	06427	4502	WEEK 11/08/21 - 11/15/21	241	C.C. SOLID WASTE AUTHORITY	62089-R	11/15/21	7,504.24	PC 81384	2	
	05422	4502	WEEK 11/08/21 - 11/15/21	241	C.C. SOLID WASTE AUTHORITY	62089-S	11/15/21	1,127.48	PC 81384	3	
	06427	4502	WEEK 11/16/21 - 11/22/21	241	C.C. SOLID WASTE AUTHORITY	62166-R	11/22/21	8,288.27	PC 81384	4	
	05422	4502	WEEK 11/16/21 - 11/22/21	241	C.C. SOLID WASTE AUTHORITY	62166-S	11/22/21	688.70	PC 81384	5	
	01430	2320	439.8 GALS. DIESEL	1161	REILLY & SONS INC	11427600-531	11/18/21	1,197.14	PC 81384	6	
	01430	2320	147.90 GALS. GASOLINE	1161	REILLY & SONS INC	11427748-530	11/18/21	432.16	PC 81384	7	
	01430	2320	61.40 GALS. GASOLINE	1161	REILLY & SONS INC	11460853-530	11/24/21	181.25	PC 81384	8	
	01430	2320	442.90 GALS DIESEL	1161	REILLY & SONS INC	11460889-531	11/24/21	1,206.90	PC 81384	9	
								78,536.17			
								78,536.17			

GENERAL LEDGER SUMMARY

GL Account #	Debit	Credit	Description
014XX-XXXX	3,017.45		GENERAL FUND Expense Account
01107-1010		3,017.45	GENERAL FUND Bank Account
054XX-XXXX	1,816.18		SEWER OPERATING Expense Account
05100-1005		1,816.18	SEWER OPERATING Bank Account
064XX-XXXX	73,702.54		REFUSE Expense Account
06100-1005		73,702.54	REFUSE Bank Account

Legend:

- Procurement Card Entries Spooling to Windows Printers
- Printing for GL Period 2112
- Printing for Status N
- Creating a CSV Spreadsheet file.
- MARP17 run by BARBARA 4 : 17 PM

Memorandum

East Goshen Township
1580 Paoli Pike
West Chester, PA 19380
Voice: 610-692-7171
Fax: 610-692-8950
E-mail: mgordon@eastgoshen.org

Date: 12/2/2021
To: Board of Supervisors
From: Mark Gordon, Township Zoning Officer *mlg*
Re: **Goshen Monthly Meeting / Historical Marker Sign / Bench Location**

Board Members:

As you know, the Township has received a request from the Goshen Monthly Meeting (GMM / Goshen Friends) to erect a Historical Marker and bench along the Paoli Pike Trail. The GMM presented their Historical Marker idea to the Historical Commission in September and to the Board of Supervisors in October. The GMM has finalized the design of the marker and have decided on a location for both the Historical Marker and the Bench. The GMM plans to install the marker and bench near the wrought iron gate entrance to the GMM Cemetery along Paoli Pike

BACKGROUND INFORMATION:

The Township Sign Ordinance allows for Historical Markers as an exempt sign if approved by the Board of Supervisors. The final design of the historical marker is enclosed herein.

STAFF RECCOMENDATION:

Staff is supportive of the request and proposed location for the marker and bench along the Paoli Pike Trail.

DRAFT MOTIONS:

Mr. Chairman, I move that Board of Supervisors support the Goshen Monthly Meeting request for a historical marker and approve the marker as an exempt sign.

Mr. Chairman, I move that the Board of Supervisors approve the request to install a park bench near the historical marker. The historical marker and bench will be installed along the Paoli Pike Trail, near the wrought iron gate entrance to the Goshen Monthly Meeting cemetery.

Lake Shore Industries

1817 POPLAR ST. P.O. BOX 3427 ERIE, PA 16508-0427
(814) 458-4277 (800) 458-0463 FAX (814) 453-4293

GOSHEN FRIENDS MEETING

A LOG MEETINGHOUSE WAS FIRST ERECTED HERE BY WELSH QUAKERS IN 1709, ON LAND GRANTED TO GRIFFITH OWEN BY WILLIAM PENN. A MORE SUBSTANTIAL REPLACEMENT WAS BUILT IN 1736 BUT WAS LATER DESTROYED BY FIRE. THE PRESENT MEETINGHOUSE HAS BEEN A PLACE OF QUAKER WORSHIP SINCE 1855. ITS CONSTRUCTION IS CHARACTERISTIC OF MEETINGHOUSES FOUND IN SOUTHEASTERN PENNSYLVANIA DURING THIS PERIOD.

IN SEPTEMBER 1777, DURING THE BATTLE OF THE CLOUDS, BRITISH SOLDIERS REQUISITIONED SEVERAL HORSES THAT WERE TETHERED OUTSIDE. HESSIAN SOLDIERS ARE PURPORTED TO BE BURIED IN A COMMON GRAVE IN THE CEMETERY. THE UNMARKED GRAVES AND MODEST HEAD STONES REFLECT THE QUAKER TRADITION OF EQUALITY AND SIMPLICITY.

ATTN: SALLIE C. WELTE
RE: GOSHEN FRIENDS MEETING

- 1) 24" HIGH x 24" WIDE CAST ALUMINUM TEMPLE STYLE SIGN, DOUBLE FACE
LETTER STYLE: TABLET LETTER HEIGHT: 1" & 1/2"
SIGN IS COMPLETE WITH CENTER POST MOUNTING HUB TO ACCOMMODATE
2" x 7" SCHEDULE 40 POST. FINISH: BLACK BAKED ENAMEL BACKGROUND
RAISED TEXT AND BORDER SATIN.

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10/21/21
112

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APPROVED AS SUBMITTED FOR MANUFACTURE () APPROVED AS CORRECTED FOR MANUFACTURE () RESUBMIT NEW PROOF ()
CUSTOMER SIGNATURE _____ DATE _____

GOSHEN FRIENDS MEETING

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Memo

To: Board of Supervisors
From: Dave Ware
Re: Creation of an Infrastructure Sustainability Fund
Date: December 1, 2021

As the Board of Supervisors has determined a need to be proactive in addressing the financial funding necessary for long-term sustainable infrastructure in East Goshen Township, our 2022 Proposed All Other Funds Budget aims to begin this process. I am proposing Resolution 2021-216 to create and finance a new stand-alone fund, the Infrastructure Sustainability Fund. An initial deposit to start this fund would be a transfer of \$1.250M from the Operating Reserve Fund. The Operating Reserve Fund would maintain a balance of approximately \$1.381M to guard against possible future General Fund revenue deficits.

Further, in the effort to continue growing the Infrastructure Sustainability Fund to meet future expense challenges, I propose that included in Resolution 2021-216 is an option for the Board of Supervisors to either use future annual General Fund budget revenue surpluses or a designated amount deemed appropriate as a year-end transfer into the Infrastructure Sustainability Fund, similar to the manner in which we fund the Capital Reserve Fund. Part of the ongoing mission will be to project the costs of future projects in order to adequately secure appropriations for the Infrastructure Sustainability Fund.

The aim of the Infrastructure Sustainability Fund shall be the maintenance, improvement, creation, and rehabilitation of parks, open space, ponds, retention basins, waterways, and storm water infrastructure separate from the sanitary sewer system which is funded by the Sewer Operating Fund and Sewer Capital Reserve Fund. The first project that will utilize this funding will be the rehabilitation of Bow Tree Pond I in 2022.

**EAST GOSHEN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

RESOLUTION 2021-216

**A RESOLUTION RATIFYING THE CREATION OF AN
INFRASTRUCTURE SUSTAINABILITY FUND AND HOW
IT IS FUNDED**

WHEREAS, the East Goshen Township Board of Supervisors has determined that a resolution establishing a separate fund for infrastructure sustainability of East Goshen Township is desirable, as is the establishment of its funding, and

WHEREAS, the East Goshen Township Board of Supervisors possess the authority to establish an infrastructure sustainability fund.

NOW THEREFORE BE IT RESOLVED THAT the East Goshen Township Board of Supervisors authorizes the following:

1. Establishment of the Infrastructure Sustainability Fund and assignment as Fund Number 11.
2. The Township Manager and Township Director of Finance are authorized and directed to oversee the Infrastructure Sustainability Fund in all respects as is customary and appropriate.
3. The Infrastructure Sustainability Fund shall be a separate and distinct fund from all other Township funds.
4. The initial funding of the Infrastructure Sustainability Fund shall come via a transfer from the Operating Reserve Fund in the amount of \$1,250,000.00.
5. Subsequent to its initial funding, funding of the Infrastructure Sustainability Fund shall be as follows:
 - a. Transfer from the General Fund all or a portion of any annual General Fund Revenue surplus, over and above the annual General Fund budgeted expense; and, or
 - b. Transfer from the General Fund an amount budgeted annually and approved by the East Goshen Township Board of Supervisors.
6. Expenditures from the Infrastructure Sustainability Fund shall be by appropriation of East Goshen Township Board of Supervisors.

All expenditures from the Infrastructure Sustainability Fund are limited to the following purposes:

- a. For the maintenance and rehabilitation of East Goshen Township parks and open space; or
- b. For the maintenance and rehabilitation of East Goshen Township ponds, retention basins, and waterways; or

- c. For the maintenance or improvement of storm water infrastructure; or
 - d. Any other Township infrastructure costs as deemed appropriate by the East Goshen Board of Supervisors.
7. The Township Manager and Township Director of Finance are directed to ensure full transparency, internal controls over all transactions, documentation of audit trails, appropriate approvals and other sound internal controls.
 8. The terms and conditions of the resolution are subject to amendment as determined necessary by the Board of Supervisors.
 9. This Resolution is effective immediately upon passage.

RESOLVED AND ADOPTED, this 7th day of December, 2021.

ATTEST:

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS**

Township Manager

David E. Shuey, Chairman

Michael P. Lynch, Vice-Chair

John Hertzog, Member

Michele Truitt, Member

E. Martin Shane, Member

MEMO

Date: December 1, 2021
From: Derek Davis, Township Manager
To: Board of Supervisors
Re: Comcast Cable Franchise Renewal

Many municipalities in Chester County just finished up the process of renewing their cable franchise agreements with Verizon (including East Goshen) in the beginning of 2021. East Goshen actually wrapped that up in March. The process was guided by Cohen Law Group who are experts in this particular area. Chester County municipalities formed a consortium in order to obtain discounts on legal bills for the process.

In speaking with Dan Cohen of the Cohen Law Group as well as a few other municipalities in the immediate area, there are six municipalities in the county that are within the 3 year window of the agreement expiration date with Comcast to start a similar process and get a new agreement in place with them as we did Verizon. We are one of those municipalities along with Malvern Borough, Willistown Township, East Vincent Township, Schuylkill Township, and Uwchlan Township. A few have already approved the Cohen Group Proposal.

The proposal from the Cohen Group is attached. Technically, our agreement does not expire until December 31st, 2024 but the incentive to get this done sooner rather than late is two-fold. One, if we work with the five other municipalities there is a legal discount worth roughly \$2,000. Second, we simply do not know what the cable company space will look like in 2-3 years as far as revenues and products offered that we can potentially collect fees from. Right now, there is an opportunity to collect additional fees on products that are offered now that were not offered 8 years ago such as:

- Regional sports fees
- Broadcast retransmission fees
- Inside wire maintenance fees

Those gains could potentially offset losses due to the “cord-cutting” that has been so prevalent lately. The bottom line is that it is an extremely volatile and fluid space. The thought is to try and lock up what we can before the trend continues. Again, the board is not under any time pressure to complete this but I do think it is a worth a discussion given the cable environment.

If the board is inclined to get started, the motion would be as follows:

DRAFT MOTION: Mr. Chairman, I make the motion we engage Cohen Law Group and work with the other aforementioned Chester County municipalities to commence the Cable Franchise Agreement process with Comcast of Pennsylvania, LLC.



PROPOSAL TO PERFORM
CABLE FRANCHISE RENEWAL SERVICES

submitted to the

CHESTER COUNTY CABLE CONSORTIUM

by the

COHEN LAW GROUP

**413 South Main Street
Pittsburgh, PA 15215**

www.cohenlawgroup.org

(412) 447-0130

NOVEMBER 5, 2021

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I. INTRODUCTION

The Cohen Law Group (“CLG”) welcomes this opportunity to submit a proposal for legal services to assist the participating municipalities of Chester County (“Chester County Consortium” or “Consortium”) in cable franchise renewal negotiations with Comcast of Pennsylvania, LLC (“Comcast”). Our understanding is that there are six municipalities that are eligible for renewal and may be interested in joining together to negotiate cable franchise renewal with Comcast. They are: East Goshen Township, East Vincent Township, Malvern Borough, Schuylkill Township, Uwchlan Township and Willistown Township.

The franchise agreements for these municipalities are all set to expire within the next three years.¹ As such, now is the time to plan for cable franchise renewal. Franchise renewal is the best opportunity for municipalities to obtain significant benefits and to assert their legal rights with their cable company. In addition, a multi-municipal negotiation increases the negotiating leverage of the participating municipalities and, as detailed in Section V below, reduces their attorneys’ fees. Our law firm was privileged to represent 27 municipalities in the Chester County in franchise renewal negotiations with Verizon in 2019-20, and we would welcome the opportunity to again represent the subset of those municipalities that are eligible for franchise renewal with Comcast.

There have been dramatic changes in video technology since the inception of the Consortium’s current franchise agreements, including the enhancement of digital technology, increased high definition (HD) format, expansion of video-on-demand, and internet-based programming (also referred to as video streaming or “over-the-top” technology). There have also been major changes in the franchise operations of Comcast as well as federal regulations applicable

¹ Our law firm has the municipalities’ current Comcast agreements in our possession, because the municipalities provided them to us as part of the recent Verizon cable franchise renewal negotiations.

to cable franchising. The most consequential regulatory change was the Federal Communications Commission's ("FCC's") Third Report and Order on Cable Franchising that became effective on September 26, 2019. This Order made fundamental changes to cable franchising.

Municipal officials have two critical roles when it comes to renewing (or, in the rare circumstance, not renewing) a cable franchise. First, municipal officials are effectively the landlords of their cable company. The cable company utilizes the municipality's public rights-of-way to operate its cable system. Municipal officials manage those rights-of-way as a public trust and are entitled to a fair return for the cable company's use of those public properties.

Second, municipal officials have an obligation to protect and advance the interests of their residents. This means not only getting the best possible services from the cable operator today, but also doing everything possible to prepare for the future. Video technology changes very rapidly. A cable franchise agreement must provide for the benefits available from existing technologies as well as those that may become available from future technologies.

CLG is uniquely qualified to represent the Chester County Consortium in cable franchise renewal negotiations. For nearly 24 years, our firm has specialized in cable franchise matters on behalf of local governments, and our attorneys have negotiated more franchise agreements than any other law firm in Pennsylvania and surrounding states. We have represented over 500 municipalities in negotiations with their cable companies. With respect to Comcast, our firm has negotiated more agreements with this cable operator than any other. We know Comcast's negotiators, we know the company's corporate policies, and we know their negotiating tactics.

The principal of the firm is Dan Cohen. He has assisted local governments in cable, wireless, and broadband issues for over 25 years. He is a Board member of the National Association of Telecommunications officers and Advisors ("NATOA"), which is the national

organization that advocates for local governments in these fields. Aside from his credentials as a telecommunications attorney, Mr. Cohen is especially qualified to represent municipalities because he was a municipal official himself. As a member of the Pittsburgh City Council for 12 years prior to founding CLG, he understands the practical needs and the financial constraints facing municipal officials. In addition, the CLG includes attorney Phil Fraga, attorney Stacy Browdie, attorney Mike Roberts, attorney, Joel Winston, and office manager Akila Iyer.

CLG has developed a three-step approach to cable franchise renewal projects. The first step is identifying the client's specific needs. Since clients' needs often become better defined as the negotiation progresses, we maintain flexibility throughout the process to achieve an agreement that accomplishes the client's specific goals. Second, we negotiate firmly and deliberately with the cable operator in order to reach agreement in a timely fashion. Finally, we work efficiently to achieve results that are cost effective for the client. We are keenly aware of the fiscal constraints facing municipalities, and focus, therefore, on keeping attorneys' fees and costs as low as possible.

II. POTENTIAL FRANCHISE BENEFITS

There are significant benefits available to municipalities in a cable franchise renewal agreement. The key to receiving these benefits is to know the law and regulations relating to each benefit and to negotiate firmly to obtain them from the cable operator. The following is a list of some of the more important potential benefits:

- 1. Franchise Fee Revenue.** Under federal law, municipalities may assess a franchise fee of up to five percent (5%) of the cable company's "gross revenues" for cable services derived from the municipality. The central subject of negotiation with the cable operator is the specific revenue sources to be included in the definition

of “gross revenues.” CLG has developed a comprehensive list of 27 cable operator revenue sources to which municipalities may apply the franchise fee. This list includes several revenue sources that Comcast currently charges and are not in the Consortium’s current franchise agreements. Please note that franchise fees are passed through to cable customers as a separate line item on their bills.

2. **Franchise Fee Accountability.** In addition to franchise fee revenue, it is also essential for municipalities to require franchise fee protection and accountability. In a franchise agreement, these include detailed franchise fee verification reports with each payment, the right to conduct comprehensive franchise fee audits with penalties for underpayments, and protections against franchise fee reduction due to bundled service packages (also referred to as the “triple play” of internet, television, and telephone services).
3. **Service to Unserved Areas.** Depending on whether there are any unserved areas in the municipalities, it is important to include requirements that the cable operator extend the cable system to those areas. This means including a low density number (the number of homes per mile necessary before the cable operator will extend the system to those homes) and a strong line extension policy in the franchise agreement.
4. **Legal Protections of the Rights-of-Way.** Because cable companies place wires and equipment in the public rights-of-way, it is critical

that a franchise agreement include legal protections for the municipality. These protections include, but are not limited to, safety standards, repair and restoration of property damage, emergency removal of equipment, indemnification, and full insurance coverage.

5. **Customer Service Standards.** In a franchise agreement, municipalities may impose customer service standards to which the cable operator must adhere. It is important to include comprehensive and enforceable standards. Examples include telephone answering time limits for customer service operators, refunds for service interruptions, time frames for home visits by technicians, rules for resolving customer billing disputes, privacy standards, and a prohibition against early application of late fees.
6. **Free Services.** It is common in a franchise agreement for cable companies to provide complimentary cable television service to community facilities, including municipal facilities, schools, and libraries. The major subject of negotiation is the number of community facilities that will receive the service and the level of service received. Please note that this benefit will be significantly impacted by the FCC's 2019 Section 621 Third Report and Order.
7. **Reporting Requirements.** It can be helpful to obtain periodic information from the cable operator related to financial and customer service issues. A franchise agreement may require the cable operator to provide written reports on such matters as franchise fee verification,

customer complaints, construction activity in the public rights-of-way, and the cable company's financial condition.

- 8. PEG Channels and PEG Financial Support.** Municipalities have a legal right under federal law to dedicated channel space for public, educational and governmental ("PEG") programming. PEG Channels may be used to inform citizens by broadcasting government meetings, public safety alerts, and/or announcements regarding local government, community, and athletic activities. Depending on whether a municipality currently runs a PEG channel, the renewal agreement may require key improvements to the channel, such as high definition (HD), or it may reserve the right for a channel in the future. PEG financial support may also be available from Comcast to pay for cameras and equipment.
- 9. Enforcement.** Once the cable operator agrees in a franchise agreement to provide certain benefits to the municipalities, they must be able to enforce these obligations. This includes strict and practical enforcement tools to ensure the company's performance of its obligations under the agreement. These tools may include, but are not limited to, monetary fines, a substantial performance bond, and the right to revoke the franchise in extreme circumstances.
- 10. Length of Term.** Because telecommunications technology changes so rapidly, municipalities typically seek a shorter length of franchise term. On the other hand, cable companies typically seek longer terms

to protect their capital investment in the cable system. The difference between these two positions is resolved through negotiation.

III. SCOPE OF SERVICES

The following is the scope of services that the Cohen Law Group will perform if hired to assist the Chester County Consortium in cable franchise renewal with Comcast.

A. Preliminary Setting of Priorities

We will first arrange a virtual meeting or conference call with representatives from each municipality in the Consortium. During the meeting, we will describe the franchise renewal process, including both the formal and informal processes prescribed by the federal Cable Act. We will inform the officials regarding their legal rights, including the substantive areas in which they have legal authority over the cable operator and those areas in which their authority is limited.

During the meeting, we will also outline the potential benefits available to the Consortium, as well as solicit the concerns of the officials with respect to Comcast. Finally, we will provide the municipalities with public notice and written talking points for a public hearing on franchise renewal. Section 626 of the Cable Act includes a “notice and comment” requirement, and we typically recommend that this requirement be satisfied by a public hearing inviting citizen input.

B. Drafting of Proposed Agreement

After the setting of priorities stage is completed, we will draft a proposed franchise agreement with Comcast that provides the Consortium municipalities with all of the benefits and legal protections to which they are entitled under current law and current technology. The agreement will include the results of the setting of priorities stage above, as well as our judgment as to the legal provisions that would advance the Consortium’s interests and meet its future cable-related needs. We will then submit the agreement to the municipal representatives for informal

review and comment. Any suggested changes will be incorporated into the proposed agreement, which will be presented to representatives of Comcast.

C. Negotiation with Cable Operator

The most important stage in the process is negotiating a master franchise renewal agreement with representatives of Comcast. CLG has negotiated hundreds of agreements with Comcast on behalf of Pennsylvania municipalities. We know Comcast's negotiators assigned to the Consortium from Comcast's Freedom Region. We also know the company's policies as well as Comcast's negotiating tactics.

The working document for these negotiations will be the franchise agreement drafted by CLG and informally approved by the clients. We will preserve the Consortium's legal rights under the formal process, but proceed to negotiate with Comcast under the informal process outlined in the federal Cable Act. The negotiation typically consists of multiple conference call negotiations with representatives of Comcast, status conferences with the clients, multiple revisions of the proposed franchise agreement, redrafting specific franchise agreement provisions, and editing the final draft of the cable franchise agreement.

D. Consideration by the Local Governing Bodies

After tentative agreement with Comcast has been reached on a master franchise agreement, CLG will then customize the agreement for each of the participating municipalities. We will then report to the clients on the substantive provisions of the deal. Specifically, we will present each municipality with its own final cable franchise agreement (and any side agreements) negotiated by the parties. We will also draft an executive summary of the major provisions of the final agreement. Finally, we will draft a recommended short-form ordinance or resolution authorizing approval of the agreement for consideration by the local governing body for each municipality.

IV. PROFESSIONAL BACKGROUND

The Cohen Law Group specializes in representing municipalities in cable, wireless, and broadband matters. Collectively, our attorneys have worked on cable franchise issues on behalf of municipalities for over 60 years. CLG has represented over 500 local governments in six states in negotiations with cable companies. Our firm has negotiated with major national companies as well as smaller regional companies to obtain benefits for our clients. We have negotiated hundreds of franchise agreements with Comcast. CLG's full array of legal services includes the following:

- Drafting cable franchise agreements
- Review of current and proposed franchise agreements/ordinances
- Cable franchise renewal negotiations with cable companies
- Franchise fee audits
- Transfer or sale of cable company ownership or control
- Cable compliance reviews
- Evaluation of public, education and governmental ("PEG") channels
- Development of wireless facilities ordinances
- Negotiation with cellular tower and antenna companies
- Wireless facility litigation
- Drafting of right-of-way ordinances and development of right-of-way fees
- Drafting pole attachment agreements
- Pole attachment negotiations with cable and telephone companies
- Broadband feasibility studies

As an active member of the National Association of Telecommunications Officers and Advisors (NATOA) and other professional organizations, CLG stays current with frequent changes in cable, wireless, and broadband law. Dan Cohen has served on the NATOA Board of Directors for four years. CLG attorneys have written articles on cable and wireless matters that have been published in the *Pennsylvania Township News*, *Pennsylvania Borough News*, *Pennsylvania Municipal Reporter*, *Public Management Magazine*, and *Government Procurement Magazine*. They are also frequent speakers at municipal conferences.

Prior to providing professional counsel to municipalities on cable and wireless matters, Mr. Cohen served as an elected official on the Pittsburgh City Council for 12 years. He has firsthand knowledge of the challenges and opportunities confronting municipal governments. Mr. Cohen served as Chair of City Council's Cable Television Committee for 10 years and also served on the Mayor's Telecommunications Committee. Mr. Cohen led Pittsburgh's efforts to regulate cable rates, which resulted in a refund ordered by the FCC for all City of Pittsburgh cable customers. Mr. Cohen graduated from Yale University and Stanford Law School.

Attorney Phil Fraga served as assistant general counsel to a major cable company and was counsel for two telecommunications companies prior to joining CLG in 2006. Mr. Fraga has negotiated hundreds of cable franchise agreements with cable providers. He has undergraduate degrees from Bethany College (finance) and Carlow College (accounting), an MBA from the University of Steubenville, and a law degree from the Duquesne University School of Law.

Attorney Stacy Browdie has many years of experience working with municipalities on cable franchise matters. She concentrates primarily on franchise fee audits, and assessment of PEG channels. Ms. Browdie also oversees the business management of the firm. She graduated from the University of Pennsylvania and from the University of Pittsburgh Law School.

Attorney Mike Roberts has been with our firm for seven years and concentrates his work on wireless facilities regulation and cable franchise renewals. He graduated from the University of Pittsburgh and the University of Pittsburgh Law School. Attorney Joel Winston focuses on telecommunications litigation, wireless facilities regulation and FCC regulatory matters. Prior to joining CLG, Mr. Winston worked as an attorney in the Office of the Attorney General for the State of New Jersey. He graduated from the University of Michigan and Seton Hall Law School.

V. COST OF SERVICES

The following represents CLG’s cost of services to perform franchise renewal negotiations with Comcast on behalf of the Chester County Consortium. We propose to perform these services on a flat fee basis, because our significant experience in performing these projects lends predictability to our efforts on behalf of the Consortium. In addition, a flat fee provides “price certainty.” As shown below, we offer our services at a discounted rate depending on the number of municipalities that participate. These discounts are available because there are economies of scale in representing a multi-municipal group. The following are our standard flat fees based on population, followed by our discounted fees depending on the number of municipalities that join:

FLAT FEE SCHEDULE FOR FRANCHISE NEGOTIATIONS WITH COMCAST

Standard Single Municipality Fee (by population prior to discount)

< 5,000	\$6,900
5,001 – 10,000	\$7,900
10,001 – 15,000	\$8,900
> 15,000	\$9,900

Consortium Discounted Fees (by population and number of participating municipalities)

2-3 Municipalities 10% Discount

< 5,000	\$6,210
5,001 – 10,000	\$7,110
10,001 – 15,000	\$8,010
> 15,000	\$8,910

4-5 Municipalities 15% Discount

< 5,000	\$5,865
5,001 – 10,000	\$6,715
10,001 – 15,000	\$7,565
> 15,000	\$8,415

6+ Municipalities 20% Discount

< 5,000	\$5,520
5,001 – 10,000	\$6,320
10,001 – 15,000	\$7,120
> 15,000	\$7,920

The flat fee amounts above do not include the unlikely possibility of services requested outside the scope of services in this proposal or any significant unforeseeable developments. In the event of such extraordinary developments, CLG will contact each municipality to discuss such developments prior to rendering services related to such developments. If such services are authorized, CLG would charge a fee of \$250 per hour (\$125 per hour for travel).

The flat fee also does not include expenses, such as any travel, postage and copying expenses, which are kept to a minimum and divided among all participating municipalities. Please note that our normal billing policy is to bill one-third of the fee for each project at the commencement of the project, one-third at the middle of each project, and one-third at the conclusion of each project. Thank you for the opportunity to submit this proposal.

_____, 2021

Daniel S. Cohen
Cohen Law Group
1000 Gamma Drive, Suite 305
Pittsburgh, PA 15238

***RE: Engagement of the Cohen Law Group to Perform Cable Franchise
Renewal Services***

Dear Mr. Cohen:

This is to inform you that _____ has decided to engage the services of the Cohen Law Group (CLG) to assist in cable franchise renewal negotiations with Comcast. This engagement is made pursuant to the Proposal to Perform Cable Franchise Renewal Services (“Proposal”) submitted to the Township/Borough on October 11, 2021. The Proposal includes the scope of services for this project as well as the cost of services on a flat fee basis. We understand that CLG will bill one-third of the fee by invoice upon engagement, one-third at the middle of the project, and one-third upon distribution of the final agreement package to the Township/Borough. We further understand that out-of-pocket expenses on our behalf will also be invoiced and detailed.

While the Township/Borough is engaging the Cohen Law Group individually and, upon conclusion of the project, the Township/Borough will obtain its own individual franchise agreement with Comcast, we understand that the negotiation with Comcast will be in conjunction with other participating municipalities in Chester County. This joint effort will increase the Borough’s/Township’s negotiating leverage and reduce its attorneys’ fees. As described in the Proposal, our fee will be discounted based on the number of municipalities that participate. We look forward to working with your firm on this project and obtaining all of the financial and other cable-related benefits to which the Township/Borough is entitled.

Sincerely yours,

Name: _____

Title: _____

Date: _____

Memo

To: Board of Supervisors
From: Parks & Recreation Commission
Re: 2022 Community Day and Food Truck Festival dates
Date: November 5, 2021

This past year, both Community Day and the Food Truck Festival were well attended and enjoyed by Township residents and guests. Seventy-seven percent of those surveyed agreed the events were excellent or very good, with no one listing the events as poor or unsatisfactory.

The Board of Supervisors typically reviews recommendations and sets these event dates in February of the event's year. Securing food trucks has become difficult since the pandemic began, with many trucks closing, selling to other vendors or being exceptionally busy.

The Park Commission is recommending the below dates at this Board of Supervisors meeting, so Township staff can draft our event vendor application and begin securing food trucks as soon as possible for next year's events.

The Park Commission is recommending the below dates:

- Community Day; Saturday, June 25, 2022 (rain date: June 26, 2022)
 - Traditional event date, school is out for summer and it's the final weekend before 4th of July weekend
- Food Truck Festival; Saturday, October 15, 2022 (rain date: October 16, 2022)
 - 66% surveyed wanted to keep the event in October citing cooler weather, nice timing after Labor Day but before the holiday season
 - 23% said move back to traditional late August date
 - Remaining 11% commented "add more of this type event"
 - Would coincide with Pumpkin Festival as in 2021
 - Goshen Fire Police/PW agree logistically manageable long term
 - Small PW OT savings realized

The vendor fee structure will remain the same (\$150 hot truck; \$100 dessert truck), but we'll be adding a "rain date fee" to the selection process. Some vendors did not come on the Sunday Food Truck Festival, even though the application requires them to sign off on the potential rain date. As an impetus, we'll be requiring an additional \$150/\$100 rain date fee check during the application process. This would be returned to vendors who show up to a rain date event, Township keeps otherwise.

Motion:

I move that we schedule the 2022 Township Community Day for June 25, 2022 and the Food Truck Festival for October 15, 2022.

Computer/H:/East Goshen Township/Budget