

**WEST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
JANUARY 15, 2019**

Township Supervisors:

Ms. Robin Stuntebeck, Chair
Mr. Hugh J. Purnell, Jr., Vice-Chair
Ms. Mary R. LaSota, Esq., Member
Mr. Edward G. Meakim, Member
Mr. Chris Pielli, Esq., Member

Township Officials:

Mr. Casey LaLonde, Township Manager
Mr. Derek Davis, Assistant Township Manager
Mr. Richard J. Craig, Township Engineer
Mr. Bill Webb, Township Zoning Officer
Ms. Kristin Camp, Township Solicitor
Mr. Mark Fisher, Special Counsel

The regular monthly meeting of the Board of Supervisors of West Goshen Township was called to order by Chair Robin Stuntebeck, at 7:00 p.m. on Tuesday, January 15, 2019 at the West Goshen Township Administration Building.

Ms. Stuntebeck opened the meeting with the Pledge of Allegiance to the Flag.

Ms. Stuntebeck requested that all audience members silence their cell phones.

Ms. Stuntebeck made notice to all members of the public in attendance that they may be recorded via audio and video by other members of the public.

Ms. Stuntebeck turned the meeting over to Mr. Mark Fisher of High Swartz for the monthly Sunoco Mariner II update.

Mr. Fisher discussed the Pennsylvania Public Utility Commission's Bureau of Enforcement action against Sunoco regarding a leak that occurred in Morgantown, Pennsylvania. The complaint states that Sunoco's testing protocols are not up to date and is requiring a retesting of the Mariner I pipeline. Mr. Fisher asked the Board's opinion if the Township should intervene on this issue. Mr. Fisher stated that the basis for the Township's intervention is that the Township hired Mr. Richard Kuprewicz with Accufacts, Inc., and was provided safety data. The Township wants to ensure that all safety protocols were followed and Mr. Kuprewicz will need access to the new testing data. Secondly, the Township now has expertise in these matters, as it hired Accufacts, Inc., to represent it for pipeline safety issues.

Mr. Purnell made a motion to intervene in this matter, with Ms. LaSota seconding the motion.

Mr. Tom Casey asked what was the basis for the intervention. Mr. Fisher again explained the reasons supporting the Township's intervention in this case.

Dr. Douglas White asked if this was the repurposed 12" line. Mr. Fisher responded this is the original 8" line and Sunoco is testing for corrosion.

There being no more public comment, the motion carried 5-0 for the Township to intervene in the matter.

With no additional questions, Mr. Fisher departed the Board meeting at 7:11 p.m.

Ms. Linda Rooney with Dandelions Digital presented an overview of the Township's social media, newsletter and e-newsletter program that has just started. Ms. Rooney provided the Township's strategy to reach more residents, business owners and visitors through an enhanced social media presence through Twitter, Facebook, the existing Township website, a new e-newsletter and the traditional paper newsletter. The program will ramp up in late winter and early spring to provide more and better Township communications.

On a motion by Mr. Purnell, seconded by Ms. LaSota, the Board unanimously approved the Final Subdivision Plan for a 14,723 foot lot consolidation for the West Goshen Sewer Authority at 620 Downing Avenue.

Ms. Camp provided an overview of the proposed Right-of-Way Use Agreement between West Goshen Township and Crown Castle for various DAS (Distributed Antenna System) installations in West Goshen Township. DAS will provide the backbone for the upcoming rollout of the new 5G cell / digital platform that will ultimately replace the current 4G service cell phone companies use for cell phone and data transmission. Ms. Camp also stated that the Township must update its current Telecommunications Ordinance to become compliant with applicable Pennsylvania and Federal laws and court decisions.

On a motion by Mr. Purnell, seconded by Mr. Meakim, the Board voted unanimously to approve the Right-of-Way Agreement.

On a motion by Mr. Purnell, seconded by Ms. LaSota, the Board voted unanimously to authorize work to amend the Township's Telecommunications Ordinance.

Mr. Craig introduced Resolution 4-2019, updating the traffic signal for the intersection of Rt. 202 and Matlack Street. Mr. Craig stated that this application, a PennDOT TE-160, was on behalf of Westrum, the company developing the Agway site into the Luxor apartment building.

Ms. LaSota made a motion to approve Resolution 4-2019, seconded by Mr. Meakim.

Chief Gleason asked if both sides of Matlack Street will have left-turn arrows installed. Mr. Craig responded, yes.

Ms. Margie Swart asked who is paying for the signal improvements. Mr. Craig responded that the developer is paying for all improvements.

Mr. Jim Hutcheson asked if this was the Agway site. Mr. Craig responded, yes.

Following this public comment, the Board voted unanimously to approve Resolution 4-2019.

Chief Gleason gave the December 2018 Police Department report. Chief Gleason announced that long-time Downingtown Borough Police Chief Jim McGowan passed away unexpectedly yesterday. He will be missed.

Mr. John Beswick, gave the Fire Marshal Report for the month of December 2018, in lieu of Ms. Testa. Mr. Beswick also gave the report for Good Fellowship Ambulance Company and the Goshen Fire Company.

Mr. Beswick provided the Building Inspector Report for the month of December 2018.

Ms. LaSota announced that the Township Planning Commission reorganized on January 8th with Ms. Julie Potts was elected Chair, Mr. Vito Genua Vice-Chair and Mr. John Hellman as Secretary. She stated that the Planning Commission received an update and presentation on the proposed West Chester University Overlay Zoning project.

Ms. Stuntebeck announced that recently the Township experienced a two sanitary sewer breaks on S. Five Points Road and thanked the Wastewater Department, Streets Department and others for their work in repairing the breaks.

Director of Public Works Dave Woodward stated that the Township repaired approximately forty (40') feet of pipe over a period of fourteen (14) hours on January 2nd and paved the area on January 3rd. He stated that he following Wednesday and Thursday, another thirty (30') feet of pipe was replaced. Mr. Woodward stated that the Wastewater Department, in conjunction with West Goshen Sewer Authority, was investigating another six hundred fifty (650') feet of pipe and several manholes on the same line that may have to be replaced. He stated that the line was installed between 1958 and 1960. The line is a fourteen (14") inch transmission line.

Ms. Stuntebeck announced the names of those employees assisting with the sewer breaks repair, by Department:

Streets Department:

Paul McEvoy
Dan Styer
Kevin Mc Anally
Hugh Boyce
Jay Scruggs
Kim Norsoph
Dylan Kendrick
Bob Thompson
Jimmy Gibbons
Mike Ticknor
Todd Triggers
Mark Bertolami

Wastewater Department:

Mike Moffa
Bill Hardy
Jim Leon
Reece Papenfuss
Mike Root
Justin Duckinfield
Kurtis Lonsinger

Police Department:

Ofc. Virgilio
Ofc. Myers

Administration:

Casey Lalonde
Dave Woodward

Others:

East Goshen Township Public Works
Dirocco Brother Construction Company

Mr. Pielli announced that the Township Park & Recreation Department is sponsoring a bus trip to Broadway to see "The Cher Show!" in New York City on February 13, 2019. Tickets are \$195 each and include transportation, the show and dinner at Carmine's.

Mr. LaLonde announced that the Board held an Executive Session on January 15, 2019 to discuss two matters of litigation.

Mr. Webb announced that Crown Castle was withdrawing their Zoning Hearing Board variance requests for their DAS (Distributed Antenna System).

Mr. Webb announced that in cooperation with General Code, the Township was implementing a new online Zoning map function that will allow property owners to research their property's Zoning via an online map. The new map software should be launched in four to six months.

Mr. Webb announced that the Zoning Hearing Board approved the 21st Century Chart School at 1245 Wright's Lane variance request and that the school may only hold two social events annually and may only host students at their building for state-mandated testing.

Mr. Webb announced that on February 27, 2019, the Zoning Hearing Board would hear a variance request for relief on a rear-yard setback for 925 Baylowell Drive due to an existing sanitary sewer easement. There was no opposition from the Board of Supervisors.

Mr. Webb announced that the developer of The Woodlands at Greystone residential subdivision project was seeking a variance for signage at the intersection of Pottstown Pike and Aram Avenue for signage in the R-3 Zoning District.

Mr. Webb announced that the rental inspection program was working out very well with 36 inspections conducted so far this year. Mr. Webb stated that he has found issues to be corrected with some of the inspections.

And finally, Mr. Webb stated that he and staff are working on three draft Ordinances to include Cyber Chart Schools in certain Districts; a revised Special Events permit; and an AirBnB Ordinance for short-term residential rentals.

On a motion by Mr. Meakim, seconded by Mr. Purnell, the Board unanimously approved the meeting minutes of December 18, 2018.

On a motion by Mr. Purnell, seconded by Ms. LaSota, the Board unanimously approved the Treasurer's Report of December 31, 2018 for the General Fund, the Sewer Fund Revenue Fund, the Waste and Recycling Fund, and the Capital Reserve Fund and the bills to be paid from these Funds.

Mr. LaLonde introduced Ms. Felice Fein to discuss her concerns about non-affiliated Facebook pages that appeared to be a Township Facebook page. Ms. Fein stated that she discovered what appeared to be a Township-run Facebook page with political postings on it with links to the Township website. She stated that she contacted Mr. LaLonde, who denied that the Township was involved with this particular Facebook page. She stated that a disclaimer has been recently put on this Facebook page.

After a brief discussion, Mr. Purnell made a motion to have the Township Solicitor investigate and report back to the Board. Ms. LaSota seconded the motion.

Mr. Tom Casey strongly advised against the Township attempting to infringe on 1st Amendment rights to free speech.

Mr. Pielli stated he has received complaints about campaign materials being handed out at Township meetings.

After additional discussion, the Board unanimously voted to have the Township Solicitor investigate the situation and report back to the Board.

Mr. LaLonde announced that Mr. Pielli had forwarded the resumes of two additional Constables for use by the Township for Constable services. Those two new Constables are Michael Balsama and Doug Castaldi. On a motion by Mr. Pielli, seconded by Mr. Meakim, the Board voted unanimously to have agreements drafted for the February 19, 2019 meeting.

On a motion by Mr. Meakim, seconded by Mr. Purnell, the Board voted unanimously to approve the Financial Security Agreement and establishment of a \$15,000 inspection escrow for the 901 Little Shiloh Road subdivision project. By Glenn M. White Land Company, Inc.

Ms. Jana Nestlerode stated that she was working with Township staff due to her neighbor's wood burning stove emitting large amounts of smoke adjacent to her home and that her health has suffered due to the smoke. Ms. Nestlerode requested that the Township update its Ordinance regarding wood burning fireplaces and stoves. Township staff will work with the Solicitor to further investigate the issue and report back to the Board. On a motion by Mr. Pielli, seconded by Mr. Meakim, the Board voted 4-0-1 with Mr. Purnell abstaining, to investigate the issue and report back to the Board.

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Ms. Margie Swart asked that 2017 minutes be amended. A brief discussion ensued as to how to accomplish amending minutes from a previous Board and a previous year.

Mr. Jim Hutcheson asked about the status of the WCU Overlay project. He asked that the Township consider a traffic task force as discussed recently.

Mr. Robert Brochet again conveyed his complaints about snow removal near his home.

Mr. Tom Casey requested that the Board consider a pipeline task force.

Please view this meeting's video recording via YouTube with the link located at www.westgoshen.org.

There being no further business, on motion by Mr. Purnell, seconded by Ms. LaSota, the meeting adjourned at 8:41 p.m.

Respectfully submitted,

Casey LaLonde
Township Secretary