

**WEST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
NOVEMBER 14, 2001**

A regularly scheduled meeting of the Board of Supervisors of West Goshen Township was called to order by Chairman Robert S. White at 4:00 p.m. on Wednesday, November 14, 2001, at the West Goshen Township Administration Building. Dr. White opened the meeting with the Pledge of Allegiance to the Flag.

Dr. White opened the floor for public comment. No public comments were made.

Dr. White extended the Board of Supervisors congratulations to Ms. Patricia B. McIlvaine on her election to the West Goshen Township Board of Supervisors on Tuesday, November 6, 2001.

On motion by Dr. White, seconded by Mr. Meakim, with Mr. Little abstaining, the Board voted 2 – 0 to name Mr. Little to the West Goshen Township Planning Commission. Dr. White explained this was conditional based on the findings of the Township Solicitor, Ronald C. Nagle, as to the legalities involved.

Nancy D. Rodgers, Zoning Officer, announced that the Zoning Hearing Board will not meet on Thursday, November 15, for their regularly scheduled meeting as no new applications have been received for that date. Ms. Rodgers further announced that ZHB 12-01 for the application of Cold Spring Run, Inc., David Yarnall, President, has been continued to Thursday, January 10, at 7:00 p.m. The applicant is seeking a Special Exception to cross the Flood Hazard District with roads, utility lines, storm and sanitary sewers, and other construction. This is necessary prior to subdividing the Johnson property at 806 and 800 Old Westtown Road into 16 lots for single-family dwellings.

On motion by Mr. Meakim, seconded by Mr. Little, the Board unanimously approved the Board of Supervisors minutes from October 10, 2001 and October 24, 2001.

On motion by Mr. Meakim, seconded by Mr. Little, the Board unanimously approved the Treasurer's Report dated October 31, 2001 for the General Fund, the Sewer Revenue Fund, the Waste and Recycling Fund, and the Capital Reserve Fund, as well as the bills to be paid from the General Fund, the Sewer Fund, the Capital Reserve Fund, and the Waste and Recycling Fund.

Chief Michael Carroll gave the Police Report for the month of October, 2001. Chief Carroll announced that the Santa program will be held at 2:00 p.m. on Saturday, December 15, 2001, at the West Goshen Community Park with Santa arriving by helicopter, weather permitting.

Ralph Brown, Fire Marshal, gave the Fire Marshal Report for the month of October, 2001. Mr. Brown also gave the reports for Good Fellowship Club of Chester County and Goshen Fire Company. Mr. Brown stated that more than 500 people attended the Open House at the Goshen Fire Company on Friday, October 12, 2001, and he thanked everyone for their support.

Richard Hicks, Building Official, gave the Building Inspection Activity Report for October, 2001.

Mr. Meakim offered the Board of Supervisors' congratulations to Mr. Hicks on his election to Township Supervisor for East Marlborough Township and to Mr. David Mushrush, West Goshen Township Streets Superintendent, on his election to Township Supervisor for Caln Township.

Prior to the Board of Supervisors considering the possible approval of Ordinance 14-01 amending the Police Pension Fund Ordinance, Sharon Lynn, Township Manager, outlined the highlights of the changes to the Ordinance. She explained that under the present Ordinance a Police Officer is eligible

for normal retirement at 25 years of service and age 55, whereas, the new amendment states that after 20 years of service and at any age an officer is eligible for an early retirement at an actuarially reduced pension. Ms. Lynn explained that the second change to the Police Pension Ordinance refers to when a Police Officer

is eligible to retire at age 55 with 25 years of service but remains in service and dies, the benefits to the officer's surviving spouse and/or children under age 18 will be as if he had retired when eligible to do so.

On motion by Mr. Little, seconded by Dr. White, the Board unanimously approved Ordinance 14-01 amending the Police Pension Fund Ordinance, codified in Article 1 of Chapter 14 of the Code of the Township of West Goshen, by amending Section 14-5 entitled "Eligibility for Participation."

On motion by Mr. Meakim, seconded by Dr. White, the Board unanimously awarded the bid for the surplus vehicles that was opened at the October 24, 2001, Board of Supervisors' meeting to Police Cars Unlimited, Inc., of Woodside, NY.

On motion by Mr. Little, seconded by Mr. Meakim, the Board unanimously approved Resolution 34-01 setting January 9, 2002, as the date to hold a public hearing to consider the application of American Cellular Network Company, LLC, d/b/a Cingular Wireless, for Conditional Use in the C-2 Commercial Shopping Center District for the collocation of twelve (12) telecommunications antenna on an existing telecommunications tower and install one ground base telecommunications equipment base on the existing concrete pad at 825 Paoli Pike.

Mr. Richard J. Craig, Township Engineer, opened and read the following bids:

<u>Vendor</u>	<u>No Lead Gasoline 28,000</u>	<u>Diesel Fuel 11,000</u>	<u>#2 Fuel Oil 8,500</u>
Diamond Delchester Oil 841 Lincoln Avenue West Chester, PA 19380	\$.6954 per gal.	\$.7261 per gal.	\$.7103 per gal.
Sheller Oil Company P. O. Box 3311 West Chester, PA 19381	No Bid	\$.6795 per gal.	\$.6955 per gal.
Reilly & Sons, Inc. 601 E. Lincoln Highway P. O. Box 183 Exton, PA 19341	\$.6445 per gal.	\$.677 per gal.	\$.714 per gal.

On motion by Dr. White, seconded by Mr. Meakim, the Board unanimously approved awarding the contracts to the lowest bidder in each category, pending final review by Mr. Craig.

On motion by Dr. White, seconded by Mr. Meakim, the Board unanimously approved signing a contract with BFI Waste Services of Pennsylvania, LLC, for waste and recycling services.

Mr. Craig opened and read the following bids for Sludge and Waste Hauling and Disposal:

<u>Vendor</u>	<u>1 Four-Yard Dumpster</u>	<u>2 Twenty-Five Yard Dumpsters</u>
Charles Blosenski Disposal Co. 265 Lippitt Road Honey Brook, PA 19344	\$60.00 per load	\$165.00 per load
Waste Management		

197 Swamp Creek Road Gilbertsville, PA 19525	\$35.00 per load	\$175.00 per load
BFI Brandywine District 1 Briar Lane West Grove, PA 19390	\$18.50 per load	\$137.80 per load

On motion by Dr. White, seconded by Mr. Little, the Board unanimously awarded the contract for Sludge and Waste Hauling and Disposal to BFI pending final review of the bid.

Mr. Craig opened and read the following bids for Generator Maintenance and Service:

<u>Vendor</u>	<u>Total Cost</u>
Power Equipment Company P. O. Box 749 Hainesport, NJ 08036	\$7,425.00
Industrial Diesel Power, Inc. 933-935 Washington Avenue Croydon, PA 19021-7562	\$6,395.00
Electrical Motor Repair Company P. O. Box 3787 Trenton, NJ 08629-3787	\$4,645.00
Eastern Generator Sales & Service 304 Baltimore Avenue Folcroft, PA 19032	\$6,546.80

On motion by Dr. White, seconded by Mr. Little, the Board unanimously awarded the bid for Generator Maintenance and Service to Electrical Motor Repair Company pending final review of the bid.

Mr. Craig opened and read the following bid for Dry Polymer:

<u>Vendor</u>	<u>10,000 Lbs. More or Less Dry Polymer</u>
Custom Environmental Tech 8 Iron Bridge Drive Collegeville, PA 19426	\$1.529 per pound Alternate Bid: Zeta Lyte 21, \$1.579 per pound

On motion by Mr. Little, seconded by Mr. Meakim, the Board unanimously awarded the contract for the Alternate Bid, Zeta Lyte 21, to Custom Environmental Tech pending final review of the bid.

Dr. White opened the floor for public comment.

Ms. Lorraine McDermott, 817 Halvorsen Drive, asked about the status of the recommendation for a 100-foot buffer zone between building structures and wetlands. Dr. White advised that Mr. Dean Diehl had presented this proposal to the Planning Commission in July of 2001 and it was still under consideration. Ms. McDermott asked if this would be enacted by the Township, and Dr. White replied he believes the Board of

Supervisors favor it but the legal ramifications have to be taken into consideration first. He said the Board hopes to have the proposal by December 2001. Dr. White added that the major stumbling block will be assuring it does not conflict with the Pennsylvania Municipalities Planning Code.

Ms. McDermott stated that other townships have enacted similar regulations to which Mr. Richard J. Craig, Township Engineer, replied that some of those townships have had their regulations overturned in court. Mr. Craig said that the 50-foot buffer is established as being acceptable by the courts and that Mr. Ronald C. Nagle, Township Solicitor, is studying the case law for 100-foot buffering to be sure an ordinance will withstand a court challenge. Ms. McDermott asked if a 75-foot buffer could be enacted and Mr. Craig said it was a possibility.

Ms. McDermott asked when this will be brought before the Board of Supervisors and Dr. White advised it has to be advertised first and it is possible it could be before the end of 2001. Ms. Lynn advised Ms. McDermott that the Township is looking at various aspects of the proposal.

Mrs. Evelyn Baker, 900 Sheridan Drive, asked what restrictions would apply to the 100-foot buffer zone to which Dr. White replied that the restrictions would apply to all building structures, but a driveway could be in the zone. Mrs. Baker asked if accessory structures could be built in the buffer zone and Mr. Craig replied that any structures or accessory structures would come under the regulation.

Ms. McDermott asked if streets could be placed in the 100-foot buffer zone and Dr. White replied that streets cannot be buffered.

Dr. White announced that the West Chester Area School District will hold a Property and Finance Committee meeting on Monday, November 19, 2001. He added that the taking of the 28.8 acres of the Jerrehian property for athletic fields by the School Board is not permanent until the School District decides where the new Henderson High School will be built as the School Board could decide to build the school and athletic fields at the same location. Dr. White said it should be known by the end of November if the School District will take the Jerrehian property for the fields.

Ms. Lynn announced that a budget meeting with the Board of Supervisors and Senior Staff would be conducted immediately following the meeting. Ms. Lynn advised that any members of the public were invited to attend.

There being no further business, on motion by Dr. White, seconded by Mr. Little, the meeting was adjourned at 4:31 p.m.

Respectfully submitted,

Sharon Lynn
Township Secretary