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## FRANKLIN TOWNSHIP BOARD OF SUPERVISORS' MINUTES November 15, 2017

### **Call to Order:**

Chairman Auerbach called the meeting to order at 7:00 p.m. Present were Supervisors Dea, Schenk, Snyder and Torres. Also present were Township Solicitor Mark Thompson, Historical Commission and HARB Chairman Paul Lagasse, Manager/Treasurer Joan McVaugh, and Secretary Sharon Norris. There were approximately 2 members of the public in attendance, including Supervisor Elect Nancy Morris.

**Announcements:** 1) There will be an Executive Session after tonight's meeting to discuss personnel issues. 2) Resolution 2017-23, authorizing the submission of the Paradox Sewage Facilities Planning Module to DEP, has been removed from tonight's agenda due to not receiving review letters from Chester County Planning Commission and Chester County Health Dept. It will be on the December 20<sup>th</sup> BOS meeting agenda.

The meeting was commenced with the Pledge of Allegiance to the Flag.

**Public Comment:** There was no public comment.

### **Approval of Minutes:**

- a. *BOS Minutes of October 18, 2017:* Chairman Auerbach moved, seconded by Mrs. Dea, that the Board approve the October 18, 2017, v2 Minutes, as presented by the Township Secretary. Motion passed 5-0.
- b. *Disposition of Records – Resolution 2017-22:* Mr. Snyder moved, seconded by Mr. Torres, that the Board approve Resolution 2017-22 regarding the Disposition of Records for the July 6, 2017 Planning Commission Meeting and the Board of Supervisors' meeting of October 18, 2017. Motion passed 5-0.

### **Reports:**

- a. *Treasurer's Report for October 2017:* Supervisor Torres moved, seconded by Mr. Snyder, that the Board approve the October 2017 Treasurer's Report which includes the following disbursements: The General Fund with disbursements and transfers of \$147,120.08; the Park & Recreation Fund with disbursements of \$6,419.92; the Open Space Fund with disbursements of \$6,974.10; the Capital Reserve Fund with disbursements of \$75,337.40; the Highway Aid Fund with disbursements of \$20,500.00; the Emergency Services Fund with disbursements of \$29.99; and the Fire Hydrant Fund with disbursements of \$580.80; leaving a balance in all funds totaling \$787,515.98. Motion passed 5-0.
- b. *Zoning Officer's Report:* Mrs. Dea reported that during the month of October, 12 permits were issued and 21 building inspections took place. Building Fees collected were \$49,531.25; Recreation, Open Space and Impact Fees were \$49,148.40; Miscellaneous Fees collected were \$2,475. There are 4 unresolved zoning issues that are being monitored. The Township Mgr. updated the Board on the outstanding issues. To view the entire report, access the Township website at [www.franklintownship.us](http://www.franklintownship.us).
- c. *Planning Commission Report(PC):* Supervisor Schenk summarized the 11.2.17 PC meeting at which they considered the Paradox Sewage Planning Module Component 4A and

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initiated a discussion regarding the possibility of revising the Township's Zoning Ordinance to allow in-law suites. The approved minutes of this meeting will be posted on the Township's Website.

- d. HARB/HC Report: Chairman Lagasse reported on the November 1<sup>st</sup> meetings of the HARB and Historical Commission (HC). The purpose of the meetings was primarily to satisfy the requirement that they meet at least quarterly. Their discussion topics included the Eastern Shore work as well as the proposed 896 improvements. Mr. Lagasse also spoke about the success of the program featuring Joseph Birmingham which the HC cosponsored and mentioned the possibility of cosponsoring a program on the 1918 Flu Pandemic.
- e. Franklin Sportsman's Association (FSA): Mr. Jim German of the FSA gave the report. Total harvest so far this season is 8 deer – 6 doe from Franklin Preserve; 1 buck from Banffshire; and 1 buck from White Clay Crescent. Archery season ends November 25<sup>th</sup> and reopens December 26<sup>th</sup> through January 27, 2018. Shotgun season is November 27<sup>th</sup> through December 9<sup>th</sup>. The next road clean-up is scheduled for December 10<sup>th</sup>. They are also sponsoring a family for Christmas.

### **Business:**

- a. Resolution 2017-24: The Township was contacted by State Representative John Lawrence, CCATO and PSATS regarding the passage of Act 42 of 2017 which authorizes the licensing of ten category 4 casinos within the state of Pennsylvania. Section 1305.1(A).1(1) of the Act provides an option to municipalities to prohibit the location of a category 4 (mini-casino) within their municipality. Chairman Auerbach moved, seconded by Mrs. Schenk, that the Board of Supervisors adopt Resolution 2017-24, prohibiting the location of a Category 4 licensed facility (mini casino) within the Township.

**Discussion:** Mr. Auerbach stated that the Governor of PA authorized this legislation and explained that townships that wish to opt out must do so, by resolution, before the end of the year. Solicitor Thompson defined a category 4 casino as one having from 300 to 750 slot machines and/or gaming tables. Townships that are within 25 miles of Philadelphia are excluded from coverage by this legislation. Mr. Auerbach received input from the Board members and from HC/HARB Chairman Paul Lagasse, all of whom were against having a category 4 casino in Franklin Township. The motion passed unanimously.

- b. 2018 Preliminary Budget Discussion and Authorization to Advertise: Mr. Snyder moved, seconded by Mr. Torres, that the Board of Supervisors adopt the latest version of the 2018 Preliminary Budget and authorize the staff to advertise it for public review and adoption at the December 20, 2017 BOS meeting.

**Discussion:** Mrs. McVaugh confirmed that there have been no changes in the preliminary budget since it was last reviewed with Board members. Mr. Auerbach updated the Board on the preliminary road program for 2018 and conducted a review of the budgeted items to give Board members the opportunity for additional comments or questions. He explained the purpose of several of the funds and provided information regarding how the Township manages snow removal for the benefit of Supervisor Elect Nancy Morris. Regarding impact fees, Mr. Auerbach explained that the Township attempts to use those funds to benefit the specific entity paying the fee, especially when it is a large amount as is the case with the Avon Grove Charter School. Supervisor Elect Nancy Morris contributed to the impact fee discussion. Supervisor Torres asked about increasing the fees for permits. Mr. Auerbach explained that the intent is to be revenue neutral for permits and currently the Township is

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coming up short for some of the permits. These fees will be looked at prior to issuing a new fee schedule in January. The motion passed 5-0.

- c. Site Improvement Plan: Chairman Auerbach provided an explanation of the plan for improving the municipal site and detailed the improvements that have been made to the external site. The Board recognizes that no more improvements can be made to the inside of the Township office building until the water issue is solved, which means that Municipal Lane will have to be re-sloped and repaved. This improvement has been postponed for several years and the Board will consider having it done as part of the 2018 road program.

**Public Comment**: There was no public comment.

**Adjourn**: The meeting was adjourned at 8:00 p.m.

Respectfully submitted,

  
Sharon Norris  
Township Secretary

BOS Mtg. 11.15.17.v.2.ER