

**WILLISTOWN TOWNSHIP BOARD OF SUPERVISORS**  
**611 SUGARTOWN ROAD, MALVERN, PA**  
**Monday, September 9, 2019 AT 7:00 PM**

The Regular Meeting of the Willistown Township Board of Supervisors came to order at 7:00 PM. Supervisors Robert T. Lange, William R. Shoemaker, and Barbara L. Handelin were present. Also present were Township Manager Sally Slook and Police Lieutenant Robert P. Klinger.

Supervisor Lange led the Pledge of Allegiance to the Flag and a moment of silence for military personnel.

**Announcements**

Supervisor Lange announced that Supervisor Shoemaker and Supervisor Handelin met in Executive Session prior to this meeting to discuss personnel and legal issues.

**New Business**

Supervisor Shoemaker moved to approve the Minutes of the Regular Meeting held August 19, 2019. Supervisor Lange seconded the motion. There were no comments from the Board or the public, and the motion carried by a vote of 3-0.

Supervisor Shoemaker moved to approve the list of expenditures and interfund transfers dated September 9, 2019. Supervisor Handelin seconded the motion. There were no comments from the Board or the public, and the motion carried by a vote of 3-0.

**Libraries**

Representatives from the Paoli and Malvern Libraries gave their yearly reports (see attached) for 2019. Mike Kerr, 33 Stonehenge Lane, stated that anything the Board could do to support the libraries would be good for everyone. Andrew Vaskas, 170 Paoli Pike, member of the Park and Recreation Board thanked the libraries for helping with the Go Wilma program.

**Resolution 12-2019 - RESOLUTION IN SUPPORT OF PUBLIC SAFETY**

**WHEREAS** the health, safety and welfare of the residents of Willistown Township are of the utmost concern and responsibility of The Board of Supervisors; and

**WHEREAS** it is evident to Board that a large release of Highly Volatile Liquids (HVL) in Chester County could result in mass casualties and mass destruction of property;

**WHEREAS** Sunoco has reported repeated hazardous liquids pipeline accidents, including the most recent "subsidence" that occurred in Middletown Township on April 24, 2019;

**WHEREAS**, Sunoco's lack of adequate emergency planning and public awareness directly affects the ability of Chester County to devise and implement an emergency evacuation plan. Chester County will be irreparably harmed if Sunoco does not ensure the safety and reasonableness of facilities located within Chester County;

**NOW THEREFORE BE IT RESOLVED** by the Board of Supervisors of the Township of Willistown, Chester County, Pennsylvania as follows:

Joins and supports the bipartisan calls from fourteen (14) Members of the General Assembly representing Delaware and Chester Counties, who on March 11, 2019, wrote to Governor Tom Wolf, "We respectfully reach out to you today to urge you to take action to preserve the health, welfare and safety of our constituents who live, work and raise their families in the high consequence areas of Chester and Delaware Counties within the potential impact radius of the Mariner East pipeline project."

**BE IT FURTHER RESOLVED** that the Board of Supervisors of the Township of Willistown, Chester County, Pennsylvania, hereby calls on Governor Wolf to institute an immediate moratorium on the operation and transmission of all Sunoco current and proposed HVL pipelines in Delaware and Chester County, continuing until there is a credible and practicable public response program and emergency response plan that accounts for the unique hazards of these HVL's and the density and immobility of vulnerable populations within the impact radius.

Supervisor Shoemaker move to approve Resolution 12-19. Supervisor Handelin seconded the motion. Mike Kerr, 33 Stonehenge, asked for the background on this resolution. Supervisor Handelin explained this resolution is regarding the highly volatile liquids pipeline in Chester County. Over the past year there has been a growing concern by local citizens about the Mariner Two Pipeline. There is a safety risk also from the pipelines in East Goshen that, if leaking, could pose fireball and suffocation dangers into Willistown. Supervisor Shoemaker stated there are three interstate hydrocarbon pipelines that run through Willistown Township. They are all owned by Energy Transfer Partners of Dallas Texas which have an extra ordinarily bad safety record. Because of the public outcry on the issues of the construction of the Mariner Two, Energy Transfer Partners has been repurposing existing pipelines to carry this material. This repurposing does not require any approvals of federal or state authorities just a notification by the pipeline operator. These lines, in some cases, are 70 plus years old and are not in great condition. They do not have the frequency and number of check valves that modern pipelines do so a small leak could be substantial. His personal concern is the company has no concern for public interest and if they cannot get enough volume down through the lines in East Goshen they will push them down the lines in Willistown and they have the legal right to do so. These issues need to be kept in front of the public and everyone needs to be aware of what is going on. This resolution puts us in joint action with other local municipalities. We are doing this because it is a clear and present danger to the health, safety and welfare of our citizens. Betsy Allinson, 21 Wistar Road, spoke in favor of this resolution. Andrew Vaskas of Paoli Pike felt the language is not written clearly and the public did not have a chance to review before a vote.

The Board of Supervisors agreed to table to vote on the Resolution until the concerns raised by Mr. Vaskas were addressed.

### **Minimum Municipal Obligation**

Supervisor Shoemaker moved to approve the Minimum Municipal Obligation for 2020 (see below). Supervisor Handelin seconded the motion. Mike Kerr, 33 Stonehenge, asked how the amounts were determined. Supervisor Shoemaker stated they were put together by the Actuaries for the plans. There being no further comment from the Board or the public the motion carried 3-0.

Willistown Township Police Pension Plan	\$849,513
Willistown Township Nonuniform Pension Plan	\$95,000

### **Deferred Compensation Advisory Services**

Supervisor Shoemaker moved to approve the Investment Advisory Agreement with Structured Asset Management, Inc. for the Deferred Compensation Advisory Services. Supervisor Handelin seconded the motion. Sylvia Yoder asked about this company. Supervisor Shoemaker stated they help the employees to understand the plan and how to better invest their money. Fred Haack, 486 East King Road, asked if they are compensated and how long is the contract. The Township Manger stated the flat fee is about \$30,000 and it is an open-ended contract but the Township can terminate any time with five business days' notice. The company is in Berwyn, PA. There being no further comment from the Board or the public the motion carried 3-0.

### **Escrow Releases**

#### **Phelps School**

Supervisor Shoemaker moved to authorize the first release of Escrow Funds for Phelps School for its gymnasium construction in the amount of \$670,077.30. Supervisor Handelin seconded the motion. There were no comments from the Board or the public, and the motion carried 3-0.

#### **Willistown Conservation Trust**

Supervisor Shoemaker moved to authorize the first and final release of escrow funds for Willistown Conservation Trust for completion of project at Rushton Farm in the amount of \$429,824.88. Supervisor Handelin seconded the motion. There were no comments from the Board or the public, and the motion carried 3-0.

### **Application for Lot Line Change**

#### **Plumsock and Goshen Roads**

Supervisor Shoemaker moved to approve the application for a lot line change for UPI numbers 54-6-86 (927 Plumsock Road) and 54-6-87 (7043 Goshen Road). Supervisor Handelin seconded the motion. There were no comments from the Board or the public, and the motion carried 3-0.

### **Police Report**

Lieutenant Klinger reported on the following.

Detective Sergeants Will and Jones received an award from the US Attorney for the Eastern District at the federal level for their investigation, arrest and conviction of a person who sexually molested his stepdaughter and he also was one of the largest collectors and distributors of child pornography ever seized by the FBI in conjunction with Willistown Township investigators. Pictures of the Detective receiving their awards is on the Township Instagram and Facebook accounts.

There will be a race and walk on Saturday, September 14<sup>th</sup> for the benefit of the Paoli Fire Company held in the Greentree Park area.

The Abbey Fest held at The Daylesford Abbey, will be held on September 21<sup>st</sup>.

The Paoli Blues Fest held at the Paoli Presbyterian Church is scheduled for September 28<sup>th</sup>.

### **Citizen Comments**

*Lancaster Avenue* - Dave Trainer, 39 Duffryn Avenue, just wanted to mention the backup of the PennDOT storm water drain on Lancaster Avenue that has been going on for years.

*Open Space* - Ted Leisenring, Chairman of the Open Space Review Board, stated the Board is looking at a property on 813 King Road for open space. The meeting will be held on September 23<sup>rd</sup> to discuss this matter and produce an evaluation for the Board.

*Cedar Hollow Road Water Runoff* - Gonda Ennis, 27 North Cedar Hollow, asked for an update on the property restoration due to stormwater runoff from the Bentley Project (Paoli Walk). The Township Manager stated that Dan Malloy, the Township Engineering and Planning Director, will be in contact with her to setup a meeting. The plan is to ask Bentley to cleanup everything at one time. Supervisor Shoemaker stated the Homeowners Association will have responsibility for the maintenance of the stormwater system and the Township has oversight.

*King and Sugartown Roads* - Elizabeth Jekot, 18 Applewood Road, asked if there was a study going on at King and Sugartown Roads. Supervisor Shoemaker stated these are state roads and it may be in conjunction with discussion about Route 352 and King Road.

*Soccer Fields* - Fred Haak, 486 King Road, asked what the status was regarding the driveway for the soccer fields. Supervisor Shoemaker stated the Soccer Association. The Township Manager stated the Association was told to close the driveway and restore it to the way it was originally and they refused. The Township will continue to monitor the situation.

### **Next Meeting**

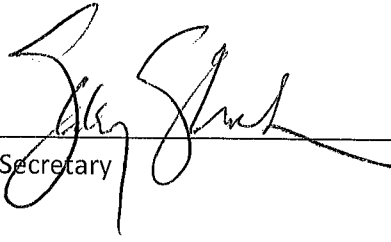
The next meeting of the Board of Supervisors is scheduled for Monday, September 23, 2019 at 7 PM at the Township Building meeting room located at 688 Sugartown Road.

A special meeting is scheduled for Wednesday, September 25, 2019 at General Wayne Elementary School at 6:30 PM for the Willistown Township Police Promotional Ceremony.

### **Adjournment**

Seeing no further business, the meeting adjourned.

Sincerely,

A handwritten signature in black ink, appearing to read 'Sally Slook', written over a horizontal line.

Sally Slook, Secretary