

**Newlin Township  
Board of Supervisors  
Meeting Minutes**

**July 11, 2016**

**Call to Order:** The monthly Board of Supervisors meeting of Monday, July 11, 2016, convened at 8:00 p.m. at the Lenfest Center, Cannery Road, Coatesville, PA. Present was Bill Kelsall, Bob Pearson, and Secretary, Gail Abel, Janie Baird was unable to attend.

**Comment Period:** Lucy Oblonsky, resident of Pocopson Creek Estates, said she was glad to see her neighbor, Mike Meyer was in attendance because the HOA cannot seem to come to an agreement. Some of the owners wants to abandon the wood chip trail, some want to keep it.

Bob Pearson recommended once the homeowners have a unanimous vote to change they bring the recommended plan to the planning commission for review, the plan will then be sent to the Chester County Planning Commission for their 45 day review, and then onto the Supervisors for review.

Laura Shannon spoke on the 2014 horse ordinance. She stated that communication from the Attorney General encouraged the Supervisors to work with some of the horse owners to see if they could come up with an agreement. Laura stated that were some residents willing to sit down to meet to come up with a solution. The Board said they are not in a position to discuss the proposal at this time.

Bill Kelsall announced there was an Executive Session that included Janie Baird, Bill Kelsall and the Solicitor over a legal matter. Gerry McCormick inquired about the topic, Bill Kelsall said he would have to get back to Gerry to see if he had to advise on the topic.

**Minutes:** The minutes of the Board of Supervisor's meeting, held on Monday, June 13, 2016 were read and reviewed. Bob Pearson made a motion to accept the minutes, seconded by Bill Kelsall and the vote was unanimous.

**Financial Report:** Read by Gail Abel. Bob Pearson made a motion to approve the financial report, seconded by Bill Kelsall and the vote was unanimous.

**Transfer of Funds (General Fund to Land Acquisition):** Secretary made a request to transfer \$75,000 from the general fund to the land acquisition fund at TD Bank for the budget line item for the years 2013, 2014, & 2015 where the money was accounted for but never transferred. Bob Pearson made a motion to transfer \$75,000 from the general fund to TD Bank, seconded by Bill Kelsall and the vote was unanimous

**Emergency Services:**

West Bradford Fire Company: June report showed 28 total responses, with two responses reported in Newlin.

**Right to Know Requests:** The Township had two right to know requests since the last meeting.

**Office Hours & Inspection Hours for Cedarville Engineering:** Cedarville Engineering, in an attempt to keep costs down, has proposed a schedule for Zoning Officer hours two days per week for 2 hours each day. For building, stormwater and engineering inspections they suggested a schedule of two mornings per week. Any two days can be selected. After review by the Board, concern was expressed regarding only 2 mornings per week for inspections. Due to Janie Baird absence, this topic has been tabled for discussion at a later date.

**Resolution 2016-07 Amendment to the Sterling Act for Earned Income Tax:** Information was received from CCATO asking municipalities in Chester County to adopt a resolution which addresses the 1932 Sterling Act which allowed Philadelphia to tax income both at the “resident” and “source” levels.

The Board is proposing the following Resolution 2016-07:

**A RESOLUTION OF THE NEWLIN TOWNSHIP BOARD OF SUPERVISORS REQUESTING AN AMENDMENT TO THE STERLING ACT TO REQUIRE THAT UP TO ONE PERCENT OF PHILADELPHIA WAGE TAX PAID BY NON-RESIDENTS OF PHILADELPHIA BE REMITTED TO THE MUNICIPALITY IN WHICH THE TAXPAYER RESIDES**

**WHEREAS, Newlin Township** has enacted an earned income tax (“EIT”) in accordance with the Pennsylvania Local Tax Enabling Act; and

**WHEREAS, Newlin Township** relies on the revenue generated by the EIT to provide essential services to its residents and taxpayers; and

**WHEREAS,** the City of Philadelphia, pursuant to the Sterling Act of 1932, enacted an income tax, also known as a wage tax, on both residents and non-residents of Philadelphia employed in Philadelphia; and

**WHEREAS,** the Sterling Act, unlike the Local Tax Enabling Act, does not require Philadelphia to remit any portion of the wage tax to the municipality in which the taxpayer resides; and

**WHEREAS,** as a result of this inequity in the Sterling Act, **Newlin Township** is deprived of annual revenue in EIT;

**NOW, THEREFORE,** the Board of Supervisors of **Newlin Township** hereby **RESOLVES** to formally request the Governor of the Commonwealth of Pennsylvania and the Senators and Representatives of the General Assembly of Pennsylvania to amend the Sterling Act to require that an amount up to One Percent of the non-resident Philadelphia

Wage Taxes paid by non-residents of Philadelphia be remitted to the municipality in which the taxpayer resides.

Jim Cornell commented that he does not think the Township is asking for what they want. It was explained to Jim the resolution was received from CCATO for suggested adoption, the Township did not create the language itself.

With no further discussion, Bob Pearson made a motion to adopt Resolution 2016-07, Bill Kelsall seconded and the vote was unanimous.

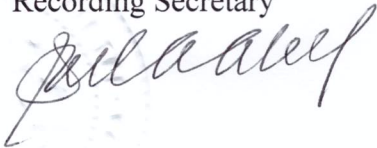
**Laurel Road Update:** Bill Kelsall said we regret to inform you that the Laurel Road Grant was not chosen for the 2015 round of the Multimodal Funding.

We are re-applying for this year with the application due by July 31st. We were encouraged by the reviewer to re-submit. This grant would be awarded in November, 2016.

Bob Pearson made a motion to re-apply for the grant and pay Cedarville Engineering the fee for preparation, Bill Kelsall seconded and the vote was unanimous.

**Adjournment:** With no further business, Bill Kelsall made a motion for adjournment, seconded by Bob Pearson and the vote was unanimous.

Time: 8:35pm  
Respectfully Submitted,  
Gail Abel  
Recording Secretary

A handwritten signature in cursive script, appearing to read "Gail Abel", is written over a faint circular stamp.