

## Conewago Township Board of Supervisors

October 3, 2017

### **-Call to Order & Pledge of Allegiance:**

The regular meeting of the Board of Supervisors was held at the Township Municipal Building. The meeting was called to order by the Chairperson, at 7:00pm. Those in attendance were, Lorreta Wilhide (Chairperson), Brian Klinger (Vice Chairman), Daryl Hull (Supervisor), Lou Anne Bostic (Manager), Terry Myers (Engineer) and Sean Fields (Solicitor).

-Ms Wilhide requested a moment of silence to reflect on issues that recently happened in our world and to reflect on our blessings.

### **-Recognition of Public Requests:**

-Carl Fidler, 150 E. Butter Road, voiced concern about the new roads being constructed along Butter Road from the Bennett Run Development. Mr. Fidler feels that proper site distance is not being provided for the entrances on Butter Road. Terry Myers informed him that he met with the developer and all road site distance criteria have been met and executed. The developer is willing to exceed and further improve the site distances. Mr. Fidler does not think that will help and requested that his concerns be noted in the minutes. Mr. Myers told Mr. Fidler that he will meet with him on site to review his concerns.

-Phil Do, 1675 Millcreek Road, informed the Board that he feels the stormwater management criteria is not being met on his lot and wants his concerns to be added to the minutes as a matter of record. Mr. Do stated that the temporary and permanent swales located on and next to his property are not properly installed. He informed the Board that the NPDES permit associated with his property expired in 2014. The developer is in the process of renewing the permit and Mr. Do feels that his lot should meet the new NPDES permit criteria. Mr. Do also stated that his neighbor's fence is located on the property line and will cause the entire swale length to be installed on his property which is unfair. Mr. Do also feels that the existing culvert located under Millcreek Road is not large enough to handle a heavy rain event and his property receives all the road water. Todd Smith will have the Public Works Department clean out the road culvert at the discharge end. The township engineer and the York County Conservation representative are looking into Mr. Do's concerns.

**-Approval of Agenda:** Motion by Mr. Klinger, second by Mr. Hull, unanimously carried to approve the agenda as prepared. Vote: 3-0

**-Approval of Previous Minutes:** Motion by Mr. Hull, second by Mr. Klinger, motion carried to approve the previous minutes of September 5, 2017. Vote: 3-0

### **-Planning & Zoning:**

-Kenneth & Delores Myers Final Subdivision Plan was presented by Clark Craumer. Township engineer's review comments included a water facilities feasibility report for the property. Mr. Hull stated that this report would be addressed with a private well before a building permit is issued. Motion by Mr. Hull, second by Mr. Klinger, motion carried to approve the Myers Final Subdivision Plan with the following condition:

- DEP approved module must be received by the township before the plan can be recorded.  
Vote: 3-0.

-Charles & Sue Ann Zitnick Final Reverse Subdivision Plan was presented by Mr. Zitnick. Mr. Zitnick presented a waiver request of Section 525d of the SALDO, not to require markers at the beginning and ending of curves along street property lines. The property borders Cloverleaf Road which has been relocated by the township and the true alignment of Cloverleaf Road does not coincide with the centerline of the Right of Way and the existing paved area centerline is not the true centerline of the Right of Way. Discussion followed and it was decided that a note is to be added to the plan providing a no less than 25' Right of Way/Easement to the Township. Motion by Mr. Hull, second by Mr. Klinger, motion carried to approve the waiver request with the note added to the plan. Vote: 3-0. All other comments have been addressed on the Final Reverse Subdivision Plan and on a motion by Mr. Hull, second by Mr. Klinger, the Plan was approved with the condition that a note be added to the plan to provide a no less than 25' Right of Way/ Easement to the Township. Vote: 3-0.

-Stonegate Phase III and Stonegate Phase IV Preliminary Plan time extension requests were presented by Eric Johnston. The time extension is being requested until December 6, 2017. Motion by Mr. Hull, second by Mr. Klinger, motion carried to approve the time extension. Vote: 3-0.

Mr. Johnston requested input from the Board on the construction sequencing that will be included in the Developers Agreement. The required bonding will be in place but the Developer is requesting that additional build out conditions be added to the agreement. The Board informed Mr. Johnston to have the Developers solicitor include a 3 year Cap or Percentage of homes built to have the roads completed. Todd Smith, Director of Public Works, stated concerns about construction equipment destroying roads and curbs during construction if roads are completed. The Board informed Mr. Johnston that the Developer must have the Agreement reviewed and approved by the Board, the Township Solicitor and Township Engineer before submitting Plans.

**-Reports:**

- Police Report, Building Permit Report – Ms Wilhide informed the Board that the Police Report included safety changes due to the opioid epidemic. Motion by Mr. Klinger, second by Mr. Hull, unanimously carried, to approve the reports. Vote: 3-0

**-Treasurers Report: September 2017 Financial Report**

-Motion by Mr. Klinger, second by Mr. Hull, unanimously carried, to approve the Treasurers Report. Vote: 3-0

**-Road Report:** Brian Klinger stated that the curves on Butter Road were micro sealed and will be inspected for winter and wet safety conditions

**Solicitors Report:** Nothing to report.

**-Engineers Report:** Terry Myers reported on the following:

-Terry informed the Board that the MS4 Notice of Intent and Waiver Applications were filed with DEP prior to the deadline. Copies of the documents will be provided to the Township.

-Mr. Myers presented an Application for Payment #3, in the amount of \$40,390.24, to Lobar Associates. Motion by Mr. Klinger, second by Mr. Hull, motion carried, to approve payment of \$40,390.24 to Lobar Associates. Vote: 3-0. Mr. Klinger informed the Board that the Park Sign Monument construction is scheduled for November.

-Mr. Myers reported that the Butter Road culvert rehabilitation project between Jug Road north and Jug Road south is being researched. Several contractors and suppliers have been contacted for proposals to cement line or slip line the existing culvert with additional concrete headwalls and cut off walls. The type of rehab to be completed depends on the pricing that is pending. The possibility of looking at totally replacing the 64" pipe with a 72" diameter concrete pipe was estimated to cost \$80,000.00. The Board asked Mr. Myers to provide an estimate to replace the pipe with a 60" plastic pipe.

-Mr. Myers reported that Mr. Smith and he are still working on the 2017 Road Project Change Orders and Applications for Payment for Contracts #1 and #2. Discussion and action is tabled until the reviews are complete.

-The Township received several Security Reduction and Release requests from Bennett Run. Mr. Myers reported that inspections have been completed and recommends approval of the following:

-Bennett Run, Phase 1, Section D - \$64,719.93 be released to provide a remaining balance of \$16,312.73. Motion by Ms Wilhide, second by Mr. Hull, motion carried. Vote: 3-0.

-Bennett Run, Phase 2, Section B-1 - \$39,829.98 remaining balance of bond to be released. Motion by Ms Wilhide, second by Mr. Hull, motion carried. Vote: 3-0.

-Bennett Run, Phase 2, Section B-2 - \$100,554.30 be released to provide a remaining balance of \$108,302.15. Motion by Ms Wilhide, second by Mr. Hull, motion carried. Vote: 3-0.

-Rocket Drywall request for surety release is pending the submission of their certification of completed work.

### **Unfinished Business:**

- Autumnwood Development – Mark Golicher, 100 Mill Run Road, stated that a whole host of issues exist with the development.

-Tree types, calipers, crooked trees and the mulch. Mr. Myers informed the Board that the landscaper has been working with the HOA on the type of trees to be planted and he understands that the planting has begun and he will review the plantings. Mr. Hull stated that action should be taken now if the township is not happy with the trees.

-Storm water basin not being maintained causing mosquito problems and improper operation of the basin is causing water run off problems.

-Bond Status. Mr. Golicher asked for the status of pulling the Developer's bond.

Ms Wilhide stated that as long as the project is moving forward the bond will remain in place.

Mr. Golicher disagrees with her comments and asked who controls the pace of the NPDES Permit renewal. Terry Myers said the developer basically holds the key to renewal with the correction of any comments given by The York County Conservation District. Phil Do, 1675 Millcreek Road asked why his property was overlooked. Terry feels the Developer is moving in a timely matter. The Board will further discuss with Solicitor Bupp.

-Mr. Hull requested at the last meeting that 3 inspection companies be reviewed for inclusion in the UCC process in Conewago Township. Administration will determine how to revise permits and policies to allow residents to choose their own inspection companies. More research is still needed.

### **-New Business:**

-2018 Animal Control Services contract was presented for approval. Mr. Hull would like further changes to the contract to determine how things are handled. Matter tabled to allow research.

-SPCA 2018 Contract. No change in fees or services are proposed. Motion by Ms Wilhide, second by Mr. Klinger, motion carried, to approve the contract in the amount of \$3,755.00. Vote: 3-0.

**-Other Business:**

- Trick or Treat, October 31, 2017 from 6 to 8 pm.
- Centennial Workshop, October 31, 2017 at 7:00 pm.
- Daylight Savings Time, November 5, 2017.
- Budget Workshops, October 11<sup>th</sup>, October 18<sup>th</sup>. And October 25<sup>th</sup>, at 7:00 pm.
- November Supervisors Meeting will be on Wednesday, November 8<sup>th</sup>. at 7:00 pm.
- Ms Wilhide requested a new flag pole for the Township Building and to move the pole in place down to Zion View Community Park Field #1. Action tabled to obtain more quotes.

**-Adjournment:** Meeting adjourned at 8:52 pm

Respectfully submitted,

Lou Anne Bostic  
Manager