

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS  
FEBRUARY 7, 2012

The meeting of the Board of Supervisors was held at the Township Municipal Building. The meeting was called to order by the Chairperson, at 7:00 P. M. Those in attendance were Lorreta Wilhide (Chairperson), Brian Klinger (Vice-Chairperson) and Robert Hahn (Supervisor), Anthony Bowser (Solicitor), Terry Myers (Engineer) and Lou Anne Bostic, (Secretary).

Pledge of Allegiance:

**RESOLUTION OF RECOGNITION:**

-Ms Wilhide presented a Recognition of Military Service plaque to the relatives of Corporal Harold E. Witmer for his service to his country. The resolution of Respect will be placed in the Township Resolution Book.

**RECOGNITION OF PUBLIC REQUESTS:**

- Sam Schroll, Buck Road, thanked the township for the improvements to the Bull and Buck Road intersection. He stated that the sight distance has been improved and now traffic needs to slow down. Ms Wilhide informed him that the police will be notified.
- Nick Blitva, 220 Hunter Creek Road, voiced complaints about the recent snow removal. Ms. Wilhide informed him that the roadcrew will be informed.
- Jake Perry, 460 Old Stone Way, representing the Zion View Athletic Association, presented the field reservation requests for Zion View and Hykes Field.

Approval of Agenda: Mr. Hahn made a motion to adopt the agenda with an amendment that the executive session scheduled at the end of the meeting to discuss the handbook will not be held. Ms. Wilhide informed him that the executive session does not include the handbook, and is needed to discuss another personnel matter. Motion by Mr. Hahn, second by Mr. Klinger, unanimously carried, to approve the agenda as prepared. Vote: 3 to 0

**Approval of Previous Minutes:**

- Motion by Mr. Hahn, second by Mr. Klinger, unanimously carried, to approve the January 3, 2012 minutes. Vote: 3 to 0
- Motion by Mr. Klinger, second by Mr. Hahn, unanimously carried, to approve the January 12, 2012 minutes. Vote: 3 to 0 Mr. Hahn commented that he took offense to the cancellation, by Ms Wilhide, of a representative from Stambaugh Ness attending the meeting to inform the board and the public of the GASB requirements.

#### PLANNING & ZONING:

-Terry Myers presented a waiver request for Center Point Tank Services. UNFI wants to install one 20,000 gallon diesel aboveground storage tank and would like the Land Development requirement

waived. Motion by Mr. Klinger, second by Mr. Hahn, unanimously carried, to approve the waiver request. Vote: 3 to 0

#### REPORTS:

The following reports were distributed to the Supervisors:

Treasurer's Report for December and January. Mr. Hahn asked why his check for \$35.00 was posted to the wrong account. Mr. Hahn asked why his W2 is incorrect and wondered if any other W2's were incorrect. Mr. Hahn asked why checks paid to Ms Leonard and Mr. Neufeld in 2011 exceeded the funds available in their individual dental/optical accounts.

Ms Bostic informed the board that corrections will be made to Mr. Hahn's check and W2.

The other reimbursement checks were recalled and corrected. Mr. Hahn told Ms Bostic that she is very unprofessional and he feels the bills should be reviewed by the board before the checks are signed.

Fuel Usage Report, Police Report, Sewer Report, and the Building Permit Report.

Motion by Mr. Hahn, second by Mr. Klinger, unanimously carried, to approve the reports.

Vote: 3 to 0

Motion by Mr. Klinger, second by Ms Wilhide, motion carried, to approve the List of January Bills Report. Vote: Klinger-aye Wilhide-aye Hahn-nay Vote: 2 to 1

Road Report was presented by Todd Smith, Roadmaster

-Mr. Smith presented a quote from L.S. Lee to replace storm damaged guide rails at the following locations:

1400 Jug Road, Millcreek Road, Sheepbridge Road and Cemetery Road.

The total cost quoted was \$13,125.00. Mr. Hahn asked the roadmaster why it took so long to get the guide rails replaced. Mr. Smith informed the board that the contractor's schedule is booked.

The current guide rails located throughout the township do not have current specified end units installed on them and he recommends that the township try to replace a few every year until all end treatments are compliant. Mr. Hahn asked why only one side of Millcreek Road is being replaced. The quote presented is only for storm damaged areas. Mr. Klinger feels that the township should replace what is damaged for now. Motion by Ms Wilhide, second by Mr. Hahn, unanimously carried, to award the bid to L.S. Lee, in the amount of \$13,125.00.

The township did not have to follow bidding requirements as this was a declared emergency event. Vote: 3 to 0

-Mr. Smith informed the board that he received several complaints about the section of Bowers Bridge Road, between Conewago Creek Road and Locust Point Road. The road is in very bad shape and he suggests that the township and the engineer inspect the road to determine if improvements can be scheduled for this year.

-Damaged electric pole at Zion View was checked by an electrician and should be replaced. The electrician stated that the condition of the next pole and the actual wires will require replacement in the future. He recommended that the township bury the line from the pole in the parking lot to the community building. Todd Smith presented a drawing of the proposed work. Ms Bostic was instructed to obtain quotes for replacement costs.

-Motion by Ms Wilhide, second by Mr. Klinger, unanimously carried, to authorize the township to sell the 1989 Tiger Tractor w/Alamo Mower . The township tried to sell this tractor in 2008 and the tractor has been sitting since then. The manager will advertise for an electronic auction, as required by code.

-Mr. Hahn asked the road master why the township has not done anything to help the Metz's with their storm clean up. The property is located on Millcreek Road and stone was deposited on their property during the storms last September. The road master informed Mr. Hahn that he was given direction by the supervisors to only clean within the township's right of way. *Mr. Hahn noted that only Ms Leonard opposed work being done outside of the township right of way and there were no other comments opposing the work.* Mr. Hahn commented on prior work that was done by the township and was located beyond the township's right of way on the *property of Mr. Jensenius and Mr. Anderson.* He feels that is the township's fault by placing the wrong size stone and does not feel that the township is being fair to the Metz's. Mr. Klinger and Ms Wilhide do not feel that the township should set precedence by cleaning this property. Mr. Hahn strongly urged the Metz's to hire an attorney.

Parks and Recreation Board Report:

-The board was asked to approve the barn removal at the Canal Road township property. The property was inspected by two contractors.

The Barn Saver is interested in purchasing the house attic floor at a cost of \$200.00. They are not interested in anything else. George Wentz, contractor, is interested in removing the barn at no cost to the township.

The board would like to retain the barn stone foundation for future use in the park. Motion by Ms Wilhide, second by Mr. Klinger, unanimously carried, to authorize Mr. Wentz to remove the barn by 7/31/2012, and leave all stone on site. Mr. Wentz will contact the township within the next week to confirm the job. Vote: 3 to 0

-Pat McCoy, recreation park representative informed the board that she met with an auctioneer regarding the material in the house. The items would need to be uninstalled in order to be auctioned and they did not feel that it would be profitable. Ms Wilhide informed the board that she had also contacted an auctioneer, and he is not interested.

Jim McCoy, recreation park board member suggested that the fire company use the building for training. Mr. Poe, Jug Road, reminded the township of the asbestos siding on the property and the possibility of hazard material removal fees.

-Ms Wilhide informed the board that she received a request from a township resident to purchase the chicken house, located on the Canal Road property, for \$225.00. Motion by Ms Wilhide, second by Mr. Klinger, to authorize the sale of the chicken house to Mr. Henchy for \$225.00. Mr. Hahn abstained from voting. Vote: 2 to \_\_\_

**SOLICITOR'S REPORT:** Attorney Bowser presented the written report and asked for permission to allow Attorney Bupp to work with the Cohen Law Group regarding the township's cable franchise renewal contract. The board did not have a problem with the request.

**ENGINEER'S REPORT:** Terry Myers presented the written report and commented on the following:

-Jug Road culvert guide rail quotes. Mr. Hahn requested the installation of guide rails at the new culvert on Jug Road *because of it being unsafe especially during the winter.*

Mr. Myers presented the lowest quote in the amount of \$8,350.00 from L.S. Lee.

- Arlette Figdore, 475 Jug Road, asked the board to look beyond the cost of the installation to school bus safety. This culvert is located on her property and she feels it is not the depth of the culvert or the amount of traffic that should warrant the installation, it is the speed of the vehicles on Jug Road. Mr. Hahn voiced concerns of a liability issue if an accident should occur. Mr. Myers previously presented the guiderail warrant analysis to the board. Motion by Mr. Hahn to install the guide rails for safety reasons to protect the residents. Motion died due to lack of section. Mr. Hahn stated that if there is ever a law suit the township will be paying big money.

-Mr. Myers reported that the easement and permit for stormwater work on Jug Road is pending. This project is proposed to keep the water from flowing onto the road at the sharp curve in the area of 1380 Jug Road. Mr. Hahn stated that any water on the road is an act of God.

-Mr. Myers presented quotes for the installation of gabion baskets on the Rooster Lane project. The low bid received from Conewago Paving and Excavating, LLC was in the amount of \$10,330.00. Motion by Ms Wilhide, second by Mr. Klinger, unanimously carried, to award the job to Conewago Paving.

Mr. Myers will obtain quotes for the application of the driving surface aggregate for the March meeting.

-Mr. Hahn asked Terry if the material bid contracts are in place and if the amounts are locked in. Mr. Myers informed the board that the bids are in place and amounts can vary.

-Mr. Myers reported that PennDOT requires the township to be the permittee for the Hickory Ridge Mews HOP. The solicitor, engineer and developer are working on an agreement of financial responsibility before the PennDOT HOP condition statement can be signed by the township at the next meeting.

#### UNFINISHED BUSINESS:

-The manager requested permission to start using the PLGIT procurement card program to make purchases and pay bills. This program provides rebates. Mr. Hahn is not in favor of using the system and feels that the supervisor's will be giving up their control. He states that past audit reports have shown him that control is needed. Motion by Ms Wilhide, second by Mr. Klinger, motion carried, to authorize the manager to start using the program. Mr. Hahn voted in opposition. Vote: 2 to 1

-The manager provided a status report of the improvements that the road crew completed at the intersection of Bull and Buck Road.

-Resolution 2012-10 was presented to amend the 2012 budget. Mr. Hahn stated that the solicitor's research was in error and the proposed amended budget is illegal. Motion by Mr. Klinger, second by Ms Wilhide, motion carried, to adopt Resolution 2012-10, amending the 2012 budget. Mr. Hahn voted in opposition. Vote: 2 to 1

#### NEW BUSINESS:

-Zion View rental key was not returned to the township. The manager was instructed to report it stolen to the police. The township will start charging a \$25.00 security deposit that will only be refunded when the key is returned.

#### OTHER BUSINESS:

-Mr. Hahn presented correspondence from the York County Board of Commissioners asking for township support to acknowledge the concept to eliminate property taxes in the county. Motion by Mr. Hahn, second by Mr. Klinger, unanimously agreed, to send a letter of support.

*Vote: 3 to 0*

-Ms Wilhide presented correspondence from the SPCA asking the township to adopt an ordinance pertaining to the tethering of outside dogs. The board is not in favor of adopting an ordinance.

-Mr. Hahn questioned the current fuel contract. The manger informed him that the township joint bids for fuel every year. Mr. Hahn wants to know who signed the contract and commented that this is what he means by lack of control. *Mr. Hahn stated that all contracts should be approved by the Board of Supervisors.*

-Ms Wilhide announced that the fire company Easter egg hunt will be held at the Zion View Park on March 31, 2012. The building is currently rented to a private individual and Ms Wilhide was informed that it will not be a problem to have the hunt on the property on the same date.

-Ms Wilhide asked the township to co-sponsor the egg hunt and provide a donation. Kathy Fogle stated that any donation amount would be appreciated and the event would be advertised as a joint venture. Ms Fogle estimated that \$250.00 would be necessary to purchase prizes and candy. Mr. Hahn asked why the fire company did not contact the recreation board prior to coming to the supervisors. Ms. Fogle explained that there was not enough time. The fire company was told to take any requests to the Recreation Board first in the future. Motion by Mr. Hahn, second by Mr. Klinger, unanimously carried, to authorize a \$250.00 donation to be used to co-sponsor the egg hunt.

-Ms Wilhide presented a waiver request on behalf of the Zion View Athletic Association to waive the hearing fee for the variance necessary to install signs. The association had received approval from the Recreation Board and the Supervisors, providing zoning requirements are met, to place temporary sponsor signs on the fields. They want to use the advertising fees for team apparel and to offset registration fees. Pat McCoy asked why the signs cannot be installed without a variance.

Sharon Beck asked if there is a difference between a sign and a banner. Ms Wilhide informed Ms McCoy that she will be copied on the zoning ordinance sign requirements. Mr. Hahn is concerned about setting precedence by waiving the hearing fee and he questioned why the income generated from the signs would not be turned over to the Recreation Board. Waiver request is being held until next month.

-Ms Wilhide reported that an executive session was held prior to the meeting to discuss a legal matter and an executive session will be held after the meeting to discuss a personnel matter.

ADJOURNMENT: Ms Wilhide adjourned the meeting at 8:52 p.m.

Respectfully submitted,

Lou Anne Bostic