

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS
FEBRUARY 10, 2011

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 Robert Hahn (Chairman), Lois Leonard (Vice-Chairperson), Lorreta Wilhide (Supervisor), Timothy Bupp (Solicitor), Terry Myers (Engineer) and Lou Anne Bostic, (Secretary).

Pledge of Allegiance:

RECOGNITION OF PUBLIC REQUESTS:

- Brian Klinger, 2770 Millcreek Road asked the board to remove the weight/truck restrictions on Millcreek Road. Mr. Hahn informed him that the township has an ordinance that requires the restrictions. The ordinance would have to be changed and Mr. Hahn is not in favor of removing the restrictions. Ms Wilhide and Ms Leonard both feel that the road has been improved and the restrictions are unnecessary. The township received a traffic and engineering study, dated November 4, 2009, from The York County Planning Commission traffic division, approving the removal of the restrictions. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to adopt a new ordinance that will remove the truck/weight limit on Millcreek Road.

Mr. Klinger also asked the board if his "business" sign can remain on the property located at the corner of Millcreek Road and Canal Road. Mr. Klinger explained that he received a letter from the zoning officer informing him that the sign needed to be removed. Mr. Hahn told Mr. Klinger to contact the zoning officer regarding the township's sign regulations.

-Carl Fidler, 150 E. Butter Road, asked the board why snow emergency signs were purchased. He does not feel that it was necessary. Mr. Fidler also voiced his opinion in favor of the township hiring independent contractors for snow removal.

-Rick Fink and George Thomas were present representing FTLLP, Bennett Run developers. They received a letter from the zoning officer informing them that their sign, located on the township's property, at the corner of Fisher Drive and Copenhaffer Road needs to be removed. The zoning officer told them to speak to the board to determine if the sign can remain on the township's property. Mr. Thomas asked that the sign remain for another year or more, until the townhouse lots are sold. He also feels that the sign should be grand-fathered, the placement was granted in 2005 on a handshake with the township. The solicitor informed the board that a precedent could be set if they allow signs to be located on township property. Mr. Hahn was concerned about the township's liability if the sign is allowed to remain. Ms Wilhide is in favor of allowing the sign to remain for another year. Mr. Hahn and Ms Leonard are not in favor of allowing the sign to remain, the sign must be removed.

-Michael Knudsen, 1355 Copenhaffer Road, voiced concern about people walking on Copenhaffer Road causing a safety concern. He would like to see sidewalks installed from Zion View to the school.

-Donald Knouse, 805 Copenhaffer Road, stated that in some rural areas, an extra blacktop shoulder 3' wide bicycle/walking path is installed instead of sidewalks. Maintenance would then not be the homeowners responsibility, and cost would be less for the township to install.

-Heather Eichelberger, 140 Greenspring Road, stated that she does not feel a pathway would be safe enough for children.

-Jim McCoy, 4490 Susquehanna Trail, stated that the existing sidewalks located in the township are not properly maintained and he does not feel that additional sidewalks are necessary.

Approval of Agenda: Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to approve the agenda as prepared.

Approval of January 3, 2011 minutes: Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to approve the minutes.

PLANNING & ZONING:

-Bottom Line Contracting president, Craig Hasson, presented a waiver request to remove the street light installation in the Alvin Fisher/Bennett run Development, off Nolan Drive. This part of the development does not have a home owners association to assume responsibility of the operation of the street light.

-Nick Blitva, 220 Hunter Creek Drive, stated that the home owners association in Hunter Creek is responsible for the lights in their development and he said that a law requires any new community to have a HOA. Mr. Hahn is concerned about granting a waiver and requested that this matter be tabled to allow further research.

REPORTS:

The following reports were distributed to the Supervisors:

Treasurer's Report, The supervisors questioned why the accounting firm is being paid now. Ms Bostic explained that the due date is before the next meeting. Mr. Hahn requested that the check be held until then. Motion by Ms Wilhide, second by Mr. Hahn, unanimously carried, to approve the report.

Fuel Usage Report, Police Report, Road Report, Sewer Report, and the Building Permit Report. Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to approve the reports. Ms Wilhide asked why the supervisors are receiving copies of the burn permits. Mr. Hahn explained that he requested the copies.

Parks and Recreation Board Minutes: Heather Eichelberger, Chairperson presented the following:

-The recreation board is requesting that the Zion View property be smoke free. Discussion followed. Pat McCoy, 4490 Susquehanna Trail, asked the board to consider making all township recreation properties smoke free. Mr. Knudsen, 675 Copenhaffer Road, asked how it would be enforced. Mr. Hahn said that it would be a police matter. Motion by Mr. Hahn, second by Ms Wilhide, motion carried, to make all recreation areas smoke free with the exception of designated smoking areas that are to be set up by the recreation board. Vote: Hahn-aye, Wilhide-aye, Leonard-nay.

-The recreation board is requesting the supervisors to designate the placement of the Armed Forces Memorial being proposed by a local Eagle Scout. The manager will check past minutes for clarification.

-The recreation board requested the township to purchase and install a flag pole behind home plate on Zion View Field #1. The supervisors requested cost estimates. Tabled.

-The recreation board requested the township to anchor the bleachers on Zion View Field#1.

-The recreation board requested the township to purchase and install a new back stop on Zion View Field #3. The supervisors requested cost estimates. Tabled.

-The recreation board requested the township to pave the first 20' back on each of the two entrances to the Zion View property. Tabled to allow the engineer to look at the property.

-The recreation board requested a supervisor to attend their meetings as an advisor. Mr. Hahn informed Ms Eichelberger that the township manager is the person they should contact. Ms Wilhide requested to serve as the advisor. Mr. Hahn is not in favor of a supervisor serving as an advisor. Ms Leonard is not in favor and feels that the recreation board is doing okay on their own.

-The recreation board requested the township to allow the placement of a sports equipment storage box at the Strinestown Field. The athletic association's insurance would cover any liability concerns.

-Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to accept the recreation board report.

SOLICITOR'S REPORT: Attorney Bupp presented Resolution 2011-08, a resolution to include the special fire tax in the LERTA program. The tax collector requested the resolution to clarify the application of the tax to the fire tax portion of the tax bills. Discussion followed with Lynn Kann, 330 Copenhaffer Road and Heather Eichelberger, 140 Greenspring Road, requesting an explanation of the LERTA program. Mr. Hahn explained the program. Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to adopt Resolution 2011-08.

-Mr. Hahn questioned the solicitor about a private maintenance agreement that was signed by Ms Wilhide instead of the chairperson as the agreement stated. Mr. Hahn feels that the agreement was falsely signed and requests a new agreement be drafted and signed by the chairperson. Attorney Bupp informed the board that he does not feel a problem exists with the document. Mr. Hahn spoke with the developer's attorney and wants another agreement drafted. Ms Leonard agrees with Mr. Hahn. Ms Bostic explained that the signature on the document was requested by her and because the board had previously approved the agreement, conditioned upon the completion of the joint driveway maintenance agreement, did not feel that the signature was an issue.

-Brian Klinger, 2770 Millcreek Road, asked why another agreement needs to be drafted.

ENGINEER'S REPORT: Terry Myers presented a letter for board signature to present to Dover Township requesting PennDOT to perform a traffic study on the Canal and Bull Road intersection. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to approve the letter.

-2011 Road projects. Mr. Myers presented the cost estimates for the anticipated projects, based on the five year road program that was developed last year. The approximate cost of \$500,000.00 will include the following:

-Jug Road, from Butter Road to Lewisberry Road. Stormwater culvert replacements, base repair, reclamation, and placement of 3" thick bituminous binder course.

-Bremer Road, from Bull Road north 4430 feet. Gutter paving, base repair, placement of a scratch/leveling course and placement of a 1-1/2" thick bituminous wearing course.

-Industrial Road, from Susquehanna Trail to end of cul-de-sac. Repair and resurface with the placement of a 2" thick bituminous binder course.

-Mr. Hahn had requested that the gutter stone placement costs be obtained for the projects. Mr. Myers informed the board that the contractor cost would be approximately \$20,000.00. He feels the township

crew can complete the job for around \$8,000.00.

-Mr. Hahn asked the engineer to include Pine Tree Road in the five year project list.

-Complaints have been received regarding bumps and holes on Copenhaffer Road in the area of Zion View and the first quarter mile of Cloverleaf Road, from the Susquehanna Trail intersection. The road is rutting on the right hand side in the previous area that was widened.

-Terry Myers explained the storm calculations for the two culverts on the section of Jug Road between Canal Road and Quickel Road.

- Mr. Myers is recommending that the current CMP arch, Culvert #1, be replaced with a 36" diameter SLPP, using the township road crew to install.

- Mr. Myers is recommending that the current 72" CMP pipe, Culvert #2, be replaced with a 7'x6' concrete box, using the township road crew to remove the existing pipe.

A concrete contractor would need to be used to save the existing wing walls on the culverts. The estimated construction costs for both culverts total \$80,000.00. Discussion followed.

Ms. Wilhide is not in favor of replacing the culverts. Mr. Hahn and Ms Leonard informed the engineer to move ahead with the completion and submission of the required DEP permits.

UNFINISHED BUSINESS:

-Job descriptions. Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to include the existing job descriptions in the employee handbook until new descriptions can be created.

-Township Manager job description was submitted to the board for review. Discussion followed. Motion by Mr. Hahn, second by Ms Leonard, motion carried, to adopt the Township Manager job description/responsibilities. Vote: Hahn-aye Leonard-aye Wilhide abstained from voting

NEW BUSINESS:

-On call snow plow drivers. Ms Bostic asked the board to label the on call drivers as temporary Part-time seasonal employees instead of independent contractors. The new classification has caused a problem and she explained that going back to the way it was classified should solve the problem. The board set the pay at a straight-time amount of \$20.00 per hour, on a motion by Mr. Hahn and seconded by Ms Leonard. Discussion followed. Motion carried. Vote: Hahn-aye Leonard-aye Wilhide-nay

-Sewer Authority resignations. Mr. Landis and Mr. Hahn resigned from the authority. The Conewago Township Sewer Authority informed the board that they have the authority to fill a vacancy in the event of a resignation and will appoint replacements at a future meeting.

-Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to have the township manager draft a letter to the authority requesting their consideration of Jason Armstrong as the replacement for Mr. Hahn.

-Resolution 2011-07, a resolution appointing Stambaugh Ness P.C. as the accounting firm to audit the township's financial records for 2010 was adopted on a motion by Mr. Hahn, seconded by Ms Wilhide, and unanimously carried.

-The township manager requested permission to purchase coats for the road crew. Mr. Hahn informed her that the expenses is under \$500.00 and does not require specific board approval.

-Road master requested permission to purchase a total of 194 street signs in order to stock inventory for sign replacements. Mr. Hahn asked why the numbers requested vary between the streets. The manager explained that some signs are missing from the current inventory.

The COSTARS cost for the purchase of the signs thru U. S. Municipal Services is \$2,766.60. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to authorize the purchase.

-The township received a request from the York County Planning Commission to offer a consolidation effort with them to provide the US Census Bureau with boundary updates. Mr. Hahn would like to know if a fee is involved. Tabled to obtain information.

-Sidewalk surveys. The township sent surveys to the residents along Copenhaffer Road and the surrounding developments asking if they are in favor of sidewalk installation from Zion View to the elementary school. Mr. Hahn read the result tally and stated that the community does not want sidewalks. Ms Wilhide presented 43 additional responses that were not included in the tally. Discussion followed regarding the costs associated with installation and the maintenance of the sidewalks by the homeowners. Ms Wilhide suggests that the township install one section at a time as the budget allows, her main concern is to get the children off the streets. Mr. Myers informed the board that grants might be available for sidewalk installation.

OTHER BUSINESS:

-Mr. Hahn reported the following:

- Employee accident report totaled over \$10,000.00 in a truck repair bill.
- Employee accident not provided for a stuck vehicle. The employee stated that this was not an accident, he was just stuck.
- PennDOT approved the Susquehanna Trail as a truck access route.
- The fire company was billed for fuel for the month of January and payment has been received.
- Home Owners Associations are not exempt from the township's trash requirements.
- Senator Picolla will be holding a Town Meeting at the township building, on April 16th. from from 9 a.m. to 10 a.m.
- PennDOT will be conducting a traffic study of the Bowers Bridge Road and Conewago Creek Road intersection.
- Recreation Board member interest letter was received from Kelly Zambito. Motion by Mr. Hahn, second by Ms. Leonard, unanimously carried, to appoint Ms Zambito to the Parks and Recreation Board.

-Brian Klinger, 2770 Millcreek Road, asked the board that if they plan to bill him for the recent fire on his mulch plant property that they bill him for the actual cost to the township. Mr. Hahn informed him that the manager will bill him accordingly.

-Mr. Hahn announced that their will be an executive session after the meeting to discuss a personnel matter.

ADJOURNMENT: Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to adjourn the meeting at 9:42 p.m.

Respectfully submitted,

Lou Anne Bostic