

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS
MAY 3, 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).

Mr. Hahn announced that an executive session was held prior to the meeting to discuss a personnel matter.

Pledge of Allegiance:

RECOGNITION OF RESPECT FOR MILITARY SERVICE:

-Private First Class Cody W. Smith was presented with a resolution of respect for his military service. His father, Richard Smith, accepted the resolution in Cody's absence.

RECOGNITION OF PUBLIC REQUESTS:

-Sharon Beck, 1605 Copenhaffer Road, informed the board of the problems that Gary has been having with Harleysville Insurance, and recommends that the township look at a different disability insurance provider. Mr. Hahn feels that Harleysville has been giving Mr. Beck the run around.

- James Duncan, 980 Jug Road, thanked the township road crew for the improvements on Jug Road at his property.

-Pat McCoy, 4490 Susquehanna Trail, asked the chairman for answers to the following requests that she received from the senior group.

1- Does Mr. Klinger have a law suit against the township? Mr. Hahn answered yes.

2. Is Mr. Klinger running for township supervisor an ethics violation? Mr. Hahn informed her that the state ethics board would have to answer this question.

3. What has the township incurred in legal expenses with regard to Mr. Klinger's law suit? Mr. Hahn answered approximately \$5,000.00.

-Brian Klinger, 2770 Millcreek Road, stated that he does not have a law suit it is an appeal. Solicitor Tim Bupp agreed that the legal matter is an appeal not a law suit against the township. Mr. Hahn informed the board that the court has ruled in favor of the township on the appeal.

-Vicky Smith, 5245 Bull Road asked if Mr. Klinger is responsible for the township's legal fees. Attorney Bupp informed her that he is not responsible for the legal fees. Mr. Bupp stated that the filing of an appeal in not unethical. Mr. Klinger explained that anyone has the right to file an appeal.

-Dean Keeports, 2670 Millcreek Road, asked when the stormwater problem on his property will be corrected. Mr. Hahn informed him that the engineer will take a look at the problem.

AGENDA ADOPTION: Motion by Ms Leonard, second by Ms Wilhide, to adopt the agenda as presented.

APPROVAL OF MINUTES: Motion by Ms Leonard, second by Mr. Hahn , unanimously carried, to approve the corrected minutes from April 5, 2011.

PLANNING & ZONING: None

PARK & RECREATION BOARD: The minutes from the April meeting were not received.

REPORTS: Ms Wilhide had questions regarding several payments and questioned why a transcript was requested from Key Reporters. Ms Leonard explained that she wanted to be sure that the zoning matter presented to the zoning hearing board was followed thru. Ms Wilhide also stated that she will not approve any Caskey Printing

payments due to her disapproval of the township newsletter.

Mr. Hahn questioned late fees that were charged to the township and made a motion that if the township receives bills that are due and may incur a late charge, he wants to be contacted and he will arrange to have those bills paid. Ms. Leonard seconded his motion and the motion passed. Vote: Hahn-aye Leonard-aye Wilhide-nay.

Motion by Ms Leonard, second by Mr. Hahn, motion carried, to approve all reports. Vote: Hahn-aye Leonard-aye Wilhide-nay

SOLICITOR'S REPORT: Attorney Bupp reported the court voted in favor of the township regarding the Klinger UCC appeal.

ENGINEER'S REPORT: Terry Myers presented his written report to the board.

-Mr. Myers provided the board with the bid results for the placement of bituminous materials. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to award the bid to the low bidder - Shiloh Paving at the bid price of \$130,453.44.

-Rooster Lane project. Letters were sent to the adjoining property owners on Rooster Lane, to notify them of the project and get feed back on a possible one-way option for the lower section. The township received one response in favor and one telephone call in opposition.

-Terry Myers reported that an improvement for the Canal/Millcreek Road intersection would be to remove the two trees located on the township's property to improve site distance. The board will take a look at this.

-The board discussed a drainage problem on Vida Lane. The manager will contact the property owners to see if their cooperation is possible to correct the problem.

-Mr. Myers visited the Conewago Creek Road and Bowers Bridge Road intersection and stated that the sight distance can be improved by grading a bank along the south side of Conewago Creek Road west of the Bowers Bridge Road intersection. The manager will contact the property owner to discuss a construction easement and PennDOT regarding a possible HOP permit.

-2012-2014 CDBG applications are being received by The York County Planning Commission until June 3, 2011. The following suggestions were presented:

- 1-Zion View Park, improve bathrooms and parking to ADA compliance
- 2-Bituminous wearing course on Cemetery Road, Hykes Mill Road and Hill-N-Dale Road
- 3-Copenhaffer Road sidewalk installation
- 4-Copenhaffer Road, between Canal Road and the Susquehanna Trail, be reconstructed as a cul-de-sac after the improvements to the Canal Road and Susquehanna Trail intersection are completed.

Motion by Mr. Hahn, second by Ms Wilhide, motion carried, to submit an application for the above 4 projects. Ms Leonard is not in favor of sidewalk installation on Copenhaffer Road. Vote: Hahn-aye Wilhide-aye Leonard-nay

Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to authorize the CDBG application to be signed by the chairperson as prioritized above.

Mr. Hahn asked why Jeff Shue still represents the Conewago Township Planning Commission instead of Terry Myers. Terry explained that he has a conflict with the meeting times. Mr. Hahn has concerns regarding the Hickory Ridge Mews plan that will be presented to the board at a later date. Mr. Myers explained the average daily traffic count formula and relationship to the construction of the second entrance to the Hickory Ridge Mews Development and the Canal Road relocation.

UNFINISHED BUSINESS:

-Job descriptions. Pending.

-Seasonal employee interviews will be held to hire two employees for ground maintenance at the township owned properties.

-Canal Road and Bull Road intersection study has been received from PennDOT regarding the installation of a traffic signal. PennDOT requires the township to submit a complete application for their review and approval and a letter of financial commitment. Ms Wilhide suggested that Dover Township provide a financial commitment letter, Ms Leonard agrees. Mr. Hahn is not in favor of moving ahead. The manager was instructed to write a letter to Dover Township.

NEW BUSINESS:

-Canal Road township property. The previous farmer is requesting to farm the property this year for \$450.00. The manager will request that the farmer keep the crops back from Millcreek Road in order to obtain better site distance. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to approve the request.

-Mr. Hahn recommended that a check in the amount of \$2,000.00 be cut for the Independence Day Celebration donation.

-Mr. Hahn approved the York County Fire Police Association Roster for 2011 for the Strinestown Community Fire Company.

-Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to appoint Cynthia White to serve a five year term on the Parks and Recreation Board.

-LGAC meeting reservation reminder was given to the board.

-Mr. Hahn requested that the Local Services Tax be increased to \$52.00 per person in the 2012 budget. The increase requires adoption by ordinance prior to December of 2011. Mr. Hahn is in favor of increasing the Local Services Tax and dropping the Per Capita Tax altogether. Motion by Mr. Hahn, second by Ms Leonard, motion carried, to authorize the solicitor to draft the ordinance to abolish the per capita tax and increase the LST tax to \$52.00 for 2012. Vote: Hahn-aye Leonard-aye Wilhide-nay

OTHER BUSINESS:

-Ms Wilhide requested that the portable toilets be relocated at the Zion View park.

-Ms Wilhide provided a list of accounting software companies.

-Mr. Hahn advised that the ad-hoc committee to review the township ordinances has been formed. He commended Mr. Rob Fogle for the excellent job that he did on the review and recommends that the board do something with his recommendations.

-Mr. Hahn requested that the Parks and Recreation Board provide suggestions or plans for the supervisors to consider. The manager will ask them to look at an engineering firm to come up with some type of plan for the Canal Road property.

-Mr. Hahn recommends that the township discontinue reimbursing the supervisors and employees for health insurance premiums, in accordance with the Second Class Township Code, Section 606 & 1512a. Ms Wilhide feels that the additional expense to the tax payers is wrong and she does not agree. Mr. Hahn explained that Attorney Bupp provided research on the matter. Motion by Mr. Hahn, second by Ms Leonard, motion carried, to discontinue insurance reimbursements. Vote: Hahn-aye Leonard-aye Wilhide-nay

-Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to authorize the Zion View Athletic Association's request to install the 4x8 wooden shed that the association purchased on the Zion View Park Field #2.

ADJOURNMENT: Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to adjourn the meeting at 8:30 p.m.

Respectfully submitted,

Lou Anne Bostic