

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS  
JULY 5, 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), Lorreta Wilhide (Supervisor), Timothy Bupp (Solicitor), Terry Myers (Engineer) and Lou Anne Bostic, (Secretary).

Mr. Hahn announced that two executive sessions were held during the month prior to the meeting to discuss a personnel matter.

Pledge of Allegiance:

RECOGNITION OF PUBLIC REQUESTS:

-Cheryl Naill, 280 East Butter Road addressed the board about the recently published employment ad, regarding gender specific verbiage and the township's policy for compiling and approving employment ads. Mr. Hahn stated that the ad was pulled and corrected, the majority of the board approved the advertisement. Ms Naill also voiced concern regarding the advertising fee and requested the township to explore other venues that are available. Mr. Hahn thanked Ms Naill for her comments.

-Jack Trimmer, 50 Pine Tree Road told the board that he is withdrawing his complaint until DEP is finished inspecting the property and his water is tested. (6/7/11 minutes)

-Robert Byers, Elwood Dapp Estate administrator addressed the board regarding activity on the property. Mr. Byers wanted to know what the legal intentions of the township are towards the Dapp property and if the township can legally enter a posted property. He felt that the estate should have been contacted before any township activity took place. Mr. Hahn informed him to speak with the township solicitor.

-Matthew Millsaps, 80 Hickory Ridge Circle requested that he be allowed to respond to the Hickory Ridge Mews Plan under planning and zoning.

AGENDA ADOPTION: Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to adopt the agenda as presented with the addition of four matters under "Other Business"

APPROVAL OF MINUTES: Motion by Ms Wilhide to approve the June 7<sup>th</sup> minutes. Mr. Hahn requested the following corrections:

-Under New Business add to section regarding recreation fees - Ms Wilhide asked why the township's engineer was not chosen. Mr. Hahn stated that he feels exposure to another engineer is desirable, which was discussed at the last Board of Supervisors meeting.

-Under Other Business add to section regarding compensation for acting roadmaster - Ms Wilhide is not in favor of the formula that is proposed, she feels that the road crew is doing a good job. Mr. Hahn asked Ms Wilhide to come up with another way to address the compensation. Ms Wilhide could not or would recommend an alternate way of compensating Mr. Jadro for assuming the responsibilities of acting Road Master.

Motion was seconded by Mr. Hahn, unanimously carried to approve the minutes with the above corrections.

Mr. Hahn advised that the manager send a letter to Mr. Jensenius regarding the storm water pipe located on his property. (6/7/11 minutes)

PUBLIC HEARING - ORDINANCE #333, An ordinance increasing the Local Services Tax and repealing the Per Capita Tax. Motion by Mr. Hahn to adopt Ordinance #333, motion died due to lack of second.

-Cheryl Naill, 280 East Butter Road asked why the board wants to repeal the per capita tax. Mr. Hahn explained that it would give \_\_\_\_\_ local residents a tax a break from the nuisance tax, as opposed to the 1500 who would

be affected by the Local Service Tax. The net difference would be a plus \$8,000 to \$10,000. Motion by Mr. Hahn to re-advertise the ordinance for action at the next meeting. Motion died due to lack of second. Mr. Hahn requested the ordinance be placed on the agenda to re-advertise the ordinance.

#### PLANNING & ZONING:

- Hickory Ridge Mews representatives presented the preliminary land development plan along with updated storm water management items and the developers agreement that the board requested. ( 6/7/11 minutes)
- Mr. Hahn stated that he feels the zoning hearing board should not have approved the special exception to allow town homes based on various public safety issues. Mr. Hahn presented correspondence from Chief Bentzel of the Northern York County Police regarding his opinion on the generation of additional police service for neighborhoods containing attached dwellings. (Copy attached) He also said that he spoke with Mr. Steve Tawney, Fire Chief, who felt it was a safety hazard to have one exit-entrance and he stated that in 2005. Mr. Hahn said that he is unable to approve the plan based on the developers agreement as presented. He would like to see the road improvements completed before the occupancy permit is granted for the 45<sup>th</sup> town home built in Phase II. The completion of the 44<sup>th</sup> town home would trigger the construction of Beech Ridge Lane and the realignment of Canal Road. Lengthy discussion followed regarding the Home Owner Associations, the maintenance of Lot #137, additional parking lots and public safety issues regarding the second entrance to the development. The following public comments were presented:
  - Jason Graves, 90 Hickory Ridge Circle does not want town homes in the development and feels that 44 town homes are too many to allow without the second entrance to the development being completed.
  - Daryl Horst, Canal Road is concerned about finances in these difficult times with respect to the construction of Beech Ridge Lane and the Canal Road realignment. Terry Myers informed him that before Final Plan approval can be granted the developer must post financial security.
  - Matthew Millsaps, 80 Hickory Ridge Circle voiced public safety concerns regarding the second entrance and feels that another traffic study should be required. The prior study was completed in 2006.
  - Brittany, 90 Hickory Ridge Circle informed the board of her concern regarding traffic exiting from the development with only one entrance.
  - Cheryl Naill, 280 East Butter Road asked if the town homes would be rented or become Section 8 housing. She was informed that the development is a fee-simple development.
- Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to table the plan until the August meeting.

#### PARK & RECREATION BOARD:

- Cheryl Naill, Parks & Recreation Board representative, reported on the following:
  - Cub scouts request to construct a fire pit, between the pavilion and the shed, at the Zion View Community Center has been recommended for approval by the Recreation Board. This was approved at last months meeting subject to the Recreation Board determining the location.
  - Boy scouts request to place a large recycle bin next to the single garage and a small recycle bin next to the concession stand has been recommended for approval by the Recreation Board. This was approved at last months meeting subject to the Recreation Board determining the location.
  - The Recreation Board is requesting that signage on the Millcreek/Canal property be provided for using recreation funds that are soon expiring. These funds were previously allotted to be expended on using First Capital Engineering. This request is tabled until the August meeting.
  - The Recreation Board is requesting that a stone path be installed from the main parking lot to Field 3 using recreation maintenance funds. This request is tabled until the August meeting.

-The Recreation Board is recommending that the Millcreek/Canal property be named "Millcreek Park". It was recommended that we hold a contest for the children of Conewago to name the park. Ms Naill asked if the first three items were approved by the supervisors before the recreation boards recommendations. She does not feel that the recreation money expenditure to First Capital Engineering for a sketch plan of the property should have been approved before the recreation board had a chance to submit their comments. Discussion followed. Ms Wilhide stated that she feels the communication between the boards could be improved by having the recreation board meet prior to the supervisors meeting. Ms Wilhide said she would change that in

January.

-Jim McCoy, 4490 Susquehanna Trail, commented on the attendance at all township meetings.

-Brian Klinger, 2770 Millcreek Road asked why it's necessary to have a recreation board if the recreation board brings their recommendations back to the board after the decisions have already been made by the supervisors. Mr. Hahn explained that the recreation board is an advisory board. It is the Board of Supervisors who are the governing body and they can make decisions without recommendations from the Recreation Board.

-Mr. Hahn stated that he would like the park name to be determined by the children of the community through a contest held to name the Millcreek/Canal property. He feels that the fall newsletter would be a good way to announce the contest.

-Mr. Hahn informed the public that Board of Supervisors decisions should be made for the good of the community and are not made for certain groups or areas but for the entire township. Ms. Wilhide would like to see the property naming contest include everyone, not just children.

-Mr. Hahn requested that the supervisors receive the recreation board minutes earlier. Ms Naill explained that she obtains board approval before she forwards them to the supervisors.

#### REPORTS:

-Mr. Hahn questioned the expenditure of \$159.00 for roadcrew work boots. The check will be voided and reissued in the amount of \$150.00, the maximum allowed.

-Mr. Hahn requested a breakdown of the entire Recreation Fund which would mean reconstructing the account showing the receipts and expenditures.

-Motion by Mr. Hahn to approve the report with the statement that Ms Wilhide disagrees with the payment to First Capital Engineering and Media Communications. Ms Wilhide seconded the motion.

#### SOLICITOR'S REPORT: None

-Attorney Bupp requested an executive session to discuss possible litigation.

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

-Mr. Myers informed the board that the tar and chip application on the back portion of Industrial Road will be completed this week.

-Mr. Myers informed the board that a pre-con meeting is scheduled with Shiloh Paving to discuss this year's road projects. Mr. Hahn recommended that quotes be obtained from outside sources to install the two large culverts on Jug Road due to the township's roadcrew being shorthanded. Mr. Myers said we are committed to the large culvert since we already accepted the bid and the culvert is in the process of being constructed. The other culvert might be able to be done later this year or next year. Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to authorize Mr. Myers to solicit quotes for the large culvert job. (Jug Road - between Canal and Quickel Road)

-Mr. Myers presented a letter to be sent to the developer for the Graffius Road paving improvements. The board authorized the letter to be sent.

-Mr. Hahn announced that the township has hired Todd Smith as the roadmaster, effective July 11, 2011.

-Mr. Hahn asked Mr. Myers to get next year's road projects together. For this year's budget preparations. Terry informed the board that the culverts for next year's projects should be completed this year so that the road work would be ready to be done. . Mr. Hahn would like The Board of Supervisors to consider hiring additional road crew.

#### UNFINISHED BUSINESS:

-Motion by Ms Wilhide, second by Mr. Hahn, unanimously carried, to authorize the purchase of a vibratory tamper from United Rentals, at the lowest quoted rate of \$2,195.00.

-Job descriptions. Pending.

-Mr. Hahn reported the zoning officer has provided comments on the ordinance reviews provided by Rob Fogle and agrees that the ordinances should be codified. Mr. Hahn recommends that the zoning officer start to codify the ordinances. Ms Wilhide agreed and The Board of Supervisors recommended that Mr. Neufeld should start the process.

-Vida Lane stormwater - Pending.

-Conewago Creek Road/Bowers Bridge Road intersection improvement - Pending utility relocation.

-Insurance quotes for disability policy - Pending

-Motion by Ms Wilhide, second by Mr. Hahn, unanimously carried, to purchase a new copier from The Phillips Group at the lowest quote of \$3,016.00. The service contract would be \$35.00 a year.

-Dean Keeports, Millcreek Road asked if this is in addition to the copier that was discussed during the 2011 budget

meetings and if this is a lease price or a purchase price. Mr. Hahn informed him that this is the same item and the price is for outright purchase and monthly maintenance contract.

-Mr. Hahn presented a speed enforcement evaluator report from Northern York County Regional Police regarding Big Conewago Avenue. Mr. Hahn requested the solicitor to draft a 25mph ordinance for adoption. The solicitor stated that Ms Bostic could do it and he would work with her.

**NEW BUSINESS:**

-Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to participate in the York County Planning Commission Hazard Mitigation Plan Update.

**OTHER BUSINESS:**

-Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to appoint Todd Smith as Road Master.

-Motion by Ms Wilhide, second by Mr. Hahn, unanimously carried, to approve the blood drive request from the Troop 248 Boy Scouts. Event will be held at Zion View Community Center, on August 8, 2011 from 2 pm to 8 pm.

-Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to extend the York Conservation District Dirt and Gravel Road Maintenance agreement until December 31, 2011.

-Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to approve the PennDot Winter Municipal Services Renewal.

-Mr. Hahn reported that the township has received a couple of requests to obtain the "Chicken House" located on the Millcreek/Canal property and suggests that it be sold on Craig's List to the highest offer. Asked Ms Bostic to list it.

-Mr. Hahn requested that the manager start working on the 2012 budget and include the hiring of one additional police officer. Mr. Hahn would also like to schedule budget workshops to start in August.

Ms Wilhide said she was flexible as to the dates. Ms Bostic said that she has already started to compile information.

**ADJOURNMENT:** Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to adjourn the meeting at 8:58 p.m.

Respectfully submitted,

Lou Anne Bostic