

**WEST HANOVER TOWNSHIP BOARD OF SUPERVISORS
7171 ALLENTOWN BOULEVARD, HARRISBURG, PA 17112
MONDAY, JULY 19, 2010**

CALL TO ORDER – 7:00 p.m.

Ms. Turns called the meeting to order at 7:00 PM followed by the Pledge of Allegiance. Pastor Brian Harrison gave the invocation.

Ms. Turns informed the public that there was an Executive Session held at 6:00pm.

ROLL CALL

Adam Klein, Supervisor
Bill Ostermayer, Supervisor
Chris Scott, Secretary/Treasurer

Jay Megonnell, Vice-Chairman
Linda Turns, Chairman

CORRESPONDENCE:

Item #1 FROM: PA State Police RE: June Statistics –Ms. Turns reviewed the statics of the June police report. Mr. Megonnell reported that the total number of incidents are down by 23.The report is available for the public for review.

Item #2 FROM: PA DEP RE: Act 101 Recycling Grant- Ms. Turns reported that the Township received a check in the amount of \$18,217.00. This grant reflects the 852.2 tons of residential and commercial materials recycled in 2008.

Item #3 FROM: PA DEP RE: Act 167 Stormwater Management Plan – Ms. Turns asked if we received the new Act 157 yet, Ms. England stated we haven't received it yet. Our current Ordinance does not comply with the new Act 157; we must have the Ordinance comply by December 25, 2010. Ms. England asked the Board if they would like HRG to prepare a scope of work to determine what work will need to be completed to have the Ordinance comply with the new Act 157.

Mr. Megonnell moved, seconded by Mr. Ostermayer approve the Scope of Work to determine what work must be completed to have our Ordinance comply with the new Act 157. Motion passed unanimously.

Item #4 FROM: Rep. Ron Marsico TO: PennDOT District 8 RE: Green Hill and Oak Grove Intersection- Ms. Turns informed the public that Mr. Steinmeier received a letter from Representative Marisco regarding the Green Hill and Oak Grove intersection. Ms. England stated that he had also received an email reply from Senator Piccola. Representative Marsico is requesting a safety study of the intersection. Ms. Turns thanked Mr. Steinmeier for his work in contacting Representative Marisco and Senator Piccola.

Item #5 FROM: Dauphin County Commissioners RE: Law Enforcement Central Intake facility – Ms. Turns reviewed the letter from Dauphin County regarding the central intake facility. The facility will house the Dauphin County Night Court and Central Court Process.

Item #6 FROM: PSATS RE: Act 46- Ms. Turns reviewed a number of budget cuts that were listed. Ms. England stated that the biggest change is that the legislative passed a permit extension clause which allows current building and zoning permits to be extended until July 2013. The Township Engineer and Solicitor are looking into the new extension clause.

Item #7 FROM: Waste Management RE: Annual Rate Adjustment- Ms. Turns informed the public that the rate adjustment for fuel and disposal will increase 58 cents/ month.

Item #8 FROM: Dale Shope, Sewer Authority Engineer TO: Ed Corriveau, PA DEP RE: Corrective Action Plan and Fire Station Exemption- Ms. Turns asked Mr. Tyndale if there was a moratorium on anyone building a new home, he replied not now but it is close. This correspondence was in reference to the firehouse. Ms. England stated that the DEP has approved the connection for the firehouse.

Item #10 FROM: Satish Rathod, President AUMSAI LLC RE:Hotel Name Change- This correspondence informs the Township that the Howard Johnson Inn has changed its trade name to Econolodge.

Item #11 FROM: FROM: Terry Davis, Keystone Correctional Services RE: Personnel Relationship- This correspondence is from Terry Davis regarding his working relationship with the Township staff. He thinks that staff does an excellent job and appreciates all their assistance.

Item #12 FROM: Manada Conservancy RE: Summer Newsletter – Ms. Turns stated the newsletter is available for the public to review.

PRESENTATIONS, STAFF/BOARD REPORTS: None

PUBLIC COMMENT

Albert Kieras, 7749 Avondale Terrace- Mr. Kieras stated that he doesn't know the environmental impact but it can't be good to remove the trees at Skyline Commons Park. He said that it is a beautiful park.

Don Steinmeier, 11 North Fairville Avenue- Mr. Steinmeier hopes that the Board will work with the Loxas party on the proposed hotel and restaurant project. He stated that we are in a recession and that jobs and taxable real estate are important to the Township.

Cathy Pollock, 7725 Avondale Terrace- Mrs. Pollock had a question regarding the closing of Skyline Commons Park between the hours of 8:00am-12:00pm. Ms. Turns stated that she believes that the sign refers to the Pavilion which is being used for the Summer Rec Program. The Board will look into the issue and do something about it.

Bill McCahan, 7230 Jonestown Road- Mr. McCahan thanked Mr. Megonnell for a great job with the band on Saturday at the History in the Park event. He wanted to thank the Board for the cooperation on making Township equipment available to provide the fire company assistance when needed at fires or emergencies. Recently the Township has assisted with equipment for a trailer fire.

Neil Shatto, 4152 Mumma Road- He had a question regarding the oil and chip on Mumma road; it has been answered on the agenda. He is disappointed with the brush and limbs that are growing over stop signs which are a safety hazard. The stop sign on Mumma road it is 80% covered and there is a stop sign at Piketown Road and Moyer Road is partially blocked. Mr. Ostermayer stated that he sent pictures to Public Works, Ms. Turns will follow up as well.

Gloria Zimmerman, 1453 Mumma Road- Mrs. Zimmerman thanked Mr. Klein, Mr. Megonnell, and Ms. Turns for attending the History in the Park event. She asked what was going on at Rt. 39 and Piketown Road. Ms. England stated that a zoning permit was issued for a temporary driveway and fencing for a storage area. Someone in the audience stated it was for a lot for repossessed vehicles. Mr. Klein asked if the location was permitted to be used as a parking lot. Ms. England stated that Mr. Leonard the Zoning Administrator was not in today and that she would check with him regarding the permit upon his return to the office. Mr. Klein thanked Mrs. Zimmerman for all the hard work she has put in as the Chairperson of the 225th Celebration Committee.

PUBLIC HEARING/MEETINGS: None

APPROVAL OF MINUTES:

Regular meeting – July 6, 2010- *Mr. Megonnell moved, seconded by Mr. Ostermayer to approve the regular meeting minutes of July 6, 2010. Motion passed 4-0-1, with Mr. Klein abstaining.*

TREASURER’S REPORT

Mr. Scott reported the following fund balances:

A. Fund Balances (Fund balances are presented for reference only.)

General Fund Balance as of July 2, 2010	\$1,177,760.50
Total Liquid Fuels Balance as of July 2, 2010	\$429,050.68
Total Capital Reserve Fund Balance as of July 2, 2010	\$932,449.91

B. Deposit Activity since June 22, 2010

\$32,524.88

Mr. Scott reported the gross payroll of July 16, 2010, totaled \$30,871.76. *Mr. Ostermayer moved, seconded by Mr. Klein to approve the payroll of July 16, 2010 in the amount of \$30,871.76. Motion passed unanimously.* Mr. Scott reported the vouchers prepaid to meet due dates was \$421.49. *Mr. Ostermayer moved, seconded by Mr. Klein to approve the vouchers prepaid to meet due dates in the amount of \$421.49. Motion passed unanimously.* Mr. Scott reported the total for the vouchers to be approved was \$122,931.82. *Mr. Megonnell moved, seconded by Mr. Ostermayer to approve the vouchers in the amount of \$122,931.82. Motion passed unanimously.*

PLANNING COMMISSION REPORTS AND PLANS: None

OLD BUSINESS:

#10.003 F/LD/SB Rt 39 Hotel & Restaurant (Nick Loxas). Tabled 07/06, action by 7/21/10.

Mr. Yost briefly reviewed the legal agreement between the Loxas's and the Township. Ms. Turns asked who will make the decision regarding what is adequate for the swales that will be installed. Mr. Yost stated that the Township Engineer, the property owners, and the developer will work together to make the decision.

Ms. Turns moved, seconded by Mr. Ostermayer to waive the following sections of the West Hanover Township Subdivision and Land Development Ordinance for the Final Subdivision and Land Development Plan for the Rt. 39 Hotel and Restaurant, Township ID #10.003, Tax Parcels # 68-024-074, -120, -139, and -142:

- 1. Section 173-11.A – Preliminary Plan Requirements*
- 2. Section 173-11.B(2)(c) – Driveway profile scale*
- 3. Section 173-25.C(5) – Street and right-of-way improvements*
- 4. Section 173-27.B(3) – Sidewalk Construction (partial)*
- 5. Section 173-11.B(2)(o) – Owner's e-mail*

Motion passed 4-0-1, with Mr. Klein abstaining.

Ms. Turns moved, seconded by Mr. Ostermayer to approve the Final Subdivision and Land Development Plan for the Rt. 39 Hotel and Restaurant, Township ID #10.003, Tax Parcels # 68-024-074, -120, -139, and -142, contingent upon (based on):

- 1. 173-11.B(3)(a) - Submission of full sewage planning module to PADEP.*
- 2. Article V - Setting up the Improvements agreements, construction easement agreements, and public access easements.*
- 3. 173-15.C(19) – Review by the Township Solicitor of an Agreement for the Interchange project contribution and neighborhood stormwater swale installation.*
- 4. 173-15.C(19) - Incorporating staff and Township Engineer's comments.*
- 5. 173-15.C(19) - Other items as determined necessary by Township Ordinances.*

Motion passed 4-0-1, with Mr. Klein abstaining.

NEW BUSINESS:

Motion – Consent Items: Section 607. (4): None.

Motion – Bid 2010-07, Municipal Building Roof Maintenance RFP- RFP's were sent out to 7 local firms requesting semi-annual maintenance services. The RFP specified a Roof Maintenance Service contract based on semi-annual inspections (fall and spring). One bid was received from Houck Services, Inc.

Mr. Megonnell moved, seconded by Mr. Ostermayer to award Bid 2010-07, Roof Maintenance, to Houck Services Inc. of Harrisburg for the low bid price of \$100.00 for each semi-annual inspection. Motion passed unanimously.

Motion – Bid 2010-05, Oil and Chip Select Roads- At the June 4, 2010, meeting the Board authorized the advertisement of a bid package for the oil and chip of 60,851 sq. yds. of the following Township roads: Kiwanis, Rabbit Lane, West Appalachian Trial, Mumma Rd., Appleby Rd, and Pine Tree Ave. Bid packets were distributed to 5 firms. Only 1 bid was received, from Hammaker East of Fayetteville. Township Engineer Al Brulo has reviewed the bid for completeness and accuracy and recommends the award of the bid. Mr. Scott asked if the price falls within budget, Ms. England confirmed that the price is within the budgeted amount.

Mr. Megonnell moved, seconded by Mr. Ostermayer to award Bid 2010-05, the Oil and Chip Road project to Hammaker East, LTD, the low bidder, in the amount of \$61,459.51. Motion passed unanimously.

Motion – Bid 2010-06, Harper Drive Truck Turnaround - At the June 4, 2010, meeting the Board authorized the advertisement of a bid package for the construction of the Harper Dr. Truck Turnaround which is being financed through a casino grant from the Dauphin County Commissioners. Bid packets were distributed to 6 firms; 4 bids were received with their base bid and alternate bids. The base bid consisted of bituminous reconstruction on Jonestown Rd., concrete reconstruction of Harper Dr. at the Jonestown Rd. end, concrete patching and bituminous overlay through the middle, and bituminous reconstruction at the Rt. 39 end. An alternate bid provides for concrete reconstruction of the middle section.

Mr. Klein moved, seconded by Mr. Megonnell to award Bid 2010-06, I-81/Harper Dr. Truck Turnaround contract to the low bidder, Handwerk Site Contractors of Hummelstown, for the alternate bid of \$276,577.00. Motion passed unanimously.

Motion – Scope of Work, MS4 Permit Year 8, MCM #3- Ms. England stated that this is the 8th and final year of the MS4 permit; new standards will be coming out in September. For the past 7 years, the Township Engineer HRG has provided services associated with MCM #3, Illicit Discharge Detection and Elimination. Solicitor Yost stated that it is mandatory and that it is a fair price.

Mr. Klein moved, seconded by Mr. Ostermayer to approve the scope of work for the NPDES Phase II MS4 Permit Year #8 scope of work in the amount of \$3,000. Motion passed unanimously.

Motion – On-lot Pumping Extension Request

Mr. Megonnell moved, seconded by Mr. Scott to approve the request for a pumping extension for the property at 7820 Rabbit Lane to July 11, 2013. Motion passed unanimously.

Motion – Skyline Commons Park Treeline Project- Mr. Megonnell, Mr. Ostermayer, and Ms. Turns walked the park last week. Mr. Megonnell was appalled at the trees that had been cut down inside the park; he stated that they didn't look diseased. He also said that there is poison ivy everywhere and a yellow jacket nest. He believes that the park needs to be walked through on a regular basis. Mr. Klein stated that the tree that were marked to be cut down do not look diseased or dead. He believes if trees are diseased or dead then they should be cut down, however he believes the project should be stopped. Mr. Scott asked that the stumps that are in the park be ground down, the poison ivy be removed, and every tree to remain. Ms. Turns asked the residents that if they have complaints regarding the park that they need to bring them to the attention of the Board, she asked that they do not contact Dixie Fesig, Park & Recreation Coordinator. Ms. Turns asked Mrs. Fesig about the sign stating that the park is closed. She said the sign is put up due to the summer recreation program which utilizes the entire park. Mr. Ostermayer suggested that the park sign should read the park is closed from 8:00am to noon. Ms. Turns suggested that the sign should also list the days the park is closed as Monday to Friday. Mr. Klein suggested the sign could be covered when the recreation program is not using the park. When Mr. Megonnell was at the park last week, he noticed that a State Trooper was parked and watching the park, he was happy to see their presence. Mrs. Fesig said they will rent a stump grinder to take care of the trees that were cut down in the park.

Mr. Klein moved, seconded by Mr. Scott to cancel the treeline project, but to continue with park maintenance. Motion passed unanimously.

A member of the audience asked why the trees inside the park were cut down. The Board was unsure why the trees were cut down. Mr. Megonnell stated that there was a lack of communication somewhere.

Peggy Heffleger, 7745 Avondale Terrace- Mrs. Heffleger asked what happened to the firewood from the trees that were cut down. Mrs. Fesig stated that it was taken to the Public Works building. Mrs. Heffleger stated that she and her husband put a lot of work on this issue and wanted to present there information to the Board. She has a petition with 47 signatures who are opposed to Skyline Treeline project. She presented her letter to the Board. (See attached).

Ken Heffleger, 7745 Avondale Terrace- Mr. Heffleger presented his letter to the Board. (See attached).

Mr. Megonnell stated that as the Board of Supervisors they are in the dark about things that are happening in the Township. He referenced the issue Mrs. Zimmerman brought up during public comment.

Motion - Duct cleaning of Municipal Building- Mr. Megonnell asked if the need for cleaning was a result of the flood. Ms. England said that Service Master only replaced insulation around the ducts, they didn't clean any ducts. It is impossible to clean the upper level ducts because of the inability to access the main trunk lines. The trunk lines are above a permanent fixed ceiling so there is no access. The branch lines running into each office are blocked by reheat coils which prevent access. The lower level duct work is accessible through the drop ceiling.

Mr. Klein moved, seconded by Mr. Megonnell to approve the quote for duct cleaning of the lower level by Ductz of Hanover at a cost of \$1,600. Motion passed unanimously.

Motion – Installation of Fire Hydrant On July 11, 2010, there was a serious tractor trailer truck fire at the TA truck stop on Linglestown Road. The firefighters connected to the nearest fire hydrant, which is on the south side of Linglestown Road near McDonald's. The 5 inch hose was laid across Linglestown Road and traffic was blocked in both directions for approximately 2 hours at the morning rush hour. The water main and all the fire hydrants in this area are on the south side of Linglestown Road. Because of this incident and the traffic back-up Chief Senft has requested the installation of a fire hydrant on the north side to provide direct access to the truck stops and businesses on the north side and prevent crossing the road with water lines. The cost of the installation is borne by the Water Company. This hydrant will be added to the full list of hydrants which the Township rents on a monthly basis. The costs of the hydrant rental are paid by the Fire Hydrant tax which is levied on every property within 750 feet of a hydrant. There was discussion of the need and location of the fire hydrant.

Mr. Megonnell moved, seconded by Mr. Scott to approve the installation of a fire hydrant on the north side of Linglestown Road near the entrance to the TA truck stop and authorize the Manager to execute any and all agreements necessary to the process. Motion passed unanimously.

OTHER BUSINESS THAT MAY COME BEFORE THE BOARD:

Ms. England informed the Board that Senator Piccola will hold his annual Town Meeting at the Township building on Saturday September 11th at 10:00am. Mr. Klein will open the office for the meeting.

Bill McCahan, 7230 Jonestown Road- He commented on the pictures of the fire at the TA truck stop, this was the situation he referred to regarding the Township providing heavy equipment to the Fire Company.

PUBLIC COMMENT:

Gloria Zimmerman, 1453 Mumma Road- Mrs. Zimmerman agreed with Mr. Megonnell regarding her question during opening public comment that the Board was unaware of, but a resident could answer. She thinks that everything that comes through the Township office should be reported to the Board so they are aware of what is happening in the Township. Regarding the duct work she believes that the Board should look at the janitorial service. She stated that the building is dirty as well as the duct work. There is also a bug on the copy room window sill that has been there for three months.

SUPERVISORS COMMENTS:

Mr. Scott received a report from the Dauphin County Conservation District on the conditions of the Township's streams. He would like to have them meet with the Supervisors to discuss their findings. Ms. Turns suggested that Ms. England contact them to set up a workshop in the fall.

Mr. Megonnell asked Phyllis Zimmerman from the Patriot News if she put an article in the paper regarding the "works bombs". She stated that she put an article in the Municipal Round up section.

Mr. Ostermayer stated that is working with Penn State to write a timber harvesting ordinance. He read a statement that he wants to be place in the minutes (see attached).

Mr. Ostermayer stated that things are said at meetings that do not appear in the minutes.

Mr. Klein stated that minutes are not verbatim, he suggested if Mr. Ostermayer wants specific items to go on record he should provide the staff with a typed statement and they will attach them to the minutes.

Mr. Ostermayer stated that he does not like attachments; he would prefer that it be typed in the minutes what the person stated.

Ms. England reminded the Board that if there are any corrections or changes it should be brought to the staff's attention during the approval of the minute's section of the meeting.

Mr. Megonnell suggested that the Board do a road inspection as soon as possible. A date will be decided at the August 2nd meeting.

ADJOURNMENT: 8:10 pm