

**WEST HANOVER TOWNSHIP BOARD OF SUPERVISORS
7171 ALLENTOWN BOULEVARD, HARRISBURG, PA 17112
TUESDAY, JANUARY 18, 2011**

CALL TO ORDER – 7:00 p.m.

Mr. Klein called the meeting to order at 7:00 PM followed by the Pledge of Allegiance and the invocation. He informed the audience that an Executive Session was held this evening to discuss legal matters.

ROLL CALL

Adam Klein, Chairman
Bill Ostermayer, Supervisor
Chris Scott, Supervisor

Jay Megonnell, Vice-Chairman
Linda Turns, Secretary/Treasurer

CORRESPONDENCE

Mr. Klein briefly reviewed the Correspondence items for the public.

Mr. Scott stated that he received numerous calls from residents regarding comments and support for the members of the EAC, Planning Commission, and Zoning Hearing Boards. He stated that the volunteers for these committees are the most valuable assets to the Township, and he hopes that everyone realizes their importance to the success of the committees.

PUBLIC COMMENT

Beth Carricato, 699 Knight Road- Ms. Carricato thanked Mr. Scott for his comments and asked the Board to reconsider the decisions that were made at the January 3rd meeting regarding the EAC, Planning Commission, and Zoning Hearing Boards. She stated that both she and Bob Rogers are willing to continue to participate with the Zoning Hearing Board. She brought up the Humane Society contract that will be discussed under New Business; she stated that if the Board chooses to sign the contract that the Township will need to hire an animal control officer, otherwise they should not sign the contract. She brought up Item M-Developer request for a Board workshop under New Business; she asked the Board that if they approve a workshop that it be an advertised meeting which is open to the public.

Audrey Crichton, 7940 Umberger Street – Mrs. Crichton, current Treasurer for the EAC, asked the Board to rescind changing the EAC from 7 seats to 5 seats. She thinks the EAC should remain at 7 seats so they can reach their 2011 goals and for the best interest of the Township. She stated the Patti Estheimer, Tim Albright, and Evelyn Burton should be reappointed for another term as they are all hard working and dedicated volunteers.

Robert Feathers, 7229 Linglestown Road- Mr. Feathers stated that he is a former EAC member, and that the current members are a hard working group of volunteers. He asked the Board to reconsider reducing the EAC board from 7 seats to 5 seats.

Rose Boegli, 327 Windcrest Drive- Mrs. Boegli stated she was one of the original EAC members, and that she appreciates all the work that they do for the Township. The EAC has grown over the years, and that the Township would be losing valuable assets if the EAC is changed from 7 seats to 5 seats. So many residents appreciate all the programs and hard work of the EAC members.

Don Niland, 6967 Devonshire Heights Road- Mr. Niland who was a previous member of the Planning Commission, watched the reorganizational meeting online and he was very upset by some of the actions and behavior of the Board. He reviewed what the EAC is all about and all the experience that the volunteers bring to the committee. He brought up all the work that the EAC has completed over the years. He stated that the Board should have a transparent relationship with the committees and the residents. He asked the Board to keep in perspective what the EAC is all about. He stated that there was no discussion among the Board regarding the motions that were made at the January 3rd meeting. He asked that when a vote is taken that is not unanimous that the Chairman say the name(s) of the Supervisor(s) voting no.

Patti Estheimer, 309 South Clover Lane- Mrs. Estheimer appealed to the members of the Board to fill the two remaining seats of the EAC, as well as the Planning Commission, and the Zoning Hearing Board. She stated that personal grudges have no place in this process and show a lack of professionalism. The EAC has sponsored many workshop, programs, and seminars for over twenty years. She said that all volunteers are highly motivated, and that the EAC has received many awards for their work for the Township. The Board and the EAC need to work together without personal grudges and have a vision for the community.

Bob Rogers, 7944 Umberger Street- Mr. Rogers stated that he has learned to always surround yourself with good people in business. He stated that the Township has great volunteers and that the Board should allow them to help the Township.

John Acri, 7741 Althea Avenue- Mr. Acri asked the Board to reconsider their vote regarding the elimination of two seats for the EAC. He stated that the EAC works for the Township.

PUBLIC HEARING/MEETINGS: None

PRESENTATIONS, STAFF/BOARD REPORTS:

Dixie Fesig, Park & Recreation Coordinator- Mrs. Fesig gave a brief report to the Board regarding the Breakfast with Santa program; there were 176 participants and 14 volunteers. The new events/programs for 2011 are as follows: 55+ Club, Day of Wellness, monthly community dinner, and 3 dances. She briefly reviewed the Park & Recreation annual report.

Ms. England, Township Manager- Ms. England stated that the Township Newsletter has received first place honors for its entry in the PSATS 43rd Annual Township Citizen Communication Contest. The Township tied for first place in the Newsletters-Class 2 category, for Townships with populations between 5,000 and 10,000. Ms. England stated this award could not have been achieved without the editorial and communication efforts of Julie Hoepfer who puts the newsletter together.

Claire Zeiters, Gopher Van Coordinator- Mrs. Zeiters gave the Board an update on the Gopher program for 2010. The two vans drove approximately 31,000 miles, spent \$4,338.75 in gas, and have an average of 20 riders per month. There was no funding from Dauphin County; however the Lions Club and Fulton Bank continue to make donations. The program also received a \$1000 donation from the Woodmen of the World Insurance Company. Mrs. Zeiters has signed up with Turkey Hill Markets

to raise money by saving milk caps; a collection bag is located in the Township building.

Mr. Klein reviewed the Pennsylvania State Police report for the Township for 2010. Although overall incidents are down, robberies and burglaries are up. He reminded everyone to be aware of their surroundings and to lock their doors.

APPROVAL OF MINUTES

Regular meeting - January 3, 2011 *Ms. Turns moved, seconded by Mr. Megonnell to approve the regular meeting minutes of January 3, 2011. Motion passed unanimously.*

Workshop meeting – January 10, 2011 *Ms. Turns moved, seconded by Mr. Megonnell to approve the workshop meeting minutes of January 10, 2011, contingent upon the addition of adding information regarding Township waivers for the Water & Sewer Authority Land Sale subdivision. Motion passed unanimously.*

TREASURER’S REPORT

Ms. Turns reported the following fund balances:

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

General Fund Balance as of January 14, 2011	\$1,210,113.54
Total Liquid Fuels Balance as of January 14, 2011	\$222,855.03
Total Capital Reserve Fund Balance as of January 14, 2011	\$1,867,165.90

B. Deposit Activity since January 4, 2011 \$30,801.82

Ms. Turns reported the gross payroll of January 14, 2011, totaled \$31,569.91. *Mr. Ostermayer moved, seconded by Mr. Megonnell to approve the payroll of January 14, 2011 in the amount of \$31,569.91. Motion passed unanimously.* Ms. Turns reported the vouchers prepaid to meet due dates was \$1,723.20. *Mr. Ostermayer moved, seconded by Mr. Megonnell to approve the vouchers prepaid to meet due dates in the amount of \$1,723.20. Motion passed unanimously.* Ms. Turns reported the total for the vouchers to be approved was \$56,535.29. *Mr. Ostermayer moved, seconded by Mr. Megonnell to approve the vouchers in the amount of \$56,535.29. Motion passed unanimously.*

PLANNING COMMISSION REPORTS AND PLANS:

#10.005 F/LD Fire Station #1 - Waiver Request- Bill Swanick, HRG representative, informed the Board that the original plan showed a 20 foot wide easement, however the residents are requesting a 15 foot wide easement.

Ms. Turns moved, seconded by Mr. Scott to waive the following section of the West Hanover Township Subdivision and Land Development Ordinance for the Final Land Development Plan for Fire Station #1; 7624 Jonestown Road, Tax Parcel # 68-024-013, Township ID# 10.005:

- 1. Section 173-36.A – 20’ wide drainage easement, contingent upon acceptance of a 15’ drainage easement with future construction easement clause.*

Motion passed unanimously.

OLD BUSINESS:

Resolution 2011-15, Appointment of Zoning Hearing Board members- Mr. Klein opened the nominations. Ms. Turns nominated Beth Carricato for Seat #5, and Bob Roger for Alternate #2. There were no other nominations.

Ms. Turns moved, seconded by Mr. Megonnell to approve Resolution 2011-15, appointing Beth Carricato to Seat #5 and Bob Rogers as Alternate #2 for the Zoning Hearing Board. Motion passed unanimously.

Motion – PSATS membership and dues- Mr. Ostermayer stated he can't see paying for something that is not really used. Ms. Turns asked why the Township accountant and tax collector receive the monthly magazine. Ms. England stated that this subscription will allow them to keep up on changes in the state. Mr. Scott asked for input on PSATS. Ms. England stated the PSATS is an invaluable tool for the Township. Staff learns about issues and day to day business changes. Mr. Leonard, Zoning Officer, recommended that the Board keep the membership. He stated that PSATS is the most up to date group for pending legislation and the number one advocate for Townships in state legislation.

Ms. Turns moved, seconded by Mr. Scott to approve membership in PSATS and authorize payment of annual dues. Motion passed unanimously.

NEW BUSINESS

Motion – Consent Items: Section 607. (4): Bob Leonard

Ms. Turns moved, seconded by Mr. Megonnell to approve attendance to the Land Use Briefing on February 3, 2011 for Bob Leonard. Motion passed unanimously.

Motion – Compost Center Incident Citation- A citation was issued at the direction of the Board for illegally dumping at the compost center on September 18, 2010. Mr. Leicht the individual who dumped the debris stated that he contacted the Public Works department on September 16th and was given permission to dump brush at the compost center; his nephew dumped brush all day on the 16th. On September 18th the compost center attendant informed him that he need a permit to dump, Mr. Leicht became upset since he dumped brush earlier in the week without a permit. Mr. Leicht used foul language directed at the attendant, ignored the request and dumped the brush. Mr. Leicht has notified the District Justice that he would address the issue with the Board. The District Justice has put a hold on the citation waiting for results of the Board meeting. Mr. Leicht came before the Board to explain his side of the story and request that the summons be withdrawn. There was discussion among the Board that the fine of \$600.00 is high, but the behavior Mr. Leicht displayed toward the Township employee was unacceptable. It was decided to proceed with a new hearing date, and to have Mr. Leicht contact the Township once a date has been set, it will be decided at that time if the Township will recommend a decrease in the amount of the fine.

Mr. Megonnell moved, seconded by Mr. Ostermayer to proceed with the citation. Motion passed unanimously.

Motion – Authorize Advertisement of Bid 2011-01 Fire Station-Mr. Sowers, SGS Architects, informed the Board that the project is on schedule and that there have been no changes since the last meeting with the Board.

Ms. Turns moved, seconded by Mr. Ostermayer to authorize advertisement of bids for the construction of the new Fire Station at 7624 Jonestown Road. Motion passed unanimously.

Resolution 2011-29, Accept portion of Forney Way

Ms. Turns moved, seconded by Mr. Ostermayer to adopt Resolution 2011-29 accepting Forney Way in Sagewicke Annex. Motion passed unanimously.

Motion – Accept resignation of Planning Commission member

Ms. Turns moved, seconded by Mr. Ostermayer to accept the resignation of Charles Jackson, Sr., from the Planning Commission. Motion passed unanimously.

Resolution 2011-30, Appointment of Planning Commission member

Mr. Megonnell moved, seconded by Mr. Scott to nominate Jim Zeiters for Seat #5 on the Planning Commission for the 2011 Calendar year. Motion passed unanimously.

Motion - Review of Ordinance Chapter 15- Mr. Klein stated at the last meeting there was discussion on reducing the size of the EAC from 7 to 5.

Ms. Turns moved, to nominate Evelyn Burton for Seat #2 and Tim Albright for Seat #3 on the EAC.

Mr. Klein said that appointments are the next agenda item. The Board agreed by consensus to not change the EAC Ordinance.

Resolution 2011-31, Appointment of EAC members

Ms. Turns made a statement for Evelyn Burton for Seat #2 and Tim Albright for Seat #3 on the EAC. Mr. Ostermayer seconded her statement. Mr. Klein clarified that there are four volunteer applications for the two vacant seats. Mr. Klein opened the floor for nominations. Mr. Megonnell nominated Evelyn Burton. Mr. Scott nominated Patti Estheimer. There were no other nominations. Mr. Klein closed the nominations.

Since there were only two nominations the Board unanimously approved Evelyn Burton for Seat #2 and Patti Estheimer for Seat #3.

Carol Buskirk approached the Board and presented her resignation from Seat #6 on the EAC.

There was general discussion among the Board and Mrs. Buskirk regarding her resignation.

Ms. Turns moved, seconded by Mr. Ostermayer to table Mrs. Buskirk's resignation. Motion failed on a roll call vote.

Mr. Klein- voted No

Mr. Megonnell-voted No

Mr. Ostermayer-voted Yes

Mr. Scott-voted No

Ms. Turns-voted Yes

Mr. Scott moved, seconded by Mr. Megonnell to accept the resignation of Carol Buskirk. Motion passed 4-1, with Ms. Turns voting nay.

Mr. Klein announced that Seat # 6 on the EAC is now vacant.

Mr. Megonnell moved, seconded by Mr. Scott to appoint Tim Albright for Seat #6 on the EAC until December 31, 2012. Motion passed unanimously.

Motion – Request for Handicapped Parking Space- Ms. England gave a brief summary of the request to the Board. She stated that the request was forwarded to PSAB who voted to recommend to the Board of Supervisors approval of the request. Mr. Leonard stated that when the Bradford Estates Development was approved there were two parking spaces per lot required, since that development was approved the zoning ordinance has changed and there are now three parking spaces per lot required. Bill McCahan, PSAB Chairman, presented the Board information regarding the request and noted that this is the first request for the Township to designate a handicapped parking space from a homeowner. Currently there are no policies or procedure for evaluating this type of request. Ms. England stated that the PSAB did a thorough job in discussing this request with the applicant. There was discussion among the Board regarding this request.

Mr. Ostermayer made a motion to reject the request for a Handicapped Parking space on Buckley Drive. Motion died due to lack of a second.

Mr. Megonnell moved, seconded by Ms. Turns to table the request for a Handicapped Parking space on Buckley Drive. Motion passed unanimously.

Motion – Authorize Public Works insulation/garage door project -As part of the 2011 budget the Board approved funding from Capital Reserve to complete improvements to the Public Works Building including replacing several deficient garage doors and install insulation in both the walls and ceiling of the workshop area to improve energy efficiency.

Mr. Scott moved, seconded by Ms. Turns to authorize purchase and installation of replacement garage doors from Cornwall Door Service at a total cost of \$2,010.00 to be paid from the Capital Reserve fund. Motion passed unanimously.

Mr. Scott moved, seconded by Ms. Turns to authorize purchase and installation of replacement garage doors from Cornwell Door Service at a total cost of \$4,950.00 to be paid from the Capital Reserve fund. Motion passed unanimously.

Mr. Scott moved, seconded by Ms. Turns to authorize the purchase of insulation from Home Depot at a total cost of \$1,949.90 to be paid from the Capital Reserve fund. Motion passed unanimously.

Motion – Authorize Website Upgrade project -As part of the 2011 budget the Board approved funding from Capital Reserve to update the website to provide a more user-friendly site with easier access to information. Mr. Scott stated that he is happy with the proposal and specifications.

Mr. Scott moved, seconded by Ms. Turns to move forward the website redesign with Bob Rios Visual Strategies for the estimated amount of \$9,000 budgeted from the Capital Reserve Fund. Motion passed unanimously.

Motion – Authorize Annual Contract with Humane Society- The Township received the 2011 Municipal Domestic Animal Protective Services Agreement from HSHA as well as a letter dated December 3, 2010, regarding some of these final changes. One of the items specifies that HSHA will no longer accept stray animals from residents; an “authorized person” of the municipality must surrender stray animals. This change will require the Township to specify the “authorized personnel” responsible for stray animals. The other major change is that the Township will only pay on a per animal basis rather than an annual fee. In addition to a non-refundable contract fee of \$250.00, the fees charged will be on a monthly basis and are as follows: Dog- \$122.00; Pit Bull \$265.70; and Cat \$135.70.

Beth Carricato, 699 Knight Road-Ms. Carricato stated that the Humane Society is not running an efficient shelter and the contract sets up the Township for almost 100% liability.

There was discussion among the Board regarding the Humane Society and who can residents call when stray pets are found. Mr. Ostermayer stated that you can call the Bureau of Dog Law Enforcement at 787-3602 and they will pick up stray dogs.

Mr. Ostermayer moved, seconded by Mr. Megonnell to reject the contract with the Humane Society of Harrisburg Area for calendar year 2011. Motion passed unanimously.

Motion – Developer Request for Board Workshop- Mr. Klein gave a brief overview for the public regarding developers who have come before the Board in workshop sessions to discuss issues surrounding a proposed development in the Township. Mr. Klein doesn’t believe that it is a good thing for the Township to do. Ms. Turns stated that she received an email from Bill Gladstone Realtors, which she asked Ms. Riley to place in the Board packet, but Ms. England didn’t include it instead she added a memo to the packet. She expressed to the Board that whenever a Board member asks something to be added to the packet that it should be added. There was discussion among the Board regarding developer workshop requests. Mr. Scott believes that the Township should follow the regular procedure. Mr. Ostermayer thinks developer workshops should be allowed because it may eliminate projects that are not good for the Township. Mr. Klein stated that developer workshops do not follow the process that is in place and it is not an appropriate process for the Township. There are procedures in place and that developers can work with Township staff, then the plan can go before the Planning Commission.

Don Niland, 6967 Devonshire Heights Road- Mr. Niland commented on the Board’s general discussion. He believes that the Township process in place must be followed.

Mr. Leonard reviewed the process that developers should follow under the Zoning Ordinance.

Mr. Scott moved, seconded by Mr. Megonnell to reject the proposal of meeting with developers prior to plan submission. Motion passed unanimously.

OTHER BUSINESS THAT MAY COME BEFORE THE BOARD:

Ms. England informed the Board that due dealing with issues from the last Board meeting she hasn’t started on the RFP’s for Township Engineer and Township Solicitor. She will have proposals ready in the next few weeks. There was discussion among the Board if RFP’s should be completed.

Mr. Scott moved, seconded by Mr. Megonnell to not solicit RFP’s for Township Engineer and Township Solicitor. Motion passed unanimously on a roll call vote.

Ms. England asked the Board for confirmation on attendance to the PSATS convention. All Board members will attend except Mr. Ostermayer.

PUBLIC COMMENT:

Beth Carricato, 699 Knight Road- Ms. Carricato thanked the Board for a well run meeting this evening and for the time they devote to the Township.

Don Steinmeier, 11 North Fairville Avenue- Mr. Steinmeier stated that he is glad to see that the Board approved the PSATS membership. He stated that PSATS represents 1500 2nd class Townships and is a strong lobbying group on Capital Hill. He believes that developers should follow the Township guidelines when it comes to meeting with staff and the Planning Commission. Regarding the board appointments he is glad to see that all the problems were resolved this evening. He agrees that good volunteers are important on all Township boards.

Don Niland, 6967 Devonshire Heights Road- Mr. Niland said that the Board must make an attempt to communicate decision on Township issue to the residents. The Township must work together and show mutual respect.

Matt Miller, 455 Douglas Road- Mr. Miller extended appreciation to the Board, Township staff, HRG, and SGS for all the work on the fire station project.

Mr. Megonnell asked Mr. Miller if he had list of interior furnishings for the Board to review. Mr. Miller said that the list is complete and the fire company awaits review of the lease agreements.

Carol Buskirk, 6908 Fox Hill Road- Mrs. Buskirk wanted the Board to know that almost the entire Planning Commission is in attendance this evening.

John Acri, 7741 Althea Avenue- Mr. Acri asked about using one compost center sticker if a resident has two cars. Ms. England informed him that under the 2011 fee resolution the Board passed \$5.00 charge for a second compost sticker.

SUPERVISORS COMMENTS:

Ms. Turns passed out the Transient Retail Business Ordinance for the Board. She asked how many times a permit can be renewed; she is concerned with the parking situation at American Pie. Mr. Megonnell asked Mr. Leonard to define “temporary” in the Ordinance. Mr. Leonard stated that there is no definition of temporary in the Ordinance. She would like Mr. Leonard to provide a monthly report to the Board regarding permits that have been issued. Mr. Klein suggested that a workshop be set to review and discuss the Ordinance.

Mr. Yost stated that the Water & Sewer Authority will have to begin looking into financing for the Sewer Treatment Plant upgrade project. He suggested that Lou Verdelli (WSA financial advisor) should make a presentation to the Board at a workshop.

Mr. Megonnell stated that the CAPCOG meeting on January 17th was very informative.

ADJOURNMENT: 8:55 pm