

**WEST HANOVER TOWNSHIP BOARD OF SUPERVISORS
7171 ALLENTOWN BOULEVARD, HARRISBURG, PA 17112
MONDAY, APRIL 20, 2009**

CALL TO ORDER

Mr. Hartman called the meeting to order at 7:00 PM with the Pledge of Allegiance. Mr. Hartman announced there had been an Executive Session at 6:00 PM, to discuss personnel and legal issues and a workshop meeting at 6:15 PM prior to the meeting.

ROLL CALL

Larry Hartman, Chairman,
Linda Turns, Secretary/Treasurer
Deb Curcillo, Supervisor

Adam Klein, Vice Chairman
Rick Mullen, Supervisor

PUBLIC COMMENT

Don Steinmeier, 11 N. Fairville Avenue - Mr. Steinmeier asked if the township received a prediction from Capital Tax on earned income tax revenues. Mr. Hartman stated he did contact Capital Tax and received the following response; "If we look at the numbers we distributed to West Hanover in 2006 \$908,000, in 2007 \$1,020,000 and 2008 \$1,138,000, which on average is 12% increase per year. Year to date for 2009 we have distributed \$298,000 which is down about \$14,000 from last year for the same time period. Based on this year to date pattern we would estimate that the revenues will be around the \$1,000,000 - \$1,100,000 figure." Mr. Steinmeier thanked Mr. Hartman for providing this information.

PUBLIC HEARING/MEETINGS – None

PRESENTATIONS, STAFF/BOARD REPORTS

APPROVAL OF MINUTES

Regular Meeting – April 6, 2009 *Ms. Turns moved, seconded by Mrs. Curcillo, to approve the April 6, 2009 regular meeting minutes as presented. Motion passed unanimously.*

Workshop Meeting – April 13, 2009. *Ms. Turns moved, seconded by Mrs. Curcillo, to approve the April 13, 2009 workshop meeting minutes as presented. Motion passed unanimously.*

TREASURER’S REPORT

Ms. Turns reported the following fund balances:

General Fund Balance as of April 17, 2009	\$370,229.51
Total Liquid Fuels Balance as of April 17, 2009	\$449,783.54
Total Capital Reserve Fund Balance as of April 17, 2009	\$1,727,199.66

Ms. Turns reported the following deposit activity:

Deposit activity since April 6, 2009	\$189,425.63
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Ms. Turns reported the gross payroll of April 10, 2009, totaled \$31,540.11. *Mrs. Curcillo moved, seconded by Mr. Mullen, to approve the payroll of April 10, 2009 in the amount of \$31,540.11. Motion passed unanimously.* Ms. Turns reported the vouchers prepaid to meet due dates were \$1,075.43. *Mr. Klein moved, seconded by Mrs. Curcillo to approve the vouchers prepaid to meet due dates in the amount of \$1,075.43.* Ms. Turns reported the total for the vouchers to be approved was \$111,335.15. *Mrs. Curcillo*

moved, seconded by Mr. Klein , to approve the vouchers in the amount of \$111,335.15. Motion passed unanimously.

Financial Statement, March 31, 2009 – Ms. England referred the Board to the information provided with the financial statement showing budget information for the same time period as last year. Ms. England reported that although revenue is down 17% from last year, expenses are down 19%, so basically the Township is in pretty good shape.

PLANNING COMMISSION REPORTS AND PLANS

Motion – Curative Amendment, Commercial Recreation Areas – Ms. England reported that Mr. Leonard submitted a memo regarding a Curative amendment for commercial recreation areas. In the 2005 Comprehensive update of the Zoning Ordinance, Commercial recreation facilities did not make the transition into the current zoning ordinance. To prevent further Zoning Hearing Board cases regarding this issue, a location needs to be found for the use. *Ms. Turns moved, seconded by Mr. Klein to refer the Curative Amendment for Commercial Recreation Areas to the Planning Commission for recommendations. Motion passed unanimously.*

Mr. Brulo reported that the street section of the SALDO was recently updated with new paving standards and specifications. To be consistent, the Township Road Cut Ordinance should also be updated to reflect the same standards. *Mr. Klein moved, seconded by Ms. Turns to have the Planning Commission review and update the Road Cut Ordinance to reflect the changes made in the SALDO. Motion passed unanimously.*

OLD BUSINESS

Discussion – Zoning Amendment, Manure Storage. (Tabled 3/2/09, waiting for DCPC Comments)

Resolution 2009-37 Approval of Liquor License Transfer for American Pie – Mr. Hartman explained that this item was continued from the last meeting pending additional information from the LCB regarding distance from a school. Mr. Hartman stated the Township received the following response: “The Board may, at its discretion, grant or refuse an application for transfer if the proposed premises are within 300’ of any church, hospital, charitable institution, school or public playground or within 200’ of another licensee.” Mr. Hartman also stated the Zoning Officer has determined American Pie is approximately 590’ from West Hanover Elementary School. *Mr. Mullen moved, seconded by Ms. Turns to approve Resolution 2009-37 Approval of Liquor License Transfer for American Pie. Motion passed unanimously.*

NEW BUSINESS

Consent Items. None.

Motion – Approve revised Brookview phasing schedule Mr. Troutman, attorney for Yingst Homes, asked the Board to forgive the overdue request for a revised phasing schedule for the Brookview development, and noted agreements have been submitted and the developer will comply with the updated stormwater management ordinance, Chapter 168. Mr. Klein expressed his concern regarding the new specifications for cul-de-sacs. After some discussion it was suggested that Mr. Yingst post cul-de-sacs as no parking, on the plan so perspective buyers are aware of this fact before they purchase. Mr. Yingst agreed to indicate “no parking” areas in the cul-de-sacs on the plan and post signs. *Ms. Turns moved, seconded by Mr. Mullen to approve the Phasing Schedule revision submitted April 16, 2009 by Yingst Homes Inc. for the Brookview Development, contingent upon meeting the new construction schedule, and the developer meeting the current Ordinances for Chapter 168 Stormwater Management and adding no parking signs in the cul-de-sacs. Motion passed unanimously.*

Mr. Yost suggested that the Board request the Zoning Officer to look at other developments phasing schedules to be sure they are up to date. ***Ms. Turns moved that the developers be contacted and given a 6 month notice that their phasing schedule will expire.*** After some additional discussion Ms. Turns rescinded her motion. ***Mrs. Curcillo moved, seconded by Ms. Turns to have the Zoning Officer send a letter to all developers with current projects asking them to review their phasing schedules. Motion passed 4-1 with Mr. Hartman voting nay.***

Motion – Approve Developer Agreements: Brookview Bridge crossing (contingent upon CLOMR), Brookview Utility Crossing and Basin Structure Mr. Yost noted that he did not see anything in the agreements that would assure the work will be completed once stated and asked that security be posted in accordance with the standard provisions for posting security from improvements to be done. ***Mr. Mullen moved, seconded by Ms. Turns to accept and authorize the execution of the Brookview Bridge Crossing Agreement and the Brookview Utility Crossing and Basin Structure agreement subject to posting security in the standard form and contingent upon final review by the Township Solicitor and Township Engineer. Motion passed unanimously.***

Motion – Approve Scope of Work for GIS Road Attribution Layer Mr. Brulo summarized the project indicating that county mapping will be integrated into township mapping which can be attached to a database to track future projects. For instance a section of roadway could be called up in the GIS system and show hydrant locations, street lights, culverts, stormwater systems and road maintenance. Ms. Turns was unsure how the roadmaster would access this information. Mr. Brulo said it could be handled a number of ways, he could come into the Township building, a GIS license could be obtained for public works or a web based system could be implemented. Mr. Hartman suggested looking into a web based system at some future point in time. ***Ms. Turns moved, seconded by Mr. Mullen to accept the scope of work for the GIS Road Centerline Attribution project for a total cost of \$9,000. Motion passed unanimously.***

Discussion – Street Light Tax Assessment – Ms. England reported that at the April 13, 2009 workshop meeting the Board reviewed several alternative methods for assessing street lights. There were a few residents in attendance who were asking for a more equitable way to assess those on corner lots, with more frontage. There was discussion regarding several options, including a parcel based assessment and using an average of front footage. Mr. Engle, 7739 Hanoverdale Drive suggested that the fairest way would be to tax by millage. Mr. Steward, Village Glen, stated he does not care how which option the Board chooses as long as it is fair.

Ms. Turns moved, to stay with the current method of foot frontage. Motion failed due to lack of a second. Mr. Mullen moved, to change the assessment to a parcel based method. Motion failed due to lack of a second. Mrs. Curcillo moved, seconded by Mr. Klein to table the issue until research can be completed averaging the foot frontage on corner lots. Motion failed 2-3 with Mr. Mullen, Mr. Hartman and Ms. Turns voting nay.

More discussion ensued regarding how street light tax differs from hydrant tax. Mr. Yost suggested looking into a millage based system. ***Mr. Klein moved, seconded by Mr. Mullen to have staff explore the option of using a millage base system for the street light tax. Motion passed 3-2 with Mr. Hartman and Ms. Turns voting nay.***

Motion – Non-Residential Plan Review Service Agreement with RAS Engineering. Mr. Hartman wondered how RAS Engineering was chosen for this service. Ms. England stated that Mr. Arndt interviewed a few firms and RAS met the qualifications. After some consideration the Board asked for more information on how many and what other firms were contacted. Mr. Hartman feels it should have gone out as a public offering. ***Ms. Turns moved, seconded by Mr. Klein to table the Non-residential Plan Review Service Agreement until the May 4th meeting and to have Mr. Arndt attend the meeting to explain how firms were contacted and chosen. Motion passed unanimously.***

CORRESPONDENCE

#9 FROM: Wayne Lesher

RE: Skyline Commons Concession Stand Bid

Ms. Turns noted that Mr. Lesher wrote and asked for a refund of the price for the bid documents since the Board did not award the bid. ***Ms. Turns moved to refund Mr. Lesher.*** Mr. Yost noted that the cost of bid documents is the price of conducting business and the Board does have the right to reject any and all bids. **Ms. Turns rescinded her motion.**

#10 FROM: Kevin & Deborah Mortensen

RE: Ordinance Amendment banning alternate vehicles on properties less than 2 acres.

Mr. Yost noted this is actually a private nuisance, however the Board could ask the Planning Commission to look into it. ***Mr. Klein moved, seconded by Ms. Turns to instruct the Planning Commission to investigate the possibility of an ordinance amendment banning alternate vehicles on properties less than 2 acres. Motion passed 3-2 with Mrs. Curcillo and Mr. Hartman voting nay.*** Ms. England was asked to send a letter to the Mortensen's informing them of the Planning Commission meeting.

OTHER BUSINESS THAT MAY COME BEFORE THE BOARD

Mr. Hartman asked for the status of the utility pole on Devonshire Heights Road. Ms. England reported she contacted Kevin Ricker, developer, and he informed her he paid PP & L to relocate the pole. Ms. England then contacted PP & L and they confirmed that Mr. Ricker did pay them but did not pay Verizon or Comcast. The pole cannot be relocated until this is resolved. ***Mr. Harman moved, seconded by Mr. Mullen, to have Mr. Ricker contacted again and informed that he has until May 15th to make arrangements for the utility pole on Devonshire Heights Road to be relocated or the Township will have the pole moved and the cost will be drawn from the Letter of Credit. Motion passed unanimously.***

SUPERVISORS COMMENTS:

ADJOURNMENT: 8:30 PM