

**WEST HANOVER TOWNSHIP BOARD OF SUPERVISORS
7171 ALLENTOWN BOULEVARD, HARRISBURG, PA 17112
MONDAY, AUGUST 17, 2009**

CALL TO ORDER – 7:00 p.m.

Mr. Hartman called the meeting to order at 7:00 PM followed by the Pledge of Allegiance. Mr. Hartman announced there had been an Executive session at 6:00 PM to discuss real estate and personnel issues.

ROLL CALL

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

Adam Klein, Vice-Chairman
Rick Mullen, Supervisor-Absent

PUBLIC COMMENT

Lester Doyle-1375 Northview Lane- Mr. Doyle received a notice from the Township to pump his septic system. He stated that this letter is harassment from the Township. He said will decide when to pump his septic system. He had the system pumped in April, and told the pumping company not to notify the Township. Mr. Yost stated that the Sewage Facility Act must be complied with to protect his neighbors and local streams. Septic systems must be inspected every four years and you can file for one extension of two years. Non compliance can result in a fine of \$300.00. Mr. Doyle said he would pump at his discretion, and that the Township should not be allowed to dictate when he has to pump his septic system. Mr. Hartman stated that it is a state law and that the Township must abide by all laws. Mr. Hartman also stated that residents must notify the Township when septic systems are pumped.

Jay Megonnell-7440 Fishing Creek Valley Road- Mr. Megonnell asked Mr. Hartman to wait until all present at the meeting are standing before beginning the Pledge of Allegiance.

PUBLIC HEARING/MEETINGS: NONE

PRESENTATIONS, STAFF/BOARD REPORTS: NONE

APPROVAL OF MINUTES

Workshop meeting-August 10, 2009- *Mrs. Curcillo moved, seconded by Ms. Turns to approve the workshop meeting minutes of August 10, 2009. Motion passed unanimously.*

Regular meeting – August 3, 2009July 20, 2009 -*Mrs. Curcillo moved, seconded by Ms. Turns to approve the regular meeting minutes of August 3, 2009. 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 August 14, 2009	\$396,989.62
Total Liquid Fuels Balance as of August 14, 2009	\$422,218.81
Total Capital Reserve Fund Balance as of August 14, 2009	\$1,978,590.25

B. Deposit Activity since August 4, 2009 \$43,348.41

Ms. Turns reported the gross payroll of August 14, 2009, totaled \$31,216.58. *Mrs. Curcillo moved, seconded by Mr. Klein, to approve the payroll of August 14, 2009 in the amount of \$31,216.58. Motion passed unanimously.* Ms. Turns reported the vouchers prepaid to meet due dates were \$24,797.74. *Mrs. Curcillo moved, seconded by Mr. Klein, to approve the vouchers prepaid to meet due dates in the amount of \$24,797.74. Motion passed unanimously.* Ms. Turns reported the total for the vouchers to be approved was \$94,761.27. *Mr. Klein moved, seconded by Mrs. Curcillo, to approve the vouchers in the amount of \$94,761.27. Motion passed unanimously.*

PLANNING COMMISSION REPORTS AND PLANS

Manure Storage- A reply was received from Dauphin County Planning Commission with recommended changes

Mrs. Curcillo moved, seconded by Ms. Turns to set a public hearing date for the Manure Storage Ordinance for October 5, 2009. Motion passed unanimously.

OLD BUSINESS:

Motion – Supplemental Scope of Work, Municipal Park Ped Path Project.- Tabled at meetings on 07/06/09, 07/20/09, 8/3/09, 8/17/09.

Motion – Sidewalks on Manor Dr. - Tabled at meetings on 07/06/09, 07/20/09, 8/3/09, 8/17/09.

NEW BUSINESS

Motion – Consent Items: Conference Attendance Authorization, Section 607.4: Bob Leonard

Ms. Turns moved, seconded by Mrs. Curcillo to approve attendance for Bob Leonard at the Dauphin County Conservation District Floodplain Management Workshop. Motion passed unanimously.

Improvement Guarantee Release: Townes at Hershey Road, Phase 1

Mrs. Curcillo moved, seconded by Ms. Turns to approve the reduction of the Improvement Guarantee for Townes at Hershey Road, Phase 1 by \$55,354.50 leaving a balance of \$0.00., contingent upon a maintenance guarantee of \$52,493.25 for an 18-month period. Motion passed unanimously.

Motion – Approve Trick or Treat night, Thursday, October 29, 2009, 6 to 8 PM

Mrs. Curcillo moved, seconded by Mr. Klein to approve Trick or Treat night for Thursday, October 29, 2009 from 6 to 8PM. Motion passed unanimously.

Resolution 2009-51, Bradford II-Road Dedication –Bradford Phase II, has dedicated to public use the following roads: Bradford Boulevard, Bradley Court, Berkley Drive, and Buckley Drive.

Ms. Turns moved, seconded by Mrs. Curcillo to accept Resolution 2009-51, Bradford II Road Dedication. Motion passed unanimously.

Resolution 2009-52, Appointing Delegates to Dauphin County TCC –This resolution appoints a voting delegate and alternate to the Dauphin County Tax Collection Agency. Larry Hartman is the voting delegate and Adam Klein is the alternate on the Dauphin County TCC.

Ms. Turns moved, seconded by Mrs. Curcillo to accept Resolution 2009-52, Appointing Delegates to Dauphin County TCC. Motion passed unanimously.

Motion – Authorize Public Hearing for Comcast Cable Franchise Renewal- The Board approved participating in the CapCOG efforts to negotiate the franchise renewal agreement with Comcast Cable. One of the steps in the renewal process is to hold a public hearing to receive comments from our residents regarding the Comcast cable service.

Mr. Klein moved, seconded by Ms. Turns to set Monday, September 21, 2009, at 7:15 PM as the date for a public hearing on the Comcast cable franchise renewal and advertise the hearing appropriately. Motion passed unanimously.

Discussion - Ordinance 2009-17, False/Nuisance Alarms- At the request of the Fire Company and the Emergency Management Coordinator staff has reviewed Chapter 97, Emergency Services Cost Recovery, of the Township Code of Ordinances. This Chapter deals with the authority, procedures and requirements to seek collection and reimbursement for the reasonable cost of responding to emergency incidents. One area that was omitted from the Ordinance was the response to false/nuisance alarms. The Fire Company and emergency personnel respond to all emergency calls. There are times when the response is a result of a false alarm or a nuisance alarm. This Ordinance defines false alarms and nuisance alarms and sets penalties for over three such calls in any 12 consecutive months. Bill McCahan stated currently a law on books is a “summary” offense under crimes code and would be handled by the State Police. Under Ordinance 2009-17 the fire company can send a bill.

Ms. Turns moved, seconded by Mr. Klein, to accept the proposed Ordinance 2009-17, False/Nuisance Alarms, and authorized the advertisement of the Ordinance for enactment at the regular meeting on Tuesday, September 8, 2009. Motion passed unanimously.

Motion – Award Quote for Stormwater Drainage Pipe Cleaning and Televising -As part of the Final Land Development plan for the Turkey Hill at the corner of Clover Hill and Allentown Blvd. there was discussion about the wetlands and water traveling under Allentown Blvd. It is thought that there may be an obstruction in the drainage pipes the north side of Allentown Boulevard to under Fairville Avenue. The staff has contacted firms to gain a quote to clean and televise twin 18” pipes approximately 180 feet long and one 24” pipe approximately 120 feet long. Three firms were unable to provide a quote because either the distance was too long or the pipe too big for their equipment. Two firms, Mr. Rehab Inc. and Infratech Industries Inc., have the equipment and personnel to complete the job and provided quotes. Ms. Turns asked Mr. Brulo how the measurements were determined. Mr. Brulo stated four sets of plans were used for review and this is his best approximation. The four plans show different connections and locations of pipes. Mr. Yost asked that Ms. England contact one of the three firms that are unable to do the work to provide a written statement to the Township. Ms. Turns stated this has been an ongoing problem and needs to be taken care of.

Ms. Turns moved, seconded by Mr. Klein to accept the quote for cleaning and televising the stormwater drainage pipes from the Stofko property, under Fairville Ave. to the Getty property from Mr. Rehab in the amount of \$8,400 based on the linear footage of three pipes. Motion passed unanimously.

Motion – Exit 77 PPL Utility Agreement-Ms. England reviewed the agreement between the Township and PennDOT. Agreement number 087862 states that PennDOT and the Township will share the cost of utility relocation 50/50 up to a maximum of \$25,000 for each party. PennDOT recognizes the cost of utility relocation is much higher than the original estimate and has pledged to pay 50% of the full relocation costs. However, at this time the agreement has not been revised to reflect the higher costs. An addendum to Agreement #087862 will be forthcoming to reflect the 50/50 cost sharing with a new maximum amount. Agreement #089371, prepared by PennDOT, between the Township and PPL specifying the facilities PPL will relocate and the total estimated cost of \$455,881.09. As discussed above the Township will be responsible for \$227,940.55 with PennDOT responsible for the other half.

Mr. Klein moved, seconded by Mrs. Curcillo to execute contract #089371 with PPL for the utility relocation costs associated with the Exit 77 project. Motion passed unanimously.

Motion – Township Engineer for Solar Farm project- Dauphin County will be preparing a minor subdivision plan to construct a solar farm on a parcel of land along the border between Middle Paxton Township and West Hanover Township. Herbert, Rowland & Grubric, Inc. is the Engineering firm for West Hanover Township as well as Dauphin County. The County would like to utilize HRG to prepare and submit the subdivision plan and is asking the Township to allow HRG to recuse itself as Township Engineer for the Solar Farm plan and utilize the services of an alternate Township Engineer to review the plan.

Ms. Turns moved, seconded by Mrs. Curcillo to release HRG from duties as Township Engineer for the Solar Farm Plan in order for the Dauphin County Industrial Development Authority to utilize the services of HRG, the County Engineer, to prepare the subdivision plan for a solar farm in Middle Paxton and West Hanover Townships. Motion passed unanimously.

Mrs. Curcillo moved, seconded by Mr. Klein to authorize the staff to contact qualified Professional Engineers to solicit interest and a fee schedule to become the Temporary Township Engineer for the Solar Farm plan only. Motion passed unanimously.

Motion – One Communications Telephone proposal- Ms. England explained the proposal of fees and costs from One Communications for Township phone service. The proposal for services would provide a monthly savings of 35.8%. The per line charge through One Communication is lower and many of the surcharges and fees are bundled into the basic line charge including: local number portability, federal line charges, number retention, etc. If the Board chooses to switch to One Communication the Township would be required to sign a three year contract. The Township’s current 5 year contract with Frontier has expired. The potential savings over the three years totals approximately \$6,126.36. Mr. Yost asked if Ms. England contacted Frontier to see if they can match the proposed rates. Ms. England had not contacted Frontier at the time of the meeting. Mr. Hartman asked Ms. England to contact Frontier to allow them the opportunity to match the quote from One Communications. Bill McCahan asked if the Township could get a proposal on internet service. Although Comcast internet service is free, it is often slow and during storms internet service is not available. Mr. Hartman asked Ms. England to request internet quotes from One Communications, Frontier, and Verizon.

Ms. Turns moved, seconded by Mrs. Curcillo to table the One Communications proposal until a proposal has been received from Frontier. Motion passed unanimously.

Motion – NPDES Phase II MS4 Permit Year #7- The Township has entered the seventh year of the PA DEP NPDES (National Pollutant Discharge Elimination System) Phase II MS4 (Municipal Separate Storm Sewer System) permit. This program was originally a five year program but has been extended twice. This is a requirement from the DEP. Mr. Brulo explained that the scope of work for the NPDES Phase II MS4 Permit Year #7 would keep the Township in compliance with the NPDES Stormwater Permit requirements.

Mrs. Curcillo moved, seconded by Ms. Turns to accept and approve the scope of work for the NPDES Phase II MS4 Permit Year #7 scope of work in the amount of \$3,000. Motion passed unanimously.

Motion – Manor Dr. Alternatives Study- Manor Drive (from Hershey Road to Linglestown Ave.) has been identified as a major road in need of improvements. Ms. England reviewed how Manor Drive has been divided into 4 lengths from south to north and the improvements that have been completed in Sections 2 & 4. Section 1 has seen a tremendous growth in traffic with the installation of a traffic signal on Allentown Blvd. and is the section in the poorest condition. The majority of complaints for this section include the poor condition of the road surface, site distance at cross streets, speeding, and ignoring the stop sign. In 2002, the Township received a contribution in the amount of \$20,000 from Townes @ Hershey Road for improvements to Manor Drive. In order to determine the best and most cost effective improvements to Section 1 the Township Engineer has provided a scope of work for a Manor Drive Alternatives Study. This scope of work will allow the Board to make a decision on what improvements should be made.

Ms. Turns moved, seconded by Mr. Klein to accept and approve the scope of work for the Manor Drive Section 1 Alternatives Study in the amount of \$12,600. Motion passed unanimously.

Motion – Uniform Local Share Municipal Grant Application: Fire Station Architectural and Civil Engineering- Mr. Brulo provided estimates on architectural and civil engineering for the grant.

Ms. Turns moved, seconded by Mr. Klein to approve the Uniform Local Share Municipal Grant Application: Fire Station Architectural and Civil Engineering. Motion passed unanimously.

CORRESPONDENCE:

Item # 9 From: Harrisburg Area Transportation Study (HATS)- Ms. England stated this is a vitally important meeting which will allow the Township to give input regarding our transportation needs. This meeting coincides with the Board meeting on October 5, 2009. Mr. Brulo offered to attend as a representative for West Hanover Township.

Ms. Turns moved, seconded by Mr. Klein to approve Mr. Brulo to attend the HATS meeting on October 5, 2009 as a representative of West Hanover Township. Motion passed unanimously.

Item #10 From: Harrisburg Regional Chamber- Ms. England wanted to let the Board know about the “Meet your Elected Officials” reception being held on October 5, 2009. This coincides with the Dauphin County Association of Township Officials Conference.

Item # 18 From: Elizabeth England, Township Manager To: R. Scott Carpenter, Matthew & Hockley Associates RE: Septic/Sewage at Red Top Rd. and Hershey Rd. - Ms. Turns was concerned that the Township had given permission. Ms. England clarified the letter said the Board of Supervisors is open to all possibilities.

Item # 22 From: PSATS – Ms. Turns wanted to know if the Township would be sending anything out to the residents regarding House Bill 1500 which would require municipalities that do not provide location police protection to pay an annual per-capita fee to the Pennsylvania State Police. Ms. Turns requested that Ms. England send a letter of opposition to our state representative from the Township.

Ms. Turns wanted to know if the Township looked into the insurance options offered by the PSATS Trustees Insurance Fund. Ms. England stated that she looked into it in past years, but that it was not advantageous to the Township.

OTHER BUSINESS THAT MAY COME BEFORE THE BOARD:

Dunk tank volunteers are still needed for the Community Festival on August 22, 2009.

Ms. England brought two personnel issues to the Board:

1. Dan Restagno has completed his 90 day probationary period as a Part Time Recreation Employee. Ms. Fesig is requesting that to move him from H-1 step one to an H-1 step 2 and receive a 35 cent/hour increase.

Ms. Turns moved, seconded by Mr. Klein to approve Dan Restagno to move up one step and receive a 35 cent/hour increase. Motion passed unanimously.

2. Due to temporary medical issues Jeff Morningwake has agreed to step down as Assistant Roadmaster. Mr. Harman suggests that Chris Mumma fill the position of Assistant Roadmaster until Jeff can return to work. Mr. Mumma would receive an increase of 75 cents/ hour as Assistant Roadmaster.

Ms. Turns moved, seconded by Mr. Klein to approve Jeff Morningwake to temporarily step down as Assistant Roadmaster and to approve Chris Mumma as Assistant Roadmaster with an increase of 75 cents/hour. Motion passed unanimously.

Ms England reminded Mr. Hartman and Mr. Klein about the Act 32 EIT seminar which is being held Thursday, August 20, 2009.

SUPERVISORS COMMENTS: Mr. Hartman noticed that all the wires are off the telephone pole at Devonshire and Oak Grove. He wanted to know when the pole would be removed. Ms. England said she would contact the developer on Tuesday.

ADJOURNMENT: 7:45 PM