

WEST HANOVER TOWNSHIP BOARD OF SUPERVISORS
7171 ALLENTOWN BOULEVARD, HARRISBURG, PA 17112
MONDAY, NOVEMBER 2, 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 5:00 PM to discuss personnel matters.

ROLL CALL

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

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

PUBLIC COMMENT

William Ostermayer, 7936 Appleby Road- Mr. Ostermayer presented the board with information that he would like them to read before they vote on the Municipal Domestic Animal Protective Services Agreement with the Humane Society. The agreement cost the Township \$11,000.00 in 2009.

Don Steinmeier, 11 N Fairville Avenue –Mr. Steinmeier toured the work release center and found out that Terry Davis has arranged for Bus transportation via CAT for the residents. Inmates will be charged 20% of their paychecks to pay for room/board. Mr. Steinmeier had the following questions for the Board:

- How do casino funds pay for the projects? Ms. England stated that the County pays the vendors directly for the services; the Township does not receive the money directly.
- Has the fire company lease for space for Recreation Programs has been finalized? Mr. Hartman stated it has not been finalized yet.
- Mr. Steinmeier asked Mr. Hartman to elaborate on Items E, F, G, and H under new business when reviewed by the Board.
- What is cost of the recycle bins and where will they will be picked up? Ms. England reported the cost is \$5.00 per bin and that the residents can pick them up at the Public Works building either on 10/31 or 11/7. If either date is not convenient the residents will be able to pick them up at the Township building. There were 648 bins ordered for the residents.
- What is the liquid fuel allocation for 2010? Mr. Hartman stated that the allocation is \$205,283.90. The allocation for 2009 was around \$220,000.00.
- What is the correspondence from Bill MCCahan regarding the H1N1 vaccination distribution? Ms. England stated that it preparatory planning to coordinate traffic police if there is a need for a flu vaccine at the Central Dauphin High School.

Chris Scott, 253 Berkstone Drive- Mr. Scott asked Mr. Hartman if there are any traffic lights going to be installed on Old Jonestown Road or Route 22 as a result of the construction of Interstate 81 and Route 39. Mr. Hartman stated there is nothing in the plans for traffic lights on Old Jonestown Road or Route 22. Mr. Scott asked the Board if anyone knew the status of the development of the old Williams property. He stated that traffic speed has increased in that area. Finally, he asked if there was an update on the Tree Ordinance. Ms. England stated that The Board has not received any information from EAC regarding the tree ordinance.

Jay Megonnell-7440 Fishing Creek Valley Road- Mr. Megonnell asked if the letter regarding deer crossing (Item #12-correspondence) is a new letter. Ms. England stated that the letter is from the resident who originally called in regarding the issue. Ms. England suggested the resident send a letter to the Board regarding her concerns.

PUBLIC HEARING/MEETINGS: NONE

PRESENTATIONS, STAFF/BOARD REPORTS: NONE

APPROVAL OF MINUTES

Regular meeting – October 19, 2009 *Ms. Turns moved, seconded by Mr. Mullen to approve the regular meeting minutes of October 19, 2009. Motion passed unanimously.*

Workshop meeting – October 27, 2009 *Ms. Turns moved, seconded by Mr. Mullen to approve the workshop meeting minutes of October 27, 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 October 30, 2009	\$627,791.73
Total Liquid Fuels Balance as of October 30, 2009	\$215,085.05
Total Capital Reserve Fund Balance as of October 30, 2009	\$1,924,488.40

B. Deposit Activity since October 16, 2009 \$63,248.32

Ms. Turns reported the gross payroll of October 23, 2009 totaled \$28,297.55. *Mr. Mullen moved, seconded by Ms. Turns approve the payroll of October 23, 2009 in the amount of \$28,297.55. Motion passed unanimously.* Ms. Turns reported the vouchers prepaid to meet due dates were \$1,030.31. *Mr. Mullen moved, seconded by Ms. Turns to approve the vouchers prepaid to meet dues in the amount of \$1,030.31. Motion passed unanimously.* Ms. Turns reported the total for the vouchers to be approved was \$38,368.05. *Mr. Mullen moved, seconded by Ms. Turns to approve the vouchers in the amount of \$38,368.05. Motion passed unanimously.*

PLANNING COMMISSION REPORTS AND PLANS:

Mill Stone Phase 1 Drainage Complaint- This is documentation that S&A Homes has completed work behind homes on Cobble Stone Drive to correct drainage problems.

OLD BUSINESS

Motion – Supplemental Scope of Work, Municipal Park Ped Path Project. Tabled at meetings on 07/06/09, 07/20/09, 08/3/09, 08/17/09, 09/08/09, 9/21/09, 10/5/09, 10/19/09, 11/2/09.

NEW BUSINESS

Conference Attendance Authorization, Section 607.4: Harold Arndt,

Mr. Hartman moved, seconded by Ms. Turns to not approve attendance to Illegal Dump Cleanup Training for Harold Arndt. Mr. Mullen opposed. Motion failed 2-1.

Improvement Guarantee Release: Pinnacle Imaging Center-Reduction #1

Mr. Mullen moved, seconded by Ms. Turns to approve the reduction of the Improvement Guarantee for Pinnacle Imaging Center by \$84,581.50, leaving a balance of \$24,518.50. Motion passed unanimously.

Improvement Guarantee Release: Sagewicke, Phase 4

Mr. Mullen moved, seconded by Ms. Turns to approve improvement guarantee release for Sagewicke Phase 4 in the amount of \$62,660.00, leaving a balance of \$26,007.80. Motion passed unanimously.

Resolution 2009-60, Harper Dr. Truck Turnaround PennDOT Condition Statement- Ms. England stated that this resolution is for the Harper Drive Truck Turnaround. The Township is the applicant as well as the developer. The Township has applied for a grant for the project. This resolution is for the engineering portion of the project.

Mr. Mullen moved, seconded by Ms. Turns to approve Resolution 2009-60, Harper Drive Truck Turnaround. Motion passed unanimously.

Motion – Dauphin County Municipal Planning Advisory Service agreement- This agreement covers the Township’s relationship with Tri-County Regional Planning Commission and the planning services provided currently by professional planners attending the Township Planning Commission meetings. Ms. England stated that there is no cost to the Township for the initial retainer amount of \$1,000.00.

Ms. Turns moved, seconded by Mr. Mullen to authorize the execution of the 2010 Municipal Planning Advisory Service program agreement with the Dauphin County Planning Commission. Motion passed unanimously.

Motion – Pension Plan Amendment- This amendment to our pension plan needs to be adopted to comply with the Worker, Retiree, and Employer Recovery Act of 2008. The Amendment includes a change to the definition of Eligible Retirement Plan and Eligible Rollover Distribution. Additions are included to the sections on Rollover Contributions, Excess Amounts, Optional Forms of Distribution, Direct Rollovers, and the Amendments.

Ms. Turns moved, seconded by Mr. Mullen to approve the amendments to the West Hanover Township Pension Plan to comply with the Pension Protection Act of 2006. Motion passed unanimously.

Motion - Lease for Space for Recreation Programs and Activities- The Township has terminated the lease for space with the Funeral Directors Association and will vacate the premises at 7441 Allentown Blvd. by November 30, 2009. The Township has proposed a lease agreement to the Fire Company for possible rental of space at the Fire House to the Township for Recreation activities. There was discussion regarding an inspection of the building. The proposal includes to lease the large upstairs hall and its storage closet, the kitchen, and the unfinished room just off the hall (known as the “training room”) with its’ walk-in storage closet to the Township on a short term lease for 3 months with an automatic renewal for another 3 months at a price of \$1,000 per month plus a prorated amount of the utility costs based on square footage of leased space. Ms. England stated that the Fire Company’s attorney has reviewed the draft lease agreement. Ms. England stated the following changes will be made to the terms: (1) Remove Addendum 9 as it is covered under Item 4C. (2) Add to Item 4C that any permanent maintenance would be completed with prior approval from the Fire Company. (3) Add to Addendum 3, included in the space would be the adjacent parking lot would be included in the lease.

The Executive Board of the Fire Company has approved the above changes to the terms. This proposal will be presented on Wednesday November 4th to the Fire Company at its meeting.

Mr. Mullen moved, seconded by Ms. Turns to approve the proposed lease agreement with the Fire Company for the lease of space at the Fire Hall for Recreation programs and activities. Motion passed unanimously.

Ms. Turns moved, seconded by Mr. Mullen to approve a building inspection for the Fire House. Motion passed unanimously.

Motion – Authorize Purchase of Land for Fire Station- Mr. Hartman stated that there had been a number of executive sessions regarding the purchase of land for a fire station. The Board unanimously voted to move forward with the purchase of land at 7624 Jonestown Road from Richard Yingst, Fishing Creek Valley Associates LP. Two appraisals were performed on the land resulting in values of \$310,000 and \$378,000. Mr. Yingst has verbally agreed to the sale price of \$344,000, the average of the two appraisals. The Dauphin County Commissioners awarded West Hanover Township a Gaming Local Share Municipal Grant in the amount of \$329,000 for land acquisition. Since the actual amount of the purchase is greater than the grant, the County will issue a check directly to Mr. Yingst in the amount of \$329,000 and the Township will issue a check for the balance of the purchase price, \$15,000, and any prorated taxes or other settlement costs. Solicitor Yost recommended the Board receive a Phase 1 Environmental Assessment of the property. This assessment will show if there were any underground gas or fuel tanks. Solicitor Yost contacted HRG who confirmed the cost of the Assessment would be \$2,500.00-\$3,000.00. Ms. England will contact HRG to schedule the Assessment.

Ms. Turns moved, seconded by Mr. Mullen approve the purchase of land at 7624 Jonestown Road for the price of \$344,000 utilizing the Dauphin County Gaming Local Share Municipal Grant funds of \$329,000 with the balance from Township funds. Motion passed unanimously.

Ms. Turns moved, seconded by Mr. Mullen that the balance due be paid from the Capital Reserve Fund. Motion passed unanimously.

Ms. Turns moved, seconded by Mr. Mullen to approve a Phase 1 Environmental Assessment of the property at 7624 Jonestown Road. Motion passed unanimously.

Motion- Gaming Grant Hearings- The Dauphin County Gaming Advisory Committee (DCGAC) has scheduled a public hearing on our 4 grant applications for Wednesday, November 11, 2009, from 7:30 to 8:30PM. The Board agreed that the two new supervisor elects should be invited to attend the hearings. This will show continuity of the Boards. The Fire Department and Al Brulo will attend to review the grants and answer any questions from Committee. Mr. Hartman, Mr. Mullen and Ms. Turns will attend. Ms. England will contact the two Supervisors elect as well as Mr. Klein and Ms. Curcillo regarding their attendance. The presentation review will be discussed at a separate meeting.

Motion-Sarhelm Stop Sign- The Township received a complaint from a resident about the traffic on Sarhelm Road and the stop sign on the southbound side at New Oxford Road. After extensive research by the staff we could find no evidence of when it was erected, therefore it is an unauthorized stop sign. Township Engineer Al Brulo completed a traffic study of this intersection to determine the validity of the existing stop sign on the southbound side and the need for a stop sign on the northbound side. Mr. Brulo's study, verifies that the southbound stop sign is not needed but there is a need for one on the northbound side. With a change in the traffic pattern and signage Mr. Brulo recommends a transitional procedure to alert motorists to the change. Ms. Turns asked why this issue wasn't presented to the Board prior to the request of the traffic study. Ms. England stated that since the staff could find no evidence that that stop sign was legal, she requested the traffic study. Mr. Hartman wanted to make sure that there are signs making motorists aware of the changes.

Ms. Turns moved, seconded by Mr. Mullen to approve the removal of the southbound stop sign on Sarhelm Road at New Oxford Road and the installation of a stop sign on the northbound side of Sarhelm Road at New Oxford Road based on the Township Engineers' traffic study and to authorize the Roadmaster to follow the transitional procedure outlined by the Township Engineer. Motion passed unanimously.

Ms. Turns moved, seconded by Mr. Mullen to authorize the advertisement of Ordinance 2009-18, amending the Chapter 187-19 to include the stop sign on the northbound side of Sarhelm Road at New Oxford Road. Motion passed unanimously.

CORRESPONDENCE

Ms. England brought to the attention of the Board, the letter from Ms. Murray regarding Deer Crossing Signs as previously discussed.

Ms. England wanted to bring to the attention of the Board that Garippa, Lotz, & Giannuario representing Prologis is appealing the decision of the Dauphin County Board of Assessment Appeals. A petition has been filed with the Court of Common Pleas of Dauphin County PA.

OTHER BUSINESS THAT MAY COME BEFORE THE BOARD

Mr. Hartman stated that the Executive session held this evening was regarding termination of an employee. Solicitor Yost explained that the employee has exhausted his sick, vacation, and FMLA time and is not ready to return to work.

Ms. Turns moved, seconded by Mr. Hartman to approve the termination of Public Works employee Jeff Morningwake who is unable to return to work at the end of his FMLA leave. Motion passed unanimously.

Mr. Hartman added that Mr. Mullen had some reservations regarding this decision.

SUPERVISORS COMMENTS: NONE

ADJOURNMENT: 7:45 PM