

**WEST HANOVER TOWNSHIP BOARD OF SUPERVISORS
7171 ALLENTOWN BOULEVARD, HARRISBURG, PA 17112
MONDAY, OCTOBER 15, 2012**

CALL TO ORDER – 7:00 p.m.

Chairman Klein called the meeting to order at 7:00 PM followed the Pledge of Allegiance and the invocation.

ROLL CALL

Harold Harman, Supervisor
Jay Megonnell, Vice Chairman
Gloria Zimmerman, Supervisor

Adam Klein, Chairman
Don Steinmeier, Secretary-Treasurer

APPROVAL OF MINUTES

Regular meeting – October 1, 2012- Mrs. Zimmerman pointed out an error in the minutes for correction.

Mrs. Zimmerman moved, seconded by Mr. Megonnell to approve the meeting minutes of October 1, 2012 as amended with the correction. Motion passed unanimously.

Workshop meeting – October 1, 2012- *Mr. Megonnell moved, seconded by Mr. Steinmeier to approve the workshop minutes of October 1, 2012. Motion passed unanimously.*

Workshop meeting – October 8, 2012- *Mrs. Zimmerman moved, seconded by Mr. Harman to approve the workshop meeting minutes of October 8, 2012. Mr. Steinmeier and Mr. Megonnell abstained. Motion passed unanimously.*

CORRESPONDENCE

Chairman Klein briefly reviewed the correspondence items and informed the public that all correspondence is available for review. The following items were brought up for discussion:

FROM: Waste Management RE: Monthly Recycling & Refuse Report- Mrs. Zimmerman commented that on Bridle Lane Waste Management is placing trash and recyclables in the same truck. Ms. England will contact Waste Management.

PUBLIC COMMENT

Jim Zeiters, 204 Glenview Avenue- Mr. Zeiters brought up Agenda item 9-Request to waive Subdivision & Land Development Requirement-Margaret Ehmann, 700 Knight Road. He commented that he does not know all the details of what is being requested, however after thirty years of working with municipal and county solicitors he was informed that this is a state law and therefore the Township can't waive a state law. He stated the Township has their own regulations but they fit within the state act. Mr. Klein said this item will be discussed this evening.

Roger Davidson, 7670 Forney Way – Mr. Davidson commented that as a member of the Pennsylvania State Police Historical, Educational, and Memorial Center he is not in favor of them requesting funds from casino grants. He provided a brief overview of the current situation at the museum. He named numerous companies who he believes the museum board should contact to request donations for their proposed expansion. He believes the price of gas is not drawing visitors to the casino, but perhaps things will change after the election.

Mrs. Zimmerman clarified that the State Police Historical, Educational, and Memorial Center only asked the Board for a letter of support.

PUBLIC HEARING/MEETINGS: None

PRESENTATIONS, STAFF/BOARD REPORTS

Mrs. Zimmerman had a question regarding the EAC minutes from October. She asked for clarification of the EAC’s involvement with the rain gardens at the fire station. Ms. England stated they will check the rain gardens in the spring and fall, but not provide maintenance.

Mr. Megonnell asked for clarification from the September EAC minutes that the Smink Farm project is completed. Chairman Klein confirmed that the project is finished and that there will be no further biosolid projects at the Smink farm.

Mrs. Zimmerman asked about the EAC suggesting HRG to seek assistance from a landscape architect to help with final landscape inspections in developments. Ms. England confirmed that they can make suggestions to HRG regarding landscape architects.

TREASURER’S REPORT

Mr. Steinmeier reported the following fund balances:

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

General Fund Balance as of October 12, 2012	\$1,390,915.78
Total Liquid Fuels Balance as of October 12, 2012	\$301,244.16
Total Capital Reserve Fund Balance as of October 12, 2012	\$2,155,086.70

B. Deposit Activity since October 2, 2012 \$20,233.42

Mr. Steinmeier reported the gross payroll of October 5, 2012 totaled \$27,236.02. ***Mr. Megonnell moved, seconded by Mrs. Zimmerman to approve the payroll of October 5, 2012 in the amount of \$27,236.02. Mr. Harman abstained, motion passed 4-0-1.***

Mr. Steinmeier reported the vouchers prepaid to meet due dates was \$18,224.28. ***Mr. Megonnell moved, seconded by Mrs. Zimmerman to approve the vouchers prepaid to meet due dates in the amount of \$18,224.28. Motion passed unanimously.***

Mr. Steinmeier reported the total for the vouchers to be approved is \$411,927.57. ***Mrs. Zimmerman moved, seconded by Mr. Megonnell to approve the vouchers in the amount of \$411,927.57. Motion passed unanimously.***

Mr. Steinmeier reported the total for the vouchers to be approved and paid from Fire Tax is \$16,923.84. ***Mr. Megonnell moved, seconded by Mrs. Zimmerman to approve the vouchers to be paid by Fire Tax in the amount of \$16,923.84. Motion passed unanimously.***

Mr. Steinmeier reported that the Water & Sewer Authority General Obligation Bond is \$517,984.09. ***Mrs. Zimmerman moved, seconded by Mr. Megonnell to approve the Water & Sewer Authority General Obligation Bond in the amount of \$517,984.09, contingent upon the Water & Sewer Authority Board approval. Motion passed unanimously.***

PLANNING COMMISSION REPORTS AND PLANS

Request to waive Subdivision & Land Development Requirements – Margaret Ehmann, 700 Knight Road- Bob Leonard addressed the Board on behalf of Ms. Ehmann. She has retained his services for help on the project in obtaining permits for a fence and barn. Mr. Leonard informed the Board that this project went before the Zoning Hearing Board for approval of the installation of a 6' high fence and the construction of a Barn in the FRA Zoning District as a principle structure. The Zoning Hearing Board agreed that the horse barn is a principal structure, and not an accessory structure in the case of agricultural operations. Solicitor Yost asked if there is a zoning issue. Mr. Leonard read the Zoning Hearing Board findings to the Board in its entirety. Mr. Rosario stated that he is in complete opposition of the Zoning Hearing Board decision. Mr. Rosario said his decision was based upon the strict interpretation of the Township zoning ordinance, MPC requirements and consultation with Zoning Hearing Board solicitor. Mr. Rosario also brought up the letter submitted by the building codes officer which he stated also solidifies his position. Solicitor Yost suggested that the size and location of the barn should be determined prior to the Board rendering a decision regarding a waiver. Chairman Klein agreed that more information is need prior to the Board making a decision. Mrs. Zimmerman questioned the amount of traffic that will result of this proposed structure for boarding and training of horses. Ms. Ehmann stated that there will only be nine or ten horses at any one time and the proposed building will consist of twelve stalls. She said she has contacted an architect to begin preliminary plans. Mr. Rosario stated that there is no formal application as to date.

Mr. Megonnell moved, seconded by Mr. Harman to table the Request to waive Subdivision & Land Development Requirements for Margaret Ehmann, 700 Knight Road. Motion passed unanimously.

OLD BUSINESS

Ordinance 2012-15, Transient Retail Business

Mrs. Zimmerman moved, seconded by Mr. Steinmeier to accept Ordinance 2012-15, Transient Retail Business. Motion passed unanimously.

NEW BUSINESS

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

Ordinance 2012-20, Sagewicke stop signs.

Mrs. Zimmerman moved, seconded by Mr. Steinmeier to accept Ordinance 2012-20, Sagewicke Stop Signs. Motion passed unanimously.

Ordinance 2012-21, Truck restrictions- Ms. England asked the Board to table the proposed Ordinance due to new information received this afternoon from PennDOT that requires a change to the Ordinance.

Mr. Megonnell moved, seconded by Mrs. Zimmerman to table Ordinance 2012-21, Truck Restrictions. Motion passed unanimously.

Mr. McCahan presented the Board with a memo regarding information that the PSAB would like to add to proposed Ordinance 2012-21. They would like to add the definition of the word truck or substitute “motor carrier vehicle” for the word truck in the Ordinance.

Motion – Bid 2012-09, CapCOG Road Salt bids

Mr. Megonnell moved, seconded by Mr. Harman to accept the low bid for the CapCOG Road Salt contract for the winter season 2012-2013 from American Rock Salt Company at a delivered price of \$59.23 per ton. Motion passed unanimously.

Motion – Authorize Advertisement, Bid 2012-10, UPS at Allentown/Clover- Bill McCahan, Fire Police Captain, commented that the installation of the UPS in the Township has greatly assisted the fire police during emergencies.

Mr. Megonnell moved, seconded by Mr. Steinmeier to solicit quotes for Project 2012-10, the installation of a UPS unit at the intersection of Allentown Blvd. and Clover Lane. Motion passed unanimously.

Motion – Partial Refund of Real Estate Taxes- The Township received notice from the Dauphin County Office of Tax Assessment advising that the assessed value of Parcel 68-028-098, CJ Pony Parts, has been changed for calendar years 2011 and 2012 due to a court order. The owner is entitled to a refund of taxes paid for the following categories: municipal real estate, fire tax, hydrant tax.

Mrs. Zimmerman moved, seconded by Mr. Steinmeier to authorize the refund of municipal taxes paid by CJ Pony Parts, tax parcel 68-028-098, in the total amount of \$385.29 for tax year 2011 and \$314.05 for tax year 2012. Motion passed unanimously.

Motion – Partial Refund of Interim Real Estate Taxes- The Township received notice from the Dauphin County Office of Tax Assessment advising that an interim bill was issued in error for Tax Parcel 68-002-064, Randolph & Lindsay Winchester. Proof of payment of the taxes was attached. The owner is entitled to a refund of taxes paid for municipal real estate and fire tax.

Mrs. Zimmerman moved, seconded by Mr. Steinmeier to authorize the refund of municipal taxes paid by Randolph & Lindsay Winchester, tax parcel 68-002-064, in the total amount of \$45.88 for tax year 2012. Motion passed unanimously.

Motion – Fire Station Site Punchlist, Pay Application- Ms. England briefly reviewed the site inspection that was conducted on October 9, 2012, to decide the status of the outstanding punchlist items for the site and also to determine a reduction in the retainage amount for completed items. She explained that there will be a separate inspection for the interior of the building. Mr. Megonnell asked who paid for the soil testing. Ms. England confirmed that Premier Construction paid for the soil testing. Mr. Steinmeier asked if Mr. and Mrs. Weikel were included in the inspection; Mrs. Weikel confirmed that they attended the inspection. Ms. England explained that funds are being released for work that has been completed; \$6,300 is being held for the remaining items that need to be completed. There was discussion regarding the interior of the building which is in the maintenance period. Mrs. Zimmerman would like the interior inspection to be scheduled ASAP.

Mr. Megonnell moved, seconded by Mr. Steinmeier to accept the punchlist update of October 10, 2012, and approve a disbursement from the Emmaus Bond Pool Loan in the amount of \$86,469.55. Motion passed unanimously.

Motion – Intermunicipal Agreement with Lower Paxton Township- Chairman Klein briefly reviewed the project for the replacement of LPT-10, the Jonestown Road Bridge over Beaver Creek for the Board. Chairman Klein and Ms. England met with representatives from Lower Paxton to discuss some preliminary terms and agreed to appoint Lower Paxton Township as the lead agency in this matter and form a Joint Committee comprised of 2 representatives from each Township. In order to move the project forward The Township must complete the following: (1) Approval of an intermunicipal agreement between West Hanover and Lower Paxton for the purposes of the replacement of the bridge (2) The selection of an engineering consultant to design the replacement of the bridge. Because state funds are involved in the construction we must follow the PennDOT guidelines for selection of the consultant. Resolution 2012-46, will ensure that the Township follows PennDOT guidelines.

Mrs. Zimmerman moved, seconded by Mr. Megonnell to advertise for enactment an Ordinance for the Intermunicipal Agreement between Lower Paxton and West Hanover Townships for the replacement of LPT-10, the Jonestown Road bridge over Beaver Creek. Motion passed unanimously.

Resolution 2012-46, Adopt PennDOT Policy on Consultant Selection

Mr. Steinmeier moved, seconded by Mrs. Zimmerman to adopt Resolution 2012-46, Adopt PennDOT Policy on Consultant Selection. Motion passed unanimously.

Motion – Execute Waste Management Contract Extension- Chairman Klein briefly reviewed the proposed contract.

Mr. Steinmeier moved, seconded by Mrs. Zimmerman to execute the Municipal Solid Waste and Recyclables Agreement Amendment 1 extending the contract with Waste Management to June 30, 2018, which adds the pick-up of Christmas trees and starts the curbside collection of yard waste. Motion passed unanimously.

OTHER BUSINESS THAT MAY COME BEFORE THE BOARD: None

PUBLIC COMMENT

Roger Davidson, 7670 Forney Way- Mr. Davidson thanked the board for passing Ordinance 2012-20, the addition of stops signs in Sagewicke. He asked when they would be installed; Mr. Harman said they would be installed within the next few weeks. He commented that the Historical, Educational, and Memorial Center should not have used the State Police name when requesting a letter of support from the Township. He said the center is a 501c non-profit organization and is completely independent from the State Police.

Mark Boyer- Mr. Boyer was available to answer any questions that the Board may have regarding his proposal to offer trapping of nuisance animals on Township property. Mrs. Zimmerman commented that the Township has not received a lot of calls regarding nuisance animals. The Township will have Mr. Boyer's contact information available should residents call in with nuisance animal problems. Mrs. Zimmerman suggested that Mr. Boyer place an ad in the Township newsletter. If problems arise with nuisance animals the Township will contact Mr. Boyer for his services.

SUPERVISORS COMMENTS

Mrs. Zimmerman stated she emailed Julie regarding emailing a proof of the newsletter to the Board prior to being sent to the printer. She reminded everyone of the haunted house at the fire station on October 27th.

Mr. Harman asked that a reminder be placed in the Township newsletter for residents to remove campers and boats from the roads. Public Works will be unable to plow roads if these items are not removed.

Mr. Megonnell reminded everyone that pumpkin carving will be held on October 23rd at 6pm at Skyline Commons and there is a model train show on October 20th at the recreation center. There is a budget workshop scheduled for October 29th at 6:00pm.

Mr. Steinmeier commented that the Water & Sewer Authority expansion of the plant should be completed by the end of the year. Each week two 55 gallon barrels full of junk (i.e. toys, stones, glass) comes through the sewer system. He said there is an inlet screening process that collects the items before it can do damage to the SBR tanks.

ADJOURNMENT: 8:25 pm