

**WEST HANOVER TOWNSHIP BOARD OF SUPERVISORS
7171 ALLENTOWN BOULEVARD, HARRISBURG, PA 17112
MONDAY, APRIL 15, 2013**

EXECUTIVE SESSION: 6:00 PM

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- April 1, 2013- *Mr. Megonnell moved, seconded by Mrs. Zimmerman to approve the meeting minutes of April 1, 2013. 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: Dauphin County Office of Community & Economic Development **RE:** Community Development Block Grants- Chairman Klein asked if the Township is applying for any grants. Ms. England stated the Township will not apply for any Community Development Block Grants.

FROM: PA American Water **RE:** Public Water Interest Survey- Ms. England explained that PA American Water (PAWC) has received inquiries regarding water service in the corridor of Linglestown Road. They are considering extending public water service if homeowners/businesses are interested. Mr. Steinmeier asked if PAWC is aware that the Water & Sewer Authority has to provide sewer to that area by the end of 2016. Ms. England said she has informed PAWC of this requirement.

FROM: PSAB **TO:** Con-Way Freight **RE:** Truck travel on restricted roads- Mr. Steinmeier thanked Mr. McCahan for all his work to ensure that trucks abide by the Township weight restriction Ordinance. Mr. McCahan said he received a call from the terminal manager who has advised the employees of the weight restrictions on Fairville Avenue.

PUBLIC COMMENT

Mark Chiles, 228 Brookridge Court- Mr. Chiles addressed the Board regarding the tree and drainage issues at the Townes at Hershey Road. He informed the Board that tree locations have been marked, and the resident in Unit 21 does not want a tree in his yard. The resident would like to donate the tree to another area in the development. There was discussion regarding what the recorded plan required

regarding tree placement as well as the location of the right of way. Dan Rosario, Zoning Administrator, stated in an email that the trees must be placed according to the recorded plan. It was clarified that this is an issue between the between the developer and the Homeowner's Association. Mr. Chiles stated the resident in Unit 21 would like to donate the tree to the resident in Unit 12 whose tree has died.

Mrs. Zimmerman moved that the proposed tree for Unit 21 be planted at Unit 12. It was a consensus of the Board to second the motion. Motion passed unanimously.

Mr. Chiles said the drainage project should be completed in the next few weeks after the trees have been planted.

Rick Wasserman, 7728 Althea Avenue- Mr. Wasserman addressed the Board to request a waiver of the municipality tax penalty on his property. He explained he does not have his taxes escrowed as part of his mortgage payment but pays them personally. He received a letter that he did not pay his 2012 County taxes, but did not receive a tax bill for that period, and inadvertently forgot to pay taxes since he didn't receive a bill. In order for him to request a waiver of the County tax penalty he must first receive approval from the Township to waive the municipal tax penalty.

Mrs. Zimmerman moved, seconded by Mr. Steinmeier to waive the municipal tax penalty in the amount of \$26.70 for the late payment of the 2012 property taxes for the property at 7728 Althea Avenue, tax parcel 68-040-069. Motion passed unanimously.

PUBLIC HEARING/MEETINGS: None

PRESENTATIONS, STAFF/BOARD REPORTS

Corporal Beard, Pennsylvania State Police- Corporal Beard reviewed police incidents in the Township that occurred between March 1st and April 15th. He commented that the number of incidents is low and no trends have been set. There were three burglaries, however they were not related. Mr. Steinmeier asked that the State Police keep an eye out for tractor trailers who violate the Township Ordinance regarding truck weight restrictions.

Mrs. Zimmerman pointed out a correction to the Recreation Center Pre-Construction Meeting Minutes. She stated that Election Day is May 21st not May 17th.

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 April 12, 2013	\$931,088.16
Total Liquid Fuels Balance as of April 12, 2013	\$401,175.12
Total Capital Reserve Fund Balance as of April 12, 2013	\$2,220,792.02

B. Deposit Activity since April 1, 2013	\$24,840.63
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Mr. Steinmeier reported the gross payroll of April 5, 2013 totaled \$28,071.12. ***Mr. Megonnell moved, seconded by Mrs. Zimmerman to approve the payroll of April 5, 2013 in the amount of \$28,071.12. Motion passed 4-0 with Mr. Harman abstaining.***

Mr. Steinmeier reported the vouchers prepaid to meet due dates was zero.

Mr. Steinmeier reported the total for the vouchers to be approved is \$46,444.31. ***Mrs. Zimmerman moved, seconded by Mr. Megonnell to approve the vouchers in the amount of \$46,444.31. Motion passed unanimously.***

Mr. Steinmeier reported the total for the vouchers to be approved and paid from Fire Tax is \$6,542.77. ***Mr. Megonnell moved, seconded by Mr. Harman to approve the vouchers to be paid by Fire Tax in the amount of \$6,542.77. Motion passed unanimously.***

Mr. Steinmeier reported that the Water & Sewer Authority General Obligation Bond is \$89,069.47. ***Mr. Megonnell moved, seconded by Mr. Harman to approve the Water & Sewer Authority General Obligation Bond in the amount of \$89,069.47, contingent upon the Water & Sewer Authority Board approval. Motion passed unanimously.***

PLANNING COMMISSION REPORTS AND PLANS: None

OLD BUSINESS

Ordinance 2013-02, Chapter 85, Outdoor Burning-Table for review by PSAB

NEW BUSINESS

Motion – Consent Items: Section 607. (4): Dan Rosario

Mrs. Zimmerman moved, seconded by Mr. Megonnell to approve attendance to Legal components of Comprehensive Plans Seminar for Dan Rosario on May 2, 2013. Motion passed unanimously.

Motion - Award Bid 2013-05, Public Works Improvement project

Mrs. Zimmerman moved, seconded by Mr. Steinmeier to award Bid 2013-05, Public Works Improvement project to the low bidder for the general contract to Bulk Storage Inc. in the amount of \$334,710 and to the low bidder for the electrical contract to John E. Fullerton in the amount of \$31,228 for a total cost of \$365,938 for the project to be paid from the Capital Reserve Fund. Motion passed unanimously.

Motion - Award Bid 2013-02, Storm Drainage bid

This project will improve culverts and drainage on Walnut Avenue, Devonshire Heights Road, and Berkstone Drive.

Mr. Megonnell moved, seconded by Mr. Harman to award Bid 2013-02, Storm Drainage project to the low bidder Shiloh Paving & Excavating in the amount of \$362,156.40 to be paid from the Capital Reserve Fund. Motion passed unanimously.

Motion – Authorize Scope of Work, NPDES MS4 permit

Erin Graber from HRG explained to the Board MCM #3, which is Illicit Discharge Detection and Elimination, and MCM #5 Post-Construction Storm Water Management in New Development and Redevelopment. The Township received the new NPDES MS4 Permit March 20, 2013, which is valid for five years through March 15, 2018. The Minimum Control Measures (MCM) is required with each new permit. Mrs. Zimmerman asked what happens if the MS4 has a violation. Ms. England said last year the Township received a violation from the EPA, however we provided the requested information and violation was removed. Ms. England explained that for the past ten years, HRG has provided services associated with MCM #3, we have requested a Scope of Work for the new permit. In addition we are requesting help in completing the required CBPRP (Chesapeake Bay Pollutant Reduction Plan) which is new to the permit. Previously staff in both the Zoning and Codes office has completed MCM #5, inspecting and completing the follow-up on detention basins. Due to the increase in development and building activity staff no longer has the amount of time to devote to these inspections and we will need assistance meeting the requirements of MCM #5. There was general discussion regarding the requirements of the NPDES MS4 permit

Mr. Harman moved, seconded by Mrs. Zimmerman to approve the Scope of Work for support to the Township NPDES MS4 PAG-13 Stormwater Management program. Motion passed unanimously.

Motion – Authorize Appliance Purchases, Rec Center

Mrs. Fesig, Parks & Recreation Coordinator, briefly reviewed the quotes she received for the purchase of a stove and freezer for the recreation center. Mr. Megonnell stated he would like her to obtain a third quote for the equipment. Solicitor Yost commented that he agrees with Mr. Megonnell's request that one more quote needs to be obtained,

Chairman Klein moved, second by Mr. Megonnell to table the request to purchase a stove and freezer for the recreation center until a third quote is obtained. Motion passed unanimously.

Ordinance 2013-04, Chapter 187, Douglas Road Stop Sign

Mr. Megonnell moved, seconded by Mr. Steinmeier to adopt Ordinance 2013-04, Chapter 187, Douglas Road Stop Sign. Motion passed unanimously.

Motion - Authorize Execution of Local Share Municipal Gaming Grant Agreement

Mr. Megonnell moved, seconded by Mr. Steinmeier to accept and execute the Dauphin County Local Share Municipal Grant agreement 2013-14, Fire Station Construction Debt Reduction, in the amount of \$500,000. Motion passed unanimously.

Motion - Disposition of Grant 2013-14, Fire Station debt

The Dauphin County Commissioners awarded the Township with a Local Share Municipal Grant 2013-14 for debt on the new Fire Station in the amount of \$500,000. It was the consensus of the Board to apply the grant funds to be applied to the principal pre-payment.

Mrs. Zimmerman moved, seconded by Mr. Megonnell to authorize utilizing the Local Share Municipal Grant funds to make a pre-payment payment to reduce the principal on the Emmaus General Obligation Note, Series 2011, used to construct the new Fire Station. Motion passed unanimously.

The balance of the Emmaus Bond Pool account is \$18,846.33 which is interest accrued on the funds since inception in April, 2011. These funds can be added to the grant to be returned against the principal, however any principal repayment must be rounded to the nearest \$5,000; therefore the Township would need to add funds to round up the pre-payment.

Mr. Megonnell moved, seconded by Mr. Harman to approve the letter of intent to prepay a portion of the Emmaus General Obligation Note, Series 2011, on June 3, 2013, in the amount of \$520,000 and authorize staff to complete the administrative responsibilities for the prepayment. Motion passed unanimously.

Motion – Authorize Verizon Cell Tower Agreement

Solicitor Yost had two concerns with the agreement (1) At the end of the term Verizon has agreed to remove all buildings and structures except the footers. Solicitor Yost believes the footers should be removed. (2) Verizon is offering a 5 year term, with four additional 5 year terms. The rental for the first term is \$1,000 per month (\$12,000 annually) with an increase of 15% for each extension term. Solicitor Yost asked if the Board wants to request a higher monthly rental fee. It was the consensus of the Board that a higher monthly fee is necessary.

Mrs. Zimmerman moved, seconded by Mr. Megonnell approve the execution of the Verizon Manada Hill Site Land Lease Agreement for site number 20120815608 at 402 N. Fairville Ave. contingent upon the following: (1) The rental for the first term is \$1,500 per month with any increase of 15% for each extension term and (2) Upon the end of the term Verizon remove all buildings, structure, and footers. Motion passed unanimously.

Motion - PSATS bylaw changes

Chairman Klein commented that he trusts Mr. Megonnell's judgment to vote on the proposed resolutions at the PSATS' convention.

Chairman Klein moved, seconded by Mr. Harman to allow Mr. Megonnell to vote his conscience on the proposed resolutions at the PSATS' conference as the Township's voting delegate. Motion passed unanimously.

Motion – Authorize Signage at Ritzie Village

Mr. McCahan addressed the Board regarding the proposed recommendation of the PSAB to install a warning sign at the entrance to Ritzie Village stating that all fires require a permit from the Township. There was discussion about the language of the sign as well as the location of the sign. Members of the Homeowners Association of Ritzie Village are expected to attend the next PSAB meeting to discuss the concerns.

Mrs. Zimmerman moved, seconded by Mr. Steinmeier to table the installation of a warning sign at the entrance to Ritzie Village stating that all fires require a permit from the Township until after the PSAB meeting. Motion passed unanimously.

OTHER BUSINESS THAT MAY COME BEFORE THE BOARD:

Mrs. Zimmerman said that the old Megonnell Garage on Piketown Road is having a sale on April 20th and has requested assistance from the Fire Police for traffic control. The Board was in favor of the request.

Mrs. Zimmerman moved, seconded by Mr. Steinmeier to authorize the Fire Police to assist with traffic control at the old Megonnell Garage on Piketown Road on April 20th. Motion passed unanimously.

Mrs. Zimmerman contacted Representative Marsico's office approximately eight months ago regarding the request for fire companies to be exempt from water bills. Representative Marsico's office contacted Mrs. Zimmerman; she would like to request a letter be sent on behalf of the Board requesting he introduce a bill.

Mrs. Zimmerman moved, seconded by Mr. Steinmeier to send a letter from the Board to Representative Marsico requesting a bill be introduced to exempt fire companies from water bills. Motion passed unanimously.

Mrs. Zimmerman said she has been approached by many residents asking if the proposed Manada Hill Apartments will be Project X housing. She stated that the complex will not be low income housing.

Mr. Megonnell brought information that he received from CAPCOG newsletter. The newsletter stated that spring is the time of year for mosquitos to breed; they are advising everyone to empty stagnant water to prevent the spread of West Nile Virus. April is National 911 education month; the website www.know911.org has been set up with information for the public.

Mr. Steinmeier brought up that another reason the Dauphin County Tax Collection Committee is replacing Huntington Bank is because they are charging \$600.00 per month in service fees.

Mrs. Zimmerman reminded everyone that the Historical Society and EAC are sponsoring an Earth Day program on April 18th at 7:00pm at the Township building. Susan Rimby will speak on her recent book, *Mirna Llyod Dock and the Progressive Era Conservation Movement*.

PUBLIC COMMENT

Mark Chiles, 228 Brookridge Court- Mr. Chiles asked Mr. Steinmeier for a contact number for the Dauphin County Tax Collection Committee because he has a bank interested in submitting rate information. He stated that during one of the workshops with Manada Hill Apartments, he specifically asked the developer if they were going to be Section 8 apartments. The developer confirmed that the project was privately funded. Mr. Chiles clarified that the proposed tree for 219 Brookridge Court (Unit 21) will be planted at 222 Brookridge Court (Unit 12). He said the Homeowner's Association will remove the damaged tree in the next few days.

Dixie Fesig, Parks & Recreation Coordinator- Mrs. Fesig reminded everyone that the Spring Indoor Yard Sale will be held on May 5th and that spaces are still available. The roof project at the recreation center has been started and should be completed in three days.

SUPERVISORS COMMENTS

Chairman Klein reminded everyone that "Meet the Candidates Night" will be held on April 22nd at 7:00pm at the Township building.

Mr. Megonnell reminded everyone one that April 26th is Arbor Day. He said the grand opening of the E-Cycling center was a success and thanked the public works department for their help in setting it up. Dauphin County was very pleased with the center. The Solar Farm project is scheduled to expand in the next year; the Township partners with Middle Paxton Township on the project. Mr. Megonnell said we have a lot of great recycling projects in the Township, and asked the residents to continue to recycle.

Mrs. Zimmerman asked that a thank you note be sent to Commissioner Hartwick for attending the E-Cycling Grand Opening.

Mr. Steinmeier reminded everyone that the opening day of baseball is April 20th at 10:00am.

Mr. Megonnell reminded everyone to complete and return the senior citizen and Township resident survey that was in the spring newsletter.

ADJOURNMENT: 8:15 pm