

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS  
OCTOBER 5, 2010

The meeting of the Board of Supervisors was held at the Township Municipal Building. The meeting was called to order by the Chairperson, at 7:00 P. M. Those in attendance were Robert Hahn (Chairman), Lois Leonard (Vice-Chairperson), Lorreta Wilhide (Supervisor), Timothy Bupp (Solicitor), Terry Myers (Engineer) and Lou Anne Bostic, (Secretary).

Pledge of Allegiance:

Mr. Hahn reminded everyone that the November meeting will be held on Monday November 1<sup>st</sup>., due to election day.

Mr. Hahn stated that it has been brought to his attention that some people in the audience made comments about the elected officials, and maybe the board even makes comments with reference to each other. He requested that everyone refrain from doing this.

**RECOGNITION OF PUBLIC REQUESTS:**

-Brian Klinger, 2770 Millcreek Road, owner of Spring Valley Mulch read a statement to the board regarding his displeasure with a zoning issue. He also questioned why his mulch donation to the township was considered a conflict and he was asked to bill the township. Mr. Klinger stated that he feels Mr. Hahn has a personal agenda against him and is asking for Mr. Hahn's resignation from the board. (Document attached) Mr. Klinger thanked the board for their time and Mr. Hahn thanked Mr. Klinger.

Approval of Agenda: Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to approve the agenda as prepared.

Approval of September 7, 2010 minutes. Terry Myers, township engineer, requested that the reference in the minutes to the culvert on Jug Road, be changed to read " The engineer provided information to the board if they were to replace the existing culvert, to meet the 25 year storm calculations.

Approval of September 20, 2010 budget workshop minutes. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to approve the September 7<sup>th</sup>. minutes with the correction, and the September 20<sup>th</sup>. minutes.

Mr. Hahn requested that all board members receive an audio copy of the meeting each month.

**PLANNING & ZONING:**

-Michael Rutter, waiver request - SALDO, Section 406.a.18 regarding contour intervals. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to grant the waiver request.

-Michael Rutter, Final Subdivision Plan, proposing one new parcel, was presented. Mr. Hahn questioned the 20' easement shown on the plan. The easement will be used to access the new dwelling from Lewisberry Road. The property will have the required frontage on Jug Road. The creation of a new parcel requires a recreation fee, in the amount of \$2,000.00, to be paid by the applicant. All outstanding signatures have been added to the plan. Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to approve the final plan with the following

conditions:

-DEP module approval must be submitted to township prior to plan recording.  
-Legal agreement regarding the easement, must be presented to the township for legal review and approval prior to plan recording.

-Sharon Beck, 1605 Copenhaffer Road, asked the township to consider the installation of a traffic light at the Canal and Bull Road intersection. She informed the board that the traffic is really bad and the area has a high accident rate. Mr. Hahn told her that both roads are state roads and PennDOT would need to be contacted. Terry Myers will contact Dover Township and invite them to join Conewago Township in a PennDOT request to study the intersection.

-Brian Klinger, 2770 Millcreek Road, asked why the township can accept the \$2,000.00 recreation donation but cannot accept his mulch donation.

-Cheryl Naill, 280 E. Butter Road, asked if the township has a dollar amount set on a donation. Mr. Hahn explained that the recreation fee and the mulch donation are two different things.

Mr. Hahn requested the board to address the Parks and Recreation Board appointments. The supervisors received letters of interest from Robert Eichelberger and Michelle Staub.

Ms Wilhide stated that she is interested in a position on the board also.

Motion to appoint Robert Eichelberger to the Parks and Recreation Board was made by Ms Leonard, seconded by Ms Wilhide, and unanimously carried.

Motion to appoint Michelle Staub to the Parks and Recreation Board was made by Ms Wilhide, seconded by Ms Leonard, and unanimously carried.

Motion to appoint Ms Wilhide to the Parks and Recreation Board was made by Ms Wilhide. No second to the motion was made. Motion died.

Mr. Hahn made reference, at the last meeting, that a supervisor cannot serve on another board. After researching the matter he stated that he was mistaken, only the Zoning Hearing Board members cannot serve on another board. Ms Wilhide told Mr. Hahn that at the last meeting when she requested the appointment, Mr. Hahn said that if he was mistaken he would personally appoint her to the board. Mr. Hahn stated that he changed his mind and explained that he feels a supervisor should not serve on the board. Ms Leonard feels that it would be a conflict to serve on both boards due to approval of expenditures. Ms Wilhide again stated that she would like to serve on the board, just for one year, to help get the board up and running. It is a seven member board and we only have four members at this time. Mr. Hahn stated that the motion for her appointment was defeated and the board is moving on.

-Cheryl Naill, 280 E. Butter Road, asked if the township currently has a recreation board. The township has a Recreation Advisory Committee, not a Board.

The board appointed the following:

-Motion by Ms Leonard, second by Mr. Hahn, unanimously carried, to appoint Cheryl Naill, for a one year term.

-Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to appoint Heather Eichelberger, for a five year term.

-Motion by Ms Leonard, second by Mr. Hahn, unanimously carried, to appoint Michelle Staub, for a two year term.

-Motion by Ms Leonard, second by Mr. Hahn, unanimously carried, to appoint Robert

Eichelberger for a three year term.

#### REPORTS:

The following reports were distributed to the Supervisors:  
Treasurer's Report, Fuel Usage Report, Police Report, Road Report, Sewer Report, and the Building Permit Report.

-Ms Leonard questioned the \$1,500.00 bill for the door repair at the Zion View Community Center. She asked why our crew couldn't have done the repairs. Ms. Bostic explained that the door was damaged and the handle system was too old to replace. The door frame was also pulling out from the interior wall. The manager could not tell if the damage was due to an attempted break in. Klepper's Lock Service, inspected the damage and replaced the handle and lock with a panic bar system, bringing the entrance up to code. Ms Leonard and Mr. Hahn asked the manager why the supervisors were not notified before the damage was fixed. Ms Bostic explained that she felt it was a security/safety issue and just reacted. The manager was instructed not to authorize work without notifying the supervisors first. Pat McCoy, Susquehanna Trail, asked the chairman to allow her comment regarding this matter. Ms McCoy referenced minutes from 9/4/2008, where Mr. Hahn stated that any expenditure of recreation money must be acted on prior to any purchases. Ms McCoy feels that this is a good idea. She does not understand why at least one supervisor couldn't have been contacted. The manager was told that approval must be given before spending any amount over \$1,000.00.

-Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to approve the Treasurer's Report.

-Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to approve the Police Report.

-Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to approve the Sewer Authority Report.

-Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to approve the Road Report.

-Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to approve the Fuel Report.

-Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to approve the Building Permit Report.

#### SOLICITOR'S REPORT: (Copy attached)

- Attorney Bupp presented the board with Resolution 2010-12, designating the Snow Emergency Routes for the township. Ms Leonard asked if the roads will be posted with signs. The township will use some of the existing sign posts located within the Bennett Run Development.

-Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to adopt Resolution 2010-12.

-Attorney Bupp explained that the township has received its first UCC appeal. The township currently has an appeal board, but has never used it and is unsure if the three members are willing to serve. Mr. Bupp discussed and explained that he feels it is a good idea and it makes sense for the township to opt-in to the York County UCC Appeal Board. Mr. Klinger, 2770 Millcreek Road, asked if the township can use the State's Appeal Board. The solicitor explained the difference between the State UCC opt-in option and the UCC Appeal Board. Mr. Klinger stated that he does not care where his appeal goes or who hears it. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to authorize the advertisement of Ordinance #330 for adoption at the November meeting. This ordinance will authorize the township to opt-in to the County UCC Appeal Board.

-Mr. Hahn thanked the solicitor for checking and correcting the overcharge for the employee handbook work.

ENGINEER'S REPORT: (Copy attached)

-The engineer presented an application for payment #2 in the amount of \$126,345.37 payable to Shiloh Paving and Excavation, Inc. Mr. Myers explained that a retainage in the amount of \$27,974.32 is being held. Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to authorize the payment in the amount of \$126,347.37.

-The engineer presented a change order for Shiloh Paving in the amount of \$27,729.41, for additional work necessary on Hill-N-Dale Road and Hykes Mill Road. Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to authorize the payment in the amount of \$27,729.41.

-Greenspring Industrial Park, Mr. Myers will be meeting with the developer prior to the placement of wearing on Cross Farm Lane.

-HOP- Orchard Park, signalization project for Canal Road and the Susquehanna Trail. Mr. Rick Fink, Kinsley representative, presented the plan showing the additional paving that the supervisors requested at the last meeting. The paving consists of a wearing overlay only. Mr. Hahn asked if the right of way matter was resolved on the south west corner. The current paving extends outside of the original right of way. The solicitor will check the encroachment area, the improvements were probably done by PennDOT. The developer is requesting the authorization for the township signature on the HOP. Mr. Hahn asked if Bible Baptist has been contacted regarding the dedicated right of way on their property. Ms Bostic informed him that when the corrected plan is received, they will be contacted. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to authorize the signature of the HOP application.

-Mr. Myers stated that the original Bible Baptist plan included the right of way for the installation of a cul-de-sac, on the end of Copenhaffer Road, from the Canal Road end. The township could include the project in the 2011 budget.

-Mr. Hahn provided an update to the ESM Dirt & Gravel Road project scheduled for Rooster Lane. It was brought to the attention of the township that the required certification expired and the project can not be funded without certification. Mr. Hahn informed the board that Ms Bostic will be obtaining re-certification in November, saving the township's funding in the amount of \$25,000.00.

-Ms Wilhide informed the board that the ES3 truck stacking on the Trail appears to be better since the one loop is operating.

UNFINISHED BUSINESS:

-Audio system quote was received. Mr. Hahn asked the audience if the sound speaker is working and was told that they can hear better. The board does not feel it is necessary to upgrade the audio system.

-Employee job descriptions. Ms Wilhide provided the board with a description for a fleet mechanic manager/roadcrew member. Mr. Hahn would like more time to review the material.

-Eagle Scout project. Alex Finn asked the board where they would like the flag memorial to be constructed. Mr. Hahn would like to see the existing memorial plaque located at the Zion View Park incorporated into the project. Ms Wilhide and Ms Leonard do not have a preference, either the Zion View or Township Park property would be fine. Alex is not sure of the lighting plans he will get more details. He informed the board that he will begin raising funds for the project in 2011. Ms Wilhide would like to see him work with the new park and recreation board.

**NEW BUSINESS:**

-Hemler Animal Control Services 2011 contract was presented for approval. The contract includes a \$2.00 increase in their hourly wages. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to approve the contract.

-SPCA 2011 contract was presented for approval. Mr. Hahn read the services that are provided to the township residents. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to approve the contract.

-Jug Road, culvert weight limit sign on Jug Road. The township manager cannot find any reference regarding the installation of the sign. The sign places a 6 ton weight limit on the culvert, but is only located on one side. Mr. Hahn would like to see another sign installed on the other side. Cheryl Naill, E. Butter Road, asked why the township would install another sign if they do not have a regulation warranting the signs. Mr. Hahn asked Attorney Bupp for his opinion, and Mr. Bupp said that if a traffic study did not take place, the sign should come down.

-Mr. Hahn requested that the board be copied on all sign ordinances.

-Community acknowledgement signs that are placed on stop signs throughout the township should also be removed from the posts.

-Ordinance #296. Ms Wilhide discussed the ordinance, creating the manager position in 2005, and does not feel that it was intended to have the manager take direction from the chairperson only. Ms Wilhide would like to rescind the ordinance. Ms Leonard does not like or agree with the ordinance but stated that she understands the reason and does not know of any problems.

-Brian Klinger, Millcreek Road, informed the board that he doesn't think any one supervisor should be controlling the manager.

**OTHER BUSINESS:**

-James Duncan, 980 Jug Road asked when the road lines will be painted. Ms Bostic informed the board that the lines will be painted when the road projects are complete.

-An executive session will be held after the meeting to discuss a personnel matter.

**ADJOURNMENT:** The meeting was adjourned at 8:40 p.m.

Respectfully submitted,

Lou Anne Bostic