

**EAST HANOVER TOWNSHIP BOARD OF SUPERVISORS MEETING
8848 Jonestown Road, Grantville, PA 17028
August 7, 2007**

The meeting of the East Hanover Township Board of Supervisors was called to order with the pledge to the Flag by Chairman Marie Beudet at 7:00 P.M. Present were Supervisors Keith Espenshade, Dave Marshall, George Rish, and Tom Shutt.

Myles Kauffman, legal counsel; Roger Phillips, Engineer; Curt Cassel, Wastewater Treatment Plant Operator; Charles Longreen, Director of Public Works; and Deborah Casey, Secretary-Treasurer were also present.

This meeting was audio taped. The tapes are strictly for the use of the Secretary-Treasurer for clarification during preparation of the minutes.

APPROVAL OF THE MINUTES FROM JULY 17, 200 AND THE SPECIAL MEETING HELD ON JULY 30, 2007

Mr. Shutt made a motion to approve the July 17, 2007 minutes as written. Mr. Marshall seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.

Mr. Rish made a motion to approve the July 30, 2007 Special Meeting minutes. Mr. Marshall seconded the motion. The motion was approved 5 in favor, 0 opposed.

Expenditures:

General Fund	\$ 47,710.50
Operations and Maintenance	\$ 11,787.32
Street Light Fund	\$ 201.84
Park and Rec	<u>\$ 5,192.56</u>
Total	\$ 64,892.22

There are 3 additional bills, one in the amount of \$1,020.73 from SC Supply Co. for the purchase of expandable barricades for the Fire Police, one in the amount of \$4,749.02 from Rhoads & Sinon LLP for the professional services rendered for obtaining the \$500,000.00 line of credit from Fulton and one in the amount of \$5,000.00 from Public Financial Management for its financial services to the Township for the Fulton line of credit and doing review work for sewer rates. Mrs. Casey asked the Board to confirm that the bills from Rhoads & Sinon and PFM are to be paid from the General Fund. Mr. Espenshade asked if the costs for the line of credit were the final costs. Mrs. Casey noted that she would confirm whether or not they are.

Mr. Rish made a motion to pay the bills and instruct Mrs. Casey to pay the 2 bills from the bond issue from the General Fund. Mr. Marshall seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.

Receipts

General Fund	\$ 20,396.97
Operations & Maintenance	\$104,430.55
Park & Recreation Fund	\$ 1,213.00

Available Funds

General Fund	\$ 536,799.40
Operations & Maintenance	\$ 225,992.43
Street Light	\$ 6,214.33
State Fund	\$ 429,677.30
Public Sewer Fund	\$ 2,000.54
Park and Rec Fund	<u>\$ 177,764.33</u>
TOTAL	\$1,407,246.01

SIGNIFICANT CORRESPONDENCE

The Correspondence is available for review during normal office hours.

REPORTS**PARKS & RECREATION – JANET ESPENSHADE
APPROVAL OF NEWSLETTER**

- Chairman Beaudet thanked Sandy Musser for proofreading the newsletter.
- **Mr. Rish made a motion to approve the newsletter as presented for publication. Mr. Marshall seconded the motion. Mr. Rish amended his motion to include the changes that were attached to the newsletter. Mr. Marshall seconded the amended motion. The motion was approved 5 in favor, 0 opposed.**
- Mrs. Espenshade reported that the Summer Rec Program went well and had 53 children participating.
- Saturday, August 11th is the Peach Festival.
- Park Day is September 16th.
- The Park and Rec Board would like to purchase a bench for outside the building.
- Plans have been provided to the Board of Supervisors for the ball field shed and dugouts. Mrs. Espenshade requested approval to put the plans out for bid.
- Mr. Shutt asked if Dauphin County Vo-Tech could be used for some of the construction, which would save the Township money and provide the students with some experience. Discussion was held on the construction.
- Mr. Espenshade asked if there were any cost estimates. Mrs. Espenshade noted there were no estimates. Discussion was held on the costs of construction and the materials.
- **Mr. Shutt made a motion to give the Park and Rec Board the authority to put out for bid and contact the Vo-Tech School to see if it is willing to help with the project. Mr. Marshall seconded the motion. The motion was approved 5 in favor, 0 opposed.**

- Larry Suhr noted that specs will need to be written and commented that no one on the Park and Rec Board is qualified to do so. Mr. Longreen noted that the specs for the electric were done by Met-Ed. It was noted that the Township Engineer could be available for writing the specs and possibly Vo-Tech students. Comment was made that the Township Engineer should review any specifications that are written for the project.

PLANNING COMMISSION

No report.

PUBLIC WORKS – CHARLES LONGREEN

- Mr. Longreen presented his report for the month of July. The report is available for review at the Municipal Building.
- High chairs were purchased for the building. The total cost was \$137.80 for 4 chairs.
- An engineering and traffic study was done on E. Dairy Lane. Mr. Longreen recommended that the speed be posted at 35 MPH. An ordinance will need to be prepared and advertised for a public hearing.
- A letter was sent to PennDOT and Representative Marsico regarding the intersection at Rt. 743 and Meadow Lane. Mr. Longreen requested that PennDOT look at the intersection since it has scheduled work for Rt. 743 in 2008.
- The S. Meadow Lane Bridge work has been completed and the bridge was opened on August 7th.
- The bridge on Cliff Road over Manada Creek will be closed for 6 to 8 weeks. The County is doing repairs on the bridge.

TABLES AND CHAIRS

Mr. Longreen noted that a proposal was previously presented to the Board. The warranty on the tables; first 3 years 100% coverage; 4th year, the Township pays 10%; 5th year the Township pays 20%, etc. He spoke with a sales representative from the company and it has been his experience in the 6 years he has worked with the company, that the warranty has not be used. Specifications were provided for review.

- **Mr. Marshall made a motion to purchase the tables and chairs at a cost of \$9,888.00. Mr. Espenshade seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

AGREEMENT WITH EAST HANOVER TOWNSHIPS LEBANON AND DAUPHIN COUNTIES FOR THE OPERATION OF THE ONO PUMP STATION

Mr. Longreen noted that the Board has the revised copy of the agreement. The change requested at the last meeting by Mr. Rish regarding the renewal of the agreement has been incorporated into the agreement. The change is now 90 days prior to the expiration of the agreement and does not automatically renew. Each Township has the right to cancel the agreement with 90 days written notice.

- **Mr. Marshall made a motion to accept the agreement. Mr. Shutt seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

INSURANCE FOR SPRAYING OF PESTICIDES – CHARLES LONGREEN

Mr. Longreen and Bob Fisher have been certified for spraying the park. Once insurance is provided and the license is obtained, they will take the test for spraying the roadsides. Mr. Longreen recommended that the Township obtain insurance for the spraying in the amount of \$1,000,000.00 at a cost of \$731.00 per year. If the certification is obtained to do roadways, then the Township must carry a minimum of \$1,000,000.00 liability insurance.

- Last year the Township paid \$7,130.00 to spray the park. The estimated cost of the equipment that will be needed to spray the park is around \$600.00. An estimated cost, with labor, equipment, and chemicals will be around \$2,281.00. Once the insurance is provided, the license obtained, and the roadway certification obtained, then the roadways could possibly be sprayed this fall. Discussion continued on the subject.
- Mr. Espenshade asked if the person who obtains the license is the one who has to spray. Mr. Longreen noted that another individual could spray if a licensed person is present to supervise. Mr. Espenshade questioned if \$1,000,000.00 in coverage is sufficient. Discussion was held on the insurance coverage and the spraying.
- **Mr. Marshall made a motion to approve the spraying insurance in the amount of \$1,000,000.00 coverage, 0 deductible at a cost of \$731.00 per year. Mr. Shutt seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**
- Mr. Longreen will provide an ordinance to Mrs. Casey for the speed limit on Dairy Lane.
- **Mr. Espenshade made a motion to advertise and have a public hearing on September 4th at 7:30 PM for the speed limit on E. Dairy Lane. Mr. Marshall seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

Discussion was held on the new LED lights, battery backups for traffic signals and the contract the Township has with PA Percs. It was noted that the only light in the Township that would be affected is the light at Rt. 33 and Rt. 743.

Mr. Marshall noted that driveway permits coming out onto State Roads will become an issue in the future and he felt that when a plan comes in where there is a change of use and the traffic, PennDOT should be contacted.

- Mr. Phillips noted that if a land development plan is submitted, it would be one of the comments that he would address.
- Discussion continued on the subject. It was noted that the Township ordinances require that the property owner notify the Township of a change of use, but that is not always done.

GRANTVILLE VOLUNTEER FIRE COMPANY – WAYNE ISETT

- The goal for the Carnival was \$75,000.00 gross. It is projected that the goal will be surpassed.
- There was no power failure at the carnival due to the fact that Don Gelnett rewired the band shell. He will continue to do electrical work at the carnival grounds. The bathrooms have been re-plumbed and many comments were received about that. Thanks was given to Espenshade's Plumbing for its work.
- The Fire Police truck will be received soon.

PUBLIC SAFETY ADVISORY COUNCIL/EMERGENCY MANAGEMENT – JOHN NELLIGAN

- Installation of dry hydrants has gone well. Mr. Nelligan complimented Mr. Longreen and his crew for the excellent work they have done with the installation.
- Currently there are 7 of the new hydrants installed, there are 4 remaining. 3 permits have not yet been granted. The plan is to have all the hydrants installed by the end of August to meet the grant deadline. The next step is to contact the Middle Department Bureau of Underwriters for an audit of the Grantville Volunteer Fire Company to determine its capabilities of fighting fires. The goal is to reduce the ISO ratings so that residents of the Township can benefit from lower insurance rates. Mr. Nelligan thanked the land owners for allowing the dry hydrants to be put on their properties.

Chairman Beaudet noted that she spoke with Trooper Gaspich of the Pennsylvania State Police and it has been requested that a special meeting be held to talk with the Township about coverage for when the Casino opens. A special meeting will need to be approved.

- **Mr. Marshall made a motion to approve a Special Meeting and recommended that Representative Marsico be invited to attend the meeting.** Chairman Beaudet suggested that Senator Piccola and the County Commissioners also be invited to attend the meeting. Discussion was held. **Mr. Marshall amended his motion to have the special meeting, coordinate a date, have Representative Marsico try to attend the meeting, and advertise the meeting. Mr. Shutt seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

RADIO FREQUENCY

Chairman Beaudet noted that the County had requested that the Township give up its radio frequency a couple years ago. The frequency was surrendered, but there will be a cost to the Township to buy a new radio system. It is not known what it will cost.

- Mr. Nelligan noted that there is a request for quotation with Motorola for a new system. He is working with Mr. Longreen with the quotation. The Township's old radio system will not work with the County's new system. The County has set aside \$33,000,000.00 to provide Fire Companies, Police and Emergency Management Systems with new radio equipment at no cost. There is no free equipment for any municipalities.

- Discussion was held on the subject. The new system should be available the 1st quarter of 2008 and finalized by the 3rd quarter. It will be a digital radio system. The County will work with the Township until it is ready to come on board.
- Mr. Rish asked if anyone has looked at getting the municipalities in the county together to work at getting a discount for the radios. Mr. Nelligan noted that the price that is being quoted for municipalities is the quote for the other emergency services. Price protection will be provided for a 2 year period.

WASTEWATER TREATMENT PLANT OPERATIONS AND MAINTENANCE – CURT CASSEL

- Mr. Cassel presented his report for the month of July. The report is on file at the Municipal Building for review.
- The portable flow meter has been placed at the rest stops to monitor the flow.
- There have been some problems with grinder pumps. Mr. Cassel felt that the Townships grinder pump agreement was vague and did not feel that the Township should be responsible for the pumps.
- Mr. Cassel noted that he would like a clarification of the names and addresses for the existing EDU's. Mrs. Casey will provide a list.
- Mr. Rish asked about the phosphorus results on the lab report. Mr. Cassel noted that he discussed the results with the lab and it indicated that there are some new employees. His in house numbers do not indicate any problems.

ENGINEERS REPORT – ROGER PHILLIPS S. MEADOW LANE BRIDGE

- Mr. Phillips reported that the bridge opened today.

ACT 537 PLAN – COMPONENT 3M UPDATE FOR PARTRIDGE HILLS AND ENGLEWOOD

- The Act 537 Plan Component 3M was submitted to DEP on July 26th.

REDUCTION OF LETTER OF CREDIT FOR THE PRESERVE AT BOW CREEK PHASES II & III

- Keystone Custom Homes has requested a reduction of its letter of credit in the amount of \$108,621.00.
- **Mr. Rish made a motion to grant the reduction of the letter of credit in the amount of \$108,621.00 for the Preserve at Bow Creek Phases II & III. Mr. Marshall seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

OLD TOWNE DEVELOPMENT

- Mr. Phillips noted that the developers of the project had presented its idea to the Township even though the majority of the property lies in West Hanover. He has spoken with the engineer of the project and one of the contingencies of preliminary approval for West Hanover is they get some sort of letter from East Hanover indicating that it is ok on what was going to be developed. Mr. Phillips informed the engineer that the Township could not do that since it has no

jurisdiction except to comment as a neighbor, which the Township has done. There also are no plans for the Board to review to provide any comments.

UNFINISHED BUSINESS

STORMWATER MANAGEMENT - THOMPSON

One of the properties is changing hands and the letter of credit will go with it.

- Chairman Beaudet noted that she has attended some meetings for stormwater planning and spoke with some of the Supervisors. There are some problems with flooding in the Township and those issues need to be addressed. A revision of the comprehensive plan, stormwater ordinance, floodplain, etc. will need to be done. She will provide a list of directives for review at the next meeting.

NOISE ORDINANCE

Mr. Marshall suggested that when the Township meets with the State Police, they be questioned about doing the testing and enforcement before proceeding with the ordinance.

VILLA ROSA

No report.

LEFT TURN

Mr. Longreen noted that the Township is still waiting to hear from PennDOT as to what it is planning on doing with that section of the road.

ACT 209

Chairman Beaudet noted that the Township needs to act on this.

FORESTRY ORDINANCE

Mr. Marshall noted that he will be discussing this with the Planning Commission at its next meeting.

APPROVAL OF USE OF THE SPECIAL FIRE POLICE

Chairman Beaudet noted that a business opened in the area and the State Police requested the use of the Fire Police for the grand opening. The request fell in between meetings and a way needs to be developed for approval without calling a Special Meeting.

- Mr. Espenshade did not see a problem with polling the Board members for approval vs. calling a Special Meeting, if all of the Board members are contacted and informed of the situation. If the Chairman contacts the other Board members at least 24 hours before the event, each member has a chance to respond.
- Solicitor Kauffman noted that it can be done by general consensus with the understanding that it will be approved with appropriate notice given to each Supervisors to allow time to respond.

- Mr. Marshall would like to see the Chairman contact the Board and within 24 hours, if no response is received, then it is automatically deemed approved. A no response from a Board member would be considered a yes vote
- Discussion continued on the subject. Mr. Espenshade noted that if a request is received in time for a regularly scheduled meeting, then it would be discussed at the meeting and not done by general consensus.
- **Mr. Marshall made a motion to allow the Chairman of the Board of Supervisors to poll the Supervisors for the use of Fire Police for traffic control, if the request is made between meetings, with a 24 hour notice from the Chairman for response; if there is no response from a Board member, then that members vote would be considered a yes vote.** Solicitor Kauffman felt that the motion should be to allow this to be done by a general consensus rather than having a special meeting. Each issue should be reviewed on a case by case basis. **Mr. Espenshade seconded the motion.** Mr. Shutt felt that the policy was too complicated. He suggested that the Chairman be given the authority to grant permission and then notify the remainder of the Supervisors. Mr. Marshall asked if the Chairman wanted that responsibility. Chairman Beaudet did not know if that would be legal. Mr. Rish did not feel that requests for the Fire Police are received that frequently.
- Mr. Marshall suggested that before the next meeting, a policy be written as to how the situation should be handled and then vote on it.
- **Mr. Marshall withdrew his motion and requested that action be tabled until the next meeting.**
- Mr. Rish commented that he will not relinquish the opportunity for the Board to hear from the public on the use of the Fire Police and it should be encouraged that people ask before a scheduled public meeting is held. If it is permitted that the Chairman will make the decision, then it will encourage people to wait until between meetings so they won't have to come to the meeting. The 24 hour response period is not reasonable since there are times that he has been out of the area and had no service with his cell phone. He did not feel in that situation, that no response should be considered a yes vote.
- Mr. Espenshade noted that the 24 hour response period is in the event of a request being made and the Township having only a day or two to make the approval. Mr. Rish felt that if phone coverage is not available and no response is made, it should not be considered a yes vote, just a "no response".
- Wayne Isett noted the Fire Police is under the Board's jurisdiction, but also under the Fire Company. Everyone has to be careful with its use since the numbers have dwindled. Everyone should make sure that they are available before committing them to traffic control. Mr. Espenshade noted that it is recollection that any approval that has been made for the Fire Police has been with the condition if they want to do it and the personnel are available. Mr. Isett suggested that in the next Newsletter, an item be put in regarding the Fire Police and contacting the Board before the meetings.
- Mr. Rish asked if the Fire Police have a policy as to how it wants requests to be handled on its end. Discussion was held on the subject.

TRANSFER TAX ORDINANCE

Mrs. Casey noted that the ordinance is with Solicitor Kauffman for review.

NEW BUSINESS

LETTER FROM REPRESENTATIVE MARSICO – POLICE FORCE

Chairman Beaudet noted that a letter was received from Representative Marsico about creating an inter-municipal Police Force with East, South and West Hanover Townships and inquired about the Township's interest in doing so. Representative Marsico was informed that the Board would be discussing the issue at the meeting but was unable to attend. Chairman Beaudet noted that the Township already has coverage by the State Police and that no details have been provided to the Township regarding the inter-municipal force.

- Mr. Shutt would like to hear what Representative Marsico has to say and where the money will come from for the startup and future costs. Until that information is provided, he suggested that we continue to use the State Police.
- Mr. Marshall noted that is why the Township would like to have Representative Marsico at a meeting to hear what he is proposing and what the State Police have to say. Discussion was held on the subject.
- Mr. Rish noted that if it is to be funded by gaming revenue, he would like to know how that is going to happen. Mr. Marshall did not feel there would be enough money to fund the force.
- Mr. Espenshade indicated that a regional police force could be a benefit and felt the Board would be willing to talk about it, but he needs more information.
- Larry Suhr asked if there was any mention in the letter about talking to the Dauphin County Commissioners. The County will not want to give up any of its money for this. He felt that the County Commissioners should be involved in the discussions.
- It was asked if there has been a response from any of the other Townships. Mrs. Casey noted that she spoke with West Hanover Township and it was indicated that they would not take any action or response since they had no details.

RE-APPROVAL OF THE ROTHGABER PLAN

Mrs. Casey noted that the plan could not be recorded since the Park and Rec Subdivision fee had not been paid. The fee has been submitted and the plan needs re-approved since it is past the 90 days.

- **Mr. Rish made a motion to re-approve the Rothgaber plan due to the expiration of the time for recording the plan. Mr. Marshall seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

MILLARD BARNHART SUBDIVISION PLAN – ACCEPT FOR REVIEW

- **Mr. Rish made a motion to accept the Millard Barnhart Family Trust plan for review and possible action at the next meeting. Mr. Marshall seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

EXONERATION OF TAX COLLECTOR FOR PER CAPITA EXEMPT AND EXONERATED TAX PAYERS

Mrs. Casey commented that Loria Smith, the Tax Collector requested that the Township exonerate her from the exempt and exonerated per capita taxpayers.

- **Mr. Rish made a motion to exonerate Loria Smith for the exempt and exonerated taxpayers and the letter be signed and sent to her. Mr. Espenshade seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

STREET LIGHTS – PRESERVE AT BOW CREEK

Mrs. Casey noted that in 2006 the Board discussed, and by recommendation of Mr. Phillips, chose to go with option 4 with Met-Ed for the street lights at The Preserve at Bow Creek. The Preserve has now requested that the documentation be released since they would like Met-Ed to start installing lights. The only difference in the agreement is the increase in price from \$10.00 per month to \$11.50 per month. The Preserve at Bow Creek will be responsible for paying for all the materials and the installation of the lights and will be providing the Township with the number and frontage of properties involved with the street lighting. Once the installation is complete, then a Resolution will need to be passed by the Township so that the lights can be connected.

- Mr. Rish had asked about the type of lights that would be used. Mr. Phillips noted that Met-Ed had provided information on the lights and that was provided back in the fall of 2006. Mrs. Casey will provide the information to the Board.
- **Mr. Rish made a motion to approve the agreement and sign it with the adjusted costs. Mr. Shutt seconded the motion. The Chairman asked for public comment; there was none. The motion was approved 5 in favor, 0 opposed.**

OTHER BUSINESS FROM THE BOARD

There was no other business from the Board

BUSINESS FROM THE PUBLIC

Mr. Myers from West Hanover Township, and a member of its Planning Commission noted that people should use the microphones when speaking. He commented that he was at the meeting as a private citizen, not a representative of West Hanover Township. He noted that the State Police has in the past indicated that they would do anything to help West Hanover Township. That is not happening and he felt that Representative Marsico needs to be involved. Olde Towne Hanover is a project in his Township and this is an idea that the Federal Government wants done to reduce the amount of travel that people do. The people can live, eat, and work and don't have to do a lot of driving. He does not understand why East Hanover can't send a letter to release the plan.

- Mr. Phillips noted that East Hanover has no jurisdiction of what goes on in West Hanover other than making a comment as a neighbor. He asked what Mr. Myers was requesting. What was conveyed to him by the engineer was it was asking the East Hanover Board to sign off on some level of approval for the plan. There have been no plans submitted formally to the Board for review and approval. In

addition, the area that is in East Hanover is not zoned for what is being proposed. The developer has been asked to provide the Township with a zoning change or variance and that has not been done. Mr. Myers noted that there is nothing that is being done on the East Hanover side. Mr. Phillips noted that he was correct since there is nothing for the Board to approve. Mr. Myers asked why the Board would not say the project was ok if there is nothing that is being done in East Hanover.

- Mr. Espenshade noted that the developers came to the Township with a proposal of what they wanted to do in the Township and were informed that the area was not zoned for what they wanted to do. They have never come back with any requests.
- Mr. Phillips noted that it is his understanding that there is no opposition to the project, but a request was made to submit a revision in the zoning. His opinion was either to conform to the current zoning, request a variance or a change of the zoning. That request has not been received. There has never been a formal plan submitted to the Township, only a sketch plan. The only request that has been made was from the engineer requesting that the East Hanover Board approve something that is not under its jurisdiction.
- Discussion continued on the subject.
- Mr. Rish noted that it was his understanding that this was a condition put in by West Hanover's Planning Commission. Mr. Myers noted that it was the Zoning Officer and engineer that requested the condition. Mr. Rish asked if it was required by the ordinances. Mr. Myers did not think it was. Mr. Rish noted that the West Hanover Board of Supervisors can choose to ignore the condition since the Planning Commission is only an advisory board.

Mr. Rish moved to adjourn the meeting. The meeting was adjourned at 9:04 P.M.

Respectfully submitted,

Deborah A. Casey

cc: Marie Beaudet
David Marshall
Keith Espenshade
George Rish
Thomas Shutt
Myles Kauffman
Curt Cassel

Charles Longreen
Planning Commission
Light-Heigel & Associates
Posted
Zoning Hearing Board
Pickering, Corts & Summerson