

**EAST HANOVER TOWNSHIP BOARD OF SUPERVISORS MEETING
8848 Jonestown Road, Grantville, PA 17028
December 15, 2009**

The meeting of the East Hanover Township Board of Supervisors was called to order with the pledge to the Flag by Chairman Keith Espenshade at 7:02 P.M. Present were Supervisors Marie Beaudet, Dave Marshall, and John Nelligan. Supervisor Tom Shutt arrived at 7:07 PM.

Scott Wyland, Solicitor; Norman Ulrich, Engineer; Charles Longreen, Director of Public Works; and Deborah Casey Secretary/Treasurer were also present.

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

The Budget Hearing is scheduled for 7:15 PM.

The Public Hearing for the Ordinance 2009-08 – Weight Limit for the Bridge over the Manada Creek on Jonestown Rd. will be held at 7:30 PM

APPROVAL OF THE MEETING MINUTES FROM DECEMBER 1, 2009

Ms. Beaudet made a motion to approve the minutes as written. Mr. Marshall seconded the motion. The motion was approved 4 in favor, 0 opposed.

TREASURER’S REPORT

Expenditures:

General Fund	\$629,264.66
Operations and Maintenance	\$ 12,018.81
Street Light Fund	\$ 329.81
Park and Rec	<u>\$ 1,835.24</u>
Total	\$643,448.52

Out of the Expenditures in the General Fund \$497,480.54 was for Fox Run and Firehouse Rd. and will be reimbursed through a grant.

Mr. Marshall made a motion to pay the bills. Mr. Nelligan seconded the motion. Mr. Marshall asked if the issues with the Thompson plan were complete. Mr. Ulrich noted of the 4 lots, 2 are complete, the other 2 the property owners are working on the outstanding issues. The Winfindale property is at a standstill and a letter was issued to the property owner with options. **The motion was approved 4 in favor, 0 opposed.**

Mrs. Casey noted the Board had a letter of intent from the Township’s auditor, Brown, Shultz, Sheridan, Fritz. The amount is not to exceed \$8,500.00.

- **Mr. Marshall made a motion to approve the use of Brown, Schultz, Sheridan, Fritz for the 2009 audit at a cost not to exceed \$8,500.00. Ms. Beaudet seconded the motion. The motion was approved 5 in favor, 0 opposed.**

Receipts

General Fund	\$ 19,525.60
Operations & Maintenance	\$ 1,029.28
Park and Rec	\$ 540.00

Available Funds

General Fund	\$ 369,951.72
Operations & Maintenance	\$ 246,538.40
Street Light	\$ 4,929.61
State Fund	\$ 333,832.98
Public Sewer Fund	\$ 3,984.71
Park and Rec Fund	\$ <u>71,919.38</u>
TOTAL	\$1,031,156.80

CORRESPONDENCE

The correspondence is available for review during normal office hours.

REPORTS

PUBLIC WORKS DEPARTMENT – CHARLES LONGREEN

- One of the trucks was involved in an accident Sunday morning with the ice.
- Mr. Longreen requested a meeting with the Board and the Solicitor after the meeting for a personnel issue.

CODES AND ZONING – DAVID SMITH

No report.

ENGINEERS REPORT – NORMAN ULRICH

- Halbleib Land Development – There were a number of waivers granted by the Board several meetings ago. When the applicant revised the plan and resubmitted, 3 of the waivers were no longer needed. On the plan the applicant placed on the front page that those waivers were being withdrawn. Mr. Ulrich asked that the Board rescind the waiver grants for Section 308.D, emergency spillway standards; Section 308.J.2, basins slope criteria; and Section 308M, detention basin compaction requirements.
- **Ms. Beaudet made a motion to rescind the 3 waivers, Sections 308.D, 308.J.2 and 308M for the Halbleib plan. Mr. Nelligan seconded the motion. The motion was approved 5 in favor, 0 opposed.**

EFMR MONITORING GROUP – ANDY STEIN

- The Board has received a copy of Mr. Epstein’s report.
- The Table Gaming amendment was rather large.
- Ms. Beaudet asked if a report on the grants will be presented at the next meeting. Mr. Stein noted it would be at the 2nd meeting in January.

WATER AND SEWER COMMITTEE – DAVE MARSHALL

No report.

2010 BUDGET – RESOLUTIONS 2009-19 AND 2009-20 – 7:15 PM

Chairman Espenshade noted Resolution 2009-19 sets the tax rate for 2010. The rate for general purposes is 0.18 mills and for Fire protection purposes 0.18 mills. The Street Light levy for properties in the village of Grantville and the Preserve at Bow Creek is 38 cents per foot on all developed property and 18 cents on all undeveloped property.

- **Ms. Beaudet made a motion to adopt Resolution 2009-19, the millage rate and recognized it has been properly advertised and posted. Mr. Marshall seconded the motion. The motion was approved 5 in favor, 0 opposed.**

Chairman Espenshade noted Resolution 2009-20 is a resolution to adopt the budget for 2010. It has been properly advertised and posted. There has been one change in the amount of \$17,000.00 being transferred from the Gaming Budget to the Operations and Maintenance budget for possible maintenance issues. This is under 25% of the aggregate line item and does not need to be re-advertised.

- **Mr. Marshall made a motion to adopt Resolution 2009-20. Mr. Nelligan seconded the motion. The motion was approved 5 in favor, 0 opposed.**

UNFINISHED BUSINESS

OLD COMPUTER HARDWARE

- No report.

SHUTT SUBDIVISION PLAN

This plan was accepted for review at the last meeting.

- Mr. Shutt noted he would not participate in the discussion and stepped down.
- Mr. Ulrich noted the outstanding issues were a change of text in the box to reflect it is a modular home and the issues listed in LTL's letter of November 20, 2009.
- **Mr. Marshall made a motion to approve the Shutt subdivision plan contingent upon the completion of the items in LTL's letter dated November 20, 2009, changing the size of the box and the text to modular; and the payment of the reviewing engineering fees and any other fees. Mr. Nelligan seconded the motion. The motion was approved 4 in favor, Chairman Espenshade, Ms. Beaudet, Mr. Marshall and Mr. Nelligan; 0 opposed, 1 abstention, Mr. Shutt.**

NEW BUSINESS

RESOLUTION 2009-18 – TAX COLLECTION COMMITTEE DELEGATE

Chairman Espenshade noted Mrs. Casey was appointed for this year and the resolution is to appoint her for 2010. Upon Mrs. Casey's recommendation, an alternate will be considered.

- **Mr. Marshall made a motion to appoint Deb Casey as the voting delegate for the Act 32 Committee and adopt Resolution 2009-18. Mr. Nelligan seconded the motion. The motion was approved 5 in favor, 0 opposed.**

- Mrs. Casey noted the alternate does not have to be a Board of Supervisor member or a Township employee. It can be anyone that is a resident.

RFP FOR A ZONING HEARING BOARD SOLICITOR

Mrs. Casey noted that Caldwell and Kearns is currently the Zoning Hearing Board Solicitor. The Township has not put out a RFP for a long time for a Zoning Hearing Board solicitor. Caldwell and Kearns is aware that the Township is considering putting out a RFP and has indicated they would submit a proposal.

- **Mr. Nelligan made a motion to authorize the Secretary/Treasurer to issue a RFP for a Zoning Hearing Board solicitor. Mr. Shutt seconded the motion.** Mr. Marshall asked what the time frame would be. Mrs. Casey felt it wouldn't be until mid-February before a selection could be made. The Township can re-appoint Caldwell and Kearns at the Reorganization Meeting with the knowledge that this could change after the proposals are received.
- Keith Oellig noted he just went through this with the Tech School and Lower Dauphin and he did not feel we would find anyone more reasonable than Caldwell and Kearns. Chairman Espenshade felt the same, but the Township has not put out a RFP for a long time. Discussion continued.
- **A motion was on the table. The motion was approved 5 in favor, 0 opposed.**

7:30 PM - PUBLIC HEARING FOR ORDINANCE 2009-08 – ESTABLISHING A WEIGHT RESTRICTION ON THE BRIDGE OVER THE MAMADA CREEK ON JONESTOWN RD.

Solicitor Wyland noted it is the time and place advertised for consideration of Ordinance 2009-08 establishing a weight restriction on and directs the posting of Bridge EHT-4 which is the bridge over the Manada Creek on Jonestown Rd. pursuant to the 2nd Class Township Code. The ordinance will limit the weight on the bridge to 34 tons with the exception of 40 tons for combination vehicles. This is a weight restriction brought about by the inspection of the bridge by HRG which made the recommendation based on the age and condition of the bridge and in accordance with PennDOT's 1983 design manual and regulations. Solicitor Wyland opened the record for public comment.

- There was no public comment.
- Mr. Marshall noted the weight restriction will be 40 ton for combination and 35 ton for a single truck. He asked if a sign will be posted for only one truck at a time.
- Mr. Longreen noted the restriction will be listed as 34 tons with the exception combination 40 tons. There will be nothing restricting only 1 truck at a time.
- Mr. Marshall's concern is you could have 2 trucks passing that will be double the weight limit but they are not in violation.
- Mr. Ulrich noted it is for the footprint that the vehicle takes up. The weight limit is per loading.
- The record was closed at 7:34 PM.
- **Mr. Nelligan made a motion to approve Ordinance 2009-08 establishing the weight restrictions on EHT-4 East Hanover Bridge over the Manada Creek. Mr. Shutt seconded the motion. The motion was approved 5 in favor, 0 opposed.**

CONTINUATION OF NEW BUSINESS

BLASTING – ENGLEWOOD AND PARTRIDGE HILLS

Chairman Espenshade noted the Township does not have a blasting ordinance and our Engineers from LTL who are handling the sewer extension project recommended we decide if we are going to allow blasting and if so an ordinance needs to be in place to govern it.

- **Ms. Beaudet made a motion to have the Solicitor come up with an ordinance and have it duly advertised. Mr. Nelligan seconded the motion.** Mr. Marshall asked if Ms. Beaudet was asking the Solicitor to take the sample ordinance and review it or come up with a new one. Ms. Beaudet noted it was her intention to have the Solicitor review the sample ordinance. **The motion was approved 5 in favor, 0 opposed.**

TRIPLE DIAMOND TAX ASSESSMENT

Solicitor Wyland noted the School District appealed the valuation of the Triple Diamond property. A negotiation took place and they arrived at a settlement. The valuation went from the appellant's point of view from 3.7 million dollar to an agreed upon valuation of 3.9 million dollars. The School Board has the largest stake since it has the largest taxes; it lead the way with the negotiations. Because the Township is affected, it is technically a party and needs to consent to the settlement. The School District Board has asked the Township to authorize him as the solicitor to sign the stipulation that has been prepared indicating to the Court that the parties have reached an agreement on the valuation. The other parties are the Dauphin County Tax Assessment Appeal Board, the property owner, the Lower Dauphin School District, and the County.

- **Ms. Beaudet made a motion to allow Solicitor Wyland to sign for the Township agreeing to the valuation made. Mr. Marshall seconded the motion. The motion was approved 5 in favor, 0 opposed.**

OTHER BUSINESS FROM THE BOARD

Mr. Marshall commented discussion has been held on the intersection at Rt. 743 and Rt. 22 and there has been no indication that there are any plans. He saw a man walking up and down Rt. 22 with a wheel. When he questioned the man, he indicated he was measuring to put new guard rail up. Mr. Marshall felt if measurements are being taken for new guard rail the there has to be a plan for Rt. 22 in East Hanover Township.

Ms. Beaudet noted tonight is her last meeting. She thanked the public for their encouragement. There has been a lot done in the last 6 years. She noted the Township has fabulous employees and the Board was fortunate to find excellent consultants. One person can't do it all since they wouldn't have the knowledge plus information is power. You get information from sources for grants, legislature, new things that are going on in technology and engineering and laws that would impact the Township. She thanked the consultants for all they've done to make sure the Township has the information it needs. She thanked Mr. Nelligan for being her mentor when she first came on the Board and Mr. Shutt for his work with the employees and his help with helping her to learn how to read people. She noted Chairman Espenshade has been a

great Chairman and everyone has been wonderful to work with. The good thing about the Board is that everyone shares information. She will still try to stay involved with the Township.

Chairman Espenshade thanked Ms. Beaudet for her service. For those who have never sat on this side of the table, it is a lot of work and effort. The Board has been good the past couple years since they've had the right goal in mind.

Mr. Shutt noted he has worked close with Ms. Beaudet and commented the Township will miss her since she is a very hard worker and did a lot of the leg work for the Board.

BUSINESS FROM THE PUBLIC

Chuck Mundy of Englewood asked if blasting was considered in the project estimate.

- Chairman Espenshade noted the Township came to the conclusion of blasting since there is rock in the area and to write the proposal for the bid, blasting will be included.
- Mr. Mundy noted there was a previous estimate for the cost of putting the sewer in. How was it determined as to how the lines were going to be dug? Was blasting in the determination. Chairman Espenshade noted it probably was not. Generally when you do a preliminary design and estimate it's hard to take all contingencies into consideration. The Township is not even sure at this time but due to the nature of the ground it could occur.
- Mr. Marshall commented that when a preliminary estimate was done, the contours were not close. Going to a closer contour indicates how deep you have to go. There are figures out there where it would cost about \$100.00 per foot to put in a pipe and those are the figures that are used for the initial estimation. When you get down to real hard facts, LTL did not have the close contours for the preliminary estimate, nor did they know about the soil conditions at that time to come up with a concrete figure.
- Mr. Ulrich noted at the time the preliminary estimate was compiled, we didn't have survey information or a location for the main. You know the area you are going to sewer and you estimate where you believe it will be placed. Based on that, you take an average depth for a sewer main and then take a certain percentage you believe will be additional depth. Then based on the lineal footage of the sewer main you also assume a certain percentage based on a soil survey. Then with general figures, you place a cost on it. For the most part, if blasting is permitted, the estimate will be much closer than if you don't allow for it.

Mr. Ulrich asked to meet with the Board in an Executive Session after the meeting to discuss a legal issue.

Mr. Nelligan made a motion to adjourn the meeting. The meeting was adjourned at 7:50 PM.

Respectfully submitted,

Deborah A. Casey

cc: Marie Beaudet
David Marshall
Keith Espenshade
Thomas Shutt
John Nelligan
Hawke, McKeon & Sniscak
Curt Cassel

Charles Longreen
Planning Commission
Light-Heigel & Associates
Posted
Zoning Hearing Board
LTL Consultants
Eric Epstein