

**EAST HANOVER TOWNSHIP BOARD OF SUPERVISORS MEETING
8848 Jonestown Road, Grantville, PA 17028
May 4, 2010**

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 7:00 P.M. Present were Supervisors Dave Marshall, John Nelligan; and Tom Shutt. George Rish arrived at 7:05 PM.

Steve Haas, Solicitor; Norman Ulrich, Engineer; Charles Longreen, Director of Public Works; Curtis Cassel WWTP Operator; 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.

APPROVAL OF THE MEETING MINUTES FROM APRIL 20, 2010

Mr. Marshall made a motion to approve the minutes as submitted. Mr. Nelligan seconded the motion. The motion was approved 4 in favor; 0 opposed.

TREASURER'S REPORT

Expenditures:

General Fund	\$ 98,248.01
Operations and Maintenance	\$ 37,205.65
State Fund	\$ 5,113.27
Street Light Fund	\$ 376.96
Park and Rec	\$ 7,190.14
Total	\$148,134.03

Mr. Nelligan made a motion to pay the bills as submitted. Mr. Shutt seconded the motion. The motion was approved 4 in favor, 0 opposed.

Mrs. Casey asked for approval to cut a check in the amount of \$905,289.95 from the General Fund to open the Gaming Fund checking/investment account. This amount reflects payments made for the van, Food Pantry, South Central, etc. from the General Fund.

Mr. Marshall made a motion to allow the Secretary/Treasurer to open up a bank account in the amount of \$905,289.95. Mr. Shutt seconded the motion. The motion was approved 5 in favor, 0 opposed.

Mrs. Casey noted there was also a check in the amount of \$82,387.21 from the Fire Co. Fund to the Fire Co. for the payment of the taxes from the Fire Tax.

Receipts

General Fund	\$1,004,981.31
WWTP	\$ 28,479.60
Street Light	\$ 95.33
Park and Rec	\$ 13,766.25

Available Funds

General Fund	\$1,845,211.12
Operations & Maintenance	\$ 293,002.34
Street Light	\$ 5,165.43
State Fund	\$ 473,483.37
Public Sewer Fund	\$ 3,485.76
Park and Rec Fund	<u>\$ 84,232.48</u>
TOTAL	\$2,704,580.50

CORRESPONDENCE

The correspondence is listed as a handout and is available for review during normal office hours.

REPORTS

PUBLIC WORKS DEPARTMENT – CHARLES LONGREEN

Mr. Longreen presented his report for the month of April. It is available at the Municipal Building for review.

- Mr. Longreen noted he received a letter from the State on bridges. The Township has 4 bridges that are considered critical Scour bridges. Dauphin County’s engineer has put together a plan for the bridges and submitted it to the State. All the Township has to do is follow the plan. The plan outlines how often the bridges need to be monitored, etc.
- A letter was received from PA Percs. A problem was reported to them by the PA State Police on April 20th for the red light on the north bound ramp of I81 staying red for 15 to 20 minutes. The light was checked and there is nothing wrong with it. People are coming up and bearing to the left and not hitting the loop so there is no way to know there is a vehicle there. Recommendations were made: cut the loop out and replace it with a wider loop or install a camera. The controller is already set up for a camera. The camera would cost \$5,827.84 and installing a new loop would cost \$2,956.90.
- Chairman Espenshade asked if there was a timer. Mr. Longreen noted there is and it is not for 15 to 20 minutes, people just think it is. At most it is 3 minutes.
- Mr. Nelligan noted since PSP has the authority to call Percs, what is the cost of a service call. Mr. Longreen noted the last one was \$300.00.
- Mr. Marshall asked if the timer can be shortened. Mr. Longreen noted you would have to send a letter to PennDOT to change the permit.
- Mr. Longreen discussed the life of the loops and the frequency of replacement. Mr. Marshall noted he would like to know how long a camera would last compared to the loops.

- Action is tabled until Mr. Longreen can provide information on the cameras.
- Discussion was held on the cameras.
- Mr. Rish asked if PA Percs could contact the Township to investigate before it does a service call. Mr. Longreen noted they could but it would mean running one of the Township's staff out to check the light, and it would also put the Township in a liability position if the light is not working.

GRANTVILLE VOLUNTEER FIRE CO. – WAYNE ISETT

- The 39er Newsletter is at the printers and will be sent in the near future. Letters have been sent to over 100 businesses to put ads in the Fire Co. book for 2010.
- The building grant was not received. There were only 2 applicants in Pennsylvania that got grants. We also did not get the grant for the equipment. These grants will be applied for again.
- On May 29th there will be a chicken and rib BBQ along with an open house and a blood donation.
- All the books have been audited and there were no findings. There is an audit scheduled for the Fireman's Relief Fund monies.
- By the end of April there were over 100 fire calls and 140 EMS calls.
- There was a good turnout from the Chinese Raffle and the Fire Co. assisted the PTA with its chicken BBQ and the May Day.

PUBLIC SAFETY ADVISORY COUNCIL – JOHN NELLIGAN

No report.

EMERGENCY MANAGEMENT – JOHN NELLIGAN

No report.

WASTEWATER TREATMENT PLANT – CURTIS CASSEL

Mr. Cassel provided his report for the month of April. It is available at the Municipal Building for review.

- There were issues at Pump Station 2. When the pump was pulled, there appeared to be half of a brick impeding the flow. Once that was removed, there was a partial brick that was wedged in the impeller. He is not sure where they are coming from.

ENGINEERS REPORT – NORMAN ULRICH

The engineers report has been prepared and distributed to the Board. It is available at the Municipal Building for review.

- A meeting was held with Mr. Halbleib at his property in relation to the phased construction that was discussed at the last Board of Supervisors meeting.
- The Penn National project is moving forward with approval from the Planning Commission to forward it to the Board of Supervisors
- There is sidewalk work going on at the Preserve at Bow Creek.

EFMR MONITORING GROUP – ERIC EPSTEIN

- Mr. Epstein noted it is still his impression that the Gaming Funding in place does provide \$160,000.00 per year for East Hanover Lebanon and \$120,000.00 for table games.
- It appears that the State Budget will not be done on time again.
- The PUC and Met-Ed indicated they would be willing to do a presentation to the Board regarding the issue of the rate caps coming off, service reliability and the current ratings for the area.

UNFINISHED BUSINESS

SPECIAL MEETING DATE CHANGE – RATIFICATION

Chairman Espenshade noted this relates to the sewer project. A date was set at the last meeting and the date was not good for one of the key individuals. The date was changed from June 10th to June 3rd. This has been advertised.

- **Mr. Nelligan made a motion to ratify the date change for the Public Meeting for the 3M Component to June 3rd and the advertisement. Mr. Marshall seconded the motion. The motion was approved 5 in favor, 0 opposed.**
- It was noted the meeting date is also in the Summer Newsletter and the residents of Englewood and Partridge Hills will get a letter in the mail to inform them of the meeting.

SWATARA WATERSHED ASSOCIATION – GRANT APPLICATION

Chairman Espenshade noted he is having a hard time justifying the request is a result of a direct or indirect impact of the Casino.

- Mr. Nelligan reviewed the project and can't see the benefit to the residents of East Hanover Township, Dauphin County.
- Mr. Marshall did not feel the project satisfies the intent of the law that it is a direct or indirect impact of the Casino. It may be a great project but is not one for the gaming funds since it does not meet the criteria.
- Discussion was held on Ms. Litz's presentation.
- Mr. Epstein noted Lebanon was included in the Gaming proceeds so if it wanted to fund projects, it has the ability. The issue that was trying to be tied to the Casino for the funds no longer exists.
- Mr. Epstein commented the Township went out its way to help get funding for East Hanover Lebanon for Angle Rd. The project sounds like a worthwhile project, but there are a lot of great projects out there. The Board has to decide if it meets the criteria for funding.
- Chairman Espenshade noted he looked at the economic development of the project and there is none for East Hanover.
- Discussion continued. There were concerns about setting a precedent.
- Mr. Shutt felt the issue was more of a private affair.
- Mr. Rish understood the concerns about setting a precedent but felt from the recreational aspect, it is a good project but was not sure we should fund it. Chairman Espenshade agreed that it is a good project but if it is not a direct, or indirect impact of the Casino, then the Township is setting precedent.

- Discussion continued on the entitlement that has been negotiated for Lebanon County.
- **Mr. Marshall made a motion to deny the support of either monies or a letter for the project from gaming revenue since it is the belief that it does not meet the criteria of the law of a direct or indirect impact from the Casino. Mr. Shutt seconded the motion.** Mr. Rish had a problem with the motion since if another Township would decide to support it, then he would like to be able to send a letter of support. Mr. Marshall noted this would be for the support coming from the gaming revenue. Mr. Rish felt if another Township felt it could be through Gaming, he would not vote against supporting it. Discussion continued. **The motion was approved 4 in favor, Chairman Espenshade, Mr. Nelligan, Mr. Marshall and Mr. Shutt; 1 opposed, Mr. Rish.**

NEW BUSINESS

PENN NATIONAL – GRANT OF AN EXTENSION OF TIME

- **Mr. Nelligan made a motion to accept the grant of an extension of time for the Penn National land development plan until May 19th. Mr. Shutt seconded the motion. The motion was approved 5 in favor, 0 opposed.**

PENN NATIONAL GAMING – LAND DEVELOPMENT PLAN – ACCEPT FOR REVIEW

Charlie Courtney of McNees, Wallace & Nurick; Jack Rauen of Penn National; Eric Mountz of Traffic Planning and Design; and Jim McCarthy of McCarthy Engineering were present to represent the plan.

- Mr. Courtney thanked the Board and its staff, the Planning Commission and the consultants for the cooperation and professionalism shown throughout the process. He noted the plan was presented previously and it has not changed much since the design.
- Jim McCarthy noted Penn National is looking to put an expansion off the main Casino gaming floor. He presented the plan and explained it. The valet ramp is being reconfigured, landscaping is being added and sidewalks will be redone. There will be some modifications to the detention basin and also the construction of a BMP basin in another area. Additional landscaping will be done along Fox Run Rd. from the entrance all the way up to where the pipeline comes across. This will provide screening for the homes in the area. There will also be some signage done. All the necessary outside agencies have given approval for the project.
- Mr. Epstein asked about the easements for the pipeline and if the owner has the ability to put in additional pipelines. Mr. McCarthy noted it is a 50 foot wide right-of-way and explained they could add another pipeline. Mr. Epstein asked if Penn National has anticipated the addition of pipelines. Mr. McCarthy noted they have not but it would not interfere with the project.
- Mr. Nelligan asked what types of trees will be planted along Fox Run. Mr. McCarthy noted there would be a mix of maples, oaks, and spruce.

- Mr. Courtney noted there are 16 waivers. The Board indicated it would review the waivers before the next meeting. Chairman Espenshade noted one was discussed at the last Planning Commission meeting regarding lights and traffic, and asked if there was any further information.
- Mr. Courtney noted as part of the project, Penn National will be putting the emergency pre-emption on the signals that were previously installed.
- Eric Mountz explained the waiver regarding the lights and traffic. His company did the former traffic study for the existing site when it went through the approval process. Since then, there have been some changes in the Township with policies and procedures in that it adopted a Act 209 Impact Fee. A traffic study was done which analyzed the sites accesses with Bow Creek Rd., Fox Run Rd. and Mountain Rd. This was compared with the requirements of the Subdivision/Land Development Ordinance. We also went back and analyzed the previous intersections that were included in the former traffic study. Traffic was estimated based upon the existing traffic generation of the site. A rate was developed per gaming position. This was coordinated with the Township's traffic engineer, McMahon Associates. The only intersection that didn't meet the requirements of the SALDO was the Bow Creek Rd. intersection which handles the vast majority of traffic for the Casino. This was for the exiting left turn coming out of the Casino to head south toward the interchange. The time periods looked at were Friday and Saturday evenings. A detailed analysis was done to see if a traffic signal could be put in there but it does not meet the PennDOT requirements for a signal. McMahon questioned crashes at the intersection and it was found that there were none reported. PennDOT was also contacted regarding reportable crashes and there were none. The waiver is for allowing that one movement to not operate at the preferred levels of the SALDO.
- Mr. Epstein asked how many employees were used for the study. Mr. Mountz noted it is indirectly included. Traffic counts were performed and those counts were related to the number of gaming positions that are at the facility and developed a rate for the expansion. The counts were done during times that everything was going on at the facility. The expansion is strictly for gaming. There will be no expansion of the restaurants or the races. 350 additional employees were used for the study. Discussion continued.
- Mr. Epstein asked what number was used for the Act 209. Mr. Mountz noted it is not based on employees but the number of additional gaming positions. The impact fee will be approximately \$540,000.00. Discussion continued on the traffic generation and employees.
- **Mr. Rish made a motion to accept the plan for review and action at the next meeting. Mr. Nelligan seconded the motion. The motion was approved 5 in favor, 0 opposed.**

HALBLEIB – REAPPROVE PLAN

The plan needs to be reapproved since it was not recorded within the 90 day time period from the original approval.

- **Mr. Marshall made a motion to reapprove the Halbleib plan. Mr. Nelligan seconded the motion. The motion was approved 5 in favor, 0 opposed.**

SHUTT – REAPPROVE PLAN

The plan needs to be reapproved since it was not recorded within the 90 day time period from the original approval.

- **Mr. Nelligan made a motion to reapprove the Shutt plan. Mr. Marshall seconded the motion. The motion was approved 4 in favor, Chairman Espenshade, Mr. Nelligan, Mr. Marshall and Mr. Rish; 0 opposed. Mr. Shutt did not vote since this was his plan**

KETTERLINE – DEVONSHIRE HEIGHTS RD. – GRANT OF AN EXTENSION OF TIME

- **Mr. Nelligan made a motion to accept the grant of an extension of time until August 3rd for the Ketterline plan. Mr. Rish seconded the motion. The motion was approved 5 in favor, 0 opposed.**

SHIRK – GRANT OF AN EXTENSION OF TIME

- **Mr. Marshall made a motion to accept the grant of an extension of time for the Shirk plan until August 21st. Mr. Rish seconded the motion. The motion was approved 5 in favor, 0 opposed.**

REQUEST FOR USE OF FIRE POLICE – SCOTT WALTERS

This is for the annual event sponsored by local businesses and churches. It will be held at the Carnival grounds on June 5th from 3:00 PM until 8:00 PM. Saul Schmolitz was contacted regarding the Fire Police use.

- **Mr. Nelligan made a motion to authorize the use of the Fire Police for the June 5th special event at the Fire Co. Carnival Grounds providing they are available to provide the service. Mr. Shutt seconded the motion. The motion was approved 5 in favor, 0 opposed.**

BOND FOR DAWN EPPINGER

Mrs. Eppinger handles some money for the Township and should be bonded. The bond will be in the amount of \$100,000.00.

- **Mr. Marshall asked if she is to be bonded as a notary. Mrs. Casey noted she is but this is a different bonding.**
- **Mr. Nelligan made a motion that we provide the bonding for Dawn Eppinger in the amount of \$100,000.00. Mr. Shutt seconded the motion. 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

Richard Schock discussed the pipeline discussed during the Penn National plan. He noted it was taken out of service and discussed its prior use and history.

Mr. Schock noted if there is any road in the Township that has been studied, it has been Bow Creek Rd. and Rt. 743. He feels the studies are being used as a tool for control.

Mr. Schock commented on the impact fees.

Mr. Schock discussed the Swatara Creek Watershed Association. They wanted to change the creek's name to a river to have more control. He discussed the dam that was to be built and other dams that were built for flood control. He has a problem with the Association that it does not have a concern about the people living along the creek in relation to flood control. He does not support the Swatara Creek Watershed Association.

Mr. Nelligan made a motion to adjourn the meeting. The meeting was adjourned at 8:17 PM.

Respectfully submitted,

Deborah A. Casey

cc: Keith Espenshade
John Nelligan
Dave Marshall
Thomas Shutt
George Rish
Hawke, McKeon & Sniscak
Curt Cassel

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