

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS
APRIL 6, 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:

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

Approval of March 2, 2010 minutes: Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to approve the minutes.

RECOGNITION RESOLUTION OF MILITARY SERVICE.

Mr. Hahn read the resolution and presented a plaque to Mr. Carl W. Fidler, for his service to his country as a Staff Sergeant in the United States Air Force

RECOGNITION OF PUBLIC REQUESTS:

- Ellen Danner, 865 Copenhaffer Road, was here to discuss a Senior Day complaint. Ms Danner read a township memo, dated March 16, 2010, and the response from Ms Leonard to the township memo. Ms Danner asked to go on the record with the following statement "I cannot accept the credit for this complaint, which I did not make". Ms Danner is upset that no one checked with her to see if she filed the complaint. She said that everything the person reported in the complaint is true.

-Paul Finn, 55 Clary Way, informed the board that the residents of Bennett Run are very upset about the "No Parking" signs that have been re-installed by the township. Mr. Finn states that the signs are turning neighbor against neighbor and his research shows that this is the only development in York County that has parking restrictions. Mr. Finn stated that this situation was handled over 2 years ago, the signs were removed, and he does not think they should have been re-installed. He stated that he contacted both PennDot and the County and was told that the signs don't have to be there and the township has the authority to remove them. Mr. Hahn informed him that the county traffic study mandated the signs. Mr. Hahn will contact the county commissioners regarding this matter. Mr. Finn told the board that he is disappointed with the decision to replace the no parking signs.

-Krista Yingling, 40 Joan Drive, informed the board that the county only provided a recommendation in their traffic study and she does not feel the signs are necessary. Mr. Hahn explained that not installing the traffic study required signs causes a legal liability to the township and all its residents. Mr. Hahn feels that the roads are too narrow to allow parking.

-Jason Armstrong, 255 Fisher Drive, stated that the no parking signs were installed on the opposite side of the street from the fire hydrants and mail boxes. Ms Bostic informed the board that the traffic study required the signs to be placed on the opposite side. Mr. Armstrong does not feel it is fair to limit parking in this section of Bennett Run only, he wants the rest of Bennett Run and all the other developments located in the township to be studied for parking restrictions. Mr.

Armstrong asked if the township is bound to the traffic study or is it a recommendation.

Mr. Hahn said that he will check with the county. Mr. Armstrong again requested that a traffic study be done for the entire development, they he is tired of this. He obtained a quote, to enlarge his driveway, for \$4,000.00 to provide parking because the restrictions on Fisher Drive have caused a problem for his family. He stated that this is not fair and everyone should be treated equally in the township.

Krista Yingling, 40 Joan Drive, would like the township to obtain a second opinion traffic study from someone other than the county. She told the board that she would be willing to take donations from the development residents and pay for a private traffic study to disprove the existing traffic studies.

-Paul Finn, 55 Clary Way, thinks the township should contact the police department and have them hold parking enforcement within the development until the matter is settled. Ms Wilhide is not in favor of placing a "moratorium" on the parking enforcement. Mr. Finn asked if there is a way to remove a township supervisor.

-Donald Knouse, 805 Copenhaffer Road, stated that he was a township supervisor when the no parking situation was discussed, the signs were covered for a period of six months and no problems were reported during that time. The board then decided to remove the signs. He feels that the township could ignore the traffic studies. Ms. Leonard agreed with Mr. Knouse.

-Jason Armstrong, 255 Fisher Drive, informed the board the Bennett Run Home Owners Association would like to see the signs removed.

-Arlette Figdore, 475 Jug Road, stated that she is not involved in the Bennett Run issue but after listening to the discussion feels that the signs are not the problem, she feels that the variances and the decision making in the beginning is the problem. Ms Figdore would like to see the township begin to apply consistency throughout all decision making policy , without agendas and favoritism.

PUBLIC HEARING- Ordinance #326 - an ordinance to repeal Ordinance #279 which established a weight limit on Millcreek Road. Ms Wilhide stated that the limit was placed before Millcreek Road was improved and a local business requested the township to remove the signs. A traffic study was requested and York County stated that the truck restriction on Millcreek Road can be removed due to the updated road condition.

-Keith Sweitzer, 4880 Lewisberry Road, informed the board that trucks have a problem turning onto Millcreek Road from Canal Road and that Millcreek Road is not capable of handling the truck traffic. He feels that the board should take a look at the road and the intersection before taking action. Mr. Sweitzer said that the township wasted money on the purchase of the property located on the corner and on the intersection construction and should just tear down the house and realign the entire intersection. He said that the trucks cannot navigate the "S" turns on Millcreek Road. The board should go out sit, watch and see the problems in order to see what is going on.

-Mr. Hilbert, Millcreek Road, complained that the intersection was not engineered properly because the township did not want to pay the money to relocate the fire hydrant and utility poles.

-Mr. Hahn stated that the original intersection design included a turn lane along Canal Road and he does not know why it was changed.

-Ms Wilhide questioned why the intersection was created and stated that she is concerned about a liability issue.

The supervisors tabled action on the ordinance. Any further action will have to be advertised again.

PLANNING & ZONING: None

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.

-Mr. Hahn requested that the road department plan ahead for part purchases, make part lists and use delivery instead of picking up the parts.

-Motion by Ms Leonard, second by Mr. Hahn, unanimously carried, to approve the reports.

ACCOUNTS PAYABLE REPORT: Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to approve the report.

SOLICITOR'S REPORT: (Copy attached)

- Attorney Bupp presented the draft ordinance to establish a Park and Recreation Board. Mr. Hahn would like changes made to Section 6, Section 7 and Section 9. Ms Leonard and Ms Wilhide did not have any corrections or concerns. Attorney Bupp will make the corrections and present the proposed ordinance in final draft for the May meeting to advertise for action in June.

-Proposed Emergency Snow Removal Ordinance - tabled.

-Comcast Cable Franchise Renewal - pending.

-Attorney Bupp requested an Executive Session after the meeting to discuss the pending litigation matter between the township and the zoning hearing board.

-Employee Handbook. Attorney Bupp presented a memorandum with a quote to create a new employee handbook. Ms Wilhide stated that she feels the handbook needs to be updated and should be done legally. Ms Leonard thinks we should do the update ourselves. Mr. Hahn and Ms Wilhide think the township should move forward with a completely new handbook. The estimate is approximately \$2,000.00. Motion by Ms Wilhide, second by Mr. Hahn, motion carried, to have the CGA Law Firm totally re-write the handbook. Vote: Hahn-aye, Wilhide-aye, Leonard-nay.

The attorney recommended that the supervisors pass the zoning ordinance amendments, proposed by Morris & Ritchie Associates on behalf of Lennar Home, to the planning commission and YCPC for review.

ENGINEER'S REPORT: Terry Myers presented the written report. (Copy attached)

-2010 Road material bids were tabulated and copies were distributed to the board.

Codorus Stone and Supply Co., Inc., at the low bid price of \$93,980 delivered to the job site.

The physical plant location was also taken into consideration for this award.

Bituminous Paving Material of York, Inc., based on their low bid of \$519,585 delivered to the job site.

Mid Atlantic Markings, Inc., based on a background check, reference check and satisfactory work review, to be completed by the township engineer, based on their low bid of \$16,518.40.

Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to award the above bids, as stated.

2010 Road projects. Mr. Myers presented the summary for a six year road maintenance program. The following roads will be included in the 2010 project. The amounts could be lower pending core sample testing on the roads.

1-Jug Road, (Butter to Canal) Reclaiming and Binder	\$341,389.00
2-Hill-N-Dale Road, (Cemetery to Hykes Mill Road) Reclaiming and Binder	92,328.00
3-Cemetery Road (Trail to Hykes Mill Road) Reclaiming and Binder	145,278.00
4-Copenhaffer Road (Butter to Test) Reclaiming and Binder	62,911.00
5-Hykes Mill Road (Trail to Cemetery) Reclaiming and Binder	164,889.00
6-Witmer Road (Copenhaffer to Butter) Bituminous Seal Coat, base repair	24,778.00
7-Bremer Road (middle section-Lewisberry) Scratch and Wearing	71,333.00
8-Butter Road (Cloverleaf to curve) Scratch and Wearing	38,444.00
9-Vida Lane Scratch and Wearing	40,222.00
Total: \$981,572.00	

Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to move ahead with the street maintenance program as outlined by Mr. Myers. (Copy attached)

UNFINISHED BUSINESS: None

NEW BUSINESS:

-The township received a request to continue to farm the township property located on Canal Road. The fee paid is \$400.00. Ms Leonard stated that she feels the Zion View property should be upgraded before money is spent on the Canal Road location. Ms Wilhide does not want to spend any money on the Canal Road property and is in favor of allowing Darryl Frick to farm the property. Mr. Hahn is not interested in allowing the farmer to use the property, he feels the price paid is not enough. Motion by Ms Wilhide, second by Ms Leonard, motion carried, to authorize the farming of the land. Vote: Wilhide- aye, Leonard-aye, Hahn-nay

-The township received a request from Cub Pack 248 to have a small campfire on the Zion View grounds for their graduation ceremony on June 4th. Ms Wilhide said that she does not have a problem with this request as long as the Conewago Township Burn Permit is followed. Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to authorize the request.

-The township received a request from a resident on Graffius Road to have the speed limit reduced from 35 mph to 25 mph. The board did not take any action on the request.

-The manager requested that Dennis Jadro be authorized to attend the monthly American Public Works Association meetings. Ms Leonard asked why the Roadcrew Leader, Gary Beck, was not asked to attend. Ms Bostic explained that Mr. Beck is not interested in attending. Sharon Beck stated that Gary was not aware of this. Ms Bostic told her that she talked to Gary and he was not interested. Ms Leonard noted that the township engineer is the vice president of the association and requested information. Mr. Myers explained that the meetings provide a good forum for all the townships to stay current on things and network with each other. Speakers are sometimes

scheduled for the meetings to provide information. The meeting is held monthly at Old Country Buffet from 11 to 1.

Ms Leonard does not feel this is necessary and stated that he is worth more here at work. Mr. Hahn informed the board that meeting, conference and seminar attendance was approved for everyone at the reorganization meeting. Motion by Mr. Hahn, second by Ms Wilhide, motion carried to join the APWA. Vote: Hahn-aye, Wilhide-aye, Leonard-nay.

Ms Wilhide would like to see some of our road members obtain the Road Scholar Degree Program that is offered by LTAP.

-Ms Wilhide informed the board that she feels the township needs sidewalks from Zion View to the township building. This would link the developments and the recreation areas together and would address her concerns for the children walking on the road. The township could apply for CDBG funding consideration during the next round if interested.

OTHER BUSINESS:

-The township received a request for a Zumba program to be offered at the Zion View Community Center. The township does not have hourly rental rates for the facility and the applicant is not interested in paying the day rate for two weekly sessions to run for six weeks.

The board stated that the building rental would be applicable in order to use the facility.

Ms Wilhide would like the board to look at the fee schedule and to consider an hourly or ½ day rate.

-The manager presented a PEMA Designation of Agent Resolution appointing herself as the agent to deal with PEMA in obtaining financial assistance for the snow disaster relief. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to adopt the resolution for Snow 2/2010.

-The manager requested a response from the board on attendance of the Annual LGAC Dinner Meeting. The board members will get back to her.

-Mr. Hahn announced that the board will hold an executive session immediately following this meeting to discuss a litigation matter.

-Sharon Beck, 1605 Copenhaffer Road, stated that sending employees for training is a total waste of tax dollars and the people should not be hired if they can't run the equipment. She feels they should have to pay for their own training. Ms Beck informed Ms Wilhide that she was disappointed in her campaign promises.

-Arlette Figdore, 475 Jug Road, informed the board that she is a 30 year resident and wants to see the township network and applauded the board for their professional development.

-James Duncan, 908 Jug Road, said that sending our road crew for training is a big joke. He has been in the construction business for over 40 years and has worked with some of the township road guys in the past and he feels they are already good.

ADJOURNMENT: Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to adjourn the meeting at 8:35 p.m.

Respectfully submitted,

Lou Anne Bostic