

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS
MARCH 2, 2009

The meeting of the Board of Supervisors was held at the Township Municipal Building. The meeting was called to order by the Chairman, at 7:00 P. M. Those in attendance were Lois Leonard (Chairperson), Robert Hahn (Vice-Chairman), Mark Jordan (Supervisor), John Baranski (Solicitor), Jeff Shue (Engineer) and Lou Anne Bostic, (Secretary).

Pledge of Allegiance:

Approval of Agenda: Motion by Mr. Jordan, second by Mr. Hahn, unanimously carried, to approve the agenda as prepared.

Minutes: Motion by Mr. Hahn, second by Ms Leonard, unanimously carried, to approve the previous meeting minutes.

SPECIAL PRESENTATION:

-Ed Ward, Penn Waste, explained the benefits of switching from a private trash subscription to a voluntary municipal contract service with an exclusive provider. The features and benefits are listed below:

- Save residents money
- Increase service offerings (curbside recycling, bulk waste pickup)
- Reduce wear and tear on township roads
- Improve public safety

Lorreta Wilhide, 120 Witmer Road, stated that she feels that recycling is important and the quality of service is important she currently contracts with Penn Waste and is very satisfied with their service.

Mr. Hahn has talked to Greg Pearson at York County Solid Waste Authority and recycle bins are available under a state grant of 75% total cost being paid by the state and the remaining 25% paid by the township or its residents. In York County, Conewago Township is one of seven that do not offer recycling.

The supervisors are in favor of this option and on a motion by Mr. Hahn, second by Mr. Jordan, and unanimously carried, to have the solicitor draw up some type of an ordinance or contract that the board could look at. The spring township newsletter includes a feedback question for the residents.

Mr. Ward informed the board that the first of a quarter is the best time to start the program.

A representative from the Hunter Creek Home Owners Association stated that the development is very interested in recycling. Mr. Ward said he is available for any questions.

RECOGNITION OF PUBLIC REQUESTS:

Pat McCoy, 4490 Susquehanna Trail, states that she has a problem with the item on the agenda requesting a four day work week. She agrees that the roadcrew should be granted the request because they can start earlier in the day to beat the heat during the summer, but she has a problem with the office being closed on Friday. She feels that it's unfair to the residents to only be allowed to transact business between Monday and Thursday.

PUBLIC HEARING:

Attorney Baranski explained Ordinance #318, adopting traffic control signage within the Hunter Creek Development. The board had no comments. Mr. Baranski opened the hearing for public comment.

-Harriet Davis, 1055 Stonegate Drive, asked if the signs are already installed. Mr. Baranski explained that the signs are already installed and now the police have the authority for enforcement. She stated that they had requested 3 way stop intersections, the traffic study did not support the request. Motion by Mr. Hahn, second by Mr. Jordan, unanimously carried, to adopt Ordinance #318.

Mr. Jordan stated that he was recently in a subdivision that had "yield" signs instead of "stop" signs, and wondered how this was allowed. Mr. Shue explained the traffic study process and he is unsure why this was allowed. Mr. Shue will see if he can get information for Mr. Jordan.

PLANNING & ZONING:

- Zoning Ordinance review and recommendations from the board. The board was presented the draft zoning ordinance along with comments from the planning commission and the office staff. Attorney Baranski had also been requested to review a few sections.

-Mr. Baranski states that he does not have a problem with the definition of family. Mr. Hahn asked what makes this different than a group home. He is concerned that this would allow a group of people to occupy a home and create a parking problem. Mr. Baranski feels that if a "number" is attached, a legal matter could occur.

-Land Fill definition in an Industrial Zone. He does not feel that a problem exists, however, an opening paragraph could be added to allow the enforcement of any environmental risks.

-Medical clinic definition. The Pa Dept. of Health would have oversight regarding this matter.

-Outdoor Drive-In Theatre. He does not feel that a problem exists, maybe an addition to address any noise concerns should be added. He does state that you cannot restrict adult movies at a drive in theatre. This is a first amendment right. Screening and or buffering would address this matter. Case law is in place and you cannot restrict.

-Halfway House. He does not feel that any problem exists with the definition or the requirements.

Mr. Hahn has comments regarding the draft.

- Why was the table of contents changed from the current one. Mr. Baranski agrees that the current table of contents should be maintained.

-Zoning Map error, in the area of Hickory Ridge Mews. This area is labeled as R-1.

- He has numerous comments and feels that the board should have a special workshop session with Spots, Stevens and McCoy to discuss his concerns regarding definitions. (i.e. Adult theatre, adult regulated facilities, personal care, boarding home, cabaret, tavern, wind farms..etc) Mr. Baranski feels that these issues should be taken back to the consultant for more specificity if that is what the board would like to see. Mr. Hahn states that he is not ready to move forward with this draft copy. A special public workshop meeting will be scheduled with the supervisors and a representative from SSM.

REPORTS:

The following reports were distributed to the Supervisors:

Treasurer's Report, Road Report, Sewer Report and the Building Permit Report. Ms Leonard requested information regarding the mileage expense. The manager explained that this charge was for the administrative assistant to travel to a building code official seminar. Ms Leonard also requested information on the expense for the fire hose purchase. The manager explained that the township purchased used hose from the fire company to use for our salt brine manufacturing.

Mr. Hahn notes that the Cable income and the PADOT winter maintenance income exceeded the budgeted amount. Mr. Hahn motioned to accept the February financial report and the January amended financial report. The January amendment included a revenue increase of \$76.00 and an expense increase of \$114.57. Motion was seconded by Ms Leonard. Motion carried. Mr. Jordan abstained due to his absence at the February meeting.

INTERFUND TRANSFER:

Motion by Mr. Jordan, second by Mr. Hahn, unanimously carried, to approve the interfund transfer of \$13,415.35 from the general fund to the recreation fund. The transfer is necessary to correct all maintenance costs that were accidentally paid from the recreation fund.

ACCOUNTS PAYABLE REPORT:

Motion by Mr. Hahn, second by Mr. Jordan, unanimously carried, to approve the accounts payable report.

SOLICITOR'S REPORT: Copy attached.

-Attorney Baranski presented the corrected Right to Know policy for action. Motion by Mr. Hahn, second by Mr. Jordan, unanimously carried, to adopt Resolution 2009-09, The Conewago Township Right To Know Policy For Public Records.

-Attorney Baranski's report addresses the current zoning violation on Copenhaffer Road. The board would like to research the matter to see if the township can correct the violation and place a lien on the property.

ENGINEER'S REPORT: Copy attached.

UNFINISHED BUSINESS:

-Volleyball court diagram information. Tabled to allow Mr. Jordan to research.

NEW BUSINESS:

-Request to allow a "Farmers Market" in the Zion View Parking Lot during the summer months. The solicitor advised the board that this use could cause a liability issue. The board is not in favor of allowing the use.

-Request to re-instate the 4 day 10 hour work week during the summer months. Mr. Jordan and Mr. Hahn think that May 1st. thru September 30th. is appropriate with the road department working 6 to 4 Monday thru Thursday and the office employees working 7 to 5 Monday thru Thursday. Motion by Mr. Hahn, second by Mr. Jordan, motion carried, to authorize the new work schedule for the above period. Ms Leonard voted in favor of the road department schedule and voted in opposition of the office staff schedule. Mr. Jordan wants the hours posted on the front sign and the website.

-DCNR grant application. Discussion tabled.

-The following items were added as new business to the agenda.

-Hemler Animal Control informed the township that the revamped Pennsylvania Dog Law allows an increase in the "return to owner" fees that can be collected. The board is not in favor of increasing the amount until the 2010 contract.

-Resolution 2009-10 to allow the township to file the required Liquid Fuel forms annually using the dotGrants on-line reporting system. Motion by Hahn, second by Mr. Jordan, unanimously carried, to adopt Resolution 2009-10.

-Request to allow a private vendor (Z&D Fries) to cater a class reunion at the Zion View facility. The board does not have a problem with this request.

OTHER BUSINESS:

-The board did not have any other business to discuss. Ms Leonard opened the floor to the public for comments.

- Lynn Kann, 330 Copenhaffer Road asked if the township employees work a full 40 hour week. The board informed him that the staff each receive a 1/2 hour paid lunch period per day.

- Nick Blitva, 220 Hunter Creek Drive, explained that he was late in arriving and asked if the board adopted the traffic control ordinance. The board informed him that the ordinance was adopted.

-Ms Leonard announced that the board will be holding an executive session, immediately after the meeting, to discuss a personnel matter and a real estate matter.

ADJOURNMENT: Motion by Mr. Hahn, second by Mr. Jordan, unanimously carried, to adjourn the meeting at 8:50 p.m.

Respectfully submitted,

Lou Anne Bostic