

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS
NOVEMBER 2, 2009

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 Lois Leonard (Chairperson), Robert Hahn (Vice-Chairman), Shaun Appel (Supervisor), John Baranski (Solicitor), Terry Myers (Engineer) and Lou Anne Bostic, (Secretary).

Pledge of Allegiance:

Approval of Agenda: Motion by Mr. Hahn, second by Mr. Appel, unanimously carried, to approve the agenda as prepared with the bonding request item removed from the engineer's report.

Approval of October 5, 2009 minutes: Motion by Mr. Hahn, second by Mr. Appel, unanimously carried, to approve the minutes.

The board presented a framed resolution of recognition to Staff Sergeant, Russell L. Feathers, Jr. as a symbol of respect and appreciation for his military service to his country. Mr. Feathers was not present at the meeting. The plaque will be delivered to him.

RECOGNITION OF PUBLIC REQUESTS:

- Pat McCoy, 4490 Susquehanna Trail asked when the payment for Mr. Hahn to attend the York Chamber of Commerce Economics Club was approved by the board. The board approved the membership of the township but not this specific event. Ms McCoy also asked when the payment for two (2) people to attend the York County Convention of the 2nd. Class was approved for payment by the board. The attendance for Mr. Hahn to attend was approved at the September meeting. Mr. Hahn explained that the code allows those authorized to attend to receive mileage, registration fee paid and attendance compensation. Ms Leonard agreed that all expenditures must be approved by the board prior to payment. Mr. Hahn motioned to pay the York Chamber of Commerce Economics Club breakfast in August, retroactively, and to include payment for future Chamber of Commerce meals, Mr. Appel seconded, motion carried. Mr. Hahn abstained from voting.

Ms McCoy also informed the board that she does not feel they are being financially responsible by approving the Accounts Payable Reports, when in fact, the bills have already been paid. She feels that the supervisors should approve the invoices prior to the bills being paid. She noted a payment to Mr. Hahn for expenses of document copy fees for the Lazy B Ranch Airport.

Mr. Hahn said that the airport item will be discussed during an executive session. Attorney Baranski said that the board should consider a policy to create more checks and balances so the supervisors are better informed. He suggested that re-occurring bills could be paid in between meetings to avoid penalty charges, but other bills could wait until a meeting for approval.

This matter will be discussed at the December meeting.

-Ruth Smith, 925 Bowers Bridge Road, stated that the stories going around about Shaun Appel being related to her and/or him living with any member of her family are false. She said people should get the facts before spreading stories.

PUBLIC HEARING- Ordinance #324, Conewago Township Subdivision and Land Development Ordinance. Comments received from the York County Planning Commission and C.S. Davidson were reviewed and numerous corrections were made to the draft copy. The following public comments were noted:

1. Nick Blitva, 220 Hunter Creek Drive, asked how the recreation requirements relate to his development. The manager explained that the requirements are addressed in the planning stage of a development.
2. Rick Fink, 545 Cloverleaf Road, questioned the mandatory sewer and water extension requirements.

The township engineer will research this matter.

Motion by Mr. Hahn, second by Mr. Appel, unanimously carried, to authorize the manager to have the necessary corrections made and re-submit the ordinance to York County and start the adoption process over again.

SEALED BID OPENINGS : Attorney Baranski opened three sealed bids for the exclusive municipal collection and disposal of municipal waste and recycling.

Basic Bid (3 year)

1. Penn Waste \$49.05 per quarter
2. York Waste \$55.80 per quarter
3. Waste Mgmt \$78.90

Proposal #2 (1 year)

1. Penn Waste \$47.25 per quarter
2. Waste Mgmt \$76.59 per quarter
3. York Waste - No Bid

Proposal #3 (2 year)

1. Penn Waste \$48.45 per quarter
2. York Waste \$55.80 per quarter
3. Waste Mgmt \$77.73 per quarter

Public comments:

1-Ms Repman, 5618 Susquehanna Trail, will there be any additional fuel surcharges added. The contract does not provide for surcharges.

2-Carol Blitva, 220 Hunter Creek Drive, how many containers. Contract specified 6 bags or approved containers per week plus one curbside recycling bin.

3-Nick Romeo, 950 Rachel Drive, is used motor oil a recyclable item. Motor oil cannot be placed in the garbage or recyclables.

4-Dean Keeports, Millcreek Road, can an individual cancel the contract with the hauler at any time. The contract is voluntary and can be cancelled if the individual does not want curb side pick up.

5-Nick Romeo, 950 Rachel Drive, should he notify his current hauler. The current haulers will be notified by the new hauler. An individual can also notify their hauler.

6-Nick Blitva, 220 Hunter Creek Drive, is recycling commingled. The contract includes commingled recycling.

Motion by Mr. Hahn, second by Mr. Appel, unanimously carried, to award the basic bid (3 year) to Penn Waste.

Ms Leonard requested that the contract be posted in the window of the township building.

Ed Ward from Penn Waste was in attendance and informed the board that they will be notifying all township residents by mail. The township will be ordering the recycling bins thru the York County Solid Waste Authority on a state DEP contract.

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.

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

ACCOUNTS PAYABLE REPORT: No action was taken.

SOLICITOR'S REPORT:

-Attorney Baranski reported on the Greenbriar Estates recreation fees. The developer has agreed to pay the entire \$50,000.00 by November 15th. The township currently has a check in the amount of \$20,000.00 and the developer will pay the remainder by the above date. The attorney recommends that the board accept this schedule and see if the developer meets his obligations. The matter would be readdressed if the developer does not pay the fees. Motion by Mr. Appel, second by Mr. Hahn, unanimously carried, to approve this payment schedule. The attorney also informed the board that he has revised a draft copy of the airport hazard zoning ordinance and will provide to the board. He requested an executive session tonight to discuss legal action with regard to the airport.

-Don Hilbert, 2275 Millcreek Road, wants to know why anyone wants to make the airport a public airport. Attorney Baranski explained that the township was not notified by the Department of Aviation of the license change. Terry Myers explained that the airport license has limitations and cannot be used by large aircraft. The Public Airport License was issued on June 5, 2009.

Mr. Hilbert lives across the street from the airport and does not want more air traffic over his property. York County Planning Commission will be holding an informational meeting in December to discuss a better communication link between the Department of Aviation and local government. Terry suggests that the township wait until after that meeting to further discuss this matter.

-Dean Keeports, Millcreek Road, asked if the township is responsible for road maintenance within the airport. The township is not responsible for any maintenance on this property.

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

UNFINISHED BUSINESS:

-Millcreek Road Traffic Study. Pending

-Bennett Run Traffic Study. Pending.

-Jason Armstrong, Fisher Drive, asked if the signs would be addressed before the holidays as he feels there will be a major parking problem on Fisher Drive. The traffic study results should be available for the December meeting.

-Road Tour. Ms Leonard feels that the road tour should be taken in a township truck with lights due to safety concerns. The three supervisors, the road crew leader and the township engineer will be conducting the tour. The public is invited to follow in their own vehicles. Tour is scheduled for November 9th. At 9:30 a.m.

-Lorreta Wilhide, 120 Witmer Road, informed the board that if she wins the election she would like to be included on the tour. Ms Leonard told her that she can follow as she would not hold an official position until next year. Ms Wilhide said that she had requested to go on the original road tour that was scheduled and cancelled.

-Jim McCoy, Susquehanna Trail, asked if the board was going to hire a bus to take all the taxpayers on the road tour stating that you just can't take one resident. Ms Leonard told him that the public is welcome to follow the tour on their own.

-Budget Workshop. Ms Leonard suggested that the workshop be scheduled for November 30th. at 5:00 p.m. Mr. Hahn states that the time is too early for the public to attend and feels that 6:00 p.m. is early enough. Mr. Appel and Ms Leonard want the workshop scheduled earlier due to the lengthy process involved. Motion by Mr. Appel, second by Ms Leonard, motion carried, to schedule the next budget workshop for Monday, November 30th. - 5:30 p.m.

-York County Fire Police Association request for the township to adopt an ordinance to require the fire police to be trained, as they state in their correspondence. Mr. Fink explained that he gave a copy of the letter to the Fire Police Captain (Scott Gross) and he is opposed to this extensive mandatory training that is proposed by the association. The township is not interested in mandating training at this time. The

board asked Mr. Fink to contact the fire chief to obtain a training list of the current fire police.

NEW BUSINESS:

-Kinsley Properties request to close Fisher Drive from Matthew to Taylor for a sewer repair on Monday, November 9th. Motion by Mr. Hahn, second by Mr. Appel, motion carried, to authorize the road closure.

-Bible Baptist Church request to reserve the Zion View Ball Fields. There is a conflict with the Zion View Athletic Association schedule. Jake Perry, president of the association was present to explain that they use the fields in the evenings from March thru July. Mr. Appel explained that he and the other board members have a problem and felt that the email they received from another association officer regarding this matter was very nasty and they would strongly encourage him from sending this type of correspondence to the board again. They asked Mr. Perry to take their message back to the association and also to remind them that the fields are public property. Mr. Perry said they are concerned about the field conditions after other groups use the fields. They spend a lot of time on field preparation. Mr. Appel states that he feels the church would respect the fields, and if not, the township would address the matter at that time. The manager will contact the church to obtain a time for their request.

OTHER BUSINESS:

-Ms Leonard announced that the board will hold an executive session immediately following this meeting to discuss a possible litigation problem.

ADJOURNMENT: Meeting adjourned at 9:55 p.m.

Respectfully submitted,

Lou Anne Bostic