

CONEWAGO TOWNSHIP BOARD OF SUPERVISORS
FEBRUARY 1, 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 Leonard, second by Ms Wilhide, unanimously carried, to approve the agenda as prepared.

Approval of January 20, 2010 minutes: Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to approve the minutes. Mr. Hahn apologized to James McCoy for his error at the January 20th. Meeting regarding the planning commission meeting time change. Mr. McCoy accepted his apology.

RECOGNITION OF PUBLIC REQUESTS:

- Nick Blitva, 220 Hunter Creek Drive, representing the senior citizens of the township, presented a petition to revise Resolution 2010-07 that was adopted at the January meeting. The resolution established a policy for the monthly senior day event. (Copy of petition attached) The group asked the board to rescind items 1 and 2 of the resolution and replace with the following:

Item 1.

- On or about the first day of each month the seniors will receive a check in the amount of \$100.00.
- These funds will be used for their activities and operating expenses.
- These funds will be used at the discretion of the senior group - with no caveats.
- Any surplus monies at the end of any month will be carried over into the next month's budget and will become accumulative. The seniors will use these funds for any future expenses. (including, but not limited to off site activities and/or field trips.
- Expense receipts will be turned into the township at the end of each calendar year.

Item 2.

-All Conewago Township residents, past and present, and at least 55 years of age, are eligible to join the group.

Mr. Blitva stated that he and his wife have been members of the senior group for over a year and they do not have membership, no board of directors, no dues, they do get the use of the building at no charge, they have had speakers and different activities, at no cost to the taxpayers. He stated that the money received is from the recreational fees and not the taxpayers. He does not understand why they are subjected to follow the resolution's requirements.

Ms Wilhide asked if the 31 people that signed the petition attend the events. Mr. Blitva stated that they have had 25-35 people attend. She asked if a roster is kept for each event and requested copies. Mr. Blitva said that the people who signed the petition come to the senior day event. They do not have actual members or membership cards, they are just a group of people who get together in fellowship to have fun.

Mr. Hahn asked Mr. Blitva if he knows of any other township that provides this service. Mr. Blitva stated that he does not know, most senior centers are subsidized by the state. Mr. Hahn stated that

the other centers are operated by the York Area Aging Agency. He spoke with one of the operators and was told that they do not receive funding from their township. Mr. Hahn said that this was set up to bring the township's senior citizens together and he feels that it is a good idea. He asked the other supervisors for their opinion regarding the petition. Mr. Blitva said that they did not ask Lorreta to sign the petition, even though she attends, they thought it would be a conflict of interest. Lorreta said that she would have declined and she feels that a lot of things on the revision are not acceptable. Mr. Blitva is upset because two women, on their own time, plan and run the event and he feels it is unfair to ask them to purchase the supplies and then turn in receipts for reimbursement. He feels that the supervisors would not agree with certain expenses and might veto the payment, also the women will not spend their own money. He asked why "if it wasn't broken does it need to be fixed?" Mr. Hahn stated that he made the original motion to set up the senior day and provide money for the event. Ms Leonard stated that the supervisors sit up at the table and throw money away, give donations above and beyond without restrictions, rules or regulations and this event is open to any senior citizen who wants to attend, they have no restrictions, rules or regulations, and she feels that this is a complete disgrace. Mr. Hahn asked if the township should set up programs for the youth or anyone in the township who wants to have a party. Ms Leonard does not feel that this is a party and that senior citizens make up a great part of the township. Ms Wilhide stated that the end of the year receipts that were turned in by Ms McCoy showed a reserve of \$151.00 in the kitty. They would not have to take money out of their pockets, but use the "kitty" and submit receipts for reimbursement, which would then replenish the fund for their expenses.

-Greg Wilhide, 685 Copenhaffer Road thinks that the senior event is a good thing but they should have to follow grounds like Northeastern Senior Center does. They are not a non-profit organization with officers. He agrees with Mr. Hahn, it does seem like a party, and he feels that they gather together sometimes to undermine things going on in the township. He reported that over 2000 + Conewago Township residents attended the Northeastern Senior Center since 2008, and over 1200 meals on wheels were delivered to the township. He would like to see the senior group become a non-profit organization, with directors, and do things for the seniors in the township, not just the ones who can attend.

Ms Leonard stated that the township will still allow them to use the facility the third Monday of the month but will not provide any funding, she will personally donate and help fund the seniors in the township. She stated that no money would then need to be handed out. Mr. Hahn told Ms Leonard that she is very gracious and if she wants to do that, it is fine. Mr. Hahn stated that Resolution 2010-07 is in place with the money budgeted for 2010, unless someone wants to make a motion otherwise, it remains as is.

-Jim McCoy, 4490 Susquehanna Trail, spoke on behalf of his wife and Ms Kann. He said that they get the impression that Mr. Hahn feels they are absconding money and there were no problems until Ms Wilhide got involved. He personally feels that this is a personal vendetta. Mr. Hahn told Mr. McCoy that he was out of order and asked him to be seated, thanking him for his opinion.

-James Bainbridge, 205 Cemetery Road, asked when all the other senior centers were started. He said that they only have 35 members and they are just starting up. He wants to know how they are to get more members. Mr. Hahn suggested that they put a notice in the township newsletter. Ms. Wilhide suggested that they contact the Zion View Athletic Association and ask permission to use their sign to advertise their events.

-Jake Perry, 460 Old Stone Way, Zion View Athletic Association president, told them that they were welcome to use the sign when it is available. Mr. Hahn thanked Mr. Perry.

PUBLIC HEARING- Amended 2010 budget.

Mr. Hahn asked for comments.

-Donald Knouse, 805 Copenhaffer Road, asked what the amendments are.

Mr. Hahn explained that numerous line item amounts were changed, but the total budget amount remains unchanged. (Decreased the fire company donation, increased advertising, employee wage increase, decreased auditing fees, fuel increase) Ms Leonard offered a copy of the changes for the public to review.

Ms Leonard stated that she was part of the first budget that was passed, she did have the taxpayers money in mind, and tried to use it the best way they could, she will not vote to pass the amended budget.

Mr. Hahn again stated that the total budget is not increasing and they are not using the taxpayers money unwisely.

Motion by Ms Wilhide, second by Mr. Hahn, to pass the amended 2010 budget. Motion carried.

Vote: Wilhide-aye, Hahn-aye, Leonard-nay.

PLANNING & ZONING:

- Concrete Developments, Inc. presented a land development plan proposing the expansion of the existing facility by 50%.

Waiver request of Section 108 of the Storm Water Ordinance. Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to grant the waiver request.

Waiver request of Section 303 of the SALDO. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried to grant the waiver request.

Waiver request of Section 505.d of the SALDO was rescinded by the developer.

Motion by Mr. Hahn, second by Ms Wilhide, unanimously carried, to approve the land development plan subject to the developer widening the Susquehanna Trail, or paying a fee in lieu of the widening requirement. (\$8,624.00)

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.

-The treasurer's report was tabled because it was received late.

-Ms Leonard questioned the amended budget adoption date with regard to the fire company paying for their own fuel for January. She feels that they are liable for the expense because the original budget did not include this expense. Attorney Bupp answered her legal question by stating that the new budget supersedes the old budget and that the intent was to change the expenses for the entire year. The board would have to make a decision if they did not have this intention.

Motion by Ms Wilhide, second by Mr. Hahn, to accept the reports, with the exception of the treasurers report. Motion carried. Vote: Hahn-aye, Wilhide-aye, Leonard-nay to the fuel usage report.

Mr. Hahn requested that an inter fund transfer be made from the General Fund to the Capital Reserve Fund, in the amount of \$500,000.00, to retain for road improvements. Ms Leonard stated that she thinks the township is lucky to have reserve funds and as long as we have the reserves we won't have to raise taxes. Motion by Mr. Hahn, second by Ms Wilhide, motion carried, to authorize the transfer.

Vote: Hahn-aye, Wilhide-aye, Leonard-nay.

ACCOUNTS PAYABLE REPORT: Motion by Ms Wilhide, second by Mr. Hahn, motion carried, to approve the accounts payable report. Vote: Hahn-aye, Wilhide-aye, Leonard-nay.

SOLICITOR'S REPORT: Mr. Hahn introduced and welcomed , Timothy Bupp, the new township solicitor. Mr. Bupp is a partner in the CGA Law Firm.

-Attorney Bupp reported that he is looking forward to working for the township he currently represents numerous other municipalities. He will be providing a written report at future meetings.

-Draft ordinance to remove the truck restriction signs on Millcreek Road is tabled to allow the new solicitor to review and draft the new ordinance.

-Airport Hazard Zoning Ordinance is tabled to allow the new solicitor to further review the matter.

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

-2010 Road projects. Mr. Myers presented a summary for road projects based on information that was provided to him by the township manager and notes from the road tour. The township also received a breakdown from Stewart & Tate. Both estimates are fairly close to the allotted budgeted amount of \$509,000.00 for road work in 2010.

The following public comments were heard:

-Rick Fink, 545 Cloverleaf Road, requested the township to research a "short list" CDBG project for Big Conewago Avenue that he thinks is still pending. The manager will look into this.

Mr. Fink also commented that he thinks the board should reconsider the 2010 projects and take a look at the roads that have not had a wearing course applied. He also feels that Hykes Mill Road should be widened before any improvements are scheduled.

-Bo Nade, 385 Jug Road, feels that a skim coat could be applied to some of the roads, if a solid base is present, instead of reclaiming. He feels that the township road crew does not properly take care of the township roads.

-Donald Hilbert, 2275 Millcreek Road, expressed his disappointment with the job that Kinsley completed on Millcreek Road.

-Rodney Christine, 125 Weire Road, does not think that making Weire Road, one way, coming off the trail is a good idea. He states that speeding traffic causes a safety concern for the residents that live on Weire Road. He would be in favor of a dead-end or cul-de-sac installation at the Trail intersection. Terry Myers informed the board that a traffic study would need to be completed for this project, either to make one way or abandon part of the road. Action would have to be taken in the form of an ordinance adoption. The engineer will look into this matter.

The board discussed the public comments and the proposed road list that was presented and decided that the township engineer should re evaluate the roads discussed and provide an updated summary.

UNFINISHED BUSINESS:

-Township and Zoning Hearing Board, revisit a legal matter. This will be discussed in an executive session after the meeting.

-Zion View Athletic Association request to reserve Hykes Field. The Association requested to reserve the field for their youth baseball and softball program. The fields are needed Monday, Tuesday and Thursday evenings from 5:30 p.m. to 8:00 p.m., from April 1 until June 30th.

The supervisors had requested a break down of the field usage in prior years. In 2009 one team reserved the field. Ms Wilhide thinks that they should be able to reserve the field. Ms Leonard is in favor of the request as long as they work with any other teams that may request the field, as they have done in the past. Motion by Ms Wilhide, second by Ms Leonard, unanimously carried, to approve the field reservation for Zion View Athletic Association.

-Zion View Athletic Association request to have the township pay for half of the cost to purchase infield mix for the Zion View ball fields and to rough grade the product. Mr. Hahn asked if they had an estimate of the tonnage required. Jake Perry, Association President, stated that they think

they will need 44 tons, at the quoted price of \$29.50 per ton. The price includes delivery. They would also like the township to smooth the lip off on field #1. Ms Leonard is not in favor of spending tax dollars on this request. .

-Jim McCoy, 4490 Susquehanna Trail, commented that in York City all the boys clubs were responsible for maintaining the fields that they used. He doesn't feel that the taxpayers should pay for this. Mr. Perry stated that the contract between the township and the association provides that the township maintain the fields. Mr. McCoy asked what they did with all the money that they received from the sale of the property. Mr. Hahn and Ms Wilhide told him that the question is irrelevant. Motion by Mr. Hahn, second by Ms Wilhide, motion carried, to authorize the reimbursement for half of the expense for the infield mix.

Vote: Hahn-aye, Wilhide-aye, Leonard-nay.

-Bennett Run no parking request. The board will table this request for discussion in March. Jason Armstrong, 255 Fisher Drive, informed the board that he is now a board member of the home owner's association and that they do not have a problem with removing all no parking signs in the development, and they do not have funds within their budget to obtain an independent traffic study. He asked the board not to do any further "parking" traffic studies in any developments, saving anyone from going through what he is experiencing. Mr. Armstrong stated that if the board does not act on his request at the March meeting, he will withdraw the request to remove the no parking signs on Fisher Drive in front of his property.

-Nick Blitva, 220 Hunter Creek Drive, stated that he takes exception to the party reference made regarding the senior citizen day discussion. He told the board that several speakers have attended their gatherings. He wants to know if the board is going to take any action on the petition that he presented tonight. No motion was made to take any action.

NEW BUSINESS:

-The Rules of Decorum have been updated and will be posted in the building.

-Request from roadmaster to purchase post installer and accessories at the price of \$1,600.00.

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

-Mr. Hahn asked the solicitor to draft an ordinance to create a recreation board. Ms Wilhide asked how many members would be on the board. Mr. Hahn stated that he thinks it should be a seven (7) member board.

-Mr. Hahn asked that the township create a Community Advisory Committee consisting of members from the fire company, school district, area church and local business owners. This request was tabled.

OTHER BUSINESS:

-Mr. Hahn asked Ms Wilhide to form a committee consisting of Mr. Gary Beck, Lou Anne Bostic and herself to look at the personnel handbook/policy and job descriptions.

-Charlie Daczka, Andersontown Road, representing the Zion View Athletic Association, asked why the township needs to create a recreation board when they already have a recreation advisory board. Mr. Hahn informed him that a recreation board would make it official. Mr. Daczka asked that they consider the same members. Ms Wilhide stated that two of the current committee members are no longer township residents and this board would make it official with the appointment of some different members.

-Zion View Athletic Association presented a request for the board to consider making the Zion View Park complex a smoke free facility and the township to support the association in offering other sports. Specifically soccer. Mr. Hahn wants to turn these requests over to the Recreation Board. He feels that the community would be in favor of additional sporting events.

Ms Wilhide stated that the Association is not just baseball.

-Pat McCoy, 4490 Susquehanna Trail, suggested that when the new recreation committee is organized, the board be aware, that according to state law, a zoning hearing board member cannot serve on the recreation committee.

-Don Knouse, received a letter from the township asking for a schedule from him regarding the blacktopping of his driveway. Mr. Knouse informed the board that he will blacktop by the end of May 2010. He stated that the blacktop plants are not running during this time of the year.

Ms Wilhide stated that Mr. Knouse has already been granted a two year extension for his driveway. He has had 3 years to complete the project. She contacted a paving company and they said that they install new driveways anytime. Ms Leonard informed her that the board has granted extensions to other residents. Mr. Knouse said he will have the driveway paved by the end of May.

-The board was presented with a quote to replace the mobile base station that is located on the top of Copenhaffer Road. The truck radio system is not working at this time. The prices presented were to either fix or replace the base station. Steve Tawney, Strinestown Community Fire Chief, suggested that the board look into upgrading to the new county wide system. Ms Bostic informed the board that this would be a major expense. The board asked her to obtain a quote to upgrade to the new county system.

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

ADJOURNMENT: Motion by Ms Leonard, second by Ms Wilhide, unanimously carried, to adjourn the meeting at 9:10 p.m.

Respectfully submitted,

Lou Anne Bostic