

EAST MANCHESTER TOWNSHIP
Board of Supervisors
April 8, 2014

Present: Chairman Steven H. Gross, Jr., Vice-Chairman David L. Naylor, Supervisor Barry E. Rudisill, Attorney Andrew Miller, Dave Gentzler, Manager/Secretary/Treasurer, Engineer Byron Trout, Zoning Officer Jon Beck, Recording Secretary, and 26 citizens.

At a regular meeting held at the Township building, Chairman Steven H. Gross, Jr. called the meeting to order at 7:00 p.m.

The Pledge of Allegiance was given to the Flag of the United States of America.

Chairman Gross disclosed that the Board met on April 3, 2014, for an Executive Session on a personnel matter and the PPL issue. No action was taken at that meeting.

Correction to the minutes of the meeting of March 11, 2014: Add the following to the end: Motion by Chairman Gross, second by Vice Chairman Naylor to adjourn. All members voted aye; motion carried.

Motion by Supervisor Rudisill, second by Vice Chairman Naylor, to approve the minutes of the meeting of March 11, 2014, as amended above. All members voted aye; motion carried.

Public Comments

Matt Howe – yard sale signs – no one was present on this topic

Cheryl Klinedinst, Saginaw – followed up on her comment last month about the volume of trash along George Street. Recently, she saw a truck pulling out of the recycling center with two dumpsters loaded onto it, and recycling was blowing out of the dumpsters. This looks bad for the Township and the surrounding area. Can Penn Waste be contacted to do something? Mr. Beck is preparing a letter to send to the carrier about another matter; he will add this concern to that letter. Joel Klinedinst noted that it is definitely Penn Waste trucks, not York Waste trucks, as those from York Waste do not come up this far. Blaine Rentzel noted that the Lions Club members cleaned up the road a few weeks ago.

Spark Shuman, Meeting House Road, requested follow-up on the speeding problem in his area, to which he referred last month. Vice Chairman Naylor reported that the speed trailer will be set up in that area. Mr. Shuman noted that there are only a couple of signs along that area; can additional signs be posted, perhaps with eye-catching coloring or marking to help with this problem? Mr. Gentzler commented that the diamond-shaped signs require certain qualifications; he finds that larger signs are more effective than more signs. Mr. Shuman asked if a speed monitoring “trap” can be set up for an hour in the morning and an hour in the afternoon. Vice Chairman Naylor noted that the speed trailer will be set up, then if indications warrant, an officer will be placed. Mr. Klinedinst offered that a stop sign at Covington might help the situation.

Steve and Sue Kohr were present about Shady Lane, which goes through their historical property – it’s not a modern road and not suitable for the modern industrial traffic that is frequenting it. They are requesting that the Township abandon the road and allow the Kohrs to maintain the road and bridge in accordance with the historical nature of the property. They would gladly grant an easement if necessary.

Emergency Services Report

Northeastern EMS e-mail – no one was present on this matter.

Eagle Fire and Manchester Company reports – John Kain, Chief of Eagle Fire Company, discussed the “rumor” of Township funding being pulled from Eagle and given to Manchester. Chairman Gross asked if the companies are working any better together; Mr. Kain said no, the situation has not changed. Chairman Gross noted that no decision has been made.

Special Request

Nothing at this time.

Correspondence

Chairman Gross presented to Mr. Gentzler a letter that he received at home from the new senator regarding some upcoming events. Mr. Gentzler noted that the Township received the same letter.

Solicitor’s report – Attorney Andrew Miller

- Subdivision and Land Development Ordinance Amendments – any comments after the Supervisors’ review of the proposed amendments? The Board will meet on April 23, 2014, 7 p.m. to discuss the proposed changes.
- Mandatory Connection Ordinance – still awaiting response from York Water.
- LERTA ---a public hearing was convened to review the area covered by the LERTA district. Up for discussion was Resolution 2014-2, which will amend the LERTA program to update it with the county and school district. There were no questions or comments from the audience, either in favor of or against. Hearing closed. **Motion by Vice Chairman Naylor, second by Supervisor Rudisill, to adopt Resolution 2014-2, LERTA, as presented. All members voted aye; motion carried.**
- Rezoning Request – a public hearing was convened on the rezoning request by the applicant, JJ2LP. Jim Barnes, James Holley Associates, was present on this request for rezoning two tax parcels, 245 and 285 Steamboat Boulevard. The property is bounded on the east by the Conservation Zone and on the other sides by the Industrial Zone or Industrial uses. Steamboat Boulevard is the only access and handles only industrial traffic. The rezoning would meet the goal of not having the property in the R1 zoning characteristic and the traffic concerns. The applicant wants to return the property to the Industrial zone. Public water and sewer are available. The Township Planning Commission and YCPC gave recommendations for approval. There were no questions from the Board members or from the audience, with no comments in support of or against this request. Hearing closed. **Motion by Supervisor Rudisill, second by Vice Chairman Naylor, to adopt ordinance 2014-3. All members voted aye; motion carried.**
- Amendment to Kinsley Traffic Monitoring Agreement – indicates Kinsley’s acceptance. **Motion by Supervisor Rudisill, second by Vice Chairman Naylor, to approve the Chairman or Vice Chairman to sign the agreement with Kinsley. All members voted aye; motion carried.**
- Mr. Miller received a request from the attorney for the FCI property regarding environmental remediation; restrictions will be placed on the property and the request is to have the Township Solicitors to attend a meeting to establish an ordinance to assure

that any future use of the property will be served by public water only and that no wells will be drilled. There is no obligation on Township's part to have Mr. Miller attend the meeting. Mr. Miller requested that Mr. Gentzler attend this meeting as well. DEP has offered to pay any costs associated with the preparing and adopting such an ordinance. **Motion by Vice Chairman Naylor, second by Supervisor Rudisill, to authorize Mr. Miller and Mr. Gentzler to attend the meeting referred to above. All members voted aye; motion carried.**

Engineer's report – Byron Trout

CDBG grants – still looking for projects to apply for. Two projects in mind; possible submission to YCPC in the near future.

MS-4 meeting held – just a heads-up that EMT will be audited within this permit cycle. Documentation must be provided; Mr. Trout will provide forms for the road crew to use to track their activities in anticipation of this audit. The rule of thumb is if the crew can't prove they did the work with documentation, the work didn't actually occur.

Inspections – Surety Reduction Request – nothing on this topic

Plan reviews

Correspondence

WIP and Chesapeake Bay Plans – nothing on this topic

Secretary/Treasurer/Manager's report – Dave Gentzler

Sewer Authority – Minutes available for review – Joel Klinedinst said, "We're close!" Good news, indeed.

Recreation Board – Minutes available for review – the Rec Board approved an increase in the playground enrollment fees from \$20 to \$25 for residents and from \$25 to \$30 for non-residents. There is no increase in playground staff salaries. The Board would like to see the total recreation budget for the season, including salaries and expenses, thereby giving the reason for the increase to the Township residents.

Public Works Director – report on file

Shady Lane inspection report received – the road is currently closed for repairs. The report indicated that the holes and voids in bridge must be repaired before the road is re-opened. After that work is accomplished, the bridge may safely be reopened and used. Mr. Gentzler would like to have the following work done: re-point mortar, replace stones, repair headwall, install guide rail on approach, repair top of deck. The report does not call for the permanent closing of the bridge. Mr. Gentzler would like to do as much of this work as possible this year and feels that \$25K will cover it. Will \$25K be enough? Yes. **Motion by Supervisor Rudisill, second by Chairman Gross, to approve the repair of the Shady Lane Road bridge at a cost NTE \$25K as outlined above.** Discussion on the motion: the work to be done in-house includes repairing the holes, hiring a mason to re-point the mortar, putting the stones back, hiring a guard rail company, doing the paving with rental equipment, perhaps 60% of the work. Joel Klinedinst suggested installing a historic-looking guard rail in the interest of preserving the look of Mr. Kohr's property. Scott Elfner asked how much work can be done while preserving the historic nature of that bridge. Mr. Gentzler noted that the bridge is not on any official historical bridge list; its historic nature is appreciated by the Township residents only. It was noted that the weight restriction was 5 tons in the past and is now 3 tons. Mike Heindel spoke, asking about Mr. Kohr's request (from previously in tonight's meeting). How can the Township repair the bridge without acting on Mr. Kohr's request? Chairman Gross noted that Mr. Kohr has made this request since 2010. No action was taken on Mr. Kohr's request tonight.

Vice Chairman Naylor established that the road is used by others, not just the Kohrs. *VOTE on the motion: All members voted aye; motion carried.*

Mr. Gentzler presented a proposal for \$3,841.03 for upgrades to the a/v system in the meeting room. **Motion by Vice Chairman Naylor, second by Supervisor Rudisill, to authorize that expense, to Glick Audio, with the funds being taken from the Capital Improvements Account. All members voted aye; motion carried.**

Zoning Officer – Supervisor Rudisill gave Mr. Beck the name of a person interested in serving as an alternate on the Zoning Hearing Board. **Motion by Supervisor Rudisill, second by Chairman Gross, to appoint Bernie Weible as an alternate on the Zoning Hearing Board. All members voted aye; motion carried.**

Mr. Beck noted that the applicant on ZHB case 2014-003 is holding up the case; it's not the property owner. The applicant informed Supervisor Rudisill that it's DEP that is delaying the process.

Tax Exoneration request from Kathy Emsweiler. **Motion by Vice Chairman Naylor, second by Supervisor Rudisill to grant the tax exoneration request by Kathy Emsweiler at the discount rate of \$10.34. All members voted aye; motion carried.**

Resolution 2014-7 -- Brady Barnes Sewage Planning Module – **Motion by Supervisor Rudisill, second by Vice Chairman Naylor, to approve Resolution 2014-7 to authorize Mr. Gentzler to sign the Brady Barnes Sewage Planning Module and forward it to DEP. All members voted aye; motion carried.**

Award bids for equipment materials and roadwork – bids opened yesterday morning – **Motion by Chairman Gross, second by Supervisor Rudisill, to award the bid for Equipment to Wilson Paving and Emory Peters for rental equipment per the attached sheet. All members voted aye; motion carried.**

Motion by Supervisor Rudisill, second by Vice Chairman Naylor, to award the bid for Micro Surface to Stewart and Tate; Stone to Kinsley; and Super Pave, to the York Materials Group, per the attached sheet. All members voted aye; motion carried.

2014 Mowing Contract – **Motion by Chairman Gross, second by Supervisor Rudisill, to continue the mowing services contract with Premier Property Services for 2014, effective April 8, 2014. All members voted aye; motion carried.**

Mr. Gentzler requested an Executive Session following this meeting to discuss a personnel matter.

Vice Chairman Naylor asked how the Township roads fared with the recent heavy rains. Limb clean-up, etc., mostly; grate in Saginaw filled up to the top; working well. No big problems. Willow Springs has some branches down; the road crew will handle it.

Land Development/Subdivision –
None at this time.

Supervisor's comments

Vice Chairman David L. Naylor – Meile property sold. Public Works department activity report is full; kudos to the crew in dealing with the winter weather.
Supervisor Barry E. Rudisill – no comments or questions
Chairman Steven H. Gross, Jr. – Glen Drive has a large pothole; Township never adopted this road. What to do? Mr. Beck contacted the new property owner; no return call yet. Chairman Gross noted that there's a reporter here tonight. Mr. Gross asked if Mr. Kohr is running a business at his property that would increase traffic. Mr. Kohr said, "No, I don't believe."

Motion by Chairman Gross, second by Vice Chairman Naylor, to pay the bills as presented. All members voted aye; motion carried.

Motion by Chairman Gross, second by Vice Chairman Naylor, to recess to an Executive Session. All members voted aye; motion carried. The meeting recessed at 8:17 p.m.

The meeting reconvened at 9:02pm. There was no further business or comments.

Motion by Chairman Gross, second by Supervisor Rudisill, to adjourn. All members voted aye; motion carried. The meeting adjourned at 9:05p.m.

Respectfully submitted,

Dave Gentzler
Secretary/Treasurer/Manager

Julie B. Maher,
Recording Secretary