

**EAST MANCHESTER TOWNSHIP
BOARD OF SUPERVISORS
April 10, 2012**

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

At a regular meeting held at the township building, 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.

Steven H. Gross, Jr. disclosed that the Board has not met nor conducted any business since the last public meeting.

Correction – page 3, under Public Comment, it was noted that Dr. Tabachini's name is spelled wrong. Mr. Gentzler will make that correction.

Motion by Naylor, second by Rudisill, to approve the minutes of the meeting of March 13, 2012, as amended. Motion passed unanimously.

Public Comments

Trevor Rentzel gave the fire company report. Training and certification are on-going. He requested the implementation of a burn ban because of the dry conditions.

Motion by Naylor, second by Gross, to enact a burn ban immediately, to publish the information via the Township's website, and to put it on the call board in front of the building. Motion passed unanimously.

Keith Brim Northern Heights subdivision, had previously requested that the road be paved in the development; his request in November came too late to get the work done last winter. He requested that Phase III of the subdivision finally be paved. Mr. Gentzler will request paving but makes no guarantee. Mr. Brim feels that the subdivision board members will be able to urge the appropriate persons to agree to do the paving. The Township would need to consider adopting the remaining streets if the wearing course is applied. Construction is on-going in this development; it would not be prudent to apply the wearing course if construction vehicles are going to be using the road heavily. How much of the development needs to be finished before the Township will pave and adopt the roads? Mr. Brehm noted that the construction vehicles are already running over some of the completed roads. The gas utility lines are already installed. Mr. Trout will get the percentage completed for the next meeting. Mr. Brehm will discuss the situation with his board and will have the appropriate person talk to Mr. Trout.

Special Requests

None at this time.

Correspondence

Ken Dunbar was present to discuss the letter from the Rec Board to the township. Mr. Naylor and Mr. Rudisill feel that the sentence requiring people to report to the playground staff should be removed from the letter. The playground staff members who attended the March supervisors meeting have approved the letter, as they helped to draft it. Also, another revision: should be “during playground hours” not during park hours, that a child shouldn’t be present without a supervisory adult. The Supervisors agreed that the letter, with those amendments, is acceptable.

Mr. Dunbar continued, referring to the PPL fields; does NESAs still have first choice? Yes, as far as anyone knows. Could another entity take precedence? Mr. Miller will check the agreement and report to the Board.

Also, there was an incident at the Manchester Park last week; a police report was filed. Mr. Dunbar noted that the person involved in the incident has not been cited. This might be partially due to a lack of a code of conduct for the park rules. Should there be a code of conduct? Something to think about.

Solicitor’s report – Attorney Andrew Miller

- Municipal Waste Collection Contract—Mr. Miller has provided to the Board members the final draft of the Contract. No changes to yard waste pick-up. Some changes to the basic service and tag-a-bag requirements. Bid at one price for all three years. Performance bond calculations simplified.
Motion by Gross, second by Rudisill, to adopt Resolution 2012-8, to advertise the waste collection contract. Discussion: Mr. Gentzler noted that the yard waste issue might affect the recycling grant. Information duly noted. Vote on the motion: motion passed unanimously.
- Good news – no Executive Session required after tonight’s meeting!

Engineer’s report – Byron Trout

Question from Mr. Gross: when are they going to fix the ponds at Asbury? Still in progress; Mr. Trout’s on top of things, having just sent a letter to the appropriate persons recently. He hopes to hear from the water company representative very soon.

How about the house that was washed out in the same area? It’s been abandoned and a fence has been erected.

Inspections, Plan Reviews, and Correspondence are all in Mr. Trout’s report. No questions or discussion from the Board.

Secretary/Treasurer/Manager’s report – Dave Gentzler

Sewer Authority – no discussion

Recreation Board (addressed above by Mr. Dunbar)

Public Works Director – no discussion

Zoning Officer’s Report – very detailed report! Mr. Rudisill asked about pole placement for the NPDES permit; it’s for meeting the requirements for height limits for power lines. Mr. Beck

spoke to the person who had a concern; he assured the person that the work being done is appropriate and permitted.

Tax Exoneration Requests; there are three requests. Motion by Naylor, second by Rudisill, to accept all three requests for tax exoneration for a total of \$55.21. Motion passed unanimously.

Manchester Ambulance Incident Report – no discussion

Brickyard Industrial Park Association/Steamboat Boulevard Battery Back-up

Mr. Gentzler gave the update on the Township's request for \$7852.00. The Association will provide \$5,889 toward the battery backup system. Motion by Rudisill, second by Naylor, to accept the Brickyard Industrial Park Association's offer of \$5,889 and to proceed with the battery backup installation and billing of the Association. Motion passed unanimously.

FEMA/PEMA Storm Damage Grant

Mr. Gentzler received the FEMA approval for grant for 20-25 items. Some work has been done; other work is still outstanding. His question: if the cost is less than the grant amount that was received, does the Township need to refund the balance? He's trying to find out from FEMA the answer to that question.

Also, the Wago Club has applied to install a low-flow sewage treatment plant, and there were some questions for Attorney Miller to review, particularly with regard to liability concerns. The agreement has to be signed before it goes to DEP, then it goes to the permit process.

The Club president was present to explain that currently the club is using holding tanks, and that's getting expensive. They would like a sewage treatment plant with stream discharge. This is permitted by DEP; as part of the planning module, there must be an agreement between the club and the Township and between the club and manufacturer. The agreement between the club and the Township makes the owner responsible to maintain the treatment plant. The municipality has limited involvement; if the system fails, the Township has the authority to go in and fix the situation. This is a bit of an unusual situation from the Township's position. Mr. Miller's concern is that the agreement gives the ownership the right to inspect and maintain the system if necessary; it's okay if it's for a single lot and single user. If the WAGO club leaves, the system would be dormant. What about dismantling the system if it's vacated? No need, per Mr. Trout. How about a bond in the event of a problem? No bond is posted with DEP as a part of the approval. Mr. Miller suggested adding that if there's a default by the club, the Township would have the right to force the club to abandon the system and discontinue use.

Motion by Naylor, second by Gross, to approve the agreement between the WAGO club and the Township for the club's sewage treatment plant, subject to any changes that Mr. Miller deems necessary. Motion passed unanimously.

Mr. Gentzler advertised the bids for mowing, etc. Mr. Miller noted that the Township should be an additional insured on the successful bidder's insurance policy.

Motion by Gross, second by Rudisill, to award the mowing and turf maintenance to Premier Properties, subject to the bond and other paperwork being approved. Motion passed unanimously.

Motion by Gross, second by Rudisill, to award the equipment bid to Emory Peter's Excavating. Motion passed unanimously.

Motion by Naylor, second by Gross, to award the milling machine and the widener to Wilson Paving. Motion passed unanimously.

Motion by Gross, second by Rudisill, to *reject* all the micro-surface bids at this time due to the high prices. Motion passed unanimously.

Motion by Gross, second by Naylor, to award the paving bid to Bituminous Paving. Motion passed unanimously.

Motion by Naylor, second by Rudisill, to award the stone aggregate bid to York Building Products. Motion passed unanimously.

Land Development/Subdivision – None at this time.

Supervisor's comments

David L. Naylor – Manchester Street repair is still not correct. Mr. Gentzler will check on this.

Also, for Mr. Beck -- the large *Chris Reilly for office* sign is still up; Mr. Beck has agreed with the agency responsible that the sign must be removed not later than 15 days after election.

Barry E. Rudisill – Green Ridge overlay question last month; any response from the developer? Not yet, Mr. Gentzler called and sent a letter. He'll follow up.

Also the emergency access road to the cul-de-sac off of Starview Road; any confirmation of the maintenance? Yes, Mr. Trout has spoken to the person responsible; Mr. Poole will uphold his end of the agreement.

Guide rails for the park at Saginaw? No one but a fencing company does that; do the Board members want fencing? No one handles wooden guide rails. How about if the Township installed some sort of wooden posts to prevent vehicle access? Sure, the Township road crew can accomplish this project. Mr. Gentzler will get a cost and time estimate together for the Board. Mr. Gentzler might find something at the PSATS convention.

The backhoe and accompanying chains have gone to live in Mt Wolf. We're sure they'll be very happy in their new home.

Electronic payments are still in the works. Mr. Gentzler is to meet with someone at the bank.

How about the Comcast Agreement? No response yet.

Gut Road clean up feedback? None yet.

York Street and Saginaw overlay on the storm water project? Trench restoration will get an overlay; Mr. Trout said that the plan is to get that underway in May.

Steven H. Gross, Jr. – no comments.

Motion by Gross, second by Naylor to pay bills. Motion passed unanimously.

Motion by Gross, second by Rudisill, to adjourn. Motion passed unanimously. The meeting adjourned at 8:14 p.m.

Respectfully submitted,

Dave Gentzler
Secretary/Treasurer/Manager

Julie B. Maher, Recording Secretary