

**EAST MANCHESTER TOWNSHIP  
BOARD OF SUPERVISORS**

**September 11, 2012**

Present: Chairman Steven H. Chairman 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 fifteen citizens.

At a regular meeting held at the township building, Chairman Steven H. Chairman 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 September 10 in an Executive Session.

**Motion by Supervisor Rudisill, second by Supervisor Naylor, to approve the minutes of the meeting of August 14, 2012.** All members voted aye; motion carried.

**Public Comments**

Martin Keister, 208 Clover Lane Drive, Manchester, Mayor of Manchester, reported that road work should be done by the end of this week. He also reported that the park program with prisoners doing the work is working very well so far. They're doing work that the maintenance crew doesn't normally get to address. Good workers at no charge.

Terry Gingerich commented about the fire department issue – he feels that the board is creating problems for all involved. He doesn't understand why the status quo has to be disturbed. He feels that if it's all about money, this Board created that problem.

Neil Gingerich wished to discuss the Township fire chief's position; he will reserve his comments/questions until later in the meeting.

**Special Request**

Shelby McGuigan – road painting request – No one was present on this request, which came in the form of a letter. There was discussion as to whether this is a request for a senior project or not. Apparently, the request is to paint specific lines on the roadway. Mr. Gentzler feels that no one but the municipality should be permitted to paint lines or anything else on the streets. Chairman Gross feels that it would be better if someone were here in person to make the request. Supervisor Rudisill feels that by painting lines on the roads, this person is encouraging people to run on the streets, and the Township has a park with an area designated for running/walking.

York County Rail Trail Authority membership request—nothing addressed.

**Correspondence**

Letter from SPCA – no comments

Eagle Fire Company Report – no comments

**Solicitor's report** – Attorney Andrew Miller

- Employee handbook – no discussion
- Comcast Franchise Agreement

Mr. Miller reported that the agreement has been distributed to all municipalities; Mr. Miller reviewed the agreement with Mr. Gentzler. It's still in draft form and comments are being collected. The franchise fee is not to be changed at this point.

- Signs for Private Drives – no discussion
- Amendment to Burn Ordinance --

The police lieutenant had some objections to the burn ordinance amendment. Supervisors Rudisill and Naylor feel it can be advertised and moved forward.

**Motion by Supervisor Rudisill, second by Supervisor Naylor, to authorize Mr. Miller to advertise the burn ordinance amendment.** Two members voted aye; Chairman Gross *opposed*. Motion carried.

- Subdivision Ordinance Amendments – no discussion
- LERTA Extension – to be on the agenda for October. There will likely be an extension of the program from last year with no significant changes.
- Mr. Miller requested an Executive Session following tonight's meeting to discuss personnel and litigation matters. Mr. Miller noted that several liens have been filed for mowing violations.

**Engineer's report** – Byron Trout

Inspections

MS-4 application – was approved in 2004. The application was to be resubmitted in 2009 but the authorities at DEP couldn't agree on a standard form. The Township has been granted extensions until now; this application is requesting a renewal of the Township's MS-4 and NPDES permit. This application carries a fee of \$500 that must be paid when filing.

**Motion by Supervisor Rudisill, second by Supervisor Naylor, to authorize the Manager to sign the MS-4 application, submit it to DEP, and to send the fee of \$500.** All members voted aye; motion carried.

Plan Reviews – Chestnut Valley – Byron reviewed the punch list with Phil Garland; repairs will start on October 1 and the wearing course will be applied. Two streets will not be completed but reserved for construction vehicles.

Mr. Trout updated the Board on the stormwater complaints at 745 and 755 Saginaw. He didn't get to meet with the correct party yet; but he did speak with other neighbors who say the problem isn't worse than in the past. The road crew will look at the bituminous curb which may need repair. Also, there are campers, sheds, wood piles, etc., in the yards, which might contribute to the problem. He's still trying to talk with the correct person.

Orchard Business Park, Lot 1, breaking ground next week.

**Secretary/Treasurer/Manager's report** – Dave Gentzler

Sewer Authority minutes – no questions or comments on the minutes

Recreation Board – there was no meeting

Zoning Officer's Report – Supervisor Rudisill asked Mr. Beck about the discrepancies in the Zoning Ordinance that Mr. Beck feels need to be addressed. He's still working on it. There

were no other questions. There will be no Zoning Hearing Board meeting in September.

Public Works Director – Ford Leaf Loader – letter is self-explanatory, Mr. Gentzler said.

**Motion by Supervisor Rudisill, second by Supervisor Naylor, to sell the Ford leaf loader to Springettsbury Township for \$400, as offered.** All members voted aye; motion carried.

Document Filing/Archiving proposal – Mr. Miller provided some guidelines/requirements. Block Business Systems has indicated that it will meet those requirements. The quote is under the maximum required for bidding. Mr. Gentzler noted that this project is two-fold; there will be “day-forward” documents, then archival documents. The Township staff will discard what can be discarded and give Block only what needs to be archived. The information will ideally be put on a disc every year and stored at the bank, a once-per-year procedure. The funds for this project would be taken from the General Government Capital Expense fund in the amount of \$7,225.00 for software, scanner, training, support. (Two licenses to be purchased.)

**Motion by Supervisor Rudisill, second by Chairman Gross, to authorize Mr. Gentzler to proceed with the document filing and archiving proposal as presented, purchasing the software and related items from Block Business Systems for \$7,225.** All members voted aye; motion carried.

County Convention

**Motion by Chairman Gross, second by Supervisor Naylor to authorize the attendance of the Supervisors, Township Manager, auditors, tax collector, Zoning Officer at the County Convention.** All members voted aye; motion carried.

**Motion by Chairman Gross, second by Supervisor Rudisill, to authorize the tax collector to attend the York County Tax Collectors Convention, and to pay the fee.** All members voted aye; motion carried.

Appointment schedule – no discussion

PMRS Contract to be discussed in Executive Session.

FEMA/PEMA Storm Damage Grant – repairs still on-going. This month on Gut Road 1000 tons of stone was applied. Just about all completed; more stones allocated for Gut Road. Unsure of whether any unspent funds must be returned to FEMA.

Susquehanna Lions Club – last month, Mr. Starnier had asked the Board to sign the state documents (which they did); that didn’t cover the Township roads.

**Motion by Chairman Gross, second by Supervisor Naylor, to authorize the closing of the Township roads for the Halloween parade.** All members voted aye; motion carried.

**Motion by Chairman Gross, second by Supervisor Rudisill, to authorize a donation to the Lions Club from the Township in the amount of \$2,500.** All members voted aye; motion carried.

Mr. Gentzler drafted a letter to York County Parks thanking them for routing new letters on some signs. All board members will sign it.

## **Land Development/Subdivision –**

PPL Rail Extension – Mr. Trout noted that all outstanding comments have been addressed.

Andy Spear, retired from PPL, now working for Dewey Engineering presented this plan, and confirmed that all outstanding issues have been addressed. The plan is to permit the applicant to pull longer trains onto the tracks and reduce the amount of time that the traffic is tied up. This plan is E 376924, Sheet 1, Revision 3; Sheet 2, Revision 3; Sheet 3, Revision 3; Sheet 4, Revision 2; Sheet 5, Revision 2; sheet 6, Revision 4; Sheet 7, Revision 5; and Sheet 8, Revision 2. Also Drawing 381796, Revision 2.

There are three waiver requests: drawing size, storm water infiltration, and preliminary plan.

**Motion by Supervisor Rudisill, second by Chairman Gross, to grant the waivers requested by PPL Rail Extension for preliminary plan, stormwater infiltration, and drawing size.** All members voted aye; motion carried.

**Motion by Supervisor Rudisill, second by Chairman Gross, to approve the plan of PPL Rail Extension, Drawing numbers 381796, and 376924, referred to above, noting that all outstanding issues have been addressed.** All members voted aye; motion carried.

## **Supervisor's comments**

Supervisor David L. Supervisor Naylor – regarding the committee for fire department consolidation – Supervisor Naylor read from his notes from September 2008 to clarify some points. Possible merger and consolidation proposed. Two departments voted to consolidate. Need a fire chief “to lead from the top down.” Supervisor Naylor feels that Mt. Wolf and Manchester agree that the issues are getting better, and either of those municipalities can decide to drop out of this proposal at any time.

Neil Gingerich responded, saying that he heard that Rob Brady was to be involved; Supervisor Naylor said he (Rob Brady, mediator with the State), was providing a person to help with the interview process and didn’t come through; said he was contacted a week before the initial meeting. Mr. Gingerich and Supervisor Naylor had slightly differing opinions and interpretations on this entire process. Perhaps the Committee is proceeding incorrectly.

Terry Gingerich feels that the local chief will not want to work with the other department’s chief. Why can’t there be a chief to oversee the two chiefs? Supervisor Naylor feels that they’re trying to enhance volunteerism in all the communities. Everyone agrees that the current situation is not working and must be changed.

Neil Gingerich feels that Rob Brady’s way is the way; there should be two chiefs. How does he know that’s not what’s planned? Supervisor Naylor explained a bit of the command structure to clarify. Mr. Gingerich feels that Chief McCoy should oversee the departments. He feels that either one of the two chiefs will not satisfactorily oversee either department.

Supervisor Naylor feels that it’s wrong that department calls are being cancelled without everyone knowing what’s going on. He noted that the last interview was cancelled because of the circumstances surrounding the chlorine leak.

Terry Gingerich noted that when his house was on fire, he didn’t care which company responded, as long as someone showed up. He is frustrated by the situation at hand.

Supervisor Naylor wants equalized command structure and centralized training. He wants any volunteer to be able to respond from any fire station.

Neal Gingerich noted that he owns his own business and he pays the volunteers who respond to fire calls. He feels that if this project goes through, that won't continue. He feels that the Committee or Board can pay.

Norman Clabaugh, fire fighter and resident of Mt. Wolf Borough, understands the tension between the companies. They're all there to serve the public, though. He wants to know the purpose of consolidating. There have been questions from the community as to where the funds from the Township are spent; the Board has asked repeatedly that the fire companies start working together.

Jake Bush, fire fighter and resident of Mt. Wolf Borough, feels that an outside person should be brought in as chief. If a current chief is selected, there will still be the same old problems. In general, the fire fighters in the audience feel that the tension between the fire companies will still be there if consolidation occurs.

Robert Nace, from the audience, reminded Mr. Terry Gingerich that in 1978 when Mr. Gingerich was in fire service, things were different in terms of coverage of responding areas. Mayor Keister noted that Manchester Borough pays a very small amount to the fire company, as compared to East Manchester Township. It was noted that everyone has 24-hour service/protection, though. He also noted that he's spoken with other fire chiefs to see how they operate. He's toying with the idea of a small fire tax for Manchester Borough. He feels that the future holds paid firefighters, not just volunteers. He also noted that a merger makes one fire company, not two separate companies. There would be one chief in charge of one company, with two buildings, that one company pooling resources. There's a fair amount of fuzziness in the rumor mill, so to speak.

Supervisor Naylor said that a chief will be appointed for one year to start. He urged the public and the fire fighters to give this consolidation a try.

Neil Gingerich feels that there are changes being made behind the scenes. Supervisor Naylor feels that he's getting incorrect information.

Walt Rohrbaugh, from the audience, noted that when his house was on fire, Mt. Wolf was the first company to show up. Recently, Mt. Wolf responded first to another incident at his house. He's glad that they were that close to be able to respond. He's concerned that the consolidation will mean that a company will be farther away. Supervisor Naylor's vision is that all companies will respond to all calls, with no one being called off.

Terry Gingerich hears that Manchester's fire force is dwindling because of the training that the fire chief is requiring. He feels that the volunteers don't have time to do all that.

Mr. Clabaugh asked if the Board has the authority to authorize all companies to respond to all calls, with no one being called off or cancelled. Mr. Nace said that this is determined by the fire boxes as set up by the chief. That would be one benefit to having a Township fire chief. Mr. Clabaugh noted that he's already put over 350 hours of training in his first year as a firefighter. That's a lot of hours. Evidently, there's been discussion of firefighters becoming EMTs. The state is requiring the extra training.

Mr. Nace feels that it's important for the fire companies to retain their identities. The Township isn't planning to close any companies. It was noted that the eventual chief will not be the only person to handle personnel matters. A group will take over those duties.

**Supervisor Rudisill** – in August, a Hill Street resident had a tax bill with an incorrect name on it. Mr. Gentzler advised her to call him at the Township office and he'd help her get the mistake corrected, however, she didn't call Mr. Gentzler. The mowing delinquency at 15 Hill Street has

been addressed. For Byron, was the wearing course on the Green Ridge streets pursued recently? Mr. Trout did not take action; Mr. Gentzler sent a letter and made some phone calls. He hasn't gotten any satisfaction. Mr. Trout will make a few phone calls to his contact people to try to resolve this situation. It's too late now to get the liquid fuels money for these streets this year. The wearing course needs to be applied. Stormwater project in Saginaw complete? No; still holding 10% of the funds; there are three outstanding issues.

Chairman Steven H. Chairman Gross, Jr. – no comments.

Motion by Chairman Gross, second by Supervisor Rudisill, to pay bills. All members voted aye; motion carried.

Motion by Chairman Gross, second by Supervisor Rudisill, to recess to an Executive Session. All members voted aye; motion carried. The meeting recessed at 8:53 p.m.

At 9:45 pm the meeting was reconvened. Chairman Gross motioned to appoint Joe Stevens Township Fire Chief, effective now through December 31, 2013. The motion was seconded by Vice Chairman Naylor. The vote was unanimous. The motion carried.

The meeting was adjourned by Chairman Gross at 9:46 pm.

Respectfully submitted,

Dave Gentzler  
Secretary/Treasurer/Manager

Julie B. Maher,  
Recording Secretary