

MINUTES

LEGISLATIVE MEETING – AUGUST 21, 2013

The August 21, 2013 Legislative Meeting of the Lower Swatara Township Board of Commissioners was called to order at 7:00 P.M. by President Frank Linn, Sr.

Roll call was taken with the following officials in attendance:

- Frank Linn, Sr., President
- William L. Leonard, Jr., Vice President
- Michael J. Davies, Secretary
- Thomas L. Mehaffie III, Commissioner
- Jon G. Wilt, Commissioner
- Brenda K. Wick, Planning and Zoning Director
- Peter R. Henninger, Solicitor
- Jean R. Arroyo, Recording Secretary

Residents and visitors in attendance: PLEASE SEE ATTACHED SIGN-IN SHEET

President Linn welcomed the visitors to the meeting and opened the floor for public comment.

SWEARING-IN OF DANIEL R. TINGLE AS POLICE SERGEANT:

Judge Mike Smith presented the oath of office to Daniel R. Tingle, who was promoted to the position of Police Sergeant. Judge Smith added that he has known Sergeant Tingle since his days in the police academy, and is honored to have presented the oath to him. Judge Smith and the Board members congratulated Sergeant Tingle on his promotion and wished him well in his new position.

REQUEST BY PA TURNPIKE COMMISSION FOR DETOUR ON NISSLEY DRIVE:

Wally Wimer, Engineer for the Pennsylvania Turnpike Commission, reported on the detour plan that will be utilized during boring operations on Nissley Drive as part of the bridge replacement project. The detour will be needed for an estimated two days, starting in mid to late September, for two of the boring locations. The remainder of the work can be handled with flaggers. President Linn stated that this will impact the property of the Lions Club, and asked if

someone from the Turnpike Commission would be willing to meet with the Lions Club and present this plan. Mr. Wimer stated that he would be glad to do this. In response to a question from Commissioner Mehaffie, Mr. Wimer stated that the Township, the schools, and other emergency contacts, will be notified approximately two weeks before the bridge is shut down. He anticipated that this will happen in mid-September to early October. Commissioner Mehaffie stated that the Township will need at least a few days to notify residents and put this information on the website. He asked that Ms. Wick be kept updated on the schedule.

PUBLIC COMMENTS: None

APPROVAL OF MINUTES:

A motion was made by Commissioner Mehaffie, seconded by Commissioner Wilt, to approve the Minutes of the July 17, 2013 Legislative Meeting. The motion was unanimously approved.

Vice President Leonard stated that prior to taking action on the August 7, 2013 Workshop Meeting minutes, he would like to point out a correction. Under the Engineer's Report -- "Eric" Letavic from HRG should be "Erin". He also suggested a point of clarification be made on page 4, under the Route 230 update. The minutes read "The end date for the subcontractor to do the PennDOT paving will be done right at the October 15 deadline." Vice President Leonard stated that at the meeting he attended on June 27 with PennDOT, Middletown Borough, and the developers, the targeted completion date was stated to be October 1. This is also spelled out on page 5 of the Minutes of the July 2, 2013 Special Meeting: "Everyone at the meeting agreed to a targeted completion date of October 1, with a no later than approval date by PennDOT of October 15." Vice President Leonard further explained that PennDOT likes to have the work done by October 1 so it can be approved by October 15. He asked if the minutes should reflect that the targeted completion day is October 1, not October 15. President Linn called for a motion to amend the minutes. Solicitor Henninger noted that since October 15 was the date reported by the developer during the meeting, the minutes are correct as drafted, and should not be amended. However, the minutes from tonight's meeting can reflect Vice President Leonard's comments of the October 1 end date as opposed to the October 15 date. A motion was made by Vice President Leonard, seconded by Commissioner Davies, to approve the

Minutes of the August 7, 2013 Workshop Meeting with the aforesaid correction of the spelling of Erin Letavic's name. The motion was unanimously approved.

APPROVAL OF BILLS:

A motion was made by Commissioner Davies, seconded by Vice President Leonard, to approve the payment of bills as presented on Warrant No. 2013-7. The motion was unanimously approved.

APPROVAL OF TREASURER'S REPORT:

A motion was made by Commissioner Davies, seconded by Commissioner Mehaffie, to approve the Treasurer's Report for July 2013. The motion was unanimously approved.

President Linn asked Commissioner Davies, Budget and Finance Chairman, if had set any dates for the first budget meeting. Commissioner Davies stated that he had not, but would like to get a jump on this process before September. Commissioner Mehaffie reported that the department heads are working on their budgets; he and Marylou Rittner, Financial Administrator, plan to meet next week. They should then be able to move forward and pull together some dates for September.

ENGINEER'S REPORT: None

SOLICITOR'S REPORT:

Solicitor Henninger reminded the Board that on July 2, it had appointed Commissioner Mehaffie to a 60-day term as uncompensated liaison between the Board and staff. This term will expire on August 31, prior to the next Board meeting, so action should be taken tonight. Commissioner Wilt stated that instead of having to continue making 60-day appointments, he would like the Board to consider reappointing Commissioner Mehaffie for the remainder of the year. A motion was made by Commissioner Wilt, seconded by Vice President Leonard, to reappoint Commissioner Mehaffie as the uncompensated liaison between the Board and staff for the remainder of 2013. The motion was approved by a 4 – 0 margin, with Commissioner Mehaffie abstaining.

Solicitor Henninger reported that he has been working with the staff on various items, including the fee resolution which appears later on this evening's agenda.

MANAGER'S REPORT:

Commissioner Mehaffie thanked the Board for extending his term as the uncompensated liaison, and noted that a lot is being accomplished with the wonderful support of the entire Township staff. The design of a new logo is reviewed, with a goal of having a new logo by 2014. A Township resident, who is a graphic artist, has offered to do the design for free. The Board will be provided with the samples when they are available. The Township staff is currently working on bids for the Township insurances, and hopes to get these bids back to the Board within the next 30 days. The Blacklatch Lane sewer construction has started this week. Opening Day of Soccer is scheduled for this Saturday, August 24. Commissioner Mehaffie will be meeting with the Township's IT person, Jim Fry, tomorrow to discuss the status of the computer systems and any required updates. Resumes are coming in for the Manager's position. Deadline for submission of the resumes is September 30. Penn Waste has delivered more lids to the Township Building for any resident desiring one for the new recycling bin. About a year ago, there was discussion about some problems with water on Nissley Drive. The second house on Nissley Drive, closest to Route 441, was experiencing water hopping the curb because of the lack of reveal there. Since work was being done on Nissley Drive, it was felt this could be addressed. Recon, the firm that did the road milling, had suggested that the curb be raised enough to allow about an inch reveal. Hopefully, this will guide the water down to the nearest inlet. In response to a question from Vice President Leonard, Commissioner Mehaffie reported that it looks like the paving on Nissley Drive will not be done before the school year starts. Unfortunately, weather and delays has postponed the project. Right now, the starting date looks to be August 27. This is anticipated to be a two-day job. Commissioner Mehaffie requested an executive session immediately upon conclusion of this evening's meeting in order to discuss personnel issues.

COMMITTEE REPORTS:

Public Safety – Commissioner Wilt – reported that things are running smoothly in the Police Department; he has nothing new to report.

Police Committee – Vice President Leonard -- reported that the five new police officers are doing well with their training. Overtime on the 11 – 7 shift is going to cease at the end of this month. Chief Brandt recently met with the police chief of the Borough of Middletown and the police chief of Penn State Harrisburg to discuss plans for the large influx of students coming back into the area as the fall semester begins. Vice President Leonard reminded everyone to be a bit more careful due to students of all ages going back to school. The Fire Department will be pursuing a gaming grant for a new boat and utility truck. The Township is being asked to co-sponsor this grant. Vice President Leonard stated that he had received an email saying there are resumes available for review for the part-time receptionist position. He asked if they are available for the personnel committee to review. Commissioner Mehaffie stated that two emails were sent out, the later one sent out about a week ago which listed the schedule of the interviews, which were conducted yesterday and today. President Linn interjected that interviews should not have been held without the direction of the President of the Board and personnel committee. As President of the Board, he had ordered Ms. Arroyo to give him the resumes for the personnel committee to go over. President Linn stated that it is not Commissioner Mehaffie's job to handle the resumes and interviews. Commissioner Mehaffie clarified that President Linn and Vice President Leonard were absent last meeting. At that time, the other three Commissioners had discussed this. All applications were made available, and the names of the six applicants that were felt to be best qualified for the position were presented. Commissioner Davies agreed that the applications were made available that evening and names were given of the six that were felt to be worthy of interviews. President Linn stated that the resumes should not have been reviewed until they were all in, especially with an ad to appear in this Sunday's paper. Commissioner Mehaffie explained that this ad appeared 30 days ago and is done running. Commissioner Mehaffie added that all Board members were emailed the names of the six applicants as well as their resumes and the times of the scheduled interviews. President Linn stated that he did not receive the emails, and feels it should have been a courtesy to let the President know. Commissioner Davies suggested that because everyone's use of email is not the same, it might be good to have paper copies provided. Commissioner Mehaffie again explained that two weeks ago, the first email was sent stating that all resumes were in the office and available for review. There were no responses to this invitation, so last week six candidates were set up for interviews. Again, the Board was provided an email with this information. President Linn stated he would like to see all the applications, not just the six selected.

Commissioner Mehaffie responded that this is fine –they are still open for review since there were no decisions made. Vice President Leonard asked if the personnel committee could still review all of the applications. Commissioner Mehaffie agreed this could be done. Vice President Leonard also reported that as Commissioner liaison to the Middletown School Board, he had spoken to Dr. Suski of the Middletown Area School District regarding the Keystone Opportunity Zone (KOZ). The last update was that everyone had approved the KOZ resolution, and the School Board plans to vote on this at its August 26 meeting. The goal of having everything in by the October deadline should still be doable. Vice President Leonard added that he would also like to have comment during the executive session.

Public Works – Commissioner Mehaffie – reported that Steve Anderson, Public Works Director, is on vacation this week. The Department has been busy with mowing, line painting, getting the fields ready for opening day of soccer, etc. Residents were reminded that the dumpster is available on Saturday, September 7 from 8:00 A.M. to Noon. Commissioner Mehaffie noted that he had previously reported on the road construction projects, and added that the staff is also looking into the GIS system and what will work best for the Township.

Budget and Finance – Commissioner Davies – reported that cash receipts for the month of the month of July totaled \$456,208.53. The major sources of revenues were from various Act 511 taxes, Real estate taxes—current and delinquent, and other miscellaneous receipts. Cash expenditures totaled \$577,064.36 and were comprised of the three transfers to the payroll account, the tax transfers to the miscellaneous funds (e.g., street light, hydrant, etc.), a \$100,000 transfer to PLGIT (the Pennsylvania Local Government Investment Trust), and all invoices due and payable. Investments totaled \$821,798.44 with an average annual yield of 0.5%.

Commissioner Davies stated that he hopes to be able to meet late August to early September to review the department budgets. Commissioner Mehaffie stated that Ms. Rittner is collecting information now, including pension information. Hopefully, the first two weeks of September is a more feasible target date. Vice President Leonard asked Solicitor Henninger for some direction on the upcoming budget process. He stated that the review has always been conducted by a non-Commissioner Manager and the two Commissioners on the budget and finance committee. Now technically there will be three Commissioners doing the review. Solicitor Henninger explained that three Commissioners cannot legally meet to perform this review

without advertising the meeting. Commissioner Mehaffie stated that this is not a problem, since he does not need to be involved in the budget and finance committee meetings.

Community and Economic Development – President Linn – reported that several Board members had attended the ribbon-cutting for Sergeant Dennis Leonard’s new home on Morgan Drive through the Helping a Hero Program. Commissioner Wilt, who had given the address at the event, reported that this was the first home built through the program in the state of Pennsylvania, and added that it was a very heart-warming event that he felt honored to be a part of. President Linn added that the Board had also attended the Hilti grand opening ceremony, and Vice President Leonard had provided introductions at the ceremony. Vice President Leonard stated the entire Board was able to attend the grand opening of Hilti Company, which is based in Europe and makes high-end drills and bits. It has relocated one of its repair facilities to Fulling Mill Road, and has cited the availability of people, quality of work from the people here, and availability of transportation as reasons for the relocation.

UNFINISHED BUSINESS:

The Board tabled the Final Subdivision Plan for Bryn Gweled East (26 lots), located along Lumber Street, immediately south of PA 283, prepared by Dauphin Engineering Co. and submitted by BW Partnership. The plan was recommended for approval by the Planning Commission on May 24, 2007. 90-day time extensions were granted by the Board on July 18, 2007, November 21, 2007, February 20, 2008, May 21, 2008, August 20, 2008, November 19, 2008, February 18, 2009, May 20, 2009, August 19, 2009, November 18, 2009, February 17, 2010, May 19, 2010, July 21, 2010, November 17, 2010, February 16, 2011, May 18, 2011, August 17, 2011, October 19, 2011, and January 18, 2012. A one-year time extension was granted by the Board on April 4, 2012, and additional 90-day extensions were granted by the Board on March 20, 2013, and July 2, 2013. The plan is due to expire on October 14, 2013. The motion was unanimously approved.

The Board tabled the a Final Land Development Plan of Residential Retirement Community, Phase 1, located along Fulling Mill Road at the intersection of Nissley Drive, prepared by Navarro & Wright, Inc. and submitted by Fulling Road LLC. The plan was recommended for approval by the Planning Commission on November 15, 2007 with stipulations. The plan was due to expire on February 20, 2008. 90-day time extensions were

granted by the Board on February 20, 2008, May 21, 2008, August 20, 2008, November 19, 2008, February 18, 2009, May 20, 2009, August 19, 2009, November 18, 2009, February 17, 2010, May 19, 2010, August 18, 2010, November 17, 2010, February 16, 2011, May 18, 2011, August 17, 2011, October 19, 2011, January 18, 2012, April 18, 2012, July 18, 2012, October 17, 2012, January 16, 2013, April 17, 2013 and July 17, 2013. The plan will expire on October 15, 2013. The motion was unanimously approved.

Commissioner Mehaffie stated that the Final Subdivision Plan of Old Reliance Farms, Section 18-B (9 lots) is in a position for conditional approval. The plan was recommended for approval by the Planning Commission on May 27, 2010. A 90-day time extension was granted by the Board on April 21, 2010. A one-year time extension was granted on July 21, 2010. Additional 90-day time extensions were granted on July 20, 2011, October 19, 2011, January 18, 2012, May 16, 2012, August 15, 2012, October 17, 2012, February 1, 2013 and May 15, 2013, and July 17, 2013. The plan is due to expire on November 16, 2013. Ms. Wick agreed that the plan is in a position to be conditionally approved after the waivers are acted on. A motion was made by Vice President Leonard, seconded by Commissioner Wilt, to grant a request for an “Alteration of Requirements” for a waiver of the following requirements of the Code of Ordinances, Chapter 22, Subdivision and Land Development: (1) a waiver of sidewalk along the south side of Longview Drive, as required by Section 607 (Planning Commission recommended granting said waiver); (2) a waiver of the requirements to use the Township Sight Distance Diagram Chart, Exhibit VI, as required by Section 502.8 and instead use current Penn DOT sight distance criteria (Planning Commission recommended granting said waiver); and (3) a waiver of certain Stormwater Management procedures, as required by Section 507 – more specifically, the methodology used for run-off calculations as required in Section 26-111.H(2) Peak Rate of Stormwater Runoff (Planning Commission recommended granting said waiver). The motion was unanimously approved. With the waiver requests approved, a motion was made by Commissioner Davies, seconded by Vice President Leonard, to conditionally approve the Final Subdivision Plan of Old Reliance Farms, Section 18-B (9 lots) prepared by Dauphin Engineering, Inc. and submitted by Old Reliance Partnership, with the following conditions: all outstanding Municipal Authority comments must be addressed, improvement guarantees must be posted, and the Dauphin County Conservation District/DEP permit must be received. The motion was unanimously approved.

The Board tabled the Revised Land Development Plan for KGH Properties – Campus Heights Village Wood Street Access, prepared by Forino, Inc. and submitted by Campus Heights Associates I, LP. The initial Plan submittal was due to expire on December 26, 2012. A 90-day extension was approved by the Township on December 19, 2012. Additional 90-day time extensions were approved by the Township on March 20, 2013 and June 19, 2013. The plan is due to expire on September 22, 2013. This plan remains tabled by the Planning Commission. The motion was unanimously approved.

A motion was made by Commissioner Wilt, seconded by Vice President Leonard, to approve acceptance of a 90-day time extension, as requested by the developer, on the Final Land Development Plan for Middletown Home Access Driveway/Parking Revisions, prepared by Schlouch, Inc. and submitted by the Middletown Home. The initial Plan submitted was due to expire on May 29, 2013. A 90-day time extension was granted by the Board of Commissioners on May 15, 2013. The plan is due to expire on August 27, 2013. The plan remains tabled by the Planning Commission. With acceptance of the 90-day time extension, the plan will expire on November 25, 2013. The motion was unanimously approved.

NEW BUSINESS:

A motion was made by Vice President Leonard, seconded by Commissioner Wilt, to approve Resolution No. 2013-R-11. This resolution amends, changes, and modifies the Code of Ordinances of the Township of Lower Swatara, Ordinance No. 448, Fee Resolution. The motion was unanimously approved.

Commissioner Mehaffie asked Ms. Wick to explain Resolution No. 2013-R-12, which authorizes and directs the Secretary of the Board of Commissioners of Lower Swatara Township to submit for recording Deed Fee Simple for SR 3002 – Segment 0090 – Offset 1197 to Offset 2939. It also authorizes and directs the President and Secretary of the Board of Commissioners to sign the Deed on behalf of Lower Swatara Township. Ms. Wick explained that when FedEx came through with its plan, it offered right of way along Fulling Mill Road to the Township since it was the other party to the plan. The actual owner of the FedEx plan is Scannell Properties. The resolution that appears before the Board tonight is a transfer from the Township to PennDOT, since it is a PennDOT road. A motion was made by Commissioner Wilt, seconded

by Commissioner Davies, to approve Resolution No. 2013-R-12. The motion was unanimously approved.

The Board discussed a request from the Fire Department to co-sponsor a Local Share Municipal Grant for a new boat and utility truck, at a total estimated cost of \$176,000. Vice President Leonard stated a similar grant was applied for two or three years ago, when the Fire Department was able to secure \$400,000 for the new Rescue Truck. Chief DeHart explained that the Township would need to co-sponsor this grant which goes before the casino board. The truck will have compartments for the boat supplies. It will also be used for fire prevention and medical assists. The boat will be a rescue boat. He reminded the Board that this is important, since HIA is in the Township. Commissioner Davies observed that the truck is a pricy investment. Chief DeHart explained that this truck will have compartments to store the necessary equipment, including medical equipment for medical assists. It will also be a poly-body design, which means the back end will be made of plastic. This is more expensive, but tends to last longer. Also, when the chassis wears out, it can just be replaced. He stressed that the number is just a ballpark number, and obviously estimated on the high side to be safe. In response to a question from Commissioner Wilt, Chief DeHart explained that both pieces of equipment do work in tandem. However, it is possible that the grant will be split up to allow the purchase of one piece of equipment one year, and the other piece the following year. He added that the boat is the priority purchase, since the present one is cracking. The condition of the existing utility truck is not ideal, but the Department can work with it. Commissioner Wilt asked if co-sponsoring the grant will place any extra burden on the Township. Chief DeHart responded that it will not cost the Township anything. A motion was made by Vice President Leonard, seconded by Commissioner Davies to approve application to the Dauphin County Board of Commissioners to co-sponsor a Local Share Municipal Grant Application that Lower Swatara Township intends to submit in conjunction with the Lower Swatara Fire Department for the 2013 – 2014 grant cycle. The motion was unanimously approved.

A motion was made by Vice President Leonard, seconded by Commissioner Wilt, to approve a letter of support for the Susquehanna Area Regional Airport Authority's (SARAA) grant request through Dauphin County's Local Share Municipal Grant Program. The grant will be used to conduct a comprehensive study to improve wayfinding and signage at the Harrisburg International Airport (HIA). The motion was unanimously approved.

A motion was made by Commissioner Davies, seconded by Commissioner Wilt, to approve a request from Brian Morgan to reduce the Letter of Credit for Morgan's Run by \$1,395.20 due to the recent construction of sidewalk along the frontage of Lot 7. The current amount being held is \$71,851.18 and after the reduction it will be \$70,455.98. The motion was unanimously approved.

A motion was made by Commissioner Davies, seconded by Commissioner Wilt, to approve authorization to prepare an ordinance that would amend the zoning ordinance to address front yards for corner lots (27-137&138). Ms. Wick explained that currently, corner lots have both side yards and front yards, but this change would provide two front yards. She explained that the reason for the change is that accessory structures and swimming pools are permitted in side yards. Solicitor Henninger added that this ordinance, once drafted, will have to go through the Township Planning Commission and the County Planning Commission. It will then come to the Board, which will need to schedule a public hearing on it for subsequent consideration. The motion was unanimously approved.

Commissioner Mehaffie stated the next agenda item is notification to the Tri County Regional Planning Commission to either remove or retain a project listed for Oberlin Road on the Regional Transportation Plan. The project includes improvements to two intersections on Oberlin Road (Fulling Mill Road and Spring Garden Drive) and realignment of 1,800 feet of Oberlin Road. The Board had considered this request last meeting, but Solicitor Henninger suggested it be revisited when President Linn and Vice President Leonard were in attendance, since they served on the Board when this project was initially discussed. Vice President Leonard explained that this request involved the area south of Route 283 between North Union Street and Route 441, the Shope property. Several years ago, the Board had rezoned the agriculture area of the Shope Farm to accommodate some commercial development, in part sponsored by Delta Development. In order to do this project, there was some realignment of roads necessary. Apparently the economy impacted the ability to get the project moving. Vice President Leonard stated he know if there is any harm in leaving the project on the plan. President Linn suggested the developer be called to see if the project should be removed. Commissioner Mehaffie explained that it is his understanding that the developer is no longer involved, since it has pulled out of the project. Solicitor Henninger suggested that President Linn could talk to the property owner. Commissioner Mehaffie added that he does feel there

would be any harm in keeping the project on the books. A motion was made by Commissioner Davies, seconded by Vice President Leonard, to approve notification to the Tri County Regional Planning Commission to retain a project listed for Oberlin Road on the Regional Transportation Plan. The project includes improvements to two intersections on Oberlin Road (Fulling Mill Road and Spring Garden Drive) and realignment of 1,800 feet of Oberlin Road. The Board members agreed there is no harm in asking that the project remain on the list. The motion was unanimously approved.

Commissioner Mehaffie referenced a letter from Penn State Agriculture. He and Alan Knoche have spoken to Steve Letavic of Londonderry Township. Mr. Letavic is trying to put together a program to utilize Penn State's good will by planting trees on the properties being demolished. These are the properties by the river, and do not involved the Jednota Flats homes. Mr. Knoche feels that individual properties should be reviewed first; Dan Wagner, the Township's resident green thumb employee, could assist in this review and provide input. Solicitor Henninger added that Mr. Letavic has obtained the grasses, shrubbery and trees for free; he has found a supplier that will donate them. What will be needed now is primarily manpower. He noted that this would be a good community project, and would provide buffers along the waterways, which is also good for the MS4 program. Commissioner Mehaffie added that no action is being requested tonight.

The Board discussed the possibility of removing trees at the Township Building. Commissioner Mehaffie stated that the birch tree out front has grown to a point where it is now impacting the roof and gutters. The pine tree at the side of the building is leaning down the hill and the roots are pushing up the sidewalks. The other large tree, a soft pine near the front of the building, creates a blind spot for drivers in the side parking lot. The tree is also collapsing in the inside. Commissioner Mehaffie explained that he is requesting Board authorization to remove the three trees and re-landscape the area. President Linn noted that the Lions Club had purchased the large pine tree at the front corner of the building and may be willing to plant something else there. The Board agreed to discuss this further and make a decision at the next meeting.

Ms. Wick stated that she had provided the Board with the Richardson Road bridge study done by HRG. Commissioner Davies observed that the cost will be significant, and questioned the funding mechanism for the project. He asked if the Capital Reserve Fund could be utilized.

Commissioner Mehaffie stated that he had spoken to the County about this project. The Township should first pursue grants to offset the cost. In addition, the County offers some extremely low interest loans. The Board does need to start looking at options. Commissioner Wilt stated that he feels that the shape of the bridge is not so bad that the project will need to be done next year. President Linn noted that he is very concerned about the gas line there. Commissioner Davies stated that there will probably be some preliminary expenses for this project which may need to be fit into next year's budget. Therefore, the Board will need to know prior to the end of the year what is required financially for the project. Commissioner Mehaffie asked the Commissioners if they would like HRG to attend the next workshop meeting to update the Board on ideas for funding. The Board agreed that this would be beneficial. Ms. Wick offered to make contact with HRG.

Ms. Wick and Solicitor Henninger have been working on bids for the well drilling project at Greenfield Park. Ms. Wick explained that this will assess whether they can get a productive well for the irrigation requirements.

The Township Recreation Board will meet on September 4 at 6:00 P.M. Commissioner Mehaffie added that the Olmsted Regional Recreation Board cancelled its meeting this month.

FINAL COMMENTS:

President Linn stated that Senator Folmer has expressed interest in meeting with the Board and residents. The Board agreed that the September legislative meeting would be the best time, and directed Ms. Arroyo to confirm this with him.

Mark Kephart stated that he lives in the Woodridge Development, and would like to present some proposed legislation for the Board's consideration regarding NSA (National Security Agency). He read aloud some background information on this concern with individual privacy. Solicitor Henninger interjected that since Mr. Kephart's report is so lengthy, it would be best to provide the Board a copy of the back ground information and the proposed legislation. The Board can take this under advisement and talk about it at a later date. Mr. Kephart agreed, and noted that the legislation was already adopted by three municipalities in Lebanon County. Commissioner Davies stated that as citizens, everyone shares concerns about security and intrusion on personal property. He also stated it would be best to give the solicitor a chance to review it first. Mr. Kephart explained that what he is proposing is a non-binding resolution which basically states that

the Board stands up for the Fourth amendment. Commissioner Wilt suggested Mr. Kephart may actually want to pursue this first with the U.S. Congressmen, since they deal with national issues every day.

Vice President Leonard stated that he had a request for consideration. In the past, there was a clear distinction between the legislative and workshop meetings; the workshop meetings were for discussion, and the legislative meetings were for formal vote. Within the last several years, however, the Board made a motion to be able to act on items at workshop meetings. He asked that the Board consider voting on items only at the legislative meetings, unless the item is important or unless delaying the vote would be detrimental to the livelihood of the residents or the Township.

Donald Burger, 505 N. Lawrence Street, observed that there is some good progress being made on Route 230. Commissioner Mehaffie agreed, and noted that Mr. Genesio could not be here tonight to update the Board but did email a status report. There was a bit of problem with UGI moving the gas line, but Mr. Genesio does not think it will hurt anything as far as the time schedule.

ADJOURN AND CONVENE INTO EXECUTIVE SESSION:

Hearing no other business, a motion was made by Commissioner Davies, seconded by Commissioner Mehaffie, to adjourn the meeting and convene into executive session. The motion was unanimously approved, and the meeting adjourned at 8:28 P.M.

ATTEST:

Jean R. Arroyo, Recording Secretary