

MINUTES

LEGISLATIVE MEETING – JANUARY 21, 2015

The January 21, 2015 Legislative Meeting of the Lower Swatara Township Board of Commissioners was called to order at 7:00 P.M. by President Thomas L. Mehaffie III. President Mehaffie called for the pledge of allegiance followed by a moment of silence.

Roll call was taken with the following officials in attendance:

- Thomas L. Mehaffie III, President
- Jon G. Wilt, Vice President
- Laddie J. Springer, Secretary
- Michael J. Davies, Commissioner
- Dominic D. DiFrancesco, Commissioner
- Samuel D. Monticello, Manager
- Robert S. Greene, Planning and Zoning Coordinator
- Daniel L. Wagner, Public Works Superintendent
- Richard Brandt, Police Chief
- Peter R. Henninger, Solicitor
- Erin G. Letavic, HRG, Engineer
- Jean R. Arroyo, Recording Secretary

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

President Mehaffie opened the floor for public comment.

PUBLIC COMMENTS: None

APPROVAL OF MINUTES:

A motion was made by Commissioner Springer, seconded by Vice President Wilt, to approve the Minutes of the December 17, 2014 Legislative Meeting. The motion was unanimously approved.

A motion was made by Vice President Wilt, seconded by Commissioner Davies, to approve the Minutes of the January 7, 2015 Workshop Meeting. The motion was unanimously approved.

APPROVAL OF BILLS:

A motion was made by Commissioner Davies, seconded by Vice President Wilt, to approve the payment of bills as presented on Warrant No. 2014-12. The motion was unanimously approved.

APPROVAL OF TREASURER'S REPORT:

A motion was made by Commissioner Springer, seconded by Commissioner Davies, to approve the Treasurer's Report for December 2014. The motion was unanimously approved.

MEADE AVENUE CONCERN:

President Mehaffie referenced an email from resident Andrea Hoerner expressing several safety concerns relative to Meade Avenue. Ms. Hoerner had planned on being here tonight to address the Board, but was unable to do so. Her concerns regard speeding and a blind spot, and also the need for a deer crossing sign. Chief Brandt stated that he could not recall any accidents in this area except for one that was a result of a drunk driver. Solicitor Henninger advised the Board that deer crossing signs are more of advisory-type signs, and do not require studies for their placement. After further discussion, the Board directed Chief Brandt to look into the area of concern.

ENGINEER'S REPORT:

Ms. Letavic stated that the first item on her report is the Greenfield Park Well & Irrigation Project. She asked if the agenda item pertinent to this project could be moved up and addressed at this time. President Mehaffie agreed. Ms. Letavic explained that at the Board's last meeting, it had approved a change order pertinent to the schedule. She provided Mr. Monticello with an executed copy of this for the files. On tonight's agenda is an application for Payment #2. Payment #1 was basically for the mechanical equipment purchase. Since then, surveying was done, and there was installation of piping, valves, water reel connections, flow meter, adapter, and the well pump. The only thing left is the electrical work, which the Board will recall was delayed due to an issue with the manufacturer, and paving which will not happen until warm weather. A motion was made by Commissioner Davies, seconded by Commissioner Springer, to approve the Contractor's Application for Payment No. 2, in the amount of

\$87,247.49, to Rogele Inc. for the Greenfield Park Well & Irrigation Project. The motion was unanimously approved.

Ms. Letavic presented the Board with a cost proposal and HRG's analysis of the proposal for sewer trench drain and trench drain in conjunction with the Riverview Drive Sewer and Drainage Improvement Project, Contract 2014-02. She added that her counterpart, Matt Cichy, had also reviewed this with the Municipal Authority. What is before the Board tonight is a change order to install clay and piping to mitigate ground water that gets into the sanitary sewer trench. Ms. Letavic explained that if this is not done, the water could potentially undermine the trenches over time and the piping will not last as long. When this concept was first discussed, it was uncertain whether it would be necessary to add another inlet or two if a connection could not be made from the clay dike to the storm drain. It turns out there is no need for that, so there is some cost savings since it will work with the infrastructure that is already planned for. In response to a question from President Mehaffie, Ms. Letavic confirmed that it sounds like a spring in this area has caused the issue with the trenches. Commissioner Davies asked where the water that the clay dike is directing will go. Ms. Letavic explained that it will be directed to the storm sewer system via a perforated pipe. There will still be water in the trench, but the concept is to get rid of the excess. Vice President Wilt asked if this would cure future problems. Ms. Letavic agreed that it should. If nothing is done, the Township could have the same problem in ten years. This is a relatively small investment for a decent solution. A motion was made by Commissioner DiFrancesco, seconded by Vice President Wilt, to approve a change order of \$11,266 for the Riverview Drive Sewer and Drainage Improvement Project, Contract 2014-02. The motion was unanimously approved. Commissioner DiFrancesco asked if the Township should be thinking about ways, when projects like these are undertaken, to put some type of water mitigation plans into effect. Ms. Letavic stated that with respect to the MS4 program, the City of Lancaster will be attending the February 4 workshop meeting to talk about their stormwater program. They had many regulatory issues to work through and had to spend a fair amount of money to upgrade their stormwater program. Lancaster City invested in green infrastructure to mitigate water at the source. The Board will have the opportunity to ask questions at the next meeting. President Mehaffie added that when Lancaster City designs alleys and parks, it actually puts the retention areas underneath the road. It is very impressive. The notice of this public presentation by Lancaster City will appear in the Press & Journal. The

Municipal Authority Board has also been invited. Ms. Letavic asked permission to invite some of the neighboring MS4 municipalities. President Mehaffie agreed, and also suggested that the Planning Commission be invited.

Ms. Letavic reported that she and Mr. Monticello will be meeting with the Dauphin County Economic Development Office regarding Community Development Block Grant Disaster Recovery Funding. There is a new program through HUD that is competitive and there are a number of states and local communities that are eligible to compete for it. Since Lower Swatara Township was impacted by Tropical Storm Lee and there is unmet needs here in terms of projects that could be completed such as in the Jednota Flats area, she and Mr. Monticello will talk to the County about what those needs are. This will not commit the Township to any certain project, but quantify it so that the County can attempt to get some more money from HUD that the Township can apply for in the future.

SOLICITOR'S REPORT:

Solicitor Henninger stated that he would address agenda items as necessary.

MANAGER'S REPORT:

Mr. Monticello requested a brief executive session immediately upon conclusion of this evening's meeting in order to address two matters.

COMMITTEE REPORTS:

Police Committee – Vice President Wilt – stated that Chief Brandt had provided a report of the 2014 calls broken down by municipality. In response to a question from President Mehaffie, Chief Brandt confirmed that this breakdown will now be done on a monthly basis.

Public Safety – Commissioner Springer – informed the Board and public that on January 31, Exelon Corporation, owner and operator of Three Mile Island, will host an all day training session for local emergency workers in accordance with federal guidelines. This will be held at the Lancaster County Public Safety Training Center in Manheim.

Budget and Finance – Commissioner Davies – no report

Community and Economic Development – Commissioner DiFrancesco – no report

Public Works – President Mehaffie – no report

UNFINISHED BUSINESS:

The Board tabled the 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, July 17, 2013, October 16, 2013, December 18, 2013, March 19, 2014 and June 18, 2014, October 1, 2014, and December 17, 2014. The plan is due to expire on April 8, 2015.

A motion was made by Vice President Wilt, seconded by Commissioner Davies, to grant 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. 90-day time extensions were granted by the Board of Commissioners on May 15, 2013, August 21, 2013, November 20, 2013, February 19, 2014, May 21, 2014, August 20, 2014 and October 15, 2014. The plan is due to expire on February 16, 2015. The motion was unanimously approved.

Solicitor Henninger noted that the Township has received a request for a 93-day time extension on the Susquehanna Area Regional Airport Authority (SARAA) sewage planning module for the North 29 Area (land where Sheetz and other commercial properties are planned to be built) requesting that the sewage be sent to SARAA's treatment plant instead of Middletown Borough Authority as would be required according to their location within the sewage area. Lower Swatara Township Authority's agreement with the Middletown Borough Authority reads that sewage in the designated area shall be exclusively treated at Middletown Borough's treatment plan. The Planning Commission approved the planning module, conditioned upon SARAA getting Middletown Borough to agree that the exclusivity can be waived in this instance or upon proof that the exclusivity portion of the agreement does not

apply to SARAA because of established Authority statues. The burden of proof is on SARAA at this point. The planning module was due to expire on January 23, 2014. The Board of Commissioners granted a 90-day time extension on January 15, 2014, April 16, 2014 and July 2, 2014. The Board granted a 120-day time extension on October 1, 2014. The plan is due to expire on February 17, 2015. Solicitor Henninger explained that the 93-day time extension will take the plan to May 20, 2015, which is the Board's legislative meeting. A motion was made by Vice President Wilt, seconded by Commissioner Springer, to approve the request for a 93-day time extension on the Susquehanna Area Regional Airport Authority (SARAA) sewage planning module for the North 29 Area. The motion was approved by a 4 – 0 margin, with Commissioner DiFrancesco abstaining due to the fact that he is a member of the SARAA Executive Board.

NEW BUSINESS

A motion was made by Commissioner Springer, seconded by Vice President Wilt, to approve the appointment of Carl Dupes to the Recreation Board. Mr. Dupes will fill the unexpired term created by the resignation of Frank Waple (term expiration 12/31/15). The motion was unanimously approved.

A motion was made by Commissioner Davies, seconded by Vice President Wilt, to approve the appointment of Jason Wagner as Lower Swatara Township's member at large to the Olmsted Regional Recreation Board. The motion was unanimously approved.

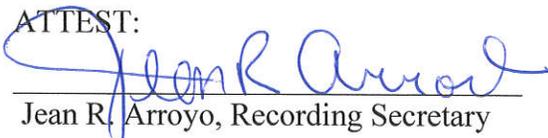
FINAL COMMENTS:

In response to a question from President Mehaffie, Mr. Wagner stated that the roads are in good shape, although the Department is having some equipment issues.

ADJOURN AND CONVENE INTO EXECUTIVE SESSION:

With no further business to discuss, a motion was made by Vice President Wilt, seconded by Commissioner Davies, to adjourn the meeting and convene into executive session. The motion was unanimously approved, and the meeting adjourned at 7:23 P.M.

ATTEST:



Jean R. Arroyo, Recording Secretary

