

**Halifax Township
Board of Supervisors
Monthly Business Meeting
May 11, 2009**

Call To Order: Chairman Shearer called the meeting to order at 7:00PM.

Roll Call: Supervisors Shearer, Ruff, Eppley, Hoover and Shultz were present. K&W Engineer Tom Wilson, Solicitor Steve Dzurainin and Secretary/Treasurer David Hoover were also present.

Citizens taping the meeting were Dan Shearer and Eileen Snyder.

Public Comment Period:

- A. Patricia Powley:** she feels the newsletter was used as a political campaign by Norma Shearer, at the taxpayer's expense. She stated that some individuals who running for various offices were mentioned but not all. She feels two thirds of the newsletter should be paid for by Norma Shearer.
- B. Rachel Adams:** Asked how Norma can call the school and request an employee not to work?
- C. Corrine Gelnett:** Cited that the petition for Norma's resignation was not included in last month's minutes.
- D. Ken Bechtel:** Said the waived provision under the Solicitor's Report item A was not included.
- E. Flo Mallonee:** Cited statements in the UD Sentinel made by Norma Shearer that she felt were exaggerated. She feels the storm water issue at Witmer Manor and how the decisions were made to purchase the pipe and perform the work were questionable. When asked, Dale Shoop said Norma Shearer and Tom Wilson made the decision not to have the work done.
- F. Loretta Prouse:** Asked how addresses are obtained to mail the Newsletters? She changed addresses in June 2008 and still didn't receive a copy. She had to specifically request a copy from the office in order to obtain one.
- G. Scott Corsnitz:** Stated that the letters to the editor in the paper regarding Norma Shearer were not accurate. He then read the contents of a petition statement for Norma Shearer's resignation.
- H. Eileen Snyder:** Stated she has not received a newsletter for years. She had to request a copy from the Township Office also.
- I. Gary Lenker:** Deferred to the Solicitor's Report.
- J. Rex Nightwine:** Asked Tom Wilson where he can find the regulations for inspections of Stormwater Management Projects. Tom Wilson said in the Township Ordinances and/or SALDO.

Secretary/Treasurers Report

The paid interim bills and unpaid current bills were presented for approval. Carol Eppley moved to approve the bills as presented. Linda Ruff seconded the motion and the motion passed with all in favor except Ken Hoover who was opposed. Linda Ruff

commented that the M&V tent rental bill of \$1200 is paid from the \$2000 Tourism grant received by the Township.

The March 24, 2009 Act 537 Plan meeting minutes were presented for approval. Norma Shearer said that Pete Flazar of Glace Associates was also a panelist. Carol Eppley motioned to approve minutes with the addition of Pete Flazar. Gary Shultz seconded the motion and the motion carried unanimously.

The April 13, 2009 Business meeting minutes were presented for approval. It was noted that the Town Meeting May 20, 2009 at 7:00 pm was missing from the minutes. Carol Eppley moved to approve the minutes with the addition of the Town Meeting. Gary Shultz seconded the motion and the motion carried unanimously.

The April Financial Reports were accepted.

Planning Commission

Craig/Craig/Matter Plan

A sixty day time extension was recommended by the planning commission. Ken Hoover motioned to approve a 60-day time extension. Linda Ruff seconded the motion and the motion carried unanimously.

Kauffman Plan Update Request

The Planning Commission requested an update from the Supervisors regarding the Kauffman Plan and related items. Linda Ruff motioned to authorize Solicitor Dzurainin to work with Chairman Eppley of the Planning Commission to determine if there are remaining issues. Carol Eppley seconded the motion and the motion carried unanimously.

Norma Shearer asked if the Board of Supervisors would like the Planning Commission to develop a wind turbine regulation ordinance. Linda Ruff motioned for the Planning Commission to develop a wind turbine ordinance. Carol Eppley seconded the motion and the motion carried unanimously.

Norma Shearer cited a Dauphin County seminar on wind energy regulation on May 27, 2009 at 7:00 PM.

Engineers Report

The Engineer's Report was reviewed by Engineer Tom Wilson.

Tom noted a typo error in the first sentence of the report, it should read April billing period. He then recommended a reduction of the Financial Security provided by Flight Source Inc. by \$50712.20 to a remaining security balance of \$17655.00. Carol Eppley motioned to approve the security reduction as recommended. Ken Hoover seconded the motion and the motion carried unanimously.

See attached Report for the remainder of the Engineers information.

Solicitors Report

The Solicitor's Report was reviewed by Solicitor Dzurainin.

- A. Bernice B. Anderson (See 1f Solicitors report) Deeds of Dedication. Ken Hoover motioned to accept the Deeds of Dedication. Linda Ruff seconded the motion and the motion carried unanimously.
- B. Kauffman Litigation (See 3c Solicitors report) Ms. Kauffman's new Counsel requested additional time for compliance before filing the petition for contempt. Solicitor Dzurainin granted an additional two weeks as a courtesy to the new counsel.
- C. Building Permit Fees (See 6 Solicitors report) A meeting is scheduled for May 12, 2009 with the Builders Assn Counsel to agree on reimbursement procedures.
- D. Fire Department Agreement (See 7 Solicitors report) Meetings have been held with the Fire Company and Solicitor Dzurainin. A new agreement should be drafted by next month.
- E. Donco HOP Request (See 8 Solicitors report) Mr. Lenker has requested an additional one year extension for his HOP which is set to expire July 15, 2009. Discussion ensued. Ken Hoover moved to grant the requested extension to July 15, 2010. Gary Shultz seconded the motion. Ken Hoover and Gary Shultz were in favor. Carol Eppley, Linda Ruff and Norma Shearer were opposed. The motion was denied. The request will be considered next month.

See the attached report for the remainder of the Solicitors information.

Roadmaster's Report

- A. Building Permit Applications: Mark Loudin of Rutter Road 12' x 24' shed and Steve Tibbens of Dustin Drive 12' x 16' shed. Linda Ruff motioned to approve the building permit applications. Carol Eppley seconded the motion and the motion carried unanimously.
- B. Building Permit Fees: Ken Hoover motioned to change the Township building permit fee to a flat \$25 for all applications. Linda Ruff seconded the motion and the motion carried unanimously.
- C. Road Paving: Dale suggested paving Matamoras Road at an estimated cost of \$99000 for the dirt portion and \$167000 for the blacktop portion. Dale recommended paving all of the dirt Matamoras Road and as much of the blacktop portion as can be done with liquid fuels monies. Linda Ruff moved to approve advertising for bids to pave as much of Matamoras Road as liquid fuel funds allow. Ken Hoover seconded the motion and the motion carried unanimously.
- D. Norma Shearer said a property owner on Williams Street was unhappy about water run off accumulating on his property. Dale Shoop and Tom Wilson both said the pending pipe installation would not resolve the issue. Solicitor Dzurainin said he felt the problem is a private party issue. Carol Eppley motioned to formally discontinue the pipe installation in Witmer Manor. Linda Ruff seconded the motion. Discussion ensued among the Supervisors. The motion carried unanimously.
- E. Spring Cleanup: There were nine full dumpsters with another being filled now. \$684 of metal was sold with one more container yet to be paid. Rodney Hoover, Carolyn Nye, Sean Bobb, Ken Hoover, Jay Bechtel and Raymond Maus assisted at the Township Building on May 8 and 9.

SEO Report

No Report.

Valleys Regional Comprehensive Plan Report

No Report.

Old Business

Fort Halifax Park Use Rules & Regulations: Donna Rode asked if item #8 - bathing prohibition includes swimming. She was told that swimming is permitted. Carol Eppley motioned to approve the document as presented. Linda Ruff seconded the motion. Discussion ensued among the Supervisors. The motion passed with all in favor except Ken Hoover who was opposed.

HARA: Larry Rank emailed the Township on 4-14-09 about it's continued "under funding" of HARA's budgetary requests. He requested a sit down meeting with the Supervisors of each of the participating municipalities. Discussion ensued among the Supervisors and Solicitor Dzurainin. The Supervisors agreed to meet with HARA with the following options; Wednesday 6/17, Tuesday 6/23 and Wednesday 6/24.

Fellowship Drive: Bob Burrell and Donna Rode deferred to next month and requested to be included on next months agenda.

Act 537 Plan: Linda Ruff moved to table the 537 Plan but include any information from the 5/12/09 workshop. Ken Hoover seconded the motion. Discussion among the Supervisors ensued. The motion was approved unanimously.

Fort Halifax Park: Florence McGuire asked if a Festival Report was available. There was no report. The house repairs consist of one piece of underlayment and vinyl to be installed in the kitchen. The electric installation is to begin when the backhoe is available, probably next week. Florence McGuire voiced concern over the length of time being taken to complete the electric work. Todd Etzweiler asked who is providing the liability insurance for the electrical work. He was told the Township. He is concerned that the Township liability will not cover any accidents that might occur during the installation.

Webmaster Proposal: Dave Hoover reviewed the written proposal as provided by Travis Enders and said the fees are very reasonable as long as the Board of Supervisors is satisfied with the demonstrated site. Linda Ruff motioned to approve the Webmaster proposal. Carol Eppley seconded the motion and the motion carried unanimously. The Webmaster will be asked to notify The Board of Supervisors if he needs to go over the two hour monthly limit.

Barn Stabilization Grant: Linda Ruff said she spoke to three individuals about the needed work to stabilize the barn. Phone quotes only are required for this work as long as the cost is below \$10000. Solicitor Dzurainin said to be sure that all three individuals are given the same information. He also suggested that the Board of Supervisors approve

the lowest quote with an amount not to exceed a certain dollar amount. Donna Rode said given the information she received from qualified individuals is that the barn is worthless and should be torn down. She suggested including the barn in the Master Site Plan. Discussion ensued. Several other citizens commented and voiced concerns. Carol Eppley motioned to authorize Linda Ruff to obtain three verbal quotes for the work needed to stabilize the worst deteriorating areas of the barn not to exceed \$8000. Linda Ruff seconded the motion. Discussion continued. The motion passed with Carol Eppley, Linda Ruff and Norma Shearer in favor. Ken Hoover and Gary Shultz were opposed.

Norma Shearer reviewed the General Announcements

New Business

- A. Larry Moore, program Director of Dauphin County Parks and Recreation, thanked the constituents and offered greetings from the Dauphin County Commissioners. On July 18, 2009 Dauphin County Parks and Recreation will be holding a Musical Festival at Fort Halifax Park, on 6/13/09 at the Ned Smith Center and on 7/8/09 at Kevin's Place in Lykens. He discussed the County Parks and Recreation efforts in the Northern Dauphin County and various other events.
- B. Ken Hoover said he had no input or involvement with the politically motivated newsletter.

Adjournment

Linda Ruff motioned to adjourn at 9:25 PM. Carol Eppley seconded the motion and the motion carried unanimously.

Respectfully Submitted,

David W Hoover
Secretary