

**HALIFAX TOWNSHIP
BOARD OF SUPERVISORS
MONTHLY BUSINESS MEETING
JANUARY 13, 2014**

CALL TO ORDER: Chairman Bechtel called the meeting to order at 7:04 p.m. followed with the Pledge of Allegiance.

ROLL CALL: Supervisors Bechtel, Bruner, Schreffler, McBurney and Paul are present. Solicitor Bruce Warshawsky, Engineer Tom Wilson, Roadmaster Corey Stazewski and Secretary/Treasurer Carolyn Nye are present.

RECORDING MEETING: The Secretary is the only person recording the meeting tonight.

EXECUTIVE SESSION: None

PUBLIC COMMENT PERIOD: **Mike Snody** would like to speak later under the Roadmaster Report. **Flo Mallonee** has nothing at this time. **Deb Everly** will address her subject later on the agenda.

SECRETARY/TREASURER REPORT: Paid Interim Bills – Supervisor Paul made a motion to approve the interim bills, seconded by Supervisor Schreffler, vote called, motion carried 5-0. **Current Unpaid Bills** – Supervisor Paul made a motion to authorize payment of the current bills, seconded by Supervisor McBurney, vote called, motion carried 5-0. **Minutes** – Supervisor Paul made a motion to approve the December 9, 2013 minutes as written, seconded by Supervisor McBurney, vote called, motion carried 5-0. **Financial Report** – The Board reviewed the Financial Report and had no comments or questions.

AUDITORS' REPORT: Chairman Bechtel read the Auditors' report of January 7, 2014.

EMC REPORT: None

PLANNING COMMISSION RECOMMENDATION: Flo Mallonee provided report of the January 7, 2013 Meeting.

ENGINEER REPORT: Tom Wilson gave his report dated December 27, 2013. Chairman Bechtel asks what is the status on the Jorich Matamoras Subdivision Plan. Tom indicated the report is complete. He intends to get the plan recorded. The Solicitor stated he will provide copies to the landowners.

SOLICITOR REPORT: UDITO – The Solicitor stated there are additional monies found in an over-flow account. The judge will order a full scale investigation. Powell, Rodgers and Speaks will have to open up the books. Susquehanna Bank will not authorize any more disbursements from Allen Shaffer's account until the litigation is resolved. **Nuisances – 220 N Second Street:** The Board opted to give another month to monitor cleanup. **Harner/Hoover:** The complaint was filed. A fine was levied. The hearing is delayed. The tank was removed. Mr. Hoover requested charges to be dismissed. **Motion:** Supervisor Paul made a motion to drop the charges against Mr. Hoover, seconded by Supervisor Bruner, vote called, motion carried 5-0. **DONCO** – The Solicitor stated he does not have the status on the AS-Built Plan from the Sewer Authority. The letter of credit will not be released until the As-Built is provided. Mr. Yoder asked for a delay of the dedication of the streets until the grant and HUD application process would permit him to dedicate the streets in September or October of 2014. In the interim He asked the Township to enter into an agreement to plow the streets for payment equal to the liquid fuels amount the Township would receive if these streets were dedicated. The Solicitor did some research and could not find anything that would permit or prohibit this. He stated that the Second Class Township Code is an enabling statute which means if it is not in there, the Township does not have the authority to do this. Therefore, he recommends to not enter into this agreement. **Motion:** Supervisor Bruner made a motion to authorize the Solicitor to respond rejecting Mr. Yoder's proposal based on the lack of legal authority per the Second Class Township Code, seconded by Supervisor Paul, vote called, motion carried 5-0.

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Funk Issue – On January 3, 2014 a hearing was held. The Solicitor testified that the cartway in question was not a public road. The judge gave an opinion that the Funk's had a prescriptive easement over the area currently blocked off which means for 21 years the Funk's and their predecessors used the area. The court ruled this is a private road over which an easement exists in favor of the Funks. The judge imposed a maintenance agreement for that stretch on the Funks. **Fire Service Agreement** – This automatically renews unless either party wants to open up discussions. Chairman Bechtel contacted the Fire Company and they do not wish to open anything up for discussion. **Noise Petition** – The Solicitor spoke to the LCB today and apparently the hearing officer's decision is written but will be taken up by the full board on Wednesday. The Solicitor will forward that decision onto the Board.

ROADMASTER REPORT: Corey previously provided his report to the Board. **Stone Bid** – The Township is in receipt of a bid from Meckley's Limestone Products, Inc. **Motion:** Supervisor Paul made a motion to accept the bid from Meckley's, seconded by Supervisor Schreffler, vote called, motion carried 5-0. **Hidden Driveway** – A traffic study would be needed. Tom Wilson gave a proposal of \$500.00. Chairman Bechtel stated he will talk to the landowner and bring back to the Board next month. Supervisor McBurney will talk to another land owner. **Middle Road Update** – Corey stated Dauphin County, Penn State and PennDOT indicated this road is a candidate for grant money. Corey intends to meet with Dauphin County on this.

PARK COMMITTEE: Supervisor McBurney, Supervisor Paul and Roadmaster Corey Stazewski are appointed to the committee. **Motion:** Supervisor Paul made a motion to approve the May 3, 2014 Festival, seconded by Supervisor Bruner, vote called, motion carried 5-0.

ADMINISTRATIVE: Lenker Bills Phase 2 and 3 – Mr. Lenker contacted the Secretary and is refuting payment of these bills. The Secretary asks for clarification on the bills pertaining to Lenker Estates Phase 2 and 3 and whether or not they are reimbursable as indicated on the bill. It is determined these are not to be billed to Mr. Lenker due to the fact that this is still in litigation. **New Computer Committee** – **Motion:** Supervisor Paul made a motion to appoint Supervisors McBurney and Bruner to the committee, seconded by Supervisor Schreffler, vote called, motion carried 5-0. **Traffic Situation in Halifax** – Chairman Bechtel gave an update on this issue which the Township previously filled out a report to support the Borough's concern. As a result, PennDOT is proposing to do a traffic study.

SEO REPORT: The Board received a report from Matt Williard, SEO from Light-Heigel and has no comment.

OLD BUSINESS: Sheetz – Steve Lynch representing HRG is requesting conditional approval. **Motion:** Supervisor Bruner made a motion to approve the waiver for Section 607 of the SALDO pertaining to sidewalks contingent upon the note provided by the township solicitor on December 9, 2013 which is included on the plat version of the plan, seconded by Supervisor Paul, vote called, motion carried 5-0. **Motion:** Supervisor Bruner made a motion to approve the Final Subdivision Land Development Plan for Sheetz conditioned upon the comments included in Mr. Wilson's January 9, 2014 correspondence except for A.2.a which has been removed, A.8. which has been removed, A.7. which has been modified to add phrase "if permitted by PennDOT" at the end of said comments and the addition of an additional requirement to act in good faith with respect to all outstanding traffic issues including but not limited to vehicular parking on 147, ingress and egress thru 147 and any right-of-way issue with PennDOT at the signal intersection, seconded by Supervisor Paul, vote called, motion carried 5-0. **Sheetz Application for Tree Removal** – Chairman Bechtel stated he will move this item from new business. After much discussion the issue was tabled in order to give Sheetz an opportunity to evaluate this and to come back with a proposal for a new tree site.

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Lenker Club House - Motion: Supervisor Bruner made a motion to authorize the Solicitor to communicate and submit a letter requesting Mr. Lenker to submit a reverse subdivision plan which is an as-built combining the two lots and allow him 60 days, seconded by Supervisor Schreffler, vote called, motion carried 5-0.

1059 North River Road Complaint Letter – A complaint letter was received from the new owner accusing the township of trespassing on his property. Corey stated most everything is cleaned up and loaded on a truck. He stated there is no verification the tank has been properly back filled. He will contact the SEO about this.

Motion: Supervisor Paul made a motion to authorize the Solicitor to send a letter to the owner that the nuisance is abated but it is our request to have the owner remove the debris in the truck in a timely fashion and that we are aware of the septic issue which is being turned over to our SEO for inspection, seconded by Supervisor Bruner, vote called, motion carried 5-0.

Fire Company Auditor - Chairman Bechtel contacted Rob Wentzel who agreed to audit the fire company books. **Motion:** Supervisor McBurney made a motion to appoint Rob Wentzel to audit the Fire Company, seconded by Supervisor Bruner, vote called, motion carried 5-0.

Tax Collector Fee Resolution – Motion: Supervisor McBurney made a motion to suspend the reading of the resolution, seconded by Supervisor Paul, vote called, motion carried 5-0. **Motion:** Supervisor Schreffler made a motion to approve the resolution with a tax certification fee of \$5.00, seconded by Supervisor Paul, vote called, motion carried 5-0.

Inter-Municipal Equipment Rates – Motion: Supervisor Bruner made a motion to approve the adjusted rates provided by the Roadmaster which are the following:

- Pick up- \$55 Hour
- Small Dump Truck- \$60 Hour
- Large Dump Truck (single axel)- \$70 Hour
- Large Dump Truck (tandem axel)-\$80 Hour
- Pay Loader- \$80 Hour
- Grader- \$80 Hour
- Sweeper & Tractor \$90 Hour
- Road Mower & Tractor \$90 Hour
- Boom Mower & Tractor \$110 Hour
- 4x4 Tractor (J.D. 6400) \$65 Hour
- BackHoe \$80 Hour
- Air Compressor \$60 Hour
- Asphalt roller (small) \$40 Hour
- Trailer (10,000lbs) \$25 DAY

Seconded by Supervisor Paul, under discussion Supervisor Schreffler suggests that rates should be higher to cover any breakdowns, Corey stated he factored in possibility of breakdown/repair costs when he adjusted the rates, vote called, motion carried 5-0.

HARA – Chairman Bechtel stated that since the township is no longer a member of HARA, he suggests the secretary send a letter/ or a note to representatives to inform them they are no longer representatives to HARA but if they want to attend HARA meetings, that is up to them. The Board agreed.

NEW BUSINESS: Deb Everly – Deb spoke about the Powells Creek Upgrade Project. She suggested the township appointed committee member attend the meeting to have an understanding of what is involved with this and bring back to the Board. Deb stated anyone can attend the meetings. Flo Mallonee thinks the meetings should be advertised and it is good the meetings are open to the public which will allow people to become

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familiar with the project and provide input or concerns. Deb stated as this moves on she would like to see public hearings on this. Supervisor Bechtel has been appointed as representative. Supervisor Bruner and Fred Ford are appointed alternates.

Revised Act 167 and SALDO – Motion: Supervisor Paul made a motion to have the Planning Commission, Engineer and Solicitor where needed to look at this and provide input to the Board, seconded by Supervisor Schreffler, vote called, motion carried 5-0.

Ear Mark Money for Keiffer Road – Chairman Bechtel asks the Board to consider this. He feels money should be earmarked for when and if the right-of-way issue is resolved.

Sheetz Application for Tree Removal – This was previously discussed.

Powell, Rogers and Speaks (PRS) Request – PRS wants to re-open their day care facility in the building and wants to know if the Township has any restrictions on this. The Board discussed the request and suggested a letter be sent to indicate the Township has no restrictions in place.

Amusement Tax – Donna Rode spoke about the tax and would like to pursue thru an appointed committee. She feels the money could be used for infrastructure. **Motion:** Supervisor Schreffler made a motion to appoint himself, Supervisor Bruner, Melinda Warfel and Donna Rode to the committee, seconded by Supervisor Bruner, vote called, motion carried 5-0.

AGENDA ITEMS FOR NEXT MEETING: Sheetz Tree Application Issue and Keiffer Road.

ANNOUNCEMENTS: Planning Commission Meeting February 3 at 7 p.m. and Township Meeting February 10 at 7 p.m.

ADJOURNMENT: Supervisor Bruner made a motion to adjourn at 9:07 p.m., seconded by Supervisor Paul, vote called, motion carried 5-0.

Respectfully Submitted,

**Carolyn Nye
Secretary**