

**HALIFAX TOWNSHIP
BOARD OF SUPERVISORS
MONTHLY BUSINESS MEETING
September 8, 2014**

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

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

RECORDING MEETING: Corey Stazewski sitting in for the Secretary is the only individual recording the meeting.

EXECUTIVE SESSION: Chairman Bechtel announced an executive session August 26 from 6:15 p.m. to 8:00 p.m. to conduct interviews for Assistant Roadmaster. Supervisor Schreffler was not present at this session. Corey Stazewski was present at the executive session. Executive session held today September 8 from 6:30 p.m. to 6:55 p.m. regarding upcoming secretarial vacancy. All supervisors attended along with the solicitor.

BID OPENING: Chairman Bechtel opened the bids. There is only one bid for the tar and chip project which includes McClelland Road, Ebenezer Road, Lehman Road and Parmer Drive. This is from Martin Paving, Inc. with a bid amount of \$91,049.40. Paving bids are from Meckley's Limestone Products, Inc. with a bid of \$25,760.00 and Eastern Industries with a bid of \$27,160. **Motion:** Supervisor Paul made a motion to award the bid to Meckley's Limestone, Inc. for the paving project with a bid amount of \$25,760, seconded by Supervisor Bruner, vote called, motion carried 5-0. **Motion:** Supervisor Bruner made a motion to award the bid to Martin Paving, Inc. for the tar and chip project with a bid amount of \$91,040.40, seconded by Supervisor McBurney, vote called, motion carried 5-0.

PUBLIC COMMENT PERIOD: **Fred Thompson** commented about the charges against him regarding the Taylor School Road incident. He indicated he will be getting his property surveyed in order to establish his property line along the township road. **David Schlegel** is in attendance regarding his plan which is under the Planning Commission Recommendation agenda item. **Charles Paulvir** commented on his engineer billings which are above the estimated escrow. He is not in agreement with the bills and asks for an explanation. **Flo Mallonee** asks if Corey or she should bring up the Parmer Drive issue. Corey indicated he will cover this under his report. **Darrell Winter** is attending on behalf of Hornung's regarding the sheds on the store lot for sale. The Township has a concern as to whether the number of sheds affect the storm water ordinance requirements regarding impervious coverage. Mr. Winter indicated that some buildings will be removed in order to be under the 1,000 square feet. The Solicitor suggested he submit a certification that the buildings affect less than 1,000 square feet. **Motion:** Supervisor Schreffler made a motion to grant Mr. Winter 35 days in order to get the square footage down to an acceptable level, seconded by Supervisor Paul, vote called, motion carried 5-0.

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SECRETARY/TREASURER REPORT: Paid Interim Bills Motion – Supervisor Paul made a motion to approve the Interim Bills, seconded by Supervisor Bruner, vote called, motion carried 5-0. **Current Unpaid Bills Motion** – Supervisor Paul made a motion to authorize payment of the bills, seconded by Supervisor Schreffler, vote called, motion carried 5-0. **Minutes Motion** – Supervisor Schreffler made a motion to approve the August 11, 2014 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.

EMC REPORT: No report submitted.

PLANNING COMMISSION RECOMMENDATION: Flo Mallonee reported on the Planning Commission Meeting of September 6. She indicated a Doug Newman came to the meeting and inquired about the property at 1059 North River Road. He has an interest in purchasing the property and inquired about the regulations. The Solicitor stated he had communicated with Mr. Newman last week and informed him that the lot is only one fifth of an acre and that it would need to be re-perked and probed to meet current specs. Flo indicated the Board recommended approval of the Schlegel Waivers and the Plan with contingencies.

Schlegel Plan Waivers – Supervisor Bruner made a motion to approve waiver A.1. Section 404, Preliminary Plan Procedure and A.2. Section 405.1.13, Contour interval requirement, seconded by Supervisor Paul, vote called, motion carried 5-0. **Schlegel Plan** – Supervisor McBurney made a motion for approval contingent upon compliance with Tom Wilson's September 2, 2014 memo regarding Comment B.1, B.4 and B.5.as modified by Item 3, Compliance with Comments C.1 and C.2, monuments and/or markers must be physically placed on site before the Plan may be recorded and the Board will not require any future curbing or sidewalk, seconded by Supervisor Paul, vote called, motion carried 5-0.

ENGINEER REPORT: Tom Wilson went over his report dated September 5, 2014. He spoke with Mark Jones who is the school engineer who stated they are re-locating the geo-thermal wells and Mark asked if this was significant. Tom told him that he would have to submit a plan reflecting this change and it would go through the Planning Commission for review. Tom commented about Mr. Paulvir's Public Comment regarding his bill. Tom stated there were numerous changes to the plan and a rather demanding land owner who was responsible for that and mandated Tom to get the reviews done expeditiously. Also different trips were made to the Courthouse, one to record the plan and then the Operation and Maintenance Agreement and Security Agreement separately. Tom stated there were less man hours billed than were actually incurred for the Paulvir Plan.

SOLICITOR REPORT: Bruce Warshawsky went over his report dated September 5, 2014. **Nuisances – Welcomer Nuisance** - complaint has to do with burning of garbage. **Motion:** -3- Supervisor Bruner made a motion to authorize a pre-nuisance letter to be sent to Randy

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Welcomer, seconded by Supervisor Schreffler, vote called, motion carried 5-0. **Stewart Nuisance – Motion:** Supervisor McBurney made a motion to proceed with nuisance prosecution, seconded by Supervisor Bruner, vote called, motion carried 5-0. **Kolva Nuisance –** There has been no change. The property continues to have trash strewn about. **Motion:** Supervisor McBurney made a motion to proceed with nuisance prosecution, seconded by Supervisor Schreffler, vote called, motion carried 5-0. **Armstrong Winery Noise Issue –** Supervisor Paul stated the winery has a noise monitor with documented readings through the weekend in question. This was placed at the property line. October is the renewal period for the ordinance with the LCB . The Solicitor stated the procedure needs to be checked into and will need to be followed. **Eyster Nuisance Issue –** Cory indicated the bushes are still not trimmed and paving will be taking place within the next couple of weeks. The Solicitor will follow-up with Mr. Eyster's counsel regarding this issue. **Masser Property Nuisance Issue – Motion:** Supervisor Bruner made a motion to send a nuisance letter to Mr. Masser regarding the grass/weeds in the water way area, seconded by Supervisor Schreffler, vote called, motion carried 5-0. **Friends of Ft. Halifax Memorandum of Understanding –** Chairman Bechtel explained this memorandum has to do with the Township allowing the Friends of Ft. Halifax to use the Zero-Turn Mower to mow the perimeter of the 1.3 acres and the path and in turn the Township would agree to mow the balance of the 1.3 tract with our tractor and the larger mower. **Motion:** Chairman Bechtel called for a motion. The Board did not make a motion. Thus there was no agreement to this MOU and the Board proceeded with other business. **Fred Thompson Issue –** The Solicitor clarified that this had to do with a harassment charge involving following and approaching Corey's vehicle with the windows down and shouting obscenities. The State Police sited Mr. Thompson with vehicle code violation charges. Mr. Thompson had a hearing with the District Justice and has 30 days to appeal. **Funk Response Letter –** Supervisor Paul made a motion to authorize the sending of the response letter to Mr. Funk, seconded by Supervisor Bruner, vote called, motion carried 5-0.

ROADMASTER REPORT: Pawnee Lane Pipe Issue – Corey indicated the pipe is collapsed at the top at the Baer property which connects to the township drain box and the township needs to fix our portion from Pawnee down to 147. Mr. Baer will need to remedy his portion which is the pipe on his property. **Motion:** Supervisor Paul made a motion to send Mr. Baer a letter informing him of the problem and his responsibility to fix his portion of the pipe, seconded by Supervisor Schreffler, vote called, motion carried 5-0. **Alex Acres Addition Without a Permit –** Corey asked for some instruction from the Board. He did an inspection and there is an addition but it is not known when this happened. The Solicitor advised Corey to contact Light-Heigel. **Parmer Drive Issue –** This has to do with no guide rail at an area where there has been several accidents and people running down over the bank. The Board suggested Corey check the cost for guide rail. **Plow for Truck – Motion:** Supervisor Paul made a motion to purchase a plow for the crew cab pickup and this is to be paid from the capital improvements account, seconded by Supervisor McBurney, vote called, motion carried 5-0. **Quail Commons Signs in Lenker Development –** Corey stated the signs have been at the Township since the Spring for pickup.

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Motion: Supervisor Schreffler made a motion to send a letter to Mr. Lenker to ask him to pick up the signs and have them installed and also to inquire about the intended speed limit for the Development, seconded by Supervisor Bruner, vote called, motion carried 5-0. The Solicitor suggested the State Police be contacted to put the development on their rotation for patrol. Corey will contact the State Police.

PARK COMMITTEE: Opening up 3rd and 4th Streets for Park Access - The Solicitor indicated he has only looked at current deeds and has not looked at anything further back nor any plans. He is still in the process of researching. **Forester Meeting** – There is no update. **Building of Martin Bird House near Goose Landing** – Board has no issue with this. **Gate Installation** – The Board has no issue with this. **Meeting with DCNR/Conservancy Regarding Park** – Committee and Bruce met with DCNR and the PA Conservancy regarding possible waivers on restrictions on the Park property so that the park could generate revenue in order to further park initiative without taxpayer monies. This was not met with any success. DCNR stated that the Keystone 93 grant used specifically restricts agriculture and the Conservancy easement restricts anything other than passive recreation. They understood our concerns but were unable to change the laws regarding how the funding was obtained. The Township would be able to transfer ownership of the property as long as the restrictions remain with the land. **Motion:** Supervisor Bruner made a motion to authorize the martin bird house building and for Corey to install a gate between the park property and the property owned by the Friends of Ft Halifax, seconded by Supervisor McBurney, vote called, motion carried 5-0.

ADMINISTRATIVE: Auditor Training at State College – **Motion:** Supervisor Bruner made a motion to approve the mileage and cost of workshop for any interested auditor, seconded by Supervisor McBurney, vote called, motion carried 5-0. **Annual Township Convention October 2, 2014 (Reservation deadline Sept. 25)** – Chairman Bechtel announced the convention details and stated if anyone is interested, please contact the secretary. **EMA Webinar – Supervisor Bruner will talk to our EM Coordinator.** **Motion:** Supervisor Paul made a motion to approve the cost if Charles Bisking the EM Coordinator and Supervisor Bruner want to be involved in this webinar, seconded by Supervisor McBurney, vote called, motion carried 5-0. **Approval of EM Coordinator's Stipend for 2014** – Supervisor Bruner made a motion to authorize the yearly stipend of \$600 to be paid each quarter at \$150 per quarter, seconded by Supervisor Schreffler, vote called, motion carried 5-0.

SEO REPORT: A report was submitted. There were no questions/comments.

OLD BUSINESS: Assistant Roadmaster – A report from the hiring committee was provided. Four applications were received and two were selected for the final interview. The salary is set at \$27,000.00 plus a \$3,000.00 benefit package, three days of vacation leave for the remainder of 2014 and one day vacation leave for each month worked in 2015. Starting January 1, 2016 the employee will have twelve days of vacation leave. There will be one year probation, use of the township truck, the township cell phone and start date of third or fourth week in September.

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Motion: Supervisor McBurney made a motion to accept the report and to hire Levi Sweigard for the position of Assistant Roadmaster, seconded by Supervisor Bruner, vote called, motion carried 4-1 abstention. **Stop Sign Ordinance** – The ordinance was properly advertised and an invitation was made for the public review. **Motion:** Supervisor Schreffler made a motion to approve the ordinance as written, seconded by Supervisor Paul, vote called, motion carried 5-0. **Memorial Tree Planting** – Supervisors Bruner and Bechtel did a site inspection of the stakes that were in place. The general area is ok but on the North side of the driveway the trees should be planted five feet from the stakes and on the other side the trees should be planted five feet from the stakes. **Motion:** Supervisor Schreffler made a motion to approve the tree planting five feet further to the North and South, seconded by Supervisor Bruner, under discussion Chairman Bechtel suggested Dane Snyder take a look at this before the planting. **Amended Motion** – Supervisor Bruner amended the motion to include consulting with Dane Snyder the Archaeologist before planting the trees, seconded by Supervisor Schreffler, vote called, motion carried 5-0. **Buffalo Park Road Usage/Suspension** – Paul Wentz from the Dauphin County Conservation District submitted a report and suggested that the township have the Floodplain Administrator do a site evaluation regarding the earth disturbance. Tom Wilson did an assessment of the situation and has identified the location of the encroachment and it appears that earth disturbance has occurred within the Floodway and that permits are required by DEP. Tom also indicated that the ordinance was violated according to Section 506.4 and Section 506.5 and that it appears the work has occurred on two different tax parcels. Tom suggested the landowners be notified immediately and informed that they should contact DEP immediately in order to obtain the necessary permits. Tom will work with Carolyn in getting a letter out to the landowners. **Motion:** Supervisor Bruner made a motion to have a letter sent to the landowners informing them of the need for DEP permitting, seconded by Supervisor Schreffler, vote called, motion carried 5-0. **Park Rule #9 Alcohol** – The Solicitor stated Dauphin County Parks and Recreation collects applications of LCB licensees who are interested in applying for temporary permits for the functions at Ft. Hunter and these are submitted to the LCB for approval. There is a fee that each licensee pays for the privilege. Each licensee is responsible for operation of the sale and use of the alcohol at Ft. Hunter. Each licensee is responsible for insurance and must have proof of insurance. As a payment each licensee is asked to donate a case of wine and then the County distributes the wine to the non-licensee vendors who pay to sponsor the events. The County each year has an organizational meeting where they endorse the festival and adopt the no-alcohol policy. Chairman Bechtel stands by his commitment to no alcohol. Supervisor Bruner asks if the Township could make exceptions for certain functions. The Solicitor stated this could be done as the County does each year. **Motion:** Supervisor Bruner made a motion to maintain the “No Alcohol” rule, seconded by Supervisor Schreffler, under discussion Supervisor Schreffler stated he is not opposed to following the County’s procedure when it comes to festivals, Chairman Bechtel stated if this is done, it needs to be implemented in a timely fashion, vote called, motion carried 5-0. **Fly Issue** – The Board agreed the letter should be sent out to farmers and landowners. Chairman Bechtel suggested a press release be sent out in February to remind farmers of the concern with the manure management. Gregg Martin from the Penn State Extension Office indicated he submitted to the Township more material regarding bio-solids and the material is obtainable as a public record. Chairman Bechtel stated he talked

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to a resident outside of Halifax who indicated he witnessed flies coming from a mowed field which had been wet with rain. He also stated there are Right-To-Farm laws in this state and if the Township makes regulations that go against the state, then the Township could be subject to a lawsuit from the Attorney General's office. Chairman Bechtel will make contact with Emily Hoffman regarding the sending of the letter.

NEW BUSINESS: Budget Meetings – Motion: Supervisor Bruner made a motion to schedule and advertise the budget meetings for October 20 and 27, seconded by Supervisor Paul, vote called, motion carried 5-0. **Secretary's Resignation** – Chairman Bechtel read the secretary's resignation to be effective at the close of business on November 7. **Motion:** Supervisor Bruner made a motion to accept the secretary's resignation, seconded by Supervisor Paul, vote called, motion carried 5-0. Chairman Bechtel stated that Carolyn may possibly be involved in the transition. **Motion on Advertisement** – Supervisor Bruner made a motion to have the position vacancy advertised in the Sentinel for two weeks and once in the Sunday Patriot News with a deadline of September 30, seconded by Supervisor Paul, vote called, motion carried 5-0. A committee consisting of Supervisor Schreffler and Paul will review the applications. The Solicitor stated he could serve as an ex officio on the committee to identify the interviewees. Supervisors Schreffler and Paul have no problem with the Solicitor serving in that capacity. Melinda Warfel suggested the financial records be audited for the period the current treasurer served. The Board took her suggestion under advisement. The solicitor suggested the budget dates not be advertised yet in order to allow the committee to review the applications and for the Board to decide when to announce the selected individual. This announcement to hire could be made at a budget meeting and this would need to be included in the advertisement. The Board agreed.

AGENDA ITEMS FOR NEXT MEETING: Fred Thompson Issue, EMC overdue reports, LCB Noise Ordinance renewal, speed limits and Darrell Winters shed issue at Hornungs.

ANNOUNCEMENTS: Planning Commission Meeting October 6 at 7 p.m. and Township Meeting October 13 at 7 p.m.

ADJOURNMENT: Supervisor Bruner made a motion to adjourn at 10:07 p.m., seconded by Supervisor Paul, vote called, motion carried 5-0.

Respectfully Submitted,

Carolyn Nye
Secretary