

# WEST MANHEIM TOWNSHIP BOARD OF SUPERVISORS

## WORK SESSION

**Tuesday, June 17, 2008 - 6:00 p.m.**

The Public Work Session was called to Order by Chairman Barnhart at 6:00 p.m., followed by the Pledge to the Flag and Invocation.

ROLL CALL: Present were Supervisors Barnhart, Raubenshine, Williams, Parr and Gobrecht. Also present were Solicitor Linus Fenicle and Terry Myers and Mike Knouse from C. S. Davidson, Inc.

VISITORS: Visitors register attached.

PUBLIC COMMENT - ITEMS NOT LISTED ON AGENDA: There were no comments at this time.

APPROVAL OF AGENDA: The Agenda was approved with the following additions, (11D1-Recreation Association, 11D2-A letter from The Hanover Fire Company and 11D3-A letter from Bert Elsner II.), in a motion by Supervisor Williams and seconded by Supervisor Parr. Motion carried.

APPROVAL OF DISBURSEMENTS: The Disbursements for the Month of June 2008, from all Funds, were approved as listed in a motion by Supervisor Williams, seconded by Supervisor Parr and carried.

APPROVAL OF MINUTES: The Minutes of the Regular Meeting of June 5, 2008 were approved, as distributed, in a motion by Supervisor Williams, seconded by Supervisor Parr and carried. Supervisor Gobrecht abstained from this vote.

RECREATION BOARD REPORT: Supervisor Gobrecht attended the car show held on June 14, 2008. He reported it was a success but could not give details. Manager Richardson will give an update at the next meeting.

CHIEF OF POLICE REPORT: (A) The Monthly Statistics Report for May, 2008 was approved in a motion by Supervisor Williams, seconded by Supervisor Parr and carried.

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ROUTINE WORK SESSION ITEMS: ENGINEER'S REPORT – Public Improvement Construction - A request was received from the developer of Southpointe for release of bonds. In a motion by Supervisor Williams, seconded by Supervisor Raubenstine and carried, the Board approved the release from maintenance bonds for Phase I Parcel II, Phase II Parcel I, and Phase II Parcel II of the Southpointe Development. Street Maintenance Program - Construction has been completed and Sunset Drive has been re-opened. Miscellaneous Streets - In a motion by Supervisor Williams, seconded by Supervisor Parr and carried, the Board authorized for advertisement of bids for oil and chip projects for Skylite Drive and Hillcrest Drive. Baltimore Pike Curb and Sidewalks- In a motion by Supervisor Williams, seconded by Supervisor Parr, and a unanimous roll call vote, the Board adopted Resolution #2008-25 which authorizes the Chairman or Vice Chairman to sign the condition statement for the Highway Occupancy Permit. Area 2 & 3 Sanitary Sewer – Resolution #2008-26 was adopted which authorizes the Chairman or Vice Chairman to sign the condition statement for the Highway Occupancy Permit. This action was in a motion by Supervisor Williams, seconded by Supervisor Gobrecht and a unanimous roll call vote. Water Study - In a meeting with York Water Company on June 10, 2008, they expressed their interest in putting the water tank into operation. Supervisor Williams made a motion to have the York Water Company put water in the tank and disinfect it. This motion died due to no second. Supervisor Raubenstine then requested that the administrator look into the issue of insurance for the water tank. This project may be able to be completed jointly with York Water and the Township. In a motion by Supervisor Parr, seconded by Supervisor Raubenstine and carried the board decided to table this issue until the July meeting. Zoning Ordinance Update - The Public Hearing has been scheduled for August 7, 2008. Fairview Drive/Baltimore Pike & Brunswick Drive/Baltimore Pike Traffic Signals - Penn Dot has issued a letter regarding yearly maintenance of all traffic signals in the Township. In a motion by Supervisor Williams, seconded by Supervisor Parr and carried, the Board authorized Manager Richardson to have the maintenance contractor perform an inspection and provide a report. Escrow Fees - In a motion by Supervisor Williams and seconded by Supervisor Parr, the Board adopted Resolution #2008-27 amending the Fee Schedule for escrow amounts for Residential and Commercial Subdivisions. The developer will have to reestablish the escrow account when it is drawn below \$500.00. This will go into effect with any newly filed plans. Motion carried.

SOLICITOR'S REPORT: Linus indicated that what he needed to discuss was listed on the Agenda.

ROADS, WATER LINE EXTENSIONS, PUBLIC SEWER and ETC. - There was nothing to add.

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CORRESPONDENCE: (1) Supervisor Gobrecht asked if the donation to the West Manheim Recreation Association, which was increased to \$8,000.00 for 2008 could be split in half to allow them to do maintenance on the fields after the carnival. In a motion by Supervisor Gobrecht and seconded by Supervisor Williams the board approved a donation of \$4,000.00 at this time. Motion carried with Supervisor Parr voting "no". (2) In a motion by Supervisor Williams, seconded by Supervisor Gobrecht and carried, the Board granted permission for a brush truck and crew from Pleasant Hill Fire Company to assist the Hanover Fire Department at their Liberty Day activities on Moul Field. (3) A letter was received from Bert Elsner II concerning skeet shooting in the Township. He asked the Board to not prevent the law abiding residents from enjoying their hobbies.

REPORTS: The Treasurer's Report for May, 2008 was approved, as distributed, in a motion by Supervisor Williams, seconded by Supervisor Parr and carried.

The Roadmaster's and Code Enforcement Officer's Reports for May, 2008, were accepted, as distributed, in a motion by Supervisor Williams, seconded by Supervisor Parr and carried.

The SEO Report for May, 2008 was approved and accepted in a motion by Supervisor Williams, seconded by Supervisor Parr and carried.

The Pleasant Hill Fire Company and Ambulance Reports for April and May, 2008 were accepted in a motion by Supervisor Williams and seconded by Supervisor Parr. Motion carried. Supervisor Barnhart made a motion to purchase 10 Channel Lock Tools for the Fire Company at a price of \$43.46 each. This motion was seconded by Supervisor Parr and carried. Supervisor Raubenstine asked that they negotiate for the best price.

The Utilities Supervisor Reports- Deleted from agenda.

OTHER BUSINESS: (A) Linus met with Northfields on the Special Exception Issue. He will take a look at their request and report back to the Board at the Work Session Meeting on July 15, 2008. (B) A request was received from York Water asking for approval from the Township to install 9 Fire Hydrants along the water line route coming from Union Township. In a motion by Supervisor Williams, seconded by Supervisor Raubenstine and carried, the Board authorized Manager Richardson to respond back to York Water indicating Township approval. (C) The Water Tank was discussed under the Engineer report. (D) The resolution was adopted earlier on the agenda.

MANAGER'S REPORT: (A) The Board received a report on the New Township Building costs. (B) The Board discussed how to modify the existing ordinance controlling outdoor burning. Supervisor Williams indicated that the ordinance that he

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had presented to the Board members will not be able to be used by the Township. It is only for corporations and businesses. Supervisor Williams suggested that the fines be increased to the highest amount allowed. Supervisor Williams made a motion to increase the amount of the fine to \$1,000.00 for violating the Ordinance. Supervisor Barnhart seconded the motion. This motion failed due to negative votes from Supervisors Raubenstein, Parr and Gobrecht. Supervisor Gobrecht indicated that the conditions of violation need to be made clearer and a change in the safe distance could be increased past 25 feet. Chief Hippensteel reported that the problem he sees frequently involves what *can* and *can't be* burned, more often than the hours allowed by the Ordinance. The Board will discuss this issue and make any changes at the Work Session Meeting on July 15, 2008. (C) Andy and Linus are working to negotiate a franchise extension agreement with Comcast. (D) A traffic study was received from York County Planning Commission recommending no parking anytime on the Baltimore Pike from Fuhrman Mill Rd. north to the Penn Township line. In a motion by Supervisor Raubenstein and seconded by Supervisor Williams, the Board agreed to adopt an ordinance to this effect. Motion carried. The Solicitor will draft an Ordinance for review by Chief Hippensteel and the Board of Sueprvisors. (E) York County Planning Commision had conducted a traffic study along Fuhrman Mill Rd. The focus of this study was the speed limit beginning at Black Rock Rd. and terminating at Frogtown Rd. Supervisor Barnhart explained that a resident had requested this speed study. Supervisor Gobrecht does not believe the speed limit should be reduced from 40 mph to 30 mph. Supervisor Williams believes the sharp turns in the road are dangerous. Supervisor Williams made a motion to lower the speed limit as recommended. Supervisor Barnhart seconded the motion and the motion failed due to "nay" votes by Supervisors Raubenstein, Gobrecht and Parr.

OLD BUSINESS: (A) Historical Museum - There was nothing to discuss. (B) Long Range Planning - There was nothing to discuss. (C) Strategic Planning, Supervisor Parr - (1) In a motion by Supervisor Parr, seconded by Supervisor Williams and carried, the Board authorized the Township Manager to have the shelving from the kitchen placed in the storage room for archival files by Wednesday, June 25, 2008, in anticipation of the move on June 30<sup>th</sup>. (2) In a motion by Supervisor Parr, seconded by Supervisor Williams and carried, the Board authorized the Township Manager to submit an update of income and expenses for the first half of 2008 to be compared with the 2007 Budget. This should be presented for the July 15, 2008 meeting. (3) Supervisor Parr made a motion to have the Township immediately take steps to design its own Sewage Treatment Plant. Tim Pfaff shall submit a proposal for the July 15, 2008 Work Session of the Board recommending a course of action. He should also meet with Rep. Ron Miller to request his help to secure funding. This motion was seconded by Supervisor Williams and carried. (4) In a motion by Supervisor Parr, seconded by Supervisor Gobrecht and carried, the Board authorized Manager Richardson to submit an Organization Chart by

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the July 3, 2008 Business Meeting which shall include who is acting Township Manager in his absence. This decision will be made by the Board members. (5) In a motion by Supervisor Parr, seconded by Supervisor Williams and carried, the Board authorized Manager Richardson to submit the costs and benefits of the change in cell phone providers for the Township employees. The Board would like to know the anticipated savings to the taxpayers by the switch in cell phone providers.

NEW BUSINESS: (A) The request for the return of Maintenance Bonds was approved earlier in the Agenda. (B) An issue was brought to the last meeting of the Board concerning target shooting in the Township. Carl & Brenda Grubb of Impounding Dam Rd. indicated that a neighbor was shooting and some debris came onto their property. Brenda Grubb is concerned for the safety of other residents. The Board decided to discuss this issue in more detail and invite other residents to express their concerns regarding the adoption of an ordinance. Several residents were present tonight.

Chris Scheller, 21 Leppo Mill Rd. - He is the neighbor that was involved with the incident that was discussed by the Grubbs. He explained that the shooting he does on his property is done safely with his 13-year old son. He would like to be a good neighbor and invited the Grubbs or any other surrounding neighbors to call him directly with their concerns so the police incidents can be avoided.

Ben Mangus, 35 St. Georgia Drive - He asked the Board to use common sense in developing an ordinance for shooting in a residential area. The PA Game Commission may offer some assistance.

Larry Saltzgiver, 1710 Baltimore Pike - He believes Mr. Grubb does not like any shooting around his property and now he wants the shooting stopped at a private range on private property. He doesn't believe one resident should control the actions of a whole Township.

Robert Eckenrode, 88 Casino Court - He asked the Board to please keep archery practice out of the Ordinance. The shooting of a bow can be conducted safely on smaller parcels of land.

Bruce Schott, 2733 Pleasant Hill Rd. - He owns 25 acres and his land is zoned residential. He may want to practice target shooting in the future and would like to be able to shoot groundhogs, raccoons, etc. around his home. The Board will need to reach a balance in the ordinance regarding what is and what is not allowed.

Randy Howe, 1179 Grand Valley Rd. - With permission from his neighbors, he enjoys hunting off his back porch. The ordinance will need to define the term "Residential".

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Debbie Scheller, 21 Leppo Mill Rd. - She believes that some of the information in the newspaper article involving her husband was false. She checked the distances between her property and the neighbor's property. Her opinion is that the Board will first have to decide what is considered residential. She believes that the time her husband and son spend together in their own yard is important.

Greg Wentz, 733 Glenville Rd. - Greg thinks this issue is more a neighbor dispute than anything else and should be dealt with in that manner.

Brenda Grubb, 590 Impounding Dam Rd. - She explained that most of the people who spoke tonight she has known for a long time. She realizes a lot of them are hunters and would imagine they have more than three or four acres of property. She does not want the ordinance to affect everyone or control all areas of the Township. She is more concerned with the safety issue. There are several lots for sale around their property and she does not want an innocent person getting hurt.

Supervisor Barnhart explained that the Board will not be deciding this issue tonight. The Solicitor is reviewing several ordinances. The next step will be to review a draft of an ordinance to deal with this problem. He asked all the concerned parties keep in touch with the Township. Supervisor Parr indicated that the Board of Supervisors has nothing in a Township Ordinance to protect our residents from reckless shooting.

#### PUBLIC COMMENTS AND/OR SUPERVISORS COMMENTS:

Debbie Scheller asked what could be done about some run-off that is occurring on Leppo Mill Rd. from a hillside that was cleared. She was told to contact Karen Ward of the York County Conservation District or the Township engineers to discuss this issue.

Ben Mangus asked when Fairview Drive would be repaired. The developer is working on the final design and the repair is scheduled for later this summer.

Randy Howe asked about the hydrants that will be included along the water line coming into the Township from Union Township. Earlier on the Agenda, the Board approved nine hydrants in these areas.

Harold Hartlaub of 41 Hillcrest Drive is concerned about West Nile virus and about the water laying in the Ryan Homes development and also the property along the Baltimore Pike with the junk cars. The Engineers will look at the water issue and Supervisor Barnhart said the Township has been working on the junk car issue.

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Robert Eckenrode reported that most of the barrels used for burning do not get enough air which causes a lot of smoking to occur. He asked the Board to consider this in the development of the Ordinance.

Supervisor Williams asked for a copy of the letter that was forwarded to the WMT Lions Club for the 2008 Wine Festival.

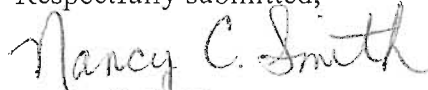
Supervisor Raubenstine reported that the spraying for gypsy moths in York County has been completed for 2008. If anyone would like to be included in next year's program, the applications can be filled out at this time for the 2009 Program.

Supervisor Barnhart requested that the Board begin receiving quarterly reports on the Budget. When decisions are made throughout the year to spend funds that were not originally budgeted, the Board would be able to designate from where the funds should come.

NEXT SCHEDULED MEETINGS: Supervisors Regular Meeting - Thursday, July 3, 2008 at 6:00 p.m. with Supervisors Caucus at 5:30 p.m. Work Session Meeting - Tuesday, July 15, 2008 at 6:00 p.m. with Supervisors Caucus at 5:30 p.m.

ADJOURNMENT: The Work Session Meeting was adjourned at 7:40 p.m. in a motion by Supervisor Williams, seconded by Supervisor Parr and carried.

Respectfully submitted,



Nancy C. Smith  
Secretary