

The Board's Minutes of the East Donegal Township Board of Supervisors  
Held on January 5, 2015

The re-organization and regular meeting of the Board of Supervisors of East Donegal Township was held on Monday, January 5, 2015 at 5:00 PM in the East Donegal Township Municipal Building, 190 Rock Point Road, Marietta, PA 17547.

The meeting was called to order by Supervisor Dennis J. Drager.

Roll call of Supervisors: Present were Dennis J. Drager, Chairman; Allen D. Esbenshade, Vice Chairman; John Murphy, Member and Jeffrey Butler, Township Manager.

Public attendance is attached.

Supervisor Murphy led with a Prayer and Pledge to the Flag.

Re-Organization of the Board:

On a motion of Supervisor Drager, seconded by Supervisor Murphy, Mr. Jeffrey Butler was nominated Acting Chairman. The Acting Chairman called for nominations from the floor.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to nominate Mr. Drager as Chairman, Mr. Esbenshade as Vice-Chairman, Mr. Butler as Secretary and Joyce Boyer as Treasurer for 2015. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes and Mr. Drager; yes. Motion carried.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to reappoint Marvin K. Nissley to the East Donegal Township Zoning Hearing Board for a three-year term until December 31, 2017. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes and Mr. Drager; yes. Motion carried.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to reappoint Robert Smeal for a five-year term until December 31, 2019. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes and Mr. Drager; yes. Motion carried.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to reappoint Keith L. Heigel for a five-year term until December 31, 2019. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes and Mr. Drager; yes. Motion carried.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to reappoint Michael Guinivan and David Houseal for four-year terms until December 31, 2018. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes and Mr. Drager; yes. Motion carried.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to reappoint Jacob G. Smeltz for a three-year term until December 31, 2017. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes and Mr. Drager; yes. Motion carried.

The Board approved the minutes for December 4, 2014 by a motion made by Mr. Murphy and seconded by Mr. Murphy. Discussion: None. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes, Mr. Drager; yes. Motion carried.

Supervisor Drager announced that the Board of Supervisors met in executive session on Wednesday, December 17, 2014 and Thursday, December 18, 2014 for interviews of potential Township Solicitor appointees.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to approve the Treasurer's Reports for the Township and Maytown East Donegal Township Fire Department and approve the payment of all bills. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

Mr. Drager acknowledged the receipt of the Balance Sheets for all Township Funds which were mailed to each Supervisor and dated November 17, 2014.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to make the following staff appointments:

- 1) Jeffrey L. Butler as the East Donegal Township Manager and Township Secretary
- 2) Joyce E. Boyer as Township Treasurer
- 3) Brian Scott Schaefer Township as Roadmaster
- 4) Craig Underwood as the East Donegal Township Zoning Officer and East Donegal Township Building Code Official.

Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Drager and seconded by Mr. Esbenshade to reappoint Supervisor Murphy to serve as representative on the Susquehanna Regional Police Commission and Supervisor Esbenshade as alternate. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to the Lease for Susquehanna Regional Police Department for the year 2015 for the address of 188 Rock Point Road. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Drager and seconded by Mr. Esbenshade to reappoint John E. Murphy to the Maytown-East Donegal Township Fire Department Board of Directors for a three year term until December 31, 2017. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to reappoint Stephen Mohr as the Animal Control Officer. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to appoint Matthew J. Creme, Jr., Nikolaus & Hohenadel, LLP, as Township Solicitor. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to appoint Neil Albert as legal counsel for the Zoning Hearing Board. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to appoint Jeffrey L. Butler as the voting delegate and Allen Esbenshade as the alternate voting delegate at the 2015 PSATS Convention on the dates of April 19 to April 22, 2015. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Esbenshade, seconded by Mr. Drager, to approve the following banks for the deposit of Township Funds.

- 1) Union Community Bank
- 2) PA Local Government Investment Trust
- 3) PNC Bank, N.A.

Discussion none. Vote: Mr. Esbenshade, yes; Mr. Drager, yes; Mr. Murphy abstained from the vote due to his relationship with Union Community Bank.

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to adopt Resolution 2015-1 appointing David Lockard as Sewage Enforcement Officer with Dylan Sites as alternate with rates being set as follows:

- 1) An hourly rate of \$37.50/hour
- 2) Percolation Test Fees of \$250.00
- 3) Additional Personnel charge of an hourly rate while conducting percolation testing of \$22.50/hour
- 4) Clerical \$18.00/hour
- 5) Mileage to be \$0.56/mile
- 6) Sewage Permit Fees
  - a. Single Family residential and multi-family residential sewage system \$135.00
  - b. Commercial, recreational, and institutional sewage system \$210.00
  - c. Holding tanks \$210.00

Discussion none. Vote: Mr. Murphy, yes; Mr. Esbenshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbenshade to adopt Resolution 2015-2 appointing the Lancaster County Treasurer's Office as the Deputy Tax Collector of Real

Estate Taxes for the Township. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbensshade to approve the 2015 wage schedule for Township Employees (attached). Discussion none. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbensshade to establish the following Refuse and Recycling fees for 2015:

Refuse/Recycling Collection - \$190.00 per year. The fee will be billed as \$95.00 payable semi-annually.

Yard Waste and Grass Tags - \$1.00 each

Oversized Item Tags - \$3.00 each

Appliance Tags - \$12.00 per Appliance

Tire Tags - \$2.00 per Tire

Wheel tags - \$2.00 per Wheel

It was noted that the rates and fees remain the same from 2014. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbensshade to approve contracting Knaper's Stop and Go for the provision of Portable Toilets as follows: Two (2) located at the Maytown-East Donegal Township Fire House for Fuhrman Park, three (3) at Riverfront Park, one (1) at Legion Park, and one (1) at R&J Field, at the following rates:

Regular Unit w/Hand Sanitizer/Paper, 1x/Week Service - \$68.00 per month

Handicap Unit w/Hand Sanitizer/Paper, 1x/Week Service - \$90.00 per month

Discussion none. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbensshade to adopt Ordinance 2015-1 amending Chapter 15, Part 4 (General Parking Regulations), Section 407. (Special Purpose Parking Zones Established; Parking Otherwise Prohibited) of the Code of Ordinances of East Donegal Township to delete one designated handicap parking space on West High Street and add one designated handicap parking space at 101 East High Street. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbensshade to adopt Ordinance 2015-2 authorizing the participation of East Donegal Township in the Pennsylvania Townships Health Insurance Cooperative Trust pursuant to the Pennsylvania Intergovernmental Cooperation Law. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Esbensshade and seconded by Mr. Murphy to knowledge receipt of request from Nelson K. and Mary L. Ginder for property located at 508 Pinkerton Road, Mount Joy, PA 17552, be removed from the Urban Growth Area and authorize such request to be

forwarded to the Lancaster County Planning Commission and East Donegal Township Planning Commission for review and comment. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Murphy and seconded by Mr. Esbensshade to approve the Stormwater Management Plan for Elam Stoltzfus, prepared by Dawood Engineering, Inc., dated November 20, 2014, last revised December 16, 2014.

The approval of the Stormwater Management Plan is subject to the following conditions:

Compliance with the review comments outline by David Miller/Associates, Inc. in a review letter dated December 22, 2014.

All plan certificates shall be completed and appropriate seals affixed prior to submission of plans for Township signature.

The Applicant's written acceptance of the conditions within thirty (30) days from receipt of written notice of plan approval by the Township Board of Supervisors, on a form provided by the Township.

If the conditions are not accepted, the approval by the Board of Supervisors will be revoked, and the application will be denied for the reasons listed as conditions of approval of the Plan and ordinance modifications.

Discussion none. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Esbensshade and seconded by Mr. Murphy to accept and execute the Engineering Services Proposal from Grove Miller Engineering, Inc., for services associated with the traffic signal improvements proposed for the intersection of River Road (SR 0441) and Market Street (SR 0023). Project improvements are to be funded through a PennDOT Automated Red Light Enforcement Grant. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Esbensshade and seconded by Mr. Murphy to grant the request from Mount Joy Borough Authority for waiver of financial securities for site improvements for replacement of sewage pump station No. 2. Discussion none. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

A motion was made by Mr. Esbensshade and seconded by Mr. Murphy to approve the Stormwater Management Plan for David I. and Sharon C. Watson, prepared by D.C. Gohn Associates, Inc., dated December 3, 2014.

The approval of the Stormwater Management Plan is subject to the following conditions:

Compliance with the review comments outline by David Miller/Associates, Inc. in a review letter dated December 18, 2014.

All plan certificates shall be completed and appropriate seals affixed prior to submission of mylars for Township signature.

The Applicant's written acceptance of the conditions within thirty (30) days from receipt of written notice of plan approval by the Township Board of Supervisors, on a form provided by the Township.

If the conditions are not accepted, the approval by the Board of Supervisors will be revoked, and the application will be denied for the reasons listed as conditions of approval of the Plan and ordinance modifications.

Discussion none. Vote: Mr. Murphy, yes; Mr. Esbensshade, yes; and Mr. Drager; yes.

#### Reports

- A. Administration/Personnel - Supervisor Esbensshade - None
- B. Finance - Supervisor Murphy - None.
- C. Parks and Recreation - Supervisor Esbensshade - None.
- D. Planning and Development - Supervisor Drager - None
- E. Public Safety - Supervisor Murphy - None
- F. Public Works - Supervisor Drager – None.

#### Reports

Zoning Officer's report: For the month of December 2014, Permit #Z-014246 through Permit #Z-014250 was issued for a total value of \$3,150,200.00. Total Zoning Fees collected equaled \$4,326.00.

Roadmaster's Report: The December 2014 Report was received.

Northwest Emergency Medical Services Report: For December 2014 Northwest EMS responded to 37 calls in East Donegal Township. For the calendar year 2014, Northwest EMS has responded to a total of 466 calls in East Donegal Township.

Fire Department Mount Joy Report: For the month of December 2014, the Fire Department responded to 3 first due calls in East Donegal Township.

Maytown East Donegal Township Fire Department: No report was given at this time.

Rheems Fire Department: No report was given at this time.

The next meeting of the Board of Supervisors will be held on Thursday, February 6, 2014 at 7:30 PM.

Adjourn: A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to adjourn at 5:35 PM.

Respectfully Submitted,  
Jeffrey L. Butler, Township Secretary