

The Board's Minutes of the East Donegal Township Board of Supervisors
Held on June 2, 2016

The regular meeting of the Board of Supervisors of East Donegal Township was held on Thursday, June 2, 2016, at 7:30 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.

Supervisor Drager introduced Richard Farmer as the recipient of the 2016 Township Board of Supervisors Scholarship Program Award. Richard is a 2016 graduate of Donegal High School and Township resident. The Scholarship Program provides an outstanding Donegal School District senior with \$1,000.00 to be used for post-high school education costs. Richard will be attending Susquehanna University to study accounting.

Scott Kingsboro, Executive Director of Northwest Emergency Medical Services, was present to thank the Board for its continued financial assistance and for the completion of improvements to the Maytown station. Mr. Kingsboro gave a brief overview of recent activities of the organization and presented the Board with the Northwest EMS Annual Report for 2015.

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to recess the regular meeting of the Board and reopen the public hearing to consider the conditional use application of Maytown School House L.P. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes and Mr. Drager; yes. Motion carried.

Matthew Creme, Township Solicitor, briefly summarized the procedural actions taken at the start of the public hearing. He indicated that three of the four interested neighbors granted party status were not present for the continuation of the hearing. Michael Cassidy, 104 East High Street in Maytown, was the only neighboring property owner granted party status present for the continuation.

Mr. Creme entered a proposed condition to allow resident parking in applicant's parking spaces along Jacob Street as Board Exhibit #1. There was no objection to the condition by the applicant's representative Keith Good.

Mr. Good proceeded to address the applicant intent to show that the use is in the best interest of the community. Mr. Good stated that to integrate the project into the community, the applicant is willing to install a macadam walkway along, but outside of the legal right-of-way, Route 743. The walkway will extend across the property frontage and connect to existing sidewalk to the north and south.

In addition, Mr. Good introduced Mr. Ray D'Agostino, Chief Executive Officer for Lancaster Housing Opportunity Partnership as his next witness. Mr. D'Agostino provided summary information from a recent housing market analysis prepared for Lancaster County. This information highlighted the need for housing options such as the rental apartments proposed with this project. Mr. D'Agostino also

presented letters from the Economic Development Company of Lancaster County and the Lancaster Chamber of Commerce and Industry stating their support for the project based on the need of this form of housing in the county. These letters were marked applicant's Exhibit A-7 and Exhibit A-8.

In response to a question from Mr. Cassidy, Mr. D'Agostino indicated that his organization, Lancaster Housing Opportunity Partnership, does recommend that communities have some form of property maintenance code to ensure some level of maintenance of housing units.

Mr. Good indicated that there would be no further testimony presented by the applicant.

Mr. Creme called on Mr. Craig Underwood, Township Zoning Officer and Building Code Official, to attest to the recommendation of the Township Planning Commission regarding the conditional use application. Mr. Underwood presented a memorandum outlining the recommendation of the Planning Commission, made at the Planning Commission's meeting of May 5, 2016, to grant the conditional use approval with a number of suggested conditions. The memorandum was entered into the record of the hearing as Exhibit T-1.

Mr. Cassidy then presented his list of potential conditions for consideration, should the Board of Supervisors grant approval of the application. His information was entered into the record as Exhibit C-1. Mr. Cassidy stated that property maintenance and enforcement is needed to address unsuitable conditions. He stated general support for the recommendation of the Township Planning Commission.

Having no more testimony from the applicant or those granted party status, Mr. Creme opened the hearing to public comment.

Mr. Justin Arnold, resident at 15 Hemlock Drive, stated the need for a 6' high fence along the parking compound adjacent to his property to block headlights from vehicles. In addition, Mr. Arnold identified that there is an existing stormwater issue on properties along Hemlock from water running from the school property.

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to close the public hearing to consider the conditional use application of Maytown School House L.P. and provide a written decision within 45 days of the close of the hearing. 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 adjourn the public hearing and return to the regularly scheduled public meeting of the Board. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes and Mr. Drager; yes. Motion carried.

The Board approved the minutes for May 5, 2016, by a motion made by Mr. Esbenshade and seconded by Mr. Murphy. Discussion: None. Vote: Mr. Murphy; yes, Mr. Esbenshade; yes, Mr. Drager; yes. Motion carried.

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve the Treasurer's Reports for the Township and approve the payment of Township bills. Discussion none. Vote: Mr. Murphy, yes, abstaining from the vote on check #49354 payable to Union Community Bank; 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 May 31, 2016.

Old Business.

None.

New Business.

Request for Reduction – John Martin Stormwater Management Plan

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve the reduction of financial securities posted for the Stormwater Management Plan for John Martin totaling \$9,149.00, as recommended in the letter from David Miller/Associates, Inc., dated May 9, 2016.

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

Request for Reduction – Final Subdivision Plan for Robert and Virginia Melhorn (Sherman and Walton, Inc.)

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to approve the release of Letter of Credit #4028 posted for the Final Subdivision Plan for Robert E. and Virginia N. Melhorn totaling \$9,125.00, and the reduction of Letter of Credit #D006151 posted for the same subdivision plan totaling \$14,564.00, as recommended in the letter from David Miller/Associates, Inc., dated May 26, 2016.

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

Final Land Development Plan/Lot Add-on Plan for Calvary Bible Church – 629 Union School Road

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve the Final Land Development Plan/Lot Add-on Plan for Calvary Bible Church, prepared by Harbor Engineering, Inc., dated March 28, 2016, and grant the following modifications to Township requirements:

Modification to Chapter 22, Part 3, Section 302.1. –To waive required filing of a preliminary plan.

Modification to Chapter 22, Part 4, Section 403.1. –To permit plan to be prepared at a scale of 30 feet to the inch.

Modification to Chapter 22, Part 5, Section 503.1.I. –To waive completion of improvements to existing streets located at the perimeter of the property.

Modification to Chapter 22, Part 5, Section 503.1.J. –To waive the required preparation of a Traffic Impact Study.

Modification to Chapter 22, Part 6, Section 605.1.B. –To waive the required curbing within parking compounds and along street located at the perimeter of the property.

Modification to Chapter 22, Part 6, Section 605.2.C. and 605.2.D. –To waive the required sidewalks within parking compounds and along street located at the perimeter of the property.

Modification to Chapter 22, Part 6, Section 604.5.A. –To waive the required roadway widening of Union School Road to Major Collector Street specifications.

The approval of the Final Land Development Plan/Lot Add-on Plan and the granting of ordinance modifications are subject to the following conditions:

Compliance with the review comments outline by David Miller/Associates, Inc. in a review letter dated May 20, 2016.

Posting of financial security in accordance with Chapter 28, Part 5, Section 510.

The applicant entering into an agreement with the Township for the completion, at the applicant's expense, of waived curb, sidewalk and roadway widening improvements at such time the Township Board of Supervisors decide that the deferred improvements are necessary.

The Applicant's written acceptance of any 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.

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

Stormwater Management Plan for New Boiler Building, Armstrong World Industries – 1507 River Road

A motion was made by Mr. Murphy, and seconded by Mr. Esbensshade, to approve the Stormwater Management Plan for New Boiler Building, Armstrong World Industries.

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

Intergovernmental Insurance Cooperative Surplus Funds.

A motion was made by Mr. Esbensshade, and seconded by Mr. Murphy, to approve earmarking surplus funds received from the Intergovernmental Insurance Cooperative

totaling \$34,470.00 to fund post-retirement benefits in lieu of applying such funds to monthly Aggregate Claim Fund Deposit payment.

Proposal for the Preparation of Stormwater Management Program Document – LandStudies, Inc.

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to approve entering into a contract with LandStudies, Inc. for the preparation of a Stormwater Management Program document in an amount not to exceed \$7,450.00, as provided for in proposal #D-693.3-16 and dated March 28, 2016.

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

Annual Craig Heisey Memorial 5k Race - Saturday, November 5, 2016

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve the request of the Rainbow's End Youth Services to hold the annual Craig Heisey Memorial 5k race on Saturday, November 5, 2016, subject to submittal of the appropriate Certificate of Insurance citing East Donegal Township as an additional insured party.

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

Donegal Foundation Annual 5K Run – Saturday, September 17, 2016.

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to approve the request of the Donegal Foundation for the use of Riverfront Park and the Northwest Lancaster County River Trail on Saturday, September 17, 2016, for its annual 5K Run, subject to submittal of the appropriate Certificate of Insurance citing East Donegal Township as an additional insured party.

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

Letter of Support for Marietta Borough Grant Application

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve the submittal of a letter of support for the 2016 Grant Application of Marietta Borough to the Pennsylvania Department of Economic and Community Development for funds to complete the Northwest Lancaster County River Trail within the Borough.

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

Wage Increase For Public Works Crew Members

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to authorize the following increases in hourly wage rates for Township road crew members: Dale Mowrer, an increase of \$1.00 per hour; James Roop, an increase of \$2.39 per hour; and William Sager, an increase of \$1.00 per hour.

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

Township Summer Playground Program Employees

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to approve the hiring of the following applicants for the part-time summer playground positions for 2016, as recommended by the Township Park Commission:

Zach Jantzi
Kalee Fahndrich
Lindsay Mackley
Zachary Runkle
Tory Spenla

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

Contribution to American Legion Post #809 – Memorial Day Parade

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve a contribution of \$3,572.79 to the American Legion Post 809 for expenses associated with the 2016 Memorial Day Parade held Monday, May 30, 2016.

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

May 2016 Zoning/Building Report

Copies of the report were provided to the Board. For the month of May 2016, Permits # 016055 through Permit # 016074 were issued for a total value of \$1,832,735.00. Total permit fees collected totaled \$24,369.25.

Fire Department Mount Joy – April 2016 Monthly Incident Summary Report

For March 2016, Fire Department Mount Joy responded to 4 first due calls in East Donegal Township and 4 mutual aid calls.

Letter From Maytown Historical Society – Future Budget Consideration

The Board received a letter from the Maytown Historical Society, dated May 11, 2016, outlining some of the efforts the group anticipates undertaking over the next few years. The letter seeks an increase in the annual donation made by the Township to the Maytown Historical Society. They are seeking \$3,500.00 for the years 2017, 2018 and 2019.

May 2016 Milanof-Schock Library Report

The Board received the monthly report of activities at the Milanof-Schock Library.

Northwest Emergency Medical Services Report

For May 2016, Northwest EMS responded to 46 calls in East Donegal Township. Year-to-date, Northwest EMS has responded to 204 calls in East Donegal Township.

Maytown East Donegal Township Fire Department

No report given at this time.

Rheems Fire Department

No report was given at this time.

Liaison Assignment Reports –

Administration/Personnel - Supervisor Esbenshade – None.

Finance - Supervisor Murphy – None.

Parks and Recreation - Supervisor Esbenshade commended Mike Guinivan for his work with the Park Commission as well as his leadership on the Memorial Day Parade Committee.

Planning and Development - Supervisor Drager – None.

Public Safety - Supervisor Murphy indicated that Chief Haugh has informed the Susquehanna Regional Police Commission of his intent to retire on June 30, 2016. However, he will stay on as Interim Chief until a replacement is named by the Commission.

Public Works - Supervisor Drager – None.

Adjournment

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to adjourn at 9:10 PM.

Respectfully Submitted,
Jeffrey L. Butler, Township Secretary

The next meeting of the Board of Supervisors will be held on Thursday, July 7, 2016 at 7:30 PM at the East Donegal Township Municipal Building, 190 Rock Point Road, Marietta PA 17547.