

The Board's Minutes of the East Donegal Township Board of Supervisors  
Held on September 7, 2017

The regular meeting of the Board of Supervisors of East Donegal Township was held on Thursday, September 7, 2017, 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.

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

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

Adam Kosheba, Chief, Maytown East Donegal Township Fire Department, was present to inform the Board regarding the Department's planning efforts to purchase a new Fire Engine to replace the Department's current 1998 Seagrave engine. Mr. Kosheba indicated that the Department's Apparatus Committee presented its recommendation to the Department's Board of Directors that the Department pursue a new engine at the estimated cost of \$650,000.00.

Chief Kosheba stated that \$205,000.00 would be available from the Department and Township and the balance would be paid utilizing a 10-year loan at approximately \$52,000.00 per year. The Department is planning a pledge drive to raise funds for the purchase.

Chief Kosheba indicated a desire to order the new engine prior to January 1, 2018 to avoid an increase in cost in the new year. Chief Kosheba stated he would be back at the October 5, 2017 meeting of the Board to discuss the purchase further.

Ms. Cheri Bach, Stackstown Road resident, was present to express her complaint with the storage and application of sewage sludge on a neighboring farm. She stated that the sludge is stored uncovered in an open area that results in odors and runoff of sludge when it rains. Neighbors have had to install water filters for their use of well water.

Mr. Darvin Rogers, a Donegal Springs Road resident, expressed his believe that the storage and application of sludge on the neighboring property is not being done in accordance with the law. He indicated he has spoken with representative from the Pennsylvania Department of Environmental Resources (PaDEP) and the Lancaster Conservation District and they have done nothing.

The Board suggested that a meeting of Township officials and representatives of the PaDEP be scheduled to discuss the issue and what has been done to address neighbor concerns.

Mr. Michael Fritz, a Long Lane resident, raised concerns regarding speeding on Long Lane, the

amount of truck traffic that uses Long Lane and all-terrain vehicles (ATV) using public roadways. He indicated that the Township did sign a lower speed limit in the area of the residences on Long Lane, but drivers are not obeying the posted speed limit. He then presented a picture of a “No Truck” sign posted on another portion of Long Lane.

Supervisor Drager stated that farmers are permitted to use ATV’s as part of farming operations to move from area to area. Other ATV’s on roadways would be an enforcement issue for the Susquehanna Regional Police Department, as would the problems with speeding.

Supervisor Drager indicated that the “No Trucks” sign was posted on the portion of Long Lane between Route 23 and Route 441 due to the problems associated with trucks approaching and crossing the small bridge in that section of roadway.

Officer Laurel Bair, Susquehanna Regional Police Department, addressed the issue of ATV’s and speed on roadways and efforts being done by the Police Department.

Ms. Barbara Basile, Director, Milanof-Schock Library, was present to handout copies of the July 2017 Library Report. Ms. Basile highlighted the eclipse event as an example of the community’s interest and participation in Library’s activities.

The Board approved the minutes for August 3, 2017, 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 #49949 payable to Union Community Bank; Mr. Esbenshade, yes, abstaining from the vote on check #49982 payable to himself; and Mr. Drager, yes. Motion carried.

Mr. Drager acknowledged the receipt of the Balance Sheets for all Township Funds which were mailed to each Supervisor and dated August 30, 2017.

#### Old Business.

Request for Release of Financial Securities – Stormwater Management Plan for Donegal Mills.

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve the execution of an Agreement with Donegal Mills property, Inc. acknowledging their relinquishment of plan approval and approve the release of the Financial Securities posted for the Stormwater Management Plan for Donegal Mills.

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

Request for Reduction of Financial Securities – Donegal School District, Primary School Parking Lot Stormwater Management Plan.

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to approve the release of the Financial Securities posted for the Stormwater Management Plan for Donegal Primary School Parking Lot totaling \$19,054.30.

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

New Business.

Request of Waiver of Land Develop Plan Process – 333 Coffee Goss Road

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve the request for waiver of the land development plan process for 333 Coffee Goss Road as requested, subject to the following condition:

The Applicant processing a stormwater management plan for proposed site improvements and depicting the location of a second access proposed to the property.

Discussion: Mr. Gary Grossman, Coffee Goss Road Resident and partner in Frey Hoffer Partnership, raised an issue regarding the proposed driveway connection to Fuhrman Road. He indicated that a plan note recorded with a previous land development plan states that access to the property is limited to a common access drive off Coffee Goss Road.

Mr. Nathan Sexton, Coffee Goss Road resident, raised a concern that a waiver of the land development plan process would not allow for public review and comment on the plan.

A number of residents from the area surrounding the project location expressed concern regarding the impact the proposed improvement would have due to stormwater runoff and the adequacy of the stormwater management measures proposed.

Vote: Mr. Esbenshade, yes; Mr. Murphy, no; and Mr. Drager, no. Motion did not pass.

Stormwater Management Plan – 333 Coffee Goss Road

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to approve the Stormwater Management Plan for 333 Coffee Goss Road, prepared by D.C. Gohn Associates, Inc., dated June 5, 2017, last revised August 24, 2017, subject to the following conditions:

Compliance with the review comments outline by David Miller/Associates, Inc. in a review letter dated September 6, 2017.

Applicant posting financial securities to guarantee completion of proposed stormwater management improvements in the amount of \$15,299.60.

Applicant filing a land development plan depicting the new driveway connection to Fuhrman Road.

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. Esbenshade, yes; Mr. Murphy, yes; and Mr. Drager, yes.

#### Stormwater Management Plan –Coffee Goss Road Lot

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to approve the Stormwater Management Plan for Coffee Goss Road Lot, prepared by David Miller/Associates, Inc., dated June 26, 2017, last revised August 31, 2017, subject to the following conditions:

Compliance with the review comments outline by Becker Engineering. in a review letter dated September 5, 2017.

Applicant posting financial securities to guarantee completion of proposed stormwater management improvements in the amount of \$20,325.00.

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. Esbenshade, yes; Mr. Murphy, yes; and Mr. Drager, yes.

#### Intergovernmental Insurance Cooperative Surplus Funds.

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to approve utilizing funds received from the Intergovernmental Insurance Cooperative totaling \$17,091.94 for payment of health insurance premiums.

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

#### Minimum Municipal Obligation to the Non-Uniform Pension Plan for the year 2018.

A motion was made by Mr. Murphy, and seconded by Mr. Esbenshade, to acknowledge the receipt of the calculated Minimum Municipal Obligation to the Non-Uniform Pension Plan for the year 2018, as prepared by Jeffrey L. Butler, the plan's Chief Administrative Officer, in the amount of \$175,785.07.

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

#### National Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems Notice of Intent.

A motion was made by Mr. Esbenshade, and seconded by Mr. Murphy, to authorize the Chairman of the Board of Supervisors to execute the Certifications of the Township's National Pollutant Discharge Elimination System (NPDES) General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems Notice of Intent.

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

#### Conditional Use Application – Private School Iron Bridge Road

Supervisor Drager announced that the application for Conditional Use approval for a Private School use within the Agricultural District (A) was withdrawn and the Public Hearing scheduled for the October 5, 2017 meeting of the Board of Supervisors has been cancelled.

#### Township Park Commission - Resident Curator Program

Mr. Butler presented the Township Park Commission's recommendation to the Board of Supervisors that a resident/curator program be explored and developed to address the future of the currently vacant farmhouse located on the Chiques Day Use Area Park. The Park Commission's recommendation included that a potential lease agreement have a lease period of 50 years plus options to extend period.

The Board expressed support for the concept, including the length of the lease agreement, and looks forward to reviewing a proposed program.

#### R&J Field Use Agreement – For-Profit Organizations

Mr. Butler presented the Township Park Commission's recommendation to the Board of Supervisors that a user agreement be formalized for the use of Township facilities by "for profit" organizations with the following specific factors being addressed:

The Township has sole responsibility for scheduling of events, i.e. baseball / softball tournaments using such facilities as R&J Field.

The user fee payable to the Township shall be \$500.00 per event.

The maintenance fee to be assessed in addition to the user fee shall be \$300.00 per day. Said fee shall be, in turn, paid to the organization which provides such maintenance services provided during the event.

Under the user fee, the organization running an event shall be responsible for any damage incurred to the facility during the event.

The organization providing maintenance support during each event shall be responsible for insuring that the condition of the facility is consistent with normal condition(s) prior to, during and at the completion of the event.

All other user requirements shall be consistent with existing user agreements governing use of facilities by not-for-profit organizations.

The Board expressed support of the use of R&J Field for tournaments sponsored by for-profit entities provided the scheduling is done through the Township and the Township is able to assign the logistics of hosting the tournament to the High School Baseball Booster Club.

#### 2018 Budget Calendar

Mr. Butler presented the Board with a proposed schedule to prepare and adopt the Township Budget for 2018. The proposed schedule includes a public workshop in October and adoption of the 2018 Budget at the December 2018 meeting of the Board of Supervisors. Mr. Butler indicated that the budget calendar is a guide and could be modified, provided however, that the budget must be adopted before the end of 2017.

#### Osprey Educational Sign for Riverfront Park Platform

Mr. Butler presented the Board with a proof of the sign proposed to be placed within Riverfront Park in the location of the Osprey nesting platform. The sign is being provided and installed by PPL.

#### Request for Street Closure – Maytown Historical Society

Mr. Butler presented the Board with a letter from the Maytown Historical Society regarding Mayfest 2018. The Historic Society proposes to host Mayfest 2018 on May 5, 2018 from 9:00 am to 4:00 pm. The letter requests the closing of East and West High Streets in the area of the Maytown Square and support in closing the first block of North River Street and South River Street. To close the sections of River Street the Historical Society must obtain a permit from the Pennsylvania Department of Transportation.

#### Special Hauling Permit – The Wenger Group (Wenger Feed Mills)

Mr. Butler informed the Board that notice has been received from The Wenger Group regarding the use of Township roadways for trucks issued a Special Hauling Permit by

the Pennsylvania Department of Transportation. The Wenger Group is proposing to use Union School Road and Iron Bridge Road as part of a route for trucks approved up to 95,000 pounds when hauling bulk animal feed. The Board did not express an issue with the proposed route.

#### August 2017 Zoning/Building Report

Copies of the August 2017 report were provided to the Board. For the month, 10 Zoning Permits and 3 UCC Permits were issued. The total value of construction authorized equaled \$241,139.00. Permit fees collected totaled \$2,290.00.

#### August 2017 Roadmaster Report

The Board received copies of the August 2017 Roadmaster Report prepared by Jake Bair, Public Works Director.

#### Municipality Report - Milanof-Schock Library

The Board received copies of the July 2017 Library Report compiled by Barbara Basile, Executive Director.

#### Northwest Emergency Medical Services Report

For August 2017, Northwest EMS responded to 62 calls in East Donegal Township. Year-to-date they have responded to 379 calls in East Donegal Township.

#### Fire Department Mount Joy - Incident Summary Report

For August 2017, Fire Department Mount Joy responded to 2 first due calls in East Donegal Township and 2 mutual aid calls.

#### Maytown East Donegal Township Fire Department Report

No report received.

#### East Donegal Township Sewer Authority Meeting Minutes

The Board received copies of the minutes of the July 18, 2017 meeting of the East Donegal Township Sewer Authority.

#### East Donegal Township Municipal Water Authority Meeting Minutes

The Board received copies of the minutes of the August 15, 2017 meeting of the East Donegal Township Municipal Water Authority.

#### East Donegal Township Park Commission Meeting Minutes

The Board received copies of the minutes of the August 23, 2017 meeting of the East Donegal Township Park Commission.

#### September 11<sup>th</sup> Memorial Event

The Board received an announcement of the annual September 11<sup>th</sup> Memorial event to

be held at the Lancaster County Public Safety Training Center.

Liaison Assignment Reports –

Administration/Personnel - None.

Finance - Supervisor Murphy – None.

Parks and Recreation - Supervisor Esbenshade indicated that new playground equipment has been installed at Legion Park. In addition, the tennis court at Fuhrman Park has been paved and waiting for paint and striping.

Planning and Development - Supervisor Drager – None.

Public Safety - Supervisor Murphy informed the Board that the Susquehanna Regional Police Commission has started work on its 2018 budget. Initial information indicates that an increase in cost to the Township may be up to 8%.

Public Works - Supervisor Drager – None.

Adjournment

A motion was made by Mr. Esbenshade and seconded by Mr. Murphy to adjourn at 9:37 PM.

Respectfully Submitted,  
Jeffrey L. Butler, Township Secretary

**The next meeting of the Board of Supervisors will be held on Thursday, October 5, 2017 at 7:30 PM at the East Donegal Township Municipal Building, 190 Rock Point Road, Marietta PA 17547.**