

The Board's Minutes of the East Donegal Township Board of Supervisors
Held on September 5, 2019

The regular meeting of the Board of Supervisors of East Donegal Township was held on Thursday, September 5, 2019, at 7:00 PM in the East Donegal Township Municipal Building, 190 Rock Point Road, Marietta, PA 17547.

The meeting was called to order by Chairman John Murphy.

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

Roll call of Supervisors: Present were Chairman John Murphy, Vice-Chairman Allen D. Esbenshade, Supervisor Tom Jones and Jeffrey Butler, Township Manager.

Ms. Bridey Hannold, 9 North River Street, asked the Board to look into potential changes to the Maytown Square. She said the current signage is confusing and that yield signs at the four entry points of the square may help.

She also expressed her continuing concern about the roadside drainage swale along her property frontage on River Street. It was indicated that there has been continuing conversation with the Pennsylvania Department of Transportation regarding the swale.

Ms. Kathy Koser 110 Saddleback Drive inquired about previous discussion regarding the need for a new 14U baseball. It was stated nothing new has happened and that the youth baseball organization is to be meeting with the Township Park Commission to discuss the need for a field and potential locations. The Park Commission would then make a recommendation for the Board of Supervisors to consider.

Mr. John Brown, 18 East High Street, asked about the status of the East High Street Reconstruction project. It was indicated that the contract timeframe would be emailed to him.

Mr. Brown, Mr. Chris Genetti, 7 East High Street, and Mr. Jack Ferguson, 14 East High Street, all express their disappointment with the cost quoted for the replacement of individual water service lines. Mr. Genetti also questioned why the Township Water Authority has agreed to bill property owners and collect payment for the water service line work. It was explained that although the Water Authority determined how the work would be contracted to property owners, it did not determine the cost quoted to complete the work. The quoted cost for the work was provided by the project contractor.

The Board approved the minutes for the August 1, 2019 regular meeting of the Board of Supervisors by a motion made by Mr. Esbenshade and seconded by Mr. Jones. Discussion: None. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes. Motion carried.

A motion was made by Mr. Esbenshade and seconded by Mr. Jones to approve the Treasurer's Reports for the Township and approve the payment of Township bills. Discussion: none. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes.

Mr. Murphy acknowledged the Board's receipt of the Balance Sheets for the period ending July 31, 2019 for all Township Funds.

Old Business.

Request for Release of Financial Securities – Sheetz Rebuild Final Land Development Plan

A motion was made by Mr. Jones, and seconded by Mr. Esbenshade, to approve the release of remaining financial securities posted for the Sheetz Rebuild Final Land Development Plan totaling \$196,003.78 (\$28,308.78 for Lot #1 and \$167,695.00 for Lot #2) as recommended by David Miller Associates, Inc. in the review letter dated August 16, 2019.

Discussion none. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes.
Motion carried.

Request for Release of Financial Securities – Brubaker Dairy Operation Stormwater Management Plan – 1130 Flory Road

A motion was made by Mr. Esbenshade, and seconded by Mr. Jones, to approve the release of remaining financial securities posted for the Brubaker Dairy Operation Stormwater Management Plan totaling \$4,004.92.

Discussion none. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes.
Motion carried.

Request for Release of Financial Securities – Shelmar Acres, LLC Stormwater Management Plan – 580 Colebrook Road

A motion was made by Mr. Jones, and seconded by Mr. Esbenshade, to approve the release of remaining financial securities posted for the Shelmar Acres Stormwater Management Plan totaling \$31,278.50 as recommended by David Miller Associates, Inc. in the review letter dated August 30, 2019.

Discussion none. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes.
Motion carried.

Ordinance 2019 - 2 Consumer Fireworks Regulations

A motion was made by Mr. Esbenshade, and seconded by Mr. Jones, to adopt Ordinance 2019- 2 providing for the regulation of consumer fireworks within East Donegal Township.

It was stated that the ordinance reflects the state legislation passed in 2017 that expanded the permitted sale, possession and use of consumer fireworks on Pennsylvania. In addition, the ordinance provides for limitations on hours when

consumer fireworks may be discharged. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes. Motion carried.

Parking Limitations – Certain Locations

Mr. Butler presented the Board with a revised draft ordinance to amend the parking regulations contained in the Township Code of Ordinances. The draft ordinance now includes the prohibition of parking large commercial and recreational vehicle on public roadways. There was general discussion regarding the prohibition of parking recreational vehicles on streets and the effect it may have when such vehicles are parked on residential lots within developments. The Board will continue to discuss this issue at a future meeting.

New Business.

Final Subdivision for Luke F. Brubaker

A motion was made by Mr. Jones, and seconded by Mr. Esbenshade, to approve the Final Subdivision Plan for Luke F. Brubaker, prepared by D.C. Gohn Associates, Inc., dated April 29, 2019 and last revised August 14, 2019, and grant the following modification to Township ordinance requirements.

Modification to Chapter 22, Part 3, Section 302.2. –To waive processing of preliminary plan.

Modification to Chapter 22, Part 5, Section 503.1.I. and Part 6, Section 604.5.A. –To waive required roadway improvements along property frontage on Kraybill Church Road and Donegal Springs Road.

Modification to Chapter 22, Part 6, Section 604.5.C. –To waive required dedication of additional right-of-way along Donegal Springs Road.

Modification to Chapter 22, Part 4, Section 403.1. –To permit the plan to be prepared at a scale of 1"=300'.

The approval of the Final Subdivision Plan and the granting of the ordinance modifications are subject to the following conditions:

Compliance with the review comments outline by David Miller/Associates, Inc. in a review letter dated August 15, 2019.

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.

Mr. Todd Smeigh, representing the applicant, was present to provide a brief explanation of the subdivision plan. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes. Motion carried.

Resolution 2019-9 Approving Contract Change Order for East High Street Improvements, Phase II Project

A motion was made by Mr. Esbenshade, and seconded by Mr. Jones, to adopt Resolution 2019-9 approving contract Change Order 2 for an increase in the amount of \$59,321.00 for the East High Street Improvements, Phase II Project.

Discussion none. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes. Motion carried.

Adoption of Regional Police Agreement

A motion was made by Mr. Esbenshade, and seconded by Mr. Jones, to authorize the Township Manager to have the appropriate ordinance prepared for the adoption of the Susquehanna Regional Police Commission Agreement and to advertise such ordinance for consideration at the October 3, 2019 meeting of the Board of Supervisors.

Discussion none. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes. Motion carried.

Traffic Signal Improvements at the Intersection of PA Route 441 and PA Route 772.

A motion was made by Mr. Jones, and seconded by Mr. Esbenshade, to authorize the Township Manager to have the appropriate bid documents prepared and to advertise for the receipt of bids for the completion of traffic signal improvements at the intersection of PA Route 441 and PA Route 772.

Discussion none. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes. Motion carried.

Minimum Municipal Obligation to the Non-Uniform Pension Plan for the year 2020.

A motion was made by Mr. Jones, and seconded by Mr. Esbenshade, to acknowledge the receipt of the calculated Minimum Municipal Obligation to the Non-Uniform Pension Plan for the year 2020, as prepared by Jeffrey L. Butler, the plan's Chief Administrative Officer, in the amount of \$133,951.68.

Discussion none. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes. Motion carried.

CommunityAid Care Card Distribution

A motion was made by Mr. Jones, and seconded by Mr. Esbenshade, to approve the donation of the CommunityAid Care Cards received for hosting a CommunityAid collection box to the East Donegal/Conoy Food Bank.

It was explained that the cards are received from CommunityAid based on the amount of material placed in the collection box located at the Township Building. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes. Motion carried.

Conditional Use Application – Dale Graybill, 114 Union School Road

A motion was made by Mr. Esbenshade, and seconded by Mr. Jones, to acknowledge the receipt of the Conditional Use Application for a Riding Academy use within the Agricultural District (A) and forward the application to the Township Planning Commission for review and recommendation and to schedule the required Public Hearing on the Application for the October 3, 2019 meeting of the Board of Supervisors.

Discussion none. Vote: Mr. Jones; yes, Mr. Esbenshade; yes, and Mr. Murphy; yes. Motion carried.

2020 Budget Calendar

Mr. Butler provided the Board with the proposed calendar for the preparation and adoption of the 2020 Township Budget. The proposed calendar anticipates a public meeting, to discuss the 2020 Budget, during October to allow the introduction of a proposed budget at the November meeting of the Board. The October meeting date will be announced at the next meeting of the Board.

Capital Budget Request – Donegal Spring Airpark

Mr. Glen Coombs, President of N71, Inc., the owner of the Donegal Springs Airpark, was present to discuss the proposed submission of a Capital Budget Request to the office of Senator Ryan Aument. Mr. Coombs indicated that the owners of the airport have made significant improvements to the facilities since taking ownership in 2012. To continue to make improvements the owners have asked to partner with the Township to submit a Capital Budget Request for inclusion in the State's Capital Budget. The process to gain access to the funds allocated to the state budget starts with the submittal of a request through the local Senator's office.

A motion was made by Mr. Jones, and seconded by Mr. Esbenshade, to promote a public-private partnership with N71, Inc. and submit a completed Capital Budget Request form through Senator Aument's office for consideration for inclusion in the state's capital budget.

Copies of the August 2019 Zoning/Building Report were provided to the Board. For the month, 11 Zoning Permits and 3 UCC Permits were issued. The total value of construction authorized equaled \$1,012,494.00. Permit fees collected totaled \$4,127.00.

The Board received copies of the August 2019 Roadmaster Report prepared by Jake Bair, Public Works Director.

The Board received copies of the July 2019 Milanof-Schock Library Report.

For July 2019, Northwest EMS responded to 53 calls in East Donegal Township.

For July 2019, Fire Department Mount Joy responded to 1 first due call in East Donegal Township.

Maytown East Donegal Township Fire Department – No report received.

The Board received copies of the July 2, 2019 meeting minutes of the Susquehanna Regional Police Commission.

The Board received copies of the August 22, 2019 meeting minutes of the East Donegal Township Park Commission.

The Board received copies of the Marietta-Donegal Joint Authority Audit Report and its Annual Report to the PA Department of Community and Economic Development for the year ended December 31, 2018.

The Board received copies of the July 11, 2019 meeting minutes of the East Donegal Township Planning Commission.

The Board received copies of the August 2019 Legislative Locator, prepared by the PA Municipal League.

The Board received copies of the Emergency Manager newsletter prepared by the Pennsylvania State Association of Township Supervisors for the third quarter of 2019.

The Board received the August 2019 NewsBulletin prepared by the Pennsylvania State Association of Township Supervisors.

Liaison Assignment Reports

Administration/Personnel – Supervisor Jones - None.

Finance – Supervisor Murphy – None.

Parks and Recreation – Supervisor Murphy – None.

Planning and Development – Supervisor Esbenshade - None.

Public Safety – Supervisor Jones – None.

Public Works – None.

Adjournment

A motion was made by Mr. Jones and seconded by Mr. Esbenshade to adjourn at 9:05 PM.

Respectfully Submitted,

Jeffrey L. Butler, Township Secretary

The next meeting of the Board of Supervisors will be held on Thursday, October 3, 2019 at 7:00 PM at the East Donegal Township Municipal Building, 190 Rock Point Road, Marietta PA 17547.