

**DOVER TOWNSHIP
BOARD OF SUPERVISORS MEETING
MAY 11, 2015**

The Dover Township Board of Supervisors regular meeting for May 11, 2015, was called to order at 7:00 PM by Chair Matthew Menges in the Meeting Room of the Dover Township Municipal Building. Supervisors present were Matthew Menges, Monica Love, Charles Richards, Stephen Stefanowicz, and Stephen Parthree. Other Township Representatives in attendance were Laurel Oswalt, Township Manager; Attorney Charles Rausch, Township Solicitor; Charles Farley, Township Public Works Director; and Trena Hall, Recording Secretary. There were 3 citizens in the audience. This meeting has been recorded for minute purposes only.

A moment of silence was requested, followed by the reciting of the Pledge of Allegiance to the American Flag.

Prior to this meeting, a work session was held to review the Dover Township Priorities Plan.

APPROVAL OF THE WORK SESSION MINUTES FOR APRIL 27, 2015

Motion by S. Stefanowicz and seconded by C. Richards to approve the work session meeting minutes for April 27, 2015, as presented. **Passed** with 5 ayes

APPROVAL OF THE MEETING MINUTES FOR APRIL 27, 2015

Motion by M. Love and seconded by S. Parthree to approve the meeting minutes for April 27, 2015, as presented. **Passed** with 5 ayes

TREASURER'S REPORT

Motion by M. Love and seconded by S. Stefanowicz to approve the warrant total for May 8, 2015, in the amount of \$365,018.36, as presented. **Passed** with 5 ayes

PUBLIC COMMENT

On the agenda

William Brent – Rental of the Community Building for a Fundraiser for Pencils of Promise – Mr. Brent is participating in the New York City Marathon and would like to hold a spaghetti dinner at the Community Building as a fundraiser. He was asking the Board if he could receive the non-for-profit half rate, which would be \$200.00, on the rental or if the Board would consider waiving the rate. Pencils of Promise is an organization that helps build schools, train teachers, and help supply tools for the schools. Mr. Brent has a goal of raising \$5,000. He has chosen June 7, 2015 at 12 -3 PM to hold the event. The Community Building is available on this date.

Motion by C. Richards and seconded by M. Love to waive the \$200.00 fee for the rental of the Community Building on June 7, 2015, for a fundraiser, as presented. **Passed** with 5 ayes

Not on the agenda

Bob Myers – 2613 Danielle Drive – Mr. Myers was present to urge the Board of Supervisors to come to a tentative agreement with the Township union employees. From his understanding there is one outstanding issue that is in need of being resolved. The strained relationships are not good for either party or the residents of Dover Township. Chair Menges asked Mr. Myers if he would be in favor of his taxes being raised to meet the union's request. Mr. Myers noted that he was not sure the agreement would require a tax increase. Chair Menges asked Mr. Myers if increasing taxes is what would resolve the agreement, would he mind. Mr. Myers noted "we all have to make a living and earn a decent wage; I would not have a problem with raised taxes."

ENGINEER'S REPORT presented by Manager Oswalt

Manager Oswalt presented a request from Terry Myers for the Board's consideration. The request involved Ashley Farms Phase III roads. The developer would like to apply a top coat/wearing course on the roads this year and have the roads dedicated. The developer still has 50 lots to build in this phase which is not meeting the 90% requirement pursuant to the Township's ordinance. The ordinance does allow the Board to override the 90% because the roads have been open with only a binder course for too long. Chair Menges recused himself from the discussion since he lives on one of these roads in Ashley Farms Phase III. C. Richards questioned if after the Township would adopt the roads and the roads would be damaged by the equipment used while building other homes in the phase, who would be held liable for the road repairs. Attorney Rausch noted that the developer would not be held liable. M. Love inquired if Mr. Myers recommended this adoption. Manager Oswalt noted that Mr. Myers was approached by the developer and he noted that these are older roads that were not built under the current specifications. There is concern that if the roads don't receive a wearing course they may begin to wear worse than they are for the developer. Currently, if there are any damages to the roads, the developer will be required to fix the damage until the roads are adopted. The developer can apply a second seal coat to hold the roads for another few years.

Manager Oswalt asked again if the Board would be interested in making this exception. S. Parthree inquired on the condition of the roads. Major patchwork was completed last year and the base coat was broken. Curbs and other road areas have been broken during construction causing major damages. M. Love noted that the roads were not designed for heavy equipment and truck travel. The current roads will not hold up and the Township does not want the responsibility to repair this damage. Attorney Rausch noted that the Township is entitled to get a structural integrity bond for 18 months under the municipality's planning code. He suggested if the Board would adopt the roads they would want the bond to be extended.

Board Consensus was not to adopt the Ashley Farms Phase III roads. Chair Menges abstained.

SOLICITOR'S REPORT by Attorney Charles Rausch

Attorney Rausch had no legal matters to address.

MANAGER'S REPORT by Manager Laurel Oswalt

Reapprove the Gerber Farm Agreement with (2) Amendments – The first amendment was that the Township will pay all of the transfer taxes, totaling around \$25.00 plus the sale price was

increased to \$2,500. The Township will also be responsible for the cost of the fence relocation and the removal of the trees.

Motion by S. Parthree and seconded by C. Richards to approve the amended Gerber Agreement with the changes of the sale price to \$2,500 and the Township paying for the transfer taxes costing around \$25.00, as presented. **Passed** with 5 ayes

Manager Oswald noted that she has a meeting scheduled tomorrow with Terry Myers and Dave Hoffman to begin the subdivision process necessary to acquire this land.

James Detter – Planning Waiver & Non-Building Declaration – This property is going from 3 lots to 2 lots. This is a wooded area and no building is scheduled to occur.

Motion by M. Love and seconded by S. Stefanowicz to have the Municipal Secretary sign the Planning Waiver and Non-Building Declaration for the James Detter property, as presented. **Passed** with 4 ayes and **Abstained** by Chair Menges

PUBLIC WORKS DIRECTOR’S REPORT by Charles Farley

Approval to Move Forward with the Lease Purchase of the John Deere Tractor and Mower – Mr. Farley was asked to present more information to the Board on the John Deere Tractor and Mower. He compared the tractor and the mower purchased together and separately. Mr. Farley did not include the disposition of the damaged tractor and accessories in the cost of purchasing a new tractor/mower. S. Stefanowicz suggested researching leased equipment and replacing equipment every few years. S. Stefanowicz questioned the \$13,800.00 cost to determine the damage to the tractor. This cost cannot be altered. The Board questioned if the \$33,225.19 insurance check included the \$13,800.00. Manager Oswald thought \$13,800.00 was included in the check and in reality insurance was paying out an additional estimated \$20,000.00. No one had a definite answer. S. Stefanowicz reminded the Board that a plow will still need to be purchased. Chuck Farley noted that Stephenson Equipment Inc. has already billed the Township the \$13,800.00 for the time to determine the damage although Manager Oswald has not seen a bill. Chris Hamme has told Stephenson Equipment Inc. to not make any repairs until further notifications. Chair Menges questioned the \$250.00 fee to transport the damaged tractor back to the Township. He inquired if the Township will owe more to piece the tractor back together and transport back to the Township’s garage or is this included in the \$13,800. This could not be answered.

Motion by M. Love and seconded by C. Richards to approve the lease purchase of the John Deere Tractor, Boom Mower and 3-point Hitch Rotary Mower through Stephenson Equipment Inc, as presented. **Passed** with 5 ayes

Chair Menges noted to advise staff to look into all options when making a purchase.

Discussion on Landfill Disposal of Street Sweeping – DEP has noted that there are no other options at this time to dispose of street sweepings. All municipalities are involved in this and must comply. Mr. Farley suggested addressing state and federal levels of government, asking if this is really the best practical management practices for municipalities to follow. Mr. Farley is suggesting the Board estimate about \$20,000.00 worth of street sweeping disposals for 2015. The Township needs to provide good management practices to protect our water courses. Next

year the estimated amount for disposal will be around \$60,000-\$80,000 for the whole year. The Township needs to prove that they are moving in the right direction and being productive with meeting compliances and being meaningful in our efforts.

Some Board members recently spoke to Representative Seth Grove on this issue and are waiting for a response back from him.

The difference in pricing is determined upon test results. If the material is contaminated the price is higher to dispose of the material. The Township must account for the amount of tonnage that was purchased to the tonnage that is being disposed. It is EPA who is forcing DEP to enforce this issue.

The Board suggested contacting state and federal representatives, in writing, to help fight this issue for municipalities. Some items to note in this letter included: municipalities will be spending more funds to dispose of street sweepings than they are to purchase; wasted funds could be used to fix stormwater issues; provide the test results; extra expenditure was not in the current budget; the current way of disposal is the best practical practice that could be done; and question why Liquid Fuels money cannot be spent on disposal although Liquid Fuels money is used to purchase the materials.

M. Love understands that the Township needs to spend some funds to dispose of material to show that the Township is making some effort. She noted that the audit and fines would be much greater than the cost of disposal.

Motion by S. Stefanowicz and seconded by M. Love to pursue the landfill disposal of the street sweepings at a maximum amount of \$20,000 from the General Fund and have Manager Oswalt prepare and send a letter with all board members signatures to state and federal representatives, as presented. **Passed** with 3 ayes and **Opposed** by Chair Menges and S. Parthree

OLD BUSINESS

No comments

COMMENTS/NEW BUSINESS FROM BOARD OF SUPERVISORS

M. Love noted an issue between the two Dover Volunteer Fire Departments. Chair Menges and M. Love were invited to the Borough Fire Department to discuss the fatal fire on Old Carlisle Road. There was a confrontation between fire fighters at the scene and then it carried over after the fire through social media. Chair Menges suggested that both departments need to use the chain of command. Any communication between the departments would need to go through the Fire Chief of each station. There should be no direct communication between individuals and if so, those individuals should be reprimanded if the chain of command is not followed. Volunteer fire fighters are here to save lives and property, not fight. M. Love will inform Chief Jansen that the Township Board of Supervisors would like to see that both Fire Departments find a way to start working and training together, respecting one another, and following the chain of command with disciplinary actions for noncompliance.

Chair Menges noted that the Borough approached himself and M. Love in a very appropriate manner. The Borough does have a respect for the Township Fire Department and noted that they would like to get along better.

Mr. Menges mentioned a follow up discussion with Mayor Pope about the expectation of using the chain of command between Fire Chiefs.

M. Love also noted during this meeting they discussed having a group that would meet quarterly to talk about coordinating trainings together and opportunities for both departments to do other activities together that would be beneficial. M. Love noted that she would be happy to help with this, as liaison of the Fire/Emergency Personnel, and will propose this to Chief Jansen.

S. Stefanowicz noted that 5th grade tours are being conducted this week at the Waste Water Treatment Plant. He will be attending one of the tours. S. Parthree asked if the Waste Water Treatment Plant employees received background checks. Township employees do not regularly work with children and the children will be chaperoned by certified school staff and volunteers.

S. Parthree noted that there will be an ICDC meeting on May 27, 2015 at 4:00 PM in the Board Room of the Township Building. Anyone is welcome to attend.

S. Parthree mentioned that the Township Yard Sale is May 16, 2015 from 8 am–1 pm at the Old Mid-Atlantic Golf Course. Manager Oswalt added that the Electronics Recycling drop off is from 7 am–4 pm in the parking lot of the Township Building.

C. Richards noted that National Night Out is coming up.

M. Love noted that she will not be in attendance, at the Township meeting, on May 26, 2015. She has prior commitments.

With no further business, the meeting was adjourned at 8:02 PM and will proceed into an executive session on the union contract.

Respectfully submitted by: _____
Trena M. Hall, Township Secretary