

**DOVER TOWNSHIP
BOARD OF SUPERVISORS MEETING
MAY 26, 2015**

The Dover Township Board of Supervisors regular meeting for May 26, 2015, was called to order at 7:05 PM by Chair Matthew Menges in the Meeting Room of the Dover Township Municipal Building. Supervisors present were Matthew Menges, Charles Richards, Stephen Stefanowicz, and Stephen Parthree. *Monica Love was absent with prior notice.* Other Township Representatives in attendance were Laurel Oswalt, Township Manager; Attorney Charles Rausch, Township Solicitor; Terry Myers, Township Engineer; Charles Farley, Township Public Works Director; Karen Wilson, C.S. Davidson; and Trena Hall, Recording Secretary. There were 6 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, an executive session was held on union contract matters and a work session on the proposed 5-10 years Capital Improvements Plan for the Township.

APPROVAL OF THE WORK SESSION MINUTES FOR MAY 11, 2015

Motion by S. Parthree and seconded by S. Stefanowicz to approve the work session meeting minutes for May 11, 2015, as presented. **Passed** with 4 ayes

APPROVAL OF THE MEETING MINUTES FOR MAY 11, 2015

Motion by S. Stefanowicz and seconded by C. Richards to approve the meeting minutes for May 11, 2015, as presented. **Passed** with 4 ayes

TREASURER'S REPORT

S. Stefanowicz questioned how some items are broken down on the Cash Disbursements Journal. Some line items are broken down into many shared departments. Example: postage for the postage meter has half of the amount going towards the General Fund and the other half is broken down into Sewer and Water.

S. Stefanowicz also questioned the large amount of charges to the BJ's Business Card. There were many budgeted expenses including new computers and background checks for vehicle insurance renewal.

Motion by C. Richards and seconded by S. Parthree to approve the warrant total for May 22, 2015, in the amount of \$264,036.45, as presented. **Passed** with 4 ayes

PUBLIC COMMENT

Not on the agenda

Matthew Spahr – President of the Dover Area Youth Soccer Association – Youth Soccer Field Availability – Currently the soccer association shares the available facilities at Lehr Park with the youth baseball organization. The soccer association currently has 200 players registered

from ages 4 to 14 with each age group requiring a different field size. This past spring, Dover Area Soccer Association was unable to host the York Cup Tournament which caused a profit loss for the club for the concession stand. Mr. Spahr was inquiring if there are other areas within the Township where other soccer fields could be created or expanded on current locations. He noted that the soccer association could help develop a sports complex as new recreation space becomes available. Recently a new soccer board took over in November of 2014 and they are interested in creating an agreement with the Township to help with the maintenance of the fields, reseeding, etc. for the use of the field space. The association is very grateful to be able to use the fields at Lehr Park but they are outgrowing the available space. Mr. Spahr is the High School's Boys Varsity Soccer Coach and is working with the school district to provide field space for youth soccer this fall season. The soccer association wanted on record that they were offering to help the Township maintain a sports complex and help financially expand if more field space was made available to the soccer association. Mr. Spahr just wanted to see if there was anything more the Township could do to help the association.

Chair Menges noted that there is land being given to the Township, from a developer, which is near Lehr Park. Unfortunately, the Township is unsure as to when the space will be able to be developed and when funds will be available to develop this space.

Chair Menges noted that the Board appreciated the soccer association coming out and sharing this concern because it is important to hear from those who use the parks. C. Richards suggested using the area at Hadley Drive, off of Baker Road, for smaller fields. Much work would be needed to create new field space. Mr. Spahr asked if they could use the small area at Lehr Park behind the mobile home park. This space was utilized in the past and there should be no problems for the space to be used again.

ENGINEER'S REPORT by Terry Myers

Award the 2015 Stormsewer Improvements Contract - Bids were received for the 2015 stormsewer improvements on Emig Mill Road, Wilmar Drive and Anita Drive.

Motion by C. Richards and seconded by S. Stefanowicz to award the 2015 Stormsewer Improvements contract to E.K. Services at the low bid of \$99,720.00, as presented. **Passed** with 4 ayes

Recently the Dover Township Zoning Officer was contacted and asked to give a letter stating that PENNDOT's bridge design/study for the Little Conewago Creek Bridge replacement on Carlisle Road/Route 74 was compliant with the flood plain ordinance and Stormwater management ordinance. The Zoning Officer was not comfortable issuing the letter and requested C.S. Davidson to review the hydraulic and hydrology study. Manager Oswalt agreed since Dover Township has had issues with this area flooding. At this point, Supervisor Love was contacted by PENNDOT's design engineer questioning why Dover Township was having this matter reviewed when West Manchester Township did not. West Manchester Township does not have any structures in this area to be effected by high water and did not review the plan before issuing a compliant letter. Dover Township had more concerns and did not want to cause more problems in the area. Manager Oswalt, in the past, has asked York County Planning to have PENNDOT look more in depth at this bridge. C.S. Davidson is not agreeable to increasing the

100 year flood elevation or PENNDOT's Stormwater management. 2,000 square feet of impervious surface is being added and Dover Township's ordinance does not waive any increase in Stormwater nor any increase in impervious area. Both of these issues need to be addressed.

At one point, there were two channels under the bridge that eventually became one path. After the Agnes Flood, the one channel filled up a little and then the golf course came along and filled that channel totally in. C. Richards inquired if work should be done to the current creek before the bridge work is done.

S. Parthree noted that he recently spoke with Representative Seth Grove and Representative Grove noted that PENNDOT was going to raise the level of the bridge. Mr. Myers noted that a similar opening will be put back in. They are widening the width of the bridge to help facilitate two-way traffic during the bridge replacement. This is what is causing the additional impervious area.

Board Consensus agreed with C.S. Davidson to not issue a compliance letter to the design engineer for PENNDOT until issues are addressed.

C. Richards inquired how well No. 10 is working. Karen Wilson noted that the well is currently running with the smaller pump. She is trying to get a pump on a temporary basis to make sure it functions correctly, prior to purchasing one.

SOLICITOR REPORT by Attorney Charles Rausch

Recently the Dollar General Store transferred their ownership to another entity. The title company wanted the Township to certify that everything is fine with the Stormwater management facility and indemnify anyone on the estoppel certificate. Attorney Rausch objected to this subject under the O & M agreement. The Township will not guarantee anything and will not be signing the estoppel certificates as written since the Township did not construct or maintain the facility.

S. Stefanowicz thanked Attorney Rausch for the packet he provided on the Business Privilege and Mercantile License Tax. Attorney Rausch noted that there is reference to Philadelphia tax only because they have a different set of rules and he kept in the business privilege tax on rental income since this is under current debate. C. Richards asked if a work session could be held on this matter which Attorney Rausch agreed to schedule. Attorney Rausch also noted that a prior Board adopted this tax and if the tax is eliminated, the tax can never be reenacted. The state abolished the tax back in 1989 but anyone who already had it was grandfathered.

MANAGER'S REPORT by Manager Laurel Oswalt

Pine Road Grant Project Questions to Discuss - Manager Oswalt was seeking guidance on the consideration of selling off any parts of the structures on Pine Road. One concern is any future liability issues on the items sold.

Board Consensus was not in favor of selling off any parts of the structures.

Manager Oswalt noted that the union contract was discussed during the executive session.

Motion by C. Richards and seconded by S. Stefanowicz to accept the tentative agreement with the union from January 1, 2015 up to December 31, 2017, with the agreement that the retroactive pay will only go back to March 1, 2015 including an increase of \$.50 per year for the three year agreement. All tentatively agreed upon items by the union and the Township were also included, as presented. **Passed** with 3 ayes and **Opposed** by Chair Menges

C. Richards inquired about the high weeds along the creek at the Dover Community Park and if the contracted lawn service should be weed whacking this area. Manager Oswalt noted that she would have the proper employee address the matter.

PUBLIC WORKS DIRECTOR'S REPORT by Charles Farley

Approval of Resolution 2015-11 for Andre B. Collins Sewer Planning Module – This is for one additional EDU.

Motion by S. Stefanowicz and seconded by S. Parthree to approve resolution 2015-11 for Andre B. Collins Sewer Planning Module, as presented. **Passed** with 4 ayes

Approval to Pave Kochenour Lane – Kochenour Lane is no more than a half a mile long and has had no repair work completed in over 20 years. This road was scheduled to be paved in 2016, but is in need of extreme repairs now. Mr. Farley recommended having Shiloh Paving pave Kochenour Lane at the estimated price of \$30,000 - \$35,000 with the Township providing the materials and Shiloh performing the leveling course. Funds are available through Liquid Fuels and the improvements will need to be pursued as a change order. Chair Menges noted to insure that all drainage piping, cutting of gutters, etc. are completed before the road would be repaired. Mr. Farley will let the Board know if there are changes.

Motion by C. Richards and seconded by S. Parthree to approve the paving of Kochenour Lane by Shiloh Paving, with a cost not to exceed \$35,000, as presented. **Passed** with 4 ayes

Discuss Status of Consent Order and Agreement with DEP – Mr. Farley asked BH to look at the Township's Intermunicipal Agreement to make sure all peak flows are being addressed and are consistent to what DEP is requiring. He only wanted to bring this to the Boards attention.

Chair Menges questioned if the asphalt that was applied on Oakland Road was a temporary or final repair. This area is on the new utility repairs contract which is currently being finalized.

S. Stefanowicz inquired if the Township Road Crew could take a look at the hole at the Fox Run Road and East Canal Road intersection. The issue should be looked at as a long-term improvement project.

S. Stefanowicz has been questioned by residents in the Lauer Tract area if anything can be done about the road conditions from last summer's tar and chip project. Chuck Farley recently spoke with Hammaker on this situation and they also are not happy with the results of this project and

are offering to correct the issue. Terry Myers suggested microsurfacing and Hammaker suggested a grip tight material.

S. Parthree was recently working with an attorney who works for DEP and questioned what she knew about the disposing of cinders. She noted that the rules which the Township is currently following are not correct. Mr. Farley asked how to contact this person. S. Parthree asked Representative Grove to look into this issue again.

OLD BUSINESS

Michael Decker will contact the Township after June to interview for the Deputy EMC position.

C. Richards noted that Fire Chief Jansen and Brian Widmayer requested several times to meet with the Borough in regards to the recent fatal fire on Old Carlisle Road. Chief Jansen authorized Mr. Widmayer to send the email. The Township fire department wanted to resolve this issue before any other trainings took place. Chief Jansen supported Mr. Widmayer's decision at the fire for the difficult call to not allow the fireman to go into the burning building to rescue the woman. Chief Jansen does understand that all emails and correspondences will go through the fire chiefs and he understands the wishes of the Board of Supervisors for the two fire stations to work together and form a better relationship.

COMMENTS/NEW BUSINESS FROM THE BOARD OF SUPERVISORS

Motion by C. Richards and seconded by S. Stefanowicz to donate \$1,000 for the Northern Regional Police National Night Out being held on the first Tuesday in August, as presented.

Passed with 4 ayes

S. Parthree mentioned that there will be an I/CDC meeting held on May 27, 2015 at 4 PM at the Municipal Building.

S. Stefanowicz attended the 5th grade tours at the WWTP. He also noted that a luncheon is being held on June 5, 2015, for acknowledgment of Tony Biese earning "Operator of the Year Award" for the state of Pennsylvania.

Chair Menges noted that Northern Regional recently had a use of force incident where an officer discharged his firearm and hit a gentleman, causing a non-life threatening injury for the victim. This incident took place in Conewago Township. More information on the incident will be given at the meeting in June.

With no further business, the meeting was adjourned by C. Richards and seconded by S. Parthree at 8:10 PM.

Respectfully submitted by:

Trena M. Hall, Township Secretary