The Dover Township Board of Supervisors regular meeting for Monday, June 25, 2012 was called to order at 7:00 PM by Chairwoman Shermeyer in the Meeting Room of the Dover Township Municipal Building. Supervisors present were Chair Madelyn Shermeyer, Monica Love, Michael Husson, Charles Richards, and Matthew Menges. Other Township Representatives in attendance were Laurel Wilson, Township Manager; Atty. Charles Rausch, Township Solicitor; Terry Myers, Township Engineer; Karen Wilson, C. S. Davidson, Inc.; Georgia Sprenkel, Zoning Officer; Charles Farley, Public Works Director; and Dawn Slegel, Recording Secretary. There were 25 citizens and a news reporter seated in the audience. This meeting has been recorded for minute purposes only.

It was announced that a work session was held at 6 PM this evening regarding refinancing of the Sewer Authority 2007 Bonds. Also, an executive session was held after the work session to discuss personnel issues and matters pertaining to the Union contract negotiations. A moment of silence was requested for remembrance of those who stand in harm’s way and their families, followed by the reciting of the Pledge of Allegiance to the Flag.

APPROVAL OF WORK SESSION MINUTES FOR MAY 29, 2012
Motion by M. Love and second by M. Husson to approve the work session minutes for May 29, 2012 as presented. Passed with 5 ayes.

APPROVAL OF MEETING MINUTES FOR MAY 29, 2012
Motion by C. Richards and second by M. Husson to approve the meeting minutes for May 29, 2012 as presented. Passed with 5 ayes.

APPROVAL OF ROAD TOUR MINUTES FOR JUNE 20, 2012
The Board of Supervisors participated in a road tour which was promoted by the Highway Crew Chief and the Public Works Director to aid in developing a five year road maintenance plan. The Township Manager kept the minutes for the road tour.

Motion by M. Husson and second by M. Menges to approve the minutes of the road tour for June 20, 2012. Passed with 5 ayes.

TREASURER’S REPORT
Motion by M. Menges and second by C. Richards to approve the warrant total for June 11, 2012 in the amount of $247,508.18 as presented. Passed with 5 ayes.

It was mentioned that the legal services for May/June associated with the injunction against Dover Township by Supervisor Menges cost Dover Township $3,003.13 to date.

Motion by M. Love and second by C. Richards to approve the warrant total for June 22, 2012 in the amount of $313,194.27 as presented. Passed with 5 ayes.
PUBLIC COMMENT PERIOD
Listed on the Agenda
Gene Snook, 1782 Rocky Road - Fox Run Creek Erosion in the Wandering Stream Development. Mr. Snook was present with several of his neighbors regarding the deterioration of the creek bed and the erosion of their properties from stormwater downstream.

The Wandering Stream residents were informed that the Department of Environmental Protection is in control of the waterways. York County Conservation District should be contacted to assess the issue. One way to slow down the erosion process on private property recommended was to replace grass with native plants and shrubs along the streambanks.

Marty Priddy, 4012 Jules Lane, commented that she has tried the plantings and they were washed away.

Deborah Van de Castle, Librarian of Dover Area Community Library - Library update. The renovated library has been in operation for one year. Card members, circulation, and computer usage have risen. 95,000 People have visited the library in 2011. The Literacy Council is tutoring people on reading. The summer reading program has proven to be one their most successful programs and continues to grow. They are one of the busiest library in York County for their size. She thanked the Board for making the expansion of the library possible.

Edward Ekstrom, 1908 Ashcome Drive - High Water Usage Charges. His water bill showed he used an excessive of one million gallons of water for $5,000. His average usage is 9,000 to 10,000 gallons per quarter. The water meter was replaced and the old meter was sent to the manufacturer for testing. At this time, the Water Department is awaiting the results.

Board Consensus was to place a hold on the water bill containing the discrepancy. The Board will make a ruling based on the manufacturer’s findings. The next water bill should be paid in a timely manner.

David Erney - Dover Halloween Parade. Mr. Erney was not present this evening.

Gary Lang, 3208 Jessica Road - Waiver Request for Fence in Drainage Easement. Mr. Lang asked for the Board’s permission to place a split rail fence across a sanitary sewer pipe easement crossing at two locations within the easement area.

Motion by M. Menges and second by C. Richards to approve granting the fence waiver in the sanitary sewer easement and also in the drainage swale if it interferes with the fence installation and contingent on the execution of a fence license agreement with the Township and payment of the associated costs by the property owner. Passed with 4 ayes and 1 nay with opposition by M. Love.

Not Listed on the Agenda
Dixie Strausser, Dover Township resident, commented on the article in the newspaper regarding the lawsuit by Supervisor Menges against Supervisors Shermeyer, Love, and Husson. She questioned whether all attempts for a workable resolution were tried by Supervisor Menges.
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Supervisor Menges answered affirmatively.

Sandra Fissel, Dover Township resident, also referred to the lawsuit. She commented that taxpayer money is being used to fight a disagreement among Board members. If members cannot work with one another, then they should resign, specifying Supervisor Menges resignation.

Lidia Pedro requested the planting of Arborvitae trees within a stormwater pipe easement area on her property.

**Motion** by M. Love and second by M. Husson to deny the waiver request to plant Arborvitae in the stormwater easement area. **Passed** with 5 ayes.

Gregory Repman, 2620 Abby Lane, requested that a dam be removed from his neighbor’s property because it has caused standing water to pond in his rear yard.

Atty. Rausch stated that this situation is a civil matter between property owners and should be dealt with through the court system if an amenable solution cannot be reached between both parties.

Mr. Repman also stated that a shed is located on the stormwater easement of this neighbor’s property. His neighbor is the Township Manager and he claims that no employee at the Township will help him because of that. He will be contacting DEP for assistance.

Mr. Repman was informed that these are all pre-existing conditions prior to the Manager living there and it was noted that he has not made any prior complaints to the Township about these matters.

Donna Yuengling, 1826 Wyatt Circle, commented that the residents are looking for grants to assist with the intermittent water/erosion problems in Wandering Streams.

Mr. Myers suggested asking Gary Peacock from the York County Conservation District to have a look to determine whether this is a stormwater issue and assist with the DEP permitting process.

The Board is willing to sponsor/support any grant opportunities on the Wandering Stream residents’ behalf.

Mr. Snook questioned the stormwater from the Palomino Heights Development also running into this stormwater pipe creating additional water problems.

Mr. Myers explained that there is a Township Stormwater Ordinance whereby Palomino Heights cannot release more stormwater post development than existed pre-development.

There weren’t any further comments from the public at this time.

ZONING OFFICER’S REPORT by Georgia Sprenkel
Bonnie Godfrey - Possible Zoning Change for Industrial Park on Raycom Drive. Ms. Godfrey introduced Yohance Jones, who is her business partner. They are proposing to construct a 30,000 square foot one story building containing black light attractions such as laser tag and miniature golf, etc. which are painted with florescent paint and glow with a black light producing a three dimensional visual effect.

Ms. Sprenkel noted that this property is in the Industrial Zone and this type of use would not be a permitted use in that zone. She suggested a text change amendment to the Zoning Ordinance if the Board was agreeable with the concept. She also stated that a land development plan would be required.

Ms. Sprenkel reported that Atty. Baranski (the Planning Commission Solicitor) called this type of use a Commercial Recreation where customers pay to play.

Board Consensus was to consider the zoning text amendment for a Commercial Recreation use in the Industrial Zone by recommending that Bonnie Godfrey and Yohance Jones begin the process by attending the next Dover Township Planning Commission Meeting.

ENGINEER’S REPORT by Terry Myers
Quotes for Marlborough Stormwater Improvements - Quotes were obtained to install the storm pipes and inlets. The low quote was received from Conewago Excavating and Paving in the amount of $17,980. After acquiring the bond and insurance, he requested authorization for the Township Manager or the Chairperson to sign the contract.

Motion by M. Menges and second by M. Husson to authorize the Township Manager or Chairperson to sign the contract with Conewago Excavating and Paving in the amount of $17,980 for the Marlborough Stormwater Improvement Project. Passed with 5 ayes.

2012 Bridge Maintenance Program - The low quote for the maintenance on five Township bridges was received from Lobar Associates, Inc. for $13,130.

Motion by M. Husson and second by M. Menges to accept the low quote from Lobar Associates, Inc. in the amount of $13,130 for five Township bridge repairs in the 2012 Bridge Maintenance Program. Passed with 5 ayes.

Well No. 10 Update - Ms. Karen Wilson reported that the bidding process for the nitrate removal at Well No. 10 will be reviewed at the next BOS Meeting. The contract will be awarded in late September with 150 calendar days for the construction. The cost estimate was presumed to be approximately $180,000 which has already been budgeted.
Community Park Pedestrian Bridge - Mr. Myers reported that open quotes for the pedestrian bridge will be obtained for a 24' x 6' bridge comprised of fiberglass, treated lumber, or steel with a handrail of 42" above the decking per ASHTO specifications. They must show the calculations and shop drawings which have been designed and sealed by a Professional Engineer. The deck will be constructed of pressure treated lumber with 2' x 6' planks. The structure shall be designed to handle one 6,000 lb. vehicle. A contractor will be responsible for installing the bridge and building the abutments. Quotes will be ready for the next BOS Meeting.

SOLICITOR’S REPORT by Atty. Rausch
Atty. Rausch had nothing to report to the Board at this time. He announced that an Executive Session will be held after this meeting regarding the Menges vs. Dover Township Litigation.

MANAGER’S REPORT by Laurel Wilson
Ordinance 2012-04 Traffic Amendments for Parking Restrictions - These parking restrictions are located outside of the Ashley Farms Development on Davidsburg Road. The ordinance has been legally advertised.

Motion by M. Husson and second by M. Love to adopt Ordinance 2012-04 the traffic amendments for parking restrictions at the intersections of Jayne and Jodi Lanes along Davidsburg Road. Passed with 5 ayes.

Discussion on Township Brush Drop Area - Since the man hours were cut at the drop-off area, debris, such as roots, grass, root balls, etc., has been mixed in with the brush. In reviewing the viable options to eliminate this issue, the Board chose the option to have the brush site open only two Saturdays per month which will be the second and fourth Saturdays of the month from 7 AM to 4 PM beginning in August for Dover Township and Borough residents only. Anyone witnessing illegal dumping should report it immediately. Continued illegal dumping will result in the permanent closure of this facility.

Waiver Request of Chapter 19, Section 308.3A.(2) Embankment Width of Township Code of Ordinances for Victor Cotton Property - Motion by M. Love and second by M. Menges to grant the waiver for the Township Code of Ordinances, Chapter 19, Section 308.3A.(2) Embankment Width for the Victor Cotton Property. Passed with 5 ayes.

Municipal Stormwater Management Fund - A policy was proposed to establish a structure for Township Inspections of Stormwater Management Facilities on private property and the associated fees. The next work session on July 23 will be for discussion of amendments to the Stormwater Ordinance.

Board Consensus was for the Public Works Director to move forward and decide on any necessary stormwater MS4 issues on the Victor Cotton property as to not delay the construction process.

Acceptance of Offer for Repository Property at 3481 Conewago Road from Nelson German of $800 - Motion by M. Love and second by C. Richards to accept the offer for the repository property at 3481 Conewago Road from Nelson German of $800. Passed with 5 ayes.
Acceptance of Offer for Repository Property at 3481 Conewago Road Vacant Land from Jeremy Hunter of $100 - Motion by C. Richards and second by M. Love to accept the offer for the repository property at 3481 Conewago Road the vacant land from Jeremy Hunter of $100. Passed with 5 ayes.

Request for Waiver of Trash Collection by Snyders - Motion by M. Menges and second by M. Love to deny the waiver for trash collection by the Snyders. Passed with 5 ayes.

Board Consensus was to have the Township Manager contact Penn Waste regarding this particular circumstance and to ask them to reconsider their policy in this particular instance.

Publicly Bid for the Sale of Cell Tower Leases - Board Consensus was that the Board of Supervisors are not interested in selling the cell tower leases with the Township.

OLD BUSINESS
There wasn’t any old business at this time.

COMMENTS/NEW BUSINESS FROM THE BOARD OF SUPERVISORS
Supervisor Richards commented on the price of oil dropping and questioned the paving projects relativity.

Mr. Myers responded that asphalt prices must fluctuate a minimum of 10% and are based on the asphalt index.

Supervisor Richards also commented on the groomed condition of the park along Hadley Drive. Neighbors have given him positive remarks on the improvements made through the Township’s ownership of this property. They also didn’t have a problem with parking along Hadley if the property were to be turned into a sports field of some kind.

Supervisor Love had a copy of the final report from the York Counts Meeting held in early June on the possible organization of a Metro Police Force. The report would form a York County Police Force consolidating the different regional and police departments with in York County. She urged the rest of the Board members to read this report.

Supervisor Husson suggested additional lighting around the back of the Carousel Building to deter vandals.

Supervisor Love added her suggestion of installing motion detector lighting.

Chair Shermeyer reported that the vandals were caught and confessed to all four offenses to the Carousel Building at Brookside Park.
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Supervisor Menges announced that he will be unable to attend the Police Commissioners Meeting on Tuesday, July 17, 2012 at 7 PM. Chair Shermeyer may be attending that meeting or she would let Supervisor Richards know if she would not be available. He also announced that August 7th will be “National Night Out” which will be held at the Dover Borough Fire Hall this year. The Northern York County Police Department is seeking sponsorships and help, anyone interested should contact Lt. Dave Lash, who is in charge of the event.

Supervisor Menges also commented on the York Counts Police Study which was discussed at their Commissioners Meeting recently. It was based on municipalities and not police departments which included Dover and Manchester Townships in the Northern York County Regional Police coverage area. The Commissioners are using this report to expand their territory with a goal to consolidate more police departments. York Counts will be looking for feedback regarding the study from municipalities sometime this Fall.

Chair Shermeyer commented on her conversation with Chief Mark Bentzel and District Justice David Eshbach on the minuscule fines associated with Park and Recreation penalties in Chapter 16, Section 109 of the Township Code of Ordinances. Also, the fines are too low for trailers and boats parked along Township roads.

The Zoning Officer agreed with her on the illegal parking fines for travel trailers and boats along the street.

The Township Manager said that she would check on the fines with other municipalities in the County.

COMMENTS FROM THE PUBLIC PRESENT
There were no comments from the public at this time.

With no further business, the meeting was adjourned at 9:55 PM by Chair Shermeyer into an executive session on the Menges vs. Dover Township litigation as requested by the Township Solicitor.

Respectfully submitted by:  
Dawn D. Slegel, Township Secretary