

**DOVER TOWNSHIP
BOARD OF SUPERVISORS MEETING
July 26, 2010**

The Dover Township Board of Supervisors regular meeting for Monday, July 26, 2010 was called to order at 7:02 PM by Chairman Curtis Kann in the Meeting Room of the Dover Township Municipal Building. Supervisors present were Chair Curtis Kann, Madelyn Shermeyer, Michael Husson, Duane Hull, and Monica Love. 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; Bradley Hengst, Sewage Enforcement Officer; and Dawn Slegel, Recording Secretary. There were 25 citizens and 2 newspaper reporters seated in the audience. This meeting has been recorded for minute purposes only.

Chair Kann announced that a public meeting was held at 6:00 PM this evening with Spotts, Stevens, and McCoy representatives on the Dover Township Wellhead Protection Program.

Chair Kann requested a moment of silence in remembrance and thanks to all those who stand in harm's way followed by the reciting of the Pledge of Allegiance.

APPROVAL OF THE WORK SESSION MINUTES FOR JUNE 28, 2010

Motion by M. Shermeyer and second by M. Love to approve the work session minutes for June 28, 2010 as presented. **Passed** with 5 ayes.

APPROVAL OF MEETING MINUTES FOR JUNE 28, 2010

Motion by M. Shermeyer and second by D. Hull to approve the meeting minutes for June 28, 2010 as presented. **Passed** with 5 ayes.

TREASURER'S REPORT

Chair Kann reported that the warrant for July 12, 2010 was in the amount of \$174,964.32 and the warrant for July 26, 2010 was in the amount of \$476,663.01.

Supervisor Love inquired about the C. E. Williams invoice on the second warrant whether this was for the curb and sidewalks this was on the continuing project in Edgewood Park.

Manager Wilson reported that the inquired work was included in the road materials bids.

Motion by M. Husson and second by D. Hull to approve the two warrants for July 2010 in the amounts of \$174,964.32 and \$476,663.01 as presented. **Passed** with 5 ayes.

PUBLIC COMMENT PERIOD

Listed on the Agenda

Mark Jesmer, Tri-Town Boys Club President - Update - Former President Ron Little introduced Mark Jesmer as the new Tri-Town Boys Club President. Mr. Jesmer indicated that he plans on continuing with the project that Mr. Little developed.

Meeting Minutes of 7/26/10 - Page 2.

Fernando De La Cruz, 2061 Wyatt Circle - Damages to His Property - Mr. De La Cruz was not present for his requested public comment.

James LeCrone, 1548 Hilton Avenue - Mandatory Water Connection - Mr. LeCrone stated that Atty. Hoffmeyer would speak on his behalf.

Atty. William Hoffmeyer, 30 North George Street, York represents the LeCrones. His discussion involved the alleged required connection to the water system in front of their property. He referred to Ordinance 87-05, Paragraph 2, describes that all new buildings within Dover Township so situated that water service is within 1,000 lineal feet shall connect to the municipal water system. His client's home was built in the 1950's. Mr. LeCrone purchased the property in 1969. So in no way when this ordinance was passed in 1987 was Mr. LeCrone's home a new building. If the Township had requested that Mr. LeCrone connect, it would have been done a long time ago. The water shortage during that time period caused the Township to ask the residents not to connect. He stated that the LeCrones are not required to connect per Ordinance 2009-04 in which his clients meet the three exemptions and have potable water.

Albert Rapp, 1524 Hilton Avenue - Water Line Upgrade - Mr. Rapp indicated that Atty. Hoffmeyer also stated his argument. He inquired about the creation of an ordinance without the people's input. He requested that the information from the Supervisors Meetings be placed in the Township newsletter.

Manager Wilson responded that all Ordinances are required to be advertised in the local newspaper. She stated that three months worth of meeting information could not possibly be put in the newsletter.

James Holley, Professional Engineer, 18 South George Street, York - Not a New Water System - Mr. Holley stated that in his professional opinion, the upgrading of an existing water system does not constitute a new system. He will work with Atty. Hoffmeyer to testify to this fact.

Daisy Wilt, 1530 Hilton Avenue - Letter to Connect to Public Water - Mrs. Wilt wanted to keep her well water because it is clean and an artesian well. She is on a fixed income and can't afford the expense and also she doesn't use much water.

Not Listed on Agenda

Kevin Miller, Park Street, reported that Mrs. Straley has blocked the alley with caution tape which accesses the rear of several properties fronting on Park Street.

Atty. Rausch questioned whether it is a public or private alley. He stated that this is a private issue between the parties involved.

Mr. Myers reported that this issue began with the Affordable Auto Sales Project. The alley is located in Borough. It was never opened as a public alley. They are traveling on the Straley's property.

Meeting Minutes of 7/26/10 - Page 3.

Mr. Miller explained that the section behind the garages is located in the Borough. But when you turn the corner, that becomes Township. So the corner of her property is both Township and Borough.

Mr. Myers indicated that there is no record of any of these adopted right-of-ways or that the municipality has assumed any responsibility for them.

Mr. Miller noted that the residents using the alley have been maintaining it. Mrs. Straley has not put any stones on the alley since she has owned it.

Atty. Rausch reiterated that this is not a Township matter since it is not a Township owned alley. It is a private issue between the residents involved and Mrs. Straley. Private counsel should be sought.

Supervisor Shermeyer believed it to be a paper street which existed for many years.

Supervisor Husson asked whether any easement agreements exist with Mrs. Straley.

David Peterson, 2025 Park Street, stated that he has the deed for almost every property along Park Street with access to the alley. A 20 foot alley way exists on her property and each property shows the alley way.

Atty. Rausch advised that the issue is whether the Township has ownership rights to the alley. Only private rights exist to the alley now.

David Peterson explained the deeds call it a public alley.

Atty. Rausch suggested that all of the residents involved band together and obtain an attorney.

Lynn Enders, Virginia Avenue, commented on the hardship brought on by the Board in making the affected residents connect to the water system. This is not a good time in the economy to make any one connect. She would like the Board to reevaluate their decision.

Chair Kann stated that these residents had fifty years to hook up to the water system. The close proximity of the fire hydrants paid for by the residents serviced by public water gave the other residents a reduction on their fire insurance.

Mrs. Enders disagreed by stating her sister's house burned down because that fire hydrant did not operate properly.

Amanda Tracy, Virginia Avenue, commented that she loves her home and the well water. She has three young daughters and can't afford the extra cost. Taxes are high, etc.

Evelyn Rapp commented that she bought her home because it was served by well water. Her well has been tested and the water is good.

Meeting Minutes of 7/26/10 - Page 4.

James LeCrone said that another neighbor has financial problems and this mandatory water connection could force her into foreclosure. She couldn't be here this evening because she has to work in order to pay her bills.

ZONING OFFICER'S REPORT

Brad Hengst - Well Isolation Distance Exemption for 5272 Nursery Road - Mr. Hengst referred to a plot plan for 5272 Nursery Road. The property has a malfunctioning on-lot septic system. The new absorption area can only be placed approximately 55 feet from the existing well. The hand dug well will be properly abandoned. The existing drilled well is located even closer to the septic system. The regulations require 100 feet of isolation distance from a well to an absorption area of a septic system and 50 feet from a septic tank. These requirements cannot be met on this site. He requested a waiver of the well isolation distance. Only the Board has the right to waive that isolation distance.

Atty. Rausch inquired about the grading.

Mr. Hengst replied that the finished grade slopes up hill 8 to 10 feet.

Supervisor Shermeyer questioned whether it could be mandatory that their well water be tested annually.

Mr. Hengst responded affirmatively but that it would be difficult to enforce.

Supervisor Love asked about locating it on the opposite side of the home.

Mr. Hengst indicated that the slope on the other side is excessive. The front yard is the only level area.

Atty. Rausch inquired whether an indemnification agreement should be completed with the property owner.

Mr. Hengst reported that the regulation allowing the waiver already acknowledges that the Township does not assume any liability by granting the waiver.

Mr. Myers questioned whether this will be farther away from the existing well than the previous absorption area.

Mr. Hengst answered affirmatively. It will not be as deep and the sand mound will be constructed so there will be more isolation from the waste water to the ground water relative to the vertical. This is definitely an improvement. There are no other choices of handling this situation on the property.

Motion by M. Shermeyer and second by D. Hull to grant the well isolation distance exemption for 5272 Nursery Road contingent on the signing of an indemnification agreement by the property owner. **Passed** with 5 ayes.

Meeting Minutes of 7/26/10 - Page 5.

Mr. Hengst questioned whether he could issue the septic permit prior to the recording of the indemnification agreement.

Atty. Rausch advised that the work can be started. The owner must sign the indemnification before the Township signs off on the permit.

LouAnn Keezel Planning Module (Bull Road) - Mr. Hengst explained that Jeff Keezel came before the Board last year requesting to install a mobile home before the issuance of a building permit. Mr. Keezel is now deceased and his wife would like to finish the project. The mobile home is setting on the lot. The subdivision plan was done in Conewago Township with a non-building right on the lot in Dover Township. In order to issue the sewage permit, planning module approval is needed from DEP.

Atty. Rausch inquired about the non-building waiver.

Mr. Hengst replied that a non-building waiver is sent to DEP when there is no house being built on the lot. Conewago Township may have ignored the portion in Dover Township since there isn't a note on the plan.

Motion by D. Hull and second by M. Shermeyer to approve the LouAnn Keezel Planning Module. **Passed** with 5 ayes.

Joe Caughy of Lennar was present instead of Eric Johnston for the proposed alternate lighting plan of Salem Run Phase IV. He noted that the light posts were not installed per the subdivision plan. To install them now would be difficult so they are asking for the Board to consider an alternate light solution. The Homeowners' Association has approved the proposed lighting plan. They will be responsible for the maintenance and Met-Ed will replace the light bulbs.

Mr. Myers added that this plan will light the intersections and the public parking areas.

Atty. Rausch advised that an agreement should be prepared which would amend the plan creating a paper trail and clarifying responsibilities. The Homeowners' Association will be a signing agent of the agreement.

Supervisor Hull questioned the responsible party for missing this on the plan.

Mr. Caughy replied that ultimately it would be Lennar, but it was also missed at the time of final inspection for the use and occupancy certificate.

Ms. Sprenkel reported that she was uncertain whether the building inspector would have checked the lighting per the plan.

Motion by M. Love and second by M. Shermeyer to accept the alternate lighting plan for Salem Run Phase IV as proposed with an agreement prepared by the Township Solicitor. **Passed** with 5 ayes.

Meeting Minutes of 7/26/10 - Page 6.

PL10-1 Brownstone Phase 4A Final Subdivision Plan - Mark Allen, Altan Consulting Engineers, along with Marty Dwyer and Charles Dressher were present on behalf of the Brownstone Phase 4A Final Plan. Phase 4A includes a 540 lineal foot extension of Brownstone Drive, 24 residential duplex lots, and one large open space lot. To date, approximately 4.4 acres is proposed for development.

Mr. Myers stated that this plan submission includes a revised phasing and construction schedule.

Mr. Allen added that they are proposing 20 to 24 units per phase.

Atty. Rausch inquired on a technical issue concerning the preliminary plan being changed.

Mr. Myers responded that the layouts and the lots will remain the same. They are only changing the size and sequencing of the phases.

Atty. Rausch asked whether it should be a revised preliminary plan.

Mr. Myers replied that the schedule may be changed, but it must be approved by the Township. A revised schedule was requested by the Township Engineer because it was different from the original approval.

Motion by D. Hull and second by M. Love to approve the Brownstone Manor Phase 4A Final Subdivision Plan contingent on the completion of the following open items: 1. GIS disk; 2. Professional Engineer's/Surveyor's seal, signature and date; 3. Owner's notarized signature; 4. A copy of any deed restriction imposed on the property or a note on the plan if there aren't any; 5. Planning Module approval or the appropriate waiver request and PA DEP code number on plan; 6. Public improvement security; 7. Soil erosion and sedimentation control plan approval from York County Conservation District; 8. Payment of the recreation in-lieu-of fee; and 9. Sewer Access Rights Program Agreement. **Passed** with 5 ayes.

Affordable Auto Sales Land Development Plan - David Hoffman presented the site plan for the Affordable Auto Sales Land Development Plan located in Dover Borough and Dover Township. The development is being performed primarily in the Borough. The layout was approved by the Borough Council. The property address is 121 South Main Street. A 30' x 90' building is being proposed on the rear of the property for excess storage, maintenance, and the assembly of new motorcycles. Some of the parking spaces for the business are located in the Township. The stormwater management facility involves a pipe that will be connected to the Township's storm sewer at Park Street. Mr. Hoffman requested that the Dover Township Board of Supervisors acknowledge the land development for Affordable Auto Sales because some of the property is situated in Dover Township. The property does not have access from Main Street.

Supervisor Husson questioned whether the temporary construction easement across the Straley property was granted by Mrs. Straley.

Meeting Minutes of 7/26/10 - Page 7.

Mr. Hoffman replied that Mrs. Straley did give verbal permission. She intends to execute the agreement after it has been reviewed. The permanent stormwater easement agreements have been signed by the other two property owners.

Supervisor Hull commented that there is also a potential source of contamination involved which could end in the Township's stream.

Chair Kann had a concern with the noise which could be generated from the running of the engines and the loud mufflers.

Mr. Hoffman stated that he will have to check on whether the Borough has any noise regulations. This plan has not yet been signed by the Dover Borough Council because the bond has not been posted for the public improvements and the stormwater agreement has not been executed.

Mrs. Sprenkel recommended that the Board does not sign the plan before they review the stormwater agreement because it will also affect the Township. The Board should review all of the agreements.

Atty. Rausch suggested that the signature block on the plan be changed to add reviewed and acknowledged by the Dover Township Board of Supervisors *for the portion of land in Dover Township only*. He added in order to specifically clarify that the Dover Township Board of Supervisors is not reviewing the entire plan.

Mr. Myers reported that there will be a crossing at Park Street which will tie into the storm sewer on the north side. The crossing located in the right-of-way would become ultimately the ownership of the Township along with the maintenance responsibility.

Chair Kann stated that after the Dover Borough Council has signed the plan; the necessary changes are made to the plan signature block; and the easement agreements are executed; then the plan should be returned to the Board for their acknowledgment.

Circle Drive Sketch Plan - David Hoffman presented a sketch plan for a 20 acre parcel that sets back off of Circle Drive. It fronts on Fetrow Lane, which is a private drive and is currently used as the access to three homes. Andreas Retzlaff wants to build a new home on the last property on the access road. The land would be divided into a seven acre lot and a thirteen acre lot which would contain the new home. They are requesting two modifications. The first modification would involve allowing a fourth user of a private road.

Supervisor Hull expressed his concern of the right-of-way having the clearance necessary to get emergency vehicles back the private road to Mr. Retzlaff's property.

Mr. Hoffman stated that his second request was for the private road to remain at its current cartway width of approximately ten feet. He noted that the Dover Township Planning Commission recommended that the private road be passable at various areas.

Meeting Minutes of 7/26/10 - Page 8.

Supervisor Hull commented that the road should be free and clear of brush and also a stoned turn-around area designated to accommodate emergency vehicles.

Supervisor Husson stated that adding another user of the private road could then eventually lead to another user wanting access, then another and so on.

Supervisor Love asked that a maintenance agreement be prepared to indicate the associated responsibilities for the private road.

Atty. Rausch advised that the maintenance agreement could also address Supervisor Hull's concerns.

Board Consensus was that they would look favorably on the Circle Drive Sketch Plan as presented with an executed maintenance agreement.

Mr. Hoffman clarified the height requirement of a fire engine.

Chair Kann recommended a clearance height of thirteen feet.

ENGINEER'S REPORT by Terry Myers

Brownstone Manor Phases I and II Street Adoptions - Mr. Myers reported that Kings Court has requested the adoption of the streets in Phases I and II of the Brownstone Manor Development. The streets have the final wearing course in place. A punch list exists of minor repairs which consists of water valve boxes moved up to grade and a repair of a street gully which needs to be milled and filled in. Mr. Myers noted that there was a discrepancy on the road dedication plan for Village Road which stated as 518.93 lineal feet. Johnston Associates revised the plan to adjust the lineal feet to 568.93. A minor revision needs to be made to the resolution.

Motion by M. Husson and second by M. Love to approve Resolution 2010-17 adopting the streets in Phases I and II of Brownstone Manor with the noted revision. **Passed** with 5 ayes.

Authorization of Application for Payment No. 2 to E.K. Services, Inc. in the Amount of \$213,876.40 - Mr. Myers reported that the total value of the contract items to date including materials delivered to the job site for the water line improvements totals \$469,341.75 less the amount previously paid of \$223,349.67 with the 10% retainage totals the net amount for payment of \$213,876.40.

Motion by M. Love and second by M. Husson to approve Application for Payment No. 2 to E.K. Services, Inc. in the amount of \$213,876.40 for the Hilton Avenue Water Improvements Project. **Passed** with 5 ayes.

Chair Kann requested that additional repairs be made to the rough road conditions of Hilton Avenue.

Mr. Myers reported that the pressure testing is complete. The bacteria test has not been cleared. The contractor will be installing the cross connections for the service lines shortly. Final repairs to the road will be completed after the service lines have been finished. Mr. Myers will communicate with the contractor to patch some of the holes along Hilton Avenue.

Meeting Minutes of 7/26/10 - Page 9.

Authorization to Close Rohlers Church Road From July 27 to August 23, 2010 - Mr. Myers reported that the contractor would like to close Rohlers Church Road and set up a detour route to head from Rohlers Church Road to Mountain Road back Conewago Road and up Crone Road to Rohlers Church Road or reversed if heading the opposite direction. They will maintain open access to the local properties on Rohlers Church Road as best as possible.

Motion by M. Love and second by M. Husson to authorize the closing of Rohlers Church Road from July 27 to August 23, 2010 with the noted detour for the culvert replacement project. **Passed** with 5 ayes.

Supervisor Hull suggested alerting emergency services about the road closure.

Mr. Myers responded that the contractor is required to make those road closure notifications.

SOLICITOR'S REPORT by Atty. Charles Rausch

Ordinance 2010-02 - Amending Property Maintenance Code and Municipal Collection and Disposal of Municipal Waste in Code of Ordinances - Atty. Rausch reported that Ordinance 2010-02 has been duly advertised for adoption. This ordinance amends the Property Maintenance Code to authorize the filing of liens and the imposition of attorney fees in the event that the Township must enter on to a property to take corrective action on property maintenance issues and also to amend the Code of Ordinance Chapter 20 for authorization to collect costs of attorney fees for delinquent trash bills.

Motion by D. Hull and second by M. Shermeyer to adopt Ordinance 2010-02 amending the Property Maintenance Code and Chapter 20 of the Code of Ordinances for municipal waste collection to authorize the collection of attorney fees. **Passed** with 5 ayes.

Atty. Rausch reported that on July 6th, the legislature enacted a law that extended the expiration date of an approval on a building permit or a land development plan if it expired on or after 12/31/08 automatically extending it until 7/2/13. Those extensions are protected from any changes in any ordinances during that time period. There is also a provision that the Township is authorized to charge a fee for renewal of an approval which cannot exceed 25% of the original permit fee or \$5,000. He drafted a resolution in order to establish a procedure for charging a permit extension fee if the Board is so inclined.

Manager Wilson added that the law required each municipality to advertise in the Pennsylvania Bulletin by Friday, July 23, 2010. The Department of Community Economic Development took the liberty of advertising for all of the municipalities which saved each municipality the cost of advertising in their local newspaper.

Atty. Rausch stated that the Staff may have to try to identify the permits which have expired and send a letter advising the developer, property owner, etc. that should the permit need to be extended, then an additional fee is owed to the Township.

Meeting Minutes of 7/26/10 - Page 10.

Ms. Sprenkel reported that the building permits are entered on to a Township computer program.

Motion by M. Husson and second by M. Shermeyer to approve Resolution 2010-18 establishing procedures for implementation of Act 46 of 2010 regarding permit extensions. **Passed** with 5 ayes.

MANAGER'S REPORT by Laurel A. Wilson

Resolution 2010-19 - Opposition to Forced Local Government Mergers and Consolidation - Manager Wilson reported that on August 17th, hearings are scheduled on Senate Bill 1357 and House Bill 2431 to consider forcing municipalities to merge in which all municipalities would fall under the reign of county government. Other municipalities have already adopted this resolution and send copies to their State Legislators.

Supervisor Shermeyer expressed that Dover Township has demonstrated their cooperation with other municipalities in agreements such as the joint line painting, the Northern York County Regional Police Department, the Joint Sewer Treatment Plant, and brush drop-off, the joint road materials bid and the joint comprehensive plan and zoning ordinances with Dover Borough.

Atty. Rausch suggested publishing a list of the joint services and agreements in the next Township newsletter to make the residents aware of the ongoing municipal cooperation.

Motion by M. Husson and second by M. Shermeyer to approve Resolution 2010-19 in opposition to forced local government mergers and consolidation. **Passed** with 5 ayes.

Resolution 2010-20 - Establishing Dover Area Ambulance as the First Due Medical Intensive Care Unit within the Municipal Boundaries of Dover Township - Motion by M. Husson and second by C. Kann to approve Resolution 2010-20 with further discussion. **DISCUSSION** - Supervisor Shermeyer reported that Paragraph 6 of the Resolution referring to the Second Class Township Code, Article XV, Section 1553 was amended by Act 7 of 2008. She noted that it essential states the same thing, but it also adds that this is not a direct mandate but the law's intent is clear that there needs to be cooperation between local government for fire services and it is the Board of Supervisors' responsibility for providing them. It also requires Township Supervisors to consult with fire and emergency service providers to discuss the fire and emergency needs of the Township. Due to Fire Chief Wallace's work schedule, he could not be in attendance this evening. She does not wish to act on this resolution until he would have the opportunity to speak with the Township Supervisors regarding this matter. She discussed the other benefits to housing the Medic 98 Unit at the firehouse. There is a shorter response time to the heavily populated area of Dover Township. She does not believe that the resolution should be approved before an agreement would be executed with York Hospital. She inquired whether there would be a legal issue with the responsibility of the closest emergency unit to respond. Discussion needs to take place of these unanswered questions before this vote is taken. One discussion area is to have the Board review the agreement with York Hospital.

Meeting Minutes of 7/26/10 - Page 11.

Manager Wilson commented that the Township Solicitor advised that it is in the Township's best interest to have a Memorandum of Understanding between ambulance association and the township in the event of failure. A copy of such a document was drafted and forwarded to Liaison Husson for review. The intent is to provide advance written notice of approximately six months as problems arise in which to seek other options.

Supervisor Husson responded that he did not share it with the Board until such time as they would support the concept.

Supervisor Shermeyer stressed problems the ambulance association is having some problems with one part of the current ALS Unit and they are not always properly addressed. These problems should be taken care of by this person or Ms. Durnin should report them to his immediate Supervisor.

Mark Moody, Co-Manager of Medic 98, commented that her statements were being directed at him. Mr. Moody confirmed that from the two years he has been co-manager, he has not been contacted about any problems. Memorial Hospital's view on this matter is no matter what Medic 97 does with Medic 98, Memorial Hospital will continue to staff that unit. He was not contacted of a bid for ALS services on the Dover Ambulance.

Supervisor Shermeyer also questioned Paragraph 7 of the Lease Agreement with the Dover Volunteer Fire Department stating that the tenant cannot lease to another tenant without written consent of the landlord. The tenant is allowed to sublease the referred space occupied by Medic 98. A former manager negotiated the rent for Medic 98. When Supervisor Shermeyer brought this matter before a previous Board, they authorized the Fire Department to receive 75% of the rental fee. She requested that the Board wait to vote on this resolution until such time as the other side can be presented by Fire Chief Wallace.

Supervisor Husson expressed his comment on the Fire Department having a say on the handling of the ambulance services. He understood that the Fire Chief sets the fire call boxes, but he should not have the decision of how the ambulance or the ALS unit responses are handled. He noted of the 1,730 calls by Medic 98 last year, 959 calls or 55% were in Dover Township. So, 45% of these calls, they were not available within the Dover area. The ambulance association does not want to push this unit out of the Fire Department, they just want to have the new MICU at the ambulance house have first due and everything else second due for Station 98. His thought was that the ambulance association could best serve the northern and eastern sections of the Township. He noted the double billing for services that members have complained about. Services for the BLS or the ALS would be absorbed for members. He expressed that if this Board does not approve this resolution tonight, it will be revisited in a short period of time. The County is headed this direction. It is more cost effective.

Supervisor Shermeyer clarified that per Act 7, she just would like to wait to act on this resolution until the Township consults with the fire AND emergency services.

Supervisor Hull questioned the current procedure for the billing of an ALS call.

Meeting Minutes of 7/26/10 - Page 12.

Ms. Durnin replied that if the patient is over 65 years of age, it is a joint bill. If the patient is under 65, they bill for their portion and the ambulance association bill their portion.

Supervisor Hull commented that when these medic units came into existence it was stated that these medic units are not out here to make money, they are here to get patients to the hospital. He questioned what has changed. He will not vote on this resolution until someone can give him an answer.

Mr. Moody reported that he has placed a chase unit in Glen Rock and is doing a MICU in New Freedom. He has been approached by Stewartstown, Delta, and Jacobus for a contract.

Supervisor Hull expressed his displeasure with the cooperation of the whole emergency services system.

Discussion continued on the current operations of Medic 98.

Denied by 1 aye and 4 nays with opposition by M. Love, M. Shermeyer, C. Kann, and D. Hull.

Purchase of Remote Controlled Vacuum Leaf Collector and Leaf Box in the Amount of \$29,359.00 - Manager Wilson reported that 34 % of the grant must be spent this year so that the money will come from the Reserve Fund.

Motion by D. Hull and second by M. Shermeyer to approve the purchase of a remote controlled vacuum leaf collector and leaf box in the amount of \$29,359.00. **Passed** with 5 ayes.

Authorization to Advertise Ordinance to Participate in Benchmark Program - Motion by M. Love and second by M. Shermeyer to advertise the proposed ordinance for Dover Township to participate in the Benchmark Energy Solutions Program. **Passed** with 5 ayes.

Lease Agreement with Dover Township Tax Collector - The Board discussed Mrs. Keener's request for a lock box at the office location. They concurred with a free standing lock box.

Motion by M. Shermeyer and second by D. Hull to approve the lease agreement with the Dover Township Tax Collector. **Passed** with 5 ayes.

Manager Wilson requested an Executive Session to discuss a potential matter of litigation involving a property maintenance issue and union contract negotiation matters.

OLD BUSINESS

Draft Well Ordinance Amendments with Brad Hengst - There was nothing new to report at this time.

Meeting Minutes of 7/26/10 - Page 13.

COMMENTS/NEW BUSINESS FROM THE BOARD OF SUPERVISORS

Supervisor Husson reported that he had previously asked Chair Kann to attend the next Sewer Authority Meeting because he would not be available that evening.

Chair Kann agreed to attend in his place.

Supervisor Shermeyer read a note of a descendent who located a five time grandfather and land once owned by him through the Dover Area Historical Society's website. He was so grateful that he sent a donation to the Society. She requested that everyone should take time to check their website.

Supervisor Shermeyer informed the Board that she would be stepping down as Chair of the Local Government Advisory Committee of the York County Planning Commission and Vice Chair Stephen Wolf of Hellam Township would take her position as the Chairman of the LGAC.

Supervisor Love reported that she attended a seminar last week entitled "The 7 Hidden Social Media and Email Liability Traps" instructed by Atty. Mark Fiedelholz. She suggested that all Township Officials should attend if offered the opportunity. She advised not to use a business phone for personal use and a personal phone for business and warned that text messages and emails can be retrieved forever.

Supervisor Love questioned the fire hydrant wrapped in plastic at the intersection of Fox Run and Butter Roads.

Chair Kann asked the Public Works Director to check on Supervisor Love's concern.

Chair Kann announced that the awards were presented to the two Northern York County Regional Police Officers and one civilian for their efforts during the recent North York fire. One officer received the second highest award and the assisting officer was given the Chief's Commendation Award. The civilian involved also received the Chief's Commendation Award. He acknowledged that these were all well deserved recognitions. He also reported that several municipalities from Lancaster County attended the last Northern York County Regional Police Commissioners Meeting. They are interested in organizing a regional police force in Lancaster County. They thought that Northern York County Regional Police Department was a good role model. A question and answer session was held to give them a better understanding of the regional operation.

COMMENTS FROM THE PUBLIC PRESENT

James LeCrone commented that he found the meeting to be very interesting. He also stated that he hoped the Board gives consideration to the reason for their attendance.

Chair Kann adjourned the meeting at 9:58 PM into an Executive Session on a potential matter of litigation regarding a property maintenance issue and a discussion concerning the union contract negotiations.

Respectfully submitted by:

Dawn D. Slegel, Township Secretary