

**DOVER TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
August 23, 2010**

The Dover Township Board of Supervisors regular meeting for Monday, August 23, 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.; Charles Farley, Public Works Director; Kristal Narkiewicz, Recreation Director; and Dawn Slegel, Recording Secretary. There were 41 citizens and 1 newspaper reporter seated in the audience. This meeting has been recorded for minute purposes only.

Chair Kann requested a moment of silent remembrance for Charles Rudy who recently passed away and attended the Board of Supervisors Meetings on a regular basis and also 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 PUBLIC MEETING MINUTES FOR JULY 26, 2010**

**Motion** by M. Shermeyer and second by M. Husson to approve the public meeting minutes for July 26, 2010 as presented. **Passed** with 5 ayes.

**APPROVAL OF MEETING MINUTES FOR JULY 26, 2010**

Supervisor Husson expounded on his response to not sharing the Memorandum of Understanding described on Page 11 of the meeting minutes, paragraph 2, with the Board in which he specifically meant the *Board of Directors of the Dover Ambulance Association* until such time as they would support the concept. The second clarification was on Page 11, paragraph 6, in which he noted the double billing for services that members, should be changed to *patients*, have complained about. His third notation was an addition to Mr. Moody's comment on Page 12 in which he also stated that he had a problem with MICU services because they only have two medics on the truck. Even though he has this problem, he does provide these MICU services in New Freedom, etc. After questioned by Supervisor Shermeyer, Supervisor Husson stated that Mr. Moody did not make these statements simultaneously. Supervisor Husson did want it pointed out that Mr. Moody contradicted himself with these statements.

**Motion** by M. Husson and second by M. Love to approve the meeting minutes for July 26, 2010 as amended. **Passed** with 5 ayes.

**TREASURER'S REPORT**

Chair Kann reported that the warrant for August 9, 2010 was in the amount of \$248,274.78 and the warrant for August 23, 2010 was in the amount of \$451,544.71.

**Motion** by M. Husson and second by M. Love to approve the two warrants for August 2010 in the amounts of \$248,274.78 and \$451,544.71 as presented. **Passed** with 5 ayes.

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**PUBLIC COMMENT PERIOD**

**Listed on the Agenda**

**Trish Calvani, Dover Area Library - Building Permit Fee Waiver Request** - Ms. Calvani requested a waiver of the building permit fees for the construction at the Community Building.

Supervisor Hull questioned the actual building permit cost.

Ms. Calvani replied that she believed it was approximately \$1,900.00.

Supervisor Shermeyer explained that from the building permit fees comes the expense for all of the building inspections conducted by a third party inspection agency.

Supervisor Love inquired whether there was a breakdown of the Township fees and the inspection fees.

Manager Wilson responded the inspections for a commercial facility are not set and could vary due to failed inspections.

Supervisor Husson added that if the Board would waive the building permit fee, the inspection fees could cost the Library more than the total building permit fee, which cannot be determined for sure at this point. In his opinion, the structural issues with the moving of walls are definite concerns that the Township should have inspected.

Chair Kann also stated that re-inspections due to failed inspections get charged as additional costs.

Ms. Calvani noted that the building permit fee has already been paid. She gave an update on the campaign. Construction has begun and is anticipated to be completed by the second week in October.

Mr. Schell informed the Board that they have surpassed their goal of \$250,000 by \$6,000 to date. A stretch goal has been established for contingencies, cabinets and other furnishings, ADA requirements, and additional operating costs. He noted that things are going well.

The Board congratulated the Library for reaching and exceeding their financial goal on the library expansion project.

**Michael S. Summerville, Penn DOT Asst. Highway Maintenance Mgr. - Fee Waiver Request for the Water Main Connection and the Water Main Pipe Extension Size** - Mr. Summerville was not present at this time.

Fire Chief Andrew Wallace was skipped over due to an anticipated latter arrival.

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**Kristal Narkiewicz - Bathrooms at Community Park** - Ms. Narkiewicz distributed pictures to the Board of the proposed bathroom facilities at the Community Park. Due to the poor condition of the current bathroom facilities in the basement of the log house and the growing usage of this park, new facilities have been planned for next to the jail. The new building will look similar to the bathrooms at Brookside Park and will be vandal resistant. It will resemble the log house painted white with dark brown trim and a reddish brown singled roof. The new facility includes two women's stalls and a sink and a men's stall and a urinal. It has some storage space in the center and in the front is a water fountain. A storm drain will be installed to control the water run-off in that area. The aesthetics will blend in with the whole theme of the park.

Supervisor Husson explained that the funding for the new park bathroom facilities will be expended from the recreation in-lieu-of budget in which the money is acquired through the creation of each new lot in a residential development. This money can only be used for purchasing land for recreation, improving, constructing, and developing park facilities. For informational purposes, he noted that no tax dollars will be used for this project.

Supervisor Love inquired on the date for delivery.

Ms. Narkiewicz responded that it will be ordered this week. It is a prefabricated building. It will be more expensive than originally planned based on their labor to do the project. The Facilities Crew will be too busy with brush and leaf collection this Fall. Additional costs are anticipated to install the storm drain.

Chair Kann asked the total cost of the project.

Ms. Narkiewicz replied that the bathrooms including the installation will cost approximately \$84,000. The proposal did not include the storm drain so the total cost will be higher.

**Fire Chief Andrew Wallace - Emergency Medical services Provided in Dover Township** - Chief Wallace discussed the Advance Life Support services offered to the residents and visitors of Dover Township. A resolution came before this Board naming Dover Area Ambulance as the primary or sole provider of services within Dover Township. Currently, there is an Advance Life Support Unit housed within the Dover Township Volunteer Fire Department on Davidsburg Road that is staffed by one ALS provider from Memorial Hospital and one ALS provider from York Hospital. That service is provided 24 hours per day/7 days per week/365 days per year. The purpose of that vehicle is to respond to life threatening injuries whether they be medical in nature, traumatic injury, accidents, etc. Dover Ambulance and York Hospital are attempting to work together and will be removing the York Hospital paramedic from the ALS Unit currently in operation and place them on the Dover ambulance. This would be a cost reduction for York Hospital. The Fire Department feels that it will be impacting patient care in a negative way. As it currently stands, critical response calls involve four qualified individuals (two Paramedics from the ALS Unit and two EMTs from the BLS Unit) responding to take care of someone sick or injured. It also allows for flexibility. There is a 911 Emergency Medical Dispatch who works through a series of questions aimed to determine the seriousness of the call from an ambulance. The dispatch system is a nationally approved program and the County system has trained professionals that know what questions to ask in order to arrive

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at the criteria of the dispatched emergency equipment. There are times when they may receive incorrect answers to their questions because they are relying on an untrained caller at the other end of the phone. There are times when the ALS unit is not needed and can be cancelled making them available for another emergency call. The proposed system would take that Paramedic out of the area and service for every call no matter how minor the problem. This resolution may be revisited again and it is the Fire Company's belief is that this change would *not* be in the best interest of the residents and visitors of Dover Township.

**James LeCrone, 1548 Hilton Avenue - Water Line Project on Hilton Avenue** - Mr. LeCrone spoke about the Hilton Avenue Water Line Improvements. He questioned whether the Board gave consideration to the matter which brought him to the previous meeting.

Chair Kann replied that the Board has not taken another vote on the issue.

Supervisor Shermeyer added that the Board cannot vote without the public present because that would be a violation of the Sunshine Law.

Mr. LeCrone distributed a copy of Ordinance 2009-04 to each Supervisor. He read from the letter sent to him instructing him to connect to the public water system per Ordinance 2009-04. He claimed that the Board was not adhering to their ordinance. The water line has been in front of his property for at least twenty five years. There are three conditions that must be met in order to disqualify that connection which are: 1. The water system is within 150 feet of the principal building was in existence as of September 2, 2008; 2. The principal building has its own supply of water that is safe for human consumption; and 3. Prior to September 2, 2008, the property owner was not required to connect to the existing water system.

Supervisor Shermeyer noted that there was an ordinance that preceded that one. It did require property owners to connect to the water system. The Codified Ordinances have not been updated so Ordinance 2009-04 does not appear in that book yet.

Manager Wilson reported that Condition No. 3 has not been met because the property owner was required to connect previously by another ordinance.

Supervisor Love added that the residents were not notified that they were required to connect.

Atty. Rausch advised that Mr. LeCrone does not meet the last criteria in Ordinance 2009-04.

Mr. LeCrone responded that if they were required to connect, then his neighbors and him would all be connected.

Supervisor Shermeyer replied that the Township did not enforce their Ordinance requiring the water connection at that time.

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Mr. LeCrone commented that the Board constantly refers to the Hilton Avenue water line as an upgrade or improvements in the minutes so that does not make it a new system if larger pipe sizes are installed to supply more water to new homes or proposed new development, especially when it is hooked to the same place at both ends. Also something cannot be improved if it does not exist. He also stated that according to C.S. Davidson's web site, the company is owned by the employees noting that Terry Myers and his company will benefit from this water project, hook-ups, and inspections. He read a letter from Greg Wahlberg, a resident on Hilton Avenue not affected by this project, who is a Minister of Calvary Lutheran Church on Bull Road. The letter has been attached for the record.

Supervisor Shermeyer indicated that an Ordinance adopted in 2005 required all property owners within the public water system area to connect.

Mr. LeCrone noted that Atty. Hoffmeyer said that Ordinance 2009-04 supercedes any prior ordinances.

Atty. Rausch advised that there were prior mandatory water connection ordinances. This recent ordinance comes right from the Second Class Township Code that the legislature was passed.

Mr. LeCrone concluded that this Board was doing the water line improvements for the Horn Project. He had an issue with being forced to drink chlorinated water. He said that an injunction and class action law suit would be his next move.

The Board denied his allegation regarding the Horn Farm Development.

Chair Kann told Mr. LeCrone to check into the history of other similar lawsuits.

Mr. LeCrone replied that when a Township does not follow their own ordinances, then that's a different scenario.

**Glenn Myers, 4214 Davidsburg Road - Invoice for Buchart-Horn Sewer Line Inspection of His Subdivision** - Mr. Myers commented that he was protesting the amount of the invoice for the inspections performed by Buchart-Horn for the tie into the low pressure sewer system. The invoice was for a total of \$6,624.00. The hourly rate for the inspector was \$112.00 per hour. Mr. Farley told him that an inspector was needed on site from the beginning to the end of the project. Mr. Myers did not feel that an inspector was needed while the backhoe was digging the ditch for the pipe installation. He could understand the inspector's presence for the pipe installation and testing of the line. He thought that H & H, the contractor, did a very thorough job.

Supervisor Husson questioned the cost for the travel/inspection time to perform various inspections in one day versus the inspector staying on-site for the whole day.

Mr. Myers responded that H & H only dug a section that they could be completed in one day. So he would rather have paid for the inspector to come out, inspect, and then return to the office. He realized that the service was needed, but he wanted the Board to be aware of the cost incurred to a small developer such as himself.

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Chair Kann stated that Paul Gross is the Engineer for the Sewer Authority and the Township will investigate these charges.

**Daisy Wilt, 1530 Hilton Avenue** - Mrs. Wilt questioned paying a hook-up fee when she paid \$125.00 years ago for that service.

Manager Wilson stated that the Township would honor that the connection fee that she paid back in 1964.

Chair Kann reported that the York County Conservation District has been investigating the drainage issues at the Weigelstown Elementary School Construction Project. It is their matter to handle between the School and the Contractor. The stormwater is coming from private property so there's not much the Township can do about it. Their responsibility would be to contact the York County Conservation District and have them enforce the laws to govern stormwater run-off which affect the Dorwood Drive properties.

**Kathy Lindsay, 2108 Dorwood Drive - Flooded Lawn from Weigelstown School Construction Project** - Ms. Lindsay reported that she lives behind the school and has spoken to the contractors, Chuck Farley, and Dave Nelson many times. Her yard has been flooded three times. The water is coming down from the school's property. The water from the drain spouts at the school lead to the storm drain at the corner of their blacktop which drains toward her property. It's not her water and she does not want it. She wants everyone to know so that it gets taken care of.

Mark Kurowski was present from K & W, who prepared the site plans, land development plan, and the erosion/sedimentation control plans for the expansion of the Weigelstown Elementary School. Also present were representatives from the Dover Area School District, the contractor, and the project architect. They are aware of the situation and have been investigating and evaluating it. First, they are in the process of determining that the construction is in accordance with the approved drawings. He indicated that they received the report from York County Conservation District and will be addressing the maintenance items on the controls in place during construction. One issue includes the bare ground which was recently seeded. Of the three rainstorms, two of them were extreme and unfortunately they happened during the construction. They will take a look at the rock outlet area of concern to Ms. Lindsay.

Supervisor Shermeyer noted her concern that the water problems are taken care of completely before the contractors, etc. leave the area.

Supervisor Hull stated that storm water cannot be directed on to someone else's property so the problem should be corrected.

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**Sue Grindal, 2138 Dorwood Drive - Weigelstown School Construction Project Drainage Issues**

- Ms. Grindal has lived there for 2 ½ years. She has observed the project from the beginning. They have always gotten water from the school. Since she lives there, she has corrected four water problems and she does not want anymore. In her opinion, it was a poor design. A retention pond should be placed in the back of the school property that would handle this water. The houses along Dorwood Drive were there first before the school was built. That water should not be able to be directed at existing structures. The access path/walkway between the two homes on Dorwood Drive is used by the students from the Andover Development to get to the school. This road is in terrible shape and no one will take the responsibility of repairing it. Also, the water from the school is using this path for run-off to get to a storm drain at the other end of Dorwood Drive.

Ms. Lindsay questioned the ownership of the walkway. Her neighbor told her that half belongs to her and the other half belongs to him.

**Jeffrey Ness, 2086 Dorwood Drive - Water from Weigelstown School Construction Project on to Surrounding Properties**

- Mr. Ness has lived at the above address for approximately 20 years. The pathway has been there since he went to school. The school does plow the snow along the path, but they claim that they are not obligated to do it. He lives between the Cones and the Lindsays. He built a swale because he was previously getting water from the rear of the school property. He questioned the storm drain location at the corner of the blacktop which runs downhill to the Dorwood Drive backyard areas. He noted that the Cones got mud in their basement and mold has developed. There was grass seed planted today at the school property. They planted grass seed on the hill without any straw to hold the seed in the event of rain.

Dr. Krantz reported that the school is doing everything in their power to remedy the situation. He noted that it sounded like this street was also getting water from streets above them. The Township should be helping them with that problem.

Supervisor Hull indicated that there aren't any streets above them.

Mr. Ness added that the three properties border the school's property. He inquired about where the retention pond drains.

Mr. Myers replied into the woods where there is a stone level spreader which spreads the water throughout the area.

Chair Kann concluded that the K & W will be working to fix any flaws in the design.

**Carl Leathery, 2910A West Canal Road - Sewer and Hilton Avenue Mandatory Water Connection**

- Mr. Leathery discussed the adverse effects of chlorine which he had researched on the internet. He asked the reason that these people have to connect to the public water system. There is a 44% higher risk of cancer than people not drinking chlorinated water. Chlorine was used in World War I to kill people. A long hot shower will absorb as much chlorine as drinking a two liter bottle of chlorinated water.

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**Not Listed on Agenda**

Troy Dettinger of the Union Fire & Hose Co. asked for a donation in support of the 2010 Dover Halloween Parade. He also sought two Township Officials to be Parade Judges. The Dover Halloween Parade is scheduled to be held on Sunday, October 3, 2010 beginning at 3:00 PM.

**Motion** by D. Hull and second by M. Husson to donate \$1,000.00 toward the 2010 Dover Halloween Parade. **Passed** with 5 ayes.

Supervisor Love volunteered to serve as a judge for the parade this year.

Mr. Dettinger suggested that the judges be present by 2:30 PM.

Dave Erney reported that last year, there were 49 parade entries. This year, they will be presenting cash prizes for first and second places.

Mr. Dettinger thanked the Township for their support.

Chair Kann remarked that the parade committee should keep up the good work.

Michelle Pratt, 1640 Hilton Avenue, commented that she has a well. She questioned whether there was a way she did not have to connect to the public water system.

Chair Kann answered negatively.

Ms. Pratt noted that she will have to sell her house to avoid bankruptcy.

Supervisor Love explained that there are programs that will financially assist with the monetary burden.

Ms. Pratt responded that a person must qualify for that assistance.

Supervisor Shermeyer added that maybe some of the others close to her can get through to her that there are programs that you do not have to qualify.

Supervisor Love noted to check with Rhonda at the York County Planning Commission to get further details on these programs.

Supervisor Hull inquired whether the Board of Supervisors would be enforcing this Ordinance on all the properties not connected to the water system or just the properties along the water project.

Chair Kann replied at this time, it is just along the project area.

Supervisor Shermeyer stated that it may also be enforced throughout the Township at a later time.

Chair Kann reported that the upgrading of the hydrants is part of the water project.

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Andrew Schneider, 5604 Fish & Game Road, wanting to make a public record that he is having stormwater runoff since the recent resurfacing of Fish & Game Road. Stormwater erosion problems have caused his utility lines to become exposed.

Chair Kann questioned what has changed with the resurfacing.

Mr. Schneider responded that the water is running down the driveway and before it did not.

Manager Wilson stated that Fish & Game road surface in that vicinity was almost nonexistent. It was mostly stone and gravel. Patrick O'Connor, a neighbor on this access road spoke with the Public Works Director previously concerning this matter. He also requested a meeting which was to include herself, but she was on vacation and so far a meeting has not been scheduled because one of neighbors will be out of town until September 13<sup>th</sup>.

Mr. Schneider reported that he is the one that will not be available.

Chair Kann said that when all parties are available that a meeting can be arranged to try to resolve the situation.

Supervisor Husson inquired whether Mr. Schneider had envisioned future water problems with the downhill slanted driveway and since water finds a downward path.

Mr. Schneider replied that he built the house ten years ago and haven't had these water problems.

Carl Leathery commented that he had two topics of discussion. His other topic involved a Right to Know Request on the capping of a sewer line. He had obtained a demolition permit to remove his father's trailer approximately two years ago and the land has been reassessed. There is presently nothing going into the sewer from that property. The bottom line was that he has paid over \$1,000 in sewer bills for something he hasn't received. In his request, there was a document that stated as of January 1<sup>st</sup>, there was a new ordinance passed which he should be getting charged half of the sewer bill which would be \$69.00 per quarter since there was no occupancy at that address. If he would cap the sewer line at the road, he claimed that the road might sink.

Manager Wilson responded that the reason for capping it at the sewer main is so that inflow and infiltration cannot enter the sewer system. It costs residents on the sewer system to treat that water getting into the system. The information that was given to Mr. Leathery included the ordinance that requires a permit for any disturbance to the sewer line and an inspection to insure that the disconnection was done properly. He was also given a copy of the Fee Schedule which included the permit, tapping, and reconnection fees.

Chair Kann explained that he has the option of being charged half of the sewer bill per quarter or disconnecting from the sewer system. In order to get the discounted rate, he must make those arrangements with the Utility Billing Clerk at the Township Office.

**ZONING OFFICER'S REPORT**

**Plan Extension**

**PL07-16 Kunkel/Snyder 2-Lot Subdivision Plan extend to 2-28-11** - The Board acknowledged the plan extension to 2-28-11 for PL07-16 the 2-lot subdivision plan for Kunkel/Snyder.

**ENGINEER'S REPORT by Terry Myers**

**Approval of Application for Payment No. 3 to E.K. Services, Inc. in the Amount of \$153,805.48**

- Mr. Myers reported that the total value of the contract items to date totals \$498,707.70 plus the extra work done to date which is \$9,132.75 which is for the temporary paving plus materials at the job site of \$133,061.96 which makes the total value of work and materials to date \$640,902.41 less the amount previously paid of \$437,226.16 with the 10% retainage totals the net amount for payment of \$153,805.48 which is the work completed through August 13, 2010.

**Motion** by D. Hull and second by M. Love to approve Application for Payment No. 3 to E.K. Services, Inc. in the amount of \$153, 805.48 for the Hilton Avenue Water Improvements Project. **Passed** with 5 ayes.

Chair Kann requested that the contractor cut the weeds along the corn field in the ditch area along Hilton Avenue.

Manager Wilson questioned when the restoration work on Hilton Avenue would begin.

Karen Wilson of C. S. Davidson responded after the contractor has completed the water services.

Mr. Myers reported that they have completed half of the services at this time.

Manager Wilson noted that she has received some complaints about the condition of Hilton Avenue and asked if the contractors could restore the road as they complete a section sealing around the restored surface areas. She related that the topcoat will not be placed until 2011.

Mr. Myers responded that he can convey that suggestion to the contractor.

Supervisor Hull commented that the contractors' signs have been stolen several times. They cannot afford to keep replacing these signs.

**Tower Drive Tree Appraisals** - Mr. Myers reported that the tree appraisals have been received for the two properties on Tower Drive.

Manager Wilson added that this matter will be discussed during the Executive Session.

**Rohlers Church Road Culvert Replacement Project** - Mr. Myers reported that he has obtained the last easement agreement from the property at the corner of Rohlers Church and Mountain Roads. The property owner has a concern that there was never any guiderail installed at Mountain Road where Rohlers Church Road makes a 90 degree bend.

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Manager Wilson questioned whether guiderail is warranted.

Mr. Myers replied that there is a drop-off which may warrant it right at the intersection of Mountain/Rohlers Church. He was requested to ask for the Board's consideration on installing guiderail in this area.

Manager Wilson requested that Mr. Myers look at the situation to determine the length of guiderail that would be needed at that location.

Supervisor Love asked that the proper signage also be checked.

Mr. Myers requested that the Township Manager ask for the accident history at this location from the Police Department.

**Smart Transportation Grants** - Mr. Myers reported that there are grants available through PennDOT to assist with funding for the Palomino Road Extension and the Borough bypass from Municipal Road to Route 74 which were included in the Comprehensive Plan. Support must be acquired from the YAMPO. Will Clark would be the YAMPO contact person. Applications are due by September 15, 2010. The project objective would be to take pressure off of the State roads.

**Board Consensus** to have the Township Engineer discuss the options with Will Clark of YAMPO to seek their support to go forward with the Smart Transportation application process.

### **SOLICITOR'S REPORT by Atty. Charles Rausch**

**Zoning Ordinance Update** - Atty. Rausch reported that there is still more work to be done on the Zoning Ordinance Amendments. The public hearing date will have to be pushed back to November or December.

**Executive Session** - Atty. Rausch requested an Executive Session on the acquisition of real estate concerning the Tower Drive properties.

### **MANAGER'S REPORT by Laurel A. Wilson**

**Ordinance 2010-03 - Authorization to Participate in the Intergovernmental Cooperation Agreement with the City of Harrisburg for the Collective Purchase of Energy Supplies and Services - Motion** by M. Shermeyer and second by M. Husson to adopt Ordinance 2010-03 authorizing the participation in the Intergovernmental Cooperation Agreement with the City of Harrisburg for the collective purchase of energy supplies and services. **Passed** with 5 ayes.

**Resolution 2010-21 - 2010 Street Adoptions** - Manager Wilson reported that this resolution includes roads in the Brookside Heights Subdivision and the Salem Run Phase IV Subdivision. The roads are Walker Avenue, Staunton Avenue, and Nittany Drive.

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Mr. Myers noted that there is one issue with the storm sewer in the Brookside Heights Subdivision. The inside of the smooth line pipe is cracked and the ground is visible so it needs to be sealed. The developer will have to correct this situation.

Chair Kann inquired about the location of the cracked storm sewer pipe.

Mr. Myers responded that it is located on Walker Avenue about thirty feet from the inlet located along the curve. There is a maintenance guarantee and the original construction bonding money available if Mr. Fisher does not complete this work.

**Motion** by M. Love and second by M. Shermeyer to approve Resolution 2010-21 2010 Street Adoptions contingent on the storm sewer repair in Brookside Heights. **Passed** with 5 ayes.

Mr. Farley questioned the procedure to perform the traffic studies through the York County Planning Commission. He asked whether in the future developers be required to have all of the traffic studies completed for their subdivision.

Mr. Myers responded that engineered traffic studies can be added to the subdivision review checklist.

Mr. Farley noted that the repair to Walker Avenue for the storm sewer work needs to be done in accordance with the new road repair criteria.

**Resolution 2010-22 - Accepting Offer of Dedication for Public Use Sanitary Sewer and Water Lines in Donwood Phase I and Phase IIA** - Mr. Myers reported that a maintenance guarantee is still needed from the developer. He also mentioned that the developer should remain responsible for any damage to the manhole frames and covers, sanitary sewer clean-outs, water valves, and curb stop shut-off boxes because they will still be plowing the private streets. He recommended that an agreement be prepared indicating that Dover Township will accept the sanitary sewer and water main lines but the owner is responsible for the items mentioned until the streets are adopted by the Township.

Manager Wilson added that this is the first time sewer and water lines have been adopted prior to the street adoptions.

Atty. Rausch stated that if the resolution were tabled until next month, the maintenance guarantee and the agreement may be ready.

**Motion** by M. Shermeyer and second by M. Love to table Resolution 2010-22. **Passed** with 5 ayes.

**Resolution 2010-23 - 2010 Revised Fee Resolution** - Manager Wilson reported that amendments to the fee resolution institute the fees affiliated with the Property Maintenance Code and the delinquent trash bill lien process.

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**Motion** by M. Shermeyer and second by M. Husson to approve Resolution 2010-23 the 2010 Revised Fee Resolution. **Passed** with 5 ayes.

**T-Mobile Lease Agreement** - Manager Wilson reported that formal approval has been granted for the Township's connection to the tower. She recommended the Board approve the T-Mobile Lease Agreement as proposed. She stated that the tower had to be expanded to include the antennas for Dover Township and AT & T.

**Motion** by D. Hull and second by M. Shermeyer to approve the T-Mobile Lease Agreement. **Passed** with 5 ayes.

**Removal of Guiderail at 4700 Nursery Road** - Manager Wilson reported that the property owner at 4700 Nursery Road has requested that a portion of the guiderail be removed in order to construct a driveway to accommodate fuel truck deliveries at his residence. The Township Engineer checked and reported that the guiderail is not warranted pursuant to PennDOT's specifications. Additional signage is needed at this location. Manager Wilson questioned whether a charge should be incurred to have the Township remove the guiderail.

Supervisor Love mentioned that the owner was removing a portion of the guiderail as she was headed to the meeting this evening. Three posts had been removed.

Mr. Farley stated that the property owner had applied for a driveway permit. There was a question as to whether the sight distance requirement could be met. The sign is a public safety issue and it will be paid for by the Township.

Mr. Myers suggested that a stop ahead sign be placed before the intersection. This sign is a warning sign and is not a regulatory sign. An ordinance is not required to install a warning sign.

Mr. Farley inquired if this type of situation should occur again whether the property owner should be billed for the Township's time to remove the guiderail.

The Board concurred that the property owner should be charged for this Township service.

**Request for Utility Cut of New Road at 2570 Carriage Lane** - Manager Wilson explained that the gas company will need to cut the newly adopted road to install a gas service line to 2570 Carriage Lane.

Mr. Farley reported that this is the first time the Ordinance is being tested.

Mr. Myers stated that the additional requirements should be to backfill with flowable fill which will guarantee that the area will not settle and the restoration work should be done with heating equipment to blend the wearing course back to its original condition.

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Supervisor Love commented that she would recommend that they post a maintenance bond for eighteen months.

Mr. Myers reported that Ordinance 2008-07 requires them to make repairs within an eighteen month time period.

**Board Consensus** was to allow Columbia Gas to cut the road at 2570 Carriage Lane with the additional requirements of backfilling with flowable fill and heating the wearing course and following the guidelines in Ordinance 2008-07.

**Overflow Parking Area at Mayfield Park Proposed by Tri-Town Boys Club** - Manager Wilson informed the Board that there are some issues concerning the Tri-Town proposed overflow parking area at Mayfield Park. Part of the area is believed to be in a water course when there are high flows and cannot be encroached upon. The property is owned by West Manchester Township, but it is located within Dover Township. The land is wooded and is located behind the homes on Anita Drive.

Supervisor Hull stated that the Tri-Town President was previously told by the Board to contact the York County Conservation District regarding any grading to this area.

Mr. Farley reported that this is a water course and the Ordinance states that a water course cannot be filled in.

Manager Wilson noted that she will have to refer to the minutes relating to that prior discussion.

**Safe Operating Procedures** - Manager Wilson displayed the new safe operating procedure book which the Safety Committee developed covering most of the equipment and tasks. She commended the members of the Safety Committee for a job well done.

## **OLD BUSINESS**

**Draft Well Ordinance Amendments with Brad Hengst** - Manager Wilson reported that Mr. Hengst is in the hospital at this time.

## **COMMENTS/NEW BUSINESS FROM THE BOARD OF SUPERVISORS**

Supervisor Hull requested a waiver of the park rental fees at Brookside Park for the Dover Lions Club. They are a service organization. Their family picnic is to be held sometime in September.

**Motion** by M. Love and second by M. Husson to waive the Brookside Park rental fee for the Dover Lions Club. **Passed** with 5 ayes.

Supervisor Husson reported that he has an answer for Supervisor Hull's question on the reason that the Dover Ambulance did not request a proposal from Memorial Hospital. He had an email from the Ambulance EMS Coordinator, Peggy Durnin, to Mark Moody, the Medic Coordinator for Memorial Hospital requesting an offer from him either through email or a meeting in order to make a comparison of ALS service providers. The response she received from Mr. Moody explained that his intentions for Medic 98 are to keep it the way it is with two providers. He didn't wish to give an offer for ALS services as it defeats the purpose of his actions against the move to MICU.

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Supervisor Husson felt that Mr. Moody was contradicting himself because he has given other quotes to other locations.

Chair Kann presented a copy of the 2011 Proposed Budget for the Northern York County Regional Police Department.

Manager Wilson added that Police Chief Bentzel held a meeting with the managers of the affiliated municipalities concerning their budget for next year. Their overall budget proposes an increase of 3.3%.

Chair Kann commented that the budget process has been more open this year than previous years. He commended Chief Bentzel for taking time to review the entire budget with the Commissioners and the Managers.

There weren't any comments from the public present at this time.

Chair Kann adjourned the meeting at 9:58 PM into an Executive Session on real estate acquisition for the Tower Drive properties.

Respectfully submitted by:

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Dawn D. Slegel, Township Secretary