

**DOVER TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
WORK SESSION MINUTES  
NOVEMBER 28, 2016**

The Dover Township Board of Supervisors' Work Session for Monday, November 28, 2016, was called to order at 6:00 PM by Chairperson Matthew Menges in the Meeting Room of the Dover Township Municipal Building. Supervisors present were Matthew Menges, Charles Richards, Stephen Parthree and Stephen Stefanowicz. Robert Stone was absent with prior notice. Other Township Representatives in attendance were Laurel Oswalt, Township Manager; Michael Fleming, Township Public Works Director, Charles Rausch; Township Solicitor and Tiffany Strine, Township Secretary. There were no members of the public present. This meeting is being recorded for the purpose of minutes only.

**This work session is being held for the purposes of discussing the Dover Township Trash Contract for 2017.**

Upon previous Board request, Attorney Rausch provided the Board with a draft non-mandatory municipal waste ordinance for review, to explore possible options to better suit the needs of Township residents. Attorney Rausch additionally provided the Board with a memorandum that outlined the issues raised at previous Board meetings that address the pertinent municipal waste ordinance issues that need to be decided.

Strong consideration amongst the Board is still being given to the creation and implementation of a non-mandatory municipal waste ordinance.

Chair Menges began discussions surrounding the municipal waste ordinance memorandum provided. The memorandum outlined the following areas needing determination and discussions followed these topics.

The current Dover Township exemptions to the municipal waste ordinance are businesses, hotels, motels, apartment complexes, a person with his own trash, and a resident who also has a non-residential trash contract that allow for the disposal of residential trash.

The Board discussed other exemptions to consider adding to the Township trash contract. Some considerations were the additions of including all mobile home parks under the Township contract and no trash pick-up services until after six o'clock in the morning.

The Board was provided with a draft non-mandatory municipal waste ordinance which was taken from the current North Codorus Township Ordinance. In North Codorus Township, the contractor has a contract with the Township, but also must enter a contract with each residential unit that elects to use the trash service. Under Dover's current ordinance, Dover contracts with the contractor, but the residents do not. The North Codorus ordinance provides for the filing of liens. However, if there is a separate contract between the contractor and the residents, Attorney Rausch does not believe that the municipal lien provisions would apply. At this time, non-payment of trash collection fees within the Township results in liens or further matters with the

District Magistrate's office.

Attorney Rausch added that under the contract with North Codorus, the contractor can terminate service for nonpayment. Dover's current contract does not allow the contractor to terminate service, but since trash collection is mandatory, the contractor has the right to file a lien for nonpayment.

The Board collectively decided to retain this portion of the current Dover Township trash contract ordinance, requiring the contract to be between the contractor and the Township.

Regarding the draft example; Attorney Rausch also noted that North Codorus is not required to recycle, but that Dover Township is required to recycle. The Township still must provide for mandatory recycling.

At this time, the Board still feels as though a new municipal waste ordinance must be further examined, created and implemented carefully with the utmost attention to the needs of the Dover community.

**Board consensus was reached and it was determined to have Township Solicitor Rauch construct a new Township trash ordinance to enact a non-mandatory Township trash ordinance, to be kept contractually between the contractor and the Township and make any unpaid collections able to be liened by and thru the Township for the period that they did not uphold.**

At this time, the Township will not be going out for bid for trash services for another year.

The work session was adjourned at 6:55PM.

Respectfully submitted by:

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Tiffany Strine, Recording Township Secretary