

**DOVER TOWNSHIP
BOARD OF SUPERVISORS MEETING
October 24, 2011**

The Dover Township Board of Supervisors regular meeting for Monday, October 24, 2011 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, and Duane Hull. Supervisor Curtis Kann arrived late to the meeting. Other Township Representatives in attendance were Laurel Wilson, Township Manager; Karen Wilson, C. S. Davidson, Inc.; Georgia Sprenkel, Zoning Officer; Charles Farley, Public Works Director; Kristal Kennedy, Recreation Director; and Dawn Slegel, Recording Secretary. Terry Myers, Township Engineer, was absent from the meeting. There were 11 citizens and 1 reporter seated in the audience. This meeting has been recorded for minute purposes only.

Chair Shermeyer announced that a work session was scheduled at 6:00 PM this evening with Hometown Press to discuss utilizing their services for the Township Newsletter, but the representative was unable to attend so instead a budget work session was held. She requested a moment of silence and remembrance for all those who stand in harm's way and their families, followed by the reciting of the Pledge of Allegiance.

Chair Shermeyer wanted to make the public aware that the Dover Township Volunteer Fire Department is experiencing problems with their website. The website will be restored as soon as possible.

APPROVAL OF MEETING MINUTES FOR OCTOBER 10, 2011

Motion by M. Love and second by M. Husson to approve the meeting minutes for October 10, 2011 as presented. **Passed** with 4 ayes.

APPROVAL OF BUDGET WORK SESSION MINUTES FOR OCTOBER 10, 2011

Motion by M. Love and second by D. Hull to approve the budget work session minutes for October 10, 2011 as presented. **Passed** with 4 ayes.

Chair Shermeyer announced that Supervisor Kann gave prior notification that he will be arriving late to the meeting this evening.

TREASURER'S REPORT

Chair Shermeyer reported that the warrant total for October 24, 2011 was in the amount of \$2,033,742.34.

Motion by M. Husson and second by M. Love to approve the warrant total for October 24, 2011 in the amount of \$2,033,742.34 as presented. **Passed** with 4 ayes.

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PUBLIC COMMENT PERIOD

Listed on the Agenda

Julie DeCarlo, 3713 Kimberly Lane - Waiver Request for Fence in Easement Area - Photographs were provided to the Board. The reason given for the fence was for the containment of a Golden Retriever and two young children.

Motion by M. Love and second by M. Husson to allow the fence in the rear drainage easement up to the rear property line and on the side drainage easement the fence must remain a minimum of three feet from the side property line with a fence agreement signed, recorded, and the associated fees paid by the property owners. **DISCUSSION** - Supervisor Hull inquired as to the party responsible for locating the storm pipe to avoid damage by the fence posts.

Supervisor Love noted that the Township does not allow fences in a recorded easement.

Chair Shermeyer suggested that the property owners ask their homeowners' association to locate the pipe in their easement.

Manager Wilson stated that they should check whether their homeowners' association has any restrictions on fences.

Passed with 3 ayes and 1 nay with opposition by D. Hull.

Kristal Kennedy, Recreation Direction - Trim Color Selection on Carousel Building - A drawing of the exterior building and color samples were presented to the Board. She explained that the paint colors are historically accurate according to the time period of the original building. She recommended the exterior trim colors as follows: a hunter green for the accent trim, a darker red to match the shingled red roof for the soffit trim, and cream for the window trim of the Carousel Building. She provided the Board with the recommended interior colors. The floor will be a light brown color. The walls will be a cream color. The ceiling will be a sky blue color with the beams in white. She provided a photograph of the Faquahr Park Gazebo which has similar colors inside of the building.

In the Board's opinion, the ceiling color was more green than blue. They recommended that the color paint for the ceiling be more of a sky blue color.

Supervisor Husson questioned the placement of the electrical outlets.

Mrs. Kennedy replied that there are outlets in the middle of the floor, along the walls, and along the outside of the building.

Supervisor Hull asked for an update of the buy-a-brick program.

Mrs. Kennedy responded that over 220 bricks were sold to date raising over \$10,000.

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Supervisor Hull stated that people can continue to purchase bricks for the walkway/patio at Brookside Park because the regular brick can be replaced with engraved bricks at any time.

Not Listed on the Agenda

Terry Griffin, 3388 Cardinal Lane, expressed his concern over the flooding on his property. He reported that all the neighboring developments have storm drains that converge onto his property and the pipes are buried underground on his property. Also, an easement exists on his property according to a 1974 plan. His home was constructed on the property in 1981. He noted that he has sink holes which have developed on the far side of his property. He was present to make the Board aware of his problem and request their assistance.

Mr. Farley reported that he found a plan from 1980 which showed an open easement referencing a 36 inch pipe on that property. It also contains a sewer right-of-way of a maximum width of 40 feet. Between the Griffin's neighboring property and the next property exists a 50 foot gas main easement.

Supervisor Kann joined the meeting at 7:43 PM.

Supervisor Love questioned whether it should have even been a buildable lot. Building codes and Township regulations were much different in the 60's when the Glen Hollow Development was developed.

Chair Shermeyer stated that the previous homeowner should have declared any problems on this property when the property was sold and it is the Griffin's legal right to consult an attorney.

Chris Griffin explained the location of the underground pipes and flooding problems on the property to the Board.

Mr. Farley requested for the record that the Township is willing to assist the Griffins with their problems by televising these lines, but does not claim ownership/responsibility of the pipes.

Motion by M. Love and second by M. Shermeyer to authorize the Public Works Director to have the pipes televised at 3388 Cardinal Lane with the understanding that Dover Township is not responsible for the pipes outside of the street right-of-ways. **DISCUSSION** - Supervisor Hull thought that all the pipes on that property should be televised to determine their designation.

Atty. Rausch inquired whether Mr. Griffin contacted the Glen Hollow Homeowners' Association since they own the stormwater retention pond. He noted that in 1974, this property was a part of the Glen Hollow Development along with the other five lots on the Griffin's side of Cardinal Lane. The HOA may be responsible for maintaining the drainage pipe that runs to that pond which is associated with the easement.

Passed with 5 ayes.

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

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ZONING OFFICER'S REPORT by Georgia Sprenkel

PL11-4 Jeffrey Kauffman Final Subdivision Plan - Todd Lyons was present to represent the final subdivision plan for Jeffrey Kauffman at 2732 Grandview Avenue and Prospect Avenue. He reported that this proposed plan will combine twelve deeds and four tax parcels into three tax parcels and three deeds.

Karen Wilson stated that since this plan indicates no new development, a grading plan must be submitted with any building permit applications.

Motion by D. Hull and second by M. Husson to grant the waiver of §501.2.R that two foot intervals be shown on the plan. **Passed** with 5 ayes.

Karen Wilson reported that the 50' right-of-way requirements were provided on Grandview and Prospect Avenues.

Motion by M. Husson and second by D. Hull to grant the waiver of §704 for Grandview and Prospect Avenues to require 36' cartways with 8' shoulders and the requirements of curb and sidewalk. **Passed** with 5 ayes.

Motion by D. Hull and second by M. Love to approve the Jeffrey Kauffman Final Subdivision Plan conditioned on the completion of the following outstanding items: 1. Submission of GIS disk; 2. Owner's notarized signature added to plan; and 3. Add the existing water main along Prospect Avenue to the plan. **Passed** with 5 ayes.

PL10-2 Members 1st Credit Union Reapproval - Ms. Sprenkel reported that a reapproval is needed on the Members 1st Plan.

Atty. Rausch advised that the Members 1st plan is past the ninety day deadline for recording requiring a reapproval by the Board of Supervisors.

Manager Wilson stated that she signed the mylar for the PennDOT signal permit last week which was the final step of the signalization process.

Motion by M. Husson and second by M. Love to reapprove the Members 1st Credit Union Plan. **Passed** with 5 ayes.

ENGINEER'S REPORT by Karen Wilson

Ms. Wilson reported that Mr. Myers was not in attendance this evening due to a death in the family.

Approval of Application for Payment No. 4 in the Amount of \$104,611.20 to Poole Construction for Carousel Building - **Motion** by M. Husson and second by C. Kann to approve Application for Payment No. 4 in the amount of \$104,611.20 to Poole Constructions for the Carousel Building. **Passed** with 5 ayes.

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Hilton Avenue Waterline Project - Ms. Wilson updated the Board on the Hilton Avenue Waterline Project noting that E. K. Services has completed all of the restoration work. A final inspection will be performed next week with them for verification.

Supervisor Hull questioned the status on the mandatory water connections.

Atty. Rausch reported that there were three liens filed.

SOLICITOR'S REPORT by Atty. Rausch

Ordinance 2011-10 Chapter 24, Part 1 of Code of Ordinance Entitled "Earned Income Tax" -

Atty. Rausch reported that the York/Adams Tax Bureau advertised this Ordinance three times as required, but each municipality must advertise their own Ordinance or a summary for adoption prior to the end of the year.

Motion by C. Kann and second by M. Love to authorize the advertisement of the Earned Income Tax Ordinance as amended by the York/Adams Tax Bureau. **Passed** by 5 ayes.

MANAGER'S REPORT by Laurel Wilson

Authorization to Advertise Ordinance Amending the Non-Uniform Pension Plan to Comply with the Worker, Retiree, and Employer Recovery Act of 2008 and the Small Business Jobs Act of 2010 - Motion by C. Kann and second by M. Love to authorize the advertisement of the Non-Uniform Pension Plan Amendments. **Passed** with 5 ayes.

Executive Session - Manager Wilson requested an executive session after the regular meeting on personnel matters.

OLD BUSINESS

Supervisor Hull inquired about an update on the mowing situation.

Manager Wilson reported that the mowing contractor was sent a letter and photographs of Township properties with high grass issues and a request for a current certificate of insurance which was later received from them. Their check is currently being held by the Township because of noncompliance with the contract. She clarified in her letter the job performance expected from Trump Lawn and Land Co. without any further notice or complaints from the Township.

COMMENTS/NEW BUSINESS FROM THE BOARD OF SUPERVISORS

Supervisor Kann commented that the rescinded act on the prevailing wage will not save municipalities any money in future bidding contracts because the State is not enforcing the act and the contractors are therefore not bidding at prevailing wage pricing. He also apologized for being late to the meeting.

Supervisor Hull asked for Board direction to the Building Code Officials to pursue the enforcement process regarding the condemned properties on Pine Road.

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Atty. Rausch advised that either a court order is needed for the Township to tear the mobile homes down or an order to cease and desist occupancy. Fines for code violations may also be executed through the District Magistrate.

The Board requested that the Building Code Officials obtain the property owners and the condemned property addresses in violation.

COMMENTS FROM THE PUBLIC PRESENT

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

Chair Shermeyer adjourned the meeting at 8:32 PM into a work session on the 2012 Proposed Budget and later an Executive Session on personnel.

Respectfully submitted by:

Dawn D. Slegel, Township Secretary

