

**DOVER TOWNSHIP  
BOARD OF SUPERVISORS MEETING  
November 14, 2011**

The Dover Township Board of Supervisors regular meeting for Monday, November 14, 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, Michael Husson, Curtis Kann, and Duane Hull. Supervisor Monica Love arrived later during the meeting. Other Township Representatives in attendance were Laurel Wilson, Township Manager; Atty. Charles Rausch, Township Solicitor; Charles Farley, Public Works Director; and Dawn Slegel, Recording Secretary. There were 7 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 held at 6:00 PM this evening with Hometown Press who made a presentation on the printing and cost savings on the Township Newsletter. 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 made an additional announcement that a budget work session was held after the October 24<sup>th</sup> Board of Supervisors Meeting to finalize the 2012 Budget. Following the budget work session, an Executive Session was also held on personnel matters.

**APPROVAL OF BUDGET WORK SESSION MINUTES FOR OCTOBER 24, 2011**

**Motion** by D. Hull and second by M. Husson to approve the budget work session minutes for October 24, 2011 as presented. **Passed** with 3 ayes and 1 abstention by C. Kann.

**APPROVAL OF MEETING MINUTES FOR OCTOBER 24, 2011**

**Motion** by M. Husson and second by D. Hull to approve the meeting minutes for October 24, 2011 as presented. **Passed** with 3 ayes and 1 abstention by C. Kann.

Chair Shermeyer announced that Supervisor Love gave prior notification that she would be arriving late to the meeting this evening.

**TREASURER'S REPORT**

Chair Shermeyer reported that the warrant total for November 4, 2011 was in the amount of \$531,663.32.

Supervisor Hull commented that the reason for the large warrant was due to a bond payment in the amount of \$404,215.00.

**Motion** by M. Husson and second by C. Kann to approve the warrant total for November 4, 2011 in the amount of \$531,663.32 as presented. **Passed** with 4 ayes.

Chair Shermeyer reported that the warrant total for November 14, 2011 was in the amount of \$128,797.00.

## **Meeting Minutes of 11/14/11 - Page 2.**

**Motion** by M. Husson and second by C. Kann to approve the warrant total for November 14, 2011 in the amount of \$128,797.00 as presented. **Passed** with 4 ayes.

### **PUBLIC COMMENT PERIOD**

#### **Not Listed on the Agenda**

David Dyson with Property Management Inc., 1300 Market Street, Lemoyne was present to request forgiveness of the recently assessed late utilities fees for Thunderbird Terrace and Tall Oak Estates. He admitted that in October they made their water and sewer payment late after October 18<sup>th</sup>. Late fees were assessed on the accounts in excess of \$2,900. He requested forgiveness based on a twelve year history of prompt payments and his promise of timely payments in the future.

Chair Shermeyer explained that the one-time waiver of late fees by the Board in the past has been for the unreliable postal service. She noted that this was not the case in this situation. She was willing to propose a compromise to waive half of the late fees.

**Motion** by D. Hull and second by C. Kann to authorize a one-time forgiveness of the total amount of the October 2011 late fees for Property Management Inc. on the Thunderbird Terrace and Tall Oak Estates utilities bills. **Passed** with 3 ayes and 1 nay with opposition by M. Shermeyer.

Supervisor Hull advised that he based his motion on the cooperation of PMI to work with Dover Township on improvements to their utilities within the mobile home parks.

Supervisor Kann asked Mr. Dyson whether the sewer issues regarding missing clean-outs had been addressed in Tall Oaks Estates. This situation has created unwanted inflow & infiltration problems to the Township's sewer system.

Mr. Farley noted that on the last street in Thunderbird Terrace, there exist some drainage issues.

Mr. Dyson replied that he would investigate their concerns and respond in writing on both of these matters.

Mrs. Crone from the audience (owner of a plumbing business) added that there is an ongoing plumbing problem at 114 Seneca Avenue.

Kevin Krouse of Krouse General Contracting Co. addressed the Board on a house he relocated from Mt. Wolf to 1746 Hilton Avenue. He claimed he paid for the connections to the Township's water and sewer systems.

Mr. Farley reported that Mr. Krouse will have to connect to both the water and sewer and a cut into the new roadway will have to be made for at least the water connection.

Manager Wilson requested additional time to acquire factual information in order for the Board to make a decision.

### **Meeting Minutes of 11/14/11 - Page 3.**

Mr. Farley asked Mr. Krouse to complete the Highway Occupancy Application in order to determine the location of the road cut on Hilton Avenue.

Chair Shermeyer informed Mr. Krouse that 25 feet of the driveway at 1746 Hilton Avenue must be surfaced to prevent the stones from entering onto the newly surfaced road. She stated that his issue will be tabled for two weeks until the next meeting when the Township Engineer will be present.

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

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

**Ordinance 2011-10 Amendments to Chapter 24, Part 1 of Code of Ordinance Entitled "Earned Income Tax"** - Atty. Rausch reported that this Ordinance has been legally advertised for adoption by the Township Board of Supervisors. It is being enacted to comply with Act 32 which mandated the County-wide collection of earned income tax, specifically administering tax councils, etc. The York Adams Tax Bureau requested that all of the municipalities they serve adopt their model ordinance in order to establish consistent enforcement. The Ordinance also contains a new provision for the collection of earned income taxes from non-residents, excluding Maryland residents. A copy of the signed Ordinance must be sent to the Department of Community Economic Development by December 1, 2011. This Ordinance will then take effect on January 1, 2012.

**Motion** by C. Kann and second by M. Husson to adopt Ordinance 2011-10 amending the Code of Ordinance Chapter 24, Part 1 entitled "Earned Income Tax". **Passed** by 4 ayes.

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

**Ordinance 2011-11 Amendments to the Dover Township Non-Uniformed Employees Pension Plan** - Manager Wilson reported that this Ordinance was amended 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. Husson to adopt Ordinance 2011-11 amending the Dover Township Non-Uniformed Employees Pension Plan. **Passed** with 4 ayes.

**Authorization to Advertise the 2012 Proposed Budget - Motion** by C. Kann and second by D. Hull to authorize the advertisement of the 2012 Proposed Budget. **Passed** with 4 ayes.

**Amendatory Contract #2 of Community Development Block Grant for George Street Improvements** - Manager Wilson reported that this change is only to extend the length of the contract to June 30, 2012.

**Motion** by M. Husson and second by D. Hull to approve the Amendatory Contract #2 for the CDBG of the George Street Improvements. **Passed** with 4 ayes.

**Effective January 1, 2012 Residential Trash Bill Rate Increase to \$46.33 per Quarter Due to Increase in Tipping Fee** - Manager Wilson reported that York Waste informed the Township that York County Solid Waste Authority is raising their tipping fees effective January 1, 2012. The Township's trash contract with York Waste allows for the collection of additional funds to cover this

**Meeting Minutes of 11/14/11 - Page 4.**

cost on the residential trash bills. The increase from \$45.45 to \$46.33 will be incurred for the last two quarters of this contract. No formal action was needed by the Board but she wanted to draw awareness to the rate change.

Supervisor Husson noted that this is an increase to the quarterly bill of 88 cents.

**OLD BUSINESS**

There wasn't any old business at this time.

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

Supervisor Husson expressed two concerns: 1. The status of the bridge replacement at the Community Park which was destroyed by the flood; and 2. Replacement of the damaged guiderail at the intersection of Fox Run and Palomino Roads.

Supervisor Love joined the meeting at 7:40 PM.

Manager Wilson reported that there has been some additional vandalism to the dilapidating bridge and the safety fencing keeps getting torn down. She stated that the Township is researching a metal bridge replacement from PennDOT available because of the flooding elsewhere. It is a historic bridge which is longer and wider than the original one to accommodate wheelchair accessibility. The guiderail damage was due to an unreported accident by a tractor trailer truck. The Township will have to pay to replace it. She will check if a quote has been obtained by the Highway Crew Leader.

Chair Shermeyer reiterated the parking problems at the rear of the Community Building during tax season. She requested that three parking spaces be reserved during the last week of the municipal tax rebate and the last week of the school tax rebate. The tax collector is willing to post and remove the signs during those time periods.

**Board Consensus** was to allow the Tax Collector to post and remove the signs reserving three parking spaces during the last two weeks of the rebate periods.

The tax collector will be responsible for the cost of the three signs.

**COMMENTS FROM THE PUBLIC PRESENT**

Andrea Crone of Crone's Gas & Goodies addressed the Board regarding a zoning amendment to allow a drive thru to be added onto their business. She expected this issue to be on the agenda this evening according to Dave Hoffman.

Manager Wilson explained that planning matters are discussed at the last BOS Meeting of the month because the Zoning Officer and Township Engineer will be in attendance.

**Meeting Minutes of 11/14/11 - Page 5.**

Chair Shermeyer stated that the Planning Commission has discussed requesting that the Board of Supervisors consider rezoning the properties behind Crone's business in order to extend the Commercial Zone back one property deep. Currently, the Ordinance does not permit a drive thru within 200 feet of a Residential Zone.

Supervisor Husson elaborated noting that to the south of Crone's on Route 74 is Anderson Car Wash and to the north is Advanced Auto. In order to square off the Commercial Zone, the properties behind the car wash and Crone's which are zoned Residential should be rezoned to Commercial through a zoning map revision. This would involve two properties.

Supervisor Love questioned whether both properties presently have residential uses.

At this time, her question could not be substantiated by the Board.

Supervisor Love explained that *if they are residential now*, the proposed commercial properties would become nonconformities and there would be restrictions on these properties.

**Board Consensus** was to look favorably on rezoning the two residential parcels to commercial to the rear of Crone's property.

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

Chair Shermeyer adjourned the meeting at 8:00 PM.

Respectfully submitted by:

\_\_\_\_\_  
Dawn D. Slegel, Township Secretary

