

November 10, 2011 - Antrim Township Board of Supervisors

MINUTES OF THE ANTRIM TOWNSHIP SUPERVISORS REGULAR MEETING

November 10, 2011 7:00 p.m.

The Antrim Township Board of Supervisors held a regular meeting on Tuesday, November 10, 2011 in the Antrim Township Municipal Building, 10655 Antrim Church Road, with the following present:, Supervisors Rick Baer, Curtis Myers and Fred Young III. Others attending the meeting included Brad Graham, Township Administrator, Sylvia House, Zoning Officer, and Solicitor John Lisko. Chairman Sam Miller, Vice Chairman James Byers and Carl Rundquist, Public Works Director were absent from the meeting.

Visitors: Raeven Cogan – Eagle Scout Presentation and see the attached list for a list of other visitors.

The meeting was called to order at 7:00 p.m.

The meeting opened with a word of prayer followed by the Pledge of Allegiance.

A Young/ Baer motion passed 3-0 (Miller & Byers were absent) to appoint Supervisor Curtis Myers as temporary Chairman for the meeting since the Chairman and Vice Chairman were both absent from tonight's meeting.

Temporary Chairman Myers called for Public Comment. There was none at this time.

A Baer/Young motion passed 3-0 (Miller & Byers were absent) to approve as written the regular meeting minutes from October 18, 2011.

The minutes from the October 25, 2011 regular meeting and the October 31, 2011 joint meeting were tabled.

A Young/Baer motion passed 3-0 (Miller & Byers were absent) to approve the bills on the Treasurer's reports dated November 10, 2011.

The Supervisors realized they could vote on the joint meeting minutes from October 31, 2011. However, Supervisor Young said he would like to see a change to those minutes. He would like the discussion regarding the bonds to be changed from "The Board of Supervisors assumed the loan making the Authority debt free" to say "The Board of Supervisors guarantees the loan where the Authority makes the payments."

A Baer/Young motion passed 3-0 (Miller & Byers were absent) to approve the minutes from the October 31, 2011 joint meeting with the change to the discussion regarding the bonds to be changed from "The Board of Supervisors assumed the loan making the Authority debt free" to say "The Board of Supervisors guarantees the loan where the Authority makes the payments."

Raeven Cogan addressed the Supervisors regarding an Eagle Scout project he would like to do to install a 20' flagpole at the Martin's Mill Bridge Park. He would like to install the flagpole in the front of the fence that surrounds the Frisbee golf throwing mat as you enter the park. Mr. Cogan explained that low maintenance shrubs would be planted on each side of the flag along with perennials that will be donated by Phillips's Seed & Garden Center and a 3x5 foot flag will be donated by American Legion Post 373. He also proposes purchasing a flagpole online for \$874.00 plus shipping that will have a lifetime warranty, 119 mph flagged wind speed and will be made out of satin. He will also purchase a solar flag light from the same online website for \$139.49 plus shipping and it will have 6 – 12 hours of illumination. Mr. Cogan explained that he will be going door to door to request donations from the park community. If he doesn't raise enough money by those donations, he will then request donations from

Veterans Associations and have car washes by his troop – Troop #10 out of Hagerstown, MD. Mr. Cogan added that he now lives in Antrim Township but he used to live in Hagerstown so he just stayed with that Boy Scout troop. Mr. Cogan would like permission from the Supervisors to go ahead with this Eagle Scout project. Supervisor Young addressed Mr. Cogan and gave him a suggestion that instead of purchasing the flagpole and solar light online that we have a business in the Township called Greencastle Bronze & Granite that does flagpoles and maybe he should check with them for a price. Mr. Cogan acknowledged Mr. Young's suggestion and said he would check into it.

A Young/Baer motion passed 3-0 (Miller & Byers were absent) to accept the proposal from Raeven Cogan to do an Eagle Scout project to install a 20' flagpole and solar flag light at the Martin's Mill Bridge Park.

A Baer/Young motion passed 3-0 (Miller & Byers were absent) to approve a stormwater exemption request for the Greencastle Franklin County Authority WWTP because there will be minimal runoff.

Item A on the agenda under Amendments/Agreements for a plan amendment for Dennis and Renee Rife was tabled.

A Young/Baer motion passed 3-0 (Miller & Byers were absent) to approve a 270-day extension request for Stonebridge Farms, a 64 lot residential subdivision on Stonebridge Road.

A Baer/Young motion passed 3-0 (Miller & Byers were absent) to approve a 180-day extension request for Century Commercial Park, a 4 lot commercial subdivision on Molly Pitcher Highway.

A Baer/Young motion passed 3-0 (Miller & Byers were absent) to approve a 180-day extension request for Marcreek Farms, an Agricultural land development on Worleystown Road.

A Myers/Baer motion passed 3-0 (Miller & Byers were absent) to approve a final plan for John T. and Helen I. Shook, a 1 lot agricultural subdivision on Grant Shook Road.

A Myers/Baer motion passed 3-0 (Miller & Byers were absent) to approve a final plan for the Greencastle Franklin County Authority Waste Water Treatment Plant, a land development plan on Grant Shook Road and no bonding will be provided since the only improvement is a private parking area that is municipally owned.

A Baer/Young motion passed 3-0 (Miller & Byers were absent) to approve a Request from Planning Waiver – Non-Building Declaration to be sent to DEP for John T. and Helen I. Shook.

Item A on the agenda under Other for a resolution for the ATAPCO Deed of Dedication was tabled.

A Myers/Baer motion passed 3-0 (Miller & Byers were absent) to authorize Brad Graham, Township Administrator to sign the I-81 right-of-way acquisition plans.

Solicitor John Lisko explained to ATAPCO representatives that were present in the audience that they don't need to do a subdivision plan with a right-of-way acquisition but they would need one if it's done as a fee simple acquisition.

A Young/Baer motion passed 3-0 (Miller & Byers were absent) to authorize Brad Graham, Township Administrator to sign the condition statement for Commerce Avenue per a requirement from Penn-Dot for the Highway Occupancy Permit (HOP).

A Young/Myers motion passed 3-0 (Miller & Byers were absent) to allow a Letter of Credit to be switched out in the amount of \$54,120.00 for Greens of Greencastle Phase V because they switched banks and the new Letter of Credit will now have an expiration date of October 27, 2012.

Brad Graham, Township Administrator addressed the Supervisors regarding a water shut-off procedure agreement he is working on with the Greencastle Area Franklin County Water Authority. The

agreement would outline the procedure for Township residents who receive water from the GAFCWA who are delinquent on their Township sewer bill to have their water service terminated by the GAFCWA. The procedure agreement outlines the time of notification and the fees for reconnection and disconnection. Mary Klein, Township Secretary addressed item #1 in the procedure that states thirty days from the due date the customer will be notified by the Township that their account is delinquent and it would be posted at the residence by Township personnel. Ms. Klein thinks this does not coincide with our current procedure for water shut-offs. She also mentioned the after hours charge of \$70.00 that is outlined in item #6 and stated the Township currently does not charge an after hours fee because we do not turn off or turn back on water service after hours. She feels that if the GAFCWA insists on having this fee then we will need to add it to our fee schedule since we will be collecting the fee for them. Solicitor John Lisko agreed that this fee would need to be added to our fee schedule. Mr. Graham added that the ATMA has reviewed this procedure and they are in support of it.

A Young/Baer motion passed 3-0 (Miller & Byers were absent) to accept the water shut-off procedure agreement with the Greencastle Area Franklin County Water Authority with direction for Mr. Graham to make any necessary changes.

Mr. Graham also addressed the Supervisors regarding the damage due to the flooding that was caused at the Grant Shook Road box culvert. He would like to proceed with doing emergency repairs and he has already met with the engineers and County Conservation. Mr. Graham said he is concerned with the work and how recent the box culvert was re-done and possible liability issues. Supervisor Young wanted to know if there was an error on the part of the engineer who did the original project. Mr. Graham commented that this box is wider and is a better layout than the old one was because it allows more volume through the opening but the angle is the same as the old one. He mentioned that the engineer discussed putting gabion blankets on the bank but a large amount of ground work would need to be done and they talked about also just doing gabion baskets along the banks. Mr. Graham wants to know if the Supervisors have concerns with who we work with on this engineering wise. Supervisor Baer said he thinks we should use Martin & Martin but they should cut us a break on this and we should try to negotiate something here. Supervisor Young also thinks that since this was done recently that we could negotiate something with them. Solicitor Lisko asked if we need a permit to do this with DEP. Mr. Graham responded that we are going to see if we can do the work based on the previous permit or if we have to get a new one for the repairs we will need to do. The Supervisors present were all okay with moving forward to do the emergency repairs at the Grant Shook Road box culvert.

A Young/Myers motion passed 3-0 (Miller & Byers were absent) to authorize Brad Graham, Township Administrator to apply for a new Township credit card with Chase Bank upon review of the agreement by the Solicitor.

A Baer/Young motion passed 3-0 (Miller & Byers were absent) approve using Alpha Space for line painting at the rate of \$0.048/linear foot as they were the lowest quote received.

Mr. Graham announced that he is requesting an Executive Session to discuss personnel matters.

Supervisor Young addressed Mr. Graham about speeding on Coseytown Road. He was contacted by residents out there who said people are speeding on the newly paved road. Mr. Young would like Mr. Graham to contact the Pennsylvania State Police to see if they could go out and monitor the traffic on this road. Mr. Graham responded that he wants to make sure all of our signs on this road are updated before he calls the PSP.

Mary Klein, Township Secretary addressed the Supervisors regarding the 2012 budget for the Franklin County Area Tax Board. She said the FCATB is considering purchasing online filing software and the cost of the employer module is \$60K and the individual module is \$60K. She stated that they are proposing to purchase the software and expense it over a 10 year period but she is concerned because

the FCATB was only appointed to collect the taxes for Franklin County until 2013. She added that if they are not re-appointed to collect the taxes after 2013, each municipality would still be responsible for the expense of the software.

A Young/Baer motion passed 3-0 (Miller & Byers were absent) to not support the purchase of the online filing software as part of the 2012 budget for the Franklin County Area Tax Board.

Ms. Klein also addressed the Supervisors because the FCATB would like to implement a new delinquent fee schedule so that they can achieve the collection goal of 2.0% that was directed to them for the 2012 collection year by the Franklin County Tax Collection Committee.

A Young/Baer motion passed 3-0 (Miller & Byers were absent) to not approve the new revised delinquent fee schedule for the Franklin County Area Tax Bureau.

Brad Graham, Township Administrator addressed the Supervisors regarding a request to put out bids for the leasing of the concession stand kitchen at the Antrim Township Community Park. Mr. Graham added that the Park Committee discussed this because they think it would be better for one person to run the concession stand so we can control how it is being used. The Supervisors directed Mr. Graham to give staff the authority to proceed with looking into putting this out for bid.

Mr. Graham also addressed the Supervisors regarding a request we received from USSSA to use the ball fields next season at the Antrim Township Community Park for almost every weekend from April 21st thru October 28th from 8:00 a.m. – 8:00 p.m.

A Myers/Young motion passed 3-0 (Miller & Byers were absent) to approve the request from the USSSA to use the ball fields next season at the Antrim Township Community Park for almost every weekend from April 21st thru October 28th from 8:00 a.m. – 8:00 p.m.

A Myers/Young motion passed 3-0 (Miller & Byers were absent) to amend the previous motion to approve the request from the USSSA to use the ball fields next season at the Antrim Township Community Park based on the Park Committee recommendations as follows:

1. They only use 4 of the 5 fields in accordance with the Township policy of keeping one field open for families or pick up games.
2. They plan a backup location for the early games in case construction is still being done in the ball field center.
3. If a seasonal concessionaire is contracted by the Township to operate the concession stand they shall not provide their own.

Resolution #235: A Young/Baer motion passed 3-0 (Miller & Byers were absent) to approve a list of Seated Land Tax exonerations from the Tax Claim Bureau.

A Young/Myers motion passed 3-0 (Miller & Byers were absent) to give direction to the Administrator or Secretary to vote on the proxy voting cards for the Security Benefit 457 Plan and change the contact information on the cards.

Supervisor Young addressed Mr. Graham regarding the line painting and if there are any other roads to paint that he would like to see us add the lines in the center of the lot at the Antrim Township Community Park. Mr. Graham responded and said we will tie this in with the lots that we will be paving at the ATCP next year.

Heidi Yaukey addressed the Supervisors at this time regarding the Patton Bridge Road issue. Mrs. Yaukey stated that at the last Township meeting they addressed the concerns with temporarily closing the road and they are now proposing a temporary gate, putting in a turnaround and providing parking.

Mrs. Yaukey stated that the latest agreement that was prepared by her attorney, Paul Schemel, was sent to Solicitor Lisko for his review. Mr. Lisko responded that he has seen it but he has not fully reviewed it yet. Mr. Steiger, the attorney for the Meyers', addressed the Supervisors and said his clients are willing to be helpful here and the Meyers' would be satisfied if they could be a party to the agreement that is entered into with the Township. They would add a stipulation that if the Meyers' would terminate the agreement within five years then they would reimburse the Yaukey's for their costs the same as the Township would do if they would terminate the agreement within the five years. Mr. Steiger noted they are trying to be as helpful as they can here and he added that Mr. Lisko suggested this option to him to try and resolve the issue. Mrs. Yaukey said she would like to add a stipulation to the agreement that if the Meyers' submit an approved development plan to the Township then they could terminate the agreement. It was noted that the Meyers' have 60-80 acres of property. Supervisor Baer addressed Mrs. Yaukey and said in the first meeting you said everyone was in agreement to close the road so that is why he voted for it but now here we are and we have one of the property owners disputing it. Mrs. Yaukey responded that as far as she knew Dean Meyers was in agreement with their proposal and told them to go to the Township for approval. She explained that later after the Township approved the request, the Meyers' prepared a letter and approached their neighbors, the Powell's, and asked them to sign the letter disagreeing with the proposal to close the road. Mr. Dice addressed the Supervisors and said he respects that if the Meyers' want to develop their property they should be able to as long as they meet all the requirements from the Township. Mr. Schemel, attorney for the Yaukey's, arrived at this time and addressed the Supervisors. Mr. Schemel noted that he would like to grant the Township access to the road and they would give a 33 foot access easement beyond the road Right-of-Way. He distributed a drawing to the Supervisors showing a blue section for the 33 foot access, a yellow section that was on the previously approved plan, an orange section showing where someone could launch a boat and a green section showing where the new gate would be installed. Supervisor Young reiterated what Mr. Baer said that we were under the impression that all the neighbors were talked to and were in agreement. Mr. Steiger produced two documents to the Supervisors; one showing a signature from the Yaukey's and the Meyers' giving the Meyers' a 50 foot Right-of-Way over their property. Solicitor Lisko said he has no problem with having the Meyers' be a party to the agreement. Supervisor Young stated that he was invited to a meeting with the Supervisors and the Yaukey's but he did not attend because he thought the Meyers' should have been invited. Supervisor Myers said he thinks we need a document with all of the property owner's signatures. It was decided that the Meyers' and the Yaukey's would work on an agreement between now and the next Board of Supervisors meeting that is scheduled for November 22nd at 7:00 p.m.

Temporary Chairman Myers called for Public Comment.

Supervisor Young congratulated the two incoming Supervisors that were in attendance at tonight's meeting, Pat Heraty and John Alleman.

A Baer/Myers motion passed 3-0 (Miller & Byers were absent) to adjourn into Executive Session at 8:47 p.m.

A Myers/Baer motion passed 3-0 (Miller & Byers were absent) to adjourn the Executive Session and resume the regular meeting at 9:42 p.m.

A Myers/Baer motion passed 3-0 (Miller & Byers were absent) to adjourn the regular meeting at 9:43 p.m.

Respectfully Submitted,

Mary A. Klein

Secretary