

# **September 22, 2009 - Antrim Township Board of Supervisors**

## **MINUTES OF THE ANTRIM TOWNSHIP SUPERVISORS**

### **REGULAR MEETING**

**September 22, 2009 7:00 p.m.**

The Antrim Township Board of Supervisors held a regular meeting on Tuesday, September 22, 2009 in the Antrim Township Municipal Building, 10655 Antrim Church Road, with the following present: Chairman Curtis Myers, Vice Chairman Rick Baer and Supervisor James Byers. Others attending included Sylvia House, Zoning Officer, John Lisko, Solicitor and Brad Graham, Township Administrator. Supervisors Sam Miller and Fred Young III and Peter Oppliger, Student Representative to the Board of Supervisors were absent from the meeting.

Visitors: See attached sign-in sheet.

Chairman Myers called the meeting to order at 7:04 p.m. The meeting opened with prayer followed by the Pledge of Allegiance.

Chairman Myers called for Public Comment.

Justin Grove addressed the Supervisors regarding a subdivision where he is subdividing two duplexes in Shadow Creek on Kimberly Drive. He is questioning why he has to pay a Repair & Improvement charge on the property since there will be no new sewer connections to the property. He was not required to pay a fee in 2003 when subdividing another property. Sylvia House, Zoning Officer addressed Mr. Grove and explained that this was brought up at the last Antrim Township Municipal Authority (ATMA) meeting and they thought he should pay one fee because he is subdividing the property. House agreed with Mr. Grove that the charge was typically assessed for new sewer connections and was based on the EDU's that they would be adding to the sewer system. It should not be assessed on properties whose EDU's were approved before the Repair & Improvement fee was implemented. She thinks we need a clear policy on how this should be handled going forward. The Supervisors could not make any motions or give any direction to Mr. Grove on this issue because they do not oversee the Repair & Improvement fund. They directed Mr. Grove to attend the ATMA meeting on Monday, September 28<sup>th</sup> because the ATMA would have the final say on whether this fee could be waived.

A Baer/Byers motion passed 3-0 (Miller & Young were absent) to approve as written the August 25, 2009 regular meeting minutes.

A Byers/Baer motion passed 3-0 (Miller & Young were absent) to approve as written the September 8, 2009 regular meeting minutes.

A Baer/Byers motion passed 3-0 (Miller & Young were absent) to approve as written the September 15, 2009 worksession meeting minutes.

A Baer/Byers motion passed 3-0 (Miller & Young were absent) to approve the bills on the Treasurer's reports dated September 22, 2009.

A Myers/Baer motion passed 3-0 (Miller & Young were absent) to grant a modification to § 125-45 (Z) to allow for the cul-de-sac to be offset and amend the plan for Paulmark on Jasper Drive.

A Byers/Baer motion passed 3-0 (Miller & Young were absent) to approve a final plan for Justin Grove, a duplex subdivision on Lot # 36 on Kimberly Drive.

A Byers/Baer motion passed 3-0 (Miller & Young were absent) to conditionally approve a final plan,

pending the receipt or waiver of the Repair & Improvement fees, for Grove Investments LLC, a duplex subdivision on Lot # 74 on Nicole and Jason Drive.

A Byers/Baer motion passed 3-0 (Miller & Young were absent) to approve a modification request from § 126-9(B)(8) for I- 81 Equipment Sales to provide relief from installing a low flow channel in order to comply with DEP standards to maximize infiltration.

A Baer/Byers motion passed 3-0 (Miller & Young were absent) to approve a modification request from § 126-10 (C)(j) for I-81 Equipment Sales to provide relief from laying geo textile filter fabric. Grass and trees will be used to dewater the basin and the geo textile filter fabric will prevent healthy growth of the plantings. The plantings will act as the filter to prevent sediment from clogging the porous surface.

A Byers/Baer motion passed 3-0 (Miller & Young were absent) to deny a modification request from roadway alignment for Century so that the road is not offset by 7 feet to allow the swale to be within the right of way in accordance with a recommendation from Martin & Martin to deny the request because the center of the road is generally used to determine the right of way width and if the road is not centered in the right of way, it will likely cause problems or misconceptions in the future.

Bill Brindle addressed the Supervisors regarding them denying the Century modification request from the roadway alignment. He stated that DEP requires adjacent lots to include this in their groundwater re-charge and stormwater management plans. He said that DEP has told them they must do it this way. The Supervisors responded that they did not know how he should deal with DEP on this issue. They stated they voted this way so that there would not be any issues with the Right-of-Way in the future.

A Byers/Baer motion passed 3-0 (Miller & Young were absent) to approve a modification request for Century so that the side slope of the roadway can be 2:1 instead of the required 3:1. Martin and Martin recommended granting the request because it is minimal and no hazard would be created by granting the request.

A Baer/Myers motion passed 3-0 (Miller & Young were absent) to approve a modification request for Century from the commercial pavement thickness. The current ordinance requires the following depths: Subbase Course 10" 2A Stone, Base Course 8" Superpave 37.5mm Mix, Binder Course 4" Superpave 19mm Mix, Wear Course 2" Superpave 12.5mm Mix and Total Depth All-24"/Superpave only – 14" and the approved modification depths are as follows: Subbase Course 6" 2A Stone, Base Course 4" Superpave 25mm Mix, Binder Course 3" Superpave 19mm Mix, Wear Course 1.5" Superpave 9.5mm Mix and Total Depth All-14.5"/Superpave only – 8.5".

Bill Brindle again addressed the Supervisors regarding how he should handle DEP. The Supervisors responded that they did not know how he should deal with DEP on their issues.

A Baer/Byers motion passed 3-0 (Miller & Young were absent) to approve a Request from Planning Waiver, Non-Building Declaration for Justin Grove, Shadow Creek lot 36.

A Myers/Byers motion passed 3-0 (Miller & Young were absent) to approve a Request from Planning Waiver, Non-Building Declaration for Grove Investments LLC, Shadow Creek lot 74.

Sylvia House, Zoning Officer addressed the Supervisors regarding an e-mail that she received from Jason Wheeler, the traffic engineer from Molly Pitcher PRD, who would like to set up a meeting with Penn-Dot and two Supervisors and they are requesting dates 3 – 4 weeks out. The Supervisors agreed that Vice Chairman Rick Baer and Supervisor Sam Miller should attend this meeting since they were at the initial meetings. If Supervisor Sam Miller cannot attend the meeting, Chairman Curtis Myers said he would attend in his place. They would like to discuss the traffic signals at Rt. 11 & Mason Dixon Road and East Avenue & Rt. 11.

Solicitor, John Lisko addressed the Supervisors regarding a tax assessment appeal for Jerr-Dan. Lisko stated that typically he does not get involved in representing the Township on these matters since we usually allow the County and School District to handle them. Solicitor Lisko would like the Supervisors to give him direction on this matter.

A Baer/Byers motion passed 3-0 (Miller & Young were absent) to allow the County and the School District to handle the Jerr-Dann tax assessment appeal and to not have Solicitor John Lisko represent the Township on this matter.

Township Administrator, Brad Graham addressed the Supervisors regarding updates for the Roadmaster, Paul Minnich, who was not present at tonight's meeting. The paving on Shinham Road is completed and Thursday they will pave Marsh Road and then continue onto North Rabbit Road. Conewago Contractors will be doing a project at the bridge on Guitner Road and the road will be closed starting on 10/1/09 and will be closed for approximately six months. Wilson Paving gave us a quote for making repairs to Coseytown Road to repair the road edges that are damaged at a cost of approximately \$75,000.00. The Supervisors agreed that they would hold off on this until next year.

A discussion regarding an ATAPCO/Penn-Dot Assumption letter was tabled until the next meeting when all of the Supervisors are present.

Administrator Graham addressed the Supervisors regarding paving the remaining portions of the Shared Use trail, the two gravel parking lots and creating two new trails to tie in with the existing trail. A quote was received for this project with an estimated cost of approximately \$180,000.00.

A Baer/Myers motion passed 3-0 (Young & Miller were absent) to approve putting the paving project for the Shared Use Trail out for bid to complete the remaining portions of the Shared Use trail, the two gravel parking lots and creating two new trails to tie in with the existing trail at an estimated cost of approximately \$180,000.00

Administrator Graham gave the Supervisors an update on the Melrose Meadows Spare lot issue. He stated that he has spoken with the President of the Home Owner's Association and he is still working with them to develop a plan for the lot.

A discussion regarding setting up a meeting with Norfolk Southern was tabled until the next meeting when all of the Supervisors are present.

A discussion regarding the use of a labor attorney for personnel matters was tabled until the next meeting when all of the Supervisors are present.

Administrator Graham gave the Supervisors an update on the utilities projects. He said that the Sewer Lining project is complete. Pre-construction meetings were held regarding the Headworks project and the LS # 15 & 16 removal project. Bids for the removal of Lift Station # 4 will be opened on Monday, September 28<sup>th</sup>.

Administrator Graham addressed the Supervisors regarding a letter that was received from Chief John Phillippy from the Borough of Greencastle asking for the use of the Rescue Hose fire police for a law enforcement related function on Friday, September 25, 2009.

A Byers/Baer motion passed 3-0 (Miller & Young were absent) to approve the Borough of Greencastle to use the Rescue Hose fire police for a law enforcement related function on Friday, September 25, 2009.

Secretary/Treasurer, Mary Klein addressed the Supervisors regarding the Township's Health Reimbursement Plan. Benecon has prepared a Plan Summary and Document for the plan that the Supervisors need to approve so they can be given to each employee. The documents explain the

Township's Health Reimbursement plan and the requirements and coverages associated with the plan.

Resolution # 216: A Baer/Myers motion passed 3-0 (Miller & Young were absent) to approve the Health Reimbursement Plan documents as written by Benecon to be distributed to all of the Township employees who are covered by the plan.

Secretary/Treasurer Mary Klein also addressed the Supervisors regarding a review of Group Term Life Insurance, Short-Term Disability and Accidental Death & Dismemberment rates. Klein had Strickler Insurance Agency get us quotes on rates for these coverages since our rates with MetLife increased on September 1<sup>st</sup>. Once Strickler got quotes from other companies, MetLife agreed to decrease their rates to be more competitive with the other companies. MetLife has agreed to decrease our rates effective for the renewal date of September 1, 2009. Township Administrator, Brad Graham said he would like to have Kilmer Insurance Company obtain quotes for this coverage and then the Supervisors could decide then if they would like to make a change. The Supervisors made no motions on this matter at this time.

Chairman Myers asked for public comment.

Resident Bob Smith addressed the Supervisors regarding the Guitner Road bridge project. He wanted to know where the bridge was located and when it will be closed. The Supervisors explained where the bridge was located and stated that it will be closed beginning on October 1, 2009.

Robert Wertime addressed the Supervisors regarding the Grindstone Hill Road extension between Route 16 & Leitersburg Road. He stated the fog lines in the center of the road are fading and he feels they need to be painted again. The Supervisors responded that they would look into the matter.

A Baer/Myers motion passed 3-0 (Miller & Young were absent) to adjourn the regular meeting at 8:06 p.m.

Respectfully Submitted,

Mary A. Klein

Secretary/Treasurer