

LOWER PAXTON TOWNSHIP
BOARD OF SUPERVISORS

Minutes of Board Meeting held February 7, 2012

The business meeting of the Board of Supervisors of Lower Paxton Township was called to order at 7:37 p.m. by Chairman William B. Hawk, on the above date, in the Lower Paxton Township Municipal Center, 425 Prince Street, Harrisburg, Pennsylvania.

Supervisors present in addition to Mr. Hawk were: William B. Seeds, Sr., William L. Hornung, Gary A. Crissman, and David B. Blain.

Also in attendance were Steven Stine, Township Solicitor; Tom Smida, Mette, Evans and Woodside; and Ted Robertson and Watson Fisher, SWAN.

Pledge of Allegiance

Mr. Blain led in the recitation of the Pledge of Allegiance.

Approval of Minutes

Mr. Crissman made a motion to approve the December 13, 2011 workshop meeting and the December 20, 2011 and January 17, 2012 business meetings. Mr. Blain seconded the motion, and a unanimous vote followed.

Public Comment

Mr. Gerald Hopple, 1009 Topview Drive, invited the Board of Supervisors to visit his neighborhood and walk the creek with the neighbors so that they can see how much damage occurred in that area. He noted that instead of listening to engineering reports, the Board needs to see it in person. He noted that he and his neighbors live in that area and see all the flooding, and they would like the Board to visit their area as a group. Mr. Hawk noted that some of the Board members have visited the area on an individual basis; however, the Board conducts a Road Tour twice a year and he questioned when the next one would occur. Mr. Wolfe answered

that the next Road Tour will occur in the spring sometime around late March or early April. He noted that he is making a list of places to visit. Mr. Hopple requested the Board members visit his site to see how much damage has occurred since 1996, 1998, and 2011. Mr. Hornung requested Mr. Wolfe to call Mr. Hopple when that Road Tour is arranged in order to meet with him and his neighbors.

Mr. Norman Diefenderfer, 4923 Harman Drive, noted that his property borders the stream that Mr. Hopple mentioned. He presented pictures to the Board of Supervisors for their review, and read from a letter that he wrote to the Board of Supervisors. He noted that the pictures show water runoff from Earl Drive spreading out over his and adjacent properties during heavy rains. He requested the Board to consider extending the drain pipe from Earl Drive to the stream to contain the runoff and prevent further erosion. He noted that he also presented pictures showing the overflow from the stream onto his property, noting that the stream flows south of Harman Drive.

Mr. Diefenderfer noted that the first picture shows the runoff from Earl Drive with the storm drain located between 4929 and 5001 Harman Drive. He explained that they are adjacent properties located at the intersection of Harman and Bretney Drives. He noted that the second picture shows the debris that remained from upstream erosion caused by runoff from Earl Drive from the April 28, 2011 storm. He noted that the second picture shows the erosion that has occurred around a utility pole at the southeast corner of the property where it enters his property. He noted that the stream bed is now against the pole but at one time he was able to drive his tractor between the pole and the stream bed. He noted that the pole is beginning to sag toward the creek. He explained that the third set of pictures shows the end of the culvert that was installed by the sewer construction workers in his neighborhood. He noted that the culvert ends at the 5001 Earl Drive property and it spreads out over his property and the 5001 Harman Drive

property. He noted that page four shows the stream that flooded the lower level of his property in the east and westward directions. He noted during Tropical Storm Lee, the water level for his yard reached 42 inches in the middle area of his property. He explained that he measured it from the high level mark to where it ended on his property. He noted the picture on page five shows the runoff from Earl Drive on September 23, 2011 in both directions from Earl Drive and towards the stream. He noted that there was much erosion due to the storm occurring so soon after the sewer construction work and the lack of time for the area to properly grow grass. He explained that he lost a lot of dirt into the stream. He requested the Board to consider the runoff control by extending the drain pipe from where it ends now to the stream bank.

Mr. Hawk noted that he has been to Mr. Diefenderfer's house on numerous occasions but he never saw it in that condition. He requested to have this area added to the Road Tour.

Mr. Seeds questioned how much pipe would be needed to extend it from its current location to the creek. Mr. Diefenderfer figured that it would be roughly 150 feet.

Mr. Tyler Heap, 1007 Topview Drive, questioned what the criteria was for selecting what areas received the funds for drainage and flood control improvement as approved in the 2012 budget. Mr. Seeds answered that the Board has not made that determination yet. Mr. Blain suggested that money was allocated to do work but some engineering work would also have to be completed as well. He explained that Mr. Robbins put together a long list of items needing repair, with many high priority areas that need work but the Board must prioritize the list for the 2012 work. Mr. Wolfe noted that the Board has not allocated any funds for this work yet.

Mr. Heap questioned what would determine the priority for projects. Mr. Hawk noted that he did not have an answer as the Board has not started that work yet. Mr. Heap questioned Mr. Hawk if he was so sure about that as he showed him a spreadsheet created by Mr. Robbins in September 8, 2011 listing known flooding problem areas. He noted that it lists Earl, Creek and

Harman Drive but with no estimate of repair for the work, however, for other projects there are estimates of costs. He questioned why there is no estimate for his area. Mr. Wolfe explained that staff has looked at items that it has the ability to place a cost for, however other areas that require an engineering study or need more analysis are blank. He noted that the Board just adopted the 2012 budget and it has not moved forward at this point in time nor has it set any priority for work.

Mr. Heap requested that funds be put towards improvements for Top View, Harman, Creek and Earl Drives. He noted that there have been a lot of flooding problems in the last year and in the past. He noted at the August 9th workshop session, Mr. Seeds mentioned that funds had been allocated in the budget for a new culvert under Earl Drive but it was never done. He questioned why it was not done. Mr. Hawk noted as a result of the September flooding, additional locations are coming to the attention of the Board for needed repairs. He noted that studies are needed to complete the work. Mr. Heap noted that there was an engineering study done for drainage in that area. Mr. Wolfe noted that there was a 1990's analysis of the capacity of the culvert but no drainage basin study. He noted that the capacity of the culvert was determined to be less than capable of carrying the water from a 100-year storm. He noted that the Board at that time debated for a couple years what to do, as it had budgeted funds to replace the pipe, but given that the pipe was structurally sound, it felt that it was better to use the money in other places. He noted that the issue with the pipe is a capacity problem. He noted, if it would have been build to withstand a 100-year storm, noting that the recent storms have been far in excess of a 100-year storms, there would have been flooding problems in that area. He noted that is why it is necessary to do a complete analysis of the drainage basin. He noted that there are several areas in the Township that are in the same position. He noted that funds have been allocated for 2012 and the potential for borrowing funds for long-term needs has been discussed,

but nothing has been prioritized at this point. Mr. Hornung noted that the list was a way for Mr. Robbins to provide the Board of how much money would be needed to fix the stormwater issues. He noted that it had nothing to do with priorities. He noted that the Board requested a list with an estimated cost for each item to get a handle on how much it would cost.

Mr. Heap noted, during a previous meeting, the Board asked for pictures or other evidence that his area had problems in the past. He noted that he contacted the neighbors who provided him with pictures of past flooding events from 1996 as well as the storms for 2011. He noted that he provided pictures of damage to Creek Drive that occurred twice last year.

Mr. Heap noted that he read the 2005 Act 157 Plan for Dauphin County and it lists obstructions and problem areas in the report. He questioned what the Township has done to address those problems addressed in that report. He questioned if staff was aware that there were problems listed in that report. He noted that it lists problems in his neighborhood. Mr. Wolfe noted the 2005 Plan that Mr. Heap is referring to was intended to be a base plan for the Board's ability to put together a storm water management regulation. He noted that the Board has done that, and it has been done three times since that plan was prepared and the Board has adopted updated storm water management regulations as recently as November of 2010. He noted that it is the intent of the Board to be in compliance with that plan.

Mr. Heap noted in the most recent Act 157 Plan stated that there was a questionnaire sent to townships asking them to identify problems and obstruction for storm water. He questioned if the Township responded to that questionnaire. Mr. Wolfe answered that he did not know. Mr. Blain questioned Mr. Heap if he was referring to the recent request from FEMA for funding for the August 6th and 7th events. Mr. Heap answered no; he stated that he was referring to the Act 157 Plan. He noted that it stated that this Township did not respond to a questionnaire that was sent by the Dauphin County Conservation District. He noted that it stated that only two or three

townships responded to that questionnaire. He questioned if the Township received it and if it did why it didn't respond to it. Mr. Hawk noted in an ideal world, the Board would love to drop what we are doing to fix everything. He noted that the Board has not dropped this issue and will be moving forward to work on it. Mr. Heap explained that he is trying to provide evidence that it has been an issue before 2011 and these documents will do that.

Mr. Heap stated that it is ridiculous that the Township built a roundabout in Linglestown... Mr. Hawk stated that the Township did not build the roundabout, it was a Federal project. Mr. Heap questioned if Township funds were expended for that project. Mr. Hawk answered no, as it was Federal money. Mr. Heap noted that it was proposed to spend \$14 million for luxury items such as a bike path or walkway, noting that Township funds would go towards that as well. Mr. Hawk noted that Linglestown Road is a State road and Federal, State and Dauphin County funds were used for the project. Mr. Heap stated that the Township needs to be putting more money into correcting storm water problems.

Mr. Blain suggested that Mr. Heap thinks that the priority should be that more money is put into stormwater improvements and the Board should make that a top priority. Mr. Heap agreed. Mr. Blain noted that the storm water issue is a high priority for the Board to resolve; however, it can't get it done overnight noting that there are numerous problem areas within the Township. He noted that the Board must make sure it accomplishes it's goals in the best financial manner.

Ms. Peggy Baker, 5010 Mauretania, noted during the last snow storm she shoveled her sidewalk and she went back into her home and then she heard a noise going down the street. She stated that she looked out to see the plow going down the street so she watched out the window as she knows how they go. She explained that the driver went down to the end of the dead-end street and turned around and drove back up the street. She noted that her home is located in the

middle of the block and by the time the truck gets to her home they are really flying. She noted that she had her walks all cleaned off and she had to go out again to clean them off. She noted that this occurred on a Saturday, noting that it would be overtime pay. She stated if you people would have watched the weather and seen what it was, the driver would not have had to make two trips down and two trips up the street since Mr. Sun would have taken care of it. She noted for other Townships around here, that is what they did, one plow down, one plow up, and Mr. Sun took care of the rest. She noted when the driver came back the second time she went out to stop him; she noted that he wasn't going to stop and she stopped right in front of his truck. She noted that she did not talk very nice to him and she asked him his name. She explained that his last name was Kline, and she found out that he was the supervisor for the Public Works Department. She noted that a man who does this does not belong in a supervisor's position and the man that hired him should not have hired him. She noted that she had to clean off her sidewalk a second time. She explained that she did not appreciate that.

Ms. Baker noted that her husband was a director for the Street Department in the City of Harrisburg. She noted that his orders to his men were not to plow those sidewalks shut and when one did he would get into trouble. Mr. Hawk questioned if he plowed the sidewalk or driveway. Ms. Baker noted the he went up over the curb and dug up her grass between the sidewalk and the curb. She noted that this is a guy who is supposed to be a supervisor, I don't think so. She stated that Board members could come to her house to see the torn up grass. Mr. Hawk noted that is the first that he has heard this specific complaint. She explained that he only did it to be smart. She noted that it was a Saturday, they worked overtime hours, and that was her tax dollars paying for it. She noted that he did not need to make two swipes down her street and as a supervisor he should have thought of that as it was on overtime, there goes our tax dollars, we don't care how they spend it. She noted that she is out to save money. Mr. Hawk requested Mr.

Wolfe to look into this and to talk to Mr. Robbins. Ms. Baker stated that she tried to call Mr. Robbins but only got an answering service. Ms. Baker noted that it happened last year as well and he was driving over 25 mph and the speed limit for Prince Street is 25 mph.

Mr. Hawk noted that this will be discussed with Mr. Robbins but he could not provide an immediate answer at this time. Ms. Baker noted that she does not expect to see Mr. Kline do it purposely from now or she will be back.

Chairman & Board Members' Comments

No comments were provided by Board members.

Proclamations for Service to Township Bodies

Mr. Hawk noted that it is his pleasure to recognize out-going members who have served on Boards or Committee.

Amy Gabriele served on the five-member Arts Advisory Council. This body was established by the Board of Supervisors to develop arts and cultural policies to serve the citizens of the Township, and to provide a vehicle for promotion of arts and cultural programs for the Parks and Recreation Board.

Mervin Woolf served on the seven-member Friendship Center Operating Board. This advisory body meets monthly to oversee the operation of the Center. The Operating Board's responsibilities include financial management, membership generation, building maintenance, capital improvements, policies and procedures, and recreation programming. Mr. Woolf noted that he wanted to thank the Township and that he was very proud of the accomplishment of this Committee. He noted that it all started in the late 1990's when the original board met in a small trailer on the current Friendship Center parking lot. He explained that the original Board was told in order to make the Friendship Center a financial success it must have 900 to 1,200 members. He noted in a few short years the Friendship Center greatly exceeded those numbers. He noted

that some of the members from the original board are still serving today, such as Gary Crissman. He stated that he would like to thank his fellow members on the Friendship Center Board for their friendship and continued hard work in keeping up with the ever changing times. He noted that the Friendship Center is dedicated to providing programming that is family centered, and it is a community center and not a fitness center. He wished the Township the best of luck in the future for the Friendship Center.

John Whaley served on the seven-member Greenway Committee. This Committee is charged with the preparation and implementation of the Township's Greenway Plan. Mr. Whaley explained that he served on the Committee for two years as a representative from the Shade Tree Commission. He noted that he is appreciative of the Township as it is interested in a wide variety of issues to put the Township forward with so many different activities and opportunities to get involved. He noted that this is not always done in other municipalities.

Paul Sebasovich served on the five-member Shade Tree Commission. This advisory body is charged with the care, custody, and control of all trees located in the public right-of-way of the Township. It prepares ordinances and regulations, develops educational information, and implements programs in support of the Township's street trees. Mr. Hawk noted that Mr. Sebasovich has worked with Dr. Lacasse on that Commission. Mr. Sebasovich noted that Mr. Whaley is also on the Shade Tree Commission.

Joseph Mack and James Griffiths served on the twelve-member Village of Linglestown Committee. This Committee was established by the Supervisors as an advisory body for the recently completed public improvements in the Village of Linglestown. Mr Hawk noted that these certificates will be mailed to both recipients as they were unable to attend the meeting.

Matthew Hunt, Janet Smith, Christopher Judd, Jack Harlacker, and Douglas Vene served on the fourteen-member Public Safety Committee. This is body serves in an advisory capacity to

the Supervisors on matters relating to fire services, emergency medical services, and the Office of Emergency Preparedness. Each of the Township's fire companies, the Fire Marshal, South Central EMS, and the Police Department are represented on the Committee. Mr. Hawk noted that Chris Judd is also a Central Dauphin School Board member. Mr. Judd noted that he knows something about serving on committees. He stated that the real volunteers are those fire fighters who serve this Township in that capacity. He noted that they often go unrecognized and he really appreciates the Board taking the time to do this. He noted that the Committee has been reestablished in a way that will make it more efficient with the Board members having more involvement with that Committee. He noted that it was an honor to serve for more than a decade with the fire fighters, emergency medical personnel, and police personnel. He also wanted to thank the chairman, Matt Hunt and fellow member Janet Smith for their membership. He noted that the fire fighters arrange their lives around keeping the citizens safe and he wished that all of the taxpayers and residents could really get a glimpse of the kind of sacrifice that they make for the citizens.

Ms. Smith noted that it was an honor to be on the Committee and she stated that she had no idea of how much time the fire fighter, police officers, and EMS personnel put in. She stated that she was very happy to serve on that Committee.

Mr. Hawk noted that it is the people's Township and they need people to be involved to make it a great Township. He noted that the Board sincerely appreciates all the hard work that the various board and committee members have done.

Ms. Penny LKU stated that she has lived in the Township since 1978 and is a very good friend of Mr. and Mrs. Woolf. She noted that they have been a great asset to her in times of trials and tribulations, a great asset to the family and community, and she had no idea that Mr. Woolf was getting an award.

Penny stated that she wished there were more people like Mr. Heap who were willing to take the time to document items that are very important to the Township and community, and he has made her a better person for it. She noted that she now wants to pay more attention to what the Board is doing in her Township. She noted that Ms. Baker was also very outspoken. She noted that she appreciated all the people working together, in the world and the community. She noted that she wanted to praise the Board members as this was her first meeting, and she noted that she is a medical person. She noted that this provided inspiration for her to help and serve

Penny explained she had an accident at Wenrich Street and Blue Ridge Avenue with her Jaguar, noting that she was hit by someone who was mentally challenged. She noted that she felt sorry for him as he did not mean to hit her car as it was a foggy night. She suggested that it was a Federal problem as that road was being used for a detour as it was explained to her earlier by Mr. Hawk. She noted that she works at the Hershey Medical Center and she has taught her kids never to drink and drive. She noted that the cause of her accident was due to a Safety Committee who did not install a four-way stop sign at that intersection. She noted that Judge Wenner cited her because she drove through a stop sign. She noted that she could not see the stop sign and demolished her car. She noted that the Judge ruined her day because he found her guilty. She noted that she never had an “F-in” D on her report card with a 4.0 average. She stated that she was not guilty and he told her to get on the Transportation Board to get that sign changed.

Mr. Hawk noted that the Township has applications for appointments to the various boards and committees and she was free to fill one out.

Manager’s Report

Mr. Wolfe stated that he had nothing to report.

OLD BUSINESS

Resolution 12-08; adopting a Recreation and Parks Plan

Mr. Wolfe noted the Board has seen various forms of this plan and it has also been before the Park and Recreation Board who provided significant advice in the development of the Recreation and Parks Plan (Plan) which was prepared by the Park and Recreation Department. He noted that some minor changes have been made to the Plan and they were made in part to ensure that it is defensible in court as it would be used by the Township in its Subdivision and Land Development Ordinance (SALDO) to provide for the dedication of land for parks and recreational facilities from new developments or in lieu thereof, a fee.

Mr. Wolfe noted that the primary goal of the Plan is to create guidelines and provide direction for recreational programming and park facility development for the next ten years (2012 to 2022). He noted to achieve this goal, the following items must be undertaken: Determine if current park facilities and recreational programming opportunities meet the needs and demands of all residents; Identify appropriate locations for new park facilities, based upon municipal land use patterns and future population growth; Include recommendations from the Lower Paxton Township Comprehensive Plan and Greenway Plan; and Integrate natural, cultural, and historical resources within the plan.

Mr. Wolfe noted that Lower Paxton Township currently owns 285 acres of parkland; subtracting ravines and steep slopes, 201 acres of land remain for parks and recreational facilities. He noted that the Township parks system is heavily used by sports organizations and in 2010, thirty-two (32) sports organizations reserved over 8,200 dates and 42,600 hours at athletic fields and courts in the system. He noted that it is estimated that these sports organizations represent over 5,000 individuals participating in active recreational activities. He noted in 2010,

the Parks and Recreation Department provided 810 recreational programs, activities, and events for 17,143 participants utilizing municipal park facilities

Mr. Wolfe noted that the National Recreation and Park Association (NRPA) previously recommended a formula of 6.25 - 10.5 acres per 1,000 people, constituting a "core" system of public parkland. He noted that a well-rounded system of parks and recreational facilities was a desired acreage of 11.25 - 20.5 per 1,000 persons; however, more recently, the NRPA's position has been that the amount of parkland that is appropriate will vary from community to community.

Mr. Wolfe noted that the Parks and Recreation Board believe an accurate comparison of active parkland can be made between the Township and Derry and Hampden Townships. He noted that such a comparison indicates a need for significantly more Township active parkland, with these two municipalities possessing roughly .010 acres of active parkland per person (10 acres/1,000) compared to .00424 (4.24 acres/1,000) for the Township.

Mr. Wolfe explained, because the public demand for park property and recreational facilities in Lower Paxton Township is clearly high and expected to grow with population growth, it is reasonable to conclude that a minimum of 10 acres per 1,000 persons is an appropriate target figure for planning purposes. He noted as such, it is the goal of this Recreation and Park Plan that Lower Paxton Township possesses a minimum of 10 acres of active parkland per 1,000 residents (.010 acres per person). He noted with a 2010 population of 47,360, a goal of 10 acres of parkland per 1,000 residents indicates that the Township currently should have 473.6 acres of active public parkland. He noted that given this goal for active parkland, the Township has a current deficit of 272.6 acres of active parkland.

Mr. Wolfe noted that this would include the donation and acceptance of parkland, and in the past, the former AMP Incorporated donated 27 acres of land for George Park and this was in

addition to the purchase of Ranger Field comprise of 11 additional acres to develop what is now the Township's largest recreational facility. He noted that the Township has acquired the Wolfersberger Tract which is made up of an additional 95 acres that could be developed in the future for parkland development.

Mr. Wolfe noted that the Recreation and Parks Plan projects park facility development for the next ten years (2012 to 2022). He noted that the Comprehensive Plan projects that the Township's population will be 54,000 by 2020 and at 10 acres of active parkland per 1,000 residents, the Township should possess 540 acres of active parkland by 2020. He noted given the goal for active parkland, the Township will have a 2020 deficit of 339 acres of active parkland. He noted using the goal of 10 acres of active parkland per 1,000 residents, in the year 2020 the additional 6,640 residents will necessitate an additional 66.4 acres of active parkland. He noted that these 6,640 residents are expected to occupy 2,826 housing units (residential lot equivalent) based upon 2.35 individuals per housing unit. He noted that the Recreation and Parks Plan recommends that residential developers either: 1) dedicate land within a development in an amount equal to .0235 acres (1,024 sq. ft.) per dwelling unit (single family residential lot equivalent) (2,047 sq. ft. for unattached dedications); or 2) pay a fee-in-lieu of land dedication in accordance with a proposed formula that currently will result in a payment per lot of \$2,320 (\$98,739). He noted that the current fee-in-lieu is \$2,300 and the square footage for dedication is \$1,800. He noted that the Plan is very close to the current parameters that were part of the old SALDO regulations.

Mr. Wolfe noted that this Plan recommends that the choice to dedicate land or to pay a fee-in-lieu of land dedication is a decision to be made at the discretion of Lower Paxton Township. He noted that the remaining deficit of active parkland, by the Plan is proposed to be met through municipal land acquisition and development, including donations. He noted that it is

staff's recommendation to adopt and approve this Plan and once it is adopted, the Township will then be require to amend it SALDO regulation to implement the fee-in-lieu provisions.

Mr. Hawk noted that he is very impressed with the degree of activities the Township provides for its citizens.

Mr. Seeds noted that earlier the Board discussed that the Township has issues with its stormwater management system, and it will work toward that as it moves forward. He noted that much of the earlier park development occurred as a result of grants; however, the Board has not been able to develop or add more parks for a number of years since the economy is so bad. He noted that the plans for George Park have been put on hold for years; however the Township is fortunate that it has many schools within its boundaries. He noted that the Board has a good relationship with the Central Dauphin School Board and it has cooperative agreements with them to use some of their land and it helps the Township. He stated that he wanted to thank Mr. Judd for the School Board's cooperation with the Township. He noted that the Board is always looking to develop more parks since the need is there.

Mr. Crissman made a motion to approve Resolution 12-08; adopting a Recreation and Parks Plan. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Action on an agreement with the American Federal, State, County and
Municipal Employees Public Works Collective Bargaining Unit

Mr. Wolfe noted at the end of November of 2011, staff reached a tentative agreement with the American, Federal, State, County, and Municipal Employees (AFSCME) Public Works Collective Bargaining Unit. He noted that an early agreement was made with the Clerks and Custodians, and Sewer Employees for contracts as well. He noted that the AFSCME Public Works Contract term starts January 1, 2012 and terminate on December 31, 2016. He noted that

the two other bargaining units start dates will be January 1, 2013 and terminate on December 31, 2016.

Mr. Wolfe noted that the Board is asked to approve the Public Works Agreement, noting that the terms and conditions for this agreement are exactly the same as those discussed the end of November. He noted that the contract has been ratified by the Bargaining Unit and the signed document is before the Board for its consideration.

Mr. Wolfe noted the items of change from the previous contract are: Reduction in holidays of ½ day; wages will be frozen in 2012 with a 3% increase in 2013, and a 2.5% in 2014 through 2016. He noted that the employees will contribute to health care coverage in 2013 in the amount of 1.5% of base wages and in 2013 they will contribute 1% of gross wages more to their pensions. He noted that the age for normal retirement will be increased five years from 60 to 65 years of age. He noted that early retirement will be changed from 55 to 60 years of age.

Mr. Crissman noted that staff, particularly Mr. Wolfe, has done an excellent job in negotiating a very successful long-term agreement.

Mr. Crissman made a motion to approve the agreement with the American, Federal, State, County, and Municipal Employees Public Works Collective Bargaining Unit. Mr. Blain seconded the motion. Mr. Hawk called for a roll call vote, and a unanimous vote followed.

NEW BUSINESS

Ordinance 12-01; authorizing the issuance of a Tax Anticipation Note

Mr. Hawk noted that the Township is looking to secure a Tax Anticipation Note of \$2.3 million following the requirements set by the Pennsylvania Department of Community and Economic Development. He noted that the Township will only need those funds for a few months until the tax revenue starts to come in. He noted that Tom Smida, Bond Counsel from Mette, Evans and Woodside, is here to explain the process to the Board members.

Mr. Smida noted that Ordinance 12-01, authorizes the Township to incur a tax and revenue anticipation note. He noted that the purpose of the note that is authorized by the Pennsylvania Local Government Unit Debt Act is to get municipalities through the cash flow deficits in February and March. He noted that the obligation that was negotiated with the cooperation of Mr. Houck, Finance Director; Mr. David Blain, Board Member, and Mr. Wolfe is with Manufacturers and Traders (M&T) Trust Company in the principal amount of \$2,300,000 that is dated to mature on July 31, 2012. He noted that it is a short-term borrowing and the interest rate is a live or base variable rate set for three months at a time so the first three-month time period will begin on the date of closing. He noted that the filling has to be done tomorrow and he hopes to close the transaction on Thursday, February 9th. He explained that the present interest rate is 2.10% and will be reset one time at the end of May, 2012 with a floor of 1.9% and a ceiling of 8%. He explained that the note pledges all tax revenues that the Township receives through the end of July 2012 which coincides with the maturity date of the obligation. He noted that there are tax requirements that must be fulfilled, a certification of cash flow deficit to show that the Township is entitled to borrow these funds under the Tax Code and the Local Government Unit Debt Act. He noted that it is designated as a bank qualified loan under Section 265 of the Internal Revenue Code; therefore, the bank gets preferential interest carrying costs.

Mr. Crissman made a motion to approve Ordinance 12-01; authorizing the issuance of a Tax and Revenue Anticipation Note. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Change Order #1 to the contract for abatement of
nuisances at 1061 Wooded Pond Drive

Mr. Hawk noted that the Township only received one bid for the abatement contract for 1061 Wooded Pond Drive.

Mr. Wolfe explained when the contractor began the work he found more contamination from mold when he started to tear out the walls, etc. He noted that the change order has been reviewed by Greg Matty of the Virtus Group Inc., the Environmental Consultant that worked with the Township in preparation of the specifications for this project. He noted that the additional work required is listed in the change order and it comes to \$8,076.93 resulting in a total contract amount of \$31,862.39. He noted that this amount will become a lien against the property and the ultimate responsibility of a property owner. He explained that it is staff's recommendation to approve the change order at this time.

Mr. Crissman made a motion to approve Change Order #1 to the contract for abatement of nuisances at 1061 Wooded Pond Drive in the amount of \$8,076.93. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Resolution 12-07; amending the composition of the Greenway Committee

Mr. Wolfe explained that the amendment to the composition for the Greenway Committee is that previously, a member of the Shade Tree Commission was a member of the Committee. He noted that the change is to remove the liaison member as the STC is very busy but they will continue to offer their services as needed. He noted that the STC recommended that the Greenway Committee should look for another at-large member to the Committee. Mr. Wolfe noted that the new composition will have five at-large members, one representative from the Parks and Recreation Board, and one from the Planning Commission. Mr. Crissman questioned if it creates two vacancies. Mr. Wolfe noted that it does not change the overall number for the Committee, and as such, there will only be one vacancy.

Mr. Crissman made a motion to approve Resolution 12-07; amending the composition of the Greenway Committee. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Resolution 12-08; amending the composition of the Village of Linglestown Committee

Mr. Hawk noted that this resolution will amend the membership to the Village of Linglestown Committee now that the construction project has been completed. He noted that it would change to a 13 member board.

Mr. Wolfe noted that based upon the recommendation from the Village of Linglestown Committee, this resolution establishes very few changes noting that the composition will be 11 individuals who are business proprietors, property owners, or individuals who reside in the Village as defined by the Board of Supervisors, plus a representative from the Linglestown Volunteer Fire Company and the Linglestown Merchant's Association. He noted that a copy of the recommendation from the Village of Linglestown Committee is attached to the Board packet. He noted that two new appointees will be considered as the next item of business on the agenda.

Mr. Crissman made a motion to approve Resolution 12-09; amending the composition of the Village of Linglestown Committee. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Appointment of individuals to serve on boards and commissions

Mr. Wolfe noted that he received a recommendation from Mr. Luetchford to reappoint Thomas George and Linda Laub to the Parks and Recreation Board. He noted that the Village of Linglestown Committee made a recommendation to appoint Ed Hine and R. Stefan Klosowski to the Village of Linglestown Committee.

Mr. Crissman made a motion to approve the appointment of Thomas George and Linda Laub to the Parks and Recreation Committee and Ed Hine and R. Stefan Klosowski as new members to the Village of Linglestown Committee. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Resolution 12-06; Planning Module for Kings Pointe

Mr. Wolfe noted that Resolution 12-06 is a Planning Module for Kings Pointe and it will allocate sanitary sewer capacity for a development already approved by the Board of Supervisors.

Mr. Blain made a motion to approve Resolution 12-06; the Planning Module for Kings Pointe. Mr. Crissman seconded the motion. Mr Hawk called for a voice vote, and a unanimous vote followed.

IMPROVEMENT GUARANTEES

Mr. Hawk noted that there were six Improvement Guarantees.

The Townes at Autumn View

An extension and 10% increase in a bond with Developers Surety and Indemnity Company, in the amount of \$47,642.91 with an expiration date of February 7, 2013.

5710 Union Deposit Road

An extension and 10% increase in a letter of credit with Integrity Bank, in the amount of \$363,088.00 with an expiration date of February 7, 2013.

Amber Fields, Phase I

An extension and 10% increase in an escrow with Lower Paxton Township, in the amount of \$6,730.87 with an expiration date of February 7, 2013.

Amber Fields, Phase II

An extension and 10% increase in an escrow with Lower Paxton Township, in the amount of \$4,921.04 with an expiration date of February 7, 2013.

Amber Fields, Phase III

An extension and 10% increase in an escrow with Lower Paxton Township, in the amount of \$17,889.22 with an expiration date of February 7, 2013.

Old Iron Estates, Phase II

An extension in a letter of credit with Fulton Bank, in the amount of \$95,310.00 with an expiration date of February 7, 2013.

Mr. Crissman made a motion to approve the six improvement guarantees. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Payment of Bills

Mr. Seeds made a motion to pay the bills of Lower Paxton Township and the Lower Paxton Township Authority bills for Metro Bank and PNC Bank, and the transfer of funds from Metro Bank to PNC Bank. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Announcement

Mr. Hawk noted that Tuesday, February 14, 2012 is Valentines Day. Mr. Blain noted that the Board will meet in a workshop session that evening.

Adjournment

There being no further business, Mr. Crissman made a motion to adjourn the meeting and the meeting adjourned at 9 p.m.

Respectfully submitted,

Maureen Heberle
Recording Secretary

Approved by,

Gary A. Crissman
Township Secretary