

LOWER PAXTON TOWNSHIP
BOARD OF SUPERVISORS

Minutes of Board Meeting held August 2, 2016

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

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

Also in attendance was George Wolfe, Township Manager; Steve Stine, Township Solicitor; Rob Leshner, Executive Director, Dauphin County Library Services; Erin Letavic, HRG; Randy Allen, Lower Paxton Township Stormwater Engineering Technician; and Watson Fisher, SWAN.

Pledge of Allegiance

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

Approval of Minutes

Mr. Crissman made a motion to approve the minutes from the June 14, 2016 Workshop and July 19, 2016 business meetings. Mr. Seeds seconded the motion, and a unanimous vote followed.

Public Comment

Mr. John Trish, 600 Prince Street noted that he wanted the Board to be aware that a resident of the Township who lived across the street from the Municipal Building recently passed away. He noted that there was nothing in the paper and he was in his 80's. He explained on Thursdays, he would walk through the neighborhood and put people's trashcans up against their homes. He noted that his name was John Reitzel, he was a good man, and he appreciated all that

he did for the people in the neighborhood. He explained that he retired from UPS after 35 years of service and wished that he rest in peace.

Ms. Lee Bothell, 2024 Laurel Lane noted that she lived in the Quail Hollow subdivision. She questioned if the Improvement Guarantees for Phases 4 and 5 of this development will be approved at tonight's meeting. She noted that she is present on behalf of the residents of this community as they are hopeful that the Board will take action to call the Improvement Guarantees that are in place for those phases. She noted that it is a lengthy and difficult process and it won't happen overnight but she recognizes the effort by Township staff to do this and she encouraged staff to do so.

Presentation on Dauphin County Library Services

Mr. Hornung introduced Rob Leshner, the Executive Director of the Dauphin County Library Services.

Mr. Rob Leshner wanted to thank the Board for the opportunity to take a few minutes to update the residents on library services.

Mr. Leshner explained that he is the new Executive Director, noting that many of the Board members may have known Rick Bowra who was the Executive Director for the past 31 years who retired this February, a position he took over at Mr. Bowra's retirement. He explained that he was born in Harrisburg and moved to Elizabethville graduating from Upper Dauphin High School and attended Messiah College. He noted after his graduation, he moved to the Allentown area where he worked for the Nazareth Public Library and received his Master's Degree in Library Science from Syracuse University. He then moved to Adam's County and worked for the Adam's County Library System in Gettysburg for 19 before he was hired by the Dauphin County Library System.

Mr. Leshar noted on behalf of the Board of Trustee's for the Dauphin County Library System he would like to thank the Supervisors for their support of the library in the past and for your continued support in the future. He noted that it helps to improve services for the residents of Lower Paxton Township, especially at the East Shore Library. He also wanted to thank Mr. Wolfe for his assistance with getting the library sign back in place.

Mr. Leshar noted that the Dauphin County Library currently has 130,000 registered users making up about 50% of the population. He noted that it operates eight branches, the largest of which is the East Shore Library. He noted that it has the largest collection of materials and many of the Department offices are housed at that location. He explained that much of the programming is centered out of that branch.

Mr. Leshar noted that we are currently working on the summer reading program having registered 4,000 children for that program. He noted that the purpose of the program is to encourage children to read during the summer in order to reduce the loss of reading levels over the summer months. He noted that children that read over the summer months retain more of their reading levels and start the new school year without having to review as much material to get back up to speed. He noted that the summer reading theme is "On your mark, get set, Read." He noted that it includes activities and exercises and a health flare trying to connect literacy with physical activity. He noted that they have sponsored walks, outside craft programs and at the East Shore Library, one of the biggest programs was a visit by Darren Dalton, the baseball player who signed autographs for the kids. He noted that more than 100 kids attended that event. He noted that the summer program continues until August 27th with the final event held at Fort Hunter, an afternoon filled with outdoor activities.

Mr. Lesher noted that another program that the Library is working on is an outreach program to take services to those who need it, such as daycare and senior centers. He noted that the library has purchased a van that will be outfitted to take computers and other programming pieces to where the kids and seniors are. He noted that the van should be on the road soon. He requested, if the Board members know of any programs that the van should visit to let him know.

Mr. Lesher noted that buildings are important as many people visit the library to use the different types of services that are offered, such as computers, Wi-Fi, and meeting rooms.

Mr. Lesher explained that he looks forward to working with the Board in the future.

Mr. Hawk noted that he and his wife are avid readers and spend much time there. He wanted to compliment the staff of the library as they are exceptional and very helpful. Mr. Lesher agreed and noted that he will pass that along to his staff.

Ms. Lindsey thanked Mr. Lesher for the update.

Mr. Crissman thanked Mr. Lesher for sharing the efforts that the Library system is doing, especially the concept of taking the Library to the community. He noted that it is a good way to get the services to the community for those who are unable to get to the library. Mr. Lesher noted that it is an attempt to bring library services especially to senior citizens. He noted that he hopes to expand it in the future. Mr. Crissman noted that he is happy that the Township supports the library system through its library tax.

Mr. Hornung suggested that these services should be incorporated into the Park and Recreation Department's summer programs. Mr. Wolfe noted that we are doing that now.

Mr. Hornung questioned how many of the members are from the Township. Mr. Lesher noted that he did not bring those numbers with him but he thought it may be around 31,000. He

noted that he will get that information to Mr. Wolfe but he suggested that the residents represent 28% of the circulation.

Mr. Hornung questioned if we can put information about these programs in the Newsletter. Mr. Wolfe answered that we have done that in the past and he would be happy to do so.

Mr. Hornung noted that it is a great place to take your grandchildren. Mr. Leshner answered that the East Shore Library is open seven days a week. Mr. Hornung noted that there is an old saying that, "Leaders are Readers."

Board Members Comments

Ms. Lindsey noted that the Board members were at National Night Out prior to coming to the meeting noting that there was a great turnout of families had children. She wanted to thank Officer Cook and the Police Department for the great job that they did. She noted that everyone was having a great time, with free pizza and drinks, and all the vendors and volunteers who had information and free handouts for those who attended.

Mr. Seeds noted that they had an old van that the children were putting chalks messages on thanking the police for the great job that they do. He suggested that there were more people this year than in the past.

Mr. Crissman noted that it is a great outreach for our community to meet with the emergency responders from EMS, Fire and Police.

Mr. Seeds noted that next year the library could attend the event.

Mr. Hornung noted with all the events that have gone on in the past, with police officers being shot and the turmoil that is highlighted by the news, it has created such a great response from the community in support of our police. He noted that the officers told him of the donated

foods, letters, and prayers that the Department has received in the past few weeks. He noted that it has touched all the members of the Police force.

Mr. Seeds noted for every negative event there is a corresponding positive that comes out of it, noting that it is more support for our police and fire fighters.

Mr. Hawk noted if you drive through the Borough of Paxtang you will see signs in the front lawns supporting the police.

Ms. Lindsey noted that she received a bulletin from a local church in the mail and a highlighted area showed that the people from that church were praying for her and Officer Geib.

Township Manager's Report

Mr. Wolfe noted on Sunday, August 28th the Police Department will conduct Minute Man Games at 9 a.m. He noted that the event will start in Brightbill Park. He noted that it is a 5 K running race with special skill events along the way. He stated if anyone is interested in something that is a little different that supports the local Police Department and presents a fun activity for a Sunday morning to consider signing up. He noted that it is open to the residents of the Township.

OLD BUSINESS

Review of the Department of Environmental Protection checklist regarding its review of the Township's 2015-2016 MS4 Report

Mr. Wolfe noted that the next item on the agenda after this one is a proposal from HRG for engineering services for channel design of improvements upstream of the Earl Drive Culvert. He noted that you have had workshop discussions about it as well as a presentation from Ms. Letavic. He noted that larger scope for the Township's MS4 program requires the Township to do certain things as a municipality for stormwater. He noted the need to properly address stormwater management within the Township is significant. He explained that Randy Allen is

also in the audience and noted that he is the Township's Stormwater Engineering Technician who is working closing with HRG and Ms. Letavic on the MS4 Program as well as the MS4 Report that was provided to the Department of Environmental Protection (DEP) and reviewed by them. He explained that between Mr. Allen's work and that of HRG, stormwater is taking a much higher priority in the Township than it has in years past. He noted that part of the reason we are commenting so much about stormwater is because part of the MS4 Program is the requirement to provide educational information to the general public regarding stormwater and the need for proper stormwater management. He noted that you will be seeing more of Ms. Letavic and Mr. Allen in events like this, providing information on stormwater.

Ms. Erin Letavic, Herbert Rowland and Grubic (HRG), noted that MS4 stands for Municipal Separate Storm Sewer System Permit, a water quality permit required by DEP and the Environmental Protection Agency (EPA). She noted that the ultimate objective is to reduce or prevent pollutants from entering the stormsewer system which keeps the streams clean.

Ms. Letavic noted that DEP conducted a stream inspection last fall, and after that she did a presentation going through the review from that inspection. She noted that it was around the time of certain Township staff turnover with some good things and some not so good that came out of the report. She noted if you compare that report to the one received earlier, there have been substantial improvements in the past six months. She noted that the Township deserves applause for that and she also stated that the hiring of Randy Allen was a very good move to improve the program.

Ms. Letavic noted that the report is a review of the documents that were compiled with Mr. Allen's help for all the activities completed between March 10, 2015 and March 9, 2016. She noted that those dates are precise because it is the term of the permit. She noted that it is an

annual report and the completed document is available for public viewing, either by hard copy upon request or a pdf version could be posted on the website. She noted that public review and comment is a requirement of the program, so we want to solicit every opportunity that we have.

Ms. Letavic noted that the program has six Minimum Control Measures (MCM) that are required. She noted that the review of the annual report is provided through the checklist to the Board and each Best Management Practices (BMP) and questions associated with them are documented with checkboxes indicating a yes, no, and non-applicable. She noted that there are only two checkboxes that say no, so that is very good.

Ms. Letavic noted that the first MCM concerns public education and outreach programs that exists that were reviewed and found to meet expectations. She noted that there is also a target audience list that includes residences, businesses, and things of that nature, and stormwater education materials that DEP reviewed. She noted that there is public involvement and participation programs that are also documented that were reviewed by DEP. She noted that these programs are deemed to be satisfactory for this permit.

Ms. Letavic noted that the third MCM concerns the Illicit Discharge Detection and Elimination (IDD&E) portion of the program, with the major component being mapping noting that the Township is an older community and the maps need to be updated. She noted that DEP found much work done but more needs to be done. She noted that the IDD&E Program does not yet provide reasonable assurance that illicit discharges are being controlled. She noted that we need to understand what the system looks like, understand where all the 266 outfalls are; each one has to be inspected every five years. She noted that the Township has fallen a little behind on that and staff intends to get everything up to speed in the next year. She noted that DEP noticed it and it needs to be corrected.

Mr. Hornung questioned what an outfall is. Ms. Letavic answered that it is the end of a pipe at the end of the system, the point where the system reaches the stream. She noted if we find something at the end of the pipe that doesn't look right, a rainbow sheen, vegetation that does not look right, it is an indication of potential contaminants or pollution. She noted if something doesn't look right then an investigation upstream is required.

Ms. Letavic noted that the other reason for the outfall inspections is to keep track of the operations and maintenance of the system as there could be scour at the end of the pipe, pipes that are deteriorated, so it is also a tool that Public Works can use to identify capital improvement projects that may be added to the list. She noted that it is an asset management opportunity but it is also a water quality opportunity to ensure that anything that shouldn't be getting into the system is identified and steps are taken to eliminate it. She noted that it is a large effort for a Township this size.

Ms. Letavic noted that the fourth MCM is related to construction site runoff, erosion and sedimentation control plans that are overseen by the Dauphin County Conservation District. She noted that is why the N/A boxes are checked off.

Ms. Letavic noted for the fifth MCM the N/A checkboxes are also checked off as it concerns post construction stormwater management. She noted that after sites are constructed and stabilized, and the improvement and maintenance guarantees are released, those systems are privately owned. She noted that the Township is obligated to ensure that they are all operated and maintained properly. She noted that DEP has identified the Township as having an acceptable inspection plan but it has not yet been implemented.

Ms. Letavic noted that the sixth MCM concerns good housekeeping. She noted that it is training for employees and all of the work that Public Works does to keep the streets clean and

the stormsewer systems clean. She noted that no comments were received and plans are in good shape and the documentation is okay.

Ms. Letavic noted that we spoke about mapping earlier noting that a significant number of outfalls are part of a system that in some places is new and lots of places that are older, and may not be totally understood. She noted that the mapping will need to be planned for permits, but beyond that there has been significant improvements in the DEP inspection and we look forward to partnering with the Township to work on this further.

Ms. Letavic noted that she attended DEP training two weeks ago that went over the next permit cycle. She noted that the general permit will be renewed as a 2018 permit and although that sounds long off, municipalities like Lower Paxton Township are going to have to apply for another permit in September of 2017. She noted that due to the status of the Paxton Creek TMDL, a general permit which is what the Township currently operates under will no longer be eligible, having to apply for an individual permit which means more costs to the Township. She noted that DEP has not issued the forms for the individual permit applications, but once they do, she will get with Mr. Wolfe and identify budgetary items that you will want to consider for the 2017 budget. She noted that the permit cycle basically ends next year and in 2018 there will be new requirements to be met.

Mr. Seeds noted that he read recently that the water quality for the Susquehanna River is not acceptable. He questioned how that affects the Township. Ms. Letavic answered that she saw the headline but she did not read the detail. She noted that there was a webinar on Monday conducted by DEP but she can't speak for it. She noted that DEP's stance that was communicated to the consultants during the training sessions is the local watersheds need to take care of themselves and over time it should impact the larger waterways like the river. She noted

that the Township is in close proximity to the river but there are many upstream areas that contributed to it as well. She noted that she would be interested in seeing if they could demonstrate definitively that a Lower Paxton Township project impacted the Susquehanna River.

Mr. Wolfe noted that one thing that you can visually see is not the impact on the river as Paxton Creek does eventually discharge into the River, but it may not deposit sediment into the Susquehanna River. He noted that it does deposit sediment into Wildwood Lake and if you haven't been to Wildwood Lake in recent years, you will see that it is not a lake anymore but more of a marsh. He noted that the average depth of the lake is less than six inches. He noted that he was shocked to see the amount of sediment that Lower Paxton and Susquehanna Townships and the City of Harrisburg have deposited in that Dauphin County-owned facility. He noted that there are real life examples out there, easily visible to us, of how our stream channels are contributing to the environmental degradation in our community.

Ms. Letavic noted that Beaver Creek is a good example of a creek that is not yet impaired as it has some stream side buffers along it but that is not to say that we would not also look to forming partnerships with adjoining municipalities. She noted that Lower Paxton Township has an obligation to focus on the Paxton Creek because of the TMDL associated with it but any stream side project that comes to light through a willing resident or business owner should be considered.

Action on a proposal from HRG, Inc. for engineering services to design channel improvements upstream of the Earl Drive Culvert

Ms. Letavic noted that she only had one additional piece of information to add to the proposal and that was a statistic that was requested from the last meeting. She noted that this project looks at 1,000 linear feet of stream, a quarter mile or less. She noted that the Paxton Creek TMDL Report showed three different mixes or strategies to look at. She noted that one

was solely focused on stream and riparian works, with the second solely based on land based BMP's, looking back at land development plans and building new detention basins. She noted that the last strategy is a combination of stream stabilization and run off reduction. She noted if we do the land based projects, detention basins where we can focus on the streams; with that type of mix we are looking at 11 miles of stream stabilization and nine miles of stream side enhancements. She noted that she did the math and 11 miles of stream improvements is about 58,000 feet of stream and this project is only for 1,000 feet of stream capturing 1.7% of the total Paxton Creek TMDL.

Mr. Wolfe noted if you proceed with this project, which he thinks the Board should, you will do so at a total cost of \$500,000 so you could easily extrapolate that this problem financially is significant. He noted as significant as the sanitary sewer issues that you have been addressing for over the past 15 years. He noted when you get into design permitting and actual implementation, the costs will be significant.

Ms. Letavic noted that the 11 miles of stream is the length of the stream within Lower Paxton and Susquehanna Townships and the City of Harrisburg. She noted that she did not break it out to see what Lower Paxton's share is. She noted if a project occurs in Susquehanna Township or CRW you would get credit for it just like this project would provide credits to Susquehanna Township and CRW.

Mr. Crissman noted that in as much as we are looking at this project for our 11 miles, noting that HRG works for other municipalities that are contiguous with Lower Paxton, how our project interfaces with any of the other municipalities and what impact will it have. He questioned if we are doing this in total isolation that will or will not have any impact on the other municipalities. Mr. Wolfe answered that we are moving forward on a project ourselves, but at the

same time we are working with Susquehanna Township and CRW, having jointly submitted a TMDL Plan to DEP. He explained that we do not have a framework of how the three municipalities can jointly work together in regard to all of the drainage basin. He noted that is because we have not received a response from DEP on our submission. He noted that it could sound like putting the cart before the horse, however if we wait for DEP to respond we will not have sufficient time to show progress by the next time we have to make a report to DEP.

Mr. Crissman noted that we need to be proactive and do are due diligence. He questioned, since HRG works for Susquehanna Township and they are contiguous with our municipality, are they doing anything that would have any impact. Ms. Letavic answered at the current time she does not have anything to report for that effort other than the information about Wildwood Lake that certainly benefits the TMDL.

Mr. Crissman noted that both Ms. Letavic and Mr. Wolfe recommend that we should move forward with this work. He made a motion to approve the proposal from HRG for the engineering services to design the channel improvements upstream from the Earl Drive Culvert with an amount not to exceed \$102,850. Mr. Hawk seconded the motion.

Mr. Seeds questioned if mid-point through the process there will be a public meeting. Ms. Letavic answered yes, there is an outreach meeting planned for those who are directly impacted. Mr. Seeds questioned, if for some reason we decide not to move forward could we stop the contract at that point. He suggested that it is a time and material agreement as we move through the project, and if we decided to quit then we would not have to pay the entire fee. Ms. Letavic answered yes, noting that the meeting would be a significant milestone where HRG would look for approval to continue the project.

Mr. Hornung noted that this reminds him of when we did the Sewer Authority rehabs. He noted when we first started we had a much different program now from what we had then, working through the process with the public to come up with something that was equitable. He suggested that we will go through the same process with the stormwater as well. He suggested that the first attempt will be a work in process. He noted that overall, it may cost the Township as much as a \$100,000,000 to do this work but it starts now.

Mr. Crissman called for the question. Mr. Hornung called for a voice vote and a unanimous vote followed.

NEW BUSINESS

Amendment of the preliminary/final subdivision plan for Deaven Woods

Mr. Wolfe noted that the developer for Deaven Woods requested permission from the Board of Supervisors to remove one of three landscape islands that exist centerline of the cartway that were installed as traffic calming devices. He noted that the landscape islands were a plan requirement by the Supervisors as it determined that traffic calming would be necessary in the development. He noted, since the development has been constructed and is nearly built out, the residents of the development have determined that the mid landscape island is problematic for on-street deliveries, neighborhood parking, and it interferes with driveways that exist in the immediate area. He noted that the developer requested that the Board allow him to remove that mid-block island.

Mr. Wolfe explained that the Supervisors stated that they would be willing to consider doing so as long as the property owners in question would signoff for the removal. He noted that he has attached that signoff sheet from the property owners within the development. He noted that David Ionni brought this to the Board asking for the removal of the mid-block island. He

explained that he instructed Mr. Ionni that he did not need to attend the meeting as he provided everything the Board requested.

Mr. Crissman questioned if there are only 32 individuals who have an impact on this decision. He noted that he would not want to act on it only to find out that the lot owners for 33, 34 and 35 were not asked to sign the document. Mr. Wolfe answered that this is everyone. Mr. Stine noted that it is everyone in the development.

Mr. Hornung noted that one name looks like it is scratched off. Mr. Stine suggested that they are actual signatures. Mr. Wolfe agreed. He noted for Lot 14, whoever signed on that block scratched out his name as he should have signed on Lot 11. He noted that the owner of Lot 14 then signed it on the correct line.

Mr. Hornung noted that some of the names don't agree with the name listed for the lot. Mr. Wolfe noted that it could be the current owner at this time. Mr. Stine explained that the name on the signature line should correspond with the line immediately below it. He noted that the typed name can be found below the signature line. A discussion was held on the signatures for the document. Mr. Stine suggested that some people may have signed on the wrong line. He noted that we are okay to move forward with this request.

Mr. Crissman made a motion to approve the revision to the preliminary and final subdivision plan for Deaven Woods to remove the mid-block landscaping island. Mr. Seeds seconded the motion. Mr. Hornung called for a voice vote and a unanimous vote followed.

Improvement Guarantee

Mr. Hornung noted that was one Improvement Guarantee and one Stormwater Guarantee.

The Estates of Autumn Oaks, Phase IB

An extension of a letter of credit with Farmers and Merchants Trust Company, in the amount of \$213,808.06 with an expiration date of August 2, 2107. (Currently under inspection.)

Stormwater Guarantee

3913 Seabiscuit Way – Alan and Claire Gallagher

A new escrow with Lower Paxton Township in the amount of \$5,000 with an expiration date of August 2, 2017.

Mr. Crissman made a motion to approve the one Improvement Guarantee and one Stormwater Guarantee. Mr. Hawk seconded the motion. Mr. Hornung 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, Lower Paxton Township Authority, Lower Paxton Township Purchase Cards, Lower Paxton Township Authority Purchase Cards, and payroll checks. Mr. Crissman seconded the motion. Mr. Hornung called for a voice vote, and a unanimous vote followed.

Announcements

Mr. Hornung noted that prior to and following this meeting the Board met to receive information from the Township Manager. He noted that the next meeting will be Tuesday, August 9th at 6 p.m.

Adjournment

There being no further business, Mr. Crissman made a motion to adjourn the meeting;
Mr. Hawk seconded the motion. The meeting adjourned at 8:32 p. m.

Respectfully submitted,

Maureen Heberle
Recording Secretary

Approved by,

William B. Hawk
Township Secretary