

LOWER PAXTON TOWNSHIP
BOARD OF SUPERVISORS

Minutes of Board Meeting held August 4, 2015

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 C. Seeds, Sr., William L. Hornung, and Gary A. Crissman.

Also in attendance was George Wolfe, Township Manager; Steve Stine, Township Solicitor; Nicholas Barrelet, School Safety Officer and Attorney Jeffrey B. Engle, Central Dauphin School District; Tad D'Ambrosia, Devon Manor Pool; Danette Blank, Koons Pool; Catherine Mentzer, Barak, Inc., Craig Wilson, Dawood Engineering, Paul William, A. P. Williams; and Watson Fisher, SWAN.

Pledge of Allegiance

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

Approval of Minutes

There were no minutes to approve.

Public Comment

Robert Thomas, 7023 Brookdale Drive, noted that he is present representing the Kendale Oaks Homeowners Association (HOA). He noted that the many homeowners have school age children and they have expressed to the HOA, a desire for a designated cross walk at the intersection of Conway Road and Kendale Drive. He noted that is the location for a major bus stop for many of the children.

Mr. Thomas noted that the HOA regulations parallel the Township's regulations for animal control in the development. He stated that the Township's regulations allow for a

maximum of four pets per home. He noted that any more would only be allowed for an animal kennel, or rescue operation. He noted that several homeowners have six to ten dogs and they are brought out at various times throughout the development. He noted that he is looking for guidance for how the Township would handle this situation through the ordinance. Mr. Wolfe answered that staff would handle this like any other property, maintenance, or zoning issue. He noted upon receiving the complaint, the circumstances would be investigated and if it was determined if the property in question had too many animals a violation notice would be sent to require correction. Mr. Thomas questioned how you determine how many animals they have. Mr. Wolfe answered that staff would contact the homeowner and if they fail to tell the truth, staff would rely on witness statements. He noted that the HOA would end up being used as evidence in any hearing before a Magisterial Judge.

Mr. Seeds questioned what should they do in regard to the crosswalk request. Mr. Wolfe answered that a traffic study would need to be completed. Mr. Crissman noted that it should be in concert with the School District as they establish the bus stops but he questioned if that would always be a bus stop. He noted that those issues need to be addressed. He noted that the request should also be made to the School District at one of their School Board meetings. Mr. Wolfe noted that it should be coordinated between the School District and the Traffic Safety Unit.

Mr. Crissman noted that there are representatives from the Central Dauphin School District in the audience and he was sure that they heard Mr. Thomas's request. Attorney Jeffrey Engle from Central Dauphin School District noted the request.

Mr. Hornung noted that it was nice to have one person come to the Board representing a group and not have numerous people address the Board with the same issue.

Board Members Comments

Mr. Seeds noted that National Night Out seems to get bigger and better each year. He wanted to thank all the organizations who help to make it a success.

Oath of Office to Police Officers

Lt. Mark Zerbe provided the following biographical information for the new police officers.

Laura Soloman is 27 years old and grew up in Mechanicsburg, Pa. She has three older brothers. She attended Cumberland Valley High School where she participated in a variety of team sports. She has a degree in Health and Physical Education from West Chester University. Prior to accepting a position with the Lower Paxton Township Police Department, Laura was employed by the Carroll Township Police Department where she was a part-time police officer. Laura enjoys working out and spending time with her family. She will be trained by Officer Zach Fehrenbach.

Adam Tankersly is 26 years old and grew up in Cleona, Pa. He attended Cedar Crest High School where he participated in basketball, choir and the jazz band. Adam has a degree in International Studies from the Indiana University of Pennsylvania. Adam had been employed as a corrections officer with the Lebanon County Prison and also worked part-time as an officer for Pine Grove Borough Police Department. Adam enjoys working out. He will be trained by Officer Walt Cook.

Andrew Brady is 24 years old and grew up in Landsdale, Pa. He attended North Penn High School where he participated in football and wrestling. Andrew has a degree in Administration of Justice from the University of Pittsburgh, where he was a member of the men's rugby team, serving as the chairman for fund raising for two years. Andrew interned with the Montgomery County District Attorney's Office and later enrolled in the Montgomery County Police Academy where he received his police officer certification. He will be trained by Officer Greg Langley.

Chairman Hawk proceeded to administer the oath of office to the three police officers, after which pictures were taken with the entire Board.

Mr. Hornung noted that he has been on the Board for 20 years and had less than ten complaints made against the police. He noted that Lower Paxton Township has the finest police

department having a culture of community concern. He noted that he can't say enough about the Police Department.

Mr. Crissman noted that he wanted to welcome the new police officers to the finest municipality in the Commonwealth of Pennsylvania. He explained that many of the other municipalities will call Lower Paxton Township to see how we do what we do. He noted that you know that you are doing it right when that occurs and we are a leader in the Commonwealth.

Mr. Seeds questioned if the officers are on the job now since they have their Act 120 training. Lt. Zerbe answered that they started yesterday and this week they will be busy with many administrative duties but they will be out on the road next week.

Mr. Hawk noted that the three police officers should be very proud to have joined the finest Police Department in the State. He noted that we rank in the top 100 out of 1,200 departments in the State.

Manager's Report

Mr. Wolfe noted that National Night Out is going on at this time at George Park. He noted that numerous public safety providers are in attendance as well as the Lower Paxton Township Police Department and Paxtonia, Colonial Park and Linglestown Fire Companies and many other service organizations. He noted that the event will end at 8 p.m.

Mr. Wolfe noted that the 2015 TGIF Summer Concert Series concludes on Friday August 7th with New Direction starting at 7 p.m.

OLD BUSINESS

Memorandum of Understanding between the Township and the
Central Dauphin School District regarding school crossing guards
And
Agreement with All City Management Services Inc.
to provide school crossing guards

Mr. Wolfe noted that the proposed Memorandum of Understanding (MOU) in regards to the privatization of school crossing guards was submitted to the Township by the Central Dauphin School District and representing the School District this evening is Nick Barrelet, Director of Safety and Security, and its Solicitor, Jeffrey Engle.

Mr. Barrelet noted that in addition to the Solicitor, he can, by way of phone call, contact a representative of the All City Management Services (ACMS), Inc. the company who would provide the service. He noted that he could call him if needed to get more information for the Board members.

Mr. Barrelet explained that in October of 2014 he held a conversation with then Public Safety Director David Johnson regarding a problem that the Police Department was having with the amount of call-offs from the crossing guards. He explained that he was asked to evaluate this problem and in doing so he worked with Sgt. Waller to evaluate the crossing guard services for various schools within Lower Paxton Township. He noted that he was able to find a company that currently provides such a service nationwide, and it is the only company in the country that is doing it. He explained and they have been in business since 1985 and employ over 4,000 crossing guards to school districts, police departments, and municipalities throughout the country. He explained that he was provided a list of those clients and has been in contact with several.

Mr. Barrelet explained that ACMS is a full service provider and will provide training, liability, supervision, and take care of all the contracting and call offs. He noted that they are not currently in Pennsylvania, but are in the process of negotiating an agreement with Elizabethtown School District. He noted, last year Elizabethtown had a fatality with the crossing guard service and in speaking to the vice president of ACMS, they are very close to an agreement with Elizabethtown.

Mr. Barrelet noted when he initially presented this to the police he suggested doing a contract and a MOU in terms of the financial agreement that was already in place. He noted that currently, the costs are split 50/50. He noted in order to get the best contract for the entire School District he expanded the MOU to Swatara Township to replicate the same process. He noted that he was able to add additional crossing guard services to cover the entire school district. He explained that the Swatara Township Commissioners are in the same process as this Board is and that their meeting is tomorrow evening.

Mr. Barrelet noted that initially he wanted to go with the contract but his solicitor pointed out to him that for various legal reasons, the school district cannot do that as it has to come through the municipality. He noted that he is asking the Township to join in with the contract with ACMS and then sign a MOU with the School District for their services. He noted that the exact amount of hours are spelled out in the contract, as well as specific amount of costs.

Mr. Barrelet noted that there are several things that he likes about this process. He noted that the current crossing guards that are employed will have the first opportunity to be hired by this company. He noted that ACMS will handle the call-offs or any issues related to that. He noted that they will have a rotation of officers that will be in place, not just waiting at home, that they will be scheduled to provide services throughout the Township and neighboring Township if they approve this as well. He noted that it no longer requires the Lower Paxton Township Police to man posts when one calls off unless there is an extreme emergency. He noted that it frees up the police to do what they need to do.

Mr. Seeds noted that there are seven municipalities or boroughs within the School District and you have only mentioned Swatara Township and us. He noted that Penbrook and Paxtang do not have a school anymore, but what about West Hanover and Middle Paxton Townships. Mr. Engle answered that those entities were assessed and for the most part they bus

all their students. Mr. Barrelet noted that we have a tremendous amount of parents who drop their children off at school. He noted that Paxtang has merged with Swatara Township for services.

Mr. Seeds questioned if Swatara Township has a meeting tomorrow night to consider this item. Mr. Barrelet answered that is what Chief Umberger told him.

Mr. Crissman questioned if this is the only company in the country, then they will need to solicit from the same gene pool that we do locally, so what makes their gene pool better than what we already have. Mr. Barrelet answered that their gene pool will go a little wider, they will not just solicit from Lower Paxton Township, but Swatara and some neighboring Townships as well. He noted that currently the Township just posts a sign and solicits by word of mouth. He noted that for the most part it has been the same family who has done a very good job.

Mr. Crissman noted in an emergency situation, the allusion is that they will have someone there. He noted that they sit in California, and have the technology to look at the weather conditions here, but when there isn't a guard on duty and a child is injured or killed, the liability is not going to fall on the school district, it will be a shotgun approach and it will be against Lower Paxton Township. He noted that he has concerns about liability and emergency coverage, gene pool and how it will be administered from California rather than the local control that we have heretofore. Mr. Barrelet noted that the contract does include a floating supervisor and they would be the responsible party that will work hand in hand with the district on call offs or delays and with the local township when it comes to police emergencies.

Mr. Crissman requested Mr. Barrelet to define what a floating supervisor is. Mr. Barrelet answered that they will have a supervisor on call that will handle the call offs, and the guards are required to call off two hours before the shift. He noted that they will have a gene pool of on-call staff that will supplement the posts so the police don't have to. Mr. Crissman noted that you

mentioned a two hour call-off period. He noted when he had to make the phone calls to close school, there was not much time to give to all of his staff to include the bus drivers to be in place, as well as teachers, administrators, cafeteria workers and everyone else. He noted if he would approve this contract he wants a guarantee that these posts would be covered, as he is not about to place children at risk. He noted that it gives him great concern to vote for an outside firm where he has little or no control.

Mr. Barrelet noted that he shares the concern, as our kids are the most valuable residents we have. He noted that several times last year there were no crossing guards. Mr. Crissman noted that he understands that clearly, and when he addresses his comments to Mr. Barrelet, he is doing it as a Supervisor but also as a former school administrator.

Mr. Seeds noted that if no one shows up now, the police handle it. He noted that the floating person... Mr. Barrelet noted that they are to have a pool of people that are going to be available for this and it will not be someone who will be sitting at home, they will be involved in the scheduling and rotation. He noted for the most part, it is someone who is retired, working two hours a day, one in the morning and one in the afternoon, occasionally they can work the elementary and middle school on the same day. He noted when it comes to a school delay, everyone will be notified in the same manner as is done now by way of internet, television and radio, noting that this company will have to adjust their schedule accordingly for weather delays. He noted that the two hour time period for when a guard calls off work, they must give a two-hour notice in order to call off so they can get another person in to work. He noted if there are concerns when this contract is in place, and it is not working, we have the opportunity to pull out.

Mr. Crissman questioned if Mr. Engle can verify that this company, since they have no contracts in Pennsylvania, are an approved licensed agency to provide these kinds of educational

services. Mr. Barrelet noted that he could get Mr. Harlan on the phone to do that but he does not have copies of their credentials. Mr. Crissman noted that they do not have a contract within the Commonwealth of Pennsylvania and are negotiating one with Elizabethtown School District but he would want to be assured that they are approved and licensed to provide education services.

Mr. Crissman questioned, we have had this problem since the middle of last school term why are we only getting this now in August three weeks before the start of school. He noted that it should have been addressed no later than March or April of the past school term. Mr. Barrelet answered that he would not disagree with Mr. Crissman. He noted that he has to go through his School Board so if it is approved it may not be in place for the first week of school. He noted that is the goal, but if not, it will be the following week. He noted in terms of licensing from the State of Pennsylvania, they would have to be a registered contractor in order to do any work in the state. He noted that it is not a licensed profession. Mr. Crissman noted that he did not ask about a license as he assumed they have that, but he wants to make sure they are eligible to provide services to educational institutions in Pennsylvania. He noted he is further bothered that even if the contract is approved now, it may not be approved in time for implementation for the start of the school year. Mr. Barrelet noted that the goal is for the first day of school. Mr. Crissman noted that he knows what the goal is but he is talking about reality. He noted that he has opened schools and knows what it is like.

Mr. Barrelet noted that he had called a few places that uses this firms services and he can share names and phone numbers. He noted that he spoke to Las Vegas Metro Police Department and was told that it is a very good company, had no complaints, and that ACMS meets their overall needs. He noted that he spoke to the Santa Fe Public School District in New Mexico and they have used ACMS services for over three years and on a scale of one to ten they would rank ASMS as a ten. He noted that he has other references that he can provide for the Board to

include those in Michigan, Texas and Kansas. Mr. Crissman noted that he is not disputing Mr. Barrelet's information but it is this municipalities responsibilities to engage into a contract and for us to do that he would like to meet one-on-one with the contractor because he wants to have contact with a real person and he wants to make sure he can get commitments that can be recorded as opposed to hearsay. Mr. Barrelet noted that he can address that as they will travel out, but a trip is not built into the cost of the contract. Mr. Crissman noted that he personally is not in a position to vote in favor of a contract unless he has all the particulars.

Mr. Seeds noted that we should have had this information a long time ago.

Mr. Hawk noted that he has worked with organizations where if person x was scheduled for a certain shift and there was also a designated person y as a backup to cover if person x was unable to work. He questioned if that is what Mr. Barrelet was saying. Mr. Barrelet answered yes. He noted that the rotation would mean that person x would become person y on other days.

Mr. Engle noted that it appears that we came to start this discussion tonight, but Mr. Barrelet was initially invited by the Public Safety Director to come up with a solution and that discussion began in October of last year, having secured information on ACMS in January of 2015. He noted that we started those discussions and have been talking with people in Swatara and Lower Paxton Townships. Mr. Seeds noted that the Board has not been a party to those discussions. Mr. Engle noted that he understands that but he wanted to let the Board know that they were not coming to the meeting tonight to say this is something we would like you to do. He noted that Mr. Barrelet has been working on this for some time.

Mr. Crissman noted that this would not begin at the beginning of the school term, and things are best when they occur in the beginning, he questioned what kind of turmoil this would bring if the program was not implemented until after a break in the school term. Mr. Barrelet noted that he does not see it creating turmoil to the point that we will be able to provide crossing

guard services, as long as the turmoil would not come from the existing crossing guards as they would have the first opportunity to be hired. Mr. Crissman noted that there is always a transition when you move from one program to another, as you try to choose a good transition time. He noted when he would change teachers he would do it over a semester break rather than in the middle of a quarter as it makes for a smoother transition if it needs to be done during the school term. He suggested that it should be done over a major holiday like the winter break. Mr. Barrelet noted that he would have to sit down with the company and local police departments to figure out what would be the appropriate transition times. He noted that his goal is to make sure the same bases are still there but a different shirt and company overseeing them. He noted that it would have to be a well thought out transition for the police departments and parents. He noted that it has to be well communicated to the parents of the walkers.

Mr. Crissman noted if it occurred in the beginning of the school term there would be little or no notice to the parents and children as it could be the same person that they had last year. He noted that many children feel a bond and attachment to that crossing guard since they see that person every day. He noted when that person is not there they want to know where they are as it is the first contact that they have with the school each day. He noted that the crossing guards are extremely important for children when they leave home, it is the protection and safety and comradery that they establish. He noted that it is very crucial in a team effort to make a school district highly successful.

Mr. Seeds noted when he was in school, the kids were the crossing guards.

Mr. Crissman noted that Mr. Barrelet is looking for approval for the MOU. Mr. Seeds noted that Mr. Crissman is correct and it is the same for the school resource officers as the kids develop a rapport with them and it is a huge plus for him in the schools.

Mr. Hawk noted that there are still some questions that need to be answered before the Board can take final action.

Mr. Crissman noted that we can take action on this tonight by making a motion to move forward and you would have an answer or it could die for a lack of a motion. Mr. Barrelet noted if the Board needs more information he can get Mr. Harlan on the phone to discuss it or if you want him to come in person then the cost of that would have to be burdened by the Board.

Mr. Seeds noted that he thinks the Board needs more time, noting that this process should have been started with the Board last fall and we should have been a party to the process. Mr. Crissman noted if you are looking on a vote for the MOU you will not receive a favorable one from him. Mr. Barrelet noted that he would feel more comfortable making sure that it is a collaborative effort and in doing so he questioned what the next step should be. He noted if you want someone from the company to come to meet with the Board then he would have to work those arrangements out but if you have a list of questions he would be glad to provide those to him or he can provide the person's phone number. He noted since the Board is signing the contract, by all means, the Board should do due diligence to speak with them individually and then decide how you want to move forward. He noted that he wants to make sure it is in the best interest of the district and the Township and most importantly, the kids we will be providing the service for. Mr. Crissman noted that it would be a minimal requirement.

Mr. Seeds noted that Mr. Barrelet did a good job of presenting the item, but we need to go back to square one to have meetings about what the problems have been; noting whatever the school district discussed in October that should have occurred with the Board to work to fix it if there is a problem.

Mr. Hornung noted that typically the Board relies on its staff to move forward in any contract, but he would like to ask Mr. Wolfe to look into this and provide a recommendation and

then we would discuss what needs to be done. Mr. Crissman agreed that it is consistent with what we have done in the past and if Mr. Barrelet would provide the information to Mr. Wolfe he could make the proper contacts and ask the questions that the Board feels will satisfy its needs for a contract. He noted that one big issue is the Township's liability and that would have to be run past our insurance carrier. He noted that there are many questions that need to be satisfied if we are to enter into this contract.

Mr. Hawk noted that he is not necessarily in favor of flying a guy in and paying for his air fare and a day's wages. He suggested that it could be worked out over the phone with the gentlemen directly and if one of the Board members wants to sit in on that conversation it may be a good idea. Mr. Barrelet noted that he looks forward to working with Mr. Wolfe and we can work through this and if you decide that all of your questions have been answered, fine but if they have not been answered, then you have provided due diligence in the vetting process.

Mr. Crissman noted that his comments were not an attack on Mr. Barrelet but simply making know the fact for what he needed to make a good decision on behalf of the constituents.

Mr. Barrelet suggested that it would be best to table this and get the information to the Board and we can work through it. Mr. Crissman noted that once Mr. Wolfe is ready to make a recommendation we will be back in touch with you.

Mr. Seeds questioned if we need formal action to table this. Mr. Crissman noted that we will withdraw it from the agenda. Mr. Engle noted that he would be willing to withdraw this from the agenda.

NEW BUSINESS

Resolution 15-16; authorizing the approval of Supplement F to the Reimbursement Agreement with PennDOT for improvements to Linglestown Road

Mr. Wolfe noted that we have had a long standing agreement with PennDOT that provided for the Linglestown Village project. He noted that we have already executed

supplements A through E and now Supplement F permits the Linglestown Rotary Clock to be installed by the Colonial Park Rotary. He noted that the clock will become property of Lower Paxton Township after the project is completed. He noted for PennDOT to allow the project to occur in its right-of-way, they are granting permission through this supplement. He recommends that the Board approve this agreement at this time.

Mr. Crissman made a motion to approve Resolution 15-16 which authorizes the approval of Supplement F to the reimbursement agreement with PennDOT for improvements to Linglestown Road as presented by Mr. Wolfe. Mr. Seeds seconded the motion. Mr. Hawk called for a voice vote and a unanimous voted followed.

Resolutions 15-17-01 to 11; authorizing the submission of Local
Share Grant applications to Dauphin County

Mr. Hawk noted that Board must approve the authorization for the various submissions to Dauphin County for Local Share Grants. He noted that the Board will have to eventually rank the applications for submission to Dauphin County.

Mr. Crissman noted if the Board approves the submission of the grant application, it will rank the applications at the August 18th meeting. He explained that he wants to add four parts to his motion for approval of grant applications. He noted that some letters that were received by the Township were incomplete and he hopes that those in the audience who may be present for this agenda item are aware that more information is needed in order to rank the applications. He noted if the applicant has not included the exact amount of funds they are seeking, that information is needed. He noted that he cannot submit an application to Dauphin County that is not specific for what is needed. He noted that they need to identify the specific use of the funds that are being requested. He noted that they will need to explain how the program or activity that is being identified will benefit Lower Paxton Township residents, and there must be an attached copy of the organizations budget. He noted on the day of the ranking, if any of this information is

missing, that organization will not be considered in the ranking. He noted if the Board is in agreement with this that is how he will pose the motion.

Mr. Hawk noted that the applicants must be much more specific in their presentation. Mr. Seeds agreed.

Mr. Crissman made a motion to approve Resolution 15-17- 01 to 10. Mr. Wolfe suggested that the two Township's resolutions should be separated. Mr. Crissman changed the motion to include 15-17-11. He noted that Resolution 15-17-01 will be split into two resolutions and one will become 15-17-11, one for the Comprehensive Plan funding and the other for noise abatement at the Compost Facility. He noted that these submissions will be considered for the ranking process provided the specific dollar amount is listed; the specific use of the funds be identified; how the program will benefit the residents of the Township; and a copy of the annual budget of the organization be included in the submission. Mr. Seeds seconded the motion. He noted the one for the Jewish Home of Greater Harrisburg has nurses on duty 27/7. He noted that there may be some people in the audience that may want to speak on behalf of their grant submission. A person in the audience noted that they have deadlines to meet to make the submission. Mr. Crissman answered that he understands that they do; however, they also must have the information to the Board to complete the ranking process. He questioned what date the applicants must file the addendum with the Township for consideration. Mr. Wolfe answered that the Board meets the 1st, 2nd and 3rd Tuesday of the month and the latest that you could act on anything would be the 18th of August. He noted that there is sufficient time to submit an application thereafter. He noted that he can make sure that all the submitting organizations know what the Board needs for consideration. He noted that he could do that tomorrow but it would be up to the organization to determine when they respond to the Board.

Mr. Crissman questioned when the Board will do the ranking. Mr. Wolfe answered that the Board would have to do it on August 18th, but the applications don't need our ranking, they just need the approved resolution.

A person in the audience questioned when the Board needs the addendums. Mr. Crissman answered that they will be needed before the Board does the ranking, so the information should be provided to Mr. Wolfe by no later than noon on August 14th.

Mr. Hornung noted that after we vote on the motion, he would like to know who is present in the audience who is submitting an application.

Mr. Hawk called for a voice vote and a unanimous vote followed.

Mr. Thad D'Ambrosia from Devon Manor Pool noted that Karen Campionnie is present with him as well. He noted that he will not have a problem meeting the deadline for Dauphin County. He noted his submission is within the theme of safety. He explained, in 2009 he requested co-sponsorship of a grant application and they were awarded a grant in the amount of \$50,000. He noted that the funds were used to extend the life of Devon Manor Pool, an important recreational asset for Lower Paxton Township, but also for the surrounding communities in Dauphin County. He noted that they are 90% complete with that project. He noted in the middle of the project he was able to create jobs for their project by hiring vendors and contractors that work in Dauphin County.

Mr. D'Ambrosia noted that the second application is to address remediation of erosion and surface water problems they are having on the property. He provided photographs with his submission noting that they have an embankment that fronts Devonshire Road that has eroded and the retaining wall is collapsing. He noted that it is a safety issue for the people who walk along the sidewalk on Devonshire Road. He noted that the project includes the rebuilding and prevention of erosion of the embankment, replacement of the segmental retaining wall and

emptying the surface water back onto our property so it does not runoff, but percolates and filters on the property. He noted that they want to replace the roof and gutters for their main building, and the informal costs estimates are between \$55,000 to \$60,000. He noted that he should be able to refine those numbers with estimates.

Mr. Crissman questioned if all of this will be reduced in the addendum to be submitted. Mr. D'Ambrosia answered yes.

Ms. Danette Blank noted that she is on the Koons Pool Board. She explained that the pool was constructed in 1960 when she was two years old. She went to the pool, became a lifeguard and is now on the Board of Directors since 2009. She noted that they have 79 memberships with 484 members. She explained that the pool has a swim team, daycares that participate at the pool and they have loans that they are paying on every month. She noted that they have almost paid off two of the loans, and have not missed any payments. She noted that they have done a lot of renovations through the loan process.

Ms. Blank explained that they are requesting \$60,000 noting that the person who is working on the grant application is on vacation for the next 11 days. She noted that they need to bring city water to the pool as they work off of a well. She noted that they have concrete work that needs to be done around the pool and explained that they have two pools. She noted that one pool has handrails but the second one does not. She noted that they would like to add handrails to the second pool. She explained that the pools are painted every year but they would like to resurfaced part of the pool area.

Mr. Seeds noted that Ms. Blank should understand why the Board needs the additional information in order to rank the projects for the benefits to the residents of Lower Paxton Township. He noted without having that information it is impossible to do that. Mr. Seeds questioned Ms. Blank what her daytime job is. Ms. Blank answered that she is the Executive

Director with the Division Resources, formerly Tri-County Association for the Blind and is actively involved with the Linglestown Area Citizens Association.

Ms. Catherine Mentzer, Executive Director for Barak, Inc. explained that for the past three years, Barak has sponsored the next generation youth festival in Harrisburg. She noted that it involves exhibitions, performance, and management opportunities for young emerging artists and students. She noted over the past three years, they have had support from local partners such as the Hershey Company, PNC Bank, and Capital Blue Cross. She noted that they have increased community engagement by hosting and providing professional expedition opportunities to over 500 students representing 15 school districts in Central Pennsylvania. She noted in 2016, they are going to roll out the NextGen two-day conference to be held on April 1st and 2nd at the Best Western Premier Hotel. She noted that the conference will add an educational form to the already existing art expedition and live performances seen during the festival. She noted that the vision is to provide access to information skills and pathways beyond what is available in many traditional urban, suburban, and rural educational environments. She noted that there will be multiple breakouts on dance, theater skills, creative writing, poetry/spoken word, and multimedia technology as well. She noted that the sessions will be led by some of the most dynamic professionals in their fields. She noted that they will also conduct a college fair to provide information to students and young adults. She noted that it will offer much for not only Lower Paxton Township residents but to all of Central Pennsylvania as well. She noted that it is the organizations first opportunity to ask for funding and she will be able to meet the requirements set forth by this Board. Mr. Seeds questioned if Ms. Mentzer could determine the percentage of Lower Paxton Township residents that will be involved with the project. Ms. Mentzer answered yes.

Mr. Crissman noted when he mentioned the annual operating budget, he meant of the organization and not the project request.

Mr. Seeds noted that a large concern of his is how much of the budget actually goes for the operation and is not spent on overhead or fundraising. He noted that he wants to be assured that the money is going where it is needed and not in someone's pocket.

Action on the Stipulation and Joint Motion for Agreed Upon Order in the Berks County Real Estate Association assessment appeal for 4600 Jonestown Road

Mr. Stine noted that some time ago, it was thought that we had a settlement with the Berks County Real Estate Association but the Central Dauphin School District did not agree to it. He noted that they renegotiated the settlement that went from \$5.5 million to \$5.8 million. He noted it has been presented for approval by all four entities, Dauphin County, Central Dauphin School District and Lower Paxton Township.

Mr. Crissman questioned if it was Mr. Stine's recommendation to approve the order. Mr. Stine answered yes.

Mr. Crissman made a motion to approve action on the Stipulation and Joint Motion for Agreed Upon Order in the Berks County Real Estate Association assessment appeal for 4600 Jonestown Road. Mr. Hornung seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Change Order No. 1 for 2015 Paving Project

Mr. Wolfe noted if you are familiar with Crums Lane, in front of the post office, it is in very bad shape due to sanitary sewer work that was performed last year as well as stormwater work that is being performed this year. He noted, in coordinating the project, it was realized that neither the stormwater nor sanitary sewer project contained roadway paving. He noted that the repaving of Crums Lane is not a contract item in either one of the two projects; therefore in accordance with the project costs with the Township's roadway paving contract for 2015, we

have obtained a change order amount of \$58,041.50 to pave Crums Lane after all stormwater and sanitary sewer work is completed. He noted that cost is in accordance with the per unit items of the 2015 paving project and the project will still be within budget should the Board approve the change order.

Mr. Crissman made a motion to approve change order No. 1 for the 2015 Paving Project in the amount of \$58,041.50. Mr. Seeds seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Preliminary/final land development plan for Sir Thomas Court, Lot 5C

Mr. Wolfe noted that the Preliminary/Final Land Development Plan for Sir Thomas Court, Lot 5C, proposes to develop an existing 3.37 acre lot located in Olde English Gap, which was established via the Final Subdivision Plan of Olde English Gap Professional Park that was recorded on December 5, 1983. The development proposes a 31,200 square foot medical office building along with 154 new parking spaces and associated lighting, landscaping, and stormwater management improvements. The development will be served by public water supply and sanitary sewer. The site is located within the Business Campus (BC) Zoning District and is bordered to the northwest by the Spring Creek West Tributary and an area of wetlands.

Mr. Wolfe noted that the Planning Commission reviewed the plan and approved the plan to move forward to the Board of Supervisors on July 1, 2015.

Mr. Wolfe noted that there are two waiver requests, a zoning comment, several subdivision and land development comments, two administrative comments and 16 general comments. He noted that Craig Wilson from Dawood Engineering is present to represent the plan.

Mr. Wilson noted that Paul Williams from A. P. Williams is also present for the plan.

Mr. Wilson noted that he has corrected the engineering comments and returned them to HRG. He noted that first comment related to the lighting plan, he revised the lighting plan and took two of the light poles and moved them out of the underground detention system area. He noted that the second comment concerned a conservation easement and he noted that they have designated the entire rear area as a conservation easement area since there is a stream and some wetlands in the area. He noted that general comment number two is related to handicap assessable parking noting that we have the van accessible parking stall and we made them a little wider and added additional landscaping along the front and more in the interior. He noted that much of the land to the front is locked up in a stormwater easement and a sanitary sewer easement so he was not able to put any landscaping in that area without impeding the easements. He noted that he was able to overcompensate on the other side to make up for it.

Mr. Hornung questioned if there was two-way traffic in the area. Mr. Wilson answered yes.

Mr. Wilson noted that the one zoning comment was related to a retaining wall that is at the top and to the left side, and as part of the building permit, staff is willing to allow him to submit the design for the retaining wall as part of the building permit application rather than as part of the land development plan.

Mr. Seeds questioned if Mr. Wilson has heard back from HRG in response to the comments provided to them. Mr. Wilson answered he has not. Mr. Seeds noted that we must include these comments as part of the motion since HRG has not informed staff to remove them. Mr. Wilson answered that he understands.

Mr. Crissman questioned if Mr. Wilson had the same memo that the Board is reviewing that has the waiver requests, zoning and subdivision and land development comments and general comments. Mr. Wilson answered yes.

Mr. Crissman questioned if Mr. Wilson was authorized to speak on behalf of the applicant. Mr. Wilson answered yes. He noted that Mr. Paul Williams is the applicant and he is sitting next to him.

Mr. Crissman noted that Mr. Wilson was in agreement with the two waiver requests. Mr. Wilson answered yes.

Mr. Crissman questioned if he was in agreement and can meet the zoning ordinance requirement. Mr. Wilson answered that it will be completed in a timely fashion acceptable to staff.

Mr. Crissman noted that there were two subdivision and land development ordinance comments, he questioned if they have been completed or will be completed in a timely fashion acceptable to Lower Paxton Township's Staff. Mr. Wilson answered that they will be completed in a timely fashion acceptable to staff.

Mr. Crissman questioned if the two general comments will be completed in a timely fashion. Mr. Wilson answered that they will be completed in a timely fashion acceptable to staff.

Mr. Crissman noted that there were 16 administrative comments, with comment number 16 having Mr. Kenworthy's 18 comments in his letter dated July 30, 2015, He questioned if Mr. Wilson has or will be able to complete all of the items in a timely fashion acceptable to staff.

Mr. Wilson answered that they will be completed in a timely fashion acceptable to staff.

Mr. Crissman made a motion to approve the preliminary and final land development plan for Sir Thomas Court, Lot 5C with the following waivers and conditions: 1) The applicant has requested a waiver for the requirement to utilize the State Plane datum for the survey associated with the plan. The plan has been prepared based on a survey completed using an assumed datum; 2) The applicant has requested a waiver for the requirement to show all existing natural and manmade features and topography extending 100 feet beyond the affected property

boundaries; 3) Provide detailed drawings and design calculations for the proposed retaining walls to the Township for review in accordance with SLDO. This information shall be provided prior to the issuance of a building permit; 4) Address the following items associated with the revised lighting plan: The lighting plan shall include manufacturer's catalogue cuts that present a description of the equipment, including glare reduction devices, lamps, switching devices, mounting heights, and mounting methods proposed. Demonstrate that the foundation of the light poles located directly above the UG Basin will not impact the layout of the UG Basin. The isofootcandle plots shall be extended such that the limits of the 0.0 contours are shown on the plan to demonstrate compliance with spillover per 180-507.E.7; 5) Provide a conservation easement for the wetlands that are shown to exist on the property as well as lands located within 25 feet of the stream located in the northwest corner of the lot. *Revise the conservation easement boundary such that it does not extend beyond the subject property boundary, and provide metes and bounds for the easement perimeter in accordance with Section 180-403.C.16;* 6) Per Planning Commission comment on July 1, 2015 and ZO: 603.G.2, the width of one of the provided loading spaces associated with the handicapped accessible parking stalls shall be increased from 5 ft. to 8 ft. Please reconcile; 7) Per Planning Commission comment on July 1, 2015 and SLDO 180-515.C.3, provide perimeter parking lot plantings and add a row to the Landscaping Specification table to show compliance with the requirement; 8) A Zoning Permit shall be required for the plan; 9) A certificate of occupancy shall be required for the plan; 10) A sign plan shall be provided to the Township for review and approval prior to the erection of any signs; 11) The plan must be revised to address comments of the Township Fire Marshall; 12) The applicant shall provide a financial security estimate for the proposed public improvements; 13) Provide evidence that either approval of the DEP Sewage Facilities Planning Module or similar documentation has been granted by DEP or that such approval is not required; 14) Provide

evidence from the Lower Paxton Township Authority (LPTA) that the proposed design is in compliance with LPTA standards and that there is sufficient capacity to serve the project; 15) Upon approval, provide an electronic file of the complete plan set and any other technical plans on a compact disk (CD) in accordance with Section 180-308; 16) The landscaping plan shall be sealed by a Registered Landscape Architect licensed to practice in Pennsylvania; 17) The applicant shall pay all required fees prior to recording the plan; 18) The applicant shall provide a signed and executed Operation and Maintenance (O&M) Agreement; 19) When received, provide copies of the approved Erosion and Sediment Pollution Control Plan and NPDES permit from the Dauphin County Conservation District; 20) The applicant shall be responsible for scheduling all required inspections; 21) Plan approval shall be subject to the establishment of an automatically renewable improvement guarantee for the proposed site improvements; 22) Plan approval shall be subject to Lower Paxton Township Sewer Department's review and approval; and 23) Plan approval shall be subject to addressing all 18 comments of Andrew Kenworthy, HRG, Inc. letter dated July 30, 2015.

Mr. Seeds seconded the motion. He noted that this plan was on the agenda a month ago and was tabled for some reason. Mr. Wolfe noted that it was done at the request of the applicant. Mr. Seeds stated that he thought it was done to clean up some of the comments as there are so many. He questioned if comment 15 under General Comments, would it sufficiently cover GHD's seven comments. Mr. Wolfe answered yes. Mr. Seeds questioned if they would need to be included as a separate item. Mr. Wolfe answered no. Mr. Hawk called for a voice vote and a unanimous vote followed.

Mr. Crissman noted that the items that Mr. Wilson answered that will be completed in a timely fashion acceptable to staff, how long will it take for those to be completed. Mr. Wilson answered within the month of August, other than the retaining wall design that is to be

submitted with the building permit application. Mr. Wolfe explained that staff sends a letter to the applicant detailing the conditional approval and they have to respond to that letter in a specific time frame, to accept it; then it is at their discretion to when they get the work done. He noted that they can't move forward with the plan until the comments are addressed.

Stormwater Guarantees

Mr. Hawk noted that there were two Stormwater Guarantees.

Spring Gate Vineyard – Handicap Parking Area

A new escrow with Lower Paxton Township, in the amount of \$5,500.00, with an expiration date of August 5, 2016.

6410 Huntsmen Drive – Adam R. and Alison B. Long

A release of an escrow with Lower Paxton Township, in the amount of \$4,840.00.

Mr. Crissman made a motion to approve the improvement guarantee. Mr. Seeds 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, Lower Paxton Township Authority, and Payroll checks. Mr. Crissman seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Adjournment

There being no further business, Mr. Crissman made a motion to adjourn the meeting, and the meeting adjourned at 9:08 p. m.

Respectfully submitted,

Approved by,

Maureen Heberle
Recording Secretary

William L. Hornung
Township Secretary