

LOWER PAXTON TOWNSHIP
BOARD OF SUPERVISORS

Minutes of Workshop Meeting held April 9, 2013

A workshop meeting of the Board of Supervisors of Lower Paxton Township was called to order at 6:07 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 David B. Blain.

Also in attendance was George Wolfe, Township Manager; Steven Stine, Township Solicitor; Brian Luetchford, Parks and Recreation Director; David Johnson, Public Safety Director; Dan Crum, Linglestown Fire Company; Zack and Melissa Yeager, Sky Shooters; and Watson Fisher and Ted Robertson, SWAN.

Pledge of Allegiance

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

Public Comment

No public comment was presented.

Review of the existing agreement for the sale of single
stream recyclable materials with Penn Waste

Mr. Wolfe noted five years ago, the Township entered into a contract with Penn Waste upon receipt of proposals for the sale of curbside recyclables to a recycling center. He noted that we are probably one of the few municipalities who have taken it upon themselves to claim the recyclable placed at curbside and actively marketed those materials. He noted, since we have entered into the agreement with Penn Waste, we have received \$567,679.00 in revenues to date. He noted that it is roughly \$110,000 per year. He noted that the income is very unpredictable, as it has gone down to the bare minimum threshold set by the contract and for other months it has been seven to eight times the minimum. He noted that the price of recyclables is always in a huge state of flux so it is very difficult to predict what we will receive on a yearly basis.

Mr. Wolfe noted that the agreement was for a period of five years which will end this July. He explained that it can be renewed for a successive term of one year, automatically, unless the Township or Penn Waste provides notice. He noted that the formula for compensation

is in the agreement, and is based upon that formula and the amount of recyclables that Waste Management delivers to Penn Waste.

Mr. Wolfe noted that the process has worked very smoothly now for the past four and a half years and it is coming to an end shortly. He questioned if the Board desires to let the agreement renew or start the bidding process. He noted that he spoke to Mr. Stang from Waste Management and he would be interested in providing a price quotation. Mr. Stine noted that this does not have to be a competitive bid. Mr. Wolfe noted that the Township did a request for proposals (RFP).

Mr. Wolfe noted that staff's recommendation to let the agreement self renew as opposed to doing a RFP.

Mr. Seeds noted that there is a notification requirement as part of the process to be released from the contract. Mr. Wolfe explained if no one gives notice, then it automatically extends. Mr. Wolfe noted that it is early yet and Penn Waste has not provided any notice to the Township. Mr. Seeds stated that we should continue our contract with Penn Waste.

Mr. Hawk noted that they could wait until the last minute to notify the Board of its desire to drop the service. Mr. Wolfe noted that the Township could issue a quick RFP to seek proposals if needed. Mr. Seeds noted that we have had no problems with Waste Management locating the recyclable to the Penn Waste site.

Mr. Hornung noted when we were looking at the process five years ago, a company came in that wanted to provide the service... Mr. Wolfe noted that it was Recycle Bank. Mr. Hornung questioned if they are still in existence. Mr. Wolfe answered that they may have been bought by Waste Management but the process hasn't matured to a point where it's been cost effective. He noted to roll out the program you have to increase the cost of the service that you provide.

Mr. Hornung noted that he is in agreement to continue with the service, but he questioned if there is a way to make the citizens set out more recyclables. Mr. Wolfe explained that he has had discussions with Waste Management in regards to using a larger container. He noted when people fill up their recycling bin they tend to put the rest of the recyclables in the trash. He noted that the Township does not provide containers and many people use a small carton for containers and that is it. He noted that Waste management is moving towards picking up trash in an automotive fashion using a 64 gallon or a 92 gallon container. He noted that at some point, the

people will roll out these trash cans to be picked up by a truck with an arm that can pick up the can and dump the contents by itself. He noted that he was told by Waste Management that they see an increase in the volume of recyclables when people have a container big enough.

Mr. Hornung questioned what is the rule for the type of container that can be used, is it 32 gallons. Mr. Wolfe answered that it is 36 gallons. Mr. Hornung questioned why we don't allow anyone to use a large container. Mr. Wolfe noted that many times people fill them up fuller than what they should be and the employees have a hard time emptying it. He noted that many people use the same container for yard waste because it is empty and then the next day they are cramming it full of leaf waste and it gets heavy. He noted that weight becomes a problem and people multi-function containers.

Mr. Hornung noted that some Township's provide the containers for the people and you can get them in 45 gallon containers but you would not put yard waste in it. He noted if it is that profitable and we are not really trying... Mr. Wolfe explained that we are trying, we do have a very active education program and we monitor what people put out. Mr. Hornung noted that we all have very busy lives and not everyone reads the newsletter. He stated that he doesn't remember seeing anything in the newsletter but he does not always read it all nor does he watch the Township TV channel. He noted that the amount of money that the Township has received would encourage him to do more recycling, and if the average citizen saw the amount of money that the Township took in from recycling, it might provide an incentive for them to do more. He suggested putting a big ad on the front page of the newsletter. He noted that he spends about \$100,000 a year on advertising and he only reaches 10% of the people.

Mr. Hawk noted that whatever we can do to educate the people to do more recycling, the more it would be good for the people.

Mr. Seeds questioned Mr. Wolfe if he was saying that many residents fill their containers and can't get anything more in. Mr. Wolfe answered that people have the option to purchase whatever container they want as long as it does not go over the mandated size. He suggested that it was 36 gallons, but he was not sure. Mr. Seeds questioned how much are you allowed to recycle. Mr. Wolfe answered that it is unlimited. Mr. Seeds noted that he would only fill it half way for an average week. Mr. Wolfe noted that he fills his every week. Mr. Hawk noted that his container is very small.

Mr. Wolfe noted when the programs started they used a ten gallon container but the Township did not buy the containers to distribute them partly due to the size of the community and also, staff wasn't convinced that a ten gallon container was the way to go. He noted that most people use a standard garbage can and when they fill it up, they will put the rest of their recycling in with the garbage. He noted that he will fill up a recyclable can every week noting that just about every thing you have is recyclable. He noted if the people understood that it benefited them financially through revenue they would recycle more. Mr. Hornung noted that the numbers are staggering. Mr. Wolfe noted that there is a statewide goal of 25% and we are at about 22%, not including leaf waste.

Mr. Hornung questioned if it included cardboard. Mr. Stine answered yes, to include cereal boxes. Mr. Hornung noted that he fills a dumpster every week at his business with cardboard and plastic and he has to pay to get rid of it. Mr. Wolfe noted that businesses are not in the program. Mr. Hornung questioned if they could be included in the program. Mr. Stine answered that under Act 101 the only eligible people for the Township-wide trash collection are the residents of up to four units. Mr. Seeds noted that businesses don't have to recycle. Mr. Stine answered that they do; however they have to report and the hauler does the report and submits it to the Township for the businesses. He noted that the Township gets credit for the recyclables as far as the percentage is concerned. Mr. Hornung questioned if there was any way to get those recyclables into the single stream contract. Mr. Wolfe answered no. Mr. Hornung noted that Penn Waste picks up his trash and he questioned why he couldn't ask them to add it to the Township's single stream collection. Mr. Wolfe noted that Penn Waste takes all their recyclables to their recycling center.

Mr. Seeds noted that Penn Waste gets what the market is paying and they in turn pay us 82.5% minus \$25 a ton. He noted that they are making money on the commercial recyclables but not charging it to us. Mr. Seeds noted in Delaware he has two 90 gallons containers at his home, one for trash and one for recycling. He noted that the arm from the trash haulers loads the trash into the trucks; however, he only gets his recycling picked up every other week. He noted that Delaware only started to recycle trash last year.

Mr. Hawk noted that we should let the contract automatically renew and look to make the public more aware of the need to recycle.

Mr. Seeds suggested that 60 pounds is the limit according to the contract. Mr. Wolfe noted if it is too heavy they will put a sticker on the container warning the customer.

Review of amendments proposed to the
Stormwater Management Ordinance

Mr. Stine explained that he met with Township staff several times concerning the Stormwater Management Ordinance (SMO) to go over the issues concerning the interpretations of some of the provisions and enforcement. He noted that staff proposed amendments in either strike through text which means it was stricken from the ordinance or underlined text which means it was added. He noted that some changes were made to the definitions, the most important of which is found on page 1-20.

Mr. Stine noted that the definition of New Impervious Surface was added as the ordinance was worded in such a way that sometimes there was interchangeable use of words that were not necessarily the same. He noted that it would refer to impervious surface as additional or sometimes new. He noted that additional was not an issue as it meant more than what was there before; however, new impervious had the potential to mean if you wanted to replace your driveway in-kind, with a new driveway of the same dimensions, technically it was new impervious surface which could have triggered the requirements of the SMO to do onsite infiltration, even though it was the same as the impervious that was there before. He noted instead of requiring someone to do that type of work in order to replace an existing impervious surface, staff defined what a new impervious surface is and indicated that replacement was not subject to the requirements of the ordinance.

Mr. Stine noted that most of the other amendments occur much later in the ordinance in the area of enforcement. He noted on page 1-60, Section 170-1001, Notification; this paragraph was revised because of his experience with working with many sewer easement condemnations, he found that it is very difficult to get people to accept certified mail. He noted that the old notification process only provided for notice by certified mail, but in many times it is not possible. He noted that it gets returned because the person didn't pick it up or they refused it. He noted that he changed it so that you could provide it by certified mail to the landowner or if they refuse to take delivery it can be served by first class mail. He noted that staff does not have to rely only on using certified mail.

Mr. Hornung questioned if the property owner could go to court and say that they never saw it. Mr. Stine answered no; he noted that zoning violations do not have to be served by certified mail as there is no legal requirement to do that. He noted if you send first class mail and it does not get returned to you, then it was sent and received at that address.

Mr. Stine noted for section 1002, he revised it as it mentioned that “the municipal governing body being authorized to enforce the provision in the ordinance”; however, the governing body never enforces any ordinance, it is always done by someone who is designated to do it such as a codes enforcement officer. He noted that it was revised to say that it would be a designee of the Township.

Mr. Stine noted that Section 170-1005; the penalty section was substantially revised. He noted that it was originally shown to be a criminal penalty but the Stormwater Management Act does not provide for a criminal penalty and neither does the Second Class Township Code except in regards to certain things, one of which is water pollution. He noted that it was revised to indicate that any provisions of the ordinance governing water pollution would be subject to criminal penalties, a summary offense with a maximum fine of \$1,000; and if the fine is not paid, the person could be imprisoned for not more than 30 days. He noted, all other provisions of the SMO would be subject to a civil enforcement proceeding which is in accordance with the Second Class Township Code and the Storm Water Management Act. He noted if you use the wrong one then you don't have an enforcement method because it is not authorized.

Mr. Stine noted that Section 1006, Appeals, was revised to indicate that if the designee of the Township makes a determination in regard to a stormwater matter, that the land owner may appeal to the Board of Supervisors within 30 days of that action. He noted if they are not satisfied with the Board's decision, they may appeal it to the Dauphin County Court of Common Pleas.

Mr. Hawk noted that the Magisterial District Judge can impose a fine up to \$1,000. He questioned what the \$600 fine was for. Mr. Stine answered that they are separate types of violations with regard to water pollution violations as one is governed by criminal penalties. He noted all the other violations of the SMO would be governed by civil penalties. He noted that you would be in one or the other but not both.

Mr. Stine noted that Section 170-1102 was originally titled roof drains; however it also deals with sump pumps. He noted that the title was changed and there was some wording with regard to discharging those items to infiltration areas to the maximum extent practicable. He noted that the definition for practicable was a little fuzzy; therefore, he decided to change it to physically feasible. He noted where it is physically possible to discharge the water to infiltration areas as opposed to discharging them close to the street as the water runs out into the street in the winter and cause ice problems. He noted if it is physically possible to do it on the property the property owner is required to discharge those types of items to an infiltration area.

Mr. Stine explained they were the most important changes made to the SMO.

Mr. Seeds questioned who worked with Mr. Stine to make the amendments. Mr. Stine answered that it was Mr. Robbins, Mr. Miller, Mr. Fleming, Mr. Wolfe and Ms. Moran. Mr. Seeds noted that Dauphin County reviewed this. Mr. Stine replied that Dauphin County wrote the ordinance and some things were not in accordance with the ways things are normally done.

Mr. Seeds noted that it quotes a retention pond having a three-to-one slope, and for other areas allowing a two-to-one slope, what areas would that be. Mr. Wolfe answered that he did not know without looking it up. Mr. Stine noted that staff removed a reference to a two-to-one slope and replaced it with a three-to-one slope. Mr. Seeds noted that there is still one reference to a two-to-one slope for a cut slope. Mr. Stine answered that they are allowed to be a two-to-one slope. Mr. Seeds questioned what a cut slope is. Mr. Stine answered that it is where you are not filling but digging into the slope. Mr. Seeds noted that most retention ponds are constructed. Mr. Wolfe noted that it is not referring to a retention pond, rather, about the earth moving activity.

Presentation of a proposed fireworks safety plan
by representatives of the Linglestown Fire Company

Mr. Dan Crum, First Assistant Fire Chief of the Linglestown Fire Company, noted that he has been doing the fireworks show for ten years and other than a small incident that occurred in 2004 which was identified right away, there has never been a fireworks incident. He noted that he took a long hard look at what happened and there are things that occurred that do not make

sense to him. He noted, instead of trying to figure out why it happened or how it happened, the most important thing is to determine what we can do to make sure it never happens again and continue to have the fireworks show. He noted that he would have been traumatized if someone was hurt.

Mr. Crum noted that the National Fire Prevention Association Requirement 1123 requires a perimeter of 75-foot per inch per shell to be fired. He noted that the Koons Park perimeter exceeds that by using a 300 foot perimeter. He noted that the fire company only needs 280 feet as the maximum size shell that is used is four inches. He noted that most shells are 2.5 inches wide. He explained that we maintain a perimeter around the firing line that exceeds what is called for. He noted that he needs to coordinate a little better with Public Works Department this year for the grass cutting as the shorter grass would truly help to indentify a lost shell. He noted that last year, the grass was high and it was difficult to locate shells.

Mr. Crum noted that he will be using portable street lighting to search the park after the fireworks event. He explained, in the past, they have policed the actual firing area in the early morning hours after the event to search for shells; however, that this year, Susquehanna Township has offered the use of their portable street lighting to light up the fields to help clean up the fields. He noted that it will allow his crew to conduct a good search that night as well as the next morning.

Mr. Crum explained that Mike Klinger from the Dauphin County Sheriffs Department has a bomb dog, and his dog is currently certified as one of the top five bomb dogs, and he has stated that we can use his services the day of the event. He explained that he provided a demonstration at the recent Linglestown Fire Company banquet. He noted that there was a shooting in Steelton a little while ago and he had to find some casings from the actual gun and the dog was able to locate three casings in the snow from the shots fired in the incident. He noted if the dog can detect three shell casings, then he is fairly confident that it can locate fireworks.

Mr. Hawk questioned if the dog is limited in what he can find. Mr. Crum answered that the dog is trained in searching for Class 3 explosives and he will be able to locate what sky shooters uses.

Mr. Crum introduced Zack and Melissa Yeager from Sky Shooters. He noted that they are present to answer any technological questions you may have.

Mr. Crum noted that the dog will be able to locate anything that did not explode on the ground that we may not be able to see with the naked eye. He noted that is another positive for the fire company. He noted that the fire company purchased a four-wheeler with various equipment for fighting fires last year and they now have a full ensemble to include brush rakes and numerous other items. He noted that he will have a full compliment of people to assist with the search of the area after the events.

Mr. Crum noted, for the upcoming year, Mr. Yeager will be able to mark the shells and identified the shells that are fired. He noted that the shells will be marked prior to the show and he will provide to himself and Mr. Luetchford and PSD Johnson, in three sealed envelope their game plan for what he used as an identifiable process. He noted that we will not be opening those envelopes unless there is a dud found, and all three persons can open the envelopes at the same time. He noted that Mr. Yeager is taking additional precautions on his end as well.

Mr. Hawk noted that Mr. Crum mentioned that he would be able to identify Sky Shooters shells. He questioned what other shells would be in that location. Mr. Crum explained what concerned him is that he did not physically see the first three groups of shells, as they were already removed prior to his arrival. He noted the way it was explained to him for where and how they were located, it was a tight shot group, with all three next to each other, however they were shot from different angles and most likely with different trajectories. He noted that it doesn't seem right that they would land in a tight shot group. He noted that the only way for that to happen is that you have to be dead on with the tube coming out with the right angle. He noted that he did not feel good about the way the shells were found. He noted that he had concerns whose shells were found on the field. He explained that he really had a concern with the second shell that was found for the location as the wind was blowing in an easterly direction towards Balthaser Street at nine to 12 miles per hour. He noted that the last shell that was found under the bleachers was west of the firing location so the shell would have gone up and in a westerly direction when the wind was blowing to the east. He noted that it doesn't make sense to him how it was found under the bleachers, let along that it hit the bleachers. He noted that Sky Shooters had a show since ours and a shell hit the bleachers and they heard it.

Mr. Hawk questioned if you suspect that the shells were not Sky Shooters, would a search of the area by the dog have found the shells. Mr. Crum answered yes since it was a Class

3 explosive. He noted that it would be no different than having a stick of dynamite even if it wasn't fire, the dog would be able to hit on it. Mr. Hawk noted that it would clear Sky Shooters if it was not their shell, but it is still a dangerous situation. He noted that he wants to make sure that we have the ability to solve that problem. He questioned what we do to try to eliminate those kinds of instances from happening. Mr. Crum noted that fireworks are unique and you never truly know what they are going to do but we will take a more active approach this year, searching the 300 foot radius for the entire firing area. He noted that he plans on doing a complete search of the park from Laporte Street to where the alley comes out at Balthaser Street. He explained that he will submit letters to the resident who lives along Balthaser Street to let them know that the day after the event fire personnel will be searching their property with the bomb dog and crews to ensure that no shells landed in that area. He noted that we will search the entire park and will bring in additional lighting to use. He noted that we will use a thermal imaging camera to identify hot spots on the night of the event and will put on additional spotters for the four perimeters of the firing area.

Mr. Hawk questioned what kind of damage could have occurred if the shells were not found. Mr. Yeager answered, when he came to retrieve the shells that were found he cut them open at his facility and looked at them and found that none of them were salutes, which is the more powerful shell. He noted that they have flash powder. He noted that the shells that were found were color shells; however, if someone tried to take a shell apart, it would be dangerous. He noted that you could lose fingers, however a color shell is not as powerful as a salute. He explained that flash powder is more sensitive and is impact sensitive.

Mr. Blain requested Mr. Crum to run through the plan, from preparation to post fireworks to explain to the Board what he is planning to do by securing the 300 foot boundary, putting up barriers, and the use of spotters and infrared cameras during the event. He noted that the shells will be marked and it will be easy to identify Sky Shooter's shells, and how you plan to track non exploding shells. He explained that there will be multiple sweeps of the park using a bomb dog.

Mr. Crum noted that prior to the show he would meet with Mr. Luetchford, a representative from Public Works Department, SCEMS, and Mr. Yeager. He noted that we will have a preplan meeting to go over everything to make sure all the angles are covered and all the

equipment is in place. He noted on the day of the show, at 9 a.m. the fire department personnel will use the Public Works Department equipment to set up a perimeter around the park. He noted that the fire company will block off Balthaser Street, all the parking lots that are within the park except for the southwest corner parking lot as it is located outside the perimeter and will be available for parking the night of the event. He explained that he reserves the southern parking lot as a fire company staging area and the western parking lot at Larue Street is reserved as it is within the safety perimeter. He noted once the park is set up, we keep the park open until 3 p.m. and at that time he shuts down the firing perimeter area with the exceptions of the bathrooms.

Mr. Crum noted once Sky Shooters arrives and starts to set up the display and goes live the firing perimeter is shut down. He noted that the fire police and fire company personnel are on scene at 5 p.m. and the rest of the fire companies and emergency services arrive about 8 p.m. or 8:30 p.m. He noted at that time he shuts down the bathrooms at the park and locks them to ensure that no one is in them.

Mr. Crum noted at 9:15 p.m. the four spotters will be sent out to the four corners of the firing area and Sky Shooters will have their people in place. He noted that Linglestown Fire Company will be staged in the southern parking lot, Colonial Park and Rescue 37 will be on the western side, and on the northern end near the football field he has a brush unit from West Hanover Township and a rescue in the back alley as well as a rescue from Susquehanna Township for lighting for people that have to go back and forth from Mountain Road. He noted that Paxtonia's Fire Company will be located on top of the hill at Laporte Street, and East Hanover Township will also be in attendance, and Palmyra and Middletown may be present to do the transfers for the Township. He noted that they will be staged along Balthaser Street as well.

Mr. Crum noted that Emergency Medical Services will stage in the area of the bathrooms with the Colonial Park Fire Company. He noted that all of the staging will be in place by 8:30 p.m. as the show goes live around 9:15 p.m. He noted that the show lasts for 15 to 20 minutes.

Mr. Crum noted after the event, the fire police will assist with the traffic and the fire department personnel will start to tear down the park after the last shell is fired. He noted if his spotters identified something, we will mark a general area to search. He noted that his spotters will be able to follow a firework when it is fired with a special camera to see the heat signature

from it. He noted that if it doesn't explode they will know in what approximate area the shell came down. He noted that the brush units will be out on the field to wet down the hot spots. He explained that Rescue 37 will turn on its stadium lights to provide for an immediate search of the firing perimeter to identify any unexploded fireworks. He noted once Sky Shooters and everyone have cleared the park, fire personnel will walk the fire perimeter again and then call it a night. He noted that all the perimeter stuff is broken down with the exception of the firing area.

Mr. Crum noted that the following morning at 8 a.m. the fire personnel and Mr. Klinger from the Sheriff's Department and his dog will conduct a walk through. He noted that the fire department personnel will form a line to trail after the dog to search the park from one end to the other looking for debris. He noted once they are done searching the park they will walk the area along Balthaser Street. He noted for all the years he has been involved in the fireworks show, for all but one year, the winds has always blows east. He noted that he will check all the properties along Balthaser Street and once everything is done, the park is opened.

Mr. Seeds questioned if you could provide a copy of the plan to staff. Mr. Crum provided a copy to Mr. Blain.

Mr. Seeds questioned if there was a way to count the shells. Mr. Yeager answered that the spotters watch as the shells are fired and they do their job well; however when you shoot the finale you are shooting 100 shells at one time and it is very hard to spot all of those shells. He noted that it is impossible to count each one, but he does everything that he can to be as safe as possible. He noted that we clear the area after we shoot the shells.

Mr. Yeager explained that the shells come from China, and duds occur. He noted that you could go five or six years and not have dud.

Mr. Seeds noted that the one firework that was found, he was told that Mr. Yeager stated that he would not purchase those anymore. Mr. Yeager noted that prior to the Township's show, he purchased shells from a company that he never purchased before, and the dud was from that manufacturer. He explained when he received notification of finding the shells in the park; he figured that it was from that manufacturer. He noted when he took the shells apart, he could not prove that they were his shells but he took responsibility. He noted that he shot the shells professionally and most likely if they were duds, and they were professional fireworks they came from him. He explained that he could not guarantee that.

Mr. Seeds noted that the bottom line is that you will not purchase the fireworks from that company. Mr. Yeager answered that it was a one-time deal, and after the Township's display, he checked every site that he fired at prior to the display and he did not find any duds nor for any of the shows held after the Township's event. He explained that he removed that product and destroyed 25 cases. He noted that he did not take it lightly.

Mr. Seeds noted that there is a gentleman who lives on Balthaser Street that the fire company checks his roof every year. Mr. Crum answered yes. Mr. Seeds noted that Mr. Crum mentioned sending letters that you want to have the dog search their yards. He questioned if that is a good idea as you may alarm those people. He noted that they may get very excited and come in to visit with Mr. Wolfe or PSD Johnson. He suggested that you need to discuss this more with staff. Mr. Crum noted that he would get together with Mr. Luetchford to discuss this. Mr. Luetchford noted that the neighbors are already concerned about the fireworks. Mr. Hawk questioned Mr. Luetchford if he feels happy with the safeguards. Mr. Luetchford replied that there is not doubt that the Fire Department is taking this very seriously; however, this is not City Island where you have a river between the fireworks and the audience, and there is no water in the area, but it is not a large-scale event. He noted, given the situation that we have, which is not an ideal place for a fireworks show, they are trying to be as safe as possible. He noted that everyone is very serious about this now, but he questioned if that would be the same 15 years from now. He noted that the safety plan must stay in place for all future fireworks events. He noted that this is the best situation for the land area that we have.

Mr. Blain suggested that the way to resolve Mr. Luetchford's point is that the safety procedures are in writing and that they must be reviewed annually before each show with Mr. Luetchford, Public Works Department and the Public Safety Director. Mr. Hawk noted that a post-event review should be undertaken for how well it went. Mr. Crum agreed that it would be a very good idea.

Mr. Hornung noted that it is very important to cut the grass as it would make it much easier to see what is in the grass.

Mr. Seeds noted that one was found under a bleacher. He noted that they don't get moved every time they mow the lawn. Mr. Luetchford noted that due to the gap between the fireworks event and the time that the shells were found it was very possible that they could have been

picked up and moved. He noted that many of the devices could have been found by kids who thought they were balls. He noted that there is still a possibility that a child could have found a device and taken it home.

Mr. Hawk noted that the fireworks have always been a big event in the area not only for Linglestown but throughout the Township and even neighboring Townships. He noted that we took the action that we did because of our concern for the safety of the citizens and we need to ensure that we have done everything possible to prevent anything from happening for the safety of the viewing audience.

Mr. Blain noted that Mr. Crum needs a decision on this soon. Mr. Crum noted that he needs one soon, although Mr. Yeager has reserved the date of July 3 for the event at this time.

Mr. Hawk requested a copy of the plan to be provided to the Board of Supervisors through Mr. Wolfe. Mr. Crum provided a copy of the plan to Mr. Blain.

Mr. Seeds noted that the Township did not put any money in the budget to support the fireworks. Mr. Blain questioned if we paid Linglestown Fire Company for last year's fireworks. Mr. Luetchford noted it was in the budget but he never received the invoice. Mr. Crum stated that he would forward a copy of the 2012 invoice to the Township.

Mr. Seeds noted that nothing was put in the budget for the 2013 fireworks. Mr. Crum stated that the Fire Company will figure a way to pay for it. Mr. Seeds stated that he thought it was a good idea that the fire company passed the boot during the fireworks seeking donations last year. Mr. Crum noted that we use those funds for training.

"Otta Know" Presentation: No Items Scheduled

Adjournment

There being no further business, Mr. Blain made a motion to adjourn the meeting. The meeting adjourned at 7:10 p.m.

Respectfully submitted,

Maureen Heberle

Recording Secretary

Approved by,

Gary A. Crissman
Township Secretary