

LOWER PAXTON TOWNSHIP
BOARD OF SUPERVISORS

Minutes of Board Meeting held September 4, 2012

The business meeting of the Board of Supervisors of Lower Paxton Township was called to order at 7:32 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 were George Wolfe, Township Manager; Steve Stine, Township Solicitor; Tom Stang and Carolyn Markle, Waste Management; Rick Castrania, Alpha Engineers; and Ted Robertson and Watson Fisher, SWAN.

Pledge of Allegiance

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

Approval of Minutes

Mr. Blain made a motion to approve the minutes from the August 21, 2012 business meeting. Mr. Hornung seconded the motion, and a unanimous vote followed.

Public Comment

No public comments were provided.

Chairman and Board Members's Comments

Mr. Blain noted that over the past weekend, the Capital Area Soccer Association (CASA) sponsored a very nice soccer tournament at Ranger and George Parks with 61 teams from Pennsylvania, Maryland, New Jersey and Delaware. He noted last year only 28 teams participated in the event. He noted that the members of these teams stayed overnight in local

hotels, ate in local restaurants, and shopped at local stores. He noted that the tournament was under the direction of Mr. Richard Chinapoo, and he invited the Board members to come out next year to see how CASA runs the tournament.

Manager's Report

Mr. Wolfe noted that since the television service was not working, he had no report to provide.

OLD BUSINESS

Action on Addendum No. 1 to the Agreement with Waste Management for Collection of solid waste and recyclables

Mr. Hawk noted that Waste Management (WM) is the current provider of services for solid waste and recyclable collection. He noted that the Board has the opportunity to extend this service for an additional five years as per the current contract where the increase could not exceed 2.2% per year.

Mr. Wolfe noted that five years ago, the Township bid for the collection of solid waste and recyclables to include leaf waste. He noted that WM was the lowest responsible bidder at that time. He noted that the bid allowed for an extension of the contract for up to five additional years, in accordance with PA Act 101. He noted that the five year extension had specific dollar percentage increases that could be set as maximum increases for the contract term. He noted specifically, WM's increase in cost for service is exclusive of a vehicle fuel escalator, and the Harrisburg Incinerator Tipping Fees could not increase by more than 2.2% per year. He noted, during the previous workshop meeting, the Board met with Tom Stang from WM, and he provided a proposal to the Board at that time. He noted that it would not increase the costs of services in year one and two but provide for a 2.2% increase in years three, four and five, exclusive of the vehicle fuel and tipping fees.

Mr. Wolfe noted that he prepared a contract amendment in accordance with those proposals as directed by the Board members during that workshop session. He noted that Mr. Stang is present to discuss the proposed amendment.

Mr. Tom Stang explained that he would like to introduce the Board to Carolyn Markle, who is a critical part of the services that the residents received day in and day out. He noted that Ms. Markle is the route supervisor that oversees the municipal contracts for WM and he wanted to introduce her to the Board tonight so the members could see who the person is behind the scene that makes sure the work gets done. He noted that she works with Mr. Shoaff and Ms. Troutman from the Township all the time. He explained that she is the one behind the scene that gets the work done, and the recognition for WM's quality service should go to Ms. Markle and the guys working the trucks. He thanked her for her hard work.

Mr. Seeds noted that Mr. Crissman had asked Mr. Stang to go back and sharpen his pencil during the recent workshop session, and he questioned him if he has done this. He questioned if he was able to get the third and fourth year in the agreement without an increase. He noted that he is concerned and wondered if the Township could get a better deal by rebidding the work as we must get the best rates for our residents.. Mr. Stang answered that he met with his team of folks and told them that the Township wanted the third and fourth year with no increases. He noted that he felt that the initial offer was a very fair one, but he would not be able to provide the third and fourth years with a zero increase, however, he could provide that for years three, four and five that the increase would be lowered from the 2.2% to 2%. He noted that the calculation for that change over the course of the contract would provide a savings of \$37,000 for years three, four and five. He noted, for the entire contract, to include no increase in the first two years, it would provide for an overall savings of \$165,000. Mr. Seeds noted that it would provide for an additional savings of \$37,000 and the residents were already saving

roughly \$127,000. Mr. Hawk noted that over the five year period it would work out to an average increase of a little over 1.2% per year. Mr. Blain suggested that was pretty good.

Mr. Stang noted that he hoped that Mr. Crissman could be present to hear this proposal as he was very adamant is getting more off the price.

Mr. John Trish, 600 Prince Street, noted that sometimes people have water problems in their home, and a little bit of construction debris will get saturated. He noted that although he is not doing construction work, he will put the ceiling tiles out for collection and WM won't pick it up. He noted that he may have one can of trash and a pile of debris but they won't pick it up. He noted that it is trash to him and WM considers it to be construction debris but he is not doing any construction, and the ceiling tiles just sit along the curb. He explained that he doesn't get a credit for each time he only puts out one or two cans when he is permitted to put out four cans. He questioned what can be done about this as he may save the Township three cans of trash each week. Mr. Hornung noted that it was his understanding that if you make a phone call to WM they will come out and take care of it as long as it is something they can pick up. Mr. Trish suggested that they will charge you extra. He noted that his son had a leak in his bathroom and he had to replace six ceiling tiles, it is not new construction project, it is trash. Mr. Hornung noted that he puts it in the trash can... Mr. Trish noted that he did not do that and the ceiling tiles were left behind. Mr. Stang suggested that construction material is not part of the municipal solid waste to be collected at curbside and if Ms. Markle's guys started picking up construction debris at the curb she would be the first to tell them that is not allowed and it needs to be called in and handled separately. He noted Mr. Hornung's point of putting it in the trashcan if it is just a little bit of debris, there is no issue handling it as part of the four can limit, however if it is four cans that weigh 70 pounds each, that is a different matter. He noted if Mr. Trish's son had put it in a can it would have been picked up.

Mr. Blain made a motion to approve Addendum No. 1 to the agreement with WM for collection of solid waster and recyclables under the new proposed agreement of zero percent increase in years one and two and 2% increase in years three, four and five. Mr. Hornung seconded the motion. Mr. Hawk called for a roll call vote: Mr. Blain, aye, Mr. Hornung, aye; Mr. Seeds, aye; and Mr. Hawk, aye.

Action on bids for bridge maintenance and repairs

Mr. Hawk noted that this bid is for action for the general bridge maintenance and repair work.

Mr. Wolfe explained that staff is asking that the Board reject the one bid received and authorize a rebid for the project. He noted that bids were to be opened by the Township Engineer, and in a missed communication, he failed to open the bids. He noted that it is Mr. Stine's opinion that the best course of action is to reject the one bid and rebid. He noted that staff did not open the only bid received and it will be returned to the bidder.

Mr. Hornung questioned if HRG will be rebidding this project free of charge to the Township since it was a mistake on their part. Mr. Wolfe answered yes.

Mr. Blain made a motion to reject the bid for bridge maintenance and repairs and to authorize the rebidding of this project. Mr. Hornung seconded the motion. Mr. Hawk called for a voice vote and a unanimous voted followed.

Action on an agreement with Simone Collins Inc., to undertake the
Wolfersberger/Koons Parks Master Plan

Mr. Wolfe explained, previously, the Board reviewed the Request for Proposal document for this project that required that the selected consultant prepare a comprehensive master plan for Wolfersberger Park in conjunction with Koons Park which is only several blocks away. He noted that the purpose of the project was for just these two facilities and staff will not be looking

at any other Township Park property. He noted that the Park Master Plan Committee has reviewed all the proposals received by the Township, interviewed several selected consultants, and has recommend to the Board of Supervisors that it award a contract for services to Simone Collins, Inc., in the amount of \$79,998.00 of which 50% is paid for by the Pennsylvania Department of Conservation and Natural Resources. He noted that Mr. Stine has reviewed the contract document and found everything to be in order and the item is complete for Board action.

Mr. Hornung questioned if a representative from Simone Collins, Inc., was in the audience. Mr. Wolfe answered no, but explained, if the Board acts favorably on this action, the Master Plan Committee will meet with Simone Collins Inc., tomorrow night to start the process.

Mr. Blain made a motion to approve the action on the agreement with Simone Collins Inc., to undertake the Wolfersberger/Koons Park Master Plan in the amount of \$79,998. Mr. Hornung seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

NEW BUSINESS

Resolution 12-29; amending the fines assessed for unlawful parking

Mr. Hawk noted that it pleased him very much that the Board is considering this resolution to increase fines for unlawful parking. He noted that he can't believe how many times he sees unauthorized cars parked in fire lanes and other places around banks and supermarkets so that the driver can use a ATM.

Mr. Wolfe explained that this resolution authorizes an increase for unlawful parking from \$15 to \$20; the late fee for unlawful parking will increase from \$5 to \$10, and a fire lane violation will increase from \$25 to \$35. Mr. Hornung noted that he would like to make that one \$100. Mr. Wolfe explained that the increase must be reasonable and these have been recommended by Public Safety Director David Johnson.

Mr. Seeds noted that he agrees with the Board member's comments, for when he sees people park in the fire lane to enter a store, it is very irritating to him. Mr. Hawk noted that he wished he could add another fee for all the people who leave shopping carts in the parking lot so they can blow into the side of a car.

Mr. Blain made a motion to authorize Resolution 12-29; increasing the fees assessed for unlawful parking from \$15 to \$20; a late fee from \$5 to \$10 and fire lanes from \$25 to \$35. Mr. Hornung seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Resolution 12-30; establishing fees for the Police Department fingerprint service

Mr. Hawk explained this would establish a two-tier fee, one for residents and the other for non-residents got fingerprint services.

Mr. Wolfe noted that this does not cover the criminal fingerprint process, rather the process when an individual needs to be printed for employment applications or other similar things. He noted that the current charge is \$10, and given the fact that the Police Department has a significant amount of people from outside the Township who request this service, PSD David Johnson has proposed a two-tiered fee structure: \$15 for residents and \$30 for non-residents.

Mr. Blain made a motion to authorize Resolution 12-30; establishing fees for the Police Department fingerprint services in the amount of \$15 for residents and \$30 for non-residents. Mr. Hornung seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Action on bids for maintenance and emergency repairs to the
Sanitary sewer system

Mr. Hawk noted that the low bidder was E.K. Services, Inc.

Mr. Wolfe noted that three bids for the emergency repair contract for sanitary sewers were received with the low bid being provided by E. K. Services, Inc., in the amount of

\$175,638.89. He noted that the engineer's estimate for this service was \$200,200. He noted that the services under this contract are only to be used in an emergency event. He noted if there are no emergencies and no service is requested, then we do not pay a fee. He noted that fees associated with this contract are based upon unit prices per linear foot of pipe. He noted that the Township has worked with E.K. Services, Inc., in the past and found their work to be acceptable. He noted that it is staff's and CET, the Sewer Department Engineer's, recommendation for approval.

Mr. Blain made a motion to approve action on bids for maintenance and emergency repairs to the sanitary sewer system to E. K. Services, Inc. in the amount of \$175, 638.89. Mr. Horning seconded the motion.

Mr. Seeds noted unless Mr. Stine reviewed the bid, the motion needs to include awarding the bid pending approval of the Solicitor's note of approval of the bid documents. Mr. Blain noted that he would amend his motion to include the Solicitor's review. Mr. Hornung seconded the amendment to the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Action on bids for the purchase of vehicle fuels

Mr. Wolfe explained that staff has been using the same set of specifications for over 20 years for vehicle fuels, ever since Mr. Stine developed them at that time. He noted that it has never occurred before when using the Harrisburg Rack Average Price as part of the bid specifications that the amounts appear to be different, therefore it does not provide for an equitable way to judge the bidders. He noted, as a result of this, staff and the Solicitor recommend that the Board reject the bids and staff will amend the specifications to correct a deficiency. He suggested that staff rebid the item for Board action at a future meeting.

Mr. Blain made a motion to reject the bids for the purchases of vehicle fuels and rebid it. Mr. Hornung seconded the motion. Mr. Hawk called for a voice vote and a unanimous voted followed.

Preliminary and final subdivision plan for Grove Road Property

Mr. Wolfe noted that the Grove Road Subdivision Plan proposes to subdivide Tax Parcel 35-070-023 and a portion of Tax Parcel 35-070-030 into four (4) single family building lots. He noted that the property is zoned R-1, Low Density Residential District, consists of 6.23 acres, and all lots will be served by public sewer and private water. He explained that the property is located on the southwest corner of the intersection of Union Deposit and Grove Road.

Mr. Wolfe noted that the plan's two following waiver requests were recommended for approval by the Planning Commission at its August 8, 2012 meeting: The waiver of the requirement to provide curb and sidewalk, and the waiver of the requirement to provide road widening for Grove Road. He noted that staff and the engineer also support these waivers.

Mr. Wolfe noted that Rich Castrania from Alpha Consulting Engineers is present to represent the plan.

Mr. Castrania noted that since Grove Road was recently repaved, he is working with the Sewer Department to have the developer bore a line under the road instead of digging it up. He noted that he has agreed to do this for the sewer laterals. He noted that it was part of the reason for the request not to widen the roads. He explained that it would also mean that many of the trees that they wanted to save would not have to come down and it would lessen the impact of storm water runoff for the road.

Mr. Blain made a motion to approve the preliminary/ final land development plan for Grove Road Property. Mr. Hornung seconded the motion.

Mr. Seeds questioned how the driveways would be accessed as there is a steep bank in that location. Mr. Castrania answered that he shot the sight distances for each driveway and they were approved by the Township Engineer. He noted that the one driveway will require the removal of some of the embankment and trees. He noted that they tried to get a fifth lot for this development but it did not work for the sight distances. Mr. Seeds questioned if the driveways would exit onto Grove road. Mr. Castrania answered yes.

Mr. Seeds noted that no waivers were asked for that and you must meet the regulations. Mr. Castrania noted that the plan meets the required sight distance.

Mr. Blain requested to amend his motion for approval to include the following waivers and conditions: 1) Waiver of the requirement to provide curb and sidewalk; 2) Waiver of the requirement to provide road widening for Grove Road. He noted that staff and engineer also support these waivers; 3) Upon approval, the Dauphin County Tax Assessment office will need to be notified of the subdivision in order to acquire parcel numbers for the new lots. The new parcel numbers shall be identified on the cover sheet of the plan to comply with plan recording procedures; 4) Street trees shall be provided; 5) A signed Operations and Maintenance Agreement shall be submitted along with the final plans for recording; 6) Plan approval shall be subject to providing original seals and signatures; 7) Plan approval shall be subject to the payment of engineering review fees; 8) Plan approval shall be subject to the establishment of an automatically renewable improvement guarantee for the proposed site improvements; 9) Plan approval shall be subject to the Dauphin County Conservation District's review of the Erosion and Sedimentation Control Plan; 10) Plan approval shall be subject to the recreational fee-in-lieu payment of \$2320.00 per lot for four (4) lots; 11) Plan approval shall be subject to the submission of revised plan for the Lower Paxton Township Sewer Authority's review and approval; 12) Plan approval shall be subject to DEP's approval of a sewage facilities planning

module; 13) Plan approval shall be subject to addressing the comments of HRG's memo dated August 20, 2012; and 14) A street/storm sewer construction permit is required and is to be obtained prior to earthmoving activities. A pre-construction meeting shall be coordinated with Township staff and the Conservation District prior to the start of work. Mr. Hornung seconded the amended motion.

Mr. Hornung questioned if he could look at the plan to see where the homes would be located. Mr. Castrania noted that they are located well beyond the setbacks. Mr. Hornung questioned what kind of homes will be built and what the price range is. Mr. Castrania answered that he did not know the price range for the homes but they would start at 2,500 square foot. Mr. Hornung questioned if they would be a two-story construction. Mr. Castrania suggested that they would be two-story construction. He noted that the homes are in a storm water district and each home would have a grinder pipe system that would cost in excess of \$5,000. Mr. Seeds questioned if the property owners would have to maintain those systems. Mr. Castrania answered yes. He noted that an infiltration system was installed as an alternative to installing a storm water pond in the corner.

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 the Purchase Cards. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Adjournment

There being no further business, Mr. Blain made a motion to adjourn the meeting, and the meeting adjourned at 8:09 p.m.

Respectfully submitted,

Maureen Heberle
Recording Secretary

Approved by,

David B. Blain
Assistant Township Secretary