

LOWER PAXTON TOWNSHIP
BOARD OF SUPERVISORS

Minutes of Board Meeting held November 5, 2012

The business meeting of the Board of Supervisors of Lower Paxton Township was called to order at 7:35 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, Gary A. Crissman and David B. Blain.

Also in attendance were George Wolfe, Township Manager; Steve Stine, Township Solicitor; and Ted Robertson and Watson Fisher, SWAN.

Pledge of Allegiance

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

Approval of Minutes

Mr. Crissman made a motion to approve the minutes from the October 16, 2012 business meeting. Mr. Blain seconded the motion, and a unanimous vote followed.

Public Comment

Mr. John Trish, 600 Prince Street, noted that he is present to discuss the leaves at the corner of Prince Street and Wyoming Avenue. He explained that he cleared the drains on Tuesday afternoon and on Wednesday morning at 6:58 a.m. the street sweeper was at the corner and ran over one drain and left all the others unattended. He noted that he did not remove all the leaves up the hill or down the street but he got the bulk of them. He explained on Thursday morning at 6:45 a.m. the street sweeper cleaned the Municipal Center parking lot. He noted that

the leaves were still on both sides of the Prince Street, and on Friday morning when they collected the leaves in the area, they left two piles of leaves near his home. He noted that it is a big Township and there were piles of leaves from the top of Prince Street down to the bottom of the road and everyone knows that when the drains are clogged his basement gets flooded. He noted that it does not make sense that when you know it is a problem area, that you don't maintain it. He questioned if the Board members' agreed. Mr. Blain answered yes.

Mr. Trish explained that the street sweeper woke him up, why didn't he just pick up the leaves. He noted that he is limited with what he can do at that intersection. He noted, thank God, that the rain from the Hurricane went in the other direction because if his power had gone out he would have been flooded again. He noted that it is not fair to him or the other residents; just pick up the leaves.

Mr. Wolfe noted that he would remind the Public Works Department to take care of this matter.

Chairman and Board Member's Comments

No comments were provided by Board members.

Manager's Report

Mr. Wolfe explained that Exelon Generation has completed the installation of a new state-of-the-art siren system around Three Mile Island (TMI) Generating Station as part of a \$13 million investment to upgrade sirens around the company's nuclear stations. He noted that the third test for the siren system will occur on November 15, 2012 at 8 a.m. He noted that the test will last for a full three minute test. He explained that there will be other subsequent tests and he will announce those dates at future Township meeting.

Mr. Wolfe explained that the Township was affected by Hurricane Sandy along with most of the entire East Coast. He noted that the Municipal Center and Friendship Center closed Monday at 1 p.m. and reopened Tuesday at noon. He noted that the Board of Supervisors meeting that was to be held on Tuesday, October 30th was postponed and held this evening at 5 p.m. He noted that Waste Management cancelled the collection of waste on Tuesday and Wednesday, allowing for a double pick up this week, and Waste Management has also rescheduled their yard waste collection one week earlier to accommodate the disposal of storm related debris at curbside.

Mr. Wolfe noted that the Public Works Department reminds citizens that if a tree is on your property, you own it and are responsible for it, even if it is in the road right-of-way. He noted that if a tree falls across the street, the Public Works Department will push it to the side of the road, but it is the property owners' responsibility to clean up the debris.

Mr. Wolfe explained the Compost Facility is open for normal operations, Tuesday, Thursday and Saturday from 7:30 a.m. until 5 p.m. He noted that the annual or day pass permit fees are in effect. He noted that the Sewer Department was not aware of any sanitary sewer backups during the storm event.

Mr. Wolfe noted the Township had a total of 13 single-family homes that had major damage, 64 homes had minor damage, and 41 were affected by the storm. He noted that there was minor damage to 23 multi-family homes, and six businesses had some type of damage to provide for an overall number of 153 properties. He noted that the power was out to over 6,000 residents but all was restored within a 24-hour period. He noted that damage in our community was very little as compared to what occurred in other parts of the Eastern Seaboard.

OLD BUSINESS

Action to accept the engagement of Mette, Evans, and Woodside to serve as Bond Counsel in the issuance of General Obligation Bonds

Mr. Hawk noted that the Board must decide to engage the law firm of Mette, Evans, and Woodside to serve as bond counsel in the issuance of general obligation bonds amounting to more than \$10 million. He explained that the Board interviews two firms during a workshop session and the Board selected Mette, Evans, and Woodside to serve as bond counsel.

Mr. Blain made a motion to appoint Mette, Evans, and Woodside to serve as bond counsel in the issuance of general obligation bonds. Mr. Crissman seconded the motion. Mr. Hawk called for a voice vote and a unanimous voted followed.

NEW BUSINESS

Ratification of Emergency Declaration 12-01, as issued by the Township Manager on October 29, 2012

Mr. Hawk noted that the Commonwealth of Pennsylvania, under the signature of Governor Tom Corbett, issued a proclamation of disaster emergency on October 26, 2012. He explained if the Township did not declare an emergency declaration then the Township would be unable to receive a Federal or State assistance.

Mr. Wolfe noted that the codified ordinances of Lower Paxton Township prove that the Manager can declare a state of emergency; however the state of emergency must be ratified by the Board of Supervisors for it to be effective.

Mr. Crissman made a motion to ratify Emergency Declaration 12-01 as issued by the Township Manger in respect to Hurricane Sandy on October 29, 2012. Mr. Blain seconded the motion.

Mr. Hornung explained that the Board just left a workshop session at which it was discussing the 2013 budget, and it was noted that the Public Works Department is in need of a new radio system costing \$115,000. He noted that this would be connected to the Dauphin County Radio system. He noted that with what occurred this past week, especially in New York and New Jersey, it brings to light the importance of a radio system that will permit all the entities to work and communicate together as a team. He noted that the public is not aware of this and he wanted to shed some light on this important purchase, to make changes and improve the communication system so when an emergency occurs the Township is more prepared for it. Mr. Hawk noted that the Township was very lucky during this past storm, but New Jersey and New York were devastated. Mr. Hornung noted that the Police and Public Works Department are unable to communicate with each other as they don't have the same radio system and they must relay information to each other by way of a third party.

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

Ordinance 12-08; amending Chapter 165, Article 111, of the
Codified Ordinances as they pertain to recycling at community events

Mr. Wolfe noted that Department of Environmental Protection (DEP), as part of an audit of the Township's performance for its 902 Grant program, reviewed the municipal regulations and found that the Township did not require recycling at community events which is a specific requirement of PA Act 101 and DEP regulations implementing that Act. He noted the ordinance will require the recycling at community events, items designated by the Township. He explained that a community event is defined as any public or private function of 200 or more people.

Mr. Crissman made a motion to approve Ordinance 12-08; amending Chapter 165, Article 111, of the Codified Ordinances as it pertains to recycling at community events. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Change Order No. 7 to the 2012 storm sewer contract with Wexcon, Inc.

Mr. Hawk explained that the change order is for work to be done on Molly Drive in the Township. He noted that it is an increase of \$10,960.90 to reline the pipe that runs between two structures as opposed to the replacement of the pipe.

Mr. Wolfe noted that the relining is necessary as it is a very large pipe in a very cramped condition located between properties.

Mr. Hornung questioned whose decision it was to reline the pipe. Mr. Wolfe answered that it was Mr. Robbins decision to do this.

Mr. Blain questioned who was doing the relining work. Mr. Wolfe answered that it was Snap Tight Supply.

Mr. Crissman made a motion to approve Change Order No. 7 to the 2012 storm sewer contract with Wexcon, Inc. for an increase of \$10,960.90. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Action to accept a lease agreement with the Central Dauphin School District for Township use of the Paxtonia Elementary School athletic fields

Mr. Wolfe explained that the lease agreement for use of the Paxtonia Elementary School athletic fields is a ten-year agreement and it provides for the Township's use of the fields in exchange for the Parks and Recreation Department performing certain maintenance on those fields. He noted that the agreement is exactly the same as it was ten years ago except for the

change of address for the Municipal Center. He noted that that the School District has executed the document.

Mr. Crissman noted that it is nice that we have two governmental agencies working together to problem solve for the community, and as such, he made a motion to accept the lease agreement with the Central Dauphin School District for Township use of the Paxtonia Elementary School athletic fields. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Improvement Guarantee

Mr. Hawk noted that there six improvement guarantees.

Holy Name of Jesus

A release in a letter of credit with PNC Bank in the amount of \$14,338.50.

Bishop McDevitt

A reduction in a letter of credit with PNC Bank, in the amount of \$506,712.46, with an expiration date of October 16, 2013.

Old Iron Estates, Phases I, III, & IV

An extension and 10% increase in a letter of credit with Fulton Bank, in the amount of \$40,810.00, with an expiration date of November 5, 2013.

Deaven Woods

A reduction in a letter of credit with Integrity Bank, in the amount of \$242,990.00, with an expiration date of October 16, 2013.

Amber Fields, Phase III

A reduction in an escrow with Lower Paxton Township, in the amount of \$8,239.00 with an expiration date of February 7, 2013.

Stormwater Guarantee

909 Colonial Club Drive

A new escrow with Lower Paxton Township in the amount of \$2,400.20

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

Payment of Bills

Mr. Seeds made a motion to pay the bills of Lower Paxton Township and Lower Paxton Township Authority and the Purchase Card System. Mr. Crissman seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Announcement

Mr. Crissman reminded the viewing audience that tomorrow is Election Day and requested the citizens to vote.

Adjournment

There being no further business, Mr. Blain made a motion to adjourn the meeting. Mr. Crissman seconded the motion, and the meeting adjourned at 7:55 p.m.

Respectfully submitted,

Maureen Heberle
Recording Secretary

Approved by,

Gary A. Crissman
Township Secretary