

LOWER PAXTON TOWNSHIP  
BOARD OF SUPERVISORS

Minutes of Board Meeting held October 20, 2015

The business meeting of the Board of Supervisors of Lower Paxton Township was called to order at 7:36 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., Gary A. Crissman, and Robin L. Lindsey.

Also in attendance was George Wolfe, Township Manager; Steve Stine, Township Solicitor; Christine Hunter, H. Edward Black and Associates, Jeff Staub, Dauphin Engineering, and Watson Fisher, SWAN.

**Proclamation to Eva Davis (104th Birthday)**

Mr. Hawk noted that this is a special time for the Board and others to make presentations to Eva Davis who turned 104 on September 28<sup>th</sup>. He noted that Board members have worked many years with Eva as a Committee Person for the Lower Paxton Township Republican Party. He noted that the Board wishes to honor Eva Davis first and then return to the agenda.

Ms. Marilyn Dowling, on behalf of the Dauphin County Council of Republican Women's, noted that Ms. Davis, since 1968 has been serving the Republican Party and Community at large doing her best to make women stronger in their political knowledge. She noted that she has been doing this for so long and is an amazing individual. She explained that she could not thank Eva enough for all that she had done for the Dauphin County Council of Republican Women. She presented her with an award noting her leadership in the past years.

Mr. Fred Lighty noted on behalf of the Dauphin County Republican Committee, that he would like to continue Eva's birthday celebration and thank her for the years of service that she has provided to the party. He presented her a plaque noting their appreciation for her service.

Mr. Hawk made the following presentation on behalf of the Board of Supervisors.

WHEREAS, Eva Davis, born on September 28, 1911, is a resident of Lower Paxton Township, where she has resided at 3 Care Street for 54 years; and

WHEREAS, since the birth of Eva Davis, our world has changed dramatically, as Eva has seen the end of an agrarian society, industrialization, world wars, commercial air travel, men on the moon, atomic energy, and the digital age transformation of the 21<sup>st</sup> Century; and

WHEREAS, Eva Davis, at one hundred four (104) years of age, is fully functional, reads scripture daily, takes no medications, and has not been to a medical doctor in more than a quarter century; and

WHEREAS, Eva Davis, remains an active member of the Lower Paxton Township Friendship Senior Center; and

WHEREAS, as a member of the Friendship Senior Center, Eva Davis plays Bridge on a weekly basis with her friends and family members.

NOW, THEREFORE, be and it is hereby Proclaimed by the Board of Supervisors of Lower Paxton Township, Dauphin County, Pennsylvania, that the Board declares its congratulations to Eva Davis on her 104<sup>th</sup> birthday.

BE IT FURTHER RESOLVED that the Board of Supervisors of Lower Paxton Township hopes the future holds many years of continued activity for Eva Davis as a member of the Friendship Senior Center.

Given this 20<sup>th</sup> day of October, 2015.

At this time pictures were taken of those involved in the presentations.

Mr. Hawk recessed the meeting at 7:46 p.m. in order to allow Mr. Seeds to conduct the scheduled Sewer Authority meeting.

Mr. Hawk reconvened the meeting at 7:53 p.m.

### **Pledge of Allegiance**

Mr. Hawk suspended the recitation of the Pledge of Allegiance as it was recited during the previous Sewer Authority Meeting.

### **Approval of Minutes**

Mr. Crissman made a motion to approve the workshop meeting minutes of September 29, 2015. Ms. Lindsey seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

### **Public Comment**

No public comments were provided.

### **Board Members Comments**

No Board member comments were provided.

### **Manager's Report**

Mr. Wolfe noted that Trick or Treat is scheduled for Thursday, October 29<sup>th</sup>, 2015 from 6 p.m. to 8 p.m. He noted that extra police presence will be available as well as the local fire companies.

Mr. Wolfe noted that PennDOT is preparing for the winter months as they will be training more than 4,800 operators and preparing roughly 2,200 trucks for service. He noted that PennDOT maintains 40,000 roadway miles and 96,000 miles of lane roadway. He noted that Lower Paxton Township is also getting ready for winter noting that more information will be provided to the community as needed.

### **OLD BUSINESS**

#### Action on an Intermunicipal Agreement for the Paxton Creek Pollution Reduction Plan as proposed by Lower Paxton and Susquehanna Townships and CRW

Mr. Wolfe noted that the Board reviewed this agreement during a workshop session last week. He noted that Lower Paxton Township has a specific Total Maximum Daily Load (TMDL) of sediment in Paxton Creek that must be reduced. He noted that the daily load is 830.4 tons and the Township must have a 37.65 reduction of that load. He noted that Susquehanna Township's daily load is 974.6 tons needed a 44.2% reduction and the City of Harrisburg has a

401.5 ton daily load needing an 18.2% reduction. He noted that the total cost is \$126,366.00 providing a rough cost to the Township of \$50,000.00. He explained that he has had discussions with Susquehanna Township and Capital Region Water (CRW); noting that CRW has acted to approve the agreement and Susquehanna Township is considering it with no adverse comments to the document. He noted that the item is complete for Board action this evening.

Mr. Crissman questioned when Susquehanna Township will take action on this agreement. Mr. Wolfe answered that he did not know. He suggested that they will be doing this soon as the strategy needs to be submitted to DEP before the end of December.

Mr. Crissman questioned if they will vote in favor of this. Mr. Wolfe answered that if they didn't they would have to submit a strategy on their own and it would be more costly.

Mr. Crissman made a motion to approve the Intermunicipal Agreement for the Paxton Creek Pollution Reduction Plan as proposed by Lower Paxton and Susquehanna Townships and CRW. Mr. Seeds seconded the motion. Mr. Crissman requested Mr. Wolfe to inform the Board when Susquehanna Township has taken action on this agreement. Mr. Hawk called for a voice vote and a unanimous vote followed.

Action on the request from the Linglestown Fire Company to purchase a  
2001 Ford F350 Super Duty Truck

Mr. Hawk noted that the Linglestown Fire Company has made an offer to the Township to purchase the 2001 Ford F350 Truck for \$2,000.00.

Mr. Wolfe noted that the offer was made in advance of the Board's newly adopted policy by which it has established a formal procedure for the disposition of property to the Township's volunteer fire companies. He noted that all three fire companies were made aware that this piece of equipment is available for their potential bid, but Linglestown Fire Company was the only one interested in purchasing the truck. He noted that the policy allows the Board to sell the vehicle to the fire company at 40% of the Kelly Blue Book price which is \$9,898. He noted that 40% of

that amount provides for a sale price of \$3,959.20. He noted that there is also a plow that goes with the vehicle; however it is staff's opinion that the plow has no value. He noted that it is staff's recommendation to authorize the sale of the truck to Linglestown Fire Company in the amount of \$3,959.20. He noted that this amount is acceptable to the Chief of the Linglestown Fire Company.

Ms. Lindsey noted that Mr. Hawk stated that it is a 2001 truck but the packet said it is a 1999 vehicle. Mr. Wolfe noted that the fire company placed it as 1999, but it is a 2001 year truck.

Mr. Crissman noted that the offer from Linglestown is only for \$2,000.00 and he questioned if they are aware that the price will be \$3,959.20. Mr. Wolfe answered that it is acceptable.

Mr. Crissman made a motion to approve the request from the Linglestown Fire Company to purchase a 2001 Ford F350 Super Duty Truck and plow in the amount of \$3,959.20. Ms. Lindsey seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

### **NEW BUSINESS**

#### Change Order #3 to the contract with eciConstruction, LLC for the Heroes Grove Amphitheater

Ms. Christine Hunter, H. Edward Black and Associates explained that this change order is for a couple of items, the first being the addition of 32 12 x12 pavers in the amount of \$778.00. She noted that the engraving will occur after they are installed. She noted that the other changes are related to the PPL connection requirements and the added wiring for the dimming of the lights for the fixtures. She noted that the contractor requested substitute lighting fixtures and she noticed that it came with dimming capabilities so she asked that the change be approved to provide the ability to dim the lights. She noted that they would like to add the wiring at this time

but the controls are not part of this phase as they will be added sometime in the future. She noted that this will allow for the lighting to be dimmed around the amphitheater.

Ms. Hunter explained that the total for all the changes is \$2,596.00 and if you remember she recently had a change order that added fill and deleted railing resulting in a net reduction of \$8,000.00. She noted that this addition of \$2,596.00 still keeps the project within the original contract range. She explained that she will be back with one additional change order for 10 to 12 loads of fill to get everything to the final finish grade. She noted that it should be \$3,000 that would be within the original contract amount.

Mr. Crissman noted that this is money passing through the Township and it is not using Township funds as we are the holder of the grant funds for the project.

Mr. Crissman made a motion to approve Change Order #3 to the contract with eciConstruction, LLC for the Heroes Grove Amphitheater for the amount of \$2,596.00. Mr. Seeds seconded the motion. Mr. Hawk called for a voice vote and a unanimous voted followed.

Ms. Lindsey questioned if after the 32 pavers are sold will there be room to put more pavers or will that be it. Ms. Hunter answered that there are also many 4x8 pavers available. She noted that the original plan had 64 12x12 pavers as they had sponsors for 50. She noted with the additional 32 pavers there is quite a few left. Mr. Seeds noted that people can still buy pavers. Ms. Christine answered yes noting that they have 4x8 pavers and 12x12 pavers.

Mr. Crissman requested Ms. Hunter to provide the contact information for purchasing pavers. Ms. Hunter answered that information for Heroes Grove can be found at [www.HeroesGrove.org](http://www.HeroesGrove.org).

Change Order #3 to the contract with DOLI Construction for the  
2015 storm sewer project

Mr. Wolfe noted that the change order with DOLI Construction is for the storm sewer projects. He noted in undertaking the project, DOLI was required to insert a 30 inch stormsewer liner into an existing 36 inch corrugated metal pipe. He explained that it was found that the corrugated metal pipe was significantly deformed and the liner could not be inserted. He noted that the pipe has to be completely replaced with an open cut as opposed to being replaced with a liner and the work performed under this change order will allow the open cut of the area in question and the installation of the new pipe to complete the project. He noted that the change order has been reviewed by the Township Engineer and found to be correct and it is prepared in accordance with the unit price found in the contract.

Ms. Lindsey questioned if this was in Forest Hills. Mr. Wolfe answered yes.

Mr. Crissman questioned if HRG has changed its format for change orders as he likes the narrative but it does not have the information on the total amount of the project, the increase or decrease amounts and the new total. He noted that he likes the old format better. Mr. Wolfe noted that he will talk to HRG about this. He noted that the narrative on the new change order is much better.

Mr. Crissman made a motion to approve Change Order # 3 to the contract with DOLI Construction for the 2015 Storm Sewer Project in Forest Hills in the amount of \$39,330.00 Ms. Lindsey seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed

Change Order #3 to the contract with Pennsy Supply, Inc for the  
2015 roadway paving project

Mr. Wolfe noted that this change order is in the old format and the amount for the change order is \$1,420.00. He noted that it is for geo-textile fabric as part of the roadway paving project and it needs to be added to Fairmont Drive. He noted when the Board was on Road Tour and it

looked at the intersection of Fairmont Drive and Locust Lane where they had to do some major excavation, it was felt to deflect the subsurface conditions that may roll over to the surface over time and that the geo-textile fabric could prevent further deterioration of the new pavement.

Mr. Seeds noted that Mr. Wolfe did away with Change Order #2. He questioned if the geo-textile was included in the other change order. Mr. Wolfe explained, that previously he had Change Order 2 and 3 on the agenda but he went back to review it as a result of a question from Mr. Seeds, noting that it was not change order #2, it was a work directive 2, internal notes that were provided with the change order. He noted that the items listed in the work directive were contract items except for the geo-textile. Mr. Seeds noted that he thought the \$1,420 was included in the \$59,795. Mr. Wolfe noted that the Board is not approving the work directive, it is part of their work program. Mr. Seeds suggested that there is a duplication of the \$1,420. Mr. Wolfe answered that there is not. He noted that it was listed twice but what he included was a work directive and not a change order and that listed all the work to be performed including the \$1,420 as part of the directive with several other items. He noted that the items were already agreed upon and the contractor was being told to do that work at that location. He noted that the only contract item to be added was the \$1,420. He noted that the change order was taken from that work directive. Mr. Seeds noted that we already added the \$59,795. Mr. Wolfe noted that you already did that under Change Order No. 2 weeks ago for the paving of Crums Lane. He explained that Crums Lane was a road that wasn't in the sewer project or the storm water project and it needed to be paved. Mr. Seeds noted that the only addition this evening is for \$1,420. Mr. Wolfe answered yes.

Mr. Crissman made a motion to approve Change Order No. 3 to the contract with Pennsy Supply for the 2015 roadway paving project in the amount of \$1,420. Ms. Lindsey seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed

Resolution 15-21; Planning Module for the Dauphin County MDJ Office

Mr. Wolfe noted that this resolution allocates sanitary sewer flow to the project.

Mr. Crissman made a motion to approve Resolution 15-21; for the Planning Module for the Dauphin County Magisterial District Judge Office. Mr. Seeds seconded the motion. Mr. Hawk call for a voice vote and a unanimous vote followed.

Preliminary/final land development plan for Dale Auer, 4014 Walnut Street

Mr. Wolfe noted that the Preliminary/Final Land Development Plan for Dale A. Auer proposes to construct two building additions of 196 S.F. and 840 S.F. to an existing 1-story building on the 0.38-acre lot located at 4104 Walnut Street. He noted that the property has double frontage on Walnut Street and Ash Street, and explained that the existing parking area and driveways will be reconfigured and stormwater management improvements are proposed. He noted that the project is located within the Commercial General (CG) Zoning District and is served by public sewer and water supply.

Mr. Wolfe noted that three variances were granted on June 25, 2015 by the Zoning Hearing Board. He noted that there are three waiver requests listed and all are supported by staff. He noted that there are subdivision and land development comments and the ten standard administrative comments.

Ms. Lindsey questioned if any neighbors provided any comments. Mr. Wolfe noted that he is not aware of any. Mr. Jeff Staub answered that he was not aware of any issues with the neighbors. Mr. Wolfe noted that the only part of the process that would have involved the neighbors was the zoning variances and he did not see that there was any opposition to the changes.

Ms. Lindsey questioned if it is an add-on to the crematorium. Mr. Wolfe answered yes.

Mr. Staub noted that it is a very straight-forward plan as Mr. Auer is proposing two small additions, the first a 14 by 14 viewing room and the other larger addition one will be used to house the hearses and limousines.

Mr. Staub noted that the Planning Commission and staff recommended approval of the three waivers as well as Township staff for curb, sidewalk and street widening.

Mr. Seeds questioned if this is for the back building. Mr. Staub answered yes.

Mr. Crissman noted that the four variances were granted on June 25, 2015 and staff is in support of the three waivers so there are no questions there.

Mr. Crissman questioned Mr. Staub if he is able to speak on behalf of the applicant. Mr. Staub answered yes.

Mr. Crissman noted that there are two SALDO comments and he questioned if he was in agreement with the italicized comments. Mr. Staub answered yes as he did address them in the revised plan.

Mr. Crissman noted that there are ten administrative comments including the tenth comment that contains 12 comments by Andrew Kenworthy from HRG. He questioned if the first nine comments and the 12 contained in Number 10 have been completed or will be completed in a timely fashion. Mr. Staub noted that he has not provided the CD copy of the plan yet, as listed in comment five in the HRG comments. He noted that he will do that soon. He noted that he has not received the approval letter yet from the Conservation District but it is forthcoming.

Mr. Crissman made a motion to approve the preliminary final subdivision plan for Dale Auer with the following waivers and conditions: 1) Waiver for the requirement to provide street widening along the frontages of Walnut Street and Ash Street; 2) Waiver for the requirement to install sidewalks along the frontages of Walnut Street and Ash Street; 3) Waiver for the

requirement to install curbing and road widening along Walnut Street and Ash Street; 4) Add the minimum lot width requirements to the Site Data table on the coversheet. The lot does not meet the minimum lot width requirements. Add a note to the plan indicating that this is an existing nonconformity; 4) The applicant shall address site lighting. Please show the locations of the building mounted lights on the plan; 5) A Zoning Permit shall be required for the plan; 6) A Certificate of Occupancy shall be required for the plan; 7) Since the proposed land disturbance exceeds 5,000 S.F., the Erosion and Sedimentation Control Plan shall be submitted to the Dauphin County Conservation District for review. Please verify submission status and provide an approval letter upon receipt; 8) The applicant shall provide a financial security estimate, which includes the proposed monuments and iron pins unless they are installed and verified prior to plan approval; 9) 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; 10) 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; 11) The plan has been reviewed by the Township Fire Marshall, SCEMS, Fire Chief and Public Safety and there are no comments for this plan; 12) The applicant shall pay all required fees prior to recording the plan; 13) After all conditions of the plan are met, the applicant will be responsible for recording the plan with the Dauphin County Recorder of Deeds, and providing the Township with two recorded copies. 14) The Applicant shall be responsible for scheduling all required inspections; and 15) Plan approval shall be subject to addressing all 12 comments of Andrew Kenworthy, HRG, Inc. letter dated September 30, 2015. Mr. Hornung seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

### **Improvement Guarantees**

Mr. Hawk noted that there was one Improvement Guarantee.

#### Hoffman Ford Sales – Lighting Plan

A release of an escrow with Lower Paxton Township in the amount of \$21,988.00.

Mr. Seeds made a motion to approve the improvement guarantee. Mr. Crissman 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 8:27 p. m.

Respectfully submitted,

Maureen Heberle  
Recording Secretary

Approved by,

William L. Hornung  
Township Secretary