

**FRANKLIN TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
December 11, 2013**

ROLL CALL

Present were Supervisors, Donald Lerew, John Shambaugh, Edward Campbell, John Holder, and Naomi Decker. Also present were Solicitor Stacey MacNeal, Engineer Michael Begis, and Secretary Nancy Zentmeyer. The meeting was held at the Franklin Township Municipal Building, 150 Century Lane, Dillsburg, York County, PA. Guests and visitors are on the attached sign-in sheet. The meeting was called to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE AND PRAYER

Chairman Lerew led the Pledge of Allegiance and gave the opening prayer.

APPROVAL OF MINUTES

1. Board of Supervisors Regular Meeting – November 13, 2013

Motion: Vice Chairman Shambaugh made a motion to approve the November 13, 2013 regular meeting minutes. **Seconded** by Supervisor Decker. Supervisor Decker noted that there was one minor change. The motion carried.

PUBLIC COMMENT

1. Rick Hoffman, Century Lane

Mr. Hoffman questioned when is the jiffy john will be installed at Century Lane Park. The company has been notified.

APPROVAL AND PAYMENT OF BILLS

Motion: Vice Chairman Shambaugh made a motion to approve the payment of the bills as listed. **Seconded** by Chairman Lerew. The motion carried.

TREASURER'S REPORT

Motion: Vice Chairman Shambaugh made a motion to approve the Treasurer's Report. **Seconded** by Supervisor Decker. The motion carried.

1. Adoption of 2014 Budget

Motion: Vice Chairman Shambaugh made a motion to adopt the 2014 budget as advertised. **Seconded** by Chairman Lerew. The motion carried.

ORGANIZATION REPORTS

Police –Supervisor Campbell noted that the update to the police contract was accepted are those officers will be working 12 hour shifts. The fatal accident that happens on Rt. 15 and Glenwood Road is still under investigation. The contract price for 2014 went up between \$20,000.00 and \$30,000.00.

Fire – Citizens Hose Co. #1 noted that there were 3 incidents in the township during the month of November. The new ladder truck has been delivered and in January for an in-service date. The old truck is going on the market for sale at an asking price of \$95,000.00 and it has been re-certified.

Franklinton Fire Company noted that there were 11 calls during the month of November in the township. The new rescue truck is at the dealer's getting fitted. There are some defects with the door and it may have to go back to KME. Mr. Bob McDermitt noted that he is the forest warden and that he needs a copy of the report regarding the wild fire.

EMS – A report was submitted. Ms. Cook noted that there was a 24 hour class on trauma that was taught.

DAA –The minutes were received. It was noted there was a water leak in Sherwood Forest.

Emergency Management – There was no report given at this time.

NYCRCP Transportation – Vice Chairman Shambaugh reported that there is a meeting scheduled for December 17 beginning at 1:00 p.m. at the Carroll Township building with the municipalities and PennDOT.

SUBDIVISION AND LAND DEVELOPMENT

1. William & Linda Baker Final Subdivision Plan, File #2013-10-01

This plan is to subdivide an existing 5.2 acre lot for the purpose of conveying a .11 acre parcel to the adjoining lands. The property is located in the Open Space zoning district. This is a land swap for a well, which is non-conforming and has been registered. After a review of a revised plan the following comments are noted:

1. The owner's acknowledgement and related certifications by the surveyors are required to be executed.
2. The following waiver has been requested – Section 4.101.C.2.B for road improvement requirements.
3. Property corner markers must be installed or bonded.
4. Sewage planning or non-building waiver approval is required.
5. A deed of consolidation should be prepared for review by the Township Solicitor.

Motion: Vice Chairman Shambaugh made a motion to grant the waiver request from Section 4.101.C.2.B. **Seconded** by Supervisor Decker. The motion carried.

Motion: Vice Chairman Shambaugh made a motion to approve the Baker Subdivision Plan conditioned on the comments as noted in KPL's memorandum dated December 9, 2013. **Seconded** by Supervisor Decker. The motion carried.

2. Parcel 24B Merit Properties, Final Subdivision Plan, File #2013-06-10

Mr. Jerry Stahlman represented this plan and noted that the approval letter from DEP has been received. The perc and probe has been done on each lot. The only change to the plan was the perc and probe sites. There will still be public water to the lots, which is in the public right-of-way. There has been no confirmation from DAA of any connection of the water lines. No action will be taken until January so there is time for this plan to go back to the Planning Commission in January.

Motion: Supervisor Campbell made a motion to table the Merit Properties Subdivision Plan until January. **Seconded** by Chairman Lerew. The motion carried.

REPORTS

Engineer

1. Subdivision & Land Development Plan, Fee Schedule

Mr. Begis noted that there were some verbiage revisions. There will be no fees for sketch plans unless there is an engineer review. Escrow accounts will not be allowed to go below \$500.00 with the engineer's recommendation on how much is needed to refurbish.

Action will be taken at the re-organization meeting regarding these fees.

2. Standard Design for Small Scale Stormwater Management Plans

Mr. Begis stated that this is not completed yet and should be ready by next month's meeting.

Zoning Officer

A copy of the zoning officer's report had been submitted. Correspondence had been received from the Zoning Officer regarding the Osman property and he did do a second site inspection.

Solicitor

1. Ordinance for Speed Limit Sign(s) on Glenview Drive

Solicitor MacNeal noted that this ordinance has been advertise so action can be taken.

Motion: Vice Chairman Shambaugh made a motion to adopt Ordinance #4 – 2013 for the installation of speed limit signs of 25 mph on Glenview Drive. **Seconded** by Chairman Lerew. The motion carried.

2. Tax Resolution

Solicitor MacNeal noted this Resolution is for the real estate tax rate that is being raised from .06 to .08 mills.

Motion: Supervisor Campbell made a motion to approve Resolution No. 7 – 2013 for the increase in the real estate tax rate to .08 mills. **Seconded** by Vice Chairman Shambaugh. Supervisor Decker stated that she would like discussion on this. When the township was discussing giving a donation of \$50,000.00 to Citizens Hose for the truck they were purchasing, Supervisor Decker questioned why the increase if he township has a reserve. Supervisor Decker suggested that an increase be made next year. It was noted the reason the Supervisors were increasing the tax rate was because of the purchase of the new fire engine and Supervisor Campbell stated that there is a difference between a one-time expense vs. a 10 year obligation. Supervisor Decker suggested working together for contributions. Chief Whitzel discussed the fundraising, contributions, and dinners that the fire company holds and they are not pulling in the money they need. Discussion ensued. The motion died with Supervisors Decker, Holder and Lerew voting against the increase.

It was noted that the budget now needs to be revised. Since this is an election year the township therefore has an extended period of time to adopt the budget.

3. Resolution Appointing County Treasurer as Tax Collector

Solicitor MacNeal noted that an agreement is needed with the County, which is attached to this Resolution. Mr. Flohr was getting 5% of what he collected. The Resolution for the County Treasurer's office to collect the taxes in 2014 can be done at the reorganization meeting. It was noted that the township should not appoint a new tax collector during the bulk of money coming in, but to appoint someone before the bills go out.

Motion: Supervisor Campbell made a motion to adopt Resolution No. 7 – 2013 authorizing the York County Treasurer’s Office as tax collector for 2013. **Seconded** by Vice Chairman Shambaugh. The motion carried.

4. Draft Fee Resolution

Solicitor MacNeal stated that this is the standard fee resolution which is adopted each year and attached are Mr. Shelly’s fees, but the engineer’s fees are still needed. It was noted that the stormwater management fees were adopted earlier this year. Zoning fees were also updated in 2013. This resolution is for the Supervisors to review as this is to be adopted at the reorganization meeting.

5. Daniel Albert, Barrens Church Road

Solicitor MacNeal noted that this was tabled last month for the engineer’s paperwork on standard designs for small scale SWM plans.

Motion: Supervisor Campbell made a motion to table the enforcement action on 93 Barrens Church Road until documentation is received from the engineer. **Seconded** by Chairman Lerew. The motion carried.

6. Set Date for Conditional Use Hearing

Solicitor MacNeal noted that the Supervisors have recently received a conditional use hearing application which has an extensive narrative. This is from Verizon for a cell tower. Since this hearing may be longer than the usual hearings that are held before the Supervisors regular meeting it suggested to hold this on a separate night. January 16, 2014 at 7:00 p.m. is the hearing date that was scheduled. All parties will be notified.

7. Ordinance Repealing Ordinance No. 3-2007

Solicitor MacNeal noted that this ordinance is being advertised for action to be taken at the Supervisors January 8, 2014 meeting.

8. Executive Session

A short executive session will be held.

BCO

A report had been submitted.

Road master

A report was submitted by the roadmaster.

Park & Recreation

1. Twin Hills Park Area

It was noted that the Park & Recreation Board had a meeting with the residents of Twin Hills in regards to the adjoining properties of the park area that have buildings or structures encroaching onto the township property. It was suggested that Solicitor MacNeal should attend a Park & Recreation Board meeting, but it is not ready yet to have her attend. A letter has been received from a Mr. & Mrs. David Michaels requesting to purchase the portion of property that is directly behind their house. It was noted that the township would have to go through a court procedure to sell park property.

2. Furman Road, Shed Permit

Supervisor Decker noted she is concerned with this shed since this is one of the properties that is encroaching onto the park property. Solicitor MacNeal stated that she did discuss this with the zoning officer. It is a non-conforming structure that has been registered. It was questioned if a building permit was issued for the new shed. It was suggested that the zoning officer do a site visit.

OLD BUSINESS

1. Mike Ryan, Lost Hollow Road

Mr. Ryan commented that his neighbor didn't have a permit for his fence for 20 months.

NEW BUSINESS

There was no new business at this time.

CORRESPONDENCE

1. L.A.B.S. Analytical Services for 2014

This is for services of water testing for the township and Ponderosa Park. It was noted that the cost of services has not increased.

Motion: Supervisor Holder made a motion to approve the contract for analytical services from L.A.B.S. for 2014. **Seconded** by Chairman Lerew. The motion carried.

PUBLIC COMMENT

1. Ron Miller, Capitol Hill Road

Mr. Miller complained about the doors being locked last month. It was noted that this was done in error and will not happen again.

EXECUTIVE SESSION

The Board of Supervisors went into executive session at 9:00 p.m.

The Board of Supervisors reconvened the meeting at 9:05 p.m.

ADJOURNMENT

Motion: Vice Chairman Shambaugh made a motion to adjourn the meeting at 9:05 p.m. **Seconded** by Supervisor Campbell. The motion carried.

Respectfully submitted,

Nancy Zentmeyer
Township Secretary