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**FRANKLIN TOWNSHIP
BOARD OF SUPERVISORS
REGULAR MEETING
February 11, 2015**

ROLL CALL

Present were Supervisors Donald Lerew, John Shambaugh, David Sprigg and Naomi Decker. Also present were Solicitor Bret Shaffer, Engineer Fred Heerbrandt, and Secretary Nancy Zentmeyer. The meeting was held at the Franklin Township Municipal Building, 150 Century Lane, Dillsburg, York County, PA. The regular meeting was called to order at 7:01 p.m. Guests and visitors are on the attached sign-in sheet.

PLEDGE OF ALLEGIANCE AND PRAYER

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

APPROVAL OF MINUTES

1. Board of Supervisors Regular Meeting, January 14, 2015

Motion: Supervisor Shambaugh made a motion to approve the minutes of January 14, 2015 as submitted. **Seconded** by Supervisor Sprigg. Supervisor Decker noted the following changes: in the motion of the approval of minutes with a Supervisor abstaining it should be noted that they were not present at the meeting; under Treasurer's Report remove Supervisor Decker's statement; under the engineer's report regarding the stormwater flooding the last sentence after the word "needed" include "to replace the culvert at the intersection"; and under Public Comment - Job Description the removal of specific work hours and indicate the frequency of the newsletter.

Motion: Supervisor Shambaugh amended his motion to include the corrections. **Seconded** by Supervisor Sprigg. The motion carried.

PUBLIC COMMENT

1. Dorothy Zeigler, 10 Central View Road

Mrs. Zeigler was present to address the complaint of reflectors on her property. It was noted that she has been doing this for 50 years and if this is an issue the township should come to the property owners to discuss the situation. Mrs. Zeigler also noted that the reflectors are put up only during the winter months. It was noted that no other letters were mailed and Mrs. Zeigler presented photographs of other properties in the township that have similar situations. Supervisor Shambaugh noted that this is a liability problem for the township. It was noted that Mrs. Zeigler will be taking the reflectors down the first day of spring and asked for additional time. It was so noted.

2. Kevin Cummings, Chainsaw Road

Mr. Cummings asked when the steep slope overlay is going to be considered.

APPROVAL AND PAYMENT OF BILLS

Motion: Supervisor Shambaugh made a motion to approve the bills. **Seconded** by Chairman Lerew. It was noted that a revised bill list was submitted to include the Solicitor's bill. The motion carried.



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TREASURER'S REPORT

Motion: Supervisor Shambaugh made a motion to accept the Treasurer's Report. **Seconded** by Supervisor Sprigg. Supervisor Shambaugh noted an item or two in the Treasurer's memorandum that needs to discuss. Supervisor Decker noted with the recreation fund that it has been updated with Quickbooks. The motion carried.

1. Escrow Funds

The Treasurer gave the Supervisors an escrow account summary from previous years. There was a brief review.

Motion: Supervisor Shambaugh made a motion to authorize the Township Treasurer to release the escrow funds in the first box. **Seconded** by Chairman Lerew. Supervisor Decker noted that with the Rocor account there needs to be more research done. Supervisor Shambaugh amended his motion for the first 5 escrows. There was discussion on the Crook fund with it only having \$18.54 in his account and he still owes the township.

Motion: Supervisor Shambaugh amended his motion to release #1, 2, 4 and 5. **Seconded** by Chairman Lerew. There was discussion on the current escrow accounts that are below \$500.00. It was noted that those accounts need to be replenish. The legal fees on the Knoebel plan are approximately \$790.00 and it was noted to bring the amount up to \$1,000.00. There is nothing for Franklin Glen at the moment and it was suggested to find out what the escrow is for. The motion carried.

BCO REPORT

A report was submitted of the building permits issued for the month of January along with a breakdown of the fees as requested last month.

ZONING OFFICER REPORT

1. The resident on Baltimore Road had called again regarding the light issue. It was questioned if a light meter has been purchased yet.
2. Berger issue ó it appears that the state inspection/emissions signs have been taken down and that Mr. Berger is no longer in business at the Tuckahoe Road property.
3. Mr. DePalma who owns property on S. Mountain Road has called to indicate that he wants to build a house on the property which already has a single family dwelling. At his zoning hearing he indicated that he was going to renovate the existing dwelling. It was suggested to review the zoning decision.

ORGANIZATION REPORTS

Police ó The police report was submitted for review. Supervisor Sprigg noted that the calls were down for the month of January and for 2014 the calls were down 10%.

Fire ó Franklinton Fire Company submitted a report.

Citizens Hose Co. #1 also submitted a report and noted that there were 5 calls in the township during the month of January.



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DAA ó Minutes were received from the DAA. It was noted that Mr. Lynn Potts was recognized for his 10 years of service on the Board.

Emergency Management – Mr. Laurin Fleming noted that there were 2 incidents in January with one being the fire on Scotch Pine Road with the use of the dry hydrant on Spring Drive and an accident on S. Mountain Road on January 31 with setting up barriers to close the road. This was between Twin Hills and Greenhouse. The CERT classes will begin at the end of the month. Supervisor Decker asked if the CERT class involves NIMA. Mr. Fleming noted he is using some of their personnel that are specialist but it is not tied in with NIMA. It was indicated that the dry hydrants need annual maintenance which could be done in the Spring.

NYCRCP Transportation ó Supervisor Shambaugh stated an email had been received from Mr. Kober. A printout on the various projects that PennDOT is working on and the timeframe was discussed as follows: the adoption of the signal bid will be done this year for work to be completed next year; resurface of Route 15 in 2017; 2017/2018 the resurfacing on sections through Dillsburg and Carroll Township; jughandles but no roundabout; traffic signal at Golfcourse Road; preliminary drawings for turnarounds for the no left turns. Supervisor Decker questioned how emergency vehicles will cross over Route 15 and it was noted that they would go to the next intersection and turn around. The rebuilding of the roads for traffic was discussed and it was noted that PennDOT will re-do the roads on part of the roads to be used.

SUBDIVISION AND LAND DEVELOPMENT

1. Crooked Creek, Preliminary/Final Subdivision Plan, File #2014-09-15A

Attorney Brian Linsenbach was present to represent this plan. It is a 6-lot subdivision with 1 lot going to an adjoining property owner and 5 lots for single family dwellings. A letter dated February 5, 2015 from Mr. Eric Johnston indicates that all revisions have been made and the applicant is requesting 4 waivers. The calculation for the road improvement was received and reviewed and the township engineer is satisfied. Portions of the lots do sit in the steep slope overlay area of 15% or greater which is delineated on the plan. It was noted that lot 2 is a non-building lot. The 4 waiver requests were approved by the Planning Commission.

Motion: Supervisor Shambaugh made a motion to grant the waiver request from Section 302 for the submission of a preliminary plan and accept it as a final plan. **Seconded** by Supervisor Decker. The motion carried.

Motion: Supervisor Shambaugh made a motion to grant the waiver request from Section 306.A referencing the scale of the plan. **Seconded** by Supervisor Decker. The motion carried.

There was discussion to clarify the 15% steep slope area on a lot with being able to build on that lot and the 14 monuments that are required, with only 9 to be put in.

Motion: Supervisor Shambaugh made a motion to grant the waiver request from Section 500.A reducing the required number of monuments with the installation of an addition 3 which brings the total to 9 monuments. **Seconded** by Supervisor Decker. The motion carried.

motion to grant the waiver request from Section 406.B.2 for the **Seconded** by Chairman Lerew. Supervisor Sprigg noted that he opposed this waiver at the Planning Commission as it is not in accordance with the SALDO. There was discussion on the distance between driveways, the road frontage and the speed limit on existing roads. It was noted that currently there is a shared driveway. It was questioned if a joint driveway could be done for lots 4 and 5. It was also noted that the speed limit is 25 mph. The motion carried with Supervisor Sprigg opposing.

The applicant is still waiting for the exemption from DEP. The estimate for the road improvements is \$24,934.00. A separate subdivision plan will be submitted with regards to the current driveway as the homeowner is not happy sharing the driveway. It was also noted that the wetlands need to be avoided for the driveway.

Motion: Supervisor Shambaugh made a motion to approve the Crooked Creek subdivision plan conditioned upon with the 4 remaining conditions of signatures needed, DEP exemption, recreation fees being paid and the road improvement fees being paid. **Seconded** by Supervisor Sprigg. There was a brief discussion on those remaining minor conditions and it was suggested to note the engineer's letter of January 26, 2015. The engineer noted that those minor conditions have been placed on the plan. **Motion:** Supervisor Shambaugh amended his motion to include the items of the engineer's letter dated January 26, 2015. **Seconded** by Supervisor Sprigg. The motion carried.

Solicitor Shaffer indicated that with regards to the Knoebel plan that everything is good for recording once the escrow account is replenished. It was also noted that Solicitor Shaffer has talked with Mr. Lyons regarding the Wagner's plan and to have the applicant's attorney write up the deeds.

2. 2014 Planning Commission Annual Report

The 2014 Planning Commission Annual Report was submitted as required by the MPC.

REPORTS

Engineer

There was nothing to report at this time.

Solicitor

1. Updates

Solicitor Shaffer has indicated that the Leitzel's did submit an application and that Bob Shelly is to contact them. Also an executive session is needed with no action.

Road master

A report was submitted.

Park & Recreation

Correspondence had been received from one of the members of the Park & Recreation Board regarding the lawsuit being brought in other municipalities in relation to sledding accidents. There is a liability to the township and an ordinance could be adopted or it was suggested to just put signs up to sled at your own risk. If there would be a fine then the township would need to do an ordinance. It was suggested this issue go back to the Park & Recreation Board.

for the Ponderosa pavilion for redoing the roof / rafters.

OLD BUSINESS

Supervisor Decker asked that on the October 29, 2014 budget meeting minutes that her name be removed from the bottom of the minutes. It is noted that these minutes have not yet been approved.

NEW BUSINESS

1. TruGreen Service Agreement

A service agreement from TruGreen was received and it is for the area around the township building only. It was discussed and tabled at last month's meeting. It was noted that the grounds could use this treatment.

Motion: Supervisor Decker made a motion to accept the quote of \$555.00 for the treatment around the township building only. **Seconded** by Chairman Lerew. It was asked if the road crew could do the job. The motion carried with Supervisor Shambaugh opposing.

2. Waste Management Service Agreement

A service agreement from Waste Management was received and discussed at last month's meeting and tabled. There is a difference in the figures and they need to be verified. It was noted that the township can just write on the agreement "seasonal" to put the dumpster to sleep during the winter months.

3. Appoint YATB & TCC Representative and Alternate

These positions are for the York Adams Tax Bureau and Tax Collection Committee.

Motion: Chairman Lerew made a motion to appoint the Secretary as the Representative and the Treasurer as the Alternate. **Seconded** by Supervisor Shambaugh. The motion carried.

CORRESPONDENCE

1. Barrens Valley Road

It was noted that the township received a complaint regarding the name change from Barrens Church Road to Barrens Valley Road.

PUBLIC COMMENT

1. John Keen, Twin Hills

Mr. Keen again asked about the budget / financials being placed on the website. Mr. Keen also commented on the steep slope issue that was addressed in the August 13, 2014 minutes for Section 205.C and asked for consideration in this matter. It was noted that a meeting be set-up to discuss this issue. After a brief discussion February 19, 2015 at 7:00 p.m. was the date set for a workshop meeting. Solicitor Shaffer noted concern that the steep slope conservation overlay provision was being applied inconsistently.

EXECUTIVE SESSION

The Supervisors went into an executive session at 9:07 p.m. with no action to be taken.

Respectfully submitted,

Nancy Zentmeyer
Township Secretary