

**Upper Paxton Township Board of Supervisors
Regular Monthly Meeting
September 12, 2012**

Those in attendance: Ron Hepner, John Orr and Joseph Snyder, Supervisors; Betty Warfel, Secretary/Treasurer; Peter Howland, Esquire; Randy Witmer, Zoning Officer; Amos Stoltzfus, Rennie and Laura Phillips, and Bill Burch.

The meeting was called to order by Chairman Ron Hepner at 7:00 p.m. All present recited the Pledge of Allegiance to the flag.

Public Comments: None

Minutes of the August 6th Workshop meeting and the August 8th Regular Monthly meeting were reviewed by the Supervisors. Joe Snyder made a motion to approve the meeting minutes of the August meetings. Second by John Orr. All in favor, motion carried.

Treasurer Warfel presented a monthly financial statement and list of bills for payment. Following review of the treasurer's report, Ron Hepner made a motion to approve payment of the bills. Joe Snyder seconded the motion. With all in favor, motion carried.

New Business:

Proposed Subdivision of the Stoltzfus Farm: Amos Stoltzfus addressed the Board to request that he be granted permission to transfer an 8- or 9-acre tract from his 80-acre farm to Rennie Phillips. This portion of his property is located north of Phillips Road and south of Shippen Dam Road. Discussion ensued as to whether the transfer of this section of land would be considered to be the 10% that Stoltzfus would be allowed to subdivide from his property under the Township's zoning regulations and whether he would have to take this proposed division of property before the Township's Zoning Hearing Board to seek a variance. According to Stoltzfus and Phillips, the land would be reducing the agricultural tract of the Stoltzfus farm and adding to the agricultural tract of the Phillips' 97-acre farm. No development is planned for this tract of land by either party. Bill Burch and Supervisors discussed the terminology contained in the Township's zoning regulations regarding what constitutes a "lot" and a "side-yard addition". Stoltzfus desires to retain the option to subdivide his property at a future date. Chairman Hepner requested that Mr. Stoltzfus allow the Board to research this matter and provide an answer to his request. A written response will be provided to Mr. Stoltzfus within the next month.

Old Business

Metal Industries Reverse Subdivision Plan: Bill Burch presented the revised Reverse Subdivision Plan for MI Doors and Windows for the Board's review. Burch has received the comments from the Dauphin County Planning Commission. Supervisors had no new concerns with the plan as presented. John Orr made a motion that the Board approves the revised Reverse Subdivision Plan for MI Doors and Windows as presented. Ron Hepner seconded the motion. With all in favor, motion carried. In an unrelated matter, Burch suggested that the Supervisors consider improving the intersection at the Senior Citizen Center and Route 209.

Issues at the Scottie Long Property: Supervisors have been advised that the travel trailer has been removed and that several persons are no longer residing in the property. The Township's Code does not contain any language prohibiting any number of unrelated individuals from living in a single family dwelling. The residents of the property are no longer running all-terrain vehicles on the Township's property since the "no trespassing" signs were placed and the issue of erosion has been alleviated.

Request for Donation from Sun Home Health Care: The Board discussed the request for a donation received from Sun Home Health Care for the nursing services provided to residents of the Township. Following discussion, John Orr moved that the Board send a letter acknowledging the receipt of the request and advising Sun Home Health Care that the Township has limited funds and extreme needs, and therefore, we cannot grant their request this year. Second by Ron Hepner. All in favor, motion carried.

Tax Return Processing – Agreement for Services: Supervisors proceeded to review the proposed Agreement for Services between Millersburg Area School District and Keystone Collections Group provided by Attorney Howland. Under this Agreement, Keystone Collections would process the District's 2011 EIT returns that were delivered to their agency by the Upper Dauphin Tax Office, Inc., on July 16, 2012. The taxing authorities of Millersburg Borough and Upper Paxton Township would be included to share the costs set forth in this Agreement. Keystone would process the returns and collect tax due and issue refunds as needed for a cost of \$3.00 per return plus postage costs. Any EIT refunds issued would count against tax that would be distributed to the Township. Ron Hepner made a motion to resolve to reimburse or pay Upper Paxton Township's one-half share of the \$3.00 cost and postage to process these returns and any amounts owing according to the terms set forth in the Agreement for Services between Millersburg Area School District and Keystone Collections Group. Second by John Orr. All in favor, motion carried. Attorney Howland will advise Frank Clark, Esquire, of the Board's decision and prepare a formal Resolution, if required.

Stop and Yield Signs at Etzweiler and Middle Roads Ordinance: No comments have been received from the public following the advertisement of the proposed Ordinance in the August 21st issue of the Upper Dauphin Sentinel. Ron Hepner made a motion that the Board approves the Stop and Yield Signs at Etzweiler and Middle Roads Ordinance. Joe Snyder seconded the motion. With all in favor, motion carried.

Storm water Issue at the John Spicher property: John Orr reported that a proposed plan to divert the storm water runoff away from the Spicher property has been agreed upon. Topsoil will be placed to redirect the water away from the property that is being impacted. If this plan is not successful, infiltration trenches may prove to be a viable alternative.

Request for Insurance Coverage: Michael Brown, SEO, has advised the Board that he does not have enough work to cover the cost of his liability insurance coverage. Brown serves as Sewage Enforcement Officer for several townships in Northumberland and Dauphin Counties. Brown currently provides these services as an independent contractor. Discussion ensued as to whether insurance coverage could be provided to Brown as a part-time employee of the township. Ron Hepner will bring this matter before the membership of COG for further consideration.

Purchase of a New Pickup Truck: Chairman Hepner and Roadmaster Erdman looked at a 2012 Ford F550 Chassis XL 4x4 SD Regular Cab flatbed pickup at Sunbury Motors yesterday. An estimated

cost quote for this pickup and required options has not been received as of this meeting. A second quote of \$56,175 for a comparable truck with a V-blade was received from Hondru Ford in Manheim. A third quote of \$59,034 was obtained from the New Holland Auto Group. All quotes are from Co-Stars dealers. Following discussion, John Orr moved that the Board go with Chairman Hepner's recommendation that we purchase a 2012 Ford F550 with a V-plow and comparable equipment. Should a quote come in at a lesser price than the quote received from Hondru Ford, we will accept that price. The purchase price for the truck may not exceed \$56,175. Second by Ron Hepner. Joe Snyder cast a "no" vote. With two Supervisors in favor, motion carried.

Proposed Revisions to Current Ordinances: John Orr inquired of Attorney Howland whether the road width of 30' contained in the current Subdivision Ordinance could be revised to 24' if this would adequately serve the Township's needs. Items to be included in the proposed Open Burning Ordinance were also discussed. The cost of codification of Ordinances was also discussed. John Orr made a motion that the Township do its codification of adopted Ordinances once a year if it is legal to do so. Ron Hepner seconded this motion. All in favor, motion carried. Supervisors reviewed the proposed Susquehanna River Ordinance. John Orr moved that we send the proposed Susquehanna River Ordinance to Jeanine Park for review. If Ms. Park has no objections or comments, Secretary Warfel will advertise the intent to adopt the proposed Ordinance for two weeks in the Upper Dauphin Sentinel. Warfel will have any approved Ordinances published on the Township's website until the documents have been codified.

Kiwanis Club of Dalmatia Trust Agreement: Attorney Howland has discussed the proposed Trust Agreement with the Solicitor for Lower Mahanoy Township, Northumberland County. Both Solicitors are of the opinion that having the Supervisors act as Trustees is not the best idea. A financial institution will need to be selected to manage the funds of the trust. A corporate trustee could be named with an advisory committee comprised of private individuals formed to review and approve any decisions. Howland will not invest any more time in researching this matter until Supervisors have discussed his advice with Merv Adams.

Public Comments: None

With no further business to be discussed, Joe Snyder made the motion to adjourn. John Orr seconded the motion. With all in favor, meeting adjourned at 8:55 p.m.

Respectfully submitted,

Betty A. Warfel, Secretary