

## WORKSHOP MEETING MINUTES

JULY 24, 2013

Those in attendance: Ron Hepner, Chairman, John Orr and Joe Snyder, Supervisors; and Betty Warfel, Secretary/Treasurer; Tom Shaffer, Scott Isenberg, Steve Quigley, Kristen Ritchey and Frank Lynch.

The meeting was called to order at 9:00 a.m. by Chairman Hepner.

Pledge of Allegiance to the flag.

### Public comments:

None

### Roadmaster Report:

None

### Old Business

#### 1. Update on the Isenberg/Erdman Recycling Issue:

- Ron Hepner provided a fact-finding sheet outlining results of a visit that he and Randy Witmer, Zoning Officer, made to the DS Recycling & Disposal operation on Monday, July 15<sup>th</sup>.
- Hepner did speak with Fire Chief Doug Snyder, who advised that firemen would probably not put out a blaze, but would confine any fire to the property.
- The business had previously operated as Advanced Resource Management Services, LLC, on Derry Street. This operation was closed and moved to the present location. Mr. Erdman also operates Bass Pallets at 301 Railroad Avenue in Shiremanstown.
- Scott Isenberg expressed his appreciation for the Township's research on the matter. Isenberg stated that the operation appears to have a one-way flow of items coming into the operation, but not being shipped out.
- He also informed the Board that another neighbor was having problems accessing and leaving his property because of the recycling business.
- Isenberg offered to provide photos to provide a timeline of the flow of materials at the operation. With respect to findings regarding Chapter 20 – Materials at the location are considered recyclable. Mr. Erdman buys this material. Isenberg inquired whether Section 8 which prohibits accumulations of trash was applicable. Hepner stated that these are recyclable materials and are not considered to be trash.
- With respect to Chapter 10, Isenberg stated that none of the other manufacturing businesses in the township look like this operation. Hepner stated that a recycling operation is not an appealing business. Hepner also spoke with other neighbors of the operation and they didn't have much to say.
- John Orr informed Isenberg that, in order to be fair to all parties involved, he had done extensive research of the Township Code regarding this issue. At the time the Township's Zoning was enacted, recycling was not considered a hot topic and no specific mention is made regarding it in the ordinances. Hepner also provided that other locations within the township also have noisy, dirty businesses in proximity to homes.
- Erdman has advised the Supervisors that the current location on the property is as high as the items can be taken by his forklifts.

- Hepner will provide a copy of the fact-finding sheet to Owen Erdman and go over the points with him.
- Isenberg requested that the Supervisors ask Erdman to show some sign of the progress that he is making in the next thirty or sixty days. If he observes that no progress is being made, Isenberg will return to re-visit this matter with the Board. Supervisors agreed that this is a fair request.

2. Steve Quigley inquired whether the Board had reached a decision regarding the Ned Smith Center's request to act as Co-Applicant on the Local Share Gaming Grant discussed at the July 10<sup>th</sup> meeting. John Orr stated that there are other government projects that the gaming monies could be used for other than purchasing an ATV for the Center. Purchasing an ATV seems to be counter to E&S controls. The Ned Smith Center is not a governmental agency making this request. This request would be better received by the Supervisors if the ATV would be housed at the fire company. Using this vehicle to perform maintenance work on the trails would be similar to performing maintenance on the buildings. At the time the Supervisors reviewed the Center's original request, they did not realize that it was the same request made by the Center last year. Chairman Hepner called for a motion to have the Township act as Co-Applicant on the Ned Smith Center's grant application. With no motion made, the request died for lack of an action.

3. Kristen Ritchey and Frank Lynch addressed the Board regarding negotiation of a new Franchise Agreement between the Township and Comcast. Currently, the Township has two separate Franchise Agreements as a result of Comcast acquiring the Millersburg Cable Company and Adelpia Cable. Under the new Agreement, all Comcast customers would be treated the same regarding Comcast's fees on their individual bills. The Township would be allowed to charge a fee up to 5% on each customer. Supervisors would prefer not to charge any customer fee because this would not be a fee that would be collected from all residents in the township. The Board will review the proposed Franchise Agreement, which includes no customer fees, with Attorney Howland. If he finds it acceptable, this Agreement will be executed at a future meeting. Some residents on Chestnut Street have been charged a fee because they have been incorrectly coded as Millersburg Borough residents. Comcast is reviewing these charges and customers may be entitled to a credit.

4. Supervisors proceeded to discuss the work needed to make improvements on Charles Road. Several factors limit the work that can be done to correct the runoff problems. Due to health issues, we are not operating with a full road crew at the present time. Pipe work and contractor's work on River Road was also discussed. Following discussion, John Orr made a motion that the Board get the Township's engineer, Buchart-Horn, to give us prices and ask for a specific timeline on Charles Road, River Road, and Green Street at Troutman's Auto projects, with priority given to the Charles Road project. Second by Joe Snyder. With all in favor, motion carried. These costs will be considered when preparing the 2014 budget.

5. John Brabits has requested that the Township purchase two new batteries for the EMC. Millersburg Borough will be asked to consider purchasing two batteries as well. Joe Snyder made a motion to purchase the batteries requested by John Brabits. Second by Ron Hepner. All in favor, motion carried.

6. The Board reviewed photos provided by Jeff Wilhelm of the possible sewage issue at his property. This matter is currently in the hands of DEP and Brian McFeaters. If an application is filed, the Township's charges may be refunded by DEP at the end of the year. With respect to the stormwater runoff problem from Neagley Road at the Wilhelm property, an infiltration trench could provide a solution for this issue.

7. Supervisors considered the estimate for the purchase of a new chainsaw in the amount of \$696.55 from Valley Ag and Turf. This matter was put on hold for now.

8. Attorney Howland has not reviewed the revised Employee Policy in detail. Secretary Warfel will provide copies of the policy to all employees for their review. Supervisors will meet with the employees during the first week of August to discuss any questions or comments they may have on the document.

#### New Business

1. Supervisors have been invited to attend a meeting with Congressman Barletta hosted by Millersburg Borough on July 30<sup>th</sup> from 10:00 a.m. to 1:30 p.m., with lunch at the Wooden Nickel. This meeting will be an opportunity to discuss the erosion on the riverbank and flooding issues on State Street. Ron Hepner and Joe Snyder will attend this meeting.

2. Supervisors have also been invited to attend a meeting to be held by Millersburg Borough officials with Tri-County Planning Commission representatives to discuss the access road to the MYO Park. This meeting will be held at the MYO Park at 1:30 p.m. Ron Hepner and Joe Snyder will attend.

3. John Orr proposed that the Board hold a Township Administration and Road Maintenance Planning meeting prior to preparing the 2014 budget. Orr provided questionnaires to be distributed to the employees to get their input in order to help set priorities in maintenance and help make decisions whether to rent or purchase equipment. Questionnaires should be returned by August 15<sup>th</sup>.

#### Public Comments:

1. Citing information with respect to this matter in previous minutes, Tom Shaffer addressed the Board regarding the repair of street cuts. He provided information as to how a previous Board of Supervisors had set the fee to obtain a street cut permit to include the cost of having our own personnel repair the cuts. This was done to have the street cuts repaired so that they would last longer by allowing time for stone to settle and using the Township's roller to compact the material.

2. Shaffer also had comments regarding the option to charge a fee for residents to use the compost center. This is a free service that the Township provides that the constituents appreciate. Also, enforcement of a fee would be difficult to enforce.

With no further business to discuss, Ron Hepner moved to adjourn. Second by Joe Snyder. All in favor, motion carried. Meeting adjourned at 11:35 a.m.

Respectfully submitted,

Betty A. Warfel, Secretary