

**Upper Paxton Township Board of Supervisors  
Regular Monthly Meeting  
May 14, 2014**

Those in attendance: Ron Hepner, John Orr and Robert Stoner, Supervisors; Betty Warfel, Secretary/Treasurer; Peter Howland, Esquire; Luanna Zimmerman, Manager; Brian McFeaters, SEO; Steve Quigley, Ned Smith Center; Dan Schlegel and Willard Schlegel. Students from Mr. Keim's Economics Class: Mark Simpkins, Cole Davis, Ryley Albright, Ian Lloyd, Kimberly Leitzel, Keaton Leshko, Brooke Spotts, Tucker Klawitter, Sam Witmer, Hanna Mowery, Gabielle Cross, Carrie Feidt, Payton Ditty, Madison Engle, Seth Ramberger, Caleb Alexander, Zach Ream, and Justin Shomper.

The meeting was called to order by Chairman Hepner at 7:00 p.m. All present recited the Pledge of Allegiance to the flag. Hepner welcomed MHS Economics students. Members of the Board and staff were introduced and Hepner proceeded to explain the functions of the Supervisors and staff in the Township, as well as services provided to residents such as Spring Cleanup Day and Upper Dauphin County Electronics Cleanup Saturdays. Robert A. Stoner was introduced as the new Supervisor; however, he abstained from voting at this meeting until the Oath of Office could be administered the following day.

**Public Comments:** Dan Schlegel and Willard Schegel addressed the Board to inquire whether Paxton Drive is scheduled for improvements during the current project bid season. Dan requested that the roadway be made wider in order for traffic to be able to pass safely and to have homeowners be notified to remove trees on the gravel portion of the road. Ron Hepner and John Orr explained the road study which is being prepared so that a plan for improvements to be made to all roadways in the township can be developed. This study will also include other work which needs to be done, i.e., corroded pipes which require replacement, in order to improve safety. Winter weather also causes additional issues to occur on the road surfaces. The Township only has a limited amount of money to make improvements, primarily from liquid fuels money, and it would not be in the best interest of the Township to borrow money to perform all of the work required. Manager Zimmerman has attended the Dirt and Gravel Roads Workshop in order to apply for grant monies in the event the Township is eligible to receive these funds. Supervisors will discuss this request with the road crew and determine whether any funds remaining after the current bids are awarded will be used to improve Paxton Drive.

**Old Business:**

1. Brian McFeaters, SEO, reported actions he has taken in an attempt to resolve the septic issue at the Robert Chubb property. McFeaters also requested that the Board provide direction for further actions he should take in the matter. In response to his correspondence requesting an update on actions taken by the property owner, Mr. Chubb responded that he has not obtained financing to replace the septic system and also stated that he lost his job in December and is not in a financial situation to make the required improvements. Legal avenues which the Township could pursue in this matter are (1) obtaining injunctions and having the property vacated until repairs are made or (2) having the Township pay for the repairs and placing a lien against the property. Mr. Chubb has not complied with DEP's requirement to have the system pumped out according to a set schedule. Mr. Chubb would be responsible to seek any help available

through the Veterans Administration. Brian McFeaters will provide all the necessary documentation of violation and regulations for Attorney Howland to prepare a letter to Mr. Chubb advising him of the legal ramifications if he does not comply with the Township's regulations. Mr. Chubb will also need to provide a copy of the PennVest loan application and give Supervisors an indication of the status of the loan request.

2. Steve Quigley, Executive Director of the Ned Smith Center, provided an update to the construction of the amphitheater. The project is moving forward and they are awaiting approval of a permit from Light-Heigel and delivery of pre-cast concrete. Supervisors are invited to the grand opening dedication ceremony to be held on July 25, 2014. In response to Chairman Hepner's inquiry, Quigley responded that there are currently no plans to correct the bank area of the roadway.

**Approval of Minutes and Financial Report:** Minutes of the April 9<sup>th</sup> monthly meeting and the April 23<sup>rd</sup> workshop meeting were reviewed by the Supervisors. Treasurer Warfel presented a monthly financial report and list of bills for payment. Upon review of these documents, Ron Hepner made a motion to approve the minutes of the April monthly and workshop meetings. Second by John Orr. All in favor, motion carried. John Orr moved to approve the Treasurer's report and pay the list of bills as presented. Second by Ron Hepner. With all in favor, motion carried.

### **New Business**

1. Supervisors reviewed a letter of resignation submitted by Supervisor Joseph H. Snyder. Snyder is unable to continue as Supervisor due to health reasons. Ron Hepner made a motion to accept Joseph Snyder's resignation as Supervisor. Second by John Orr. All in favor, motion carried.

2. Robert A. Stoner has agreed to accept the appointment as Supervisor for the remainder of Joseph Snyder's term of office. Ron Hepner made a motion to appoint Robert A. Stoner to serve as Supervisor for the remainder of Joseph Snyder's term until December 2015. John Orr seconded this motion. With all in favor, motion carried.

3. Supervisors proceeded to open sealed bids for the road projects advertised for bid in the April 15<sup>th</sup> and April 22<sup>nd</sup> issues of the Upper Dauphin Sentinel. (1) Paving project - Medical Road, Lebo Road, Susan Drive, Gary Drive (cul de sac) – bids received: Meckley's Limestone - \$127,794.00, Eastern Industries, Inc. - \$137,955.00, and Jay Fulkroad - \$166,966.75. (2) Sealcoat – Berry Mountain Rd., Grange Hall Rd., Isle of Q Rd., and Sheetz Rd. – bids received: Martin Paving - \$43,417.07, Hammaker's East, Ltd. - \$37,548.80. John Orr made a motion to award the Medical/Lebo Rd, Susan/Gary Dr. project to Meckley's Limestone, Inc. for \$127,794.00 and the Berry Mtn. Rd, Grange Hall Rd., Isle of Q/Sheetz Rd. to Hammakers East, Ltd., for \$37,548.80 with the condition that upon review of the bid packages all documentation and proper bonding have been submitted. Second by Ron Hepner. With all in favor, motion carried.

4. Chairman Hepner advised that the Township will celebrate its Bi-Centennial in 2017. Supervisors proceeded to discuss whether to plan a celebration for this milestone. Research will be done into what was done in the past and volunteers from a previous meeting will be contacted to determine if they are still interested in planning a celebration.

5. John Orr read a Resolution prepared by the Board commending Joseph H. Snyder for his service as Supervisor. Orr also offered praise for Snyder's decision to step down from the position due to his health issues even though he would have preferred to serve the remainder of his term. Ron Hepner made a motion to approve the Resolution. Second by John Orr. All in favor, motion carried.

6. The Millersburg Fire Company has extended an invitation to the Board and Township employees to attend the Annual Member Appreciation Banquet to be held on Saturday, May 31<sup>st</sup>.

**Public Comments:** None

With no further business on the agenda, Ron Hepner moved to adjourn into Executive Session to discuss personnel matters. John Orr seconded the motion. With all in favor, meeting adjourned into Executive Session at 7:52 p.m. to discuss personnel matters.

**Executive Session:**

Supervisors, Manager Zimmerman, Attorney Howland and Secretary Warfel entered into Executive Session at 7:55 p.m. Several personnel matters were discussed. With no further business to discuss, Ron Hepner made a motion to adjourn back into public session. Second by John Orr. All in favor, Executive Session adjourned at 8:15 p.m.

**Old Business:**

1. Supervisors reviewed the D.S. Marketing Land Development Plan. Discussion ensued regarding the terms outlined in the Stormwater Maintenance Agreement. Following discussion, John Orr made a motion to approve the D.S. Marketing Land Development Plan and Stormwater Management Agreement with the provision that the plan and agreement meet the provisions of the Dauphin County Planning Commission and the Dauphin County Conservation District with the understanding that the developer will record the documents and provide proof that the Stormwater Plan has been recorded in the Dauphin County Recorder of Deeds Office. Ron Hepner seconded the motion. With all favor, motion carried.

With no further business to be discussed, Ron Hepner moved to adjourn. Second by John Orr. All in favor, meeting adjourned at 8:30 p.m.

Respectfully submitted,

Betty A. Warfel,  
Secretary