

**LONDONDERRY TOWNSHIP BOARD OF SUPERVISORS
REGULAR MEETING MINUTES**

November 6, 2017
7:00 P.M.

The Londonderry Township Board of Supervisors held their regular meeting on Monday, November 6, 2017 at the Municipal Building, 783 S. Geysers Church Road, Middletown, Pennsylvania beginning at 7:00 p.m.

PRESENT: Ronald Kopp, Chairman
Mel Hershey, Vice Chairman
Anna Dale, Member
Michael Geyer, Member
Bart Shellenhamer, Member
Jeff Burkhart, Code/Zoning Officer
Andrew Kenworthy, Engineer
Steve Letavic, Township Manager
Mark Stewart, Solicitor

ATTENDEES: Andy Brandt
Tyler Erb
Doug Etter – VA Hospital
Ed Kazluskas
Stacy Longenecker – Light-Heigel
Dave Marcheskie – TMI
Lake Frederic Island Residents

Call to Order: 7:00 p.m.

Salute the Flag

Chairman Kopp announced that several changes have been made to this evening's agenda. A report will be given by the State Police and checks will be presented to the Lebanon Veterans Medical Center.

Brian White
PA State Police

Trooper White stated he is a patrol supervisor for this area. The statistics he was provided are from August 1, 2017 to October 31, 2017. During that time period, 8% of all calls were from this area. Out of 6,224 total calls, 487 occurred in this area, most of which were ordinary everyday occurrences such as traffic issues, criminal mischief, etc. Overall, this is a low-crime area and a good community in which to live.

Londonderry Township Board of Supervisors
Regular Meeting
November 6, 2017
Page Two

When questioned by a member of the audience as to where the majority of accidents occur, Trooper White responded that, without having the figures in front of him, he would say that our highways are horrible and it would be his assumption that it would probably be 283.

The following checks were presented to Mr. Doug Etter of the Lebanon Veterans Medical Center:

1. Mr. Dave Marcheskie, representing Three Mile Island, presented a check in the amount of \$4,000.00.
2. The Township Board of Supervisors presented a check in the amount of \$7,740.93, which was raised as a result of the Township's annual Stars & Stripes Event.

Citizen Input (Agenda Items Only) - None

Approval of Minutes – October 2, 2017

Moved by Shellenhamer, seconded by Dale the minutes of October 2, 2017 be approved.
Motion carried.

Technical Approval of Minutes – March 21, 2017

Moved by Geyer, seconded by Dale the technical minutes of March 21, 2017 be approved as amended to reflect the date change from August 16, 2016 to March 21, 2017. Motion carried.

Technical Approval of Minutes - February 19, 2014

Moved by Shellenhamer, seconded by Hershey the technical minutes of February 19, 2014 be approved as amended to reflect the change of the day from Monday, February 19, 2014 to Wednesday, February 19, 2017. Motion carried.

Manager's Report – Steve Letavic

The Manager requested approval of the following Resolution:

RESOLUTION 2017-8

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF LONDONDERRY TOWNSHIP
AMENDING RESOLUTION 2009-1 OPEN RECORDS POLICY, WITH A RIGHT-TO-KNOW
POLICY IN ACCORDANCE WITH ACT 3 OF 2008, THE RIGHT-TO-KNOW LAW.**

Moved by Shellenhamer, seconded by Dale the Resolution be approved. Motion carried.

The Manager presented a brief update on the budget process. When asked if there would be a need for a tax increase, the Manager responded that, at this time, it is uncertain until all the

figures are calculated. Supervisor Hershey informed the Board that the Township is still waiting to see if the State Police tax will be forthcoming

DCIB Loan/Resolution – This loan/resolution is in conjunction with the gaming grant application filed by the Township. Under this loan, five (5) of our most critical bridges have been replaced. The next bridge to be replaced will be the Swatara Creek Road Bridge. The Township Engineer explained that as a result of a surplus from the previous project (Beagle/Braeburn/Hollandale) plus the money from the new DCIB loan, there will be enough to cover the cost for the Swatara Creek Bridge Project.

The Manager requested approval of the following Ordinance:

**ORDINANCE #25689819
AN ORDINANCE FOR THE INFRASTRUCTURE BANK
2017 NOTE**

Moved by Geyer, seconded by Shellenhamer the Ordinance be approved. Motion carried.

In response to a question from Supervisor Hershey as to where the Township stands with the gaming grant fund, the Solicitor responded that recent legislation signed and passed into law by Act 42 of 2017 approves the expansion of gaming in Pennsylvania. The Act also included a fix of the local share provision that essentially reinstated the provision as it was and also a little bit of the money that comes from Hollywood Casino that was redirected to Lebanon County and a smaller amount to Schuylkill County, but the funding levels for Dauphin County remain intact. Some of the internet gaming that was authorized, along with some of the local share funds from that activity should it be undertaken by Hollywood Casino, would also supplement the local share dollars that are available through the grant process.

Treasurer's Report – Steve Letavic

The manager requested approval to pay the following expenditures for the month of October:

GENERAL FUND	\$ 404,185.76
GOLF COURSE FUND	\$ 82,028.84
LIQUID FUELS	\$ 2,450.29
ESCROW	\$ -0-
LVFC	\$ -0-
DEBT Service	\$ 31,973.10
TOTAL	\$ 520,637.99

Moved by Dale, seconded by Geyer the expenditures for October 2017 be approved. Motion carried.

Londonderry Township Board of Supervisors
Regular Meeting
November 6, 2017
Page Four

Moved by Hershey, seconded by Shellenhamer that the use of multiple windmill/wind wheels on the property located at 3950 E. Harrisburg Pike and owned by Friends in Action be approved per conditions set forth by the Zoning Hearing Board..

Ayes: Kopp, Hershey, Geyer, Shellenhamer
Abstain: Dale
Motion carried.

Moved by Shellenhamer, seconded by Geyer the following waiver for the Lot Add-On Plan for Ray D. and Amy L. Kennedy, Beagle Road be approved:

Chap. 22, Part 3 Section 304.1 – Plat Requirements and Processing Procedures
Motion carried.

Moved by Geyer, seconded by Dale the following deferrals for the Lot Add-On Plan for Ray D. and Amy L. Kennedy, Beagle Road be approved:

Chap 22, Part 5, Section 22-506- Curbs and Gutters
Chap 22, Part 5, Section 22-507- Sidewalks
Chap. 22, Part 5, Section 22-508- Shade Trees
Motion carried.

Moved by Dale, seconded by Hershey the Preliminary/Final Subdivision and Land Development Plan for Ray D. and Amy L. Kennedy, Beagle Road be conditionally approved and that all outstanding items from Conewago Township and the comments from HRG be addressed.
Motion carried.

Jeff then reported that the Zoning Hearing Board held its regularly scheduled meeting on Monday, October 9, 2017 at 7:00 p.m. and the Planning Commission held its regularly scheduled meeting on Monday, October 16, 2017 at 7:00 p.m. at the Township Building, 783 S. Geyers Church Road, Middletown, PA 17057. He further stated that this information will become a permanent segment of the minutes and, in addition, will be posted on the web site.

RTK UPDATE - ISLANDS: Ed Kazlauskas

Ed stated that the purpose of this report is to inform the Board of the progress being made to date in responding to the Right-to-Know Requests.

Since July 29th, the Township has received 139 RTKs and has responded to 101 RTKs that have been properly received within the timeframe required under the Right-to-Know Law. The remaining RTKs are in the process of being reviewed and will be processed. Of the total number of RTKs for which a response was made, 32 have been appealed by the requestor to the Office of Open Records (OOR). The Township has received favorable decisions from the OOR on all appeals decided by the OOR to date. Those decisions may be found on their web site.

Londonderry Township Board of Supervisors
Regular Meeting
November 6, 2017
Page Five

The Township is in the process of taking a pro-active approach to strengthen its ability to serve the residents of the Township and steps will be taken to provide timely information regarding scheduled meetings, as Jeff just pointed out, and clarification when meetings are not held as advertised. We will also identify meeting minutes for the Board of Supervisors regular meetings and the Board of Supervisors work session meetings when held. Planning Commission meeting minutes will also be identified and posted. Minutes will not be posted until approved.

Retention records files are being reviewed and, where appropriate, steps will be taken to comply with the recommendations regarding the length of time that records are to be retained and/or destroyed. If disposal is recommended, those records will be identified and brought before the Board for appropriate action.

In conjunction with what was stated above, it is noted that the work session scheduled for Tuesday, October 17, 2017 was not held.

MS-4 Environmental Department – Tyler Erb

Environmental Education Grant - Final report for the grant has been submitted, awaiting DEP approval and reimbursement.

Inlet Protection Devices – Order has been placed for five inlet protection devices and should be here within a month. Once a delivery date is solidified, we will work with Public Works to schedule an installation. These bags will prevent hydrocarbons and sediment from entering the stormwater system.

Golf Course Bioswale – After discussing the plans further on the design of the bioswale, a conclusion was reached that using only one bridge would be a better design. This will minimize the amount of lumber and decrease the maintenance for the bridge.

Public Works Report

Andy reported on work that was done in October and also discussed the work planned for the month of November. In response to an inquiry from Chairman Kopp regarding tree trimming over certain roadways in the Township, Andy responded that a list has been prepared prioritizing the order in which the roads will be done.

Golf Course and Bar & Grill Report – Sam Risteff

Moved by Shellenhamer, seconded by Hershey that the purchase of a new beverage cart from Golf Cart Services be approved. Motion carried.

Engineer's Report - Andrew Kenworthy

Nothing to report.

Londonderry Township Board of Supervisors
Regular Meeting
November 6, 2017
Page Six

Solicitor's Report - Mark Stewart
Nothing to report.

EMA Report – Lester Gilbert

Supervisor Hershey stated that Lester is not here this evening as he is leaving for vacation. He also informed the Board that he and Lester attended a workshop at the County on the new reporting system from PEMA. He touched on several items of concern to the Township, i.e., the difference between a disaster emergency and a state of emergency. The Township needs the signature of three supervisors and the secretary to declare a disaster emergency if it is believed the Township is going to have a problem. He further stated the necessary forms for reporting any and all damage will be made available to staff.

New Business

Supervisor Geyer expressed concern regarding the traffic issues at Route 230 and Hertzler Road (Cedar Manor) and at Route 230 and S. Deodate Rd. (Tool Shed). Several options were mentioned, but the Manager recommended working with the traffic group from HRG to provide a solution.

Old Business

Supervisor Hershey stated he is aware of an initiative in the Pennsylvania House and Senate that recommended the Federal Emergency Regulatory Commission implement a policy to bring jobs to America. He wanted to know if it would be good for the Township. The Manager's response was that yes it's a supporting resolution so we can get some protection for all energy companies, including Three Mile Island. The purpose is to try to preserve the jobs that are there and Pennsylvania can come together to pass the resolution and send it to Washington for discussion with FERC.

Chairman Kopp then requested citizen input for anything that is not on the agenda.

Terry Douglas Wealand
Laurel Drive & also Hill Island/ Lake Frederic

I talked last month. I can tell you guys I am pretty stoked. We will have an election here that is going to take place in less than 12 hours. The journey that I have taken myself over the last 30 days, I made a decision to run as a write-in candidate. I can tell you some of the people I have met and the conversations that I generated with citizens and people that out on the lake that have vested interest in this township caused me to be pretty humble. We got a pretty high caliber of people that live and work and play out here in this township, which I am sure you guys all realize that. We have two incumbents on our Board between Mr. Geyer and Mr.

Londonderry Township Board of Supervisors
Regular Meeting
November 6, 2017
Page Seven

Shellenhamer. I want to tell both of you gentlemen I wish you the best of luck tomorrow and I hope you wish me luck too because I am going to need it.

To set the record straight, I entered into this thing with the best of intentions. I have no ill will and I am here to help and also if I am given the opportunity by the citizens of our township out here. I look forward to working with each one of you guys. I thank you very much. Semper Fi.

Michele Comp
Shelly Island

I'd like to make a request. Mr. Kaziauskas shared on the Right-to-Know updates. Next to that on the agenda it says "islands". The islands weren't mentioned at all in his conversation so I think that is a little deceptive. It's included in the minutes that that would be what was discussed. Also, I feel as if it was made to appear as if people were confused. I don't have a right-to-know request in, but from what I understood, it sounded as if people were confused as to why the minutes weren't posted as if they were a draft or official minutes. I have checked for minutes since this summer up until the last meeting. Minutes still had not been posted, official or in draft form so we are now in the eleventh month and just now have minutes available for my viewing from January. So I just wanted to make sure that was included in the record that I was not uneducated or ill informed as to what it meant by draft or official minutes. They were not there and also if they could be removed since the islands weren't mentioned.

Chairman Kopp – The islands were mentioned. That was his report. His report was on the right-to-know requests, which were all basically from the island properties so that is the hyphen there and the islands were not overlooked.

Michele Comp – I appreciate that but in your letter that I recently received it also said that it was from angry seasonal residents. Any of those right-to-knows could have come from people who own their property as well so I think there is some misinformation being put out and it's not clear. It made it seem as if this was ill will. I have checked for minutes. Like I said, I haven't filed a right-to-know, but I checked for your minutes and they were not there.

Chairman Kopp adjourned the regular meeting at 8:52 p.m. to discuss a personnel matter.

Chairman Kopp reconvened the regular meeting at 8:55 p.m. and reported no action would be taken.

Moved by Shellenhamer, seconded by Dale the meeting adjourn at 8:55 pm. Motion carried.



Secretary