

EAST PENNSBORO TOWNSHIP
BOARD OF COMMISSIONERS
FEBRUARY 6, 2019

Regular Meeting

7:00 p.m.

A Regular Meeting of the East Pennsboro Township Board of Commissioners was held on Wednesday, February 6, 2019, at 7:00 p.m. at the Community and Municipal Center, 98 S. Enola Drive, Enola, Pennsylvania.

Those present were: Commissioners - John Kuntzelman, President; George Tyson, Vice President; Charley Gelb, Kristy Magaro and Raymond "Skip" Magaro; John Pietropaoli, Township Manager; Lisa M. Coyne, Esquire, Township Solicitor; John B. Owen, Assistant Township Manager; Jared Hockenberry, Township Engineer; Dearan Quigley, Housing & Community Development; Chief Mark Green, Police Department; and Erik Owen, Fire Marshal.

I. CALL TO ORDER

President Kuntzelman called the meeting to order at 7:00 p.m. A moment of silent meditation was observed, followed by the Pledge of Allegiance to the Flag.

II. APPROVAL OF REPORTS

MOTION approving the following itemized reports:

1. Fire Department Report - January 2019
2. Building Permit Report - January 2019

was made by Mr. Tyson, seconded by Ms. Magaro, and was carried by a unanimous aye vote.

III. APPROVAL OF MINUTES

MOTION approving the following itemized minutes:

1. Regular Meeting - December 20, 2019
2. Regular Meeting - January 9, 2019

was made by Mr. Tyson, seconded by Ms. Magaro, and was carried by a unanimous aye vote.

IV. ITEMS FOR DISCUSSION AND APPROVAL

MOTION authorizing payment of invoices and payroll pending review and signatures of Commissioners, was made by Ms. Magaro, seconded by Mr. Tyson, and was carried by a unanimous aye vote.

MOTION to appoint Denelle Owens to the position of Police Detective, from the East Pennsboro Civil Service eligibility list, effective Sunday, February 10, 2019, was made by Ms. Magaro, seconded by Mr. Tyson, and was carried by a unanimous aye vote.

MOTION to appoint Matthew Roberts to the position of Police Sergeant, from the East Pennsboro Civil Service eligibility list, effective Sunday, February 10, 2019, was made by Mr. Tyson, seconded by Mr. Skip Magaro, and was carried by a unanimous aye vote.

MOTION to appoint Brian Ebersole to the position of Police Sergeant, from the East Pennsboro Civil Service eligibility list, effective Monday, February 11, 2019, was made by Mr. Skip Magaro, seconded by Ms. Magaro, and was carried by a unanimous aye vote.

V. BUSINESS FROM THE FLOOR

Mr. George Gebhard, 1316 Fourth Street, West Fairview, addressed the board concerning the property at 1318 Fourth Street. He handed over documentation to the Codes Enforcement Officer regarding problems with the current owner since they took ownership. Since last summer they have had over 30 police calls to that address. Six people who have lived at that address have personally been arrested. The only person who has ever lived at that address that he has not had a confrontation with, or some sort of police involvement, is Mr. Varlow-Walters, who is appearing with them this evening.

Mr. Myron Varlow-Walters, a resident at 1318, stated he was moved into the apartment fraudulently.

He was told it was not a rooming house, but has since found out that they have been lying the whole time. He asked for a refund, which the property owner would not give. Just last month he found out that they are posting the house on a criminal justice Web site. They were informed of this by the State Probation and Parole Office, so every person coming through there, except for him, has been of a criminal element. He further noted just this weekend the cops were there every day. Today is the first day they have not been there in the last week.

He stated he was present to verify what the neighbors are saying that it is an illegal rooming house and there is a lot of criminal activity going on at the residence.

President Kuntzelman thanked the neighbors for showing up, and noted it must be hard living like that. Mrs. Donna Gebhard noted it is especially difficult with their young children and they are worried about residents coming in and out. Mr. Varlow-Walters noted two of the residents are unregistered sex offenders with minors. Mr. Gebhard noted it seems as though this house only gets people who are not welcome in other areas so they will bring in those people because they know they have nowhere else to go. The landlord makes sure that most of them cannot drive, she insists that they are not allowed to talk to the neighbors. Unfortunately, neighbors on the street have had to purchase cameras and extra external lights.

Mr. Gebhard noted the property is not coded as a rental, and none of them pays taxes because half of them do not even change their address to that location. The two sex offenders are on Megan's Law list but are still registered at an address that they were registered at prior to moving to this address. By law, they have 24 to 48 hours to reregister with a new address, and they have been there for five or six months. He noted he has young children and the law

was written to protect families and children, but they are not following through.

The neighbors have been in touch with Codes Enforcement for the past three years. Every time they ask the landlord if she is renting the property, and she always says no, it is her family. Mr. Gebhard produced paperwork for the board to review to see that it is a recurring process. Mr. Varlow-Walters substantiated what Mr. Gebhard stated, indicating he was brought in to intimidate the neighbors. He relocated here from Tennessee and looked on Craig's List for cheap and convenient housing and saw the ad. When he met with the landlord, she said she wanted me to intimidate, and she even lowered the rent so he would rent. After he realized she lied about the listing, he asked for his money back, she made an offer that she was going to put him in another one of their residences in Dauphin County, and then she reneged on the deal. He informed the board she has an ad on Craig's List right now. Mr. Gebhard noted three more people just moved in Saturday night from Dauphin County probation.

President Kuntzelman stated he will get with the Codes Department and Police Chief Green tomorrow and will get back in touch with the residents to see what can be done.

Mr. Matthew Vickless, Special Assistant to the President at Central Penn College, addressed the board concerning a project the college undertook a few years ago to standardize the zoning of all college properties. Since that time, there have been a number of changes at the college, including a major change in leadership, and they would like to revisit this issue. He invited everyone to an information session at the college on Monday, March 4, at 5:30 p.m., at rooms 200/202 in the A-Tech building, which will be facilitated by Dr. Williams. The purpose of the meeting is to share her vision for the college and how the proposal for standardization for the college will

support that vision. President Kuntzelman noted the township has always had a good working relationship with the college and the board looks forward to the meeting.

VI. ITEMS FOR DISCUSSION AND APPROVAL (continued)

MOTION to appoint Michael Signor of 927 Hawthorn Street, Enola, to a five-year term on the Recreation Board ending February 1, 2024, was made by Mr. Gelb, seconded by Mr. Tyson, and was carried by a unanimous aye vote.

MOTION to accept the retirement of John W. Kuntzelman as East Pennsboro Township Local Emergency Coordinator, was made by Ms. Magaro, seconded by Mr. Tyson, and was carried by a unanimous aye vote.

MOTION to appoint Erik Owen as East Pennsboro Township Local Emergency Coordinator, and direct the Township Manager to execute notification to the director of Cumberland County Public Safety, was made by Mr. Skip Magaro, seconded by Ms. Magaro, and was carried by a unanimous aye vote.

MOTION to table items 8 and 9 on the agenda until the next meeting, was made by Mr. Tyson, seconded by Ms. Magaro, and was carried by a unanimous aye vote.

MOTION to approve Resolution no. 2019-01 updating the East Pennsboro Township fee structure for 2019, was made by Mr. Tyson, seconded by Ms. Magaro, and was carried by a unanimous aye vote.

MOTION to support the adoption of Country Club Road from Bridge Road and Country Club Road to Country Club Road and Oyster Mill Road, by neighbors of Floribunda and Keep America Beautiful, was made by Mr. Gelb, seconded by Ms. Magaro, and was carried by a unanimous aye vote.

Mr. Pietropaoli noted the township picks up garbage and assists them in putting up signs.

VII. EXECUTIVE SESSION

Ms. Coyne noted there was an Executive Session this evening from 6:30p.m. to 7:00 p.m. for purposes of personnel and possible litigation.

(Whereupon, the meeting was recessed at 7:31 p.m. in order to hold public hearings, and was reconvened at 8:00 p.m.)

MOTION to approve Ordinance no. 805-2019 amending Ordinance no. 779-2013 of the codified Code of Ordinances 757-2009, Chapter 22, Land Development Ordinance of East Pennsboro Township, by amending part 7, Storm Water Management, section 22-712.1, exemptions, to increase regulated activities from 1,000 to 5,000 square feet of new impervious surfaces from the storm water management site plan preparation requirements; deleting section 2, regulated activities, that create new disconnected impervious areas; deleting section 3, regulated activities, based upon parcel size and table; and renumbering section 4, agricultural plowing and tilling to section 2; and section 5, forest management activities to Section 3, was made by Ms. Magaro, seconded by Mr. Tyson, and was carried by a unanimous roll-call vote.

VIII. NEW BUSINESS

Mr. Pietropaoli provided an update on the trash and sewer collections at the end of 2018. Collections came a little short of \$1.5 million, but they are still collecting on delinquent accounts.

He informed the board they are developing a mailbox replacement or snow damage policy. The township currently does not have a written policy to handle mailbox damage, grass damage, or car damage.

Mr. Gelb asked if there was any progress on the Summerdale property since the last meeting. Mr. Pietropaoli noted the next step is a meeting at PennDOT regarding the grants. They are still looking for an extension of the grants.

Mr. Quigley stated there is a pre-application land development meeting next week. That will be the first time that the township may see a sketch plan. The MPC does not require them to bring a sketch of what they are proposing because their 90-day clock then starts at that meeting, so the township cannot even require them to bring a plan of what they want to do. Most developers bring a sketch plan because they want feedback, but the township cannot require that. However, based on the ordinance, only 40 percent can be residential.

MOTION to adjourn the meeting at 8:08 p.m., was made by Ms. Magaro, seconded by Mr. Tyson, and was carried by a unanimous aye vote.