

EAST PENNSBORO TOWNSHIP
BOARD OF COMMISSIONERS
MARCH 6, 2019

Regular Meeting

7:00 p.m.

A Regular Meeting of the East Pennsboro Township Board of Commissioners was held on Wednesday, March 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; Kristy Magaro, Charles Gelb 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. Police Report - January 2019
2. Building Permit Report - February 2019
3. Fire Report - March 2019

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

III. APPROVAL OF MINUTES

MOTION approving the minutes of the Regular Meeting for February 6, 2019, was made by Ms. Magaro, seconded by Mr. Tyson, and was carried by a unanimous aye vote.

IV. BUSINESS FROM THE FLOOR

Mr. Gene Assante, 817 Acri Road, recommended that the board consider getting the meeting room microphoned so that the audience can hear both the speakers and the board more clearly. President Kuntzelman stated they are in the process of doing just that.

Mr. James Nissley, of Nissley Landscape Materials, Enola, addressed the board concerning his neighbor's property at Central Hardware. He stated it is becoming a nuisance property in the neighborhood and keeps getting worse. He provided several pictures of the debris at the site as exhibits for the board. He noted it is detracting from his property value and asked what has to be done to have it cleaned up. Additionally, now the gentleman is selling propane and has propane exchanges right next to the building, which may be a fire hazard.

Mr. Quigley noted there is a long history of problems with this property. Property maintenance is currently being addressed through a new avenue, as previous attempts to correct this problem have not met with great success. President Kuntzelman told Mr. Nissley the township will report back to him after new attempts are executed.

Mr. William Brougher, 642 Mountain Road, addressed the board on behalf of Northeast Fire and Rescue, Company 20. He thanked the board for its past and continued support and indicated they have engaged the architect again in reference to their station. They have a tight budget and have downsized original ideas. They will keep the board updated on construction. He announced Northeast's barbecue will be held April 27. Due to the deteriorated condition of the social hall, they are not allowing any other functions other than company meetings.

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Mr. Dale Crossland, Mountain Road, complimented township road crews for the excellent job they have done plowing this winter.

V. 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. Skip Magaro, and was carried by a unanimous aye vote.

MOTION to approve Resolution no. 2019-02, f East Pennsboro Township Comprehensive Plan as prepared by Environmental Planning and Design, was made by Mr. Tyson, seconded by Ms. Magaro, and was carried by a unanimous aye vote.

Ms. Coyne noted the public hearing was conducted as required by the MPC on February 6. All other required publications and notices to the school district, as well as to adjacent municipalities, has occurred.

MOTION to authorize the release of the entire Irrevocable Standby Letter of Credit no. SB-004211 by S&T Bank for 489 Lancaster Avenue for \$10,850.00, as recommended by the Township Engineer, was made by Mr. Tyson, seconded by Mr. Gelb, and was carried by a unanimous aye vote.

The board reviewed the East Pennsboro Township Authority Articles of Incorporation. Ms. Coyne noted the resolution also extends the life of the Authority for another 50 years as a cost-saving measure for advertisement. The Authority has already acted on the resolution. The township has to accept their request to amend the Articles. It will be filed with the Department of State. The Authority met and established Regular Meeting dates of the third Thursday of each month.

MOTION to approve Resolution no. 2019-03 to amend the Township Authority Articles of Incorporation by

adding item 8 to acquire, hold, construct, improve, maintain, operate, own and lease, either in the capacity of lessor or lessee stormwater systems or parts thereof including the planning, management, and implementation of stormwater systems, and amending paragraph 7 to state the term of existence of this Authority shall be for a period ending on February 1, 2069, was made by Ms. Magaro, seconded by Mr. Tyson, and was carried by a unanimous aye vote.

MOTION to approve the attendance policy for Township board and commission appointees as distributed to the Commissioners for review on November 2, 2018, was made by Mr. Gelb, seconded by Mr. Skip Magaro, and was carried by a unanimous aye vote.

MOTION to approve the mailbox winter operations damage policy as distributed to the Board on February 14, 2019, by staff, was made by Mr. Skip Magaro, seconded by Mr. Tyson, and was carried by a unanimous aye vote.

MOTION to request PennDOT to review the right-turn restriction from southbound U.S. 11/15 to State Street (SR 0944) to determine if the restriction is still warranted, was made by Mr. Tyson, seconded by Ms. Magaro, and was carried by a unanimous aye vote.

(Whereupon, the proceedings were recessed at 7:30 p.m. in order to hold a public hearing, and was reconvened at 7:48 p.m.)

MOTION to approve Ordinance no. 804-2019, Map Amendment to change Lot 1, Plan of Janice L. Woods PIN 09-14-0835-004 from R-1 Single-Family District to Commercial Limited Zoning District (CL) and the Zoning Text Amendments to add definitions for Ambulance Service and Ambulance Service Facility to the Zoning Ordinance and add Ambulance Service Facility to the Permitted Uses for Commercial Limited (CL) Zoning

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District, was made by Ms. Magaro, seconded by Mr. Tyson, and passed by a roll-call vote of 5-0.

Mr. Skip Magaro noted for the record that he lives at 21 Salt Road and has no interest or monetary interest involved in that property, but his property and said property touch in the corner.

MOTION to approve Resolution no. 2019-04 accepting the Memorandum of Understanding (MOU) with Hampden Township concerning joint fire response, was made by Mr. Tyson, seconded by Mr. Skip Magaro, and was carried by a unanimous aye vote.

Mr. Quigley informed the board the township has received a request for a text amendment in the PRO Zoning District to permit professional services. The next appropriate action would be for this board to refer that to the Planning Commission and Cumberland County Planning Commission. Professional services include services such as hairdressers and nail salons. The PRO district is Center Street at Blue Shield and the small shopping area, doctor's offices, and a day care across the road.

MOTION to refer the Zoning Ordinance text amendment request for the Professional Office Zone relative to "professional services" to the East Pennsboro Township Planning Commission and the Cumberland County Planning Commission for review and comment, was made by Mr. Tyson, seconded by Ms. Magaro, and was carried by a unanimous aye vote.

VI. NEW BUSINESS

Mr. Tyson noted with extensive work done by Township staff to determine current collection of the fire tax enacted last year, in anticipation of additional funds that would be generated for fire departments, and hearing tonight about Northeast Company 20's endeavor to proceed with building their new station, he suggested portions of the funds be

released for projects such as the renovation at Company 20. Mr. Tyson further noted that there needs to be an accounting where everyone is aware of what those funds are used for, the building projects at each of the stations, but this enables the company to have the money to proceed.

MOTION to direct the Township Manager to release 50 percent of the Fire Budget Capital Improvement Fund at a 50/50 split between Enola Company 3 and Northeast Fire and Rescue, was made by Mr. Tyson, seconded by Mr. Skip Magaro, and was carried by a unanimous aye vote.

Mr. Pietropaoli updated the board concerning the military banner program with American Legion Post 1151. They have order forms now which will be on the Web site, and more available at the township. The Township will be assisting the American Legion on Memorial Day weekend. The plan is to replace the American flag with banners from Shady Lane to Enola Drive throughout the old part of Enola. Afterward, the township will partner with West Fairview American Legion to get the same banner program in that area. The Township's commitment is the hardware and installation of the two-sided banners at Memorial Day and taking them down at Labor Day.

Mr. Pietropaoli discussed a letter received from a resident of Kemper Alley, Ms. Linda Gupp, who has been in multiple times the last couple of years regarding making the alley one way due to traffic and limited parking on the alley. He noted it is a safety concern with the width. He asked the board to review the request for the next meeting.

Mr. Pietropaoli noted the board's workshop meeting scheduled for March 20 will include having the Little League football team coming in to honor them for their achievement, as well as the Cub Scouts will be coming in for permission to do their camping at the Adams-Ricci Park.

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Mr. Pietropaoli noted Imagination Station replacement was delivered last Friday, and additional pieces will arrive tomorrow. Township Public Works crews will be meeting with the assembly people in the next week to try to preassemble in the garage during bad weather. The plan is to have it up and fully usable by Memorial Day.

MOTION to adjourn the meeting at 8:05 p.m., was made by Mr. Tyson, seconded by Ms. Magaro, and was carried by a unanimous aye vote.