

May 13, 2020  
Lickdale, PA

The Union Township Board of Supervisors met in regular session on Wednesday May, 13 2020. The meeting was held at the Municipal Building, 3111 SR 72, Jonestown, PA.

Dennis Firestone called the meeting to order at 7:00 PM.

Present:

Dennis Firestone, Chairman  
Kerry McCrary, Vice Chairman  
Gary Longenecker, Secretary  
Brent McFeaters, Township Manager  
Elizabeth Krause, Zoning Officer  
Paul Bametzreider, Township Solicitor  
Steve Sherk, Township Engineer

#### PUBLIC COMMENTS

Brent McFeaters, Township Manager said that he did not receive any emails for public comments from anyone that had any concerns for this meeting.

#### APPROVE LICKDALE SEWER MEETING MINUTES

No meeting was held in April.

#### LICKDALE SEWER FINANCIAL REPORT – APRIL

Kerry McCrary made a motion seconded by Gary Longenecker to approve the Lickdale Sewer Financial Report. All approved.

#### AMEND THE MARCH LICKDALE SEWER BILLS PAYABLE AMOUNT

Brent McFeaters, Township Manager explained to the Board that check # 2479 payable to Walter's Environmental Service in the amount of \$2,901.75 was missed on the bills payable amount from the Lickdale Sewer Fund for March. He added that the total bills payable for March should be amended from \$4,350.11 to \$7,251.86. Dennis Firestone made a motion seconded by Gary Longenecker to approve amending the amount of the March Bills Payable from the Lickdale Sewer Fund to \$7,251.86. All approved.

#### LICKDALE SEWER BILLS PAYABLE – LICKDALE SEWER FUND \$35,805.15

Gary Longenecker made a motion seconded by Kerry McCrary to the bills in the amount of \$35,805.15 from the Lickdale Sewer Fund. All approved.

#### APPROVE BOS MEETING MINUTES FROM APRIL 8, 2020 MEETING

Kerry McCrary made a motion seconded by Gary Longenecker to approve the April 8, 2020 the Board of Supervisors Meeting minutes. All approved

FINANCIAL REPORT - APRIL

Dennis Firestone made a motion seconded by Gary Longenecker to approve the Financial Report for April 2020. All approved.

FORT INDIANTOWN GAP – DAVID WEISNICHT

David Weisnicht did not attend the meeting, but Brent McFeaters informed the Board that Mr. Weisnicht said the Gap is running at half capacity and are still doing some training exercises.

STATE POLICE – MONTHLY REPORT

The report is available with handouts when provided by the State Police.

NORTHERN LEBANON FIRE AND EMERGENCY SERVICES (NLFES)

The report is available with Handouts (only when provided by the NLFES)

LIFE LION AMBULANCE SERVICE

The report is available with handouts when provided by Life Lion Ambulance Service.

PLANNING COMMISSION – LIZ KRAUSE

Dennis Firestone said the Planning Commission did not hold their April nor their May meeting.

ZONING OFFICER REPORT – LIZ KRAUSE

Liz Krause reported that six (6) permits were totaling \$911.00, and \$6,167.55 was received in reimbursement of fees and \$2,067.90 in plan submission fees.

Liz Krause also informed the Board that Zoning Hearing Board Case #20-01 for setback variances for a garage at 58 Racehorse Drive and Zoning Hearing Board Case #20-02 for setback variances for a garage at 421 Jonestown Road has been continued until June 22<sup>nd</sup> at 7:00 p.m.

Dennis Firestone said he noticed a new structure was being erected on Jonestown Road near Maple Lane and asked if a permit was obtained. Liz Krause, Zoning Officer said she would check her records and let him know.

ROAD FOREMAN REPORT – BRENT MCFEATERS

Brent McFeaters Township Manger informed the Board that the road crew installed a pipe at Neuins Lane, did widening work at Silvertown Road which has been paved and also did the work on the widening at Huckleberry Road. He added that the road crew is currently mowing and are working on the downspouts to enable the water to drain correctly.

Dennis Firestone said that he talked to Scott Rights about drilling some holes into the vault at the sewer plant. Brent explained that there are some valves in the lower section of the vault that are about 30-feet deep, and by drilling some holes in the vault, they would be able to run a rod down with a turn handle so they can adjust the valves from the top of the vault rather than having to go down 30 feet in the vault to close the valves.

ENGINEERS REPORT – STEVE SHERK

1. Street Occupancy / Driveway Permits: No permits were issued since the last meeting.

2. Atlantic-Sunrise Pipeline. It's our understanding landscape restoration work is underway. There is \$75,000 remaining deposited as security until all restoration work is complete and the contractor yard is removed at Wolf Lane. All other work is complete.
3. Quartermaster Road Culvert. Final paving was completed on Monday, May 11<sup>th</sup>. There was a washout discovered at upstream headwall. We are working with the contractor to have this area repaired. Per the approved contract, final completion is required by May 29, 2020. We expect a final application for payment will be presented at the June meeting.
4. Silvertown Road Culverts. All work is complete, including punch list items. See my letter dated May 11, 2020 recommending final payment in the amount of \$7,040.85. Last month we submitted a project completion report to the Lebanon County Conservation District in order to secure the awarded \$115,000 reimbursement from DEP's Dirt Gravel and Low Volume Road Maintenance Fund. It is our understanding the reimbursement payment is being processed. After a brief discussion regarding the project, Dennis Firestone made a motion seconded by Kerry McCrary to make the final payment to A. H. Moyer in the amount of \$7,040.85. All approved.
5. Ridge Road Bridge Replacement. Following receipt of bonding and insurances, the Agreement was signed and a "Notice to Proceed" letter was issued to Custer Excavating, Inc. on April 28, 2020. A pre-construction meeting was held on Monday, May 11<sup>th</sup>. Custer plans to start mobilizing and demolition activities within the next three weeks after they receive Notice from Lane Enterprises that that fabrication of the aluminum box culvert and related products is complete and ready for delivery. See my letter dated May 11, 2020 recommending payment in the amount of \$5,157.00. This payment includes bonding and insurances. Kerry McCrary made a motion seconded by Gary Longenecker to issue payment of \$5,157.00 to Custer Excavating. All approved.
6. 2020 Paving Projects. Bonding and insurances were received for all three contracts, including the overlays (Pennsy Supply), oil & chip (Martin Paving) and the parking lot paving (Ronnie C. Folk). A pre-construction meeting with Ronnie C. Folk scheduled for next week to discuss the parking lot project.
7. PennDOT Green-Light-Go. We plane to move ahead with 12-hour vehicle counts at each intersection, preparation of a Traffic Signal Design Report to retime all three (3) signals, and preparation of revised Traffic Signal Permit Plans and applications for submission to PennDOT. Due to reduced traffic congestion related to Covid-19 closures, we will likely delay the 12-hour vehicle counts until Lebanon County moves to "green phase" and traffic counts return to normalcy. Steve added that he just received a letter that the project has been placed on hold due to Covid-19 and Brent McFeaters said he received a letter stating that they want to see where the funding is once Covid-19 settles down noting that the Township could still receive the funding but it could be pushed back a year.

In concluding his report, Steve said he and Brent looked at the Ridge Road Culvert after the Ridge Road Bridge Preconstruction Meeting which is an area that has a lot of flooding. Brent provided the Board with the existing conditions of the culvert and said that debris get caught in the middle of the pipes which restricts the flow and causes the water to run over the road, noting that this area has flooded three or four times over the last two years.

After a discussion regarding the lengthy permitting process involved in replacing the culvert, Dennis Firestone made a motion seconded by Kerry McCrary to authorize Steve Sherk, Township Engineer to start the process for the design and permitting for the culvert next to the Ridge Road Bridge area. All approved.

**SOLICITOR'S REPORT – PAUL BAMETZREIDER**

**PUBLIC HEARING REGARDING ORDINANCE #180 – REVISIONS TO THE REQUIREMENTS OF THE FLOODPLAIN DISTRICTS, UNION TOWNSHIP ZONING ORDINANCE, ARTICLE XII, SECTION 210-75 ET.SEQ., ARE REQUIRED BY FEMA IN ORDER FOR THE TOWNSHIP TO COMPLY WITH CURRENT NFIP GUIDELINES**

Atty. Bametzreider called the Public Hearing to Order at 7:22 p.m. and explained that the Hearing is being held in accordance with the Municipal Planning Code which requires that a Public Hearing occurs before adopting an ordinance amending the Zoning Ordinance and it must be done pursuant of Public Notice.

Atty. Bametzreider explained that The Public Hearing was advertised on April 22<sup>nd</sup> and April 29<sup>th</sup> in accordance with the Municipal Planning Code. He explained that Ordinance #180 will amend and replace the current regulations in the Union Township Zoning Ordinance regarding the regulations of Flood Plains and it's required by Federal Law that the Township update their Flood Plains in order to reflect the most recent map of the National Flood Insurance Maps. Since there was no public at the meeting, Atty. Bametzreider asked if the Board wanted to make any statements regarding the Ordinance. Liz Krause said one resident called and asked for a copy of the proposed Ordinance. Since there were no questions or comments Atty. Bametzreider closed the Hearing at 7:24 p.m.

The regular Board of Supervisors Meeting reconvened at 7:24 p.m.

**MOTION TO APPROVE ORDINANCE #180 – REVISIONS TO THE REQUIREMENTS OF THE FLOODPLAIN DISTRICTS, UNION TOWNSHIP ZONING ORDINANCE, ARTICLE XII, SECTION 210-75 ET.SEQ., ARE REQUIRED BY FEMA IN ORDER FOR THE TOWNSHIP TO COMPLY WITH CURRENT NFIP GUIDELINES**

Atty. Bametzreider asked the Board to consider adopting Ordinance #180. After a brief discussion, Gary Longenecker made a motion seconded by Kerry McCrary to adopt Ordinance #180 updating the requirements of the Floodplain Districts in Union Township's Zoning Ordinance.

**FIRST INDUSTRIAL/LOGISTICS PARK PHASE II – MAINTENANCE BOND AND DEED OF DEDICATION/BILL OF SALE**

Atty. Bametzreider explained to the Board that he received the Deed of Dedication from First Industrial regarding improvements along Bordnersville Road which includes portions of Bordnersville Road that were widened, rain gardens, roadside swales and infiltration trenches, a roadside stormwater conveyance system and a stop sign located at the intersection of Bordnersville Road and Old Forge Road. He added that it has been duly executed by I-78/81 Logistics Center LLC who currently owns the development and at this point the Board could entertain a motion to accept the Deed of Dedication. Dennis Firestone asked who is responsible for cutting the grass and Steve Sherk said Union

Township will be responsible because this area is in the Township's right-of-way. Dennis Firestone made a motion seconded by Kerry McCrary to approve the First Industrial Phase II Maintenance Bond and Deed of Dedication. All approved.

Gary Longenecker asked Steve Sherk about the status of the new driveway being proposed in the Logistics Park Phase II Revised Subdivision & Land Development Plan. Steve said they are working on the additional bonding and Atty. Bametzreider said he received the approved Cost Estimate and is working on the Improvements Agreement which should be going out soon.

In concluding his report, Atty. Bametzreider noted that he received everything that was required from Mike Cassidy and the Township received the probe and all their documents back from the NLCA, so everything is good. Brent McFeaters added that he spoke to Heather Dock of DEP about the NOV and said the response from DEP should be forth coming and it sounds like it will be dismissed without fines.

#### NEW BUSINESS

##### THE REZONING PETITION FOR RLR INVESTMENTS, LLC LOCATED ALONG FORT SWATARA ROAD HAS BEEN WITHDRAWN

Brent McFeaters noted that Atty. Stock provided a letter stating that RLR Investments has formally withdrawn their Petition for Rezoning. Atty. Bametzreider asked if there was any money left in their account, and Brent said we are waiting to make sure we have all the invoices. Dennis Firestone made a motion seconded by Gary Longenecker to accept RLR Investments request to withdraw their Petition to Rezone. All approved.

##### THE REZONING PETITION FOR JONESTOWN GROUP, LLC – NO ACTION IS BEING TAKEN

Atty. Bametzreider said that when the Board is ready to consider taking action on the Petition to Rezone that was submitted by Jonestown Group, LLC, he will need to advertise the Ordinance seven days before the meeting. A discussion was held regarding the rezoning and the Board agreed to hold off on taking any action until the meetings can be opened to the public.

##### THE LEBANON VALLEY CONSERVANCY IS LOOKING FOR A DONATION. LAST YEAR'S DONATION WAS \$1,000.00. THIS DONATION WOULD HELP THEIR CAUSE IN KEEPING THE ENVIRONMENT CLEAN AND PURCHASE LAND IN THE FUTURE

Kerry McCrary made a motion seconded by Gary Longenecker to donate \$1,000.00 to the Lebanon Valley Conservancy. All approved

#### OLD BUSINESS – None

#### BILLS PAYABLE

Dennis Firestone made a motion seconded by Gary Longenecker to pay the bills in the amount of \$168,714.56 from the General, Recycling, Liquid Fuels Street-Light, & Payroll & Recreation Fund. All approved.

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DATE OF NEXT PLANNING COMMISSION MEETING

Wednesday, June 3, 2020 - 7:00 PM

DATE OF NEXT LICKDALE TREATMENT PLANT MEETING

Wednesday, June 10, 2020 - 6:30 PM

DATE OF NEXT BOARD OF SUPERVISORS MEETINGS

Wednesday, June 10, 2020 - 7:00 PM

ADJOURNMENT

With no further business or comments, the meeting was adjourned at 7:40 p.m.

Respectfully submitted,

Elizabeth Krause  
Recording Secretary