

February 9, 2022
Lickdale, PA

The Union Township Board of Supervisors met in regular session on Wednesday February 9, 2022. The meeting was held at the Municipal Building, 3111 SR 72, Jonestown, PA.

Dennis Firestone called the meeting to order at 6:45 PM.

Present:

Dennis Firestone, Chairman

Kerry McCrary, Vice Chairman

Gary Longenecker, Secretary

Brent McFeaters, Township Manager

Elizabeth Krause, Zoning Officer

Bryan Michael, Road Crew Supervisor

Paul Bametzreider, Township Solicitor

Steve Sherk, Township Engineer

Tod Dissinger & John Wengert for Lebanon Valley Rail Trail

Eight (8) Residents

PUBLIC COMMENTS

None

APPROVE THE JANUARY 12, 2022, BOS MEETING MINUTES

Kerry McCrary made a motion seconded by Gary Longenecker to approve the January 12, 2022, Board of Supervisors meeting minutes. All approved.

FINANCIAL REPORT -

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

LEBANON VALLEY RAIL TRAIL SEEKING FUNDS

Tod Dissinger of the Lebanon Valley Rail Trail introduced himself and Jon Wengert explaining that they are seeking funds from Union Township and neighboring municipalities to help acquire lands from the area north of Long Lane to the PA State Route 72 underpass, and once these properties are acquired, Lebanon Valley Rail Trail would continue forward with Phase 8 of the rail trail. Mr. Dissinger explained that they are currently working on Phase 6 and are asking for a donation of \$25,000 from Union Township. After a lengthy discussion, Dennis Firestone made a motion seconded by Kerry McCrary to donate \$25,000 from the Recreation Fund to the Lebanon Valley Rail Trail. All approved. Paul Bametzreider, Township Solicitor added that they will have to sign an agreement stating that the money from the Recreation Fund will be used for the Rail Trail and must be used within a designated number of years or the money will have to be returned to the Township.

FORT INDIANTOWN GAP – DAVID WEISNIGHT

Mr. Weisnicht did not attend the meeting.

STATE POLICE – SERGEANT MATTHEW KLEIN

Monthly Report Available with Handouts (Only when provided by the PSP)

NORTHERN LEBANON FIRE AND EMERGENCY SERVICES – ROB TAYLOR

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

LIFE LION AMBULANCE SERVICES – JOHN SHOOK

Monthly report is available with handouts (only when provided by Life Lion)

PLANNING COMMISSION – LIZ KRAUSE

Liz Krause reported that the Planning Commission did not meet for the February meeting, but there are two Land Development Plans that require action by the Board for time extensions:

HOME 2 SUITES LAND DEVELOPMENT PLAN – ACCEPT A 180-DAY EXTENSION PER EMAIL DATED 1/20/22

Dennis Firestone made a motion seconded by Gary Longenecker to accept the 180-day time extension for Home 2 Suites Land Development Plan per the email dated 1/20/22. All approved.

MILLER BED & BREAKFAST SUBDIVISION & LAND DEVELOPMENT PLAN -

Dennis Firestone made a motion seconded by Kerry McCrary to accept the 90-day time extension for the Miller Bed & Breakfast Subdivision & Land Development Plan per the letter dated 1/20/22. All approved.

ZONING OFFICER REPORT – LIZ KRAUSE

Liz Krause, Zoning Officer reported that four (4) permits were issued totaling \$1,284.00 and \$538.95 was received in reimbursement of fees.

- There are no changes at the John and Linda Light Property. Atty. Bametzreider said the Light's filed some preliminary objections to the Writ of "sire facias" which is scheduled to be in front of the Court on March 4th.
- It doesn't appear that there are any changes on the property at 47 White Tail Lane.
- A certified letter which included Union Township's burning regulations was sent to the owner of 3321 State Route 72.

ROAD FOREMAN REPORT – BRYAN MICHAEL

Bryan Michael reported they put up the sign with flashing lights at Cavalry Road to deter trucks and installed the other sign showing the warehouses are 200 feet ahead and have also pulled trees off the road.

ENGINEERS REPORT – STEVE SHERK, TOWNSHIP ENGINEER

1. Ridge Road Culvert Replacement. We are waiting for signed R-O-W and Easement Agreements from the adjoining landowners before advertising the project for bids. The estimated cost of construction is \$128,000, including the aluminum plate box culvert and accessories to be purchased by the Township through Co-Stars. Brent McFeaters said he is having difficulty getting the signatures for the ROW agreements and asked if the Township can do the work without the signatures. Paul Bametzreider, Township Solicitor said he can file condemnations and technically once the condemnation is filed the Township has title to the right of way.
2. Sand Siding Road (Dirt, Gravel and Low Volume Road (DGLVR) Grant – Phase 2. We are proceeding with preparation of construction drawings and bid documents. We are hoping to be able to bid project by June or July. We will try to avoid any encroachments beyond the Township's right-of-way to avoid the need for temporary easements and/or permanent rights-of-way from DCNR.
3. Bank Stabilization at 1 Bordnersville Road –According to the recently completed boundary survey, a significant portion of the proposed gravity wall and grading will encroach well into PennDOT's right-of-way. PennDOT has confirmed a Highway Occupancy Permit will be required before the work can proceed. We will check with PennDOT Engineering District 8-0 to make sure the proposed gravity wall and rock backfill are permissible before proceeding with the HOP plans and application.
4. PennDOT Green Light-Go Agreement – Fisher Avenue - Signal Improvements – The Green-Light Go grant was recently reinstated, and the Township has received an executed agreement. The approved scope of work includes traffic signal retiming, the replacement of existing loop detectors with radar detection (both advanced and stop bar detection), the replacement of outdated controllers to provide monitoring and communications technology and the installation of retroreflective backplates at the intersections of Fisher Avenue (S.R. 4020)/S.R. 0072 and Fisher Avenue/I-81 Ramps. In late 2019, the estimated cost of the approved scoped of work, including engineering and permitting, was \$234,465.00. Per the grant agreement, the maximum amount of reimbursement to the Township is \$187,572.00. The Township is responsible for all costs in excess of the project cost estimate cited in the grant agreement. At least \$30,000.00 of the Township's contribution will come from developer contributions. ELA Group (our traffic subconsultant) is scheduled to obtain the necessary traffic counts. We expect the revised traffic signal permits will be approved by PennDOT by June 2022. The Township can bid the project after the traffic signal permits are approved. The Township has until May 15, 2024 to complete construction of the project and the final invoice must be submitted to PennDOT by May 31, 2024.
5. 2022 Paving Contracts. The project has been advertised. Bids are scheduled to be opened on March 7th so the Township can award the contract at the next meeting on March 9th. The contract includes selected base course pavement repairs along sections of AWOL Road where the Township will be installing new drainage pipes and underdrains and wearing course pavement overlay along the entirety of AWOL Road. The work also includes placement of scratch and wearing course pavement along a portion of Bohns Lane from State Route 72 to the I-81 overpass.

SOLICITOR'S REPORT – PAUL BAMETZREIDER

MOTION TO APPROVE RESOLUTION # 2022-2 – THE JOINT MUNICIPAL AGREEMENT FOR LAW ENFORCEMENT SERVICES

Atty. Bametzreider said Resolution # 2022-2 would authorize an Inter-Municipal Agreement between Union Township and Cleona Borough, whereby Cleona Borough would provide police services in Union Township for a total of 40 hours a week, 8 hours a day, 5 days a week. Dennis Firestone made a motion seconded by Kerry McCrary to approve Resolution # 2022-2. All approved.

MOTION TO APPROVE ORDINANCE # 184 – UPDATE THE VEHICLE AND TRAFFIC ORDINANCES FOR UNION TOWNSHIP

Atty. Bametzreider said that Ordinance # 184 will update Union Township's Vehicle and Traffic Ordinances in accordance with the Township's workshop session that was held last month. He said he needs the Board to authorize him to advertise the Ordinance for adoption at the March meeting.

Brent McFeaters, Township Manager pointed out that this update is in addition to what is already on the books. Atty. Bametzreider said that at last month's meeting it was discussed that you can only fine someone \$50.00 for a parking violation and under the Vehicle Code that is correct, but the Second-Class Township Code provides that the Township can regulate parking within its boundaries, and it specifically says that you can set a fine up to \$1,000.00 for a parking violation. Dennis Firestone asked if the police force will be aware of this and Atty. Bametzreider said they will be informed. Mr. Firestone also asked if that is the amount of the fine that would be imposed at Loves, and Gary Longenecker asked if it would include MSC Drive, and Atty. Bametzreider said it would, but signs must be installed at MSC Drive.

Kerry McCrary questioned if it says "Fines up to \$1,000.00" if the Township has to designate what the fines will be or is that any fine. Atty. Bametzreider said when the Ordinance was originally adopted regarding no parking on Old Forge Road, it was a \$300.00 fine.

Bill Carroll of 141 Huckleberry Road asked if a driver is out of hours will the no parking fine still stick, and Atty. Bametzreider said the driver will have to find a legal place to park and will have to plan their time accordingly. Kerry McCrary said it will all come down to where the trucks can legally park.

After a lengthy discussion regarding the Ordinance, Dennis Firestone made a motion seconded by Kerry McCrary to authorize Atty. Bametzreider to advertise Ordinance # 184 for adoption at next month's meeting. All approved.

REGULATIONS FOR ARP MONEY

Atty. Bametzreider informed the Board that after reviewing the final regs for the ARP money, the regulations have been amended and now allow for a "standard allowance" which says that the Township can designate up to \$10 million and use that money for just about anything that would be required. There are a limited number of things that you couldn't use it for, (like revenue enhancements) but you could use it for just about anything you want. He

explained that the first report for the ARP money is due in April and Brent should check that he is claiming the “standard allowance” which says that you will be using the grant for whatever the Township chooses within that designation.

15 CAMPMEETING ROAD UPDATE

Atty. Bametzreider said that the writ of sire facias was filed and delivered to the Sheriff for service upon Mr. Kennedy, and he received a call from Mr. Kennedy’s attorney saying that they are going to sell the property. Brent McFeaters said they are asking over \$200,000 for the property. Atty. Bametzreider said it will be scheduled for the June Sheriff sale, but several notices must be given before they can get the sale scheduled.

Liz Krause Zoning Officer asked if stormwater would be required for someone to build a house on the lot. Steve Sherk said he feels the Township’s stormwater ordinance does need cleaning up and asked for a copy of the Stormwater Ordinance prior to responding but said the Township could put in a sliding scale recognizing that the impact from a small footprint on a large property has very little impact on Stormwater.

OLD BUSINESS – NONE

NEW BUSINESS

MOTION TO APPROVE A QUOTE FROM CSE IN THE AMOUNT OF \$19,709.00 TO MOVE ALL HOT/COLD WATER LINES BELOW THE CEILING DUE TO THE LINES FREEZING

Brent McFeaters explained that since the water lines for the Township building are in the ceiling, the water must be left running during cold weather to keep the pipes from freezing. He added that the lines have already frozen once this year and he would like to move all the water lines below the ceiling to eliminate the problem and has received a quote from CSE in the amount of \$19,709.00 to move the lines. Brent said he asked about insulating the lines, but they would not guarantee that the pipes still wouldn’t freeze, and that condensation could be a problem. Kerry McCrary said he finds it hard to believe that a foot of pipe insulation around the pipes wouldn’t solve the problem. Gary Longenecker added that heat tape was previously put on the pipes as well as insulation and Dennis Firestone said this has been an issue for several years and something must be done.

Jim Darkes asked if other quotes were provided and Atty. Bametzreider said that the Township must solicit three telephonic quotes. Karl Hinkle said CSE is a very reputable company and Bill Carrol recommended contacting Millcreek Plumbing out of Myerstown.

After a lengthy discussion regarding where the air is coming in and possible solutions to the problem, Brent McFeaters said he will solicit two more companies to hopefully get quotes to insulate the pipes and two to move the pipes below the ceiling.

BILLS PAYABLE

Dennis Firestone made a motion seconded by Gary Longenecker to pay the bills in the amount of \$81,445.39 from the General, Recycling, Liquid Fuels Street-Light, & Payroll Funds. All approved.

QUESTION ABOUT STORMWATER AT 15 CAMPMEETING ROAD (continued)

Steve Sherk said basically the way the Stormwater Ordinance is worded, even though it sounds like stormwater should be exempt for this property, the exact wording of the Ordinance would require stormwater for a single-family dwelling and added that it would be an easy text amendment to fix that in the Ordinance to provide some relief but doesn't recommend redoing the Stormwater Ordinance until the Township knows if an MS4 Permit will be required.

DATE OF NEXT PLANNING COMMISSION MEETING

Wednesday, March 2, 2022- 7:00 PM

DATE OF NEXT LICKDALE TREATMENT PLANT MEETING

Wednesday, March 9, 2022 - 6:30 PM

DATE OF NEXT BOARD OF SUPERVISORS MEETINGS

Wednesday, March 9, 2022 - immediately following the Lickdale Sewer Meeting

ADJOURNMENT

With no further business or comments, the meeting was adjourned at 7:41 p.m.

Respectfully submitted,

Elizabeth Krause
Recording Secretary