

May 11, 2022  
Lickdale, PA

The Union Township Board of Supervisors met in regular session on Wednesday May 11, 2022. The meeting was held at the Municipal Building, 3111 SR 72, Jonestown, PA.

Dennis Firestone called the meeting to order at 6:44PM.

Present:

Dennis Firestone, Chairman  
Kerry McCrary, Vice Chairman  
Gary Longenecker, Secretary  
Brent McFeaters, Township Manager  
Elizabeth Krause, Zoning Officer  
Bryan Michael, Road Crew Supervisor (absent)  
Paul Bametzreider, Township Solicitor  
Steve Sherk, Township Engineer  
Chief Farneski – Cleona Police Department  
Todd Geltmacher, Red Barn  
Eight (8) Residents

#### EXECUTIVE SESSION

Dennis Firestone announced that an Executive Session was held on Monday, May 9, 2022, at 4:00 p.m. regarding a personnel issue.

#### PUBLIC COMMENTS

Nathan Carpenter of 110 Fisher Avenue introduced his wife Michell Carpenter, and said they are the parade Sherriff of the May 30<sup>th</sup> Memorial Day Parade in Jonestown. Mr. Carpenter asked the Board for permission to use Shepherd Street and a portion of Jonestown Road for the parade explaining that they intend to set up for the parade in the Lebanon Area Evangelical Free Church parking lot and will exit out onto Shepherd Street and start the parade at the stop sign to Jonestown Road. He said the fire police will reopen the road as soon as the parade is over.

Atty. Bametzreider said he advises that an Indemnification Agreement be signed by the agency sponsoring the parade and have the Township listed as an additional insured on an insurance policy because of the remote possibility that someone would get hurt and try to sue the Township which is a potential for liability. After a lengthy discussion, Dennis Firestone made a motion seconded by Kerry McCrary to approve the use of Shepherd Street to Jonestown Road Bridge for the Memorial Day Parade contingent upon receipt of the Indemnification Agreement. All approved.

#### APPROVE THE APRIL 13, 2022, BOS MEETING MINUTES

Dennis Firestone made a motion seconded by Gary Longenecker to approve the April 13, 2022, Board of Supervisors meeting minutes. All approved.

#### FINANCIAL REPORT -

Kerry McCrary made a motion seconded by Dennis Firestone to approve the

#### JOHN LEHMAN SUBDIVISION & LAND DEVELOPMENT PLAN

Todd Geltmacher of Red Barn consulting provided a brief summary of the John Lehman Subdivision & Land Development Plan and asked the Board for approval of the plan. Paul Bametzreider, Township Solicitor said he has received the agreements and the Letter of Credit, so the plan can be approved. Dennis Firestone made a motion seconded by Gary Longenecker to approve the John Lehman Subdivision & Land Development Plan. All approved.

#### FORT INDIANTOWN GAP – DAVID WEISNICHT

Mr. Weisnicht did not attend the meeting.

#### CLEONA BOROUGH POLICE SERVICES – CHIEF JEFF FARNESKI

Chief Farneski said the Cleona Borough Police Officers handled 50 incidents in the Township and issued 24 citations. Chief Farneski said he wanted to alert everyone that scammers have been pulling mail out of the blue mailboxes that are in front of the Post Office. He added that somehow, the scammers insert a string into the mailbox with a sticky substance which enables them to pull the mail out of the mailbox, some of which are checks. These checks are then “washed” and reused to scam people out of money. Chief Farneski recommended that people watch their bank accounts and take their outgoing mail directly in to the Post Office. He added that when someone asks for a gift card number as a method of payment, it is also a scam, because no government agency will accept gift cards as a payment.

#### NORTHERN LEBANON FIRE AND EMERGENCY SERVICES – ROB TAYLOR

The report is available with handouts (only when provided by the NLFES) Brent McFeaters, Township Manager, said Rob Taylor had planned on attending the meeting but is currently at an accident on I-81.

#### LIFE LION AMBULANCE SERVICES – JOHN SHOOK

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

#### PLANNING COMMISSION – LIZ KRAUSE

##### **1. Home 2 Suites Land Development Plan**

No new information was received, and the plan was tabled until the June meeting.

##### **2. Miller Bed & Breakfast Subdivision & Land Development Plan**

The Planning Commission recommends the Board accept the 90-day extension as granted in Chrisland Engineering’s letter dated April 25, 2022. No other information was received, and the plan was tabled until the June meeting. Dennis Firestone made a motion seconded by Gary Longenecker to accept the 90-day extension for the Miller Bed & Breakfast Subdivision & Land Development Plan. All approved.

##### **3. John Lehman Subdivision & Land Development Plan**

The Planning Commission recommends the Board approve the John Lehman Subdivision and Land Development Plan. Action was taken on this plan earlier in the meeting.

#### ZONING OFFICER REPORT – LIZ KRAUSE

Liz Krause, Zoning Officer reported that ten (10) permits were issued totaling \$1,072.00 and \$3,237.09 was received in reimbursement of fees.

As previously reported Shane & Nicole Felty petitioned the Zoning Hearing Board to revisit their original decision on Case 09-05 which required that the second dwelling on their property at 149 Ridge Road is intended for in-law use and/or children of the Petitioners and when the property is no longer used for in-laws or children, the structure must be removed. The petitioners are asking to allow any of their lineal descendant to own or occupy the premises.

At the Hearing, which was held on Monday, April 25<sup>th</sup>, The Zoning Hearing Board continued the Case until May 23, 2022, at 7:00 p.m. The Board requested information regarding a new Deed and the recording of the Decision of Case No. 09-05 on the deed.

#### Enforcement

There were no changes at the Light Property on Yingst Drive. Atty. Bametzreider said they are still waiting for a decision from the judge.

A certified letter was sent to the owner of 436 Jonestown Road regarding an overflowing dumpster. For the past three weeks the dumpster has been kept closed and in compliance and we will continue to monitor.

A formal complaint was filed against the property at 5 Batz Lane, stating that the tenant who lives on the property blares music using foul, explicit language so loud that the bass permeates through the nearby houses from around 7:00 a.m. up until midnight, which is exposing the children of the neighborhood to the inappropriate explicit language while they are playing outside.

In addition, the tenant has three coon dogs that bark all day and all night and are allowed to roam freely throughout the neighborhood. I've contacted the Lebanon County Dog Warden about this issue and also provided the dog warden's phone number to the person who complained. I am also sending a certified letter to the property owner regarding this issue and will also send the tenant a letter as well.

#### ROAD FOREMAN REOPRT – BRYAN MICHAEL

Bryan Michael reported that they put in the culverts and under drains on Awol Road, picked up green waste, put stones in potholes on Tomstown Road and are now mowing grass. Kerry McCrary said he wanted to commend the road crew for doing a great job on Awol Road.

#### ENGINEERS REPORT – STEVE SHERK, TOWNSHIP ENGINEER

1. Ridge Road Culvert Replacement. We received revised Co-Stars quotes for the aluminum box culvert, headwalls, wingwalls, invert plate, toe walls, fish baffles, and related hardware since the previous quotes had expired. Contech Engineered Solutions is now the low bidder with a price of \$55,680. This price includes three (3) days of on-site supervision by Contech ES. Lane Enterprises' updated quote for the same package was \$63,036.18. Contech will honor its quote until the next Board meeting on June 8, 2022 if the Township wants to wait until after the construction bids are opened to place the order. Bid documents for the construction contract are available

at <https://pennbid.procurement.com>. The pre-bid meeting is scheduled for Thursday, May 26, 2022 at 10:00am at the Township Building and the bid opening is scheduled for Tuesday, June 7, 2022 at 10:00am via Penn Bid.

2. Sand Siding Road (Dirt, Gravel and Low Volume Road (DGLVR) Grant – Phase 2. We are continuing to work on construction drawings and bid documents. The Erosion & Sediment Pollution Control Plan was submitted last week to the Lebanon County Conservation District. We are planning to bid project by June or July.
3. Bank Stabilization at 1 Bordnersville Road. We received an updated Co-Stars quote from Paxton Precast for the Redi-Rock gravity wall system in the amount of \$5,257.50. We have solicited quotes from Arthur “Pat” Aungst Excavating, Custer Excavating, SLH Excavating, and Woodland Contractors for construction of the gravity wall system designed to stabilize the bank. Since these quotes will be received after this report is submitted, I will provide a separate email/letter with the quotes received. We are assuming the quoted constructed cost will be less than the public bidding threshold of \$21,900. Paul is preparing an Easement Agreement for James and Donna Bernheisel to allow the Township access to construct the wall and grade the slope. Steve said everything is in place and the only thing he needs is the agreement from Bernheisel. Dennis Firestone made a motion seconded by Kerry McCrary to authorize Brent to execute the contract to proceed with the purchase order for the blocks and sign the contract subject to getting the agreement executed. All approved.
4. PennDOT Green Light-Go Agreement – Fisher Avenue - Signal Improvements. ELA Group (our traffic subconsultant) has completed the necessary traffic counts, created base plans from the available information (old CADD files and .pdfs of current plans), and they also conducted a field view to verify the current conditions. They expect to complete the capacity analysis by the end of this week. We expect the revised traffic signal permit applications will be ready to submit to PennDOT by June or July 2022, unless the Township wants to delay submission of the Traffic Signal Permit applications pending a decision on the Statewide Local Share Assessment grant application (see item 5 below). 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. Statewide Local Share Account (LSA) Grant. The PA Racehorse Development and Gaming Act (Act 2004- 71), as amended, provides for the distribution of gaming revenues through the Commonwealth Financing Authority (CFA) to support projects in the public interest within the Commonwealth of Pennsylvania. The Township received notice from PA State Representative Russ Diamond’s office about Page 2 of 2 this program and was encouraged to apply for the grant in an amount not to exceed \$25,000 since the County’s total share of the LSA is only \$220,000. We submitted an LSA grant application on behalf of the Township in March proposing to improve the intersection of Fisher Avenue, Old Forge Road, and the I-81 NB ramp. We assume the Township will be notified by DCED in the coming months if the grant is awarded or not.

6. 2022 Paving Contracts (Pennsy Supply). Base course repairs are complete. Paving of the wearing course on AWOL Road is scheduled for this Wednesday and Thursday. Paving of the scratch and wearing courses Bohn's Lane are scheduled for this Friday.

#### SOLICITOR'S REPORT – PAUL BAMETZREIDER

Atty. Bametzreider said that Jeff Camp is working with an engineer to put a gated truck parking facility behind Loves.

Atty. Bametzreider also reported that John Light filed a counter claim to their writ of sire facias and claims the Township slandered them by putting the municipal claim on record for his Yingst Drive Property and said Judge Charles is currently deliberating on the decision.

Atty. Bametzreider also reported that closing is scheduled for Monday for 15 Campmeeting Road and the Township will receive \$72,000 from the municipal lien.

#### APPROVE RESOLUTION #5-22, OPERATIONAL SUPPORT ACTIVITIES FOR PARTICIPATING MEMBERS OF THE FIRE COMPANY

Atty. Bametzreider noted that this falls under PA Workers' Compensation Act as modified by Act 108 of 2020 and Resolution # 5-22 authorizes workers compensation for the fire companies from June 1, 2022 to June 1, 2023. Dennis Firestone made a motion seconded by Gary Longenecker to adopt Resolution # 5-22. All approved.

#### NEW BUSINESS

#### NLFES – ROB TAYLOR PURCHASE OF 38 AIR CANISTERS TO REPLACE THE OLD CANISTERS AND THE COST OF THE NEW ENGINE

Rob Taylor explained to the Board that the Northern Lebanon Fire & Emergency Services (NLFES) must replace the old air canisters that they use to breather when they go into fires, and they were expecting the cost to be around \$200,000 but the new quote is in the amount of \$364,000. He explained that they have \$150,000 and have applied for a federal grant but got turned down. Mr. Taylor said he is reaching out to the three municipalities and is hoping to split the difference. A lengthy discussion was held, and it was decided that a meeting should be held with the NLFES and the three municipalities.

#### APPROVE THE PURCHASE OF A 2022 BUFFALO BLOWER FOR FALL LEAF AND STORM CLEANUP

Brent McFeaters, Township Manager explained that the cost of the blower is \$6,625.00 and will be used to clean off roads and also be used to clean out the culverts. Glenn Rudy asked what the blower fits on and Kerry McCrary said it fits on the skid loader. Jim Darkes asked if this isn't a buffalo blower to blow stones into people's yards and commented that he is not a fan of oil and chipping the roads in the Township, after which a discussion was held about paving vs. oil & chipping the different Township roads. Dennis Firestone made a motion seconded by Gary Longenecker to authorize the purchase of the 2022 Buffalo Blower in the amount of \$6,625.00. All approved.

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**ELECTION DAY**

Dennis Firestone announced that Election Day is May 17, 2022, and the doors open at 7:00 a.m.

**BILLS PAYABLE**

Dennis Firestone made a motion seconded by Kerry McCrary to pay the bills in the amount of \$210,981.00 from the General, Recycling, Liquid Fuels Street-Light, & Payroll Funds. All approved.

**OTHER COMMENTS**

Helen Light of 58 Moonshine Road questioned a bill that was listed under cleaning service and Brent McFeaters clarified that the bill was part of the service contract with CSV for the heating and air conditioning units.

**DATE OF NEXT PLANNING COMMISSION MEETING**

Wednesday, May 4, 2022- 7:00 PM

**DATE OF NEXT LICKDALE TREATMENT PLANT MEETING**

Wednesday, May 11, 2022 - 6:30 PM

**DATE OF NEXT BOARD OF SUPERVISORS MEETINGS**

Wednesday, May11, 2022 - immediately following the Lickdale Sewer Meeting

**ADJOURNMENT**

With no further business or comments, the meeting was adjourned at 7:51 p.m.

Respectfully submitted,

Elizabeth Krause  
Recording Secretary