

July 13, 2022  
Lickdale, PA

The Union Township Board of Supervisors met in regular session on Wednesday July 13, 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)

Atty. Colleen Gallo for Paul Bametzreider, Township Solicitor

Steve Sherk, Township Engineer

Chief Farneski – Cleona Police Department

Atty. David Tshudy, Partner Troutman Pepper for Lickdale Assoc.

Eight (8) Residents

#### **VOTE TO APPROVE MATTERS FROM THE JUNE AGENDA**

Since the June Board of Supervisors meeting had to be canceled, Dennis Firestone made a motion seconded by Gary Longenecker to approve all the items that were on the tentative agenda which includes the May BOS Meeting Minutes, May Financials, to pay the May bills payables in the amount of \$129,418.01, award the Ridge Road culvert low bid to A.H. Moyer, Inc. in the amount of \$99,817.00, the purchase of the Ridge Road Culvert structure from Contech in the amount of \$55,680.00, to allow SESI to continue moving forward to apply for a LSA Grant and ARLE Grant for the I-81 ramp improvements, to make final payment to Pennsy Supply, Inc., for paving, in the amount of \$320,840.54, to make a payment to the NLFES for air packs/and accessories in the amount of \$79,410.64, to purchase two culverts from Lane Enterprises in the amount of \$9,000.00 for Ridge Road, and to purchase a fireproof 4 drawer cabinet from JDM in the amount of \$2,375.00. All approved.

#### **APPROVE JUNE FINANCIAL REPORT**

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

#### **PUBLIC COMMENTS**

Ron Birch of the Lebanon County Conservancy introduced Carol Hickey who explained that the Lebanon County Conservancy's main objective is to protect the open-air spaces and to get the word out to protect as much land in Lebanon County as possible. She explained that they have seventeen (17) conserved easements in Lebanon County and Union Township is the leading municipality in Lebanon County with seven (7) easements. It is a non-profit organization where people donate the easements to the Conservancy which is some

cases will give them tax credits for their donation. They are not funded by any government agency and depend solely on donations and memberships pointing out that in 2018, 2019 and 2020, Union Township donated \$1,000.00 and the Conservancy greatly appreciated the donation. Gary Longenecker asked if the Conservancy is associated with Lebanon Valley Rail Trail and Ron Birch said they are not part of the Rail Trail, but they do have a relationship with the Rail Trail.

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

Chief Farneski provided a breakdown and summary of the 96 incidents that were handled by the Cleona Borough Police Officers since the May meeting and noted that they will be setting up speed zones on Moonshine Road and a few other roads. Gary Longenecker said that he has received complaints about speeding on Fort Swatara Road.

#### **LEBANON VALLEY RAIL TRAILS**

Brent McFeaters, Township Manager explained that a few months ago Lebanon Valley Rails Trail asked the Board to consider donating \$25,000.00 to Lebanon Valley Rail Trail. Mr. Dissinger said he spoke to the Board at a previous meeting and explained that other Townships have already donated and asked if the Township would also help. Dennis Firestone made a motion seconded by Kerry McCrary to donate \$25,000.00 to Lebanon Valley Rail Trails from the Union Township Recreation Fund. All approved.

#### **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**

There was no July Planning Commission meeting.

#### **ZONING OFFICER REPORT – LIZ KRAUSE**

Liz Krause, Zoning Officer reported that thirteen (13) permits were issued totaling \$907.00 and \$2,921.25 was received in reimbursement of fees and \$260.00 was received in Plan Submission Fees.

- A permit application was submitted by Swift Transportation proposing a second sign to be erected at their main entrance at 3154 SR 72. The permit was denied and the applicant was directed to file an appeal to the Zoning Hearing Board for relief from Section 13.y.6.b.3.of the Zoning Ordinance which states that only one free standing sign is allowed for each road frontage.
- A certified letter was sent to the owner of 651 Jonestown Road regarding garbage bags and other miscellaneous items thrown onto the ground and not stored in the appropriate receptacles.

**RESOLUTION # 6-2022 – ARLE (AUTOMATED RED-LIGHT ENFORCEMENT)**

Steve Sherk explained that at the Township's direction, they submitted a grant application to Penn Dot regarding the Automated Red Light Enforcement Program to make the improvements at the I-81 Off-Bound Ramp/Old Forge Road & Fisher Avenue which is in addition to the other grant that they previously filed. He noted that Resolution # 6-2022 resolves that Union Township is requesting an Automated Red-Light Enforcement (ARLE) Transportation Enhancements Grant in the amount of \$112,560.60 from the Pennsylvania Department of Transportation to be used for the I-81 Northbound Ramp Improvement Project. Dennis Firestone made a motion seconded by Gary Longenecker to adopt Resolution # 6-2022. All approved.

**RESOLUTION # 7-2022 – TSMA (TRAFFIC SIGNAL MAINTENANCE AGREEMENT)**

Steve explained that Resolution # 7-2022 resolves that Union Township is authorized and directed to submit the Traffic Signal Maintenance Agreement, to submit future modifications to the Agreement and to submit future Applications for Traffic signal approval either in writing or via electronic signature to the Department of Transportation and to sign the agreement. Dennis Firestone made a motion seconded by Kerry McCrary to adopt Resolution # 7-2022. All approved.

1. Ridge Road Culvert Replacement. Notice to Proceed letter was sent to A.H. Moyer on July 1, 2022. Work is required to be substantially completed by Thursday, September 29, 2022. Contech ES is scheduled to ship the culvert and accessory materials directly to A.H. Moyer's shop on July 15th where A.H. Moyer plans to partially assemble the structure prior to final installation at the job site.
2. Sand Siding Road (Dirt, Gravel and Low Volume Road (DGLVR) Grant – Phase 2. Bid were opened yesterday, July 12<sup>th</sup>. See my letter with a summary of bid results and recommendation for award. Since the lowest bidder is \$40,723 higher than the grant award, Brent McFeaters, Township Manager said he is waiting to hear back from Karl Kerschner of the Soil Conservation District to see if additional funding is available for this project and awarding the bid, was tabled until the August meeting.
3. Bank Stabilization at 1 Bordnersville Road. The Township awarded a contract to Woodland Contractors at the May 11<sup>th</sup> meeting in the amount of \$21,700.00 to construct the proposed gravity wall system designed to stabilize the road embankment at the northwest corner of the intersection of Bordnersville Road and S.R. 0072. We notified Paxton Precast that the Township accepted its Co-Stars quote for the Redi-Rock gravity wall system in the amount of \$5,257.50. Woodland Contractors is expected to mobilize early to mid-August to complete the work.
4. PennDOT Green Light-Go Agreement – Fisher Avenue - Signal Improvements. ELA Group (our traffic subconsultant) is ready to proceed with traffic signal permit applications pending decisions on the Statewide Local Share Assessment (LSA) and the Automated Red Light Enforcement Transportation Enhancements (ARLE) grant applications (see items 5 and 6 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. As previously reported, we submitted a Local Share Assessment (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. As previously reported, this grant would only cover work within the intersection proper (traffic signal work, restriping, etc.) and not work needed to widen the I-81 on-ramp, as the grant program manager has concluded that work within the federal ROW is not applicable to this program.
6. Automated Red Light Enforcement Transportation Enhancements (ARLE) Grant Program. This another statewide grant program that is available and could provide potential funding for improvements at the intersection of Fisher Avenue, Old Forge Road, and the I-81 NB ramp. The ARLE Funding Program is a reimbursement grant program and there is no match requirement. The total amount of statewide grant funding available in FY 2022-2023 is anticipated to be approximately to \$14 million. It is our understanding this grant program would cover the full cost of the intersection project, including the cost to widen the I-81 on-ramp, which the LSA grant will not cover. We submitted this grant application on June 23<sup>rd</sup>. However, we must submit a grant resolution and fully executed Traffic Signal Maintenance Agreement to PennDOT since we were unable to obtain the Supervisors' approval of these documents before the application deadline. PennDOT is allowing these documents to be submitted retroactively.

#### 50 MSC DRIVE LETTER OF CREDIT REDUCTION

Steve Sherk referred to his letter dated June 15, 2022, which recommended release of the remaining \$18,700.00 from Bond # 58732531. Dennis Firestone made a motion seconded by Gary Longenecker to release the remaining balance of \$18,700.00 from Quandel's Bond # 58732531 for 50 MSC Drive of the Brewster Land Development Plan. All approved.

#### FREIGHTLINER LETTER OF CREDIT REDUCTION

Steve Sherk referred to his letter dated July 11, 2022 and recommended a partial release of the financial security in the amount of \$950,534.00 leaving a balance of 283,666.00 for the remaining required work. Dennis Firestone made a motion seconded by Karry McCrary to release \$950,534.00 of Freightliner's Letter of Credit leaving a balance of \$283,666.00. All approved.

#### SOLICITOR'S REPORT – ATTY. COLLEEN GALLO FOR PAUL BAMETZREIDER, TOWNSHIP SOLICITOR

Atty. Colleen Gallo introduced Atty. David Tshudy of Troutman Pepper in Harrisburg, who explained that Jeff Camp of Lickdale Associates wants to install a gated truck parking facility on his property located behind Loves on Old Forge Road, Parcel # 33-2312100-407821-0000 which is zoned Commercial. Since truck parking facilities have become a popular land use, but are not permitted in Union Township's Commercial District, Lickdale Associates is asking the Board to consider a text amendment to the Zoning Ordinance to permit the use of a truck parking facility in the Commercial District with certain conditions.

Atty. Tshudy added that Mr. Camp would provide a Reimbursement Agreement guaranteeing reimbursement to Union Township of the costs involved with the adoption of the text amendment. Atty. Tshudy presented the anticipated timeline of the required steps leading up to the adoption of the text amendment and asked the Board for consideration to authorize the Solicitor to move forward with the process required to adopt the text amendment. After a brief discussion, Dennis Firestone made a motion seconded by Kerry McCrary to authorize Paul Bametzreider, Township Solicitor to take the necessary steps to move forward with the text amendment. All approved.

#### CABLE FRANCHISE AGREEMENT RENEWAL –

Atty. Gallo explained to the Board that every ten years the Township must renew its cable franchise agreements and Cohen Law Group assists municipalities of the Lebanon County Cable Consortium in a franchise fee audit and the cable franchise renewal negotiations with Comcast. Dennis Firestone made a motion seconded by Gary Longenecker to engage Cohen Law Group to negotiate the Township's Cable Franchise Agreement. All approved

#### NEW BUSINESS

NLFES – TO PAY THE ORIGINAL 10% FOR THE NEW LADDER TRUCK IN THE AMOUNT OF \$47,646.38.

Dennis Firestone made a motion seconded by Kerry McCrary to authorize the payment of \$47,646.38 which is 10% based on per capita to the Northern Lebanon Fire & Emergency Services for the new ladder truck. All approved.

INTERNAL REVENUE SERVICE - NEW MILEAGE RATE OF .62.5 CENTS PER MILE

Dennis Firestone made a motion seconded by Kerry McCrary to approve the new mileage rate set by the Internal Revenue Service from 57.5 cents to 62.5 cents per mile starting July 1, 2022, until December 31, 2022. All approved

#### BILLS PAYABLE

Dennis Firestone made a motion seconded by Gary Longenecker to pay the bills in the amount of \$109,676.47 from the General, Recycling, Liquid Fuels Street-Light, & Payroll Funds. All approved.

#### OTHER COMMENTS

Jim Darkes of 109 Campmeeting Road asked how many citizens contributed to the tree trimming that was done on Campmeeting Road. Brent McFeaters said there were three residents that helped pay to trim the trees.

Mr. Darkes also asked about the stop sign that was installed on Laush Lane. Brent McFeaters said the Township did install the stop sign and Steve Sherk said the stop sign was on the approved land development plan. Brent McFeaters said he will check into it.

Helen Light of 58 Moonshine Road expressed her disappointment about the Township's flag not been flown at half-mast earlier in the month after a declaration by the Governor.

**DATE OF NEXT PLANNING COMMISSION MEETING**

Wednesday, August 3, 2022- 7:00 PM

**DATE OF NEXT LICKDALE TREATMENT PLANT MEETING**

Wednesday, August 10, 2022 - 6:30 PM

**DATE OF NEXT BOARD OF SUPERVISORS MEETINGS**

Wednesday, August 10, 2022 - immediately following the Lickdale Sewer Meeting

**ADJOURNMENT**

With no further business or comments, the meeting was adjourned at 7:36 p.m.

Respectfully submitted,

Elizabeth Krause  
Recording Secretary