

November 14, 2022

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The North Annville Township Board of Supervisors met at the Water Works Fire Hall at 7:30 p.m. on November 14, 2022 for the purpose of a regular monthly meeting. All members were present. Also present was: see attached attendance sheet in minute book.

Randy Leisure, Chairman, called the meeting to order at 7:30 p.m. and stated that the supervisors will convene an Executive Session, to discuss litigation, immediately following the conclusion of the regular meeting. Clyde Meyer, Vice-Chairman, made a motion to approve the October 10, 2022 meeting minutes as presented in printed form. Randy 2<sup>nd</sup> the motion, motion carried. Randy then made a motion to adopt the October 10 Treasurer's Report as presented in printed form. Clyde 2<sup>nd</sup> the motion, motion carried. Adam Wolfe, Secretary-Treasurer, read all the bills for the month. Adam made a motion to pay all bills as read. Clyde 2<sup>nd</sup> the motion, motion carried.

For an update on matters involving Lebanon Solar I, LLC, Paul Bametzreider, Township Solicitor, stated that an oral argument pertaining to the Township's Motion to Quash has been scheduled for Friday December 2<sup>nd</sup>. Paul continued by stating that he filed a Brief in Support of the Motion to Quash today, with Lebanon Solar's Brief being due on November 18. A status conference between the Court and the attorneys for the parties is scheduled for early December and all other pending litigation is stayed pending the outcome of the Motion to Quash. Wayne Kauffman questioned the Township's long term goal with the litigation, to which Paul replied that the goal is to uphold the Township's decision which was made in the springtime.

For the police report, Chief Farneski stated that the Cleona Borough Police Department responded to 61 calls in North Annville, 14 of which were motor vehicle accidents, during the month of October. During the same period, the Cleona officers issued 12 moving violations and also dealt with issues involving trespass and domestic violence. The Chief continued by advising North Annville residents to be on the lookout for scams. Brian Keck inquired about a pursuit, to which the Chief responded that a police pursuit from Palmyra ended in North Annville, at which point the four occupants of the vehicle fled on foot. According to a report, three of the vehicle occupants were then apprehended, while the fourth occupant was not. The Chief then stated that a DUI trial is approaching. Nelson Heagy stated that college students in Annville frequently push the button to activate the crosswalk lights and then walk right out into approaching traffic, to which the Chief replied that the pedestrian has the right-of-way. Chanda Tshudy stated that she has encountered scenarios where the crosswalk lights are activated but she cannot see anyone. Steve Bowman stated that it is safer if the pedestrian waits for cars to pass before walking into the roadway.

Randy stated there is no update on the zoning investigation.

For the status of the on-lot disposal system pumping program, Randy stated that, as of October 31, 83 of the approx. 800 on-lot disposal systems in North Annville Township had not yet been pumped. On October 15, the County Planning Dept. sent certified letters giving the owners of the outstanding properties an additional 30 days to have their system pumped before enforcement proceedings begin. Wayne Kauffman stated that the pumper/hauler that he contacted was booked out for a month, to which Randy replied that the Township is aware of those types of situations.

Next on the agenda, Adam read the preliminary 2023 budget. For the general fund, the budget calls for an opening balance of \$945,000, receipts of \$500,976, disbursements of

\$688,042 and an ending balance of \$757,934. For the state fund, the budget calls for an opening balance of \$582,000, receipts of \$127,129.38, disbursements of \$122,500 and an ending balance of \$586,629.38. For the public sewer fund, the budget calls for an opening balance of \$32,500, receipts of \$44,000, disbursements of \$47,000 and an ending balance of \$29,500. See budget for further details. The preliminary budget will be advertised and open for public comment until the December 12 meeting, where a final budget will be adopted. Randy stated that the anticipated disbursements are higher than the anticipated revenue due to the potential release of the \$264,810 in American Rescue Plan funding.

For discussion on the draft snow emergency route ordinance, Nelson Heagy questioned the fact that the snow emergency declaration would be declared with any snowfall instead of in conjunction with a County declaration. Paul stated that he has never seen an ordinance drafted in that fashion and stated that the supervisors could make the call for a snow emergency in conjunction with the road foreman. Nelson continued by questioning how to give leeway to the average person. Chanda Tshudy questioned the extent of the problem with vehicles getting stuck in the snow on Clear Spring Rd., to which Brian Keck replied that it is very problematic. Randy stated that we need to figure out how to tweak the draft ordinance in order to make it effective and continued by stating that the supervisors would make the call for a snow emergency in conjunction with Travis Starner. Randy stated that the idea of flashing signs when a snow emergency is in effect is a good idea, but will be a more expensive option. For the amount of the fine, Paul suggesting setting a minimum fine of \$500 and then giving leeway to the District Justice between \$500 and the maximum fine amount of \$1,000. Adam suggested making four wheel drive and all wheel drive vehicles permissible during a snow emergency, in addition to vehicles with snow tires or chains.

For PennDOT's Request for Comment pertaining to planned improvements at the intersection of Hill Church Rd. & Thompson Ave., Nelson Heagy stated that the Planning Commission recommends removing the hill on the east side of the intersection and the tree on the northwest corner of the intersection in order to improve sight distance. The Planning Commission opposes the use of a four-way stop sign at the intersection.

For the road report, Randy stated that Martin Paving completed hot rubber crack sealing and Alpha Space Control is still planning to perform thermoplastic roadway marking work this fall. Randy continued by stating that the Township will soon test a radar speed sign on a trial basis. Adam recently spoke with Josh Weaber at Chrisland Engineering concerning a Request for Proposals in connection with a Clear Spring Rd. traffic study. Brian Keck questioned if the study would be for the proposed roundabout, to which Randy replied that the study would not pertain to the roundabout, but rather would analyze the rest of the road in order to determine if it will handle the anticipated increase in South Annville Township warehouse truck traffic.

For the fire company report, Mark Blauch, Bellegrove Fire Co. Chief, stated that they are holding their own.

For the Planning Commission report, Nelson Heagy questioned whether or not an existing shooting range could be required to secure the range against unwanted entrants, to which Paul replied that an existing range would be grandfathered if the new ordinance will be part of the Zoning Ordinance. Randy stated that the existing Zoning Ordinance allows rod and gun clubs

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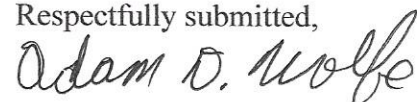
with no clear definition of rod and gun club. Randy continued by stating that the Planning Commission would rather call them shooting sports ranges. Randy then questioned the amount of regulation which could be included in an ordinance, to which Paul replied that since grandfathering would only apply to the Zoning Ordinance, it may be better to do a separate, stand-alone ordinance to address shooting ranges. Paul stated that certain aspects of a shooting range could be addressed in the Zoning Ordinance; however, safety concerns should be addressed in a stand-alone ordinance. Brian said that the Planning Commission would like another month to work on the draft ordinance before forwarding it to Paul. Concerning the shooting range to be potentially located on land owned by the Greater Lebanon Refuse Authority, Wayne Kauffman stated that the GLRA Executive Director said that a fence would be erected in order to restrict the range to police-only use and possible GLRA employee use. Randy stated that representatives of the GLRA shooting range were told to attend a Planning Commission meeting to discuss the particulars of the project; however, no one from the project has attended a meeting as of yet. Nelson questioned how quickly an ordinance could be enacted after the Planning Commission has finished drafting it, to which Paul replied that advertising requirements must be followed. Randy stated that it will take time for the GLRA shooting range to obtain all of the required permits.

For the Zoning Hearing Board report, Randy stated that the Zoning Hearing Board unanimously denied the Blauch Request for Variance to operate a dog kennel on North Mill St. Reasons for the decision included opposition from neighboring property owners, the current operation of two businesses on the property and the issue of a dog kennel not being a permitted use in the R-1 Zoning District.

For public comment, Ben Bow expressed concern over the level of noise emanating from the Millard Mansion during the late night/early morning hours of Halloween weekend. Randy stated that the Township will address the issue if it becomes a chronic nuisance.

There being no further business, Adam made a motion to adjourn the regular meeting and convene an Executive Session to discuss litigation at 8:29 p.m. Clyde 2<sup>nd</sup> the motion, motion carried.

Respectfully submitted,



Adam D. Wolfe, Secretary

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Treasurer's Report:

Balance in State Fund October 10, 2022		\$580,367.04
Receipts: Fulton Bank (FB) MMA Interest	\$174.72	
FB GIC Interest	0.55	
PLGIT Interest	8.18	
PLGIT Reserve Interest	<u>17.50</u>	<u>\$200.95</u>
Balance after receipts:		\$580,567.99
Disbursements: none		
Balance in State Fund November 14, 2022		\$580,567.99

Balance in General Fund October 10, 2022		\$933,614.25
Receipts: Cleona Borough	\$298.25	
Lebanon Co. Probation Service	33.34	
Recorder of Deeds	3,405.50	
Comcast Cable	8,143.26	
FB MMA Interest	271.14	
FB GIC Interest	6.29	
PLGIT Interest	42.42	
PLGIT Reserve Interest	4.33	
Keystone Municipal Collections	<u>55,932.81</u>	<u>\$68,137.34</u>
Balance after receipts:		\$1,001,751.59

Disbursements:

CK#:	5970	Miller & Bixler Auto Parts	\$48.96
	5971	Leffler Energy	864.39
	5972	State Workers Insurance Fund	618.00
	5973	Bowman's Insurance Agency	1,272.00
	5974	Pennsylvania American Water	39.38
	5975	Martin Paving, Inc.	7,192.50
	5976	Cohen Law Group	1,840.00
	5977	Daniel B. Krieg	129.40
	5978	Stephenson Equipment, Inc.	675.00
	5979	Jonestown Ag Supply	7.48
	5980	Borough of Cleona	6,122.12
	5981	South Annville Township	203.65
	5982	Reilly, Wolfson Law Offices	2,088.00
	5983	Kathy Sheffy	175.00
	5984	Union Water Works Auxiliary	160.00
	5985	Starner Excavating	1,155.00
	5986	Adam Wolfe	200.00
	5987	Maguire's Ford	476.53
	5988	Randall Leisure	87.88
	5989	Clyde Meyer	87.88

5990 Adam Wolfe	1,308.96	
5991 James Hoffman	25.00	
5992 Paul DeShong	75.00	
5993 Gary Tshudy	75.00	
5994 Eric Brummer	50.00	
EFT Comcast Cable	133.18	
EFT Met-Ed	54.08	
EFT IRS	<u>475.70</u>	<u>\$25,640.09</u>
Balance in General Fund November 14, 2022		\$976,111.50
Balance in Public Sewer Fund October 10, 2022		\$7,128.87
Receipts: H.R. Weaver Family Realty	<u>\$5,204.88</u>	<u>\$5,204.88</u>
Balance after receipts:		\$12,333.75
Disbursements:		
CK#: 185 Annville Township Authority	<u>\$1,277.44</u>	<u>\$1,277.44</u>
Balance in Public Sewer Fund November 14, 2022		\$11,056.31

Summary:

State Fund	\$580,567.99
General Fund	976,111.50
Escrow Acct.	3,402.65
Public Sewer Fund	<u>11,056.31</u>
Total all Funds:	\$1,571,138.45

Respectfully submitted,



Adam D. Wolfe, Treasurer