

March 13, 2023

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The North Annville Township Board of Supervisors met at the Water Works Fire Hall at 7:30 p.m. on March 13, 2023 for the purpose of a public hearing as well as a regular monthly meeting. All members were present. Also present was: see attached attendance sheet in minute book.

Randy Leisure, Chairman, called the public hearing for Ordinance No. 1-2023 to order at 7:30 p.m. Paul Bametzreider, Township Solicitor, stated that Ordinance No. 1-2023 has been advertised for consideration and will create a snow emergency route on Clear Spring Road. When a snow emergency is in effect, all vehicles driving on Clear Spring Road will be required to have at least two mud and snow tires on a driven axle or tire chains on two tires on a driven axle or all axle drive with all season tires. The minimum fine for violation of the Ordinance will be \$500.00, while the maximum fine will be \$1,000.00. Default on payment of a fine will result in imprisonment for a period of not more than five days. Paul continued by stating that the roadmaster and road foreman will be responsible for declaring a snow emergency and advertising the snow emergency declaration on the Township's website as well as on WLBR radio and WGAL TV. Signs bearing the words "SNOW EMERGENCY ROUTE" will also be posted at every access point on Clear Spring Rd. In response to a question regarding whether or not the Ordinance will apply to residents of Clear Spring Rd., Paul stated it will indeed apply to Clear Spring Rd. residents. In response to a question about how the Ordinance was advertised, Paul stated that it was posted on the Township's website, in the Lebanon Daily News and at the Lebanon Co. Law Library. Clyde Meyer, Vice-Chairman, stated that the Township's primary concern is large trucks that become stuck during winter weather events and require excessive amounts of manpower and other resources to close the road, re-route traffic and free the truck. Brian Tshudy stated that any vehicle will have to become stuck before the driver is cited for violating the Ordinance. The public hearing was closed at 7:38 p.m.

Randy called the regular meeting to order at 7:38 p.m. Ron Weber requested that the February 13, 2023 meeting minutes be amended to include his request for the inclusion of three-way stop signs at Clear Spring Rd. intersections in the Clear Spring Road Traffic Impact Study Request for Proposals. Clyde made a motion to approve the February 13, 2023 meeting minutes as amended. Randy 2<sup>nd</sup> the motion, motion carried. Randy then made a motion to adopt the February 13 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 the next item of business, Randy made a motion to adopt Ordinance No. 1-2023, for the purpose of designating Clear Spring Road as a Snow Emergency Route. Clyde 2<sup>nd</sup> the motion, motion carried.

For the Police Report, Officer Amy Schaeffer stated that the Cleona Borough Police Dept. responded to a total of 54 calls in North Annville Township during the month of February. Officer Schaeffer continued by stating that the radar speed sign will be moved to Shanamantown Rd. at the request of a local resident. Ron Weber questioned the factors which determine where speed details are conducted, to which Officer Schaeffer replied that speed details are performed where white lines are painted across the travel lane, since local police do not have radar. Randy stated that Chief Farneski chooses the locations where lines will be painted across the travel lanes. Ron stated that the Cleona police could sit in his driveway to perform speed details, to

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which Officer Schaeffer replied that there is a speed zone currently setup at the other end of Clear Spring Rd.

For matters pertaining to Clear Spring Rd., Ron Weber stated that 245 signatures were obtained on a petition calling for a 10 ton weight limit on Clear Spring Rd., a 35 MPH speed limit on North State Route 934 from Clear Spring Rd. to Yordy's Bridge Rd., and 3-way stop signs at three internal intersections on Clear Spring Rd. Kevin Bomgardner stated that he objects to the proposed 10 ton weight limit since it will have an adverse effect on his and other local businesses. Ron stated that Manheim Township utilizes a permit system and continued by stating that it is possible to do a local delivery exception, which would allow the Pennsy Supply quarry to continue to conduct business. In response to a question pertaining to weight limits on small bridges, Paul stated that Wilson Consulting Group inspects bridges and makes weight limit determinations. In response to concerns about the language in the Clear Spring Road Traffic Impact Study Request for Proposals, Randy stated that the supervisors understand the wishes of residents; however, the first step in the process is to perform the study in order to evaluate the current conditions before any official action is taken. Multiple residents proceeded to object to the proposed 3-way stop signs, stating that 3-way stop signs are not a good option at the proposed intersections. Larry Buffenmeyer suggested constructing a roundabout in the middle of Annville and lowering the speed limit on North Route 934 thru Bellegrave. Ron then submitted the petition to the supervisors and Randy stated that the goal of the supervisors is to limit trucks but protect local people. Ron questioned how to obtain access to Route 934 speed studies, to which Paul suggested submitting a Right-To-Know Request. Discussion then took place pertaining to the possibility of setting up a special meeting to discuss road-related issues with state legislators. The discussion concluded with Randy stating that the supervisors will get in touch with state legislators to work on setting up such a meeting. For the status of the Clear Spring Rd. & Route 934 Intersection Improvement Project Cooperation and Indemnification Agreement, Paul stated that the Township will need to agree to be an applicant on the Highway Occupancy Permit application, which DHL has stated won't be available until June. Randy stated that DHL engineers have submitted plans to PennDOT and there is an engineering meeting taking place this week. Ron expressed concern about "making a deal with the devil" with regard to the funding and construction of the proposed roundabout, to which Randy replied that the supervisors are aware of his concern and are keeping the Township's interests in mind. Larry Buffenmeyer questioned whether or not the Township could still stop the roundabout, to which Paul replied "yes." Ron suggested using the DHL grant money elsewhere.

Next on the agenda, Randy stated that the supervisors would like to ask PennDOT to conduct a study to determine if a permanent flashing yellow light and sign would be warranted on the northbound approach to the intersection of North State Route 934 & Palmyra-Bellegrave Rd. Doug Buffenmeyer questioned whether or not a turn lane could be constructed at the intersection, to which Adam replied that a turn lane is more of a long-term item. In response to a question concerning enhanced speed enforcement by the Cleona Borough Police Dept., Adam stated that the Cleona P.D. is in the process of transitioning an existing officer to a full-time traffic enforcement capacity. Adam also suggested contacting state legislators and requesting that local police departments in PA be permitted to use radar for speed enforcement.

For an update on matters pertaining to Lebanon Solar I, LLC, Paul stated that Judge

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Charles has denied the Township's Motion to Quash. A status conference between the Judge and Counsel is scheduled for April 6<sup>th</sup> and is open to the public.

Next, Randy stated that we are down to 8 properties which are in violation of the on-lot disposal system pumping requirements. Paul stated that he sent second notices to the property owners, informing them that the Township will be coming to pump the tanks in the near future. Doug Buffenmeyer questioned the status of Paul's research into a 5-year pumping cycle instead of the current 3-year cycle. Paul stated that residents can get pumping exemptions based on the depth of solids in the tank; however, the exemption is not free and a report must still be filed. Larry Buffenmeyer asked for confirmation that "big brother" requires the tanks to be pumped on a regular basis, to which Randy confirmed that is indeed the case. Adam stated that he would like to give the non-compliant property owners one more month to come into compliance before the Township initiates pumping of the tanks.

For the status of the proposed gun range ordinance, Paul stated that he is reviewing the draft and there is a large number of 2<sup>nd</sup> Amendment issues which need to be addressed. In response to questions about why the Township is considering such an ordinance, Brian Keck stated that it is in response to issues such as excessive noise and bullets going thru the roofs of buildings on adjacent property. Paul stated that gun ranges are exempt from noise regulations. Randy stated that safety and security are both issues as is night shooting and having too many people on a range at one time. Chanda Tshudy questioned the status of the shooting range to be located on land owned by the Greater Lebanon Refuse Authority, to which Randy replied that the Township has not heard anything in quite some time. Randy continued by stating that the Township's intention is for the new ordinance to apply only to expansions of existing shooting ranges and the construction of new shooting ranges.

For the scheduling of a special meeting to discuss issues pertaining to fire companies, Paul stated that the meeting will need to be publicly advertised with a minimum of 24 hours notice. Randy stated that the supervisors decided to use the Township's American Rescue Plan funding for the purchase of a new Union Water Works Fire Co. engine, which now costs \$800,000 - \$900,000 and possibly an additional 20%. The cost has prompted discussion about whether or not North Annville Township needs two full fire companies as a Township of 17 square miles and 2,300 residents. Randy went on to say that the Emergency Services Advisory Committee has advised the supervisors that the future cost of replacing equipment is in the millions of dollars and the supervisors are now seeking the community's input in order to make informed decisions on how to provide the best service at the lowest cost possible. Larry Buffenmeyer suggested that residents pay close attention to online meeting minutes and Ron Weber stated that he was surprised to learn that North Annville Township has a website. Brian Tshudy questioned the availability of data pertaining to the number of calls handled by the two fire companies. Adam stated that he will post fire co. annual report data to the website after Bellegrove Fire Co. representatives stated that they are in agreement with reports being posted to the website. Randy stated that the supervisors are looking at holding a special meeting(s) on the 4<sup>th</sup> Monday of the month.

Randy stated that he was contacted by Michael Rathman from Pine Ave., who expressed concern about an issue with the road but is not in attendance at tonight's meeting. After learning that the road is a private road, Mr. Rathman suggested to Randy that the Township should either

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repair the road or purchase his property from him, neither of which are going to take place. Clyde stated that issues with several roads in Water Works being private roads go back a number of years.

For the next item of business, Adam opened and read aloud bids for sealcoating of Yordy's Bridge Rd., Hostetter Lane, Steelstown Rd., a portion of Kauffman Rd. and skin patch sealcoating. Martin Paving submitted a bid of \$76,983.43, while the Russell Standard Corporation submitted a bid of \$81,191.95. See bid packets for unit and per-roadway pricing. Randy made a motion to award the sealcoating contract to Martin Paving. Clyde 2<sup>nd</sup> the motion, motion carried.

Next on the agenda, Randy stated that the deadline for participation in the 2023-2024 state road salt contract is Tuesday. Typically the Township reserves 200 tons, giving a range of 120-280 tons. However, due to the mild winter and high levels of current inventory, the supervisors would like to reserve 100 tons for next winter, providing for a range of 60-140 tons. Randy made a motion to reserve 100 tons of salt on the 2023-2024 state road salt contract. Adam 2<sup>nd</sup> the motion, motion carried.

Next, Adam made a motion to close both the general fund and state fund money market accounts at Fulton Bank, due to uncompetitive interest rates. Clyde 2<sup>nd</sup> the motion, motion carried.

Randy stated that pre-registration for this year's Lebanon Co. Tire Collection is now available. Forms are available at tonight's meeting and also on the Township's website. In response to a question from Ben Bow, Randy stated that North Annville spent \$1,039 on the year 2022 tire collection. Ben expressed concern that residents are simply taking advantage of the tire collection program to dispose of old tires every time they purchase new tires.

Randy proceeded to make a motion to authorize the North Annville Township Fire Police to assist at the Penryn Fire Co. Mud Sale from 8:00 a.m. to 5:00 p.m. on Saturday March 18, 2023. Clyde 2<sup>nd</sup> the motion, motion carried.

For the road report, Randy stated that street sweeping is scheduled for March 22-24. Adam contacted PennDOT concerning trees leaning on wires along Route 934 north of Bellegrove, to which PennDOT replied that such trees are not their responsibility nor do they have any tree cutting ability due to the lack of bidders on their tree trimming contract. Adam then contacted Verizon who examined the issue and said that it is the responsibility of Comcast. Adam has now placed a call with Comcast.

For the fire company report, Randy stated that the Township will post the annual reports on the website. Randy then read aloud and made a motion to approve the Bellegrove Fire Company's list of functions for the year 2023. Adam 2<sup>nd</sup> the motion, motion carried.

For the Planning Commission Report, Brian Keck stated that the Commission is working on the draft wind power ordinance.

No Zoning Hearing Board business was presented for discussion.

For public comment, a resident thanked the supervisors for trying to help with roadway issues. Mel Gehman stated that there is a missing road name sign at the south end of Laurel Grove Rd. Tammy Blauch stated that the Bellegrove Life Squad is hosting a Friends & Family CPR class on Saturday March 18. There being no further business, Adam made a motion to adjourn the meeting at 9:07 p.m. Randy 2<sup>nd</sup> the motion, motion carried.

*Respectfully submitted,  
Adam W. Wolfe, secretary*

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Treasurer's Report:

Balance in State Fund February 13, 2023 \$574,684.24

Receipts: PennDOT Liquid Fuels	\$116,965.17	
Fulton Bank GIC Interest	1.42	
PLGIT Interest	11.48	
PLGIT Reserve Interest	<u>1,846.28</u>	<u>\$118,824.35</u>

Balance after receipts: \$693,508.59

Disbursements:

CK#: EFT Fulton Bank	<u>\$25.00</u>	<u>\$25.00</u>
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Balance in State Fund March 13, 2023 \$693,483.59

Balance in General Fund February 13, 2023 \$970,842.24

Receipts: Lebanon Co. Probation Services	\$1.55	
Cleona Borough	116.82	
EMC Insurance Co.	2,310.50	
FB GIC Interest	37.44	
PLGIT Interest	66.76	
PLGIT Reserve Interest	2,989.45	
Keystone Municipal Collections	<u>22,619.08</u>	<u>\$28,141.60</u>

Balance after receipts: \$998,983.84

Disbursements:

CK#: 6057 Miller & Bixler Auto Parts	\$71.97	
6058 MediaOnePA	622.88	
6059 Leffler Energy	278.81	
6060 Pennsylvania American Water	40.60	
6061 Borough of Cleona	7,052.25	
6062 Woodland Contractors, Inc.	479.32	
6063 Union Water Works Auxiliary	160.00	
6064 Reilly, Wolfson Law Offices	3,097.72	
6065 Cohen Law Group	1,840.00	
6066 Becker Engineering	484.00	
6067 Stratix Systems	36.00	
6068 South Annville Township	122.52	
6069 Randall Leisure	43.93	
6070 Clyde Meyer	43.93	
6071 Adam Wolfe	1,317.74	
6072 Starner Excavating	780.00	
EFT Comcast Cable	136.54	
EFT Met-Ed	82.58	
EFT Fulton Bank	25.00	
EFT IRS	<u>461.93</u>	<u>\$17,177.72</u>

Balance in General Fund March 13, 2023 \$981,806.12

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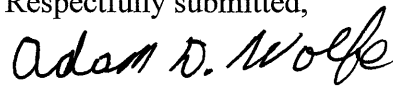
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Balance in Public Sewer Fund February 13, 2023		\$13,991.90
Receipts: Pennsy Supply	\$1,217.71	
Hill Farm Estate	<u>4,722.22</u>	<u>\$5,939.93</u>
Balance after receipts:		\$19,931.83
Disbursements:		
CK#: 189 Annville Township Authority	<u>\$3,924.39</u>	<u>\$3,924.39</u>
Balance in Public Sewer Fund March 13, 2023		\$16,007.44

Summary:

State Fund	\$693,483.59
General Fund	981,806.12
Escrow Acct.	3,402.65
Public Sewer Fund	<u>16,007.44</u>
Total all Funds:	\$1,694,699.80

Respectfully submitted,



Adam D. Wolfe, Treasurer