

November 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 November 13, 2023 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. Clyde Meyer, Vice-Chairman, made a motion to approve the October 9, 2023 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 9 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 Police Report, Cleona Borough Police Chief Farneski stated that the radar speed sign is currently located on Clear Spring Road and he recently purchased two extra batteries. A new police officer will begin working for the Cleona Police Dept. on Friday. The Chief continued by stating that the Cleona P.D. will be adding automatic license plate readers to two patrol cars and that there is a lawsuit stemming from an incident involving the eviction of a person from a house in North Annville Township. The Chief went on to say that he is seeing an increase in scam calls around the holidays, to which Brian Tshudy replied by stating not to say the word "yes" into the phone if contacted by a scam caller. In response to questions about moving the radar speed sign to the opposite side of Clear Spring Road, the Chief stated that the sensor must have a straight line of sight in order to be able to see oncoming traffic.

For matters pertaining to the Clear Spring Road traffic study and proposed roundabout, Doug Buffenmeyer questioned why the traffic impact of the warehouses in South Annville Township was not looked at prior to the construction of the warehouses. Ron Weber replied by stating that the use of Killinger Road as the access point to the warehouses allowed for study requirements to be avoided, since Killinger Road is a township road and not a state road. Brian Keck stated that one of the South Annville supervisors was quoted in recent news articles as saying that the land could not be rezoned, to which Paul Bametzreider, Township Solicitor, replied that the land could be rezoned; however, any rezoning must take fair share requirements into account. Randy stated that while no traffic analysis was done on surrounding areas, the Clear Spring Road study commissioned by North Annville Township found no justification for a Clear Spring Road weight limit. However, the study did find that a WB-67 tractor trailer off-tracks by 3' while navigating the curves on Clear Spring Road, and as a result, a 43' trailer length restriction is justified by the study. Paul stated that he would like to review the report and then meet with ELA Group and the supervisors so that he can draft an ordinance to comply with trailer length restriction requirements. In response to a question from Ron Weber, Randy stated that the supervisors intend to enact a 43' trailer length restriction on Clear Spring Road. With regard to the proposed roundabout, Ron stated that it is being pushed by DHL and will cause bigger issues as 16 mph will be the vehicle speed in the roundabout and it will be an impediment to truck traffic. Larry Buffenmeyer questioned the need for trailer length restrictions if the roundabout is not approved. Randy stated that there is going to be more traffic on Clear Spring Road and that the studies and calculations which have been done found that a roundabout is the best intersection improvement option. Randy continued by stating that the location and size of the proposed roundabout are both being dictated by PennDOT. Ron stated that the roundabout will be located on the apex of a curve and that the approach roadway will have a 5% grade.

Bruce Buffenmeyer stated to send the truck traffic a different route. In response to a question about noise from engine brake retarders, Randy stated that engine brake retarder restrictions cannot be put into place anywhere where the grade of the roadway is 4% or greater. Doug Buffenmeyer questioned if trailer length can legally be restricted, to which Paul stated that it can be restricted as long as the restriction is justified by a study. Doug then stated that trucks are not allowed on Bordnersville Rd., to which Paul replied that there is no justification for that particular restriction. Randy stated that the all of the warehouse-related truck traffic which will eventually be traveling through North Annville is a huge problem caused by South Annville Township. Aaron Miller questioned whether or not the proposed roundabout would have street lights, to which Randy replied that he is not certain. In response to a question about the ability of oversized loads to maneuver through the proposed roundabout, Randy replied that it will be built to accommodate them. In response to Larry Buffenmeyer's question about the ability of massive red lowboys to maneuver through the roundabout, it was suggested that they would be able to drive straight through, over top of the center median. Paul suggested meeting with the engineer to discuss the best methods for addressing the problem(s). In response to Bruce Buffenmeyer's question about why South Annville Township isn't dealing with the truck-related impacts to surrounding areas, Paul stated that the trucks become North Annville's problem when they enter North Annville. In response to Ron Weber's question about whether or not North Annville is going to agree to the construction of the roundabout, Randy stated that the supervisors are not yet certain due to all of the new input being received. Ron then questioned whether or not there is a partnership between North Annville Township & DHL, to which Randy replied "no" but DHL has the money. Randy continued by stating that the supervisors will talk to attorneys and engineers to determine the best course of action. In response to a resident's question about the 500 truck-per-day figure, Randy stated that the excuse given for the low figure is that it is not yet known what tenants will occupy the warehouses.

For the next item of business, Randy read the ELA Group Sight Distance Analysis Proposal and stated that it does not include the intersection of Clear Spring Rd. & Syner Rd. Randy continued by stating that sight distance analysis was not included in ELA Group's proposal for the original roadway study and that the roadway speed limit could have to be lowered. Adam stated that ELA Group informed him that specific truck restrictions could not be implemented based on the results of the sight distance analysis; however, the roadway speed limit could be lowered if justified by a study. Randy made a motion to award the contract for the Clear Spring Road Sight Distance Analysis to ELA Group at a projected cost of \$9,500.00. Clyde 2<sup>nd</sup> the motion, motion carried.

Next on the agenda, Adam read the preliminary 2024 budget, which calls for a beginning general fund balance of \$1,125,000, general fund receipts of \$560,822, disbursements of \$747,072 and an ending balance of \$938,750. The projected state fund beginning balance is \$631,000, with receipts of \$147,529.21, disbursements of \$67,500 and an ending balance of \$711,029.21. The projected public sewer fund beginning balance is \$38,500, with receipts of \$37,250, disbursements of \$39,500 and an ending balance of \$36,250. See budget for further details. In response to a question regarding the projected general fund deficit, Randy stated that the deficit is caused by the requirement to spend the \$264,000 in American Rescue Plan funding. Paul stated that the ARP funding must be allocated by the end of the year 2024 and spent by the

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end of the year 2026. Randy stated that the budget will be advertised and open for public comment between now and the December 11 monthly meeting.

For the next item of business, Randy read Resolution No. 1-2023, which will authorize North Annville Township to apply for Local Share Assessment-Lebanon funding on behalf of the Union Water Works Fire Company for the purpose of paving the Fire Company parking lot. See Resolution for further details. Randy stated that this is the same grant program by which North Annville Township secured funding for the purchase of Union Water Works Fire Co. firefighting accessory equipment. Ron Weber questioned the applicability of the pending fire company merger, to which Aaron Miller replied that the state is allowing merged fire companies to continue to apply for grants on an individual fire company basis. Adam made a motion to approve Resolution No. 1-2023. Clyde 2<sup>nd</sup> the motion, motion carried.

Next, Randy read Resolution No. 2-2023, which will authorize North Annville Township to apply for Local Share Assessment-Lebanon funding on behalf of the Bellegrove Fire Company for the purpose of paving the Social Hall parking lot. See Resolution for further details. Clyde made a motion to approve Resolution No. 2-2023. Randy 2<sup>nd</sup> the motion, motion carried.

Next on the agenda, Randy read Resolution No. 3-2023, which will authorize North Annville Township to apply for Statewide Local Share Assessment funding on behalf of the Bellegrove Fire Company, for the purpose of purchasing a new, replacement fire engine. See Resolution for further details. Randy continued by stating that the Township was encouraged to apply for this grant, as it would apply to the merged fire company and replace two fire engines. Bruce Buffenmeyer questioned the condition of the existing fire engine, to which it was replied that the engine is 24 years old and parts availability is an issue since the manufacturer is no longer in business. Randy made a motion to approve Resolution No. 3-2023. Clyde 2<sup>nd</sup> the motion, motion carried.

For the next item of business, Adam made a motion to approve the Memorandum of Understanding for the merger of the Union Water Works and Bellegrove Fire Companies. Clyde 2<sup>nd</sup> the motion, motion carried.

For the Emergency Services Advisory Committee Report, Brion Smoker stated that both fire companies have approved the Memorandum of Understanding and merger meetings are being held on the third Monday of every month. Governance documents are currently being reviewed and they are working on determining the name of the merged fire company. Brion continued by stating that both fire companies will be compiling financial information by the end of this year. Bruce Buffenmeyer stated that a fire tax will unfairly burden property owners, to which Paul replied that the supervisors can only do what state law authorizes. In response to Bruce's question about a flat tax, Paul stated that, under state law, the supervisors cannot enact a flat tax. Randy stated that the Township held a special public meeting and has been having ongoing public discussion concerning fire company funding. Randy continued by stating that the supervisors have had discussions with state legislators about fire company funding methods other than the use of the property tax. Brian Tshudy stated that he spoke with Russ Diamond concerning the ability to fund fire companies with an income tax as opposed to a property tax, an option which does not currently exist. In response to a question about current fire company funding levels, Paul stated that the supervisors decide how much money to allocate to the fire service on an annual basis. Adam stated that he can provide total numbers, but does not have a

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breakdown on how the fire companies spend the money from the Township. Keith Blauch stated that the Township's annual donation to the Bellegrove Fire Company goes toward the cost of insurance premiums. In response to Keith's question about when the fire companies can expect to see a fire tax, Randy stated that the supervisors need to see the capital budget of the merged fire company. Nelson Heagy stated that citizen representation will be needed on the Emergency Services Advisory Committee, to which Randy replied that two citizens are currently part of the Committee. Nelson then questioned the need for an automatic fire apparatus replacement plan, to which Randy replied that fire company consolidation is necessary. Mark Sallada stated that the Bellegrove Fire Co. does their best to keep equipment running even when OEM replacement parts are not available.

For the Fire Company Report, Keith Blauch stated that four Bellegrove Fire Co. members each recently completed 16 hours of emergency vehicle operator training.

Next, Randy read PennDOT's letter stating that the lowering of the Route 934 speed limit to 35 MPH from Clear Spring Road to Yordy's Bridge Rd. could not be justified by PennDOT speed limit analysis. Randy stated that the supervisors will continue to push for a speed limit reduction.

For the Road Report, Randy stated that the annual road inspection revealed that guardrail repair and tree trimming are necessary.

For discussion of the draft Firing Range Ordinance, Randy questioned who would enforce the Ordinance, since North Annville Township does not have a code enforcement officer. Paul replied that the Township could hire Commonwealth Code to enforce the Ordinance, which would cost approx. \$150/hour on an as-needed basis. In response to Brian Keck's question about noise levels, Paul stated that the law Brian is referencing applies to land owned by the Game Commission and could apply to the proposed firing range. Aaron Miller stated that decibel levels could apply to the proposed firing range and be enforced by Commonwealth Code or someone similar. Paul stated that the public hearing for the Ordinance could be held at next month's meeting and still be within the 60 day advertising period.

For the Planning Commission Report, Brian Keck stated that Wayne Kauffman was questioning the hours of operation in the Firing Range Ordinance.

No Zoning Hearing Board business was presented for discussion.

For public comment, Larry Buffenmeyer questioned whether or not North Annville Township is receiving any money to address the projected increase in truck traffic, to which Randy replied "no." Randy continued by stating that an attorney is planning to attend next month's supervisor's meeting to discuss what can be done to address the issues created by the ongoing storage and spreading of biosolids in North Annville Township. Doug Buffenmeyer stated that he will find out how to close roads to truck traffic. In response to a question about improvements to the intersection of Hill Church Rd. & Thompson Ave., Randy stated that the improvements are not scheduled to begin until 2027. In response to a question about a vote taken for what intersection improvement option to recommend, Randy stated that popular opinion dictated a two-way stop sign with vertical and horizontal alignment improvements as well as the installation of a westbound left-turn lane. Bruce Buffenmeyer questioned the amount of revenue which would be generated by 1 mill of fire tax, to which Randy replied that 1 mill would generate \$200,000 in revenue. In response to J.R. Bomgardner's question about subcontracting

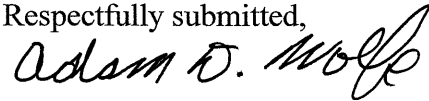
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the fire service, Randy stated that the best option is to merge the Bellegrove and Union Water Works Fire Companies.

There being no further business, Adam made a motion to adjourn the meeting at 9:09 p.m. Clyde 2<sup>nd</sup> the motion, motion carried.

Respectfully submitted,



Adam D. Wolfe, Secretary

Treasurer's Report:

Balance in State Fund October 9, 2023		\$623,422.52
Receipts: Fulton Bank (FB) GIC Interest	\$35.14	
PLGIT Interest	15.58	
PLGIT Reserve Interest	<u>2,486.64</u>	<u>\$2,537.36</u>
Balance after receipts:		\$625,959.88
Disbursements: none		
Balance in State Fund November 13, 2023		\$625,959.88

Balance in General Fund October 9, 2023		\$1,052,533.97
Receipts: Cleona Borough	\$158.32	
Recorder of Deeds	4,782.40	
Lebanon Co. Probation Service	1.46	
District Court	17.50	
Lexis Nexis	15.00	
Comcast Cable	7,537.29	
FB GIC Interest	120.01	
PLGIT Interest	216.70	
PLGIT Reserve Interest	3,897.75	
Keystone Municipal Collections	<u>55,556.99</u>	<u>\$72,303.42</u>
Balance after receipts:		\$1,124,837.39

Disbursements:

CK#: 6192	Leffler Energy	\$254.81
6193	MediaOnePA	79.60
6194	Leffler Energy	190.04
6195	Union Water Works Auxiliary	160.00
6196	Union Water Works Fire Co.	100.00
6197	PA American Water	40.60
6198	Witmer Public Safety Group	3,825.00
6199	Witmer Public Safety Group	1,050.00
6200	Witmer Public Safety Group	2,598.00
6201	ELA Group, Inc.	2,002.50
6202	Maguire's Ford	3,664.94

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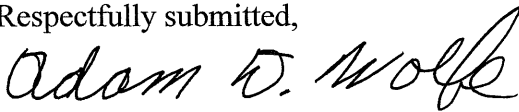
6203	911 Rapid Response, LLC	495.96	
6204	Borough of Cleona	7,271.71	
6205	Barley Snyder LLP	2,957.68	
6206	South Annville Township	166.85	
6207	Starner Excavating	975.00	
6208	Randall Leisure	87.88	
6209	Clyde Meyer	87.88	
6210	Adam Wolfe	1,361.69	
6211	State Workers Insurance Fund	631.00	
EFT	Comcast Cable	139.05	
EFT	Met-Ed	67.18	
EFT	IRS	<u>484.88</u>	<u>\$28,692.25</u>
Balance in General Fund November 13, 2023			\$1,096,145.14

Balance in Public Sewer Fund October 9, 2023		\$28,859.83
Receipts: H. R. Weaver Family Realty	\$5,204.88	
Penny Supply	4,897.61	
WellSpan Health	152.00	
Country Lane Furniture	<u>233.85</u>	<u>\$10,488.34</u>
Balance after receipts:		\$39,348.17
Disbursements: none		
Balance in Public Sewer Fund November 13, 2023		\$39,348.17

Summary:

State Fund	\$623,422.52
General Fund	1,096,145.14
Escrow Acct.	3,444.14
Public Sewer Fund	<u>39,348.17</u>
Total all Funds:	\$1,762,359.97

Respectfully submitted,



Adam D. Wolfe, Treasurer