

May 13, 2024

Page 1 of 6

The North Annville Township Board of Supervisors met at the Water Works Fire Hall at 7:30 p.m. on May 13, 2024 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, pertaining to the Comcast Cable Franchise Agreement (Agreement) renewal and the corresponding Resolution No. 1-2024, to order at 7:30 p.m. Nichole Eisenhart, substituting for Paul Bametzreider, Township Solicitor, stated that Comcast's rates have been reviewed, all of their expenditures have been found to be legitimate and a request for a service area map has been submitted. The proposed Agreement and Resolution have both been posted on North Annville Township's website. Several municipalities joined forces to be represented by Cohen Law Group for the Agreement renewal negotiations with Comcast. Nichole concluded by stating that an audit of franchise fee payments to North Annville Township went fine. There being no further comments, the public hearing was adjourned at 7:34 p.m.

Randy called the regular monthly meeting to order at 7:34 p.m. Clyde Meyer, Vice-Chairman, made a motion to approve the April 8, 2024 meeting minutes as presented in printed form. Randy 2nd the motion, motion carried. Randy then made a motion to adopt the April 8 Treasurer's Report as presented in printed form. Clyde 2nd 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 2nd the motion, motion carried.

For the Police Report, Chief Farneski stated that the Cleona Borough Police Dept. responded to a total of 313 incidents in April, with 62 of those incidents being in North Annville Township. Of the 62 incidents in North Annville, several were serious motor vehicle accidents, while one involved a drunk driver on North Mill St. The Chief continued by stating that Officers are being assigned to provide coverage for the upcoming Bellegrove Fire Co. Carnivals and also that he intends to relocate the radar speed sign tomorrow, at which point Larry Buffenmeyer requested that the sign be placed in the area of 1540 North State Route 934. Steve Bowman advised residents to make sure they have full insurance coverage on off-road vehicles, as several dirt bikes were recently stolen from his son's garage. The Chief stated that the investigation is indicating that the theft of the dirt bikes was a targeted, isolated incident.

For matters pertaining to Clear Spring Rd., Nichole stated that the first drafts of the ordinances to adopt the recommendations of the Clear Spring Rd. Traffic Study are complete. Randy inquired about trailers exceeding 43' which would be considered "local traffic" and suggested that trucks going to and from the Pennsy Supply Quarry not be penalized. Brian Keck stated that Long's Excavating has no trailers over 43' in length. Chanda Tshudy stated that trucks going to and from locations in South Annville would likely consider themselves to be "local traffic," to which Randy responded that would not be the case; however, the businesses which are physically located on Clear Spring Rd. need to be protected. In response to Larry Buffenmeyer's question regarding road damage done by trucks, Randy stated that the Study justified a trailer length restriction but not a weight limit. Ron Weber stated that most trucks going to and from the warehouses will be using 53' trailers, meaning that the 43' trailer length restriction will prohibit those trucks from using Clear Spring Rd. A resident stated that the length restriction needs to be enforced right away. In response to Brian Keck's question regarding penalties,

May 13, 2024

Page 2 of 6

Randy stated that the Ordinance provides for a maximum \$500 penalty. In response to Larry Buffenmeyer's question regarding a weight limit on the railroad bridge, Randy stated that the bridge is approaching 100 years of age and, with the exception of the paved surface over top of the bridge, falls under the ownership and responsibility of Norfolk Southern and the Public Utilities Commission. In response to Larry's question about parties responsible if the railroad bridge were to collapse, Nichole stated that Norfolk Southern would be responsible for the bridge itself, while North Annville Township would be responsible for logistics such as a detour route. Randy stated that the bridge issue will receive the proper amount of attention if it fails a future inspection. With regard to the proposed roundabout, Randy stated that the review of the Indemnification and Reimbursement Agreements is currently in the hands of DHL and that the Grace Life Church agreed to allow stormwater geotesting to take place on Church property. In response to Larry's questions concerning the proposed Agreements, Randy stated that the Township must maintain any improvements located on Township right-of-way, but first we must approve the design as well as the Agreements. Randy continued by stating that the Township will not accept any maintenance responsibilities until the plans have been reviewed by the Township.

For an update on matters pertaining to Lebanon Solar I, Nichole stated that appeals have been consolidated as per an April 23rd Order from Commonwealth Court and a Petition for Reconsideration has been filed by Attorney Cluck on behalf of Grady Summers. A schedule for the filing of Briefs has not yet been set. In response to Randy's question pertaining to the Petition for Reconsideration, Nichole stated that Grady believes that the untimely filing issue should be heard separately.

Next, Randy read Resolution No. 1-2024, for the renewal of the Comcast Cable Franchise Agreement. Adam made a motion to adopt Resolution No. 1-2024. Clyde 2nd the motion, motion carried.

For the next item of business, Randy read Resolution No. 2-2024, for the adoption of the 2023 Lebanon Co. Hazard Mitigation Plan (Plan). Brian Tshudy stated that there are multiple problems, concerning issues such as global warming, sunstorms and enemy EMP's, with the Plan. Wayne Tshudy stated that the Plan is difficult to understand and that the intent of the Plan could be accomplished in 50 pages. Wayne continued by stating that the Plan contains lots of inaccuracies and proceeded to ask questions pertaining to building codes and floodplain buyouts. Larry Buffenmeyer questioned if the need for the Plan originates with the federal government, to which Randy replied "yes" and continued by stating that the County Commissioners unanimously adopted the Plan and the Township now needs to adopt it in order to be eligible for disaster assistance funding. Keith Blauch, Bellegrove Fire Co. Chief, stated that adoption of the Plan will enable the fire cos. to recoup substantial amounts of money after a flood event. Dennis Rhoad stated that failure to adopt the Plan would result in denial of rebuilding funds in the event that North Annville were to be struck by a devastating tornado. Cindy Tshudy stated that the Plan takes away people's rights. In response to Tammy Blauch's question regarding the Township's past utilization of Hazard Mitigation Plans, Randy stated that many residents voluntarily participated in a buyout of properties and structures destroyed by the Tropical Storm Lee flood event in 2011. Randy made a motion to adopt Resolution No. 2-2024. Clyde 2nd the motion, motion carried.

May 13, 2024

Page 3 of 6

With regard to Nuisance Ordinance violations, Chief Farneski stated that there is 10-12 years worth of garbage accumulation and the roof of the structure is caving in at 3143 Water Works Way, which is a secluded property that can't be seen from the road. In response to Chanda Tshudy's question about squatters and the potential refusal of help, the Chief stated that the issues do not involve squatters. Overgrown grass and weeds on the property located at the intersection of Route 934 & Yordy's Bridge Rd. were discussed, as was an accumulation of junk and vehicles on the property located at 1693 North State Route 934. Adam stated that overgrown grass and weeds also exist on the properties located at 1370 N. Rte. 934, 1520 N. Rte. 934 & 1553 N. Rte. 934.

Next on the agenda, Randy read the American Rescue Plan (ARP) Fund Expenditure Agreement (Agreement) between North Annville Township and the Bellegrove Fire Co. (BFC) The Agreement stipulates that the BFC will use the ARP funds for the purchase of an emergency response vehicle by the end of 2026. In response to Ron Weber's question about the deadline for the expenditure of the funds, Randy stated that there is a three month window which would allow for the funds to be used for a different purpose if the purchase of the emergency response vehicle does not materialize. Adam made a motion to approve the Agreement. Clyde 2nd the motion, motion carried.

For the Emergency Services Advisory Committee Report, John Bachman stated that the Merger Committee met and provided comments pertaining to the proposed bylaws, which were then distributed. The hope is now that the fire co. presidents and chiefs sign the bylaws at next Monday's meeting and that the merger is wrapped up by late summer or early fall.

For the Fire Co. Report, Keith Blauch, Bellegrove Fire Co. (BFC) Chief, stated that the BFC responded to 12 fire calls, 5 EMS calls and 2 fire police calls during the month of April, for a total of 19 emergency incidents entailing 132.43 man hours. 23 other activities resulted in 303.15 man hours, for total man hours of 435.58. Keith continued by stating that the Auxiliary has logged 850 man hours. Adam then explained that the Township is working on the fire co. inquiry pertaining to supplemental insurance and the intention is to have more information by next month.

Next, Randy read a proposed Road Line Painting Memorandum of Understanding (MOU) between North Annville Township and South Annville Township, which stipulates that North Annville will reimburse South Annville in the amount of \$1,234.50 for the cost of thermoplastic roadway markings. Jeanette Henning, South Annville Township Manager, thanked North Annville for joining South Annville on the project and said that South Annville was happy with the project bids they received. Randy made a motion to approve the MOU. Clyde 2nd the motion, motion carried.

For the Road Report, Randy stated that road bank mowing is scheduled to begin in the next 7-10 days. Randy continued by stating that Wilson Consulting Group recently found that the Cedar Run Rd. bridge has significant deterioration of the fascia beam, which will need to be rehabilitated or replaced within the next two years. In response to Larry Buffenmeyer's question concerning what happened to the beam, Randy stated that it deteriorated due to the slope of the bridge, which sends runoff water over the beam as it exits the bridge. Randy made a motion to authorize Adam to distribute a Request for Proposals to engineering firms interested in analyzing the beam and providing options for beam rehabilitation or replacement. Clyde 2nd the motion,

May 13, 2024

Page 4 of 6

motion carried.

No Planning Commission business was presented for discussion.

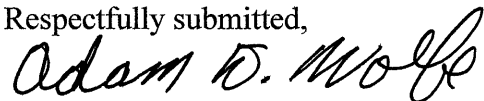
For the Zoning Hearing Board Report, Jim Hoffman stated that the ZHB will hear Sue Kleinfelter's Request for Variance at a hearing scheduled for May 29th at 6:00 p.m. at the Union Water Works Social Hall. Paul DeShong, ZHB Member, stated that Country Lane Furniture has appealed the ZHB's decision to the Court of Common Pleas.

For public comments, Craig Meyer inquired about the potential use of Township-owned properties at 10 & 14 Stone Cottage Lane for the purpose of a historical meeting as part of a Semiquincentennial Celebration in 2026. Craig also inquired about when the Township streets were named and who had a hand in naming them. Randy replied by stating that the supervisors will inquire with the insurance company about the requested use of 10 & 14 Stone Cottage Lane and will also research the naming of the roads.

For the next item of business, Randy stated that, for various reasons, he is resigning as Township Supervisor, effective May 31st. Clyde read Randy's letter of resignation and then read a letter thanking him for his years of service to the residents of North Annville Township. Randy thanked all the residents for attending meetings and providing input, at which point Ron Weber extended thanks to Randy for his service. Clyde made a motion to accept Randy's resignation, effective May 31, 2024. Adam 2nd the motion, motion carried. Clyde proceeded by stating that he and Adam have selected Aaron Miller to fill the 1.5 years remaining on Randy's elected term as Township Supervisor. Clyde made a motion to appoint Aaron Miller to fill the 1.5 years remaining on Randy's term, effective June 1, 2024 - December 31, 2025. Adam 2nd the motion, motion carried.

There being no further business, Adam made a motion to adjourn the meeting at 8:58 p.m. and invited everyone to stay for cake and ice cream. Clyde 2nd the motion, motion carried.

Respectfully submitted,



Adam D. Wolfe, Secretary

May 13, 2024

Page 5 of 6

Treasurer's Report:

Balance in State Fund April 8, 2024		\$723,979.66
Receipts: Fulton Bank (FB) GIC Interest	\$107.72	
PLGIT Interest	15.28	
PLGIT Reserve Interest	<u>2,444.27</u>	<u>\$2,567.27</u>
Balance after receipts:		\$726,546.93
Disbursements: none		
Balance in State Fund May 13, 2024		\$726,546.93

Balance in General Fund April 8, 2024		\$1,063,024.56
Receipts: Recorder of Deeds	\$3,733.80	
Cleona Borough	175.22	
Commonwealth of Pennsylvania	30,000.00	
Scott Kleinfelter	400.00	
EMC Insurance	687.71	
Reilly, Wolfson Law Offices	184.75	
FB GIC Interest	106.70	
PLGIT Interest	310.40	
PLGIT Reserve Interest	3,731.37	
Keystone Municipal Collections	<u>77,852.48</u>	<u>\$117,182.43</u>
Balance after receipts:		\$1,180,206.99

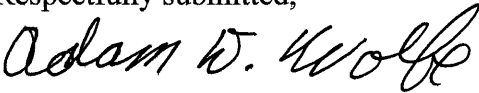
Disbursements:

CK#:	6319	Miller & Bixler Auto Parts	\$357.11
	6320	Leffler Energy	264.90
	6321	State Workers Insurance Fund	1,035.00
	6322	Leffler Energy	237.00
	6323	MediaOnePA	234.16
	6324	Pennsylvania American Water	40.54
	6325	Union Water Works Auxiliary	160.00
	6326	Bellegrove Fire Company	30,000.00
	6327	Becker Engineering	61.00
	6328	Borough of Cleona	7,500.00
	6329	Henry & Beaver	100.00
	6330	Henry & Beaver	2,300.00
	6331	Bowman's Insurance Agency	18,463.00
	6332	Barley Snyder, LLP	6,447.25
	6333	Adam Wolfe	130.47
	6334	Randall Leisure	43.93
	6335	Clyde Meyer	43.93
	6336	Adam Wolfe	1,370.47
EFT		Comcast Cable	139.35
EFT		Met-Ed	67.32

EFT IRS	<u>471.11</u>	<u>\$69,466.54</u>
Balance in General Fund May 13, 2024		\$1,110,740.45
Balance in Public Sewer Fund April 8, 2024		\$31,938.16
Receipts: none		
Disbursements:		
CK#: 201 Annville Township Authority	<u>\$163.67</u>	<u>\$163.67</u>
Balance in Public Sewer Fund May 13, 2024		\$31,774.49

Summary:

State Fund	\$726,546.93
General Fund	1,110,740.45
Escrow Acct.	3,444.14
Public Sewer Fund	<u>31,774.49</u>
Total all Funds:	\$1,872,506.01

Respectfully submitted,

Adam D. Wolfe, Treasurer