

**CARROLL TOWNSHIP
BOARD OF SUPERVISORS
WORK SESSION MINUTES
FEBRUARY 09, 2004
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ROLL CALL	SUPERVISORS – Robert Schopfer, Calvin Hipp, Kevin Zinn, Jeffrey Murphy, and Jere Rutherford ATTENDEES – Faye Romberger, Mark Hilson, Ed Andrews, Perry Bates, Robert Faulkner, Scott Perry, Terry Burger, Esther A. Warehime, Levi Filepas, and Kristen Stagg
CALL TO ORDER	Chairman Robert Schopfer called the regularly scheduled work session of the Carroll Township Board of Supervisors to order at 6:30 p.m. The location of the meeting is at the Carroll Township Municipal Building, 555 Chestnut Grove Road, Dillsburg, Pennsylvania.
PUBLIC COMMENT	Chairman Schopfer called for public comment. There was no public comment.
DELETE AGENDA ITEM	Chairman Schopfer stated that item #8 will be deleted from the Agenda for tonight.
CDL DRIVERS NEW REGULATIONS	The new CLD drivers’ regulations state that once a driver had driven a CMV for 11 hours, he must be off for a minimum of 10 consecutive hours before he can drive a CMV again. There is an emergency exemption from these regulations. There is a need to establish “Emergency” criteria. Dianne Price suggested that an emergency could be established several ways. Some municipalities are designating any snow (plowable) as an emergency. Others are using the manager, chief or supervisor as the designee for calling an emergency. The emergency designation takes the time limit off of the CDL drivers. Mrs. Price is working with the Township Solicitor to see if this emergency criteria has to be adopted by a resolution or an ordinance and who can call the emergency. The Board of Supervisors asked that this item be placed on the February 17, 2004 Agenda.

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GREG GEARHART
SMALL FLOW
SEWAGE
TREATMENT
SYSTEM

Mr. James Bogar, Township Solicitor, has received a letter from Mr. Gearhart's attorney Charles M. Suhr. Mr. Gearhart engaged Mr. Suhr to represent him in the matter regarding the small flow sewage treatment system that Mr. Gearhart would like to install at his home. The Township's final requirement was that Mr. Gearhart obtain public liability insurance with limits of \$1,000,000.00 per claim. Mr. Gearhart has investigated the feasibility of obtaining this insurance. Pursuant to his attorney's letter, Mr. Gearhart has determined that the cost for such insurance is too expensive. Mr. Suhr is requesting the Township either drop the insurance requirement or issue its decision on Mr. Gearhart's application. Mr. Suhr has indicated that if the Township denies the application, he will be taking appropriate appellate action. Mr. Bogar wanted Mark Hilson to review the type of insurance policy that was submitted to make sure that is what we are looking for. The Board of Supervisors asked that this item be placed on the February 17, 2004 Agenda.

LEFT TURN
SIGNALS FOR
ORE BANK/SPRING
LANE ROAD AND
U.S. ROUTE 15

PERCS Traffic Signals, Inc. gave the Township a quote to install left turn signals at the intersection of Ore Bank/Spring Lane Road and U.S. Route 15. The complete cost is \$5,792.74. The Board of Supervisors recommended that the quotes from PERCS for the modification and refurbishment of this traffic signal should be forwarded to New Plan so they are not surprised when they receive the bill.

NORTHERN YORK
COUNTY REGION
COMPREHENSIVE
PLAN
PUBLIC HEARING

Chairman Schopfer reminded everyone about the Northern York County Region Comprehensive Plan Public Hearing being held on Monday, February 23, 2004 at 7:00 p.m. at the Northern High School. The Township has hired a stenographer and Cheri Fogarty will moderate the meeting.

REGIONAL
RECREATION
STEERING
COMMITTEE

Supervisor Rutherford updated the Board of Supervisors on the Regional Recreation Steering Committee. The Steering Committee will be holding two meetings to get input from around the area on recreation needs. The meetings are scheduled for Saturday, April 3 from 9:00 to 11:00 a.m. and Tuesday, April 6 from 6:00 to 8:00 p.m. at the Northern High School Cafeteria.

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ON-LOT
MANAGEMENT
DISTRICT
BERKSHIRE HILLS

The Berkshire Hills Development is scheduled to have their septic systems pumped in 2004. Chairman Schopfer has received several calls asking if they must pump their systems since they are scheduled to be connected to the public sewer. Chairman Schopfer asked the Board of Supervisors what are their feelings as far as waiving the requirement that Berkshire Hills Development does not have to pump their systems. No motion was taken, but the Board of Supervisors feels that it has already been three years since their systems have been pumped. It will be another year until they are connected, so the Board feels that they should not waive the requirement to pump at this time. If it comes to October 2004 and we are only six months away from connecting to the public sewer, then revisit the issue at that time.

WEED ORDINANCE
UPDATE
ORDINANCE
2003-150

Recently we brought a case before the District Justice on the weed ordinance. The District Justice may make the enforcement of this ordinance difficult. The District Justice is not interested in upholding this Ordinance if we don't cite everyone. We will take the Solicitor to the next hearing and maybe they can explain that we are not required to cite all to enforce an individual. The District Justice did indicate that he would enforce the nuisance ordinance – debris and trash.

MUNICIPAL
BUILDING ROOF

The Municipal Building roof is leaking at the connection from old and new. We had a roofer here on Saturday, January 31st and he suggested that the drain on the roof should either be removed or a heating element added to it. Chairman Schopfer will contact Lobar Associates, Inc. to see what can be done.

DAA
RIGHT-OF-WAY
AGREEMENT WITH
LOGAN PARK AUTH.

The Right-of-Way Agreement between Dillsburg Area Authority and Logan Park Authority is not ready at this time. Dianne Price has asked Mr. Williams for a justification/explanation of the \$12,000.00 he quoted in a meeting. Logan Park Authority voted to accept the agreement based on the same criteria as the Board of Supervisors.

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CITIZEN'S HOSE STATE AUDIT	Citizen's Hose Volunteer Firefighter's Relief Fund has been audited by the State. There were several findings in this audit. Perry Bates stated that the By-Laws and inventory list are being worked on now by the Fire Company and should be completed by spring.
ORDINANCE 2004-153 LOPE STREETS	Mark Hilson gave a brief summary on Ordinance Number 2004-153 on loop streets. This ordinance is advertised and ready for the Public Hearing on Tuesday, February 17, 2004.
ORDINANCE 2001-154 CONSTRUCTION WITHIN TOWNSHIP'S RIGHTS-OF-WAY	Mark Hilson gave a brief summary on Ordinance Number 2004-154 on establishing criteria and regulations for construction within the Township's rights-of-way. This ordinance is advertised and ready for the Public Hearing on Tuesday, February 17, 2004.
SANITARY SEWER CONSTRUCTION	CET Engineering Services, Engineer for DAA, is writing a letter concerning the sanitary sewer construction. With the construction of the new sanitary sewer extension along Dogwood Lane for the Mountain Crest Estates development, CET feels it prudent to have the Township clarify several construction related issues relative to upcoming sewer projects to be undertaken by the Dillsburg Area Authority. These clarifications will aid in their preparation of bid documents, facilitate construction cost estimates and insure that there are no misunderstandings when construction commences. Mark Hilson, Township Engineer, will address this letter with CET.
PRELIMINARY PLAN FOR CHESTNUT HOLLOW	Mark Hilson, Township Engineer, gave a brief summary on the Preliminary Subdivision Plan for Chestnut Hollow. This plan is ready to go to the Board of Supervisors at their meeting on February 17, 2004.
MOUNTAIN CREST SURETY REDUCTION	The Developer for Mountain Crest has asked for a surety reduction for Mountain Crest Development for improvements completed. Mark Hilson has reviewed the request and at this time feels that \$35,000.00 to \$40,000.00 of this surety can be released. The Board of Supervisors asked that this item be placed on the February 17, 2004 Agenda.

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Feb → April
no mention
after this.

STARTING A
COG IN THE AREA

Dianne Price and Jeff Murphy are talking with the West Shore COG and the local Townships and Boroughs about starting a COG. Supervisor Murphy said there is more information to come concerning the COGs.

ZONING HEARING
BOARD SOLICITOR

Chairman Schopfer stated that the Zoning Hearing Board is looking for a Solicitor. The Zoning Hearing Board will appoint the Solicitor, but the Board of Supervisors need to authorize the fee to pay the Solicitor. The individual that the Zoning Hearing Board is looking at for Solicitor is proposing a \$125.00 per hour fee. The Board of Supervisors asked that this item be placed on the February 17, 2004 Agenda.

REALIGNMENT
OF ROUTE 74

Chairman Schopfer updated the Board of Supervisors on the realignment of Route 74. There is a meeting scheduled for Tuesday, February 10th to discuss this matter. There will be representatives from PennDOT, Dillsburg Borough, Carroll Township and the Developer. **Chairman Schopfer and Dianne Price will get together to write a letter to York County Planning Commission before February 27, 2004.**

2004 LINE PAINTING

Dianne Price is working on the 2004 Line Painting Bid Notice. She has notified Hellam Township that we will not enter into any contracts with Ross Industries.

APPROVED
SUBDIVISIONS

Chairman Schopfer requested that all approved subdivisions be forwarded to the NYC School District.

ROAD
TRAINING


Supervisor Rutherford stated that he is going to a seminar on roads. He is paying the fees himself, because he feels he would benefit from the training. He also stated that the Important Dates were not on the last agenda. He would like to see that on the agendas.

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ADJOURNMENT

It was moved by Supervisor Murphy, seconded by Supervisor Hipp, and unanimously carried to adjourn the meeting at 8:06 p.m.

Respectfully submitted,



Faye L. Romberger, Secretary