

WINDSOR TOWNSHIP BOARD OF SUPERVISORS

November 5, 2012

1. The meeting of the Windsor Township Board of Supervisors was called to order by Chairman Dean Heffner at 6:00 p.m.

Those present: Dean Heffner, Paul Smith, Rodney Sechrist, Attorney Charles Rausch, Jennifer Gunnet and Deanna Coble. See the attached list of citizens present.

2. The Pledge of Allegiance was recited.
3. On the motion of Paul Smith seconded by Rodney Sechrist, the minutes of the October 15, 2012 and October 25, 2012 meetings were approved. Motion carried. Three votes yes.
4. The following items of correspondence were presented:
 - A. Mrs. Gunnet advised that any Form U applications that had been received from Modern Landfill would be on the counter in the rear of the room.
5. Windsor Township Fire & Rescue Association – No one was present.
6. York Area Regional Police Department – No one was present.
 - A. The Monthly Reports for August and September are available for review.
7. Emergency Management:
 - A. Hurricane Sandy recap & briefings – Elmer Fromm advised that staff at the local, county and state levels were well prepared for Hurricane Sandy. He stated that residents seemed to be prepared as well. He noted that the Township had minimal road closures and damages. He commented that the Emergency Operations Center was ready to open but it was not necessary.
 - B. Certifications – Mr. Fromm advised that he and some of his staff attended a training session in Lancaster that was put on by HACC. The course was focused on emergency planning and certificates were received.
8. Sergeant Peter Montgomery arrived. He did not have anything to report. There were no questions from the audience or the Board.
9. Solicitor – Attorney Rausch did not have anything to report.
10. Other Business:
 - A. **Proposed Zoning Ordinance – Possible public hearing and adoption date** – Mr. Heffner advised that the public hearing for the proposed Zoning Ordinance will be held on November 19, 2012 at 6:00 p.m.
 - B. Mr. Heffner advised that the Dog Officer Report for October is available for review.

- C. Mr. Heffner advised that the Board has received the Township Manager Report for October. There were no questions.
- D. Mrs. Gunnet advised that legislation has been signed by Governor Corbett to allow joint UCC Appeals Boards. The Township was previously covered by the County so there are no necessary changes.
- E. **Springettsbury Township – Capital Improvements Fund** – Mrs. Gunnet advised that each year the Township contributes money to Springettsbury Township to be used for upgrades to the treatment plant. This Capital Improvements Fund now has a balance in excess of \$7 million. The intent was to use these funds toward the necessary improvements for the Chesapeake Bay Strategy. However, due to the total cost, a bond was issued for the improvements. The Springettsbury Township Supervisors have agreed to reduce the fund balance to \$3 million. This results in an approximate \$300,000 refund to the Township. It will be received in 2013. Mr. Smith asked who the largest contributors are. Mrs. Gunnet advised that they are Springettsbury Township, York Township, Spring Garden and then Windsor Township.
- F. Update – Freysville Intersection – Mrs. Gunnet advised that the handicap ramps did not pass inspection and they are currently fixing 4 of the ramps. She noted that PennDOT will not do a preliminary inspection prior to pouring.
- G. **Resolution #2012R-11-01 – Creation of Sewer Capital Improvements Fund** – Mrs. Gunnet advised that at the Pre-Budget meeting, the Board had decided that they would like to create a Sewer Capital Improvements Fund. The purpose of the fund would be to transfer any balance in the sewer capital purchases line item at year end into this new fund. **On the motion of Rodney Sechrist seconded by Paul Smith, the Board approved the resolution. Motion carried. Three votes yes.**
- H. **S.P.C.A. of York County – 2013 Animal Care & Housing Agreement** – Mrs. Gunnet advised that the cost for the Agreement with the SPCA is \$.50 per person based on the 2012 census. The total cost is \$8,752.
- I. Mr. Heffner advised that an Executive Session will be held after the meeting to discuss potential litigation.

11. Unfinished Business:

A. Panorama Hills Pump Station

Right-of-way Agreement – Spartan Heights

Right-of-way Agreement – Spartan Heights (Odor Control Station)

Declaration of Taking – Resolution #2012R-11-02 – John & Rosalia Argento

Declaration of Taking – Resolution #2012R-11-03 – Argento Family Partnership

Declaration of Taking – Resolution #2012R-11-04 – John Z. & Kristen M. Falenski

Declaration of Taking – Resolution #2012R-11-05 – Robert J. & Linda G. Taylor

Declaration of Taking – Resolution #2012R-11-06 – Dennis C. Enfield

Declaration of Taking – Resolution #2012R-11-07 – Pelet'sWelding/Rolling Acre Golf, LLC

Declaration of Taking – Resolution #2012R-11-08 – Eli M. Dobrinoff, Jr.

Declaration of Taking – Resolution #2012R-11-09 – Eli M. Dobrinoff, Jr. – Access Easement

On the motion of Rodney Sechrist seconded by Paul Smith, the Board approved the Right-of-Way agreement with Spartan Heights. Motion carried. Three votes yes.

On the motion of Rodney Sechrist seconded by Paul Smith, the Board approved the Right-of-Way agreement with Spartan Heights for the Odor Control Station. Motion carried. Three votes yes.

On the motion of Paul Smith seconded by Rodney Sechrist, the Board approved the Resolutions for the Declaration of Taking for John & Rosalia Argento, Argento Family Partnership, John Z. & Kristen M. Falenski, Robert J. & Linda G. Taylor, Dennis C. Enfield, Pelet'sWelding/Rolling Acre Golf, LLC, Eli M. Dobrinoff, Jr. and Eli M. Dobrinoff, Jr. for the Access Easement. Motion carried. Three votes yes.

B. Phil Holloway – Chapelwood Estates detention pond – Mr. Holloway was not present. Mr. Smith asked that this item be removed from the agenda as he does not feel the Board is able to help him.

12. Public Comment – Mr. Heffner noted that if speakers do not wish to have their address recorded, they must state this when speaking. Lynn Cheeseman, 910 Cranberry Lane, questioned if the refund from Springettsbury Township will be deposited into the new Sewer Capital Improvement Fund. Mrs. Gunnet advised that it would not. Only unused budgeted amounts would be transferred to this fund.

13. Windsor Township Fire & Rescue Association:

A. Mrs. Gunnet advised that the roof simulator has been approved by Commonwealth Code and the permit will be issued soon.

B. Mrs. Gunnet advised that the Board has received a copy of the flyer that was presented at the Fire Prevention Display which was held on Saturday, October 6th at the Windsor Commons Shopping Center.

C. Mrs. Gunnet advised that at the Fire Chief's meeting, several questions had been raised and she has information to report back. She stated that the fire company was called to a controlled burn off Witmer Road and had questioned if the owner was cited. She commented that they were.

Mrs. Gunnet advised that the fire companies had stated that tow truck drivers are responsible for cleaning up debris from a road when there is an accident and they are not doing this. She explained that there is a statute that notes that it is the responsibility of the towing company to clean up debris. She has forwarded a copy to the fire companies. The fire companies are to let the Township know if there are any issues.

14. Supervisors Comments – Mr. Heffner asked the Board if they had any comments. Mr. Sechrist did not have any comments.

Mr. Smith asked if there is an update on the MS4 Report. Mrs. Gunnet noted that there are no TMDL (total maximum daily load) streams in the Township which lessens regulations. She added that Mr. Hess will elaborate on this at the next meeting.

Mr. Heffner did not have any comments.

15. On the motion of Paul Smith seconded by Rodney Sechrist, the bills were approved. Motion carried. Three votes yes.

16. The meeting of the Windsor Township Board of Supervisors adjourned into an Executive Session to discuss potential litigation at 6:26 p.m.

Respectfully submitted,

Jennifer L. Gunnet
Secretary

CITIZENS PRESENT
November 5, 2012

Vera Miller

Robert Holweck

Elmer Fromm

Larry S. Yeakel

Gene & Bobbie Zimmerman

Sergeant Peter Montgomery

Karin Ellinger

John & Lynn Cheeseman

Dallastown, PA

50 Oak Drive Red Lion PA

270 Husson Road Felton PA

860 Zimmerman Road Red Lion PA

York Area Regional Police Department

210 Meggon Lane Red Lion PA

910 Cranberry Lane York PA