

MINUTES

BOARD OF SUPERVISORS REGULAR MEETING (CONTINUED) AND WORKSHOP SESSION

**JANUARY 28, 2009 (CONTINUED)
FEBRUARY 11, 2009
6:00 PM**

The Silver Spring Township Board of Supervisors continued the meeting from January 28, 2009, followed by a workshop session on Wednesday, February 11, 2009 at the Township Building, 6475 Carlisle Pike, Mechanicsburg, Pennsylvania.

Chairman LeBlanc reconvened the meeting at 6:00 pm.

Supervisors present: Chairman Jan LeBlanc, Vice-Chairman Mary Lou Pierce-McLain, Supervisor Jackie Eakin, and Supervisor Nancy Konhaus Griffie. Absent: Supervisor Vince DiFilippo.

Staff members present: Mr. William S. Cook, Township Manager; Ms. Terri A. Martini, Assistant Township Manager; Mr. Steve A. Stine, Esquire, Township Solicitor; Mr. Bony R. Dawood, PE, Township Engineer; Mr. James E. Hall, Zoning Officer; Mr. James R. Sadler, Chief of Police; Ms. Marie A. Daubert, IT Administrator; Ms. Kristy A. Owens, Assistant Director of Parks and Recreation; and Ms. Sue Ellen Adams, Secretary/Treasurer.

Others present:

Wayne Stevenson	J. Funkhouser
Lionel Spenard	G. Diener
D. Stoner	W. Stoner
Jamie Brubaker	Nate Spade
Greg Hobecker	

The meeting began with a Moment of Silence in Remembrance of Barry Nagle, Silver Spring Ambulance, who died in the Line of Duty.

Chairman LeBlanc read a thank you note from Supervisor DiFilippo.

JANUARY 28, 2009
MEETING (CONTINUED)

UPSET TAX SALE – RULE
TO SHOW CAUSE

On an Eakin/Pierce-McLain motion, the Board of Supervisors acted to not object to the Cumberland County sale of 263 Key West Boulevard (mobile home at Leiby's) free and clear of all tax and municipal liens.

The motion carried.

AUTHORIZATION TO
HIRE AND APPROVE
HIRING SCHEDULE FOR
POLICE OFFICER

On a Griffie/Pierce-McLain motion, the Board of Supervisors approved the proposed hiring process/schedule for an additional police officer.

The motion carried.

OUTSIDE EMPLOYMENT –
SERGEANT HIPPENSTEEL

On a Pierce-McLain/Eakin motion, the Board of Supervisors granted Sergeant Hippensteel permission to engage in outside part-time employment.

The motion carried.

800 M/A COM RADIO
PURCHASE

On a Pierce-McLain/Griffie motion, the Board of Supervisors approved the purchase of two 800 Band portable radios that were ordered in 2007 and authorized the purchase of two additional portable radios and two mobile in car radios for a total cost of \$27,024.00 as outlined in the 2009 budget.

The motion carried.

RECOGNITION OF
RESIDENTS AND THE
CUMBERLAND
COUNTY'S
COMMUNICATIONS
CENTER

On a Pierce-McLain/Eakin motion, the Board of Supervisors authorized that a letter of appreciation be sent to Mr. Donald Siekerman and Mr. Tolbert for their selfless acts in an incident in the Bent Creek Development.

The motion carried.

On a Pierce-McLain/Griffie motion, the Board of Supervisors authorized that a letter of appreciation be sent to the Cumberland County Board of Commissioners for the 911 Center's assistance and resourcefulness during a carjacking on Ridge Hill Road.

The motion carried.

WASTE WATER
TREATMENT PLANT
UPGRADE GRANT
APPLICATION – LETTER
OF SUPPORT REQUEST

On a Pierce-McLain/Eakin motion, the Board of Supervisors authorized that a letter of support be provided to Mechanicsburg in its effort to obtain grant funding for its Waste Water Treatment Plant upgrades.

The motion carried.

WALDEN CU2005-15
CONDITIONAL USE
REQUIREMENT

Mr. Jamie Brubaker, of Charter Homes, discussed the conditional use requirement to construct 2 bridges on Woods Drive. Mr. Dawood will meet with Mr. Brubaker to discuss design options and if additional right-of-way is needed, staff will meet with the property owners affected. This item will be reconsidered by the Board at the February 25, 2009 meeting.

On a Pierce-McLain/Griffie motion, the Board of Supervisors granted partial relief from conditional #13 on the Walden, CU2005-15, conditional use approval to allow one additional certificate of occupancy permit (beyond those issued to date) to be issued prior to bridge completion.

The motion carried.

2008 HIGHWAY AID
REPORT

On a Pierce-McLain/Eakin motion, the Board of Supervisors reaffirmed the authorization to sign the 2008 Highway Aid Report which was forwarded to PennDOT.

The motions carried.

**FEBRUARY 11, 2009
WORKSHOP MEETING**

PUBLIC PARTICIPATION

Chairman LeBlanc announced that an Executive Session was held immediately prior to this meeting to discuss personnel issues.

Mr. Wayne Stevenson, a business owner in the township, inquired as to the progress of the Texaco and Hogestown Roads project and the schedule of improvements for Texaco and Hempt Roads.

Mr. Dawood advised that the last details are being finalized for the signal light at Hogestown and Texaco Roads and construction is planned for this spring. Repaving plans are almost complete for Texaco and Hempt Roads but work will not commence until the Texaco and Hogestown Roads traffic signal project is completed.

Ms. Georgianne Diener, a township resident, questioned the status of the public improvements for the Peninsula Phase 3. Supervisor LeBlanc replied that the township entered into an agreement and improvements are to be completed by mid-summer.

PUBLIC HEARING –
FLOODPLAIN ZONE
ORDINANCE
NO. 3 OF 2009

Chairman LeBlanc turned the conduct of the public hearing for the Floodplain Zone Ordinance No. 3 of 2009, over to the Township Solicitor, Mr. Steve Stine, at 7:00 pm.

The hearing was advertised in the West edition of The Patriot-News on Wednesday, January 28, 2009 and on Wednesday, February 4, 2009.

As there were no public comments, the hearing was declared closed at 7:01pm.

APPROVAL OF
ACTIVENET PROGRAM
REGISTRATION
SOFTWARE AGREEMENT

On a Pierce-McLain/Eakin motion, the Board of Supervisors authorized the purchase of ActiveNet Program Registration Software at a cost not to exceed \$5,200.00.

The motion carried.

COMPUTER EQUIPMENT
PURCHASE

On a Pierce-McLain/Griffie motion, the Board of Supervisors authorized the purchase of computer equipment from Freedom Systems at a cost of \$10,309 from the State Contract.

The motion carried.

CELL PHONE
COMPARISON

Ms. Marie Dalbert, IT Administrator, summarized three cell phone plans and the cost of adding three additional lines for the Board of Supervisors consideration.

On a Pierce-McLain/Eakin motion, the Board of Supervisors selected Verizon, for 13 users, at \$345.30 per month. It was noted that no contract is required.

The motion carried.

NEW KINGSTOWN FIRE
COMPANY BUILDING
PROJECT

Mr. Jim Hall discussed the New Kingstown Fire Company building project with the Board and asked that filing fees, building, and zoning permit fees be waived.

On an Eakin/Pierce-McLain motion, the Board of Supervisors approved to waive the filing fees and building/zoning permit fees associated with the New Kingstown Fire Company building project.

The motion carried.

FLOODPLAIN
ORDINANCE
NO. 3 OF 2009 –
CONSIDERATION OF
ADOPTION

On an Eakin/Griffie motion, the Board of Supervisors adopted Ordinance No. 3 of 2009, which amends, modifies, and changes Section 231 of the Silver Spring Township Zoning Ordinance of 2008 with regard to the Floodplain Zone to make it consistent with the latest requirements of the National Flood Insurance Program and the Pennsylvania Floodplain Management Act. Ordinance No. 3 of 2009

amends Section 231 with regard to the following: Section 231.2 – Purpose and Policy; Section 231.3 – Specific Objectives; Section 231.4 – Issuance of a Building Permit; Section 231.5 – Application Procedures and Requirements; Section 231.6 – Delineation of Lands within the Floodplain Zone; Section 231.11 – Design and Performance Standards; and Section 231.12 – Standards and Criteria for Special Exceptions and Variances. In addition, certain subsections of Section 231 have been renumbered and any references to those subsections have been changed. Ordinance No. 3 of 2009 also contains clauses concerning validity of prior ordinances, severability and effective date.

The motion carried.

APPROVAL OF
MINUTES

JANUARY 14, 2009 and
JANUARY 28, 2009

On a Pierce-McLain/Griffie motion, the Board of Supervisors approved the minutes from the meetings held on January 14, 2009 and January 28, 2009.

The motion carried.

TREASURER REPORT

Mrs. Sue Ellen Adams gave the Treasurer's report for the month of December, 2008 and by agreement the report was filed subject to audit.

HEALTH BENEFIT
EXPENDITURES

On a Pierce-McLain/Griffie motion, the Board of Supervisors approved the health benefit expenditures for January 2009.

The motion carried.

THANKS PROGRAM

The Board and staff discussed the THANKS Program recommendations. Staff will make the recommended adjustments for presentation to the Emergency Management Council for its review and comment.

2009 MUNICIPAL
UTILITY ALLIANCE
ELECTRICITY
PROCUREMENT
PROGRAM

On a Pierce-McLain/Eakin motion the Board of Supervisors authorized submission of information to the Municipal Utility Alliance Electricity Procurement Program for use in an RFP to obtain electricity procurement prices for 2010.

The motion carried.

OFFICER SNYDER
GRIEVANCE

On a Griffie/Pierce-McLain motion, the Board of Supervisors denied the grievance filed by Officer Snyder.

The motion carried.

PURCHASE OF NEW
POLICE CAR

On a Pierce-McLain/Eakin motion, the Board of Supervisors authorized the purchase of a new 2009 Ford Crown Victoria Police Car from New Holland Ford Lincoln Mercury and the purchase/transfer of lighting and radios at a total cost of \$27,721.85.

The motion carried.

TRADITIONS OF
AMERICA AT SILVER
SPRING (AVALON
PHASE 1) LD2007-2F –
RELEASE
OF LETTER OF CREDIT

On an Eakin/Griffie motion, the Board of Supervisors approved the release of the Letter of Credit in the amount of \$150,000, in association with the Agreement for temporary pumping and hauling services, for the Traditions of America, final land development plan, LD2007-2F.

The motion carried.

WEST SHORE TAX
BUREAU – COSTS OF
COLLECTION
ORDINANCE REQUEST

On a Pierce-McLain/Griffie motion, the Board of Supervisors reviewed the West Shore Tax Bureau – Costs of Collection Ordinance request, and authorized that the Township Solicitor prepare the public notice and advertisement and set the Board meeting of March 25, 2009 at 6:30 pm as the date for consideration of adoption.

The motion carried.

CUMBERLAND COUNTY
LOCAL BRIDGE
INSPECTION PROGRAM

On an Eakin/Griffie motion, the Board of Supervisors approved participation in the County-wide Bridge Inspection Program provided by Cumberland County at no cost to the Township.

The motion carried.

BUILDING INSPECTION
SERVICES REQUEST FOR
PROPOSALS

On an Eakin/Griffie motion, the Board of Supervisors authorized staff to solicit proposals for building inspection services, replacing the services of Ritchie Engineering.

The motion carried.

LIAISON/PRIORITY
REPORTS

Supervisor Pierce-McLain reported that the Growing Greener/Land Preservation Committee talked about changing the name of their committee. Outdoor Furnaces, the Appalachian Trail overlay zone, and a long term objectives were also discussed. Mr. Jeff Kelly made a presentation on the Appalachian Trail and copies will be distributed to the Board. Supervisor Pierce-McLain reported that the Emergency Management Council discussed Gilligan's West and Bent Creek Square and the New Kingstown By-Pass. It was also mentioned that Knox Boxes have been ordered and should be arriving soon for township residents qualifying for the Knox Box Program.

Supervisor Eakin advised that at the Zoning Hearing Board meeting, William and Sheri Stansfield's Variance 2009-1, was granted to build an addition to an existing home which will exceed the maximum coverage permitted. Also, Variance 2009-2 was granted for installing a private water well on a lot less than an acre for domestic use because public water is not available at this time. Supervisor Eakin advised that the Silver Spring Township Authority approved a rate increase of 3% for 2009.

Supervisor Griffie reported that preliminary work has begun on the New Kingstown By-Pass and the New Kingstown residents will be applying for Grants with the County's assistance. Supervisor Griffie advised that the Police Department is in the process of having the K-9 vehicle equipped. Supervisor Griffie announced that Recreation Advisory Council (RAC) is discussing the idea of allowing dogs, for a trial period of one year, in Willow Mill Park and Pleasant View Park instead of a dog park. RAC has concerns regarding the size of the future Veteran's Memorial and where it would be placed. Supervisor Griffie also added that Mr. Dawood is assisting Mr. Jeff Williams with bids for the first phase of Huston Mill restoration.

MANAGER'S REPORT

Mr. William Cook gave the following Manager's Report:

The insurance agent representing Mr. & Mrs. Vinarski, of 98 Pleasant Grove Road, is requesting that the Township pay any additional premium increase associated with the damage to Vinarski's property that was caused by a Township vehicle. Mr. Cook informed the Board that that the property owner filed with the Pennsylvania Insurance Department a request for reconsideration. It was also reported that the Political Subdivision Tort Claims Act prohibits such a payment by the Township.

Silver Spring Square provided a progress schedule by email today.

The Township received a second notice from PSATS's stating that the Township has not renewed its participation for this year. Staff was asked to investigate options for obtaining Unemployment Compensation Insurance.

On an Eakin/Pierce-McLain motion, the Board of Supervisors appointed Kathy Kramer as Assistant Secretary, in addition to her current job title, with an annual salary of \$29,500.

The motion carried.

OTHER PERTINENT
BUSINESS

Supervisor LeBlanc announced that some of the items on the January 28, 2009 Agenda were delayed to the February 25, 2009 meeting.

ADJOURNMENT

There being no further business or comments to come before the Board, the meeting was adjourned at 8:12 pm on a Pierce-McLain/Griffie motion.

The motion carried.

Recorder: _____
Sue Ellen Adams

APPROVED: _____
Chairman

Secretary