

AGENDA

**BOARD OF SUPERVISORS
WORKSHOP MEETING**

**JUNE 9, 2010
6:30 PM**

THIS MEETING IS BEING RECORDED

As a courtesy to others in attendance, please turn off cellular phones and pagers during the meeting.

- 6:00 pm Executive Session
1. Public Participation
 2. On-lot Septic Maintenance Ordinance Requirements Waiver Requests
 - 1) John & Connie Dettinger
 - 2) Gerald Heberling
 - 3) Edith Shelley
 - 4) James & Doris Law
 3. Approval of Minutes – May 26, 2010
 4. Health Benefit Expenditures – May 2010
 5. Actuarial Services Rendered
 6. Penn Waste Contract Extension – Contract Amendment
 7. Purchase and Installation of a Generator
 8. Police Department Code of Conduct
 9. Property Maintenance Code Ordinance
 10. Bella Vista 2004-11F – Letter of Credit Reduction Request
 11. Ferris Land Development, LP Z2010-4 – Zoning Change Request
 - a. Request to rezone
 - b. Establish Public Hearing Date
 12. Bourbon Red Drive Drainage Issues
 13. Liaison/Priority Reports
 14. Manager’s Report
 15. Other Pertinent Business
 16. Adjournment

**Public comments will be limited to ten (10) minutes initially
per individual Resolution 97-4 adopted January 6, 1997.**

MINUTES

**BOARD OF SUPERVISORS
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The Silver Spring Township Board of Supervisors met in a workshop session on Wednesday, June 9, 2010 at the Township Building, 6475 Carlisle Pike, Mechanicsburg, Pennsylvania.

Chairman DiFilippo called the Board of Supervisors meeting to order at 6:30 pm.

Supervisors present: Chairman Vincent T. DiFilippo, Vice-Chairman Nancy Konhaus Griffie, Supervisor Mary Lou Pierce-McLain, Supervisor David R. Lenker II, and Supervisor Nathan T. Spade.

Staff members present: Ms. Terri A. Martini, Acting Township Manager; Mr. Bony R. Dawood, PE, Township Engineer; and Ms. Kathy K. Kramer, Assistant Secretary.

Others present:

- | | |
|----------------|--------------------|
| James Greene | James Funkhouser |
| Tom Griffie | Larry Shultz |
| R. L. Norrie | Eugene Graham |
| J. L. Bruner | L. Spenard |
| Ron Ferris | Kathi Pifer |
| Nancy Shoaff | Rich Shoaff |
| J. & G. Diener | Paulette Krewson |
| Marlin Wood | Dale Miller |
| M. Skelly | Wayne Stevenson |
| Quin Hock | Lisa Trogner |
| Curt Trogner | Jan LeBlanc |
| Barb Sadler | Pat Ferris |
| John Murphy | Liam Migdail-Smith |

PUBLIC PARTICIPATION

Chairman DiFilippo announced that Executive Sessions were held on June 2, 2010, June 3, 2010, June 7, 2010, and immediately prior to this meeting to discuss personnel issues and real estate transactions.

Mr. Larry Shultz, of Pennsy Supply discussed a request for operating its asphalt plant during night hours with the Board.

On a Pierce-McLain/Lenker motion, the Board of Supervisors approved the nighttime operation of the asphalt manufacturing plant beginning with intermittent operations between August 1, 2010 to October 1, 2010 and resuming operation between March 1, 2011 and May 11, 2011 and contingent upon a Letter of Agreement, acceptable to both parties.

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This approval was granted with two conditions:

1. Strobe light backup warning devises to be used in place of audible warnings.
2. Pennsy Supply is to provide the Township with the names and addresses of neighboring property owners and the Township will send out notification of Pennsy Supply's modified work schedule to those abutters.

The motion carried.

ON-LOT SEPTIC
MAINTENANCE
ORDINANCE
REQUIREMENTS
WAIVER REQUESTS

- 1.) John & Connie Dettinger
- 2.) Gerald Heberling
- 3.) Edith Shelley
- 4.) James & Doris Law

On a Spade/Lenker motion, the Board of Supervisors tabled the waiver requests for the on-lot septic maintenance for John and Connie Dettinger, Gerald Heberling, Edith Shelley, and James and Doris Law until the June 23, 2010 meeting.

The motion carried.

The Board also directed staff to prepare an amendment to the ordinance for waiver requests to be processed administratively.

APPROVAL OF MINUTES

MAY 26, 2010

On a Pierce-McLain/Spade motion, the Board of Supervisors approved the minutes from the meeting held on May 26, 2010.

The motion carried.

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HEALTH BENEFIT
EXPENDITURES

On a Spade/Griffie motion, the Board of Supervisors approved the health benefit expenditures for May.

The motion carried.

ACTUARIAL SERVICES
RENDERED

On a Spade/Lenker motion, the Board of Supervisors authorized payment of the invoices from the pension plans for the actuarial services in the amount of \$6,200.00.

The motion carried.

PENN WASTE CONTRACT
EXTENSION – CONTRACT
AMENDMENT

On a Pierce-McLain/Spade motion, the Board of Supervisors approved an amendment of the Penn Waste extension proposal which retains the current rate of \$3.75 on the pay-per-bag program.

The motion carried.

PURCHASE AND
INSTALLATION OF A
GENERATOR

On a Pierce-McLain/Griffie motion, the Board of Supervisors approved the purchase of a generator from the New Kingstown Fire Company at a cost of \$20,000.

The motion carried.

POLICE DEPARTMENT
CODE OF CONDUCT

On a Spade/Griffie motion, the Board of Supervisors adopted the Code of Conduct for the Silver Spring Township Police Department.

The motion carried.

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PROPERTY
MAINTENANCE CODE
ORDINANCE

Staff will contact Mr. Steve Stine, Township Solicitor for a recommendation on an ordinance addressing the outdoor storage of non-functioning equipment.

The Business Advisory Council requested to see the draft ordinance prior to being approved.

BELLA VISTA 2004-11F
LETTER OF CREDIT
REDUCTION REQUEST

On a Spade/Lenker motion, the Board of Supervisors approved a reduction in the Letter of Credit to \$212,510 for the Bella Vista, final subdivision plan, 2004-11F.

The motion carried.

FERRIS LAND
DEVELOPMENT, LP
Z2010-4 – ZONING
CHANGE REQUEST

- a. Request to rezone
- b. Establish Public Hearing Date

Mr. Ron Ferris, of Ferris Land Development, LP, discussed the zoning change request with the Board.

After a lengthy discussion with residents sharing their concerns, on a Lenker/Spade motion, the Board of Supervisors referred the Ferris Land Development, Z2010-4, zoning change request to the Cumberland County Planning Commission and Silver Spring Township Planning Commission for their review and comments and authorized the Township Solicitor to set July 28, 2010 as the date for the public hearing.

The motion carried with Chairman DiFilippo and Supervisor Griffie casting a negative vote.

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BOURBON RED DRIVE DRAINAGE ISSUES

Since Ms. Marie Chomicki, of 4 Bourbon Red Drive, was not present, this item was tabled until a future meeting.

At the Board's request, staff will notify affected property owners of the estimated costs to re-establish the drainage channel at the rear yards of Konhaus Estates, Evergreen Phase I and the resident on State Road.

LIAISON/PRIORITY REPORTS

Supervisor Lenker reported that the Conservation and Preservation Committee discussed the view sheds of the Appalachian Trail and residents questioned what impact setbacks might have on their properties. He reported that the Planning Commission tabled the Mechanicsburg Terminals subdivision plan and forwarded the Kiddie Academy and The Custer Company Conditional Use Application and the Waterford Med Partner Text Amendment to the Board of Supervisors with recommendation for approval.

Supervisor Pierce-McLain reported that the June Zoning Hearing Board meeting was cancelled due to a lack of applications being submitted. She reported that the Strategic Planning Committee entertained a presentation on Budget preparation by Ms. Marie Daubert; the Emergency Management Council will meet next week; and the Council of Government (COG) presented an informational session "Email Bidding" and will be collating statistics on the most common crimes committed in the municipalities.

Supervisor Griffie reported that the Business Advisory Council (BAC) met with Mr. Dick Hammon, Superintendent of Police, and that he expressed his interest in enhancing cooperation between the police department and businesses. Also, the BAC is soliciting sponsors and golfers for their July 23rd golf tournament. She reported that the New Kingstown Vision held an Open House for residents to view the streetscape plan.

Supervisor Spade reported that the Recreation Advisory Council had a good attendance at the 5K Race and Kids Fit Run and will be donating excess revenue to the Veterans Memorial effort. RAC will also sponsor a Chicken BBQ and Bluegrass Festival at Willow Mill Park on July 10th. He reported that the Police Department responded to 1,093 calls in May and the School Resource Officer (SRO) handled 38 calls.

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Supervisor DiFilippo reported that the Vets Committee continues to raise funds for its memorial; received a large in-kind donation from Pennsy Supply for all the concrete needed for the memorial; and received a large donation from an anonymous local business. He also mentioned that the Ag Security Advisory Council will be reactivated this summer.

MANAGER'S REPORT

Ms. Terri Martini, Acting Township Manager, gave the following Manager's Report:

The Township Highway Department has been busy removing fallen trees and limbs due to the rainstorms and high winds.

The Township Engineer and the Zoning Officer performed site visits in areas with chronic storm water issues and found no significant problems.

Penn Prime held an Occupational Safety Training session for the Safety Committee.

The office has received numerous phone calls regarding complaints for high grass and weeds and questions from septic tank owners in district 2.

Staff submitted an annual storm water report on the township outfalls, prepared by the Township Engineer. Plans call for dividing 98 outfalls into districts for annual inspections and repairs and to initiate an educational program posting storm water information on the website and distributing brochures as aides to mitigate storm water problems.

Cumberland County has requested the Township to assist them with selecting a site for the expired prescription drop off program.

OTHER PERTINENT BUSINESS

114 ASSOCIATES INC. ESTABLISHMENT OF IMPROVEMENT GUARANTEE

On a Spade/Lenker motion, the Board of Supervisors approved the Establishment of an Improvement Guarantee in the amount of

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\$18,810.00 in a form of financial security acceptable to the Township Solicitor.

The motion carried.

On a Spade/Griffie motion, the Board of Supervisors authorized Terri Martini, Acting Township Manager, to advertise the opening for the position of a Township Treasurer.

The motion carried.

Supervisor Lenker requested staff to investigate the location of the Appalachian Trail signs and inquired if the Highway Department has enrolled in any safety classes. He added that the Township Police and volunteers from the fire companies performed life-saving CPR utilizing the AED on a resident until they were transported to a hospital.

Supervisor Pierce-McLain reported that the Superintendent of Police will discuss with Rivendell residents the use of the Presbyterian Church Drive as an alternate to accessing Silver Spring Road. Staff was directed to write a letter to the Rivendell HOA cautioning residents to follow the speed limit.

Supervisor Griffie asked staff to investigate the viability of the newly planted trees on the berm of the Link Belt property.

Supervisor DiFilippo requested staff to investigate electric coalitions for current service rates.

Supervisor DiFilippo announced that the Hempt Farms Zoning Change request will be discussed at the Planning Commission meeting on July 1, 2010.

ADJOURNMENT

There being no further business or comments to come before the Board, the meeting was adjourned at 9:20 pm on a Lenker/Spade motion.

The motion carried.

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Recorder: 
Kathy K. Kramer

APPROVED: 
Chairman


Secretary