

LOWER WINDSOR TOWNSHIP  
BOARD OF SUPERVISORS  
SEPTEMBER 11, 2014  
6:30 P.M.

**PUBLIC HEARING – ZONING ORDINANCE AMENDMENT:** Chairman Barry Miller called the public hearing to order at 6:30 p.m. to hear comment on the proposed zoning amendment. This ordinance will remove the definition of “swimming pool” as contained in Section 203 of the zoning ordinance. No comment was received. The hearing was closed.

**PUBLIC HEARING – REPEAL OF ORDINANCE 1977:** Chairman Barry Miller called the public hearing to order at 6:32 to repeal Ordinance 1977 which is no longer necessary to regulate the construction and use of swimming pools in the Township due to the fact that it is regulated by the Uniform Construction Code. No comment was received. The hearing was closed.

**PUBLIC HEARING – VACATE AND ABANDON FISHING CREEK ROAD:** Chairman Barry Miller called the public hearing to order at 6:33 to vacate and abandon a portion of Fishing Creek Road. Comments received from:

1. Don Andrusky – Resident and Ebenezer Church member commented that it will impact the church drastically and leave it land locked if Safe Harbor doesn’t give them a right-of-way.
2. Mr. Ron Wagner, Safe Harbor Water & Power – Asked to delay the vote so they have time to perform a study to find out how it will impact their property.

Chairman Miller commented that the Board can take another look at the problem and get a cost estimate from the Township Engineer. The hearing was closed.

The Lower Windsor Township Board of Supervisors regular meeting, at the Township Community Building, 2425 Craley Road, Wrightsville, PA, was called to order by Chairman Miller at 6:42 p.m. with a pledge to the flag. A moment of silence was observed for Patriots Day. Present at the meeting were Supervisors Barry Miller, Gerald Kellner and Donald Schock, Township Manager Maureen Hartman, Secretary Treasurer Linda Zimmerman, Zoning Officer Sande Cunningham, Solicitor John Herrold and Engineer John Klinedinst. Patrons in attendance: 19

**PUBLIC COMMENT:**

1. HEATHER OWEN – DALLAS DRIVE: Complaint of stormwater problem that washed out their property. The Board agreed to place a larger inlet at the current storm drain.
2. TINA ROBERTS – FISH AND GAME ROAD: She stated she was in attendance at the meeting with Township representatives and DEP and COE regarding Fishing Game Road and made the Board aware of the stocking of fish and the timing of the project.
3. SUSAN DI ANGELO – ALMONEY ROAD: Complained of stormwater problem from Picturesque Drive. She is asking the Township to help control the run off. The Township Engineer will look at the site and report back to the Board.
4. JOEL HOFFMASTER – CIRCLE DRIVE: Mr. Hoffmaster complained about the stormwater runoff from property on Forge Hill Road. The Township engineer will look at the site and report back to the Board.
5. JAY GAMBER – OVERLOOK DRIVE: Mr. Gamber said stormwater runoff from River View Estates is washing out his property. Mr. Klinedinst informed the Board that the maintenance of the stormwater basins are the responsibility of the property owners and the Township should contact them to remedy the problem.

APPROVAL OF MINUTES – AUGUST 14, 2014: Motion by Supervisor Schock, seconded by Supervisor Kellner to approve the minutes as presented, motion carried.

REPORTS:

1. POLICE: Chief Caldwell submitted his report to the Board.
2. SOLICITOR: Mr. Herrold submitted his report.
3. ENGINEER: Mr. Klinedinst submitted his report.
4. HIGHWAY: Mr. Miller submitted his report to the Board.
5. EMERGENCY SERVICES: Lake Clark, Yorkana and EYCEMA submitted reports.

ZONING:

1. HILTS ROAD WAIVER OF LAND DEVELOPMENT: Atty. Driscoll who represents her client 1166 Hiltz Road, LLC brought attention to staff of a potential error in verbiage in the 2004 SALDO regarding the definition of a land development compared to the 2012 SALDO definition. The Board acknowledged the error and asked that it be corrected. Motion by Supervisor Schock, seconded by Supervisor Kellner to waive of the land development plan requirement, motion carried. The Board authorized Solicitor Herrold to move forward with the amendment to the SALDO.

OLD BUSINESS:

1. UPDATE ON HIGHWAY BUILDING: Mr. Klinedinst provided the contract change order #GC-1 for the metal roof thickness that would save the township \$22,800. Motion by Supervisor Kellner, seconded by Supervisor Schock to authorizing the signing of the contract change order CG-1, motion carried. Mr. Klinedinst provided for payment:
  - a. MCA - Payment #1 for \$49,230
  - b. ProElectric - Payment #1 for \$17,565.88.Mr. Klinedinst is recommending upgrading the doors on the building at an up-charge of \$260/ea. for a total cost of \$4,420.00. The Board agreed to move forward with the change order for the doors. The Board also agreed that if C.S. Davidson approves invoices for payment, that they do not have to be brought before the Board for approval.

NEW BUSINESS:

1. ADOPTION OF ORDINANCE 2014-01 – ZONING ORDINANCE AMENDMENT: Motion by Supervisor Kellner, seconded by Supervisor Schock, to adopt Ordinance 2014-07 to repeal the definition of swimming pool, motion carried.
2. ADOPTION OF ORDINANCE 2014-02 – REPEAL ORDINANCE 1977: Motion by Supervisor Schock, seconded by Supervisor Kellner, to adopt Ordinance 2014-02, motion carried.
3. ADOPTION OF ORDINANCE 2014-03 – ABANDON FISHING CREEK ROAD: Motion by Supervisor Kellner, seconded by Supervisor Schock to table this matter, motion carried.
4. ADOPTION OF ORDINANCE 2014-03 – ADOPTION OF CBPRP: Motion by Supervisor Kellner, seconded by Supervisor Schock to adopt Ordinance 2014-03, motion carried. Motion by Supervisor Kellner, seconded by Supervisor Schock, to execute the intergovernmental agreement for the Plan. Motion carried.
5. 2015 MMO - POLICE AND NON-UNIFORM PENSION OBLIGATION: Mrs. Zimmerman informed the Board of the 2015 minimum municipal obligation for the police pension plan of \$150,169 and the non-uniform pension plan of \$22,714.

6. MANAGERS REPORT:

- a. Ms. Hartman reported that she and Chief Caldwell met with Lt. Stump and Sgt. Losty from the York County QRT program to discuss the interest of Officer Jackson joining the QRT. Supervisor Kellner questioned would this put a burden on the township and stress on employees and questioned where the funding is coming from to equip this officer? Supervisor Kellner would like to see more info regarding this request and the support of the association and community.
  - b. Ms. Hartman informed the Board that we received the holdback money from the insurance for the building of \$233,009.68
  - c. Ms. Hartman received a request from a school bus driver if he could use the township parking lot to park his school bus. The Board is not in favor of this.
  - d. Ms. Hartman informed the Board that Spangler Boyer completed the work on the ductwork and said they priced the job wrong and would the Board consider paying \$6,300 instead of the \$1,625. The Board responded no.
7. APPROVAL OF BILLS: Motion by Supervisor Schock, seconded by Supervisor Kellner to approve the bills in the amount of \$82,950.57, motion carried.
8. OTHER PERTINENT BUSINESS:
- a. Chairman Miller recommended the full donation be distributed to East Prospect Fire Co. Supervisor Kellner recommends increments as they continue their improvements. Motion by Supervisor Kellner, seconded by Supervisor Schock, to release \$10,000 of the donation and revisit on a monthly basis, motion carried 2-1 with Chairman Miller voting no.
  - b. Supervisor Kellner reported that he met with staff to get an early start on the budget.

Meeting adjourned at 7:43 pm

Respectfully submitted

Linda J. Zimmerman  
Secretary